

**2009-2010**

**HOUSE  
RULES, CALENDAR, &  
OPERATIONS**

**MINUTES**

**COMMITTEE ON RULES, CALENDAR AND OPERATIONS  
OF THE HOUSE**

**2009 SESSION**

**REPRESENTATIVE BILL OWENS, CHAIRMAN**

**DOROTHY C. CROCKER, RULES CLERK**

## COMMITTEE ON RULES, CALENDAR AND OPERATIONS OF THE HOUSE

### MEMBERSHIP

Representative Bill Owens, Chairman  
Representative Rick Glazier, Vice Chairman  
Representative Paul Luebke, Vice Chairman  
Representative Deborah Ross, Vice Chairman  
Representative Jeff Barnhart  
Representative Larry Bell  
Representative Dan Blue  
Representative Harold Brubaker  
Representative Jim Crawford  
Representative Bill Current  
Representative Jerry Dockham  
Representative Hugh Holliman  
Representative Julia Howard  
Representative Verla Insko  
Representative Maggie Jeffus  
Representative Carolyn K. Justice  
Representative Jimmy Love  
Representative Daniel McComas  
Representative Marian McLawhorn  
Representative Mickey Michaux  
Representative Mitchell Setzer  
Representative Fred Steen  
Representative Thom Tillis  
Representative Jennifer Weiss  
Representative Doug Yongue

# ATTENDANCE

2009-2010

## COMMITTEE ON RULES, CALENDAR AND OPERATIONS OF THE HOUSE

DATES	2-11-09	3-04-09	3-25-09	4-07-09	4-15-09	4-28-09	5-05-09	5-12-09	5-20-09	6-16-09	6-25-09	7-07-09	7-28-09	8-05-09	8-06-09
Rep. Bill Owens, Chairman	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓		✓	✓
Rep. Rick Glazier, V. Chairman	✓			✓		✓									
Rep. Dewey Hill, V. Chairman			✓	✓		✓		✓	✓			✓	✓	✓	
Rep. Paul Luebke, V. Chairman				✓					✓		✓	✓	✓	✓	
Rep. Deborah Ross, V. Chairman		✓		✓	✓	✓	✓	✓	✓	✓	✓	✓	✓		
Rep. Jeff Barnhart		✓									✓	✓		✓	
Rep. Larry Bell			✓	✓		✓	✓							✓	
Rep. Dan Blue				✓		✓									
Rep. Harold Brubaker												✓		✓	
Rep. Jim Crawford	✓	✓	✓	✓		✓		✓	✓			✓			
Rep. Bill Current	✓	✓	✓	✓		✓			✓		✓			✓	✓
Rep. Jerry Dockham	✓	✓		✓		✓	✓				✓	✓	✓		
Rep. Hugh Holliman	✓	✓	✓	✓		✓				✓		✓			
Rep. Julia Howard			✓	✓		✓	✓	✓	✓			✓		✓	✓
Rep. Verla Insko				✓	✓	✓	✓				✓	✓			
Rep. Maggie Jeffus		✓	✓	✓	✓	✓				✓	✓	✓		✓	
Rep. Carolyn K. Justice	✓		✓			✓	✓		✓			✓	✓		
Rep. Jimmy Love		✓		✓		✓	✓	✓	✓	✓		✓	✓	✓	✓
Rep. Daniel McComas		✓			✓				✓						
Rep. Marian McLawhorn	✓	✓	✓	✓	✓									✓	✓
Rep. Mickey Michaux				✓		✓									
Rep. Mitchell Setzer			✓			✓	✓	✓				✓		✓	
Rep. Fred Steen				✓							✓	✓			
Rep. Thom Tillis		✓		✓	✓			✓				✓	✓		
Rep. Jennifer Weiss	✓	✓	✓	✓	✓	✓	✓				✓	✓	✓	✓	
Rep. Doug Yongue	✓	✓	✓	✓	✓	✓	✓							✓	✓





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# **HOUSE RULES MEETING AGENDA**

## **AGENDA**

**February 11, 2009**

**CS FOR HJR 34 – NAACP’S 100TH ANNIVERSARY (Reps. Pierce,  
Wainwright, Womble, Hall)**

**SB 93 – DARE/WATAUGA COMMISSIONERS VACANCY – Sen. Goss)**

MINUTES OF THE COMMITTEE ON RULES, CALENDAR  
AND OPERATIONS OF THE HOUSE

February 11, 2009


The Committee of the House, Rules, Calendar and Operations of the House held its first meeting on February 11, 2009 in Room 2305 of the Legislative Building at 2:50 p.m. The following members were present: Representatives Owens, Chairman; Glazier, Vice Chairman; Bell, Crawford, Current, Dockham, Holliman, McLawhorn and Weiss.

The following joint resolution and bill were considered:

**HJR 34 - A JOINT RESOLUTION HONORING THE NATIONAL ASSOCIATION FOR THE ADVANCEMENT OF COLORED PEOPLE (NAACP) ON ITS ONE HUNDREDTH ANNIVERSARY.** Rep. Pierce was recognized to explain the committee substitute. A proposed committee substitute was offered and Representative Luebke moved for its adoption. Following Rep. Pierce's explanation, Representative Luebke moved that the committee substitute be given a favorable report, unfavorable to the original resolution. The motion passed.

**SB 93 - AN ACT TO REAPPOINT PERSONS TO THE BOARDS OF COMMISSIONERS OF DARE AND WATAUGA COUNTIES AND VALIDATE ACTIONS.** Representative Spear was recognized to explain the bill. Following his explanation, Representative Holliman moved for a favorable report. The motion passed.

The meeting adjourned at 2:55 p.m.

  
\_\_\_\_\_  
Representative Bill Owens  
Chairman

  
\_\_\_\_\_  
Dorothy C. Crocker  
Rules Clerk

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**1**

**HOUSE JOINT RESOLUTION 34**

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**Sponsors:** Representatives Pierce, Wainwright, Womble, Hall (Primary Sponsors); K. Alexander, M. Alexander, Bell, Bordsen, Braxton, Bryant, Burris-Floyd, Carney, Coates, Cotham, Dickson, Dollar, Earle, Faison, Farmer-Butterfield, Fisher, E. Floyd, Gibson, Glazier, Goodwin, Haire, Harrell, Harrison, Holliman, Hughes, Insko, Jackson, Jeffus, Jones, Lewis, Love, Lucas, Luebke, Mackey, Martin, McLawhorn, Michaux, Mobley, Moore, Ross, Spear, Tarleton, Tucker, Underhill, Weiss, Wilkins, and Wray.

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**Referred to:** Rules, Calendar, and Operations of the House.

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February 4, 2009

1 A JOINT RESOLUTION HONORING THE NATIONAL ASSOCIATION FOR THE  
2 ADVANCEMENT OF COLORED PEOPLE (NAACP) ON ITS ONE HUNDREDTH  
3 ANNIVERSARY.

4 Whereas, the National Association for the Advancement of Colored People  
5 (NAACP) was founded on February 12, 1908, in New York City; and

6 Whereas, the NAACP's founders consisted of a multiracial group of activists,  
7 including Ida Wells-Barnett, W.E.B. DuBois, Henry Moscowitz, Mary White Ovington,  
8 Oswald Garrison Villiard, and William English Walling; and

9 Whereas, the NAACP's mission is to ensure the political, educational, social, and  
10 economic equality of rights of all persons and to eliminate racial hatred and racial  
11 discrimination; and

12 Whereas, according to the NAACP's constitution, some of the organization's  
13 objectives include removing all barriers of racial discrimination through democratic processes;  
14 seeking enactment and enforcement of federal, state, and local laws securing civil rights; and  
15 informing the public of the adverse effects of racial discrimination and how to take lawful  
16 action to help eliminate racial discrimination; and

17 Whereas, for 100 years, the NAACP has led public demonstrations and joined court  
18 battles to bring about awareness of racial and other injustices; and

19 Whereas, the NAACP will observe its 100<sup>th</sup> anniversary through activities planned  
20 throughout the year and ending with its annual convention in 2010; and

21 Whereas, the NAACP has more than 1,700 units nationwide, and its members  
22 actively participate in a number of programs that focus on the mission of the NAACP; and

23 Whereas, Rev. Dr. William J. Barber II serves as President of the North Carolina  
24 NAACP and is committed to improving the civil rights of everyone in the State; Now,  
25 therefore,

26 Be it resolved by the House of Representatives, the Senate concurring:

27 **SECTION 1.** The General Assembly honors the memory of those who founded the  
28 NAACP for their vision and the service they rendered.

29 **SECTION 2.** The General Assembly congratulates the NAACP, the oldest civil  
30 rights organization in the nation, on its 100<sup>th</sup> anniversary and expresses appreciation for its  
31 contributions to social change.



1           **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
2 resolution to the Rev. Dr. William J. Barber II.

3           **SECTION 4.** This resolution is effective upon ratification.

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**D**

**HOUSE JOINT RESOLUTION 34  
PROPOSED COMMITTEE SUBSTITUTE H34-PCS30045-LG-1**

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Sponsors:

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Referred to:

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February 4, 2009

1 A JOINT RESOLUTION HONORING THE NAACP'S CENTENNIAL ANNIVERSARY.

2 Whereas, the National Association for the Advancement of Colored People  
3 (NAACP) was founded on February 12, 1909, the centennial of Abraham Lincoln's birth, by a  
4 multiracial group of distinguished leaders, including Ida Wells-Barnett, W.E.B. DuBois, Henry  
5 Moscowitz, Mary White Ovington, Oswald Garrison Villiard, and William English Walling;  
6 and

7 Whereas, the NAACP is the oldest and largest civil rights organization in the United  
8 States; and

9 Whereas, the NAACP's mission is to ensure the political, educational, social, and  
10 economic equality of rights of all persons and to eliminate racial hatred and racial  
11 discrimination; and

12 Whereas, according to the NAACP's constitution, the principal objectives of the  
13 Association are:

- 14 (1) To ensure the political, educational, social, and economic equality of all  
15 citizens.  
16 (2) To achieve equality of rights and eliminate race prejudice among the citizens  
17 of the United States.  
18 (3) To remove all barriers of racial discrimination through democratic processes.  
19 (4) To seek enactment and enforcement of federal, state, and local laws securing  
20 civil rights.  
21 (5) To inform the public of the adverse effects of racial discrimination and to  
22 seek its elimination.  
23 (6) To educate persons as to their constitutional rights and to take all lawful  
24 action to secure the exercise thereof, and to take any other lawful action in  
25 furtherance of these objectives, consistent with the NAACP's Articles of  
26 Incorporation and its Constitution; and

27 Whereas, the NAACP advances its mission through the press, the petition, the  
28 ballot, and the courts; and

29 Whereas, the NAACP has been persistent in achieving its goals through  
30 nonviolence, using effective means such as lobbying, demonstrations, and marches; and

31 Whereas, after years of fighting segregation in public schools, the NAACP's  
32 lawyers, led by Thurgood Marshall, won a great legal victory in the Supreme Court's 1954  
33 decision in *Brown v. Board of Education*; and

34 Whereas, a year later in 1955, the Secretary of the Montgomery Branch of the  
35 NAACP, Rosa Parks, was arrested and fined when she refused to give up her seat on a



\* H 3 4 - P C S 3 0 0 4 5 - S L G - 1 \*

1 segregated bus in her hometown in Alabama, an act of courage that served as the catalyst for  
2 the largest grassroots civil rights movement in the history of the United States; and

3 Whereas, the NAACP provided critical leadership and grassroots support for a  
4 multiracial movement that won passage of the Civil Rights Acts of 1957, 1960, and 1964; the  
5 Voting Rights Act of 1965; the Fair Housing Act of 1968; and the Fannie Lou Hamer, Rosa  
6 Parks, and Coretta Scott King Voting Rights Act Reauthorization and Amendments Act of  
7 2006, laws that ensured legislative protection for victories in the courts; and

8 Whereas, in 2005, in the aftermath of Hurricanes Katrina and Rita, the NAACP  
9 launched the Disaster Relief Fund to help survivors in Louisiana, Mississippi, Texas, Florida,  
10 and Alabama rebuild their lives; and

11 Whereas, the dedicated workers, organizers, and leaders who comprise the NAACP  
12 have worked tirelessly on the frontlines of social, political, and economic justice; and

13 Whereas, in North Carolina the Conference of NAACP Branches has been led by  
14 Kelly Alexander, Sr., Kelly Alexander, Jr., Melvin "Skip" Alston, and now Rev. Dr. William J.  
15 Barber, II; and

16 Whereas, the North Carolina Conference of NAACP Branches has succeeded and  
17 continues to accomplish its civil rights and social justice work with the support from Executive  
18 Secretaries/Directors: Charles A. McLean, Carolyn Q. Coleman, Mary Peeler, Rev. Dr. George  
19 I. Allison, James Wiggins, and now Amina Josey Turner; and

20 Whereas, the North Carolina NAACP is the largest state NAACP in the South, with  
21 over 100 adult branches, youth councils, and high school and college chapters across the width  
22 and breadth of North Carolina; Now, therefore,

23 Be it resolved by the House of Representatives, the Senate concurring:

24 **SECTION 1.** The General Assembly honors the memory of those who founded the  
25 NAACP for their vision and the service they rendered our nation and State.

26 **SECTION 2.** The General Assembly congratulates the NAACP, the oldest civil  
27 rights organization in the nation, on its 100<sup>th</sup> anniversary and expresses appreciation for its  
28 significant contributions to social change.

29 **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
30 resolution to the President of the North Carolina Conference of NAACP Branches.

31 **SECTION 4.** This resolution is effective upon ratification.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

The following report from standing committee is presented:

**Rep. Owens for the Committee on Rules, Calendar and Operations of the House**

**Committee Substitute for**

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**H.J.R. 34 A JOINT RESOLUTION HONORING THE NATIONAL ASSOCIATION FOR THE  
ADVANCEMENT OF COLORED PEOPLE (NAACP) ON ITS ONE HUNDREDTH ANNIVERSARY.**

X With a favorable report as to committee substitute resolution, which changes the title, unfavorable as to original resolution.

**FOR JOURNAL USE ONLY**

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\_\_\_\_ Pursuant to Rule 36(a), the bill/resolution is placed on the Calendar of \_\_\_\_\_

\_\_\_\_ The (committee substitute) bill/resolution (, as amended,) is (ordered engrossed and) re-referred to the Committee on \_\_\_\_\_

\_\_\_\_ On motion of (Rep. \_\_\_\_\_,) (the Chair,) the (committee substitute) bill/resolution is (ordered engrossed and) re-referred to the Committee on \_\_\_\_\_

\_\_\_\_ Pursuant to Rule 36(a), the (House) committee substitute bill (No. \_\_\_\_)/resolution is placed on the Calendar of \_\_\_\_\_. (The original bill) (House Committee Substitute Bill No. \_\_\_\_)/resolution is placed on the Unfavorable Calendar.



**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

S

2

**SENATE BILL 93\*  
Second Edition Engrossed 2/10/09**

Short Title: Dare/Watauga Commissioners Vacancy. (Local)

Sponsors: Senator Goss.

Referred to: Calendar 2-10-09.

February 10, 2009

1 A BILL TO BE ENTITLED  
2 AN ACT TO REAPPOINT PERSONS TO THE BOARDS OF COMMISSIONERS OF DARE  
3 AND WATAUGA COUNTIES AND VALIDATE ACTIONS.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** Notwithstanding Article 4 of Chapter 153A of the General Statutes,  
6 Virginia Tillett is appointed to the Board of Commissioners of Dare County to fill the  
7 remainder of her unexpired term.

8 **SECTION 2.** Notwithstanding Article 4 of Chapter 153A of the General Statutes,  
9 Timothy Futrelle is appointed to the Board of Commissioners of Watauga County to fill the  
10 remainder of his unexpired term.

11 **SECTION 3.** Any and all votes and other official actions by Dare and Watauga  
12 Counties and by both commissioners reappointed by this act from December 16, 2008, through  
13 the date this act becomes effective are in all respects ratified, confirmed, and validated  
14 notwithstanding the existence of a vacancy.

15 **SECTION 4.** This act is effective when it becomes law.



\* S 93 - V - 2 \*

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

The following report from A standing committee is presented:

**Rep. Owens for the Committee on Rules, Calendar and Operations of the House**

☐ Committee Substitute for

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**S.B. 93 A BILL TO BE ENTITLED AN ACT TO REAPPOINT PERSONS TO THE BOARDS SOF  
COMMISSIONERS OF DARE AND WATAUGA COUNTIES AND VALIDATE ACTIONS.**

X With a favorable report.

**FOR JOURNAL USE ONLY**

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\_\_\_\_ Pursuant to Rule 36(a), the bill/resolution is placed on the Calendar of \_\_\_\_\_

\_\_\_\_ The (committee substitute) bill/resolution (, as amended,) is (ordered engrossed and) re-referred to the  
Committee on \_\_\_\_\_.

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

\_\_\_\_ On motion of (Rep. \_\_\_\_\_,) (the Chair,) the (committee substitute) bill/resolution is  
(ordered engrossed and) re-referred to the Committee on \_\_\_\_\_.

**AGENDA**  
**RULES, CALENDAR AND OPERATIONS OF THE HOUSE**  
**March 4, 20009**

**HB 79    EXTEND SCHOOL FORMULA STUDY COMMITTEE (Reps. Glazier, Rapp)**

**HJR 114 HONOR ROGER BONE (Reps. Holliman, Wainwright, Brubaker, Blue)**

**HJR 224 HONOR THEODORE KINNEY (Reps. Lucas, E. Floyd)**

**HJR 233 WAKE FOREST'S 100<sup>TH</sup> ANNIVERSARY (Rep. Avila)**

**HJR 277 HONOR FUQUAY-VARINA CENTENNIAL (Rep. Stam)**

MINUTES OF THE COMMITTEE ON RULES, CALENDAR AND  
OPERATIONS OF THE HOUSE

March 4, 2009

The Committee on Rules, Calendar and Operations of the House met on March 3, 2009 at 12:00 p.m. in Room 421 of the Legislative Office Building. The following members were present: Representative Owens, Chairman; Ross, Vice Chairman; Barnhart, Crawford, Current, Dockham, Holliman, Jeffus, Love, McComas, McLawhorn, Tillis, Weiss and Yongue.

The following bill and resolutions were considered:

**HJR 114 – A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ROGER BONE, FORMER MEMBER OF THE GENERAL ASSEMBLY.**

Representative Holliman was recognized to speak on the resolution. Representative Yongue moved for a favorable report, and the motion carried.

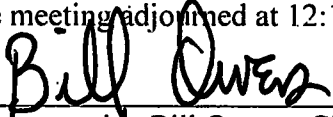
**HJR 224 – A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF THEODORE JAMES “TED” KINNEY.** Representative Lucas was recognized to present the resolution. Representative Tillis moved for a favorable report, and the motion carried.

**HJR 233 – A JOINT RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF WAKE FOREST WHILE CELEBRATING THE TOWN’S ONE HUNDREDTH ANNIVERSARY.** Representative Stam was recognized to present the resolution. Representative Weiss moved for a favorable report, and the motion carried.

**HB 79 – AN ACT DIRECTING THE JOINT LEGISLATIVE STUDY COMMITTEE ON PUBLIC SCHOOL FUNDING FORMULAS TO EXTEND ITS REVIEW OF PUBLIC SCHOOL FUNDING.** Representative Rapp was recognized to explain the bill. Following his explanation, Representative Yongue moved for a favorable report, and the motion passed.

**HJR 277 – A JOINT RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF FUQUAY-VARINA WHILE RECOGNIZING THE TOWN’S CENTENNIAL ANNIVERSARY.** Representative Stam was recognized to present the resolution. Representative Weiss moved for a favorable report, and the motion carried.

The meeting adjourned at 12:10 p.m.

  
Representative Bill Owens, Chairman

  
Dorothy C. Crocker, Rules Clerk

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**2**

**HOUSE BILL 79  
Committee Substitute Favorable 2/24/09**

Short Title:   Extend School Formula Study Committee.

(Public)

Sponsors:

Referred to:

February 9, 2009

**A BILL TO BE ENTITLED**

**AN ACT DIRECTING THE JOINT LEGISLATIVE STUDY COMMITTEE ON PUBLIC  
SCHOOL FUNDING FORMULAS TO EXTEND ITS REVIEW OF PUBLIC SCHOOL  
FUNDING.**

The General Assembly of North Carolina enacts:

**SECTION 1.** The Joint Legislative Study Committee on Public School Funding Formulas, which was established on November 27, 2007, by the President Pro Tempore of the Senate and the Speaker of the House of Representatives pursuant to G.S. 120-19.6(a1), Rule 31 of the Rules of the Senate of the 2007 General Assembly, and Rule 26(a) of the Rules of the House of Representatives of the 2007 General Assembly, and was subsequently modified by the President Pro Tempore of the Senate and the Speaker of the House of Representatives, may review the implementation of any modifications to school funding formulas that are enacted by the General Assembly upon the recommendation of the Committee and shall evaluate the impact of those modifications.

**SECTION 2.** Notwithstanding G.S. 120-19.6, the Committee may meet during sessions of the General Assembly.

**SECTION 3.** The Committee may report to the General Assembly at least once a year on its activities.

**SECTION 4.** The Committee shall terminate upon completion of its evaluation of modifications to public school funding formulas.

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



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**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

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☒ Committee Substitute for

**HB 79** A BILL TO BE ENTITLED, AN ACT DIRECTING THE JOINT  
LEGISLATIVE STUDY COMMITTEE ON PUBLIC SCHOOL FUNDING FORMULAS TO  
EXTEND ITS REVIEW OF PUBLIC SCHOOL FUNDING.

☒ With a favorable report.

**(FOR JOURNAL USE ONLY)**

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

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 2009

H

1

HOUSE JOINT RESOLUTION 114\*

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Sponsors: Representatives Holliman, Wainwright, Brubaker, Blue (Primary Sponsors); M. Alexander, Barnhart, Bryant, Carney, Cleveland, Coates, Cotham, Current, Dollar, Earle, England, Faison, Fisher, Folwell, Frye, Gibson, Goforth, Grady, Gulley, Haire, Harrison, Hill, Hilton, Howard, Hughes, Hurley, Jackson, Johnson, Jones, Justice, Justus, Killian, Langdon, Lewis, Lucas, Luebke, Martin, McElraft, McLawhorn, Moore, Pierce, Rapp, Ross, Samuelson, Setzer, Spear, Starnes, Stevens, Stewart, Stiller, Tarleton, Underhill, E. Warren, Weiss, Williams, Wray, and Yongue.

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

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February 11, 2009

1 A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ROGER BONE,  
2 FORMER MEMBER OF THE GENERAL ASSEMBLY.

3 Whereas, Roger Bone was born in 1939 in Nash County to R. Winslow Bone and  
4 the late Etna-Wayne Coppedge Bone; and

5 Whereas, Roger Bone graduated from North Carolina State University in 1961 with  
6 a BS degree in Agricultural Business; and

7 Whereas, after college, Roger Bone began working for the Flue-Cured Tobacco  
8 Stabilization Corporation, where he was an administrative assistant; and

9 Whereas, in 1968, Roger Bone became President of an International Harvester  
10 tractor and farm-machinery dealership in Rocky Mount and later served as President of Bone  
11 International, a used car dealership; and

12 Whereas, Roger Bone served one term in the North Carolina General Assembly  
13 during the 1979 Session as a member of the House of Representatives, where he represented  
14 Nash, Edgecombe, and Wilson counties; and

15 Whereas, Roger Bone later served as a legislative assistant to Liston Ramsey,  
16 Speaker of the House of Representatives, and as a government affairs assistant with the  
17 Department of Community Colleges; and

18 Whereas, in 1987, Roger Bone established Bone and Associates, a governmental  
19 relations firm, and successfully lobbied on behalf of many industries, including propane, pork  
20 producers, community colleges, used automobiles, tobacco, adult-care homes, volunteer  
21 firefighters, and pharmaceuticals; and

22 Whereas, Roger Bone was often ranked as one of the top three lobbyists in terms of  
23 effectiveness and, in 2008, was recognized as the most influential lobbyist in the State by the  
24 North Carolina Center for Public Policy; and

25 Whereas, Roger Bone was active in his community serving as President of the  
26 Jaycees and Rotary Club; and

27 Whereas, Roger Bone also found time to serve on numerous boards and  
28 organizations, including the Nash Community College Foundation Board, North Carolina 4-H  
29 Development Fund Board, North Carolina State University Physical and Math Sciences



1 Foundation Board, North Carolina Environmental Management Commission, and the North  
2 Carolina State University College of Agriculture & Life Sciences Board; and

3 Whereas, Roger Bone received many honors and awards for his good deeds  
4 including the Distinguished Service Award given by the Rocky Mount Jaycees and, in 2008,  
5 was awarded the Order of the Long Leaf Pine, the State's highest award for public service; and

6 Whereas, Roger Bone died on January 25, 2009, at the age of 69; and

7 Whereas, Roger is survived by his wife of 44 years, Reba Batten Bone; a son,  
8 Frederick Bone; two grandsons, Jacob and Caleb Bone; his father, R. Winslow Bone of  
9 Nashville; brothers, Royce Bone and Michael Bone; and a sister, Mary Mansfield; Now,  
10 therefore,

11 Be it resolved by the House of Representatives, the Senate concurring:

12 **SECTION 1.** The General Assembly honors the life and memory of Roger Bone  
13 and expresses the appreciation of this State and its citizens for the service he rendered.

14 **SECTION 2.** The General Assembly extends its deepest sympathy to the family of  
15 Roger Bone for the loss of a beloved family member.

16 **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
17 resolution to the family of Roger Bone.

18 **SECTION 4.** This resolution is effective upon ratification.



**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

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☐ Committee Substitute for

**HJR 114**                      A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF  
ROGER BONE, FORMER MEMBER OF THE GENERAL ASSEMBLY.

☒ With a favorable report.

**(FOR JOURNAL USE ONLY)**

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

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

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**1**

**HOUSE JOINT RESOLUTION 224**

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**Sponsors:** Representatives Lucas, E. Floyd (Primary Sponsors); M. Alexander, Dickson, Dockham, Fisher, Glazier, Hall, Jackson, Luebke, Pierce, and Wainwright.

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**Referred to:** Rules, Calendar, and Operations of the House.

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February 23, 2009

1 A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF THEODORE JAMES  
2 "TED" KINNEY, FORMER MEMBER OF THE GENERAL ASSEMBLY.

3 Whereas, Theodore James "Ted" Kinney was born on January 9, 1932, to Russell  
4 Kinney and Daisy Bethea Kinney in Clio, South Carolina; and

5 Whereas, Ted Kinney joined the United States Army after graduating from high  
6 school, serving 21 years of active duty until his retirement in 1972; and

7 Whereas, after serving in the army, Ted Kinney obtained a realtor's license from  
8 Lafayette College and earned a bachelor's degree from Shaw University in 1976; and

9 Whereas, Ted Kinney had a successful career as a realtor; and

10 Whereas, Ted Kinney became active in politics, serving as the Jesse Jackson  
11 Presidential Campaign manager for Cumberland County in 1984 and as a North Carolina  
12 Delegate at the National Democratic Convention in Atlanta, Georgia, in 1988; and

13 Whereas, Ted Kinney rendered distinguished service to the State, serving in the  
14 General Assembly as a member of the House of Representatives for terms in 1993, 1997, and  
15 1999; and

16 Whereas, during his tenure in the General Assembly, Ted Kinney made  
17 contributions as Chair of the Committee on Military, Veterans, and Indian Affairs and the  
18 Appropriations Subcommittee on Justice and Public Safety, and as a member of several other  
19 committees, including Education and Transportation; and

20 Whereas, Ted Kinney worked for the betterment of his community, serving as  
21 Executive Director of the Cape Fear Community Development Corporation, Chair of the  
22 Fayetteville Human Services Commission, and Chair of the Greater Fayetteville Area United  
23 Negro College Fund, and as a member of the Cumberland County Joint Planning Board and the  
24 Fayetteville/Cumberland County Dr. Martin Luther King, Jr. Committee; and

25 Whereas, Ted Kinney was a member of several professional and fraternal  
26 organizations, including the North Carolina Association of Realtors, the Masons, the Elks, Phi  
27 Beta Sigma Fraternity, Inc., American Legion Post 202, and VFW Post 6018; and

28 Whereas, Ted Kinney was a devoted member of John Wesley United Methodist  
29 Church, where he served on the Board of Trustees; and

30 Whereas, Ted Kinney received numerous honors and awards for his good deeds,  
31 including the WTVD Community Service Award in 1997, Legislator of the Year Award from  
32 Operation Sickle Cell in 1994, the President's Career Service Award from Shaw University in  
33 1993, and the Man of the Year Award from Phi Beta Sigma Fraternity, Inc., in 1985; and

34 Whereas, Ted Kinney died on November 2, 2008, leaving to cherish his memory his  
35 wife, Thelma Hodges Kinney, and a son, Robert Fitzgerald Kinney; Now, therefore,  
36 Be it resolved by the House of Representatives, the Senate concurring:



\* H 2 2 4 - V - 1 \*

1           **SECTION 1.** The General Assembly honors the memory of Theodore James "Ted"  
2 Kinney and expresses the appreciation of this State and its citizens for the service he rendered  
3 his community, State, and nation.

4           **SECTION 2.** The General Assembly expresses its sympathy to the family of  
5 Theodore James "Ted" Kinney for the loss of a beloved family member.

6           **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
7 resolution to the family of Theodore James "Ted" Kinney.

8           **SECTION 4.** This resolution is effective upon ratification.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

---

☐ Committee Substitute for

**HJR 224** A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF  
THEODORE JAMES "TED" KINNEY, FORMER MEMBER OF THE GENERAL  
ASSEMBLY.

☒ With a favorable report.

**(FOR JOURNAL USE ONLY)**

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

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

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**1**

**HOUSE JOINT RESOLUTION 233**

---

**Sponsors:** Representatives Avila; Dollar, Jackson, Martin, and Wray.

---

**Referred to:** Rules, Calendar, and Operations of the House.

---

February 23, 2009

1 A JOINT RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF WAKE  
2 FOREST WHILE CELEBRATING THE TOWN'S ONE HUNDREDTH  
3 ANNIVERSARY.

4 Whereas, the Town of Wake Forest, located in northern Wake County, has a rich  
5 history that began in 1832, when the North Carolina Baptist Convention purchased a 615-acre  
6 plantation from Dr. Calvin Jones near the Forestville community to establish a school to train  
7 future ministers; and

8 Whereas, the school opened as Wake Forest Institute in 1834 and after a number of  
9 successful years became Wake Forest College; and

10 Whereas, the trustees of the College helped to attract new residents and businesses  
11 to the area when they sold a portion of the College's land and had the Forestville railroad depot  
12 moved closer to the campus; and

13 Whereas, some of the early businesses in the area included W.W. Holding and  
14 Company, cotton merchants; Wake Forest Supply Company, which later became Jones  
15 Hardware; the Bolus Department Store; the Wilkinson General Store; Dickson Brothers Dry  
16 Goods; Brewer & Sons Feed and Grocery Store; and Keith's Grocery Store; and

17 Whereas, in 1880 the area was incorporated as the Town of Wake Forest College;  
18 and

19 Whereas, in 1899 W.C. Powell, R.E. Royall, and T.E. Holding built the Town's first  
20 industry, Royall Cotton Mill, which produced muslin sheeting from local cotton; and

21 Whereas, the Town of Wake Forest was reincorporated by the General Assembly on  
22 February 20, 1909; and

23 Whereas, the 1909 Wake Forest charter provided that the Town's officers were S. J.  
24 Allen as Mayor and C. E. Brewer, Z. V. Peed, O. K. Holding, F. W. Dickson, and C. E. Gill as  
25 Commissioners; and

26 Whereas, during the first half of the 20<sup>th</sup> century, the Town of Wake Forest  
27 continued to flourish, contributing to the social, cultural, political, and economic prosperity of  
28 the State of North Carolina; and

29 Whereas, during the 1950s, Wake Forest College moved to Winton-Salem and U.S.  
30 1 was relocated to the west of town, but the Town of Wake Forest was able to attract new  
31 businesses and the Southeastern Baptist Theological Seminary; and

32 Whereas, the Town of Wake Forest continues to grow, improve, and prosper  
33 through the continued dedication, insight, and planning of concerned leaders and citizens; and

34 Whereas, the Town of Wake Forest has a current population of over 26,000 people;  
35 and

36 Whereas, the Town of Wake Forest will be celebrating its centennial anniversary  
37 throughout 2009 with a number of public celebrations; and



\* H 2 3 3 - V - 1 \*

1           Whereas, this occasion is worthy of recognition and should be enjoyed and  
2 supported by all North Carolinians; Now, therefore,

3 Be it resolved by the House of Representatives, the Senate concurring:

4           **SECTION 1.** The General Assembly honors the founders of the Town of Wake  
5 Forest for their contributions to the Town.

6           **SECTION 2.** The General Assembly extends its sincere congratulations and best  
7 wishes to the Town of Wake Forest on the Town's 100th anniversary.

8           **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
9 resolution to the Mayor of the Town of Wake Forest.

10           **SECTION 4.** This resolution is effective upon ratification.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

☐ Committee Substitute for

**HJR 233** A JOINT RESOLUTION HONORING THE FOUNDERS OF THE  
TOWN OF WAKE FOREST WHILE CELEBRATING THE TOWN'S ONE HUNDREDTH  
ANNIVERSARY.

☒ With a favorable report.

**(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 bill/resolution is placed on the Calendar of \_\_\_\_\_.

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**1**

**HOUSE JOINT RESOLUTION 277**

---

**Sponsors:** Representatives Stam; Dollar and Weiss.

---

**Referred to:** Rules, Calendar, and Operations of the House.

---

February 25, 2009

1 A JOINT RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF  
2 FUQUAY-VARINA WHILE RECOGNIZING THE TOWN'S CENTENNIAL  
3 ANNIVERSARY.

4 Whereas, in an area known as Sippihaw, because of an earlier settlement of  
5 Sippihaw Indians, Stephen Fuquay discovered a mineral spring on land that he was farming,  
6 and he invited friends and neighbors to drink from the spring; and

7 Whereas, at the turn of the 20<sup>th</sup> century, the mineral spring became a focal point for  
8 visitors who traveled from all over the United States by railroad to partake in the spring water  
9 that was believed to contain "healing powers;" and

10 Whereas, the resort community of Fuquay Springs established an economic center  
11 for southern Wake, western Johnston, and northern Harnett counties; and

12 Whereas, the Town of Fuquay Springs was officially chartered by the State of North  
13 Carolina on March 6, 1909; and

14 Whereas, the economic activity in Fuquay Springs shifted to agricultural production  
15 with Fuquay Springs being the home of a major tobacco market for decades; and

16 Whereas, as a part of an annexation of unincorporated Varina, a regional railroad  
17 junction, in 1963, Fuquay Springs was renamed Fuquay-Varina, becoming the second largest  
18 municipality in North Carolina with a hyphenated name; and

19 Whereas, the last 15 years has seen Fuquay-Varina evolve from an agricultural  
20 community to a small commercial center with an ever-expanding residential base; and

21 Whereas, Fuquay-Varina continues to embrace growth while preserving the small  
22 town values that makes it a distinctive community in North Carolina; Now, therefore,

23 Be it resolved by the House of Representatives, the Senate concurring:

24 **SECTION 1.** The General Assembly honors the life and memory of Stephen  
25 Fuquay for his contributions to the development of the Town of Fuquay-Varina.

26 **SECTION 2.** The General Assembly recognizes the Town of Fuquay-Varina's  
27 centennial anniversary and encourages the citizens of this State to participate in activities  
28 commemorating this historic occasion.

29 **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
30 resolution to the Mayor of the Town of Fuquay-Varina.

31 **SECTION 4.** This resolution is effective upon ratification.





**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

---

☐ Committee Substitute for

**HJR 277** A JOINT RESOLUTION HONORING THE FOUNDERS OF THE  
TOWN OF FUQUAY-VARINA WHILE RECOGNIZING THE TOWN'S CENTENNIAL  
ANNIVERSARY.

☒ With a favorable report.

**(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 bill/resolution is placed on the Calendar of \_\_\_\_\_.

# VISITOR REGISTRATION SHEET

Rules, Calendar and Operations of the House

March 4, 2009

Name of Committee

Date

**VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK**

NAME

FIRM OR AGENCY AND ADDRESS

<i>Erin Hawthorne</i>	<i>EHGR</i>
<i>Matt Howard</i>	<i>TPG</i>
<i>Daniel Auburn</i>	<i>Debr. Ct. r,</i>
<i>Barbara Carlson</i>	<i>BHGR</i>
<i>Lon Wilson</i>	<i>WCA/TCF</i>
<i>Andrew Caste</i>	<i>DLC + Person.</i>
<i>Mike Vanover</i>	<i>MP/AN/PRA</i>

**COMMITTEE ON RULES, CALENDAR AND OPERATIONS OF THE HOUSE**

**AGENDA**

**March 25, 2009**

**HJR 53 HONOR JOHN BROWN (Reps. Randleman, Howard, Brubaker)**

**HJR 383 HOUSE OF FLAGS MUSEUM (Reps. Guice, Holloway)**

MINUTES OF THE COMMITTEE ON RULES, CALENDAR  
AND OPERATIONS OF THE HOUSE

March 25, 2009


The Committee on House Rules, Calendar and Operations of the House met on March 25, 2009 in Room 421 of the Legislative Office Building at 1:30 p.m. The following members were present: Representatives Owens, Chairman; Bell, Crawford, Current, Holliman, Howard, Jeffus, Justice, McLawhorn, Setzer, Weiss and Yongue.


The following joint resolutions were considered:

**HJR 53 – A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JOHN WALTER BROWN, FORMER MEMBER OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES.** Representative Randleman, a primary sponsor, was recognized to speak on the resolution. Following her remarks, Representative Crawford moved that the resolution be given a favorable report. The motion carried.

**HJR 383 – A JOINT RESOLUTION HONORING THE FOUNDER OF THE HOUSE OF FLAGS MUSEUM.** A committee substitute was offered, and Representative Holliman moved that it be adopted. The motion carried. Representative Guice, sponsor, was recognized to speak on the resolution. Representative Justice moved for a favorable report to the committee substitute, unfavorable to the original resolution. The motion carried.

The meeting adjourned at 1:40 p.m.

  
\_\_\_\_\_  
Representative Bill Owens  
Chairman

  
\_\_\_\_\_  
Dorothy C. Crocker  
Rules Clerk

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**1**

**HOUSE JOINT RESOLUTION 53**

---

**Sponsors:** Representatives Randleman, Howard, Brubaker, Holloway (Primary Sponsors); M. Alexander, Dockham, Dollar, Earle, Grady, Hackney, Hill, Hilton, Hurley, Insko, Justus, Langdon, Luebke, McCormick, Moore, Setzer, Starnes, Stevens, Tillis, E. Warren, and Weiss.

---

**Referred to:** Rules, Calendar, and Operations of the House.

---

February 5, 2009

1 A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JOHN WALTER  
2 BROWN, FORMER MEMBER OF THE NORTH CAROLINA HOUSE OF  
3 REPRESENTATIVES.

4 Whereas, John Walter Brown was born on September 12, 1918, in Wilkes County to  
5 James Walter and Nora Blackburn Brown; and

6 Whereas, John Walter Brown graduated from Traphill High School in Wilkes  
7 County and furthered his education by taking classes at Appalachian State University; and

8 Whereas, John Walter Brown became a farmer, raising cattle and poultry and  
9 producing tobacco in Wilkes County; and

10 Whereas, John Walter Brown also worked for 38 years at Chatham Manufacturing;  
11 and

12 Whereas, John Walter Brown was a member of the North Carolina Cattlemen's  
13 Association, Woodmen of the World, and the North Carolina Farm Bureau; and

14 Whereas, John Walter Brown served with honor and distinction as a member of the  
15 North Carolina House of Representatives for 13 terms between 1971 and ending in 2000; and

16 Whereas, during his tenure in the General Assembly, John Walter Brown served six  
17 years as Chair of the Committee on Agriculture and made significant contributions as a  
18 member of several other committees, including Finance, State Government, Transportation, and  
19 Wildlife Resources; and

20 Whereas, John Walter Brown was admired and respected by his peers in the  
21 legislature, which enabled him to successfully advance legislation that aided agribusiness in the  
22 State; and

23 Whereas, among his many accomplishments, John Walter Brown was successful in  
24 helping to establish the School of Veterinary Science at North Carolina State University,  
25 securing funding for a cattle arena in Iredell County and special aircraft to fight forest fires, and  
26 getting additional roads built in the western portion of the State; and

27 Whereas, John Walter Brown helped to enact legislation that changed inheritance  
28 laws, reduced taxes, and included provisions for certain farms and lands under the present use  
29 tax laws; and

30 Whereas, John Walter Brown served as a member and delegate of the Republican  
31 National Committee, as a member of the North Carolina Republican Committee, and as an  
32 inductee in the North Carolina Republican Hall of Fame; and

13 Whereas, John Walter Brown received numerous awards and honors for his  
14 outstanding service, including an honorary degree from North Carolina State University; and



1           Whereas, John Walter Brown was named Man of the Year in North Carolina  
2           Agriculture, Man of the Year in North Carolina Poultry, and received a lifetime achievement  
3           award as Friend of Agriculture and Agriculture Business; and

4           Whereas, John Walter Brown proudly served his country as a member of the United  
5           States Army from 1944 to 1946, serving in the Engineer Corps during World War II; and

6           Whereas, John Walter Brown was a member of Charity United Methodist Church  
7           where he served as Chair of the Official Board, Trustee, Church School Superintendent,  
8           Teacher of the Young Adult Class, and as a Church Lay Speaker; and

9           Whereas, John Walter Brown died on November 20, 2008, at the age of 90; and

10          Whereas, John Walter Brown is survived by his wife, Ruth Hanks Brown; two  
11          daughters, Betty Brown Satterlee and Johnsie C. Brown; a sister, Victoria Hollar; two  
12          grandchildren; and three great grandchildren; Now, therefore,

13          Be it resolved by the House of Representatives, the Senate concurring:

14          **SECTION 1.** The General Assembly honors the memory of John Walter Brown  
15          and expresses the deep gratitude and appreciation of this State for his life and service.

16          **SECTION 2.** The General Assembly extends its deepest sympathy to the family of  
17          John Walter Brown for the loss of a beloved family member.

18          **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
19          resolution to the family of John Walter Brown.

20          **SECTION 4.** This resolution is effective upon ratification.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

---

☐ Committee Substitute for

**HJR 53** A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JOHN  
WALTER BROWN, FORMER MEMBER OF THE NORTH CAROLINA HOUSE OF  
REPRESENTATIVES.

☒ With a favorable report.

**(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 bill/resolution is placed on the Calendar of \_\_\_\_\_.

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**1**

**HOUSE JOINT RESOLUTION 383**

---

**Sponsors:** Representative Guice.

---

**Referred to:** Rules, Calendar, and Operations of the House.

---

March 4, 2009

**A JOINT RESOLUTION HONORING THE FOUNDER OF THE HOUSE OF FLAGS  
MUSEUM.**

Whereas, the House of Flags Museum opened on September 8, 2001, in a temporary facility in Green Creek, North Carolina; and

Whereas, the House of Flags Museum has a collection of over 300 national, international, state, military, and religious flags, including 27 full-size official United States flags from 1776 to 1960; and

Whereas, the Museum's mission is to provide a unique tourist destination in North Carolina dedicated to nurturing and promoting patriotism, flag etiquette, and historical understanding of the evolution of our nation's flag through flag displays and a variety of education programs and activities for all visitors; and

Whereas, Museum visitors can take guided or self-guided tours or watch educational videos to learn about the flags in the collection, all of which were donated by local veterans, citizens, visitors, or purchased through donations; and

Whereas, plans have been made to establish a permanent facility to house the House of Flags Museum in Columbus, North Carolina; and

Whereas, the House of Flags Museum was founded by George Scofield and the members of the VFW Post 9116; and

Whereas, George Scofield worked tirelessly to instill patriotism in the younger generations and was widely known for using the phrase "31 Words, Three Commas," which he used to refer to the Pledge of Allegiance; and

Whereas, George Scofield served as the curator of the Museum prior to his death on November 25, 2008; Now, therefore,

Be it resolved by the House of Representatives, the Senate concurring:

**SECTION 1.** The General Assembly expresses its support for the House of Flags Museum in its efforts to promote patriotism and tourism in the State.

**SECTION 2.** The General Assembly honors the life and memory of George Scofield and expresses its appreciation for the service he rendered to his community, State, and nation, including founding the House of Flags Museum.

**SECTION 2.** The Secretary of State shall transmit a certified copy of this resolution to the House of Flags Museum.

**SECTION 3.** This resolution is effective upon ratification.





GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 2009

H

D

HOUSE JOINT RESOLUTION 383  
PROPOSED COMMITTEE SUBSTITUTE H383-PCS80179-SU-11

Sponsors:

Referred to:

March 4, 2009

1 A JOINT RESOLUTION HONORING THE FOUNDER OF THE HOUSE OF FLAGS  
2 MUSEUM.

3 Whereas, the House of Flags Museum opened on September 8, 2001, in a temporary  
4 facility in Green Creek, North Carolina; and

5 Whereas, the House of Flags Museum has a collection of more than 300 national,  
6 international, state, military, and religious flags, including 27 full-size official United States  
7 flags from 1776 to 1960; and

8 Whereas, the Museum's mission is to provide a unique tourist destination in North  
9 Carolina dedicated to nurturing and promoting patriotism, flag etiquette, and historical  
10 understanding of the evolution of our nation's flag through flag displays and a variety of  
11 education programs and activities for all visitors; and

2 Whereas, Museum visitors can take guided or self-guided tours or watch educational  
3 videos to learn about the flags in the collection, all of which were donated by local veterans,  
14 citizens, and visitors or purchased through donations; and

15 Whereas, plans have been made to establish a permanent facility to house the House  
16 of Flags Museum in Columbus, North Carolina; and

17 Whereas, the House of Flags Museum was founded by George Scofield and the  
18 members of the VFW Post 9116; and

19 Whereas, George Scofield worked tirelessly to instill patriotism in younger  
20 generations and was widely known for using the phrase "31 Words, Three Commas," which he  
21 used to refer to the Pledge of Allegiance; and

22 Whereas, George Scofield served as the curator of the Museum prior to his death on  
23 November 25, 2008; Now, therefore,

24 Be it resolved by the House of Representatives, the Senate concurring:

25 **SECTION 1.** The General Assembly expresses its support for the House of Flags  
26 Museum in its efforts to promote patriotism and tourism in the State.

27 **SECTION 2.** The General Assembly honors the life and memory of George  
28 Scofield and expresses its appreciation for the service he rendered to his community, State, and  
29 nation, including founding the House of Flags Museum.

30 **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
31 resolution to the House of Flags Museum.

32 **SECTION 4.** This resolution is effective upon ratification.



\* H 3 8 3 - P C S 8 0 1 7 9 - C S S U - 1 1 \*

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

☐ Committee Substitute for

**HJR 383** A JOINT RESOLUTION HONORING THE FOUNDER OF THE  
HOUSE OF FLAGS MUSEUM.

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

**(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.

**RULES, CALENDAR AND OPERATIONS OF THE HOUSE**

**AGENDA**

**April 7, 2009**

**HJR 303 – HONOR SANDRA KAY YOW – (Reps. Ross, Weiss, Allred)**

**CS FOR 358 – CLARIFY CONSECUTIVE TERMS – AGING & CHILD COM.  
(Reps. Bordsen, Farmer-Butterfield, Pierce)**

**HB 596 – DESIGNATE APRIL AS WOODWORKING MONTH-(Reps. Fisher,  
Yongue, Langdon, Rapp)**

**HJR 637 – HONOR HORACE KEPHART/GREAT SMOKY MTS. (Rep. Haire)**

**HR 909 – HONOR WADE EDWARD BROWN (Rep. Tarleton)**

**HR 990 – ADOPT PERMANENT RULES OF THE HOUSE ((Rep. Owens)**

MINUTES OF THE COMMITTEE ON RULES,  
CALENDAR AND OPERATIONS OF THE HOUSE

April 7, 2009

The Committee on Rules, Calendar and Operations of the House met on April 7, 2009 at 12:30 p.m. in Room 421 of the Legislative Office Building. The following members were present: Representative Owens, Chairman; Glazier, Vice Chairman; Hill, Vice Chairman; Luebke, Vice Chairman; Ross, Vice Chairman; Bell, Blue, Crawford, Current, Dockham, Holliman, Howard, Insko, Jeffus, Love, McLawhorn, Michaux, Steen, Tillis, Weiss and Yongue.

The following bills and resolutions were considered:

**HJR 303 – A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF SANDRA KAY YOW, BELOVED WOMEN’S BASKETBALL COACH AT NORTH CAROLINA STATE UNIVERSITY.** Representative Ross, a primary sponsor, was recognized to speak on the resolution. Representative Tillis moved for a favorable report, and the motion carried.

**COMMITTEE SUBSTITUTE FOR HB 358 – AN ACT TO CLARIFY APPOINTMENT TO CONSECUTIVE TERMS ON THE NORTH CAROLINA STUDY COMMISSION ON AGING AND THE LEGISLATIVE STUDY COMMISSION ON CHILDREN AND YOUTH.** Representative Bordsen was recognized to explain the committee substitute which only makes technical changes. Representative Ross moved for a favorable report, which motion carried.

**HB 596 – AN ACT DESIGNATING APRIL AS WOODWORKING MONTH IN NORTH CAROLINA.** Representative Yongue was recognized to explain the bill. Representative Ross moved for a favorable report, which motion carried.

**HJR 637 – A JOINT RESOLUTION HONORING THE SEVENTY-FIFTH ANNIVERSARY OF THE GREAT SMOKY MOUNTAINS NATIONAL PARK.** Representative Haire, a primary sponsor, was recognized to speak on the resolution. Representative Luebke made the motion for a favorable report. The motion passed.

**HR 909 – A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WADE EDWARD BROWN, FORMER MEMBER OF THE GENERAL ASSEMBLY.** Representative Tarleton, sponsor, was recognized to speak on the resolution. Representative Yongue moved for a favorable report, and the motion passed.

**HR 990 – A HOUSE RESOLUTION ADOPTING THE PERMANENT RULES OF THE HOUSE OF REPRESENTATIVES FOR THE 2009 REGULAR SESSION.** Representative Owens asked Representative Hill to preside so that he, as sponsor, could speak on the bill. An amendment was offered by Representative Luebke, and Representative Jeffus moved for its adoption. The motion carried. Gerry Cohen, Director of Bill Drafting, was requested to further explain the committee substitute and answer questions of the members. Representative Ross

moved that the amendment be rolled over into a committee substitute, that the committee substitute be adopted, and the original bill be given an unfavorable report.

The meeting adjourned at 12:50 p.m.

Bill Owens  
Representative Bill Owens  
Chairman

Dorothy C. Crocker  
Dorothy C. Crocker  
Rules Clerk

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 2009

H

1

HOUSE JOINT RESOLUTION 303\*

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Sponsors: Representatives Ross, Weiss, Allred (Primary Sponsors); M. Alexander, Allen, Avila, Bell, Blue, Bryant, Carney, Coates, Cole, Cotham, Dockham, Dollar, Earle, Farmer-Butterfield, E. Floyd, Folwell, Glazier, Goodwin, Grady, Gulley, Hall, Harrell, Harrison, Hill, Howard, Hughes, Hurley, Jackson, Johnson, Justice, Justus, Langdon, Lewis, Love, Lucas, Luebke, Martin, McLawhorn, Moore, Neumann, Parmon, Pierce, Randleman, Samuelson, Setzer, Spear, Stam, Stevens, Underhill, E. Warren, Whilden, Wiley, and Wray.

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

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February 26, 2009

1 A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF SANDRA KAY  
2 YOW, BELOVED WOMEN'S BASKETBALL COACH AT NORTH CAROLINA  
3 STATE UNIVERSITY.

4 Whereas, Sandra Kay Yow was born on March 14, 1942, in Gibsonville, North  
5 Carolina, to Hilton Lee Yow and Elizabeth Cora Scoggins Yow; and

6 Whereas, Kay Yow earned a bachelor's degree in English, with a minor in Library  
7 Science, from East Carolina University in 1964 and a master's degree from the University of  
8 North Carolina at Greensboro in 1971; and

9 Whereas, Kay Yow began her career at Allen Jay High School in High Point, where  
10 she taught English and coached the girls' basketball team; and

11 Whereas, Kay Yow gained valuable experience as a high school basketball coach  
12 during her four years at Allen Jay High School and one year at Gibsonville High School,  
13 compiling a winning record of 92-27; and

14 Whereas, Kay Yow became the State's first female head coach of a women's  
15 basketball team on the collegiate level when she joined the athletic department at Elon College  
16 in 1971; and

17 Whereas, while at Elon College, Kay Yow compiled a record of 57-19 and led the  
18 team to State championships in 1972 and 1974; and

19 Whereas, Kay Yow was hired by North Carolina State University (NCSU) in 1975  
20 to serve as the coach of the women's basketball, volleyball, and softball teams and as the  
21 coordinator of women's sports; and

22 Whereas, during her 34 years at NCSU, Kay Yow developed an outstanding  
23 basketball program that brought great distinction to the University, the State of North Carolina,  
24 and women's athletics; and

25 Whereas, Kay Yow led her teams to five Atlantic Coast Conference (ACC) regular  
26 season championships and four ACC tournament titles; and

27 Whereas, Kay Yow took her teams to the National Collegiate Athletic Association  
28 (NCAA) tournament 20 times, making 11 trips to the Sweet 16 and advancing to the 1998 Final  
29 Four; and



Whereas, Kay Yow had the distinction of becoming the first women's basketball coach in the ACC to reach 650 career wins and one of six coaches in women's collegiate basketball to compile a record of more than 700 wins; and

Whereas, on December 14, 2008, Kay Yow became one of three Division I coaches to coach 1,000 games at the same school; and

Whereas, Kay Yow compiled an impressive collegiate career record of 737-344; and

Whereas, Kay Yow also made contributions as a coach on both the national and international levels, including serving as the head coach of the 1988 United States women's basketball team, which won the gold medal during the Olympics in Seoul, Korea, that year, and an assistant coach for the gold-medal winning teams of the 1979 World University Games, the 1983 Pan American Games, and the 1984 Olympics; and

Whereas, Kay Yow was selected as the National Coach of the Year eight times and received numerous honors and awards for her outstanding contributions to athletics; and

Whereas, Kay Yow was inducted into the Women's Basketball Hall of Fame, the North Carolina Sports Hall of Fame, the Elon College Sports Hall of Fame, the Fellowship of Christian Athletes Hall of Fame, the East Carolina Sports Hall of Fame, and the Guilford County Hall of Fame; and

Whereas, in 2002, Kay Yow was inducted into the Naismith Memorial Basketball Hall of Fame, becoming one of only five women to have achieved that high honor; and

Whereas, in 2007, NCSU dedicated the basketball court in Reynolds Coliseum as "Kay Yow Court"; and

Whereas, in 2007, Kay Yow was awarded the inaugural Spirit of North Carolina Award, now known as the Kay Yow Spirit of North Carolina Award, and was the State Employees' Awards for Excellence recipient; and

Whereas, Kay Yow was not only a beloved coach, mentor, and teacher, but also a role model to many whom she inspired during her courageous and public fight against cancer; and

Whereas, Kay Yow helped establish the Jimmy V Women's Golf Classic and the Kay Yow/WBCA Cancer Fund in partnership with the Jimmy V Foundation to benefit cancer research; and

Whereas, Kay Yow was deeply devoted to her faith, serving as a member of Cary Alliance Church in Cary, North Carolina; and

Whereas, Kay Yow died on January 24, 2009, at the age of 66; and

Whereas, Kay Yow is survived by her brother, Ronnie Yow; sisters, Deborah Ann Yow and Susan Lee Yow; nephews, Jason Andrew Yow, Zachary Lee Yow, and James Dylan Yow; and one great-niece, Isabelle Kay Yow; Now, therefore,  
Be it resolved by the House of Representatives, the Senate concurring:

**SECTION 1.** The General Assembly honors the memory of Sandra Kay Yow and expresses the appreciation of this State and its citizens for the contributions she made to women's athletics and to the lives of people she touched.

**SECTION 2.** The General Assembly extends its deepest sympathy to the family of Sandra Kay Yow for the loss of a much loved family member.

**SECTION 3.** The Secretary of State shall transmit a certified copy of this resolution to the family of Sandra Kay Yow, NCSU Athletic Director Lee Fowler, and NCSU Chancellor Dr. James L. Oblinger.

**SECTION 4.** This resolution is effective upon ratification.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

---

☐ Committee Substitute for

**HJR 303** A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF  
SANDRA KAY YOW, BELOVED WOMEN'S BASKETBALL COACH AT NORTH  
CAROLINA STATE UNIVERSITY.

☒ With a favorable report.

**(FOR JOURNAL USE ONLY)**

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

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



GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009

H

2

HOUSE BILL 358  
Committee Substitute Favorable 3/19/09

Short Title: Clarify Consecutive Terms - Aging & Child Com.

(Public)

Sponsors:

Referred to:

March 3, 2009

A BILL TO BE ENTITLED

AN ACT TO CLARIFY APPOINTMENT TO CONSECUTIVE TERMS ON THE NORTH  
CAROLINA STUDY COMMISSION ON AGING AND THE LEGISLATIVE STUDY  
COMMISSION ON CHILDREN AND YOUTH.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 120-182 reads as rewritten:

"§ 120-182. **Commission; membership.**

The Commission shall consist of 17 members, as follows:

- (1) The Secretary of the Department of Health and Human Services or the Secretary's delegate shall serve ex officio as a non-voting member;
- (2) Eight shall be appointed by the Speaker of the House of Representatives, five being members of the House of Representatives at the time of their appointment, and at least two being planners for or providers of health, mental health, or social services to older adults; and
- (3) Eight shall be appointed by the President Pro Tempore of the Senate, five being members of the Senate at the time of their appointment, and at least two being planners for or providers of health, mental health, or social services to older adults.

Any vacancy shall be filled by the appointing authority who made the initial appointment and by a person having the same qualifications. All initial appointments shall be made within one calendar month from the effective date of this Article. Members' terms shall last for two years. ~~Members may be reappointed for two consecutive terms~~ Members may be appointed to a maximum of three consecutive terms and may be appointed again after having been off the Commission for two years."

SECTION 2. G.S. 120-217 reads as rewritten:

"§ 120-217. **Commission membership; terms; compensation.**

(a) The Commission shall consist of 26 members, as follows:

- (1) Eleven members appointed by the Speaker of the House of Representatives, among them:
  - a. Five shall be members of the House of Representatives at the time of their appointment, of whom at least one shall also serve on the House of Representatives Appropriations Subcommittee on Health and Human Services, one of whom also serves on the Joint Legislative Education Oversight Committee, one of whom also serves on the Joint Legislative Oversight Committee on Mental Health, Developmental Disabilities, and Substance Abuse Services, and one



\* H 3 5 8 - V - 2 \*

- 1 of whom also serves on the House of Representatives Appropriations  
2 Subcommittee on Justice and Public Safety,  
3 b. One shall be the director of a local health department,  
4 c. One shall be the director of a county department of social services,  
5 d. One shall be the parent of a child who is at risk for behavioral, social,  
6 health, or safety problems or academic failure,  
7 e. One shall be a licensed physician who is knowledgeable about the  
8 health needs of children and youth,  
9 f. One shall be a chief district court judge recommended by the Council  
10 of Chief District Judges, and  
11 g. One shall be a representative from the Covenant with North Carolina  
12 Children.
- 13 (2) Eleven members appointed by the President Pro Tempore of the Senate, as  
14 follows:  
15 a. Five shall be members of the Senate at the time of their appointment,  
16 of whom at least one shall also serve on the Senate Appropriations  
17 Committee on Health and Human Services, at least one of whom  
18 shall also serve on the Joint Legislative Education Oversight  
19 Committee, at least one of whom shall also serve on the Joint  
20 Legislative Oversight Committee on Mental Health, Developmental  
21 Disabilities, and Substance Abuse Services, and at least one of whom  
22 also serves on the Senate Appropriations Committee on Justice and  
23 Public Safety,  
24 b. One shall be the director of a mental health area authority,  
25 c. One shall be a representative of the Association of County  
26 Commissioners,  
27 d. One shall be a representative of a local board of education,  
28 e. One shall be a licensed attorney whose practice includes the  
29 representation of parents accused of criminal or civil abuse or  
30 neglect,  
31 f. One shall be a chief district court judge recommended by the Council  
32 of Chief District Judges,  
33 g. One shall be a representative from Action for Children of North  
34 Carolina, and  
35 h. One shall be a representative from the North Carolina Child Fatality  
36 Task Force.
- 37 (3) The following shall serve ex officio as nonvoting members of the  
38 Commission:  
39 a. The Secretary of Health and Human Services, or the Secretary's  
40 designee,  
41 b. The State Superintendent of Public Instruction, or the  
42 Superintendent's designee,  
43 c. The Secretary of Administration, or the Secretary's designee, and  
44 d. The Director of the Administrative Office of the Courts, or the  
45 Director's designee.
- 46 (b) Any vacancy shall be filled by the appointing authority who made the initial  
47 appointment and by a person having the same qualification. Members' terms shall last for two  
48 years. ~~Members may be reappointed for two consecutive terms~~ Members may be appointed to a  
49 maximum of three consecutive terms and may be appointed again after having been off the  
50 Commission for two years.

1       (c)     Commission members shall receive no salary as a result of serving on the  
2 Commission and the Task Force on the Coordination of Children's Services but shall receive  
3 necessary subsistence and travel expenses in accordance with G.S. 120-3.1, 138-5, and 138-6,  
4 as applicable."

5           **SECTION 3.** This act is effective when it becomes law.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

☒ Committee Substitute for

**HB 358** A BILL TO BE ENTITLED AN ACT TO CLARIFY APPOINTMENT TO  
CONSECUTIVE TERMS ON THE NORTH CAROLINA STUDY COMMISSION ON AGING  
AND THE LEGISLATIVE STUDY COMMISSION ON CHILDREN AND YOUTH.

☒ With a favorable report.

**(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 bill/resolution is placed on the Calendar of \_\_\_\_\_

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009

H

1

HOUSE BILL 596

Short Title: Designate April as Woodworking Month. (Public)

Sponsors: Representatives Fisher, Yongue, Langdon, Rapp (Primary Sponsors);  
M. Alexander, Bordsen, Goforth, Jones, Justus, Lucas, Luebke, Martin,  
McCormick, Samuelson, Tarleton, Underhill, R. Warren, and Whilden.

Referred to: State Government/State Personnel, if favorable, Rules, Calendar, and Operations  
of the House.

March 16, 2009

A BILL TO BE ENTITLED

AN ACT DESIGNATING APRIL AS WOODWORKING MONTH IN NORTH CAROLINA.

Whereas, the month of April is celebrated as National Woodworking Month; and

Whereas, designating the month of April as Woodworking Month in North Carolina  
would help focus attention on the beauty and satisfaction of working with wood; and

Whereas, the designation would motivate North Carolinians to undertake  
woodworking projects by increasing their knowledge and skill in woodworking and wood  
finishing; Now, therefore,

The General Assembly of North Carolina enacts:

**SECTION 1.** Chapter 103 of the General Statutes is amended by adding a new  
section to read:

**"§ 103-12. Woodworking Month.**

**The month of April of each year is designated as Woodworking Month in the State of North  
Carolina."**

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



**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

☐ Committee Substitute for

**HB 596** A BILL TO BE ENTITLED AN ACT DESIGNATING APRIL AS  
WOODWORKING MONTH IN NORTH CAROLINA.

☒ With a favorable report.

**(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 bill/resolution is placed on the Calendar of \_\_\_\_\_

32 celebrating its 75<sup>th</sup> anniversary during a number of public events; and  
33 Whereas, many individuals have been credited with helping to establish the Great  
34 Smoky Mountains National Park, including Horace Kephart, a librarian, who was born in 1862  
35 in Pennsylvania and spent much of his early life in the West and Midwest; and



1           Whereas, Horace Kephart moved to western North Carolina in 1904, and soon after  
2 became immersed in the region's natural environment and interested in the history and culture  
3 of the people who lived there; and

4           Whereas, Horace Kephart became a respected authority on the region, writing  
5 numerous articles and two well-known books, "The Book of Camping and Woodcraft"  
6 published in 1906 and "Our Southern Highlanders" published in 1913; and

7           Whereas, during the 1920s, Horace Kephart joined the movement to preserve the  
8 Great Smoky Mountains as a national park and once said, "Here today is the last stand of  
9 primeval American forest at its best. If saved—and if saved at all it must be done at once—it will  
10 be a joy and a wonder to our people for all time. The nation is summoned by a solemn duty to  
11 preserve it." (as quoted in Dykeman and Stokely, Highland Homeland 1978 at p. 144); and

12           Whereas, a few months before his death in 1931, Horace Kephart was honored by  
13 the United States Geological Board when the Board named a peak in the Great Smoky  
14 Mountains as Mount Kephart; and

15           Whereas, the Great Smoky Mountains National Park's 75<sup>th</sup> anniversary and the  
16 people who helped establish the Park are worthy of recognition and celebration; Now,  
17 therefore,

18 Be it resolved by the House of Representatives, the Senate concurring:

19           **SECTION 1.** The General Assembly recognizes the 75<sup>th</sup> anniversary of the Great  
20 Smoky Mountains National Park and encourages the citizens of this State to participate in  
21 activities planned to celebrate the Park's historic anniversary.

22           **SECTION 2.** The General Assembly honors the life and memory of Horace  
23 Kephart and expresses its appreciation for his contributions to the preservation of the history  
24 and culture of western North Carolina.

25           **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
26 resolution to the Superintendent of the Great Smoky Mountains National Park.

27           **SECTION 4.** This resolution is effective upon ratification.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

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☐ Committee Substitute for

**HJR 637** A JOINT RESOLUTION HONORING THE SEVENTY-FIFTH  
ANNIVERSARY OF THE GREAT SMOKY MOUNTAINS NATIONAL PARK.

☒ With a favorable report.

**(FOR JOURNAL USE ONLY)**

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

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



**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**1**

**HOUSE JOINT RESOLUTION 909\***

---

**Sponsors:** Representative Tarleton.

---

**Referred to:** Rules, Calendar, and Operations of the House.

---

April 1, 2009

1 A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WADE EDWARD  
2 BROWN, FORMER MEMBER OF THE GENERAL ASSEMBLY.

3 Whereas, Wade Edward Brown was born on November 5, 1907, in Blowing Rock,  
4 North Carolina, to Jefferson Davis Brown and Etta Sudderth Brown; and

5 Whereas, Wade Edward Brown attended Watauga County schools and Mars Hill  
6 College prior to attending Wake Forest College (now Wake Forest University), where he  
7 earned both undergraduate and law degrees; and

8 Whereas, in January 1930, Wade Edward Brown passed the North Carolina Bar  
9 Exam a year before graduating from law school in 1931; and

10 Whereas, Wade Edward Brown opened a law office in Boone on July 5, 1931; and

11 Whereas, Wade Edward Brown served in the United States Navy from 1944 to  
12 1946, earning the rank of Lieutenant; and

13 Whereas, after the end of World War II, Wade Edward Brown returned to Boone,  
14 where he reestablished his law practice; and

15 Whereas, Wade Edward Brown served with honor and distinction in the General  
16 Assembly as a member of the Senate in 1947 and as a member of the House of Representatives  
17 in 1951; and

18 Whereas, Wade Edward Brown ably served his community in many capacities,  
19 serving as the Mayor of Boone from 1961 to 1967 and as a Charter member of the Boone Area  
20 Chamber of Commerce and the Boone Merchants Association; and

21 Whereas, Wade Edward Brown played a significant role in the development of the  
22 outdoor drama "Horn in the West," advocated for a public golf course to boost area tourism,  
23 and helped to expand the Watauga County Hospital (now Watauga Medical Center); and

24 Whereas, Wade Edward Brown was appointed to a number of boards, including the  
25 North Carolina Board of Paroles, of which he served as Chair; the Board of Trustees at  
26 Appalachian State Teachers College (now Appalachian State University); and the Board of  
27 Trustees of Wake Forest University; and

28 Whereas, Wade Edward Brown's law career spanned more than six decades and,  
29 after his retirement, he spent several years as legal advisor to the students at Appalachian State  
30 University; and

31 Whereas, Wade Edward Brown was also an author, publishing his first book, "The  
32 Story of Golf in Boone," in 1981 and his autobiography, "Recollections and Reflections," in  
33 1997; and

34 Whereas, Wade Edward Brown was active in the First Baptist Church in Boone,  
35 where he served in many positions of leadership from the 1930's on; and

36 Whereas, Wade Edward Brown received many honors during his lifetime, including  
37 being inducted into the North Carolina Bar Association Hall of Fame in 1992 and receiving the



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1 Liberty Bell Award by the Young Lawyers Division of the North Carolina Bar Association in  
2 1995; and

3       Whereas, Wade Edward Brown received the Alfred Adams Award for Economic  
4 Development from the Boone Area Chamber of Commerce, and in 2000, the Chamber renamed  
5 their Community Development Award, the Wade E. Brown Award for Community  
6 Development; and

7       Whereas, Wade Edward Brown was preceded in death by his wife of 53 years,  
8 Gilma Baity Brown and by his second wife, Euzelia Smart Brown; and

9       Whereas, Wade Edward Brown died on March 9, 2009, at the age of 101; and

10       Whereas, Wade Edward Brown is survived by two daughters, Margaret Rose B.  
11 James, and Sarah B. Otey; a son, Wade Edward Brown, Jr.; four grandchildren, Emory Glenn  
12 Johnston, Jr., Alicia Brown Lyda, Kent Edward Brown, and Katherine Kirkwood Otey; and two  
13 great-grandchildren, Grayson Emory Johnston and Andrew Michael Lyda; Now, therefore,  
14 Be it resolved by the House of Representatives, the Senate concurring:

15       **SECTION 1.** The General Assembly honors the memory of Wade Edward Brown  
16 and extends its appreciation of this State and its citizens for the service he rendered his  
17 community, State, and nation.

18       **SECTION 2.** The General Assembly extends its sympathy to the family of Wade  
19 Edward Brown for the loss of a beloved family member.

20       **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
21 resolution to the family of Wade Edward Brown.

22       **SECTION 4.** This resolution is effective upon ratification.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

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☐ Committee Substitute for

**HJR 909** A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF  
WADE EDWARD BROWN, FORMER MEMBER OF THE GENERAL ASSEMBLY.

☒ With a favorable report.

**(FOR JOURNAL USE ONLY)**

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

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

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**1**

**HOUSE RESOLUTION 990**

---

**Sponsors:** Representative Owens.

---

**Referred to:** Rules, Calendar, and Operations of the House.

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April 2, 2009

1 A HOUSE RESOLUTION ADOPTING THE PERMANENT RULES OF THE HOUSE OF  
2 REPRESENTATIVES FOR THE 2009 REGULAR SESSION.

3 Be it resolved by the House of Representatives:

4 **SECTION 1.** The permanent rules of the Regular Sessions of the House of  
5 Representatives of the 2009 General Assembly are:

6 **PERMANENT RULES OF THE HOUSE OF REPRESENTATIVES FOR THE**  
7 **REGULAR SESSION OF THE 2009 GENERAL ASSEMBLY OF NORTH CAROLINA**

- 8 I. Order of Business, 1-5  
9 II. Conduct of Debate, 6-12  
10 III. Motions, 13-19  
11 IV. Voting, 20-25  
12 V. Committees, 26-30  
13 VI. Handling of Bills, 31-44.1  
14 VII. Legislative Officers and Employees, 45-49  
15 VIII. Privileges of the Hall, 50-53  
16 IX. General Rules, 54-62

17 **I. Order of Business**

18 **RULE 1. Convening Hour, Limitation on Friday, Night, and Sunday Legislative**  
19 **Sessions.** – The House shall convene each legislative day at the hour fixed by the House. In the  
20 event the House adjourns on the preceding legislative day without having fixed an hour for  
21 reconvening, the House shall convene on the next legislative day at 2:00 P.M. During January  
22 and February of 2009, no sessions may be held on Friday. Without leave of the House, no  
23 session shall continue after 10:00 P.M. on Monday nor after 9:00 P.M. on any other days, and  
24 the Speaker shall adjourn the House without motion at that point, except that a motion may be  
25 made as to the time and day of next convening. No session shall be held on Sunday.

26 **RULE 1.1 Emergencies.** In the event of a disaster, natural or otherwise, that  
27 precludes the General Assembly from meeting in the Legislative Building, the members will be  
28 notified by the Speaker where and when the House will convene.

29 **RULE 2. Opening the Session.** – At the convening hour on each legislative day, the  
30 Speaker shall call the members to order and shall have the session opened with prayer. At the  
31 convening hour on the first day of each legislative week, the Speaker, or the Speaker's  
32 designee, shall lead the members in the Pledge of Allegiance to the American Flag.

33 **RULE 3. Quorum.** – (a) A quorum consists of a majority of the qualified members  
34 of the House.

35 (b) Should the point of a quorum be raised, the doors shall be closed, and the  
36 Clerk shall call the roll of the House, after which the names of those not responding shall again  
37 be called. In the absence of a quorum, 15 members are authorized to compel the attendance of



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absent members and may order that absentees for whom no sufficient excuses are made be taken into custody wherever they may be found by special messenger appointed for that purpose.

**RULE 4. Approval of Journal.** – (a) The Standing Committee on Rules, Calendar, and Operations of the House shall cause the Journal of the House to be examined daily before the hour of convening to determine if the proceedings of the previous day have been correctly recorded.

(b) Immediately following the opening prayer and upon appearance of a quorum, the Speaker shall call for the Journal report by the Chair of the Standing Committee on Rules, Calendar, and Operations of the House, or by a Representative designated by the Chair, as to whether the proceedings of the previous day have been correctly recorded. Without objection, the Speaker shall cause the Journal to stand approved.

**RULE 5. Order of Business of the Day.** – After the approval of the Journal of the preceding day, unless otherwise ordered by the Speaker, the House shall proceed to business in the following order:

- (1) The receiving of petitions, memorials, and papers addressed to the General Assembly or to the House;
- (1a) Messages from the Governor;
- (2) Ratification of bills;
- (3) Reports of standing committees and permanent subcommittees;
- (4) Reports of select committees;
- (5) Reports of referral by standing committee chairs of bills to permanent subcommittees;
- (6) First reading and reference to committee of bills and resolutions;
- (7) Messages from the Senate;
- (8) Concurrence with Senate amendments or Senate committee substitutes;
- (9) The unfinished business of the preceding day;
- (10) Calendar (each category in accordance with Rule 40):
  - a. Local bills (roll call), third reading
  - b. Local bills (roll call), second reading
  - c. Local bills, third reading
  - d. Local bills, second reading
  - e. Public bills (roll call), third reading
  - f. Public bills (roll call), second reading
  - g. Public bills and resolutions, third reading
  - h. Public bills and resolutions, second reading;
- (11) Reading of notices and announcements.

## II. Conduct of Debate

**RULE 6. Duties and Powers of the Speaker.** – The Speaker shall have general direction of the Hall. The Speaker may name any member to perform the duties of the chair, but substitution shall not extend beyond one day, except in the case of sickness or by leave of the House. If the Speaker is absent and has not designated a member to perform the duties of the chair, the Principal Clerk shall preside during such absence. In the case of a vacancy in the office of the Speaker of the House of Representatives, the Principal Clerk shall preside over the House until the House elects a Speaker.

**RULE 7. Obtaining Floor.** – (a) When any member desires recognition for any purpose, the member shall rise and respectfully address the Speaker. No member shall proceed until recognized by the Speaker for a purpose.

(b) When a member desires to interrupt a member having the floor, the member shall first obtain recognition by the Speaker and permission of the member occupying the floor, and when such recognition and permission have been obtained, he or she may propound a

1 question to the member occupying the floor; but he or she shall not otherwise interrupt the  
2 member having the floor, except as provided in subsection (c) of this rule; and the Speaker  
3 shall, without the point of order being raised, enforce this rule.

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

6 (1) A request that the member speaking yield for a question,

7 (2) A point of order,

8 (3) A parliamentary inquiry, or

9 (4) A question of privilege.

10 **RULE 8. Questions of Privilege.** – Upon recognition by the Speaker for that  
11 purpose, any member may speak to a question of privilege for a time not to exceed three  
12 minutes. Questions of privilege shall be those affecting, first, the rights of the House  
13 collectively, its safety, dignity, and the integrity of its proceedings; second, the rights,  
14 reputation, and conduct of members, individually, in their representative capacity only; and  
15 shall have precedence over all other questions, except motions to adjourn. Privilege may not be  
16 used to explain a vote or debate a bill. The Speaker shall determine if the question is one of  
17 privilege and shall, without the point of order being raised, enforce this rule.

18 **RULE 9. Points of Order.** – (a) The Speaker shall decide questions of order and  
19 may speak to points of order in preference to other members arising from their seats for that  
20 purpose. Any member may appeal from the ruling of the chair on questions of order; on such  
21 appeal no member may speak more than once, unless by leave of the House. A two-thirds vote  
22 of the members present shall be necessary to sustain any appeal from the ruling of the chair.

23 (b) When the Speaker calls a member to order, the member shall be seated,  
24 except that a member called to order may clear a matter of fact, or explain, but shall not  
25 proceed in debate so long as the decision stands. If the member appeals from the ruling of the  
26 chair and the decision by a two-thirds vote of the members present be in favor of the member  
27 called to order, the member may proceed; if otherwise, the member shall not; and if the case, in  
28 the judgment of the House, requires it, the member shall be liable to censure by the House.

29 **RULE 10. Limitations on Debate.** – (a) No member shall speak on, debate, or  
30 solicit cosponsors for a bill or resolution at its first reading.

31 (b) No member shall speak more than twice on the main question nor longer  
32 than 20 minutes for the first speech and 10 minutes for the second speech; nor shall the member  
33 speak more than twice upon an amendment or motion to reconsider, re-refer, appeal, or  
34 postpone or any motion on concurrence, and then not longer than 10 minutes for the first  
35 speech and five minutes for the second speech.

36 (c) A member may speak only once and for not more than 20 minutes on the  
37 question of the adoption of a minority report.

38 (d) The House, by consent of a majority of the members present, may suspend  
39 the operation of subsections (b) and (c) of this rule during any debate on any particular question  
40 before the House.

41 **RULE 11. Reading of Papers.** – When there is a call for the reading of the text of a  
42 paper which has been presented to the House and there is objection to such reading, the  
43 question shall be determined by a majority vote of the members of the House present. Except  
44 for protests permitted by the Constitution, no member may have material printed in the Journal  
45 until said material has been presented to the House and the printing approved by the House, and  
46 said material shall not exceed 1,000 words.

47 **RULE 12. General Decorum.** – (a) The Speaker shall preserve order and decorum.

48 (b) Decency of speech shall be observed and disrespect to personalities carefully  
49 avoided.

(c) When the Speaker is putting any question, or addressing the House, no person shall speak, stand up, walk out of, or cross the House nor, when a member is speaking, engage in disruptive discourse or pass between the member and the chair.

(d) Food or beverages shall not be permitted on the floor of the House during the first two hours of the daily session.

(e) The reading of newspapers shall not be permitted on the floor of the House while the House is in session.

(f) Smoking shall not be permitted on the floor of the House or in the galleries at any time. The consumption of food or beverages shall not be permitted in the galleries at any time.

(g) Special recitals and performances by musicians or other groups shall not be permitted on the floor of the House; and special guests of members of the House shall not be permitted on the floor of the House.

(h) Members shall observe appropriate attire, coat and tie for male members and dignified dress for female members.

(i) The use of wireless telephones shall not be permitted in the House Chamber.

(j) Placards, stickers, or signs not approved by the Speaker are not permitted in the House Chamber.

### III. Motions

**RULE 13. Motions Generally.** – (a) Every motion shall be reduced to writing if the Speaker or any two members request it. No motion relating to a bill shall be in order which does not identify the bill by its number and short title.

(b) When a motion is made, it shall be stated by the Speaker, or, if written, it shall be handed to the chair and read aloud by the Speaker or Clerk before debate.

(c) After a motion has been stated by the Speaker or read by the Speaker or Clerk, it shall be in the possession of the House; but it may be withdrawn before a decision or amendment, except in case of a motion to reconsider, which motion, when made by a member, shall be in possession of the House and shall not be withdrawn without leave of the House.

**RULE 14. Motions, Order of Precedence.** – When there are motions before the House, the order of precedence is as follows:

To adjourn.

To recess.

To lay on the table.

Previous question.

To postpone indefinitely.

To reconsider.

To postpone to a day certain.

To re-refer.

To amend an amendment.

To amend.

To pass the bill.

No motion to lay on the table, to postpone indefinitely, to postpone to a day certain, to re-refer, or to make a particular amendment, being decided, shall be again allowed at the same stage of the bill or proposition.

**RULE 15. Motion to Adjourn.** – (a) A motion to adjourn shall be seconded before the motion is put to the vote of the House.

(b) A motion to adjourn shall be decided without debate and shall always be in order, except when the House is voting or some member is speaking; but a motion to adjourn shall not follow a motion to adjourn until debate or some other business of the House has intervened.

1           **RULE 16. Motion to Table.** – (a) A motion to table shall be seconded before the  
2 motion is put to the vote of the House and is in order except when a motion to adjourn or to  
3 recess is before the House.

4           (b) A motion to table shall be decided without debate.

5           (c) A motion to table a bill shall constitute a motion to table the bill and all  
6 amendments thereto.

7           (d) When the question before the House is the adoption of an amendment to a  
8 bill or resolution, a motion to table the bill is not in order; and a motion to table an amendment  
9 applies to the amendment only, and the motion may not expressly or by implication or  
10 construction be expanded to include a motion to table the bill also.

11          (e) When a question has been tabled, it shall not thereafter be considered except  
12 on motion to reconsider under Rule 18 or to remove from the table approved by a two-thirds  
13 vote.

14           **RULE 17. Motion to Postpone Indefinitely.** – A motion to postpone indefinitely is  
15 in order except when a motion to adjourn or to lay on the table or for the previous question or  
16 to recess is before the House. However, after one motion to postpone indefinitely has been  
17 decided, another motion to postpone indefinitely shall not be allowed at the same stage of the  
18 bill or proposition. When a question has been postponed indefinitely, it shall not thereafter be  
19 considered except on motion to reconsider under Rule 18 or to place on the favorable calendar  
20 approved by a two-thirds vote.

21           **RULE 18. Motion to Reconsider.** – (a) When a question has been decided, it is in  
22 order for any member to move for the reconsideration thereof on the same or the succeeding  
23 legislative day; provided that if the vote by which the motion was originally decided was taken  
24 by a recorded vote, only a member of the prevailing side may move for reconsideration.

25          (b) A motion to reconsider shall be determined by a majority vote, except the  
26 following shall require a two-thirds vote: a second or subsequent motion to reconsider and a  
27 motion to reconsider:

28           (1) A vote upon a motion to table,

29           (2) A motion to postpone indefinitely,

30           (3) A motion to remove a bill from the unfavorable calendar,

31           (4) A motion that a bill be read twice on the same day, or

32           (5) A motion to remove from the table.

33          (c) A motion to reconsider the vote by which a person has been elected as  
34 Speaker or Speaker Pro Tempore shall not be in order. This subsection of this rule cannot be  
35 suspended.

36           **RULE 19. Previous Question.** – (a) The previous question may be called only by:

37           (1) The Chair of the Committee on Rules, Calendar, and Operations of the  
38 House;

39           (2) The Majority Leader;

40           (3) The member submitting the report on the bill or other matter under  
41 consideration;

42           (4) The member introducing the bill or other matter under consideration; or

43           (5) The member in charge of the measure, who shall be designated by the chair  
44 of the standing committee or permanent subcommittee reporting the same to  
45 the House at the time the bill or other matter under consideration is reported  
46 to the House or taken up for consideration.

47          (b) The previous question shall be as follows: "Shall the main question now be  
48 put?" When the call for the previous question has been decided in the affirmative by a majority  
49 vote of the House, the question is on the passage of the bill, resolution, or other matter under  
50 consideration.



(c) The call for the previous question shall preclude all motions, amendments, and debate, except the motion to adjourn, motion to recess, or motion to table.

(d) If the previous question is decided in the negative, the question remains under debate.

#### IV. Voting

**RULE 20. Use of Electronic Voting System.** – (a) Votes on the following questions shall be taken on the electronic voting system, and the ayes and noes shall be recorded on the Journal:

(1) The passage as required by Article II, Section 23 of the North Carolina Constitution on second and third readings of any bill:

- a. Raising money on the credit of the State,
- b. Pledging the faith of the State for the payment of a debt,
- c. Imposing a State tax, or
- d. Authorizing a county, municipality, or other local governmental unit to
  1. Raise money on its credit,
  2. Pledge its faith for the payment of a debt, or
  3. Impose a local tax.

(2) All measures affecting a fee imposed by the State or any subdivision thereof.

(3) All questions on which a call for the ayes and noes under Rule 24(a) and Article II, Section 19 of the North Carolina Constitution has been sustained.

(4) Both second and third readings of bills proposing amendment of the North Carolina Constitution or ratifying resolutions amending the United States Constitution.

(5) The passage of a bill notwithstanding the Governor's veto thereof pursuant to Article II, Section 22 of the North Carolina Constitution.

(b) Votes on the following questions shall be taken on the electronic voting system:

(1) Second reading of all public bills, all amendments to public bills offered after second reading, third reading if a public bill was amended after second reading or if the reading occurs on a day or days following the second reading, all conference reports on public bills, all motions to lay public bills on the table, and all motions to postpone public bills indefinitely.

(2) Upon a call for division.

(3) Any other question upon direction of the Speaker or upon motion of any member supported by one-fifth of the members present.

(c) When the electronic voting system is used, 15 seconds shall be allowed for voting on the question before the House, unless the chair shall direct otherwise. Once the system is locked, the vote shall be recorded and printed.

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

(e) When the electronic voting system is used, the Speaker shall state the question and shall then state substantially the following: "All in favor vote 'aye'; all opposed vote 'no'; the Clerk will open the vote." In order to have the vote recorded, the member must vote by the electronic voting system within the time allowed for that vote, unless the voting station assigned to a member is malfunctioning. The Speaker shall enforce this rule without exception. After the allotted time for voting has elapsed, the Speaker shall say: "The Clerk will

now lock the machine and record the vote." After the machine is locked and the vote recorded, the Speaker shall announce the vote and declare the result.

(f) One copy of the machine printout of the vote record of all votes taken on the electronic voting system shall be filed in the office of the Principal Clerk, and two copies shall be filed in the Legislative Library where the copies shall be open to public inspection. A legible copy of the bill, amendment, or motion on which the vote was taken shall be filed with the printout of the vote in the Legislative Library.

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

(h) For the purpose of identifying motions on which the vote is taken on the electronic voting system, the motions are coded as follows:

- (1) To adjourn.
- (2) To recess.
- (3) To lay on the table.
- (4) Previous question.
- (5) To postpone indefinitely.
- (6) To reconsider.
- (7) To postpone to a day certain.
- (8) To re-refer.
- (9) To amend an amendment.
- (10) To amend.
- (11) To concur or not concur.
- (12) Miscellaneous.

**RULE 21. Voice Votes; Stating Questions.** – (a) All other votes except those required to be taken on the electronic voting system shall be taken by voice vote.

(b) When a voice vote is taken, the Speaker shall put the question substantially as follows: "Those in favor (as the question may be) will say 'Aye,'" and after the affirmative voice has been expressed, "Those opposed will say 'No.'"

(c) No statement, explanation, debate, motion, parliamentary inquiry, or point of order shall be allowed once the voice vote has begun. Any point of order or parliamentary inquiry may be raised, however, after the completion of the vote.

**RULE 22. Determining Questions.** – (a) Unless otherwise provided by the Constitution of North Carolina or by these rules, all questions shall be determined by a simple majority of the members present and voting.

(b) No member may vote unless the member is in the Chamber when the question is put. This subsection of this rule cannot be suspended.

**RULE 23. Voting by Division.** – Any member may call for a division of the members upon the question before the result of the vote has been announced. Upon a call for a division, the Speaker shall cause the number voting in the affirmative and in the negative to be determined. Upon a division and count of the House on any question, no member away from the member's seat shall be counted.

1           **RULE 24. Roll Call Vote.** – (a) Before a question is put, any member may call for  
2 the ayes and noes. If the call is sustained by one-fifth of the members present, the question shall  
3 be decided by the ayes and noes upon a roll call vote.

4           (b) Every member who is in the Hall of the House when the question is put shall  
5 vote upon a call of the ayes and noes, unless excused pursuant to Rule 24.1A.

6           **RULE 24.1A. Excuse From Deliberations and Voting on a Bill.** – (a) Any  
7 member shall, upon request, be excused in advance from the deliberations and voting on a  
8 particular bill at any time that the reason for the request arises in the proceedings on the bill.

9           (b) The member may make a brief oral statement of the reasons for making the  
10 request. The member may provide to the Principal Clerk, on a form provided by the Clerk, a  
11 concise written statement of the reason for the request, and the Clerk shall include this  
12 statement in the Journal.

13           (c) The member so excused shall not debate the bill or any amendment to the  
14 bill, vote on the bill, offer or vote on any amendment to the bill, or offer or vote on any motion  
15 concerning the bill, in committee or on the floor of the House at any reading, or any subsequent  
16 consideration of the bill.

17           (d) A member may request that his or her excuse from deliberations on a  
18 particular bill be withdrawn.

19           **RULE 24.1B. Division of Amendments.** – Any member may call for an  
20 amendment to be divided into two or more amendments to be voted on separately, and the  
21 Speaker shall determine whether the amendment admits of such a division.

22           **RULE 25. Voting by Speaker.** – In all elections the Speaker may vote. In all other  
23 instances the Speaker may vote or may reserve this right until there is a tie in which event the  
24 Speaker may vote; but in no instance may the Speaker vote twice on the same question.

#### 25           **V. Committees**

26           **RULE 26. Standing Committees and Permanent Subcommittees Generally.** –  
27 (a) The Speaker shall appoint a chair, or cochair, of every standing committee, permanent  
28 subcommittee, and select committee, if any. In the construction of these rules, the word "chair"  
29 as applied to a committee extends to and includes a cochair of the committee. The Speaker  
30 shall have the exclusive right and authority to establish select committees, but this does not  
31 exclude the right of the House by resolution to establish select committees.

32           (b) All permanent subcommittees of each standing committee shall be appointed  
33 by the Speaker, and the members appointed, along with the chair of the standing committee,  
34 shall constitute the standing committee of which the permanent subcommittee is a part. The  
35 Speaker shall appoint all members of permanent subcommittees at the beginning of the first  
36 regular session in a manner to reflect the partisan membership of the House.

37           (c) The Speaker shall appoint the members of all standing committees having no  
38 permanent subcommittees at the beginning of the first regular session in a manner to reflect the  
39 partisan membership of the House.

40           (d) Before appointing members of committees and subcommittees, the Speaker  
41 shall consult with the minority leader. The Speaker shall consider members' committee  
42 preferences in making appointments.

43           (e) The Speaker may not appoint new members to committees or permanent  
44 subcommittees after April 15 of an odd-numbered year or at any time during an even-numbered  
45 year except to fill vacancies caused by the resignation, death, removal, or inability to serve of a  
46 member. As to select committees established after March 1 of an odd-numbered year or during  
47 an even-numbered year, the Speaker may not appoint new members more than 60 calendar  
48 days after the select committee is established, except to fill vacancies caused by the resignation,  
49 death, removal, or inability to serve of a member.

50           (f) Each chair of a permanent subcommittee shall be a vice-chair of the standing  
51 committee of which it is a permanent subcommittee. The Speaker may name other members as

vice-chairs of the standing committee. The Speaker may name one or more vice-chairs for any standing committee not having permanent subcommittees.

(g) A maximum of two chairs of a standing committee are entitled to vote in a permanent subcommittee of the standing committee.

(h) Either the chair or acting chair, designated by the chair or by the Speaker, and five other members of the standing committee or permanent subcommittee, or a majority of the standing committee or permanent subcommittee, whichever is fewer, shall constitute a quorum of that standing committee or permanent subcommittee.

(i) In any joint meeting of the Senate and House committees or subcommittees, the House standing committee or permanent subcommittee reserves the right to vote separately.

**RULE 26.1. Mentions of Standing Committee Includes Select Committee.** – Any reference in these rules to standing committees shall extend to select committees unless the context requires otherwise.

**RULE 27. List of Standing Committees and Permanent Subcommittees.** – The standing committees and permanent subcommittees thereof are:

Committees	Subcommittees
Aging	(None)
Agriculture	(None)
Alcoholic Beverage Control	(None)
Appropriations	-Capital -Education -General Government -Health and Human Services -Justice and Public Safety -Natural and Economic Resources -Transportation
Commerce, Small Business, and Entrepreneurship	(None)
Education	-Community Colleges -Preschool, Elementary, and Secondary Education -Universities
Election Law and Campaign Finance Reform	(None)
Energy and Energy Efficiency	(None)
Environment and Natural Resources	(None)
Ethics	(None)
Federal Relations and Indian Affairs	(None)

1	Finance	(None)
2		
3	Financial Institutions	(None)
4		
5	Health	(None)
6		
7	Homeland Security, Military, and	
8	Veterans Affairs	(None)
9		
10	Insurance	(None)
11		
12	Judiciary I	(None)
13		
14	Judiciary II	(None)
15		
16	Judiciary III	(None)
17		
18	Juvenile Justice	(None)
19		
20	Local Government I	(None)
21		
22	Local Government II	(None)
23		
24	Marine Resources and Aquaculture	(None)
25		
26	Mental Health Reform	(None)
27		
28	Pender/New Hanover Redistricting	(None)
29		
30	Pensions and Retirement	(None)
31		
32	Public Utilities	(None)
33		
34	Rules, Calendar, and	
35	Operations of the House	(None)
36		
37	Science and Technology	(None)
38		
39	State Government/State Personnel	(None)
40		
41	Transportation	(None)
42		
43	University Board of Governors	
44	Nominating	(None)
45		
46	Water Resources and Infrastructure	(None)
47		
48	Ways and Means/Broadband	
49	Connectivity	(None)
50		
51	Wildlife Resources	(None)

**RULE 28. Standing Committee and Permanent Subcommittee Meetings. – (a)**

Standing committees and permanent subcommittees of standing committees shall be furnished with suitable meeting places pursuant to a schedule established by the Chair of the Standing Committee on Rules, Calendar, and Operations of the House. Select committees shall be furnished with suitable meeting places as their needs require by the Chair of the Standing Committee on Rules, Calendar, and Operations of the House.

(b) Subject to the provisions of subsection (c) of this rule, standing committees and permanent subcommittees thereof shall permit other members of the General Assembly, the press, and the general public to attend all sessions of said standing committees or permanent subcommittees.

(c) The Chair or other presiding officer shall have general direction of the meeting place of the standing committee or permanent subcommittee, and, in case of any disturbance or disorderly conduct therein, or if the peace, good order, and proper conduct of the legislative business is hindered by any person or persons, the Chair or presiding officer shall have power to exclude from the session any individual or individuals so hindering the legislative business.

(d) Procedure in the standing committees and permanent subcommittees shall be governed by the rules of the House, so far as the same may be applicable to such procedure. Before a question is put, any member may call for the ayes and noes. If the call is sustained by one-fifth of the members present, the question shall be decided by the ayes and noes upon a roll call vote. All roll call votes shall be taken alphabetically and shall be subject to Rule 21(c).

(e) No standing committee or permanent subcommittee shall meet on any day when the House shall not convene except by permission of the Speaker or by approval of the House by resolution adopted by a majority vote of the House.

(f) No standing committee or permanent subcommittee shall meet during any session of the House. Standing committees and permanent subcommittees shall meet at their regularly scheduled hour. No permanent subcommittee shall meet at the same time that its standing committee is meeting. Standing committees and permanent subcommittees may meet at other times as authorized by the Chair of the Standing Committee on Rules, Calendar, and Operations of the House in order to assure the availability of the meeting room and that no conflicts will exist with the meetings of other bodies. All standing committee and permanent subcommittee meetings shall adjourn no later than:

(1) 15 minutes preceding a regular session of the House, and

(2) 10 minutes preceding the hour of the next regularly scheduled standing committee or permanent subcommittee meeting.

(g) Any call or notice of a standing committee or permanent subcommittee meeting between legislative sessions shall be mailed to each member of the standing committee or permanent subcommittee at least five days prior to such meeting. If a member of the body so requests in writing to the chair of the standing committee or permanent subcommittee, the member shall be notified by certified mail of the meetings.

(h) During standing committee and permanent subcommittee meetings, the chair may exercise the right to vote, or may reserve this right until there is a tie, in which event the chair may vote, but in no instance may the chair vote twice on the same question.

**RULE 28.1. Ethics Committee Investigations Into Violations of the Open Meetings Law. – (a)** On its own motion, or in response to signed and sworn complaint of any individual filed with the Standing Committee on Ethics, the Committee shall inquire into any alleged violation by members of the House of the Open Meetings Law (Article 33C of Chapter 143 of the General Statutes), as the same may be amended in the future.

(b) If, after such preliminary investigation as it may make, the Committee determines to proceed with an inquiry into the conduct of any individual, the Committee shall notify the individual as to the fact of the inquiry and the charges against the individual and shall

1 schedule one or more hearings on the matter. The individual shall have the right to present  
2 evidence, cross-examine witnesses, and be represented by counsel at any hearings.

3 (c) After the Committee has concluded its inquiries into the alleged violations,  
4 the Committee shall dispose of the matter by taking one of the following actions:

5 (1) Dismiss the complaint and take no further action.

6 (2) Issue a private letter of reprimand to the legislator, if the legislator  
7 unintentionally violated the provisions of the Open Meetings Law.

8 (3) Issue a public letter of reprimand if the violation of the Open Meetings Law  
9 was intentional or if the legislator has previously received a private letter of  
10 reprimand. The Chair of the Committee on Ethics shall have the public letter  
11 of reprimand spread on the pages of the House Journal.

12 (4) Refer the matter to the House for appropriate action.

13 **RULE 29. Notice of Standing Committee and Permanent Subcommittee**  
14 **Meetings and Hearings.** – Public notice of all standing committee and permanent  
15 subcommittee meetings shall be given in the House. The chair of the standing committee or  
16 permanent subcommittee shall notify or cause to be notified the sponsor of each bill which is  
17 set for hearing or consideration before the standing committee or permanent subcommittee as  
18 to the date, time, and place of that meeting.

19 **RULE 29.1. Public Hearings.** – (a) Requests for a public hearing shall be made in  
20 writing to the chair of the standing committee and, if applicable, the chair of the permanent  
21 subcommittee to which the bill has been referred. The chair of the standing committee may  
22 schedule a public hearing by the standing committee as a whole after the adjournment of a  
23 regular daily House session. The chair of the permanent subcommittee may schedule a public  
24 hearing before the permanent subcommittee at its regularly scheduled hour. Denial of a request  
25 made by a House member may be appealed to the Speaker.

26 Notice shall be given not less than five calendar days prior to public hearings. These  
27 notices shall be issued as information for the press and shall be posted in the places designated  
28 by the Principal Clerk.

29 (b) Persons desiring to appear and be heard at a public hearing shall submit their  
30 requests to the chair of the standing committee or permanent subcommittee. The standing  
31 committee or permanent subcommittee chair may designate one or more members to arrange  
32 the order of appearance of interested parties. A brief written statement of testimony may be  
33 submitted without oral presentation and shall be incorporated into the minutes of the public  
34 hearing.

35 **RULE 29.2. Minutes to Legislative Library.** – The chair of a standing committee  
36 or a permanent subcommittee shall ensure that written minutes are compiled for each of the  
37 body's meetings. The minutes shall indicate the members present and the actions taken at the  
38 meeting. Not later than 20 days after the adjournment of each session of the General Assembly,  
39 the chair shall deliver the minutes to the Legislative Library. The Speaker of the House may  
40 grant a reasonable extension of time for filing said minutes upon written application of the  
41 chair.

42 **RULE 30. Standing Committee of the Whole House.** – (a) A Standing Committee  
43 of the Whole House shall not be formed, except by suspension of the rules, if there be objection  
44 by any member.

45 (b) After passage of a motion to form a Standing Committee of the Whole  
46 House, the Speaker shall appoint a chair to preside in the standing committee, and the Speaker  
47 shall leave the dais.

48 (c) The rules of procedure in the House shall be observed in the Standing  
49 Committee of the Whole House, so far as they may be applicable, except the rule limiting the  
50 time of speaking and the previous question.

(d) In the Standing Committee of the Whole House, a motion that the standing committee rise shall always be in order, except when a member is speaking, and shall be decided without debate.

(e) When a bill is submitted to the Standing Committee of the Whole House, it shall be read and debated by sections, leaving the preamble to be last considered. The body of the bill shall not be defaced or interlined, but all amendments, noting the page and line, shall be duly entered by the Principal Clerk on a separate paper as the same shall be agreed to by the standing committee and be so reported to the House. After report, the bill shall again be subject to be debated and amended by sections before a question on its passage be taken.

## VI. Handling of Bills

**RULE 31. Introduction of Bills and Resolutions.** – (a) All bills and resolutions shall be introduced by submitting same to the Principal Clerk's office on the legislative day prior to the first reading and reference thereof according to the following schedule: by 30 minutes after adjournment each Monday; and by 3:00 P.M. each Tuesday, Wednesday, Thursday, and Friday.

(b) Bills shall not become resolutions provided the Senate has a similar rule. Resolutions shall not become bills. Resolutions are not law but may be used when a law is not necessary for the purpose contained therein. Resolutions shall not be used to appropriate funds for any purpose, but may be used to create study commissions or committees or establish investigative committees, to honor deceased persons, and to adopt House rules and internal affairs. Resolutions cannot amend, repeal, or modify a statute; nor do they have life beyond the term of the session during which they are adopted.

(c) Every bill or resolution shall be read in regular order of business, except upon permission of the Speaker or on the report of a standing committee.

(d) All bills and resolutions shall show in their captions a brief descriptive statement of the true substance of same, which captions may thereafter be amended. Captions of public bills may be amended only by amendment proposed by the standing committee to which the bill was referred. Third reading shall not be had on any bill or resolution on the same day that such caption is amended.

(e) A Substitute Bill shall be covered with the same color jacket as the original bill and shall be prefaced as follows: "House Committee Substitute for \_\_\_\_\_".

(f) House Resolutions need not be read more than twice.

(g) All memorializing, celebration, commendation, and commemoration resolutions, except those honoring the memory of deceased persons, shall be excluded from introduction and consideration in the House.

(h) Any reference in these rules to bills shall extend to resolutions unless the context requires otherwise.

**RULE 31.1. Deadlines on Introduction and Receipt; No Blank Bills; Single Subject Rule.** – (a) All local bills must be submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 P.M. on Wednesday, March 18, 2009, and must be introduced not later than 3:00 P.M. on Wednesday, April 1, 2009.

(b) All public bills which would not be required to be re-referred to the Appropriations or Finance Committees under Rule 38 must be submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 P.M. on Thursday, March 26, 2009, and must be introduced not later than 3:00 P.M. on Wednesday, April 8, 2009.

(c) All public bills which under Rule 38 are required to be re-referred to either or both of the Appropriations Committee or the Finance Committee, must be submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 P.M. on Wednesday, April 22, 2009, and must be introduced not later than 3:00 P.M. on Wednesday, May 6, 2009. If any bill is subject to the deadline under this subsection and the bill is amended so that all the provisions



1 requiring referral to either or both of those committees under Rule 38 do not remain in the bill,  
2 it is not eligible for further consideration.

3 (d) A bill containing no substantive provisions may not be introduced in the  
4 House.

5 (e) In order to be eligible for consideration by the House during the first Regular  
6 Session, all Senate bills other than finance or appropriations bills which would be required to  
7 be re-referred to the Appropriations or Finance Committee under Rule 38 or adjournment  
8 resolutions must be received and read on the floor of the House as a message from the Senate  
9 no later than Thursday, May 14, 2009; provided that a message from the Senate received by the  
10 next legislative day stating that a bill has passed its third reading and is being engrossed shall  
11 comply with the requirements of this subsection and provided that the Senate has a similar rule.

12 (f) Except by motion approved by a majority of members of the House present  
13 and voting, no public House bill other than the Current Operations Appropriations Act or the  
14 Capital Improvement Appropriations Act may contain more than one subject.

15 (g) This rule, other than subsections (d) and (f), does not apply to bills (i)  
16 establishing districts for Congress or State or local entities, or (ii) ratifying an amendment or  
17 amendments to the Constitution of the United States.

18 **RULE 32. Reference to Standing Committee and to Permanent Subcommittee;**  
19 **Serial Referrals.** – (a) Each bill not introduced on the report of a standing committee shall  
20 immediately upon its first reading be referred by the Speaker to such standing committee or  
21 permanent subcommittee as the Speaker deems appropriate. The Speaker at the same time may  
22 order that, if the bill is reported with any favorable recommendation or without prejudice, it be  
23 re-referred automatically upon the committee report to another committee or permanent  
24 subcommittee designated in the order. Each joint resolution or House resolution not introduced  
25 on the report of a standing committee shall immediately upon its first reading either be referred  
26 by the Speaker to a standing committee or permanent subcommittee or be calendared on the  
27 date designated by the Speaker, as the Speaker deems appropriate.

28 (b) The standing committee chair may refer each bill referred to the standing  
29 committee to the permanent subcommittee specifically charged with the subject matter of the  
30 bill. A report of that referral shall be made in writing and submitted to the body pursuant to  
31 Rule 5(5). Except as provided in Rule 36, the permanent subcommittee to which the bill is  
32 referred shall report the bill back to the full standing committee. That subcommittee report shall  
33 include one of the following recommendations:

34 (1) Favorable, without prejudice, or unfavorable as to the original bill with the  
35 recommendation that the report be made to the standing committee;

36 (2) Favorable, without prejudice, or unfavorable as to the original bill, as  
37 amended, with the recommendation that the report be made to the standing  
38 committee;

39 (3) Favorable or without prejudice to the proposed committee substitute, and  
40 unfavorable to the original bill, with the recommendation that the report be  
41 made to the standing committee;

42 (4) Favorable as to the original bill with the recommendation that the report be  
43 made directly to the floor of the House, if approved by the standing  
44 committee chair;

45 (5) Favorable to the original bill, as amended, with the recommendation that the  
46 report be made directly to the floor of the House, if approved by the standing  
47 committee chair; or

48 (6) Favorable to the proposed committee substitute with the recommendation  
49 that the report be made directly to the floor of the House, if approved by the  
50 standing committee chair, and unfavorable to the original bill.

Any recommendation of favorable or without prejudice may include a recommendation of re-referral to another standing committee. After a bill is reported to a standing committee by a permanent subcommittee of that standing committee, the standing committee chair may re-refer the bill to another permanent subcommittee of that standing committee.

Upon recommendation to the standing committee, the bill shall be before that body for further action unless the permanent subcommittee chair reports the bill directly pursuant to Rule 36.

**RULE 33. Papers Addressed to the House.** – Petitions, memorials, and other papers addressed to the House shall be presented by the Speaker. A brief statement of the contents thereof may be made orally by the introducer before reference to a committee, but such papers shall not be debated or decided on the day of their first being read unless the House shall direct otherwise.

**RULE 34. Introduction of Resolutions and Bills, Copies Required.** – (a) Whenever any resolution or bill is introduced, a duplicate copy thereof shall be attached thereto, and the Principal Clerk shall cause said duplicate copy to be numbered as the original resolution or bill is numbered and shall cause the same to be available at all times to the member introducing the same.

(b) Numbering of House Bills shall be designated as "H.B. \_\_\_\_." (No. following). A Joint Resolution shall be designated as "H.J.R. \_\_\_\_." (No. following). A House Resolution shall be designated as "H.R. \_\_\_\_." (No. following).

(c) Whenever any resolution or bill is filed for introduction, it shall be in a House bill jacket containing the number of copies designated by the Principal Clerk and in the form designated by the Speaker. Any resolution or bill not accompanied by the required number of copies shall be returned immediately to the introducer. The Clerk shall stamp the copies with the number stamped upon the original bill.

(d) No bill may be filed for introduction if the draft contains names preprinted on the bill jacket and body of the bill (either as primary sponsors or cosponsors) unless each such member has signed the jacket.

**RULE 35. Duplicating and Availability of Copies of Bills.** – (a) The Legislative Services Officer shall cause such bills as are introduced to be duplicated in such numbers as may be specified by the Speaker. The Legislative Services Officer shall cause one copy of each resolution and public bill for each member to be delivered to the member's committee assistant or legislative assistant who shall place it in the appropriate notebook on the member's desk. If a member so requests, a second copy shall be delivered to the member's committee assistant or legislative assistant who shall place it in the member's office. The remaining copies shall be placed in the Printed Bills Room and made available to the committees to which the bill is referred, to individual members on request, and to the general public.

(b) A public bill is a bill affecting 15 or more counties. A local bill is one affecting fewer than 15 counties. No public bill and, upon objection by a member, no local bill may be considered unless copies of the bill have been made available to the entire membership of the House.

**RULE 35.1. Assessment Reports.** – (a) Every bill or resolution proposing the establishment of an occupational or professional licensing board, as defined in Article 18A of Chapter 120 of the General Statutes, or a study for the need to establish such a board shall have attached to the jacket of the original bill or resolution at the time of its consideration on second and third readings by the House or by any standing committee or permanent subcommittee of the House an assessment report from the Legislative Committee on New Licensing Boards pursuant to Article 18A of Chapter 120 of the General Statutes. The assessment report shall not constitute any part of the expression of legislative intent proposed by the formation of a licensing board. Upon receipt of the request, the Legislative Committee on New Licensing

Boards shall prepare and return the assessment report as soon as possible but not later than 60 days, reserving the right to extend this time to 90 days.

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

**RULE 36. Report by Standing Committee or Permanent Subcommittee. – (a) When Reports Required.** – All House bills and resolutions shall be reported from the standing committee or permanent subcommittee to which referred with such recommendations as the standing committee or permanent subcommittee may desire to make except in the case where the principal introducer requests in writing to the chair of the standing committee or permanent subcommittee that the bill not be considered.

With the written approval of the chair of the standing committee and with the recommendation of the subcommittee pursuant to Rule 32(b)(4) through (6), the chair of the permanent subcommittee may report the bill directly to the floor with that recommendation. If a permanent subcommittee recommends reporting a bill to the floor and the chair of the standing committee fails to give approval, the bill shall be deemed to have been reported to the standing committee with the same recommendation as the subcommittee would have made to the House.

(b) **Favorable Report.** – When a standing committee or permanent subcommittee reports a bill with the recommendation that it be passed, the bill shall be placed on the favorable calendar on the day and in the order designated by the Chair of the Standing Committee on Rules, Calendar, and Operations of the House, but not on the same day that it is reported except by leave of the House, and no later than the fourth legislative day after submission of the report or Senate message under Rule 43.2 or Rule 43.3(a), unless:

(1) The bill is re-referred to the Committee on Appropriations or Committee on Finance under Rule 38 or was serially referred under Rule 32; or

(2) The bill has not yet been placed on the calendar, and the Speaker refers the bill to another committee.

In order to place a bill on the calendar for a legislative day, notice shall be given by the Chair of the Standing Committee on Rules, Calendar, and Operations of the House orally in the House or in writing to the Principal Clerk. When a committee substitute is adopted and receives a favorable report by the committee or permanent subcommittee, the standing committee or permanent subcommittee chair shall submit to the standing committee or permanent subcommittee the question of an unfavorable report on the original bill. The standing committee's or permanent subcommittee's action, if any, on the original bill shall be reported at the same time the committee substitute is reported.

(c) **Report Without Prejudice.** – When a standing committee reports a bill without prejudice, the bill shall be placed on the favorable calendar in the same manner as provided in subsection (b) of this rule.

(d) **Postponed Indefinitely.** – When a standing committee reports a bill with the recommendation that it be postponed indefinitely and no minority report accompanies it, the bill shall be placed on the unfavorable calendar.

(e) **Unfavorable Report.** – When a standing committee reports a bill with the recommendation that it not be passed and no minority report accompanies it, the bill shall be placed on the unfavorable calendar.

(f) **Minority Report.** – When a bill is reported by a standing committee with a recommendation that it not be passed or that it be postponed indefinitely but it is accompanied by a minority report signed by at least one-fourth of the members of the standing committee who were present and voting when the bill was considered in standing committee, the question before the House shall be: "The adoption of the minority report." If the minority report is adopted by majority vote, the bill shall be placed on the favorable calendar for consideration. If the minority report fails of adoption by a majority vote, the bill shall be placed on the unfavorable calendar.

**RULE 36.1. Fiscal Notes.** – (a) The Chair or Cochair of the Appropriations Committee, of the Finance Committee, or of the Standing Committee on Rules, Calendar, and Operations of the House, upon the floor of the House, may request that a fiscal analysis be made of a bill, resolution, or an amendment to a bill or resolution which is in the possession of the House and that a fiscal note be attached to the measure, which request shall be allowed when, in the opinion of the Speaker, the fiscal effects of that measure are not apparent from the language of the measure. When a request is properly made under this subsection, the bill is removed from the calendar until such time that the fiscal note is attached to the measure.

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

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

(d) A sponsor of a bill or amendment may deliver a copy of the bill or amendment to the Fiscal Research Division for the preparation of a fiscal note. The sponsor shall attach the fiscal note to the bill when filed or to the amendment when its adoption is moved.

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

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

**RULE 36.2. Actuarial Notes.** – (a) Every bill or resolution proposing any change in the law relative to any:

(1) State, municipal, or other retirement system funded in whole or in part out of public funds; or

(2) Program of hospital, medical, disability, or related benefits provided for teachers and State employees, funded in whole or in part by State funds;

shall have attached to it at the time of its consideration by any standing committee or permanent subcommittee a brief explanatory statement or note which shall include a reliable estimate of the financial and actuarial effect of the proposed change to that retirement or pension system. The actuarial note shall be attached to the jacket of each proposed bill or resolution which is reported favorably by any standing committee or any permanent subcommittee, shall be separate therefrom, and shall be clearly designated as an actuarial note.

1 A bill described in subdivision (a)(1) of this rule shall be referred to the Committee on Pensions  
2 and Retirement upon its introduction in accordance with G.S. 120-111.3.

3 (b) The sponsor of the bill or resolution shall present a copy of the measure,  
4 with a request for an actuarial note, to the Fiscal Research Division, which shall prepare the  
5 actuarial note as promptly as possible but not later than two weeks after the request is made  
6 unless an extension of time is agreed to by the sponsor as being necessary in the preparation of  
7 the note. Actuarial notes shall be prepared in the order of receipt of request and shall be  
8 transmitted to the sponsor of the measure. The actuarial note of the Fiscal Research Division  
9 shall be prepared and signed by an actuary.

10 (c) The sponsor of the bill or resolution shall also present a copy of the measure  
11 to the actuary employed by the system or program affected by the measure. Actuarial notes  
12 shall be prepared and transmitted to the sponsor of the measure not later than two weeks after  
13 the request is received, unless an extension of time is agreed to by the sponsor as being  
14 necessary in the preparation of the note. The actuarial note shall be attached to the jacket of the  
15 measure. The provisions of this subsection may be waived by the measure's sponsor for a  
16 measure affecting local government retirement or pension plans not administered by the State  
17 or any local government program of hospital, medical, disability, or related benefits for local  
18 government employees not administered by the State.

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

26 (e) When any permanent subcommittee or standing committee reports a  
27 measure to which an actuarial note is attached at the time of permanent subcommittee or  
28 standing committee consideration, with any amendment of such nature as would substantially  
29 affect the cost to or the revenues of any retirement or pension system, or program of hospital,  
30 medical, disability, or related benefits for teachers or State employees, the chair of the  
31 permanent subcommittee or standing committee reporting the measure shall obtain from the  
32 Fiscal Research Division an actuarial note of the fiscal and actuarial effect of the proposed  
33 amendment. The actuarial note shall be attached to the jacket of the measure. An amendment to  
34 any bill or resolution shall not be in order if the amendment affects the costs to or the revenues  
35 of a State-administered retirement or pension system, or program of hospital, medical,  
36 disability, or related benefits for teachers or State employees, unless the amendment is  
37 accompanied by an actuarial note, prepared by the Fiscal Research Division, as to the actuarial  
38 effect of the amendment.

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

41 **RULE 36.3. Local Legislation Affecting State Highway System.** – A local bill  
42 affecting the State Highway System shall be referred to the Committee on Transportation.

43 **RULE 36.4. Content of Appropriations Bills.** – No provision shall be contained in  
44 any of the following bills unless it pertains to the appropriation of money or the raising or  
45 reducing of revenue: (i) the Current Operations Appropriations Bill; (ii) the Capital  
46 Improvement Appropriations Bill; (iii) any bill generally revising appropriations for the second  
47 fiscal year of a biennium.

48 **RULE 37. Removing Bill From Unfavorable Calendar.** – A bill may be removed  
49 from the unfavorable calendar upon motion carried by a two-thirds vote. A motion to remove a  
50 bill from the unfavorable calendar is debatable.

1           **RULE 38. Reports on Appropriation and Revenue Bills.** – (a) All standing  
2 committees, other than the Standing Committees on Appropriations, when favorably reporting  
3 any bill or resolution which:

4           (1) Carries an appropriation from the State; or

5           (2) Requires or will require in the future substantial additional State monies  
6 from the General Fund or Highway Fund to implement its provisions shall  
7 indicate same in the report, and said bill or resolution shall be referred to the  
8 Standing Committees on Appropriations for a further report before being  
9 acted upon by the House.

10           (b) All standing committees, other than the Standing Committee on Finance,  
11 when favorably reporting any bill which in any way or manner raises revenue, reduces revenue,  
12 levies a tax, authorizes the levying of a tax, an assessment, or a fee, or authorizes the issue of  
13 bonds or notes, whether public, public-local, or private, shall indicate same in the report, and  
14 said bill shall be referred to the Standing Committee on Finance for a further report before  
15 being acted upon by the House. This subsection shall not apply to bills only imposing fines,  
16 forfeitures, or penalties.

17           (c) Action on Amendment Before Re-Referral. – If any standing committee  
18 recommends adoption of an amendment or committee substitute of a bill which, under the rules  
19 of the House, must be referred to the Standing Committees on Appropriations or the Standing  
20 Committee on Finance, the amendment or committee substitute shall be considered and, if  
21 adopted, the amendment or substitute engrossed before the bill is re-referred.

22           **RULE 39. Recall of Bill From Standing Committee.** – (a) When a House bill has  
23 been introduced and referred to a standing committee, or when a Senate bill has been referred  
24 to a standing committee, if after 10 legislative days the standing committee has failed to act  
25 thereon, then the introducer of the House bill or some member designated by the introducer, or  
26 some House member designated by the introducer of the Senate bill, may, after three legislative  
27 days' public notice given in the House and delivered in writing to the chair of the standing  
28 committee, on motion supported by a vote of three-fifths of the members of the House, recall  
29 the same from the standing committee to the floor of the House for consideration and such  
30 action thereon as a majority of the members present may direct.

31           (b) This rule shall not be temporarily suspended without one day's notice on the  
32 motion given in the House and delivered in writing to the chair of the standing committee, and  
33 to sustain that motion two-thirds of the members of the House shall be required.

34           **RULE 39.1. Recall of Bill From Permanent Subcommittee.** – When a House bill  
35 has been referred to a permanent subcommittee, if after 10 legislative days the subcommittee  
36 has failed to act thereon, or at any time, with the agreement of the subcommittee chair, the  
37 standing committee chair may re-refer the bill from that permanent subcommittee to another  
38 permanent subcommittee of the same standing committee provided the report of the re-referral  
39 shall be made pursuant to Rule 32.

40           **RULE 39.2. Re-Referral of Bills From One Standing Committee to Another**  
41 **Standing Committee.** – Upon consent of the sponsor of the bill, the Speaker, the chair of the  
42 standing committee from whom the bill is to be re-referred, and the chair of the standing  
43 committee to whom the bill is to be re-referred, the chair of the standing committee from whom  
44 the bill is to be re-referred or the Chair of the Standing Committee on Rules, Calendar, and  
45 Operations of the House may move for a re-referral to another standing committee, and the bill  
46 shall be re-referred upon vote of the majority present during a regular session of the House.

47           **RULE 40. Calendars and Schedules of Business.** – The Clerk of the House shall  
48 prepare a daily schedule of business, including the Calendar of Bills and Resolutions for  
49 consideration and debate that day, in accordance with the Order of Business of the Day (Rule  
50 5). The Clerk shall number all bills and resolutions in the order in which they are introduced.

1 All bills and resolutions shall be taken up as they appear in each category (Rule 5(10)) in the  
2 order they were placed on the Calendar under Rule 36(b).

3 **RULE 41. Reading of Bills.** – (a) Every bill shall receive three readings in the  
4 House prior to its passage. The first reading and reference to standing committee of a House  
5 bill shall occur on the next legislative day following its introduction. The first reading and  
6 reference to standing committee of a Senate bill shall occur on the next legislative day  
7 following its receipt on messages from the Senate. The Speaker shall give notice at each  
8 subsequent reading whether it is the second or third reading.

9 (b) No bill shall be read more than once on the same day without the  
10 concurrence of two-thirds of the members present and voting; provided, no bill governed by  
11 Section 23 of Article II of the North Carolina Constitution or described in Rule 20(a)(2) herein  
12 shall be read twice on one day under any circumstance.

13 **RULE 42. Effect of a Defeated Bill.** – (a) Subject to the provisions of subsection  
14 (b) of this rule, after a bill has:

- 15 (1) Been tabled,
- 16 (2) Been postponed indefinitely,
- 17 (3) Failed to pass on any of its readings, or
- 18 (4) Been placed on the unfavorable calendar,

19 the contents of that bill or the principal provisions of its subject matter shall not be considered  
20 in any other measure originating in the Senate or originating thereafter in the House. Upon the  
21 point of order being raised and sustained by the chair, that measure shall be laid upon the table,  
22 and shall not be taken therefrom except by a two-thirds vote of the members present and  
23 voting.

24 (b) No local bill shall be held by the chair to embody the contents of or the  
25 principal provisions of the subject matter of any statewide measure which has been laid on the  
26 table, has failed to pass on any of its readings, or has been placed on the unfavorable calendar.

27 **RULE 43. Amendments.** – (a) No amendment to a measure before the House shall  
28 be in order unless the amendment is germane to the measure under consideration. A House  
29 amendment deleting a previously adopted House amendment shall not be in order, except that  
30 this sentence does not apply to amendments adopted under Rule 38(c). No amendment that is  
31 clearly unconstitutional shall be in order.

32 If the Senate adopts an amendment or committee substitute to a House bill, the  
33 House may refuse to receive the bill on account of lack of germaneness if the Senate has a  
34 similar rule.

35 Only one principal (first degree) amendment shall be pending at any one time. If a  
36 subsequent or substitute principal amendment shall be offered, the Speaker shall rule it out of  
37 order. However, any member desiring to offer a subsequent or substitute principal amendment  
38 in opposition to the pending amendment may inform the House by way of argument against the  
39 pending amendment that if it is defeated the member proposes to offer another principal  
40 amendment, and the member may then read and explain such proposed amendment.

41 Perfecting (or second degree) amendments may be offered and considered without  
42 limitation as to number, and in the event of multiple perfecting amendments, they shall be  
43 voted upon in inverse order.

44 (b) The following rules apply when considering: (i) the Current Operations  
45 Appropriations Bill; (ii) the Capital Improvement Appropriations Bill; (iii) any bill generally  
46 revising appropriations for the second fiscal year of a biennium:

- 47 (1) Amendments cannot increase total spending within a subcommittee area  
48 beyond the total for that subcommittee as shown in the committee report.
- 49 (2) Amendments can only affect appropriations within the departments,  
50 agencies, or programs within the jurisdiction of the subcommittee.

(3) Amendments cannot increase total spending, from any source, beyond the total amount shown in the committee report.

(4) Amendments that cause the budget to be unbalanced are not in order.

(5) Amendments cannot spend reversions.

(6) Amendments cannot make nonrecurring reductions to fund recurring items.

**RULE 43.1. Engrossment.** – Bills and resolutions, except those making appropriations, which originate in the House and which are amended, shall be engrossed before being sent to the Senate.

**RULE 43.2. House Concurrence in Senate Amendments to House Bills.** – When the House receives a Senate amendment to a bill originating in the House, it shall be placed on the calendar in accordance with Rule 36(b).

**RULE 43.3. Committee Substitutes Adopted by the Senate to Bills Originating in the House; Procedure for Treatment of Material Amendments Thereto.** – (a) Whenever the Senate has adopted a committee substitute for a bill originating in the House and has returned the bill to the House for concurrence in that committee substitute, it shall be placed on the calendar in accordance with Rule 36(b).

(b) The Speaker shall rule whether the committee substitute is a material amendment under Section 23 of Article II of the North Carolina Constitution which reads:

**"Revenue bills.** – No law shall be enacted to raise money on the credit of the State, or to pledge the faith of the State directly or indirectly for the payment of any debt, or to impose any tax upon the people of the State, or to allow the counties, cities, or towns to do so, unless the bill for the purpose shall have been read three several times in each house of the General Assembly and passed three several readings, which readings shall have been on three different days, and shall have been agreed to by each house respectively, and unless the yeas and nays on the second and third readings of the bill shall have been entered on the journal."

If the committee substitute was referred to standing committee, the standing committee shall:

(1) Report the bill with the recommendation either that the House do concur or that the House do not concur; and

(2) Advise the Speaker as to whether or not that committee substitute is a material amendment under Section 23 of Article II of the North Carolina Constitution.

(c) If the committee substitute for a bill is not a material amendment, the question before the House shall be concurrence.

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

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

**RULE 44. Conference Standing Committees.** – (a) Whenever the House shall decline or refuse to concur in amendments put by the Senate to a bill originating in the House, or shall refuse to concur in a substitute adopted by the Senate for a bill originating in the House, or whenever the Senate shall decline or refuse to concur in amendments put by the House to a bill originating in the Senate, or shall refuse to concur in a substitute adopted by the House for a bill originating in the Senate, a conference committee may be appointed by the Speaker upon the Speaker's own motion and shall be appointed upon request by the principal sponsor of the original bill, the chair of the House standing committee which reported the bill, or the sponsor of the amendment in which the Senate refused to concur; and the bill under consideration shall thereupon go to and be considered by the joint conferees on the part of the House and Senate. In appointing members to conference committees, the Speaker shall appoint



no less than a majority of members who generally supported the House position as determined by the Speaker.

(b) Only such matters as are in difference between the two houses shall be considered by the conferees, and the conference report shall deal only with such matters. The conference report may be made by a majority of the House members of such conference committee and shall not be amended.

(c) If the conferees fail to agree or if either house fails to adopt the report of its conferees, new conferees may be appointed.

(d) No vote shall be taken on adoption of a conference report until the next legislative day following the report.

**RULE 44.1. Transmittal of Bills to Senate.** – Unless ordered by the Speaker or two-thirds vote of the members present and voting, no bill shall be sent from the House on the day of its passage, except on the last day of the session.

## **VII. Legislative Officers and Employees**

**RULE 45. Elected Officers.** – (a) The House shall elect its Speaker from among its membership.

(b) The House shall elect its Speaker Pro Tempore from among its membership who shall perform such duties as the Speaker may assign.

(c) The House shall elect a Principal Clerk, who shall continue in office until another is elected. The Speaker may appoint a Reading Clerk and shall appoint a Sergeant-at-Arms, both of whom shall serve at the Speaker's pleasure. The Principal Clerk, Reading Clerk, and Sergeant-at-Arms shall have and perform duties and responsibilities, not inconsistent with these rules, as the Speaker may assign. Unless directed otherwise by the Speaker on behalf of the House, the Principal Clerk or an employee designated by the Principal Clerk shall receive House bills not approved by the Governor.

**RULE 46. Assistants to Principal Clerk and Sergeant-at-Arms.** – The Principal Clerk and the Sergeant-at-Arms may appoint, with the approval of the Speaker, such assistants as may be necessary to the efficient discharge of the duties of their respective offices.

**RULE 47. Speaker's Staff; Chaplain; and Pages.** – (a) The Speaker may appoint one or more staff members to the Speaker, a Chaplain of the House, and pages to wait upon the sessions of the House.

(b) When the House is not in session, the pages shall be under the supervision of the Supervisor of Pages.

(c) The Speaker, at the request of a member, may appoint honorary pages.

**RULE 48. Member's Staff.** – (a) Each standing committee and permanent subcommittee shall have a committee assistant. The committee assistant to a standing committee or permanent subcommittee shall serve as staff to the chair of the standing committee or permanent subcommittee.

(b) Each member shall be assigned a legislative assistant, unless the member has a committee assistant to serve as legislative assistant.

(c) The selection and retention of committee assistants, legislative assistants, and office assistants shall be the sole prerogative of the individual member or members. Such staff shall file initial applications for employment with the Principal Clerk and shall receive compensation as prescribed by the Legislative Services Commission. The employment period of such staff shall commence not earlier than the convening date of the General Assembly and shall terminate not later than the final adjournment or recess of the General Assembly unless employment for an extended period is approved by the Speaker. The committee assistants, legislative assistants, and office assistants shall adhere to such uniform rules and regulations not inconsistent with these rules regarding hours and other conditions of employment as the Legislative Services Commission shall fix by appropriate regulations.

1           **RULE 49. Compensation of Legislative Assistants.** – No clerk, committee  
2 assistant, legislative assistant, office assistant, or other person employed or appointed under  
3 Rules 46, 47, and 48 hereof shall receive during such employment, appointment, or service any  
4 compensation from any department of the State government, and there shall not be voted, paid,  
5 or awarded any additional pay, bonus, or gratuity to any of them; but they shall receive only the  
6 pay now provided by law for such duties and services. This rule shall not apply to employment,  
7 appointment, or service or to the receipt of compensation or additional pay, bonus, or gratuity  
8 from another department of State government between regular sessions of the General  
9 Assembly.

#### 10                                   **VIII. Privileges of the Hall**

11           **RULE 50. Admittance to Floor.** – No person except members, officers, and  
12 designated employees of the General Assembly who have been issued identification tags as  
13 provided by this rule, and former members of the General Assembly who are not registered  
14 under the provisions of Article 2 of Chapter 120C of the General Statutes, shall be allowed on  
15 the floor of the House during its session, unless permitted by the Speaker or otherwise provided  
16 by law. Employees of the General Assembly shall wear identification tags, approved by the  
17 Legislative Services Officer, when on the floor of the House.

18           **RULE 51. Admittance of Press.** – Reporters wishing to take down debates may be  
19 admitted by the Speaker, who shall assign such places to them on the floor or elsewhere, to  
20 effect this object, as shall not interfere with the convenience of the House. Reporters admitted  
21 to the floor of the House shall observe the same requirements of attire for members contained  
22 in Rule 12(h).

23           **RULE 52. Extending Courtesies.** – Courtesies of the floor, galleries, or lobby shall  
24 be extended at the discretion of the Speaker and only by the Speaker. Requests by members to  
25 extend these courtesies shall be typewritten and delivered to the Speaker. No member shall  
26 orally ask the Speaker to extend these courtesies during the daily session.

27           **RULE 53. Order in House Chamber, Galleries, and Lobby.** – In case of any  
28 disturbance or disorderly conduct in the House Chamber, galleries, or lobby, the Speaker or  
29 other presiding officer is empowered to order the same to be cleared to the extent they deem  
30 necessary.

#### 31                                   **IX. General Rules**

32           **RULE 54. Attendance of Members.** – No member or officer of the House shall be  
33 absent from the service of the House without leave, unless from sickness or disability.

34           **RULE 55. Documents to Be Signed by the Speaker.** – All acts, addresses, and  
35 resolutions and all warrants and subpoenas issued by order of the House shall be signed by the  
36 Speaker or other presiding officer.

37           **RULE 56. Printing or Reproducing Materials.** – There shall be no printing or  
38 reproducing of paper(s) that are not legislative in essence except upon approval of the Speaker.

39           **RULE 57. Placement or Circulation of Materials.** – Persons other than members  
40 of the House shall not place or cause to be placed any materials on members' desks in the  
41 House Chamber without obtaining approval of the Speaker. Any material placed on members'  
42 desks in the House Chamber, or circulated to House members anywhere in the Legislative  
43 Building or the Legislative Office Building, shall bear the name of the originator.

44           **RULE 58. Rules, Rescission, and Alteration.** – (a) These rules shall not be  
45 permanently rescinded or altered except by House simple resolution passed by a two-thirds  
46 vote of the members present and voting. The introducer of the resolution must on the floor of  
47 the House give notice of intent to introduce the resolution on the legislative day preceding its  
48 introduction.

49           (b) Except as otherwise provided herein, the House upon two-thirds vote of the  
50 members present and voting may temporarily suspend any rule.

1           **RULE 59. Cosponsorship of Bills and Resolutions.** – (a) Any member wishing to  
2 cosponsor a bill or resolution which has been introduced may do so by appearing in the office  
3 of the Principal Clerk for such purpose within one-half hour following the adjournment of the  
4 session during which such bill or resolution was first read and referred, or within one hour  
5 following adjournment if the cosponsorship is done electronically under procedures approved  
6 by the Principal Clerk.

7           (b) Members wishing to jointly sponsor legislation should indicate such to the  
8 drafter at the time the bill is requested or upon filing the bill with the Principal Clerk's office.  
9 The names of the members who are the primary sponsors shall be listed in the order requested  
10 by them, followed by the words (Primary Sponsors); and the remaining names of members  
11 cosponsoring shall follow. No more than four members may be listed as primary sponsors.

12           (c) No member shall permit anyone, other than that member's committee  
13 assistant, legislative assistant, office assistant, or another member, to have possession of and  
14 solicit for bill or resolution cosponsorship, the jacket of a bill or resolution.

15           **RULE 60. Correcting of Typographical Errors.** – The Legislative Services  
16 Officer may correct typographical errors appearing in House bills or resolutions provided that  
17 such corrections are made before ratification and do not conflict with any actions or rules of the  
18 Senate and provided further that such correction be approved by the Chair of the Standing  
19 Committee on Rules, Calendar, and Operations of the House, the Speaker, or other presiding  
20 officer.

21           **RULE 61. Assignment of Seats.** – After initial assignment of seats, a member shall  
22 continue to occupy the seat to which initially assigned until assigned a permanent seat; once  
23 assigned a permanent seat, the member shall occupy it for the entire biennial session. In event  
24 of vacancy, that member's successor will occupy the seat of the member replaced for the  
25 remainder of the biennial session.

26           **RULE 61.1. Office Assignments.** – The Chair of the Standing Committee on Rules,  
27 Calendar, and Operations of the House shall assign to each member an office space. When  
28 available, chairs of standing committees and permanent subcommittees shall be assigned an  
29 office adjacent to the room in which the standing committee or permanent subcommittee  
30 generally meets if the Chair so desires. The Speaker shall be assigned an office of his or her  
31 choice.

32           **RULE 61.2. Convening and Assigning Seats in the New House.** – (a) The  
33 Principal Clerk of the previous House of Representatives shall convene the House of  
34 Representatives at 12:00 noon on the date established by law for the convening of each regular  
35 session and preside over the body until the members elect a Speaker. In the case of a vacancy,  
36 inability, or refusal to so serve, the duty shall devolve upon the Sergeant-at-Arms of the prior  
37 House, and in the case of a vacancy in that office, or inability or refusal to so serve, the duty  
38 shall devolve upon the Reading Clerk of the prior House.

39           (b) It shall be the duty of the Chair of the Standing Committee on Rules,  
40 Calendar, and Operations of the House of the prior House to assign temporary seats to the  
41 members of the House of Representatives in its Chamber. In the case of the inability or refusal  
42 to serve of the Chair of the Standing Committee on Rules, Calendar, and Operations of the  
43 House, the Speaker of the prior House of Representatives shall appoint a person to assign seats  
44 to members of the House of Representatives in its Chamber. In the event that the party that had  
45 a majority of members in the prior House will no longer have a majority of members in the new  
46 House, then the duty assigned in this subsection to the Chair of the Committee of the prior  
47 House shall instead be the duty of the person nominated as Speaker by the majority party  
48 caucus for the new House, or some member-elect designated by the Speaker-nominee. In the  
49 event no party will have a majority, then the duty assigned in this subsection to the Chair of the  
50 Committee of the prior House shall instead be the joint duty of one person chosen each by the  
51 caucuses of the two parties having the greatest numbers of members.

1           **RULE 62. Matters Not Covered in These Rules.** – Except as herein set out, the  
2 rules of Mason's Manual of Legislative Procedure shall govern the operation of the House.

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



NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
House Bill 990

AMENDMENT NO. \_\_\_\_\_  
(to be filled in by  
Principal Clerk)

H990-ALB-23 [v.1]

Page 1 of 1

Comm. Sub. [NO]  
Amends Title [NO]  
First Edition

Date 407 2009

Representative LUEBKE

- 1 moves to amend the resolution on page 13, line <sup>44-</sup>45, by deleting "and must be introduced not  
2 later than 3:00 P.M. on Wednesday, April 8, 2009" and substituting "and must be introduced  
3 not later than 1:00 P.M. on Thursday, April 9, 2009"  
4  
5

SIGNED

Amendment Sponsor

SIGNED

Committee Chair if Senate Committee Amendment

ADOPTED

✓

FAILED

TABLED



\* H 9 9 0 - A L B - 2 3 - V - 1 \*

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

---

☐ Committee Substitute for

**HR 990** A HOUSE RESOLUTION ADOPTING THE PERMANENT RULES OF THE  
HOUSE OF REPRESENTATIVES FOR THE 2009 REGULAR SESSION.

☒ With recommendation that the committee substitute resolution be adopted, unfavorable as to  
original resolution.

**(FOR JOURNAL USE ONLY)**

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

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

# VISITOR REGISTRATION SHEET

Rules, Calendar and Operations of the House

April 6, 2009

Name of Committee

Date

VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK

NAME

FIRM OR AGENCY AND ADDRESS

Ben Niolet	N40
W. M. Benson	AT&T
Herb Crenshaw	AT&T
B. E. Egan	Law Student
Margaret West	Law student
R. E. Egan	BC & C
Orin Gordon	me.
Larry Heckner	HSBC

**RULES, CALENDAR AND OPERATIONS OF THE HOUSE**

**AGENDA**

**April 15, 2009**

**HJR 343 – HONOR ROSCOE JACOBS, SR. (Reps. Hill, Sutton)**

**HB 588 – ADOPT NC OFFICIAL POTATO FESTIVAL (Rep. Owens)**

**SJR 182 – HONOR ROBERT WALTER “BOB” SCOTT (Sen. Foriest)**



MINUTES OF THE COMMITTEE ON RULES, CALENDAR  
AND OPERATIONS OF THE HOUSE

April 15, 2009

The Committee on Rules, Calendar and Operations of the House met on April 15, 2009 at 5:55 p.m. in Room 421 of the Legislative Office Building. The following members were present: Representative Owens, Chairman; Ross, Vice Chairman; Insko, Jeffus, McComas, McLawhorn, Tillis, Weiss and Yongue.


The following bill and resolutions were considered:


**HJR 343 – A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ROSCOE JACOBS, SR., FORMER CHIEF OF THE WACCAMAW SIOUAN TRIBE.** Representative Hill, a primary sponsor, was recognized to speak on the resolution. Representative Yongue followed moving for a favorable report. The motion carried.

**HB 588 – AN ACT TO ADOPT THE ALBEMARLE POTATO FESTIVAL AS THE OFFICIAL POTATO FESTIVAL OF THE STATE OF NORTH CAROLINA.** Representative Owens, sponsor of the bill, asked Representative Ross to preside. Representative Ross recognized Representative Owens to present the bill. Representative Hill moved for a favorable report, and the motion carried.

**SJR 182 – A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ROBERT WALTER “BOB” SCOTT, FORMER GOVERNOR OF NORTH CAROLINA.** A proposed committee substitute was submitted, and Representative Ross moved for its adoption. The motion carried. Representative Ross was recognized to present the committee substitute. Representative Weiss moved for a favorable report on the House committee substitute, unfavorable to the original bill. The motion passed.

The meeting adjourned at 6:05 p.m.

  
\_\_\_\_\_  
Representative Bill Owens  
Chairman

  
\_\_\_\_\_  
Dorothy C. Crocker  
Rules Clerk

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**1**

**HOUSE JOINT RESOLUTION 343\***

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**Sponsors:** Representatives Hill, Sutton (Primary Sponsors); and E. Floyd.

---

**Referred to:** Rules, Calendar, and Operations of the House.

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March 2, 2009

1 A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ROSCOE JACOBS,  
2 SR., FORMER CHIEF OF THE WACCAMAW SIOUAN TRIBE.

3 Whereas, Roscoe Jacobs, Sr. was born on February 18, 1922, in Columbus County,  
4 North Carolina, to Jerry Jacobs and Lucinda Patrick Jacobs; and

5 Whereas, Roscoe Jacobs, Sr. was a member of the Waccamaw Siouan Tribe and one  
6 of the Tribe's first members to graduate from high school, an accomplishment made possible by  
7 his moving to Sampson County to attend high school with members of the Coharie Indians; and

8 Whereas, Roscoe Jacobs, Sr. married Ella Marie Brewington on April 20, 1941, and  
9 their union was blessed with four sons, Roscoe Jr., Sammie, Elton, and Carl, and two  
10 daughters, Jacqueline and Jessie; and

11 Whereas, Roscoe Jacobs, Sr. made a living as a Job Developer for the Lumbee  
12 Regional Development Association for Columbus and Bladen Counties and as a Community  
13 Developer for Four County Community Services, Inc.; and

14 Whereas, Roscoe Jacobs, Sr. became a leader of the Waccamaw Siouan Tribe and  
15 was elected as the Tribe's first Chief in April 2005; and

16 Whereas, Chief Jacobs not only worked for the betterment of his Tribe but also for  
17 his community, actively participating as a member of numerous organizations, including the  
18 Columbus County Chapter of the American Red Cross, Indian Education Parent Committee,  
19 International Paper Community Advisory Board, Cape Fear Council of Government Region O,  
20 Advisory Council for the Aging, Home Care Community Block Grant Committee, Hallsboro  
21 Middle School Advisory Board, Hurricane Disaster Relief Advisory Board, North Carolina  
22 Commission of Indian Affairs, and the Waccamaw Siouan Tribal Council; and

23 Whereas, Chief Jacobs was a founder of the Buckhead Fire and Rescue Department  
24 and the moderator for the Burnt Swamp Baptist Association; and

25 Whereas, Chief Jacobs was a member of the New Hope Baptist Church, where he  
26 served as a Sunday school teacher and Sunday school superintendent, and provided assistance  
27 to members of the Church who needed help; and

28 Whereas, Chief Jacobs was honored for his good works, receiving the Elder of the  
29 Year Award from the United Tribes of North Carolina, a Certificate of Appreciation from  
30 Governor James G. Martin, and a Proclamation of Recognition of Chief of the Waccamaw  
31 Siouan Tribe from the Columbus County Board of Commissioners; and

32 Whereas, Chief Jacobs died on January 27, 2009, at the age of 86; and

33 Whereas, Chief Jacobs is survived by three sons, Sammie Jacobs, Elton Ray Jacobs,  
34 and Carl Jacobs; two daughters, Jacqueline Young and Jessie Delaney; several grandchildren  
35 and great-grandchildren; and one great-great grandchild; Now, therefore,

36 Be it resolved by the House of Representatives, the Senate concurring:



1           **SECTION 1.** The General Assembly honors the memory of Chief Roscoe Jacobs,  
2 Sr. and expresses its appreciation for the service he rendered his community, the Waccamaw  
3 Siouan Tribe, and the State.

4           **SECTION 2.** The General Assembly extends its deepest sympathy to the family of  
5 Chief Roscoe Jacobs, Sr. for the loss of a beloved family member.

6           **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
7 resolution to the family of Chief Roscoe Jacobs, Sr.

8           **SECTION 4.** This resolution is effective upon ratification.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

☐ Committee Substitute for

**HJR 343** A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF  
ROSCOE JACOBS, SR., FORMER CHIEF OF THE WACCAMAW SIOUAN TRIBE.

☒ With a favorable report.

**(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 bill/resolution is placed on the Calendar of \_\_\_\_\_.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 2009

H

1

HOUSE BILL 588

Short Title: Adopt Official NC Potato Festival.

(Public)

Sponsors: Representative Owens.

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

March 16, 2009

A BILL TO BE ENTITLED

AN ACT TO ADOPT THE ALBEMARLE POTATO FESTIVAL AS THE OFFICIAL  
POTATO FESTIVAL OF THE STATE OF NORTH CAROLINA.

Whereas, North Carolina's northeast region has been home of the Albemarle Potato Festival, now known as the North Carolina Potato Festival, for 24 years; and

Whereas, of the 16,000 acres statewide used for potato cultivation, the northeast region of the Albemarle contains 12,000 of those acres; and

Whereas, the economic impact of potato farming is at least 13 to 16 million dollars annually in the northeast region; and

Whereas, the festival showcases the Albemarle area's major potato producing counties, with Pasquotank County being the largest producer in the State; and

Whereas, the festival entertainment, street fair, water activities, and evening dance draw attention throughout the northeast region; and

Whereas, the tourism industry flourishes during the North Carolina Potato Festival, benefiting the economy of not only the northeast region but also the entire State; Now, therefore,

The General Assembly of North Carolina enacts:

**SECTION 1.** Chapter 145 of the General Statutes is amended by adding a new section to read:

**"§ 145-30. State potato festival.**

**The Albemarle Potato Festival is adopted as the official potato festival of the State of North Carolina."**

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



\* H 5 8 8 - V - 1 \*

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

---

☐ Committee Substitute for

**HB 588** A BILL TO BE ENTITLED AN ACT TO ADOPT THE ALBEMARLE  
POTATO FESTIVAL AS THE OFFICIAL POTATO FESTIVAL OF THE STATE OF NORTH  
CAROLINA.

☒ With a favorable report.

**(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 bill/resolution is placed on the Calendar of \_\_\_\_\_.

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**S**

**1**

**SENATE JOINT RESOLUTION 182**

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**Sponsors:** Senators Foriest; Albertson, Allran, Atwater, Berger of Franklin, Berger of Rockingham, Brown, Brunstetter, Davis, Forrester, Goodall, Goss, Jacumin, Jones, Malone, McKissick, Purcell, Queen, Rand, Rouzer, Soles, Stein, Stevens, Swindell, Tillman, Vaughan, and Weinstein.

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

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February 17, 2009

1 A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ROBERT WALTER  
2 "BOB" SCOTT, FORMER GOVERNOR OF NORTH CAROLINA.

3 Whereas, Robert Walter "Bob" Scott was born June 13, 1929, near the Haw River in  
4 Alamance County to Walter Kerr Scott and Mary Elizabeth White Scott; and

5 Whereas, Bob Scott attended Duke University from 1947 to 1949 and received a  
6 bachelor's of science degree in Animal Industry from North Carolina State University in 1952;  
7 and

8 Whereas, Bob Scott served as a Special Agent in the Counter Intelligence Corps of  
9 the United States Army during the Korean War from 1953 to 1955; and

10 Whereas, after serving in the army, Bob Scott returned to Alamance County to  
11 manage the family's dairy farm; and

12 Whereas, Bob Scott became active in politics following the path of other family  
13 members who were elected to public office in North Carolina, including his father who served  
14 as Governor from 1949 to 1953 and as a United States Senator from 1954 to 1958; and

15 Whereas, Bob Scott served as Lieutenant Governor of North Carolina from 1965 to  
16 1969 and as Governor from 1969 to 1973; and

17 Whereas, during his term as Governor, Bob Scott led the effort that resulted in the  
18 passing of the State's first cigarette tax, which helped fund kindergarten education programs;  
19 aided in the preservation of the State Capitol and the restoration of the Governor's Mansion;  
20 worked to have Reed Gold Mine designated as a State Historic Site; and appointed the first  
21 African-American to serve as a superior court judge; and

22 Whereas, Bob Scott was in the forefront of the move to unite all of the State's public  
23 colleges and universities into one body, creating The University of North Carolina System, and  
24 was instrumental in the reorganization of State departments and agencies to better serve the  
25 citizens of this State; and

26 Whereas, after leaving the Governor's office, Bob Scott served on the State's  
27 Agribusiness Council and was appointed by President Jimmy Carter to serve as Chair of the  
28 Appalachian Regional Commission in 1977; and

29 Whereas, Bob Scott later served as President of the North Carolina Community  
30 College System from 1983 to 1994; and

31 Whereas, Bob Scott received numerous awards and honors for his good works,  
32 including the North Carolina Award for Public Service, North Carolina State University's  
33 Watauga Award, and the North Carolinian Society Award; and



1           Whereas, Bob Scott was an active member of the Hawfields Presbyterian Church,  
2           serving for a number of years as an Elder and Deacon; and

3           Whereas, Bob Scott lost his son, William Kerr Scott in 2007; and

4           Whereas, Bob Scott died on January 23, 2009, at the age of 79; and

5           Whereas, Bob Scott is survived by his wife of 58 years, Jessie Rae Scott; daughters  
6           Margaret "Meg" Scott Phipps, Mary Scott, Susan Scott Sutton, and Janet Scott; and seven  
7           grandchildren; Now, therefore,

8           Be it resolved by the Senate, the House of Representatives concurring:

9           **SECTION 1.** The General Assembly honors the memory of Robert Walter "Bob"  
10          Scott and expresses the appreciation of this State and its citizens for the service he rendered.

11          **SECTION 2.** The General Assembly extends its deepest sympathy to the family of  
12          Robert Walter "Bob" Scott for the loss of a beloved family member.

13          **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
14          resolution to the family of Robert Walter "Bob" Scott.

15          **SECTION 4.** This resolution is effective upon ratification.



GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009

S

D

SENATE JOINT RESOLUTION 182  
PROPOSED COMMITTEE SUBSTITUTE S182-PCS55333-LG-5

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Sponsors:

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Referred to:

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February 17, 2009

1 A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ROBERT WALTER  
2 "BOB" SCOTT, FORMER GOVERNOR OF NORTH CAROLINA.

3 Whereas, Robert Walter "Bob" Scott was born June 13, 1929, near the Haw River in  
4 Alamance County to William Kerr Scott and Mary Elizabeth White Scott; and

5 Whereas, Bob Scott attended Duke University from 1947 to 1949 and received a  
6 bachelor's of science degree in Animal Industry from North Carolina State University in 1952;  
7 and

8 Whereas, Bob Scott served as a Special Agent in the Counter Intelligence Corps of  
9 the United States Army during the Korean War from 1953 to 1955; and

10 Whereas, after serving in the army, Bob Scott returned to Alamance County to  
11 manage the family's dairy farm; and

12 Whereas, Bob Scott became active in politics following the path of other family  
13 members who were elected to public office in North Carolina, including his father who served  
14 as Governor from 1949 to 1953 and as a United States Senator from 1954 to 1958; and

15 Whereas, Bob Scott served as Lieutenant Governor of North Carolina from 1965 to  
16 1969 and as Governor from 1969 to 1973; and

17 Whereas, during his term as Governor, Bob Scott led the effort that resulted in the  
18 passing of the State's first cigarette tax, which helped fund kindergarten education programs;  
19 aided in the preservation of the State Capitol and the restoration of the Governor's Mansion;  
20 worked to have Reed Gold Mine designated as a State Historic Site; and appointed the first  
21 African-American to serve as a superior court judge; and

22 Whereas, Bob Scott was in the forefront of the move to unite all of the State's public  
23 colleges and universities into one body, creating The University of North Carolina System, and  
24 was instrumental in the reorganization of State departments and agencies to better serve the  
25 citizens of this State; and

26 Whereas, after leaving the Governor's office, Bob Scott served on the State's  
27 Agribusiness Council and was appointed by President Jimmy Carter to serve as Chair of the  
28 Appalachian Regional Commission in 1977; and

29 Whereas, Bob Scott later served as President of the North Carolina Community  
30 College System from 1983 to 1994; and

31 Whereas, Bob Scott received numerous awards and honors for his good works,  
32 including the North Carolina Award for Public Service, North Carolina State University's  
33 Watauga Award, and the North Carolinian Society Award; and

34 Whereas, Bob Scott was an active member of the Hawfields Presbyterian Church,  
35 serving for a number of years as an Elder and Deacon; and

36 Whereas, Bob Scott lost his son, William Kerr Scott in 2007; and



1           Whereas, Bob Scott died on January 23, 2009, at the age of 79; and

2           Whereas, Bob Scott is survived by his wife of 58 years, Jessie Rae Scott; daughters  
3 Margaret "Meg" Scott Phipps, Mary Scott, Susan Scott Sutton, and Janet Scott; and seven  
4 grandchildren; Now, therefore,

5 Be it resolved by the Senate, the House of Representatives concurring:

6           **SECTION 1.** The General Assembly honors the memory of Robert Walter "Bob"  
7 Scott and expresses the appreciation of this State and its citizens for the service he rendered;

8           **SECTION 2.** The General Assembly extends its deepest sympathy to the family of  
9 Robert Walter "Bob" Scott for the loss of a beloved family member.

10           **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
11 resolution to the family of Robert Walter "Bob" Scott.

12           **SECTION 4.** This resolution is effective upon ratification.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

---

☐ Committee Substitute for

**SJR 182** A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF  
ROBERT WALTER "BOB" SCOTT, FORMER GOVERNOR OF NORTH CAROLINA.

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

**(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.

**RULES, CALENDAR AND OPERATIONS OF THE HOUSE**

**AGENDA**

**April 28, 2009**

**HJR 690 – HONOR FALLEN ROWAN COUNTY FIREFIGHTERS (Reps. Coates,  
Steen)**

**HJR 1517 – HONOR UNC BASKETBALL TEAM – (Reps. Insko, Hackney,  
Bordsen, Owens)**

MINUTES OF THE COMMITTEE ON RULES,  
CALENDAR AND OPERATIONS OF THE HOUSE

April 28, 2009


The Committee on Rules, Calendar and Operations of the House met on April 28, 2009 at the Chamber seat of the chairman at 4:30 p.m. The following members were present: Representatives Owens, Chairman; Glazier, Vice Chairman, Hill, Vice Chairman; Ross, Vice Chairman; Bell, Blue, Crawford, Current, Dockham, Holliman, Howard, Insko, Jeffus, Justice, Love, Michaux, Setzer, Weiss and Yongue.

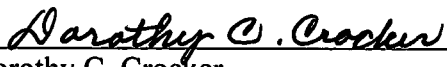
The following joint resolutions were considered:

**HJR 690 A JOINT RESOLUTION HONORING FALLEN MEMBERS OF THE SALISBURY FIRE DEPARTMENT.** A proposed committee substitute was offered, and Representative Bell moved for its adoption. The motion carried. Representative Coates, a primary sponsor, was recognized to speak on the resolution. Representative Current moved that the proposed committee substitute be given a favorable report, unfavorable to the original resolution. The motion passed.

**HJR 1517 – A JOINT RESOLUTION HONORING THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL MEN’S BASKETBALL TEAM FOR AN OUTSTANDING SEASON CULMINATING IN THE 2009 NCAA DIVISION I CHAMPIONSHIP.** Representative Insko, one of the primary sponsors, spoke on the resolution and moved for a favorable report. The motion passed.

The meeting adjourned at 4:35 p.m.

  
\_\_\_\_\_  
Representative Bill Owens  
Chairman

  
\_\_\_\_\_  
Dorothy C. Crocker  
Rules Clerk

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009

H

1

HOUSE JOINT RESOLUTION 690

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Sponsors: Representatives Coates, Steen (Primary Sponsors); M. Alexander, Folwell, Harrison, and Jackson.

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

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March 23, 2009

1 A JOINT RESOLUTION HONORING FALLEN MEMBERS OF THE SALISBURY FIRE  
2 DEPARTMENT.

3 Whereas, on the morning of March 7, 2008, the Salisbury Fire Department  
4 responded to a fire at the Salisbury Millwork; and

5 Whereas, more than 100 firefighters from several fire departments battled the  
6 five-alarm blaze for hours throughout the day; and

7 Whereas, while working to put out the fire, two members of the Salisbury Fire  
8 Department, Victor Anthony Isler, 40, and Justin Edward Monroe, 19, lost their lives in the line  
9 of duty; and

10 Whereas, prior to joining the Salisbury Fire Department, Victor Anthony Isler had  
11 been a member of the Deer Park Fire Department of New York and the New York City Fire  
12 Department; and

13 Whereas, Victor Anthony Isler is survived by his wife, Tracy; a son, Victor Jr.; and  
14 a daughter, Ryan-Ann; and

15 Whereas, Justin Edward Monroe, 19, had been a member of the Miller's Ferry  
16 Volunteer Fire Department since the age of 14 and a volunteer with the Spencer Fire  
17 Department; and

18 Whereas, Justin Edward Monroe is survived by his parents, Eddie and Lisa Monroe,  
19 and a brother, Mark; and

20 Whereas, Victor Anthony Isler and Justin Edward Monroe should be commended  
21 for their bravery and their actions in protecting the lives and property of the citizens of  
22 Salisbury; Now, therefore,

23 Be it resolved by the House of Representatives, the Senate concurring:

24 **SECTION 1.** The General Assembly honors the memory of Victor Anthony Isler  
25 and Justin Edward Monore and expresses the appreciation of this State and its citizens for the  
26 service they rendered.

27 **SECTION 2.** The General Assembly extends its deepest sympathy to the families  
28 of Victor Anthony Isler and Justin Edward Monroe.

29 **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
30 resolution to the families of Victor Anthony Isler and Justin Edward Monroe and to the  
31 Salisbury Fire Department.

32 **SECTION 4.** This resolution is effective upon ratification.



**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2009**

**H**

**D**

**HOUSE JOINT RESOLUTION 690**  
**PROPOSED COMMITTEE SUBSTITUTE H690-PCS50607-SU-30**

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Sponsors:

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Referred to:

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March 23, 2009

1 A JOINT RESOLUTION HONORING FALLEN MEMBERS OF THE SALISBURY FIRE  
2 DEPARTMENT.

3 Whereas, on the morning of March 7, 2008, the Salisbury Fire Department  
4 responded to a fire at the Salisbury Millwork; and

5 Whereas, more than 100 firefighters from several fire departments battled the  
6 five-alarm blaze for hours throughout the day; and

7 Whereas, while working to put out the fire, two members of the Salisbury Fire  
8 Department, Victor Anthony Isler, 40, and Justin Edward Monroe, 19, lost their lives in the line  
9 of duty; and

10 Whereas, prior to joining the Salisbury Fire Department, Victor Anthony Isler had  
11 been a member of the Deer Park Fire Department of New York and the New York City Fire  
12 Department; and

13 Whereas, Victor Anthony Isler is survived by his wife, Tracy; a son, Victor Jr.; and  
14 a daughter, Ryan-Ann; and

15 Whereas, Justin Edward Monroe, 19, had been a member of the Miller's Ferry  
16 Volunteer Fire Department since the age of 14 and a volunteer with the Spencer Fire  
17 Department; and

18 Whereas, Justin Edward Monroe is survived by his parents, Eddie and Lisa Monroe,  
19 and a brother, Mark; and

20 Whereas, Victor Anthony Isler and Justin Edward Monroe should be commended  
21 for their bravery and their actions in protecting the lives and property of the citizens of  
22 Salisbury; Now, therefore,

23 Be it resolved by the House of Representatives, the Senate concurring:

24 **SECTION 1.** The General Assembly honors the memory of Victor Anthony Isler  
25 and Justin Edward Monroe and expresses the appreciation of this State and its citizens for the  
26 service they rendered.

27 **SECTION 2.** The General Assembly extends its deepest sympathy to the families  
28 of Victor Anthony Isler and Justin Edward Monroe.

29 **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
30 resolution to the families of Victor Anthony Isler and Justin Edward Monroe and to the  
31 Salisbury Fire Department.

32 **SECTION 4.** This resolution is effective upon ratification.



\* H 6 9 0 - P C S 5 0 6 0 7 - S U - 3 0 \*

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

---

☐ Committee Substitute for

**HJR 690** A JOINT RESOLUTION HONORING FALLEN MEMBERS OF THE SALISBURY  
FIRE DEPARTMENT.

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

**(FOR JOURNAL USE ONLY)**

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\_\_\_\_\_ 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**

**1**

**HOUSE JOINT RESOLUTION 1517\***

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**Sponsors:** Representatives Insko, Hackney, Bordsen, Owens (Primary Sponsors); K. Alexander, M. Alexander, Allen, Avila, Bell, Blust, Boles, Braxton, Brisson, Bryant, Burr, Burris-Floyd, Cleveland, Cole, Cotham, Crawford, Current, Dickson, Dollar, Earle, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Goforth, Goodwin, Haire, Hall, Harrison, Hill, Howard, Hughes, Hurley, Jackson, Johnson, Justice, Justus, Langdon, Lewis, Love, Lucas, Luebke, Mackey, Martin, McCormick, McElraft, McGee, McLawhorn, Michaux, Mills, Neumann, Parmon, Randleman, Rapp, Ross, Sager, Samuelson, Spear, Stevens, Stewart, Sutton, Tillis, Tucker, Underhill, E. Warren, R. Warren, Weiss, Whilden, Wilkins, Williams, and Wray.

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**Referred to:** Rules, Calendar, and Operations of the House.

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April 20, 2009

1 A JOINT RESOLUTION RECOGNIZING THE UNIVERSITY OF NORTH CAROLINA AT  
2 CHAPEL HILL MEN'S BASKETBALL TEAM FOR AN OUTSTANDING SEASON  
3 CULMINATING IN THE 2009 NCAA DIVISION I CHAMPIONSHIP.

4 Whereas, on April 6, 2009, the University of North Carolina at Chapel Hill men's  
5 basketball team won the 2009 National Collegiate Athletic Association (NCAA) Division I  
6 Championship by defeating Michigan State by a score of 89-72, the largest margin in a title  
7 game in 17 years; and

8 Whereas, on the road to the final championship game, the Tar Heels defeated each  
9 of its opponents by 12 points or more, including the Radford Highlanders (101-58), LSU Tigers  
10 (84-70), Gonzaga Bulldogs (98-77), Oklahoma Sooners (72-60), and the Villanova Wildcats  
11 (83-69); and

12 Whereas, the 2009 championship marks the fifth Division I NCAA championship  
13 title and sixth overall championship title for the men's basketball program at UNC; and

14 Whereas, in NCAA tournament play, UNC has been selected as a No. 1 seed 13  
15 times, appeared in 41 tournaments, and made 18 Final Four appearances, which is a NCAA  
16 record; and

17 Whereas, the Tar Heels began their 2008-2009 season as a unanimous No. 1 pick  
18 and finished the season with a record of 34-4, adding to the basketball program's record of  
19 20-win seasons 51 times and 30-win seasons 10 times; and

20 Whereas, the Tar Heels were crowned the 2009 Atlantic Coast Conference (ACC)  
21 regular season champions, improving the program's ACC record to 27 regular season titles and  
22 575 wins, the largest number of wins for any team in the conference; and

23 Whereas, head coach Roy Williams, a Naismith Hall of Fame member and six-time  
24 National Coach of the Year, led the Tar Heels to their second national championship in five  
25 years, becoming the fourth active coach to win multiple titles; and

26 Whereas, many individual team members were recognized for their efforts during  
27 the year and throughout their college careers, including senior Tyler Hansbrough, the first  
28 player in ACC history to earn first-team All-ACC honors four times, all by unanimous



1 selection; one of a few players to earn three-time consensus All-American honors; the fourth  
2 all-time leading scorer in NCAA tournament play with 325 points; the ACC's all-time leading  
3 scorer; and the first player in conference history to lead his school in scoring and rebounding in  
4 each of his four years; and

5 Whereas, because of his status as a consensus National Player of the Year, Tyler  
6 Hansbrough's jersey will be retired and displayed in the Dean E. Smith Center along with the  
7 retired jerseys of fellow UNC consensus National Players of the Year – Jack Cobb, George  
8 Glamack, Lennie Rosenbluth, Phil Ford, James Worthy, Michael Jordan, and Antawn Jamison;  
9 and

10 Whereas, junior Ty Lawson was named the nation's best point guard by winning the  
11 2009 Bob Cousy Award, was selected the 2009 Atlantic Coast Conference Men's Basketball  
12 Player of the Year, and set a NCAA title-game record with eight steals; and

13 Whereas, junior Wayne Ellington was named the Most Outstanding Player of the  
14 2009 NCAA championship game; and

15 Whereas, freshman Ed Davis was selected to the All-Freshman Team and senior  
16 Danny Green became the fourth Tar Heel selected to the league's All-Defensive Team; and

17 Whereas, the UNC basketball program has one of the highest graduation rates for  
18 athletes and had the highest academic index of the 65 teams in the 2009 NCAA Tournament,  
19 exemplified by freshman Tyler Zeller's selection to the All-ACC Academic Team; and

20 Whereas, the success of the UNC men's basketball team is a fitting testimonial and  
21 memorial to the program's former players, including the late Bob Cunningham, known for his  
22 defense as a starter of the team that captured the national championship title in 1957 and had a  
23 perfect season of 32-0; and

24 Whereas, the entire UNC men's basketball team deserves congratulations and  
25 appreciation for an outstanding season and their determination to win the 2009 NCAA  
26 championship; Now, therefore,

27 Be it resolved by the House of Representatives, the Senate concurring:

28 **SECTION 1.** The General Assembly expresses the admiration and respect of the  
29 people of North Carolina to the men's basketball team at the University of North Carolina at  
30 Chapel Hill for winning the 2009 National Collegiate Athletic Association Division I  
31 Championship.

32 **SECTION 2.** The General Assembly recognizes the perseverance, teamwork, and  
33 ensuring triumph of the University of North Carolina at Chapel Hill men's basketball team  
34 members: Marc Campbell, Mike Copeland, Ed Davis, Larry Drew II, Wayne Ellington, Bobby  
35 Frasor, Marcus Ginyard, Will Graves, Danny Green, Tyler Hansbrough, Ty Lawson, Patrick  
36 Moody, J.B. Tanner, Deon Thompson, Justin Watts, Jack Wooten, Tyler Zeller; and coaches  
37 and staff Roy Williams, Joe Holladay, Steve Robinson, C.B. McGrath, Jerod Haase, Chris  
38 Hirth, Eric Hoots, Jonas Sahratian, Molly Brenner, Bobby Cooper, Zach Lagod, Brandon  
39 Rhodes, Ryan Riedel, and Sean Stout.

40 **SECTION 3.** The General Assembly honors the memory of Bob Cunningham for  
41 his contributions to the men's basketball program at the University of North Carolina at Chapel  
42 Hill and his role in helping his team win the 1957 National Championship.

43 **SECTION 4.** The Secretary of State shall send certified copies of this resolution to  
44 head coach Roy Williams; the team members, coaches, staff, and managers honored in this  
45 resolution; athletic director Dick Baddour, and Chancellor Holden Thorp on behalf of the  
46 university community; and the family of Bob Cunningham.

47 **SECTION 5.** This resolution is effective upon ratification.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

---

☐ Committee Substitute for

**HJR 1517** A JOINT RESOLUTION RECOGNIZING THE UNIVERSITY OF  
NORTH CAROLINA AT CHAPEL HILL MEN'S BASKETBALL TEAM FOR AN  
OUTSTANDING SEASON CULMINATING IN THE 2009 NCAA DIVISION I  
CHAMPIONSHIP.

☒ With a favorable report.

**(FOR JOURNAL USE ONLY)**

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

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

**COMMITTEE ON RULES, CALENDAR AND OPERATIONS OF THE HOUSE**

**AGENDA**

**May 5, 2009**

**HB 1470 – STUDY LENGTH OF SCHOOL LUNCH PERIOD (Reps. Yongue, Jeffus, Glazier)**

**HJR 1538 – HIGH POINT FURNITURE MARKET (Reps Jones, Wiley)**

**HJR 1527 – HERTFORD COUNTY 250<sup>TH</sup> ANNIVERSARY (Rep. Mobley)**

MINUTES OF THE COMMITTEE ON RULES,  
CALENDAR AND OPERATIONS OF THE HOUSE

May 5, 2009

The Committee on Rules, Calendar and Operations of the House met on May 5, 2009 at 12:30 p.m. in Room 421 of the Legislative Office Building. The following members were present: Representatives Owen, Chairman, Ross, Vice Chairman; Bell, Dockham, Howard, Insko, Justice, Love, Setzer, Weiss and Yongue.


The following bill and joint resolutions were considered:


**HB 1470 – AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO STUDY THE LENGTH OF THE SHOOOL LUNCH PERIOD ACROSS THE STATE TO DETERMINE WHETHER STUDENTS HAVE ADEQUATE TIME FOR MEALS.** Representative Yongue, one of the primary sponsors, was recognized to speak on the bill. Representative Ross moved for a favorable report, and the motion carried.

**HJR 1538 – A JOINT RESOLUTION HONORING THE MEMORY OF THE FOUNDERS OF THE HIGH POINT FURNITURE MARKET ON THE OCCASION OF ITS ONE HUNDREDTH ANNIVERSARY.** Representative Wiley, one the primary sponsors, was recognized to speak on the resolution. Representative Dockham moved for a favorable report, and the motion passed.

**HJR 1527 – A JOINT RESOLUTION HONORING THE FOUNDERS OF HERTFORD COUNTY ON THE OCCASION OF THE COUNTY'S TWO HUNDRED FIFTIETH ANNIVERSARY.** Representative Mobley, sponsor, was recognized to speak on the resolution. Representative Weiss moved for a favorable report. The motion passed.

The meeting adjourned at 12:40 p.m.

  
\_\_\_\_\_  
Representative Bill Owens  
Chairman

  
\_\_\_\_\_  
Dorothy C. Crocker  
Rules Clerk

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**1**

**HOUSE BILL 1470**

**Short Title:** Study Length of School Lunch Period. (Public)

**Sponsors:** Representatives Yongue, Jeffus, Glazier (Primary Sponsors); Lucas, McLawhorn, and Wray.

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

April 13, 2009

A BILL TO BE ENTITLED

AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO STUDY THE LENGTH  
OF THE SCHOOL LUNCH PERIOD ACROSS THE STATE TO DETERMINE  
WHETHER STUDENTS HAVE ADEQUATE TIME FOR MEALS.

The General Assembly of North Carolina enacts:

**SECTION 1.** The State Board of Education shall study the length of the school lunch period across the State to determine whether students have adequate time for meals. In the course of the study, the Board shall consider the actual amount of time elementary, middle school, and high school students have to select and consume meals and the adequacy of that length of time. The Board shall report the results of the study to the Joint Legislative Education Oversight Committee by October 15, 2009.

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



**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

☐ Committee Substitute for

**HB 1470** A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE  
BOARD OF EDUCATION TO STUDY THE LENGTH OF THE SCHOOL LUNCH PERIOD  
ACROSS THE STATE TO DETERMINE WHETHER STUDENTS HAVE ADEQUATE TIME  
FOR MEALS.

☒ With a favorable report.

**(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 bill/resolution is placed on the Calendar of \_\_\_\_\_.

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**1**

**HOUSE JOINT RESOLUTION 1538**

---

**Sponsors:** Representatives Jones, Wiley (Primary Sponsors); Hughes and Wray.

---

**Referred to:** Rules, Calendar, and Operations of the House.

---

April 23, 2009

1 A JOINT RESOLUTION HONORING THE MEMORY OF THE FOUNDERS OF THE  
2 HIGH POINT FURNITURE MARKET ON THE OCCASION OF ITS ONE  
3 HUNDREDTH ANNIVERSARY.

4 Whereas, on March 1, 1909, the first Southern Furniture Market opened in High  
5 Point to showcase the products of High Point and North Carolina furniture manufacturers; and

6 Whereas, due to the quantity, quality, and design of North Carolina furniture  
7 manufacturers, it was recognized that there was a need for a southern furniture market to  
8 compete with existing markets in Chicago, New York, and other cities; and

9 Whereas, this first High Point Furniture Market was the culmination of efforts by  
10 regional furniture producers and High Point civic leaders, including J.J. Farris, Charles F.  
11 Long, and D. Ralph Parker; and

12 Whereas, the High Point Market has survived the Great Depression, two World  
13 Wars, and flourishes today as the premiere international furniture market, and the largest  
14 permanent trade show of its kind in the world; and

15 Whereas, the High Point Market is a unique North Carolina institution, with 180  
16 buildings housing permanent showrooms comprising more than 12,000,000 square feet, with  
17 approximately 13,000 jobs related to the Market; and

18 Whereas, the High Point Market attracts more than 170,000 attendees annually,  
19 including many thousands of international visitors, with an economic impact of \$1.2 billion to  
20 the State; and

21 Whereas, the High Point Market is the center of the furniture industry cluster in the  
22 State, comprised of manufacturers, retailers, showroom owners, furniture designers, interior  
23 designers, photographers, and industry publications, with a combined economic impact of  
24 \$8.94 billion; and

25 Whereas, the High Point Market should be recognized for 100 years of providing a  
26 world showcase for home furnishings and the State of North Carolina itself, and for continuing  
27 to be the most significant economic impact event in the State; Now, therefore,  
28 Be it resolved by the House of Representatives, the Senate concurring:

29 **SECTION 1.** The General Assembly honors the memory of the founders of the  
30 High Point Market, including J.J. Farris, Charles F. Long, and D. Ralph Parker, as well as the  
31 many men and women who have contributed to the growth and strength of this Market over its  
32 100-year history.

33 **SECTION 2.** The General Assembly commends the High Point Market on its 100<sup>th</sup>  
34 Anniversary, expresses its commitment to maintain and enhance the High Point Market's  
35 worldwide premiere status in the furniture industry, and acknowledges the contributions of the  
36 High Point Market over its long history.





1           **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
2 resolution to the High Point Market Authority.

3           **SECTION 4.** This resolution is effective upon ratification.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

☐ Committee Substitute for

**HB 1538** A JOINT RESOLUTION HONORING THE MEMORY OF THE  
FOUNDERS OF THE HIGH POINT FURNITURE MARKET ON THE OCCASION OF ITS  
ONE HUNDREDTH ANNIVERSARY.

☒ With a favorable report.

**(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 bill/resolution is placed on the Calendar of \_\_\_\_\_.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 2009

H

1

HOUSE JOINT RESOLUTION 1527\*

---

Sponsors: Representatives Mobley; E. Floyd, Hughes, and Wray.

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

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April 21, 2009

1 A JOINT RESOLUTION HONORING THE FOUNDERS OF HERTFORD COUNTY ON  
2 THE OCCASION OF THE COUNTY'S TWO HUNDRED FIFTIETH ANNIVERSARY.

3 Whereas, Hertford County was formed from Chowan, Bertie, and Northampton  
4 Counties by an act of the State legislature in 1759; and

5 Whereas, Hertford County was named in honor of Francis Seymour Conway  
6 (1715-1794), Marquis of Hertford, a distinguished member of the British parliament and a  
7 soldier; and

8 Whereas, the Town of Winton, originally known as Wynnton and laid out on land  
9 donated by Representative Benjamin Wynns, was established as the county seat in 1766; and

10 Whereas, Hertford County's other municipalities include Ahoskie, Cofield, Como,  
11 Harrellsville, and Murfreesboro; and

12 Whereas, some of Hertford County's native sons include Richard J. Gatling,  
13 inventor of the Gatling gun and numerous agricultural implements, who was born on  
14 September 12, 1818; and Robert L. Vann, a lawyer and politician, who became the  
15 editor-publisher of the Pittsburgh Courier, the most widely read Black-owned newspaper in the  
16 nation at that time, and who was born on August 27, 1879; and

17 Whereas, many of Hertford County's residents resolved to educate the citizens of the  
18 County by establishing Chowan University, founded in 1848 in Murfreesboro as Chowan  
19 Baptist Female Institute; and

20 Whereas, Dr. Calvin Scott Brown, a Shaw University graduate, moved to Hertford  
21 County in 1883 to serve as the minister of the Pleasant Baptist Church and later established a  
22 facility to educate African-Americans known as Chowan Academy (1886-1893), which  
23 graduated its first class in 1890 and was later known as the C. S. Brown School; and

24 Whereas, Hertford County has a rich Native American culture from contributions of  
25 the Chowan, Meherrin, and Nottoway tribes; and

26 Whereas, a number of rivers and creeks that run through Hertford County along  
27 with several other places have names that were influenced by Native Americans in the area,  
28 including the Chowan, Meherrin, and Wiccacon Rivers, Potecasi Creek, and the Town of  
29 Ahoskie; and

30 Whereas, Hertford County served as the birthplace of the National 4-H Club, which  
31 formed in Ahoskie and was originally called the "Corn Club"; and

32 Whereas, Hertford County has contributed to the social, economic, cultural, and  
33 political prosperity of the State of North Carolina; and

34 Whereas, Hertford County has continued to grow and prosper through the continued  
35 dedication, insight, and planning of the County's concerned leaders and citizens; and

36 Whereas, Hertford County has a population of 23,730 people; and



\* H 1 5 2 7 - V - 1 \*

1           Whereas, plans have been made to celebrate the County's 250<sup>th</sup> historic anniversary  
2 throughout the year; and

3           Whereas, this occasion is worthy of celebration and should be enjoyed and  
4 supported by all North Carolinians; Now, therefore,

5 Be it resolved by the House of Representatives, the Senate concurring:

6           **SECTION 1.** The General Assembly honors the founders of Hertford County and  
7 encourages the citizens of this State to join Hertford County in demonstrating respect for their  
8 history and heritage during the County's 250<sup>th</sup> anniversary.

9           **SECTION 2.** The Secretary of State shall transmit a certified copy of this  
10 resolution to the Chair of the Hertford County Board of Commissioners.

11           **SECTION 3.** This resolution is effective upon ratification.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

☐ Committee Substitute for

**HJR 1527** . A JOINT RESOLUTION HONORING THE FOUNDERS OF  
HERTFORD COUNTY ON THE OCCASION OF THE COUNTY'S TWO HUNDRED  
FIFTIETH ANNIVERSARY.

☒ With a favorable report.

**(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 bill/resolution is placed on the Calendar of \_\_\_\_\_.

## VISITOR REGISTRATION SHEET

Appropriations Subcommittee on Capital

**Name of Committee**

May 5, 2009

**Date**

**VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK**

NAME \_\_\_\_\_

**FIRM OR AGENCY AND ADDRESS**

Ann Madlock

Governor's Ofc

*Matt Gould*

TPQ

C. brockett

ncsba

Ed Luly

Brooks Price

## **HOUSE RULES MEETING AGENDA**

**May 12, 2009**

**CS for HB 188 – Study Raising Compulsory Attendance Age (Reps. Parmon  
Tarleton, Current, Bryant)**

**CS for HB 223 – No High School Graduation Project Required (Reps. Love, Bryant)**

MINUTES OF THE COMMITTEE ON RULES, CALENDAR  
AND OPERATIONS OF THE HOUSE

May 12, 2009

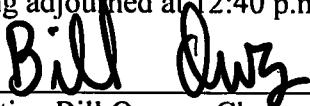
The Committee on House Rules, Calendar and Operations of the House met on May 12, 2009 at 12:30 p.m. in Room 421 of the Legislative Office Building. The following members were present: Representatives Owens, Chairman; Hill, Vice Chairman, Ross, Vice Chairman; Crawford, Howard, Love, Setzer, and Tillis.

The following bills were considered:

**COMMITTEE SUBSTITUTE FOR HOUSE BILL 188 –AN ACT ATO DIRECT THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, IN CONJUNCTION WITH THE DEPARTMENT OF PUBLIC INSTRUCTION AND THE NORTH CAROLINA INDEPENDENT COLLEGES AND UNIVERSITIES, TO DIRECT THE APPROPRIATE ENTITY TO STUDY THE IMPACTS OF RAISING THE COMPULSORY ATTENDANCE AGE FOR PUBLIC SCHOOL ATTENDANCE PRIOR TO COMPLETION OF A HIGH SCHOOL DIPLOMA FROM SIXTEEN TO SEVENTEEN OR EIGHTEEN, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON DROPOUT PREVENTION AND HIGH SCHOOL GRADUATION.** Representative Parmon, a primary sponsor, was recognized to explain the committee substitute. Representative Ross offered an amendment changing the date the Board of Governors of the University of North Carolina was required to offer a report of the study to the Joint Legislative Commission on Dropout Prevention and High School Graduation to the Joint Legislative Education Oversight Committee. The amendment was ruled unnecessary, and Representative Ross withdrew the amendment. Representative Crawford made a motion that the committee substitute be given a favorable report. The motion carried.

**COMMITTEE SUBSTITUTE FOR HOUSE BILL 223 – AN ACT REMOVING THE HIGH SCHOOL GRADUATION PROJECT AS A REQUIREMENT FOR GRADUATION AND DIRECTING THE PROGRAM EVALUATION DIVISION OF THE GENERAL ASSEMBLY TO STUDY THE COST AND EFFECTIVENESS OF REQUIRING A HIGH SCHOOL GRADUATION PROJECT.** Representative Love, one of the primary sponsors, was recognized to explain the committee substitute. He stated that the committee substitute directs that the State Board of Education cannot require a high school project as a condition for graduation prior to July 1, 2011. Local boards of education may require students to complete a high school graduation project. It also requires that the Program Evaluation Division of the General Assembly study the cost and effectiveness of requiring a statewide high school graduation project and report its findings to the Joint Legislative Education Oversight Committee by July 1, 2010-. Representative Setzer moved for a favorable report of the committee substitute. The motion carried.

The meeting adjourned at 12:40 p.m.

  
Representative Bill Owens, Chairman

  
Dorothy C. Crocker, Rules Clerk



**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**2**

**HOUSE BILL 188\*  
Committee Substitute Favorable 3/18/09**

Short Title: Study Raising Compulsory Attendance Age.

(Public)

Sponsors:

Referred to:

February 18, 2009

A BILL TO BE ENTITLED

AN ACT TO DIRECT THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, IN CONJUNCTION WITH THE DEPARTMENT OF PUBLIC INSTRUCTION AND THE NORTH CAROLINA INDEPENDENT COLLEGES AND UNIVERSITIES, TO DIRECT THE APPROPRIATE ENTITY TO STUDY THE IMPACTS OF RAISING THE COMPULSORY ATTENDANCE AGE FOR PUBLIC SCHOOL ATTENDANCE PRIOR TO COMPLETION OF A HIGH SCHOOL DIPLOMA FROM SIXTEEN TO SEVENTEEN OR EIGHTEEN, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON DROPOUT PREVENTION AND HIGH SCHOOL GRADUATION.

The General Assembly of North Carolina enacts:

**SECTION 1.** The Board of Governors of The University of North Carolina, in coordination with the Department of Public Instruction and the North Carolina Independent Colleges and Universities, shall direct the appropriate entity to study the impacts of raising the compulsory public school attendance age prior to completion of a high school diploma from 16 to 17 or 18. In its study, the Board of Governors shall consider all of the following:

- (1) What impacts, including fiscal impacts, has raising the compulsory school attendance age had in states which have raised the compulsory school attendance age in the last 15 years.
- (2) What conclusions can be drawn as to the impact the compulsory school attendance age has made in the dropout and high school completion rates for states who require compulsory school attendance to ages 16, 17, and 18, respectively.
- (3) What best practices for working with at-risk populations of students who remain in school have been employed in states that have raised the compulsory attendance age in the last 15 years.
- (4) What would be the fiscal impact in raising the compulsory school attendance age from 16 to 17 and 16 to 18, respectively, for each local administrative school unit in North Carolina.

**SECTION 2.** No later than December 31, 2009, the Board of Governors of The University of North Carolina shall submit a report of its study to the Joint Legislative Commission on Dropout Prevention and High School Graduation and the Joint Legislative Education Oversight Committee, including its findings and recommendations.

**SECTION 3.** This act is effective when it becomes law.



**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND OPERATIONS OF THE HOUSE.

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☒ Committee Substitute for

**HB 188** A BILL TO BE ENTITLED AN ACT TO DIRECT THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, IN CONJUNCTION WITH THE DEPARTMENT OF PUBLIC INSTRUCTION AND THE NORTH CAROLINA INDEPENDENT COLLEGES AND UNIVERSITIES, TO DIRECT THE APPROPRIATE ENTITY TO STUDY THE IMPACTS OF RAISING THE COMPULSORY ATTENDANCE AGE FOR PUBLIC SCHOOL ATTENDANCE PRIOR TO COMPLETION OF A HIGH SCHOOL DIPLOMA FROM SIXTEEN TO SEVENTEEN OR EIGHTEEN, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON DROPOUT PREVENTION AND HIGH SCHOOL GRADUATION.

☒ With a favorable report.

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**(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 bill/resolution is placed on the Calendar of \_\_\_\_\_.

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

H

2

**HOUSE BILL 223  
Committee Substitute Favorable 5/5/09**

Short Title: No High School Graduation Proj. Required.

(Public)

Sponsors:

Referred to:

February 19, 2009

1 A BILL TO BE ENTITLED  
2 AN ACT REMOVING THE HIGH SCHOOL GRADUATION PROJECT AS A  
3 REQUIREMENT FOR GRADUATION AND DIRECTING THE PROGRAM  
4 EVALUATION DIVISION OF THE GENERAL ASSEMBLY TO STUDY THE COST  
5 AND EFFECTIVENESS OF REQUIRING A HIGH SCHOOL GRADUATION  
6 PROJECT.

7 The General Assembly of North Carolina enacts:

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

9 "(b) The Basic Education Program shall include course requirements and descriptions  
10 similar in format to materials previously contained in the standard course of study and it shall  
11 provide:

- 12 (1) A core curriculum for all students that takes into account the special needs of  
13 children;
- 14 (2) A set of competencies, by grade level, for each curriculum area;
- 15 (3) A list of textbooks for use in providing the curriculum;
- 16 (4) Standards for student performance and promotion based on the mastery of  
17 competencies, including standards for graduation, that take into account  
18 children with disabilities and, in particular, include appropriate  
19 modifications;
- 20 (5) A program of remedial education;
- 21 (6) Required support programs;
- 22 (7) A definition of the instructional day;
- 23 (8) Class size recommendations and requirements;
- 24 (9) Prescribed staffing allotment ratios;
- 25 (10) Material and equipment allotment ratios;
- 26 (11) Facilities guidelines that reflect educational program appropriateness,  
27 long-term cost efficiency, and safety considerations; and
- 28 (12) Any other information the Board considers appropriate and necessary.

29 The State Board shall not adopt or enforce any rule that requires Algebra I as a graduation  
30 standard or as a requirement for a high school diploma for any student whose individualized  
31 education program (i) identifies the student as learning disabled in the area of mathematics and  
32 (ii) states that this learning disability will prevent the student from mastering Algebra I.

33 The State Board shall not require any student to prepare a high school graduation project as  
34 a condition of graduation from high school prior to July 1, 2011; local boards of education may,  
35 however, require their students to complete a high school graduation project."

36 SECTION 2. The Program Evaluation Division of the General Assembly shall  
37 study the cost and effectiveness of a statewide high school graduation project requirement. The



1 Division shall report the results of its study to the Joint Legislative Education Oversight  
2 Committee on or before July 1, 2010.

3 **SECTION 3.** This act is effective when it becomes law.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

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☒ Committee Substitute for

**HB 223** A BILL TO BE ENTITLED AN ACT REMOVING THE HIGH SCHOOL GRADUATION PROJECT AS A REQUIREMENT FOR GRADUATION AND DIRECTING THE PROGRAM EVALUATION DIVISION OF THE GENERAL ASSEMBLY TO STUDY THE COST AND EFFECTIVENESS OF REQUIRING A HIGH SCHOOL GRADUATION PROJECT.

☒ With a favorable report.

**(FOR JOURNAL USE ONLY)**

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

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

# VISITOR REGISTRATION SHEET

## Rules, Calendar and Operations of the House

May 12, 2009

Name of Committee

**Date**

**VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK**

NAME

**FIRM OR AGENCY AND ADDRESS**

Ann Maddock

canar brockett

Governor's Office

ncsba

Rebecca Garland

INC D PI

*Handwritten signature*

**RULES, CALENDAR AND OPERATIONS OF THE HOUSE**

**AGENDA**

**May 20, 2009**

**HJR 562 – HONOR JACKLYN ‘JACK’ HAROLD LUCAS – (Reps. Spear,  
Hill McGee)**

MINUTES OF THE COMMITTEE ON RULES,  
CALENDAR AND OPERATIONS OF THE HOUSE

May 20, 2009

The Committee on Rules, Calendar and Operations of the House met on May 20, 2009 at 12:30 p.m. in Room 421 of the Legislative Office Building. The following members were present: Representatives Owens, Chairman, Hill, Vice Chairman, Luebke, Vice Chairman, Ross, Vice Chairman; Crawford, Current, Howard, Justice, Love, McComas and Tillis.

The following joint resolution was considered:

**HJR 562 – A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JACKLYN “JACK” HAROLD LUCAS, ONE OF THE YOUNGEST MEDAL OF HONOR RECIPIENTS OF THE TWENTIETH CENTURY.** Representative Spear, one of the primary sponsors, was recognized to speak on the resolution. Following a brief presentation, Representative Howard moved that the resolution be given a favorable report. The motion carried.

The meeting adjourned at 12:35 p.m.



Representative Bill Owens,  
Chairman



Dorothy C. Crocker  
Rules Clerk



GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 2009

H

1

HOUSE JOINT RESOLUTION 562

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Sponsors: Representatives Spear, Hill, McGee (Primary Sponsors); and Lewis.

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

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March 12, 2009

1 A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JACKLYN "JACK"  
2 HAROLD LUCAS, ONE OF THE YOUNGEST MEDAL OF HONOR RECIPIENTS OF  
3 THE TWENTIETH CENTURY.

4 Whereas, Jacklyn "Jack" Harold Lucas was born on February 14, 1928, to Louis  
5 Harold Lucas and Margaret Edwards Lucas; and

6 Whereas, Jack Lucas spent much of his youth on a farm in Plymouth, North  
7 Carolina; and

8 Whereas, after the attack on Pearl Harbor, Jack Lucas felt a strong desire to serve  
9 his country and at the age of 14 enlisted in the United States Marine Corps on August 6, 1942;  
10 and

11 Whereas, after basic training, Jack Lucas was disappointed to learn that he had been  
12 assigned to train new cadets, while a majority of his unit had been assigned to combat duty; and

13 Whereas, despite his orders, Jack Lucas boarded a train with his fellow marines to  
14 the West Coast and was eventually assigned to duty in Hawaii; and

15 Whereas, Jack Lucas wanted to see combat and on January 10, 1945, slipped aboard  
16 the USS Deuel, which was carrying members of the 5<sup>th</sup> Marine Division to Iwo Jima; and

17 Whereas, after several days at sea, Jack Lucas surrendered to a senior officer and  
18 was assigned to the 1<sup>st</sup> Battalion, 26<sup>th</sup> Marine, 5<sup>th</sup> Marine Division; and

19 Whereas, shortly after landing on Iwo Jima, Jack Lucas and three other marines  
20 were attacked by grenades on February 20, 1945; and

21 Whereas, Jack Lucas threw himself on one of the grenades and pulled the second  
22 one beneath his body, saving the other marines from the explosion but badly injuring himself;  
23 and

24 Whereas, Jack Lucas was later discharged from the Marine Corps due to his  
25 injuries, but was awarded the Medal of Honor for his bravery during a ceremony at the White  
26 House on October 5, 1945; and

27 Whereas, Jack Lucas at the age of 17 became the youngest marine in history and the  
28 youngest soldier in the 20<sup>th</sup> century to receive the Medal of Honor; and

29 Whereas, after leaving the service, Jack Lucas went on to complete high school and  
30 college, attending Duke University for two years and graduating from High Point College in  
31 1956; and

32 Whereas, in 1961, Jack Lucas rejoined the Armed Forces, enlisting in the army and  
33 serving for more than two years with the 82<sup>nd</sup> Airborne Division; and

34 Whereas, Jack Lucas, and the countless men and women who have unselfishly  
35 served in the military, should be commended for their service to our country; and

36 Whereas, Jack Lucas died on June 5, 2008, in Hattiesburg, Mississippi; and



1           Whereas, Jack Lucas is survived by his wife, Ruby Lucas; his children, William  
2 Lucas, Jimmy Lucas, Louis Harold Lucas, Peggy Lucas, Kelly Lucas; and his brother, Louis Ed  
3 Lucas; Now, therefore,

4 Be it resolved by the House of Representatives, the Senate concurring:

5           **SECTION 1.** The General Assembly honors the memory of Jacklyn "Jack" Harold  
6 Lucas and expresses the appreciation of this State and its citizens for the valiant service he  
7 rendered to his country as a member of the armed forces.

8           **SECTION 2.** The General Assembly extends its condolences to the family of  
9 Jacklyn "Jack" Harold Lucas.

10           **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
11 resolution to the family of Jacklyn "Jack" Harold Lucas.

12           **SECTION 4.** This resolution is effective upon ratification.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

---

☐ Committee Substitute for

**HJR 562** A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF  
JACKLYN "JACK" HAROLD LUCAS, ONE OF THE YOUNGEST MEDAL OF HONOR  
RECIPIENTS OF THE TWENTIETH CENTURY.

☒ With a favorable report.

**(FOR JOURNAL USE ONLY)**

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

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

**RULES, CALENDAR AND OPERATIONS OF THE HOUSE**

**AGENDA**

**June 16, 2009**

**HJR 1653 – HONOR WILLIAM OLIVER SWOFFORD (Rep. Randleman)**

MINUTES OF THE COMMITTEE ON RULES, CALENDAR AND OPERATIONS OF  
THE HOUSE

June 16, 2009

The Committee on Rules, Calendar and Operations of the House met on June 16, 2009 at 12:30 p.m. in Room 421 of the Legislative Office Building. The following members were present: Representatives Owens, Chairman; Ross, Vice Chairman; Holliman, Jeffus and Love.

The following joint resolution was considered:

**HOUSE JOINT RESOLUTION 1653 –A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WILLIAM OLIVER SWOFFORD, AMERICAN POP SINGER AND NATIVE SON OF NORTH CAROLINA.** The chairman stated that the sponsor was unable to be present and briefly explained the resolution. Representative Yongue moved for a favorable report, and the motion passed.

The meeting adjourned at 12:30 p.m.



Representative Bill Owens  
Chairman



Dorothy C. Crocker  
Rules Clerk

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 2009

H

1

HOUSE JOINT RESOLUTION 1653

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Sponsors: Representative Randleman.

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

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June 8, 2009

1 A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WILLIAM OLIVER  
2 SWOFFORD, AMERICAN POP SINGER AND NATIVE SON OF NORTH CAROLINA.

3 Whereas, William Oliver Swofford was born on February 22, 1945, in North  
4 Wilkesboro, North Carolina, to Jack and Helen Swofford; and

5 Whereas, while a student at the University of North Carolina at Chapel Hill,  
6 William Oliver Swofford began singing blue grass music with a number of other students; and

7 Whereas, after college, William Oliver Swofford decided to become a professional  
8 singer and joined the musical groups The Virginians and The Good Earth; and

9 Whereas, William Oliver Swofford soon settled upon a solo career and recorded  
10 under the name "Oliver"; and

11 Whereas, Oliver had his first hit song with "Good Morning Starshine" from the  
12 Broadway musical "Hair," which climbed to Number 3 on the pop chart in July of 1969; and

13 Whereas, Oliver found additional success with Rod McKuen's ballad "Jean" from  
14 the Oscar-winning film "The Prime of Miss Jean Brodie," which held the Number 2 spot on the  
15 pop chart for two weeks and peaked at Number 1 on the adult contemporary chart in October,  
16 1969; and

17 Whereas, both "Good Morning Starshine" and "Jean" were included on Oliver's  
18 "Good Morning Starshine" album, which reached Number 19 on the pop chart in the fall of  
19 1969; and

20 Whereas, Oliver performed his hits on a number of TV variety shows and specials  
21 in the late 1960s, including the Ed Sullivan Show; and

22 Whereas, some of Oliver's other recordings included "Sunday Mornin'," which  
23 peaked at Number 35 in December 1969; "Light the Way," which was composed by Eric  
24 Carmen in 1970; and "Early Morning Rain," which gained success on the easy listening charts  
25 in 1971; and

26 Whereas, Oliver performed throughout the United States during the 1970s and, after  
27 retiring from the music industry in the 1980s, worked in the construction and pharmaceutical  
28 fields; and

29 Whereas, Oliver died on February 12, 2000, at the age of 54, in Shreveport,  
30 Louisiana; and

31 Whereas, Oliver is survived by his wife, Becky; two children, Beth and Rob; and  
32 three brothers, John Swofford, Carl Swofford, and Jim Swofford; and

33 Whereas, Oliver's music continues to be heard around the world and is discovered  
34 by new listeners each day; and

35 Whereas, on the 40<sup>th</sup> anniversary of the release of "Good Morning Starshine," the  
36 Town of North Wilkesboro will hold a festival to celebrate William Oliver Swofford's legacy as  
37 a State, national, and international recording artist; Now, therefore,



\* H 1 6 5 3 - V - 1 \*

1 Be it resolved by the House of Representatives, the Senate concurring:

2 **SECTION 1.** The General Assembly honors the memory of native son William  
3 Oliver Swofford and expresses its appreciation for his life and his contributions to music.

4 **SECTION 2.** The General Assembly extends its sympathy to the family of William  
5 Oliver Swofford for the loss of a beloved family member.

6 **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
7 resolution to the family of William Oliver Swofford.

8 **SECTION 4.** This resolution is effective upon ratification.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

☐ Committee Substitute for

**HJR 1653** A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF  
WILLIAM OLIVER SWOFFORD, AMERICAN POP SINGER AND NATIVE SON OF  
NORTH CAROLINA.

☒ With a favorable report.

**(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 bill/resolution is placed on the Calendar of \_\_\_\_\_.



**RULES, CALENDAR AND OPERATIONS OF THE HOUSE**

**AGENDA**

**June 25 2009**

**HJR 1655 – Honor 75<sup>th</sup> Anniversary of Blue Ridge Parkway (Reps. Rapp, Tarleton,  
Haire and Frye)**

**HJR 364 - Joint Session for SBOE Confirmation SBO, (Bell, Lucas)**

**RULES, CALENDAR AND OPERATIONS OF THE HOUSE**

**AGENDA**

**June 25, 2009**

**HJR 1655 – HONOR BLUE RIDGE PARKWAY 75<sup>TH</sup> ANNIVERSARY  
(Reps. Rapp, Tarleton, Haire, Frye)**

**CS FOR HJR 364 – (SBOE CONFIRMATIONS (Reps. Lucas, Bell))**

MINUTES OF THE COMMITTEE ON RULES,  
CALENDAR AND OPERATIONS OF THE HOUSE

June 25, 2009

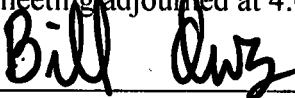
The Committee on Rules, Calendar and Operations of the House met on June 25, 2009 at the Chamber seat of the chairman at 4:00 p.m. The following members were present: Representatives Owens, Chairman; Luebke, Vice Chairman; Ross, Vice Chairman; Barnhart, Current, Insko, Jeffus, Stein and Weiss.

The following resolutions were considered:

**HJR 1655 – A JOINT RESOLUTION HONORING THE SEVENTY-FIFTH ANNIVERSARY OF THE BLUE RIDGE PARKWAY.** Representative Rapp was recognized to speak on the resolution which was followed by a favorable motion by Representative Ross. The motion passed.

**COMMITTEE SUBSTITUTE FOR HJR 364 – A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF APPOINTMENTS BY THE GOVERNOR OF REGINALD KENAN, WAYNE MCDEVITT, AND PATRICIA WILLOUGHBY TO THE STATE BOARD OF EDUCATION.** Representative Lucas, a primary sponsor, was recognized to speak on the resolution. Representative Current moved for a favorable report, and the motion passed.

The meeting adjourned at 4:05 p.m.

  
\_\_\_\_\_  
Representative Bill Owens  
Chairman

  
\_\_\_\_\_  
Dorothy C. Crocker  
Rules Clerk

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 2009

H

1

HOUSE JOINT RESOLUTION 1655

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Sponsors: Representatives Rapp, Tarleton, Haire, Frye (Primary Sponsors); Blackwell, England, Fisher, Gillespie, Goforth, Guice, Hurley, Justus, Moore, Setzer, Starnes, Stevens, Underhill, West, and Whilden.

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

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June 22, 2009

1 A JOINT RESOLUTION HONORING THE SEVENTY-FIFTH ANNIVERSARY OF THE  
2 BLUE RIDGE PARKWAY.

3 Whereas, the Blue Ridge Parkway will be celebrating its 75<sup>th</sup> anniversary in 2010;  
4 and

5 Whereas, construction of the Blue Ridge Parkway took more than 52 years,  
6 beginning on September 11, 1935, near the Cumberland Knob in North Carolina and ending  
7 with the last portion being laid out near the Linn Cove Viaduct in 1987; and

8 Whereas, the 469-mile Parkway runs through the Blue Ridge Mountains, connecting  
9 Shenandoah National Park's Skyline Drive in Virginia at Rockfish Gap to U.S. 441 at  
10 Oconaluftee in the Great Smoky Mountains National Park near Cherokee, North Carolina,  
11 providing visitors with stunning views and a glimpse of Appalachian history; and

12 Whereas, at the time of its construction, the Parkway was the longest road ever to be  
13 planned as a single unit in the United States; and

14 Whereas, the Parkway was a collaborative effort of the National Park Service; the  
15 federal Bureau of Public Roads (later renamed the Federal Highway Administration); New  
16 Deal agencies like the Public Works Administration, Works Progress Administration, Civilian  
17 Conservation Corps, and Resettlement Administration; the state highway departments of  
18 Virginia and North Carolina; and dozens of private road-building contractors; and

19 Whereas, R. Getty Browning, the Senior Locating and Claims Engineer for North  
20 Carolina's State Highway Commission, played a crucial role in the construction of the Parkway;  
21 and

22 Whereas, captivated by the idea of creating a parkway in late 1933, R. Getty  
23 Browning designed and personally plotted on foot the route that the road now takes through  
24 North Carolina; and

25 Whereas, in 1934, R. Getty Browning lobbied for this route in the face of opposition  
26 from residents of Tennessee and federal officials who favored another line; and

27 Whereas, for more than 25 years, R. Getty Browning personally made sure that  
28 North Carolina bought sufficient lands to protect the Parkway's views; and

29 Whereas, R. Getty Browning retired from the State Highway Commission in 1956  
30 and later worked as the Highway Commission's Federal Parkway Engineer until 1962; and

31 Whereas, R. Getty Browning died on January 30, 1966, in Blowing Rock; and

32 Whereas, the Parkway continues to be the most visited of all the 391 units in the  
33 National Park System; and



1           Whereas, the Parkway attracts over 20 million visitors annually and contributes  
2 more than \$2.3 billion annually to the region's economy; and

3           Whereas, as the Parkway celebrates its 75<sup>th</sup> anniversary, it is important to raise  
4 awareness of this exceptional natural and cultural resource; and

5           Whereas, the citizens of this State are encouraged to celebrate the 75<sup>th</sup> anniversary  
6 of the Blue Ridge Parkway by joining the local communities along the Parkway in participating  
7 in a series of events that focus regional and national attention on the history and stewardship of  
8 this treasure; Now, therefore,

9 Be it resolved by the House of Representatives, the Senate concurring:

10           **SECTION 1.** The General Assembly honors the memory of R. Getty Browning for  
11 his role in routing and building the Blue Ridge Parkway through Western North Carolina.

12           **SECTION 2.** The General Assembly acknowledges the 75<sup>th</sup> anniversary of the  
13 Blue Ridge Parkway and encourages the citizens of this State to participate in activities  
14 marking this historic occasion.

15           **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
16 resolution to the Superintendent of the Blue Ridge Parkway.

17           **SECTION 4.** This resolution is effective upon ratification.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

☐ Committee Substitute for

**HJR 1655** A JOINT RESOLUTION HONORING THE SEVENTY-FIFTH  
ANNIVERSARY OF THE BLUE RIDGE PARKWAY.

☒ With a favorable report.

**(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 bill/resolution is placed on the Calendar of \_\_\_\_\_.

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**2**

**HOUSE JOINT RESOLUTION 364  
Committee Substitute Favorable 5/26/09**

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Sponsors:

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Referred to:

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March 3, 2009

1 A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF APPOINTMENTS BY  
2 THE GOVERNOR OF REGINALD KENAN, WAYNE MCDEVITT, AND PATRICIA  
3 WILLOUGHBY TO THE STATE BOARD OF EDUCATION.

4 Whereas, under the provisions of the Constitution of North Carolina and  
5 G.S. 115C-10, appointments by the Governor to membership on the State Board of Education  
6 are subject to confirmation by the General Assembly in joint session; and

7 Whereas, the Governor has transmitted to the presiding officers of the Senate and  
8 the House of Representatives the names of her appointees to fill the terms of membership on  
9 the State Board of Education which expire March 31, 2017; Now, therefore,

10 Be it resolved by the House of Representatives, the Senate concurring:

11 **SECTION 1.** The appointments of Reginald Kenan, Wayne McDevitt, and Patricia  
12 Willoughby to membership on the State Board of Education for terms to expire March 31,  
13 2017, are confirmed.

14 **SECTION 2.** This resolution is effective upon ratification.



**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND OPERATIONS OF THE HOUSE.

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☒ Committee Substitute for

**HJR 364** A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF APPOINTMENTS BY THE GOVERNOR OF REGINALD KENAN, WAYNE MCDEVITT, AND PATRICIA WILLOUGHBY TO THE STATE BOARD OF EDUCATION.

☒ With a favorable report.

**(FOR JOURNAL USE ONLY)**

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

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



## **HOUSE RULES MEETING AGENDA**

**July 7, 2009**

**HOUSE PCS FOR SENATE JOINT RESOLUTION 182-HONOR LIFE OF  
ROBERT WALTER 'BOB' SCOTT (Sen Foriest)**

**HJR 1654 – SUPPORT RAIL THROUGH AARA (Reps. Cole, Dickson, Rapp)**

MINUTES OF THE COMMITTEE ON RULES, CALENDAR AND  
OPERATIONS OPERATIONS OF THE HOUSE

July 7, 2009


The Committee on Rules, Calendar and Operations of the House met on July 7, 2009 at 12:30 p.m. in Room 421 of the Legislative Office Building. The following members were present: Representatives Owens, Chairman; Hill, Vice Chairman, Luebke, Vice Chairman; Ross, Vice Chairman; Barnhart, Brubaker, Crawford, Dockham, Holliman, Howard, Insko, Jeffus, Justice, Love, Setzer, Steen, Tillis and Weiss.

The following joint resolutions were considered:

**HOUSE PCS FOR SENATE JOINT RESOLUTION 182 – A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ROBERT WALTER “BOB” SCOTT, FORMER GOVERNOR OF THE STATE OF NORTH CAROLINA.** Representative Hill moved that the proposed committee substitute be adopted. The motion carried. Representative Bordsen was recognized to speak on the resolution. Representative Weiss moved that the committee substitute resolution be given a favorable report, unfavorable to the original bill. The motion carried.

**HOUSE JOINT RESOLUTION 1654 – A JOINT RESOLUTION SUPPORTING IMPLEMENTATION OF THE PASSENGER RAIL INVESTMENT AND IMPROVEMENT ACT OF 2008 AND THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009.** Representative Rapp, a primary sponsor, was recognized to speak on the resolution. Representative Ross moved for a favorable report, and the motion carried.

The meeting adjourned at 12:45 p.m.

  
\_\_\_\_\_  
Representative Bill Owens  
Chairman

  
\_\_\_\_\_  
Dorothy C. Crocker  
Rules Clerk

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 2009

S

D

SENATE JOINT RESOLUTION 182  
PROPOSED COMMITTEE SUBSTITUTE S182-PCS55333-LG-5

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Sponsors:

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Referred to:

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February 17, 2009

1 A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ROBERT WALTER  
2 "BOB" SCOTT, FORMER GOVERNOR OF NORTH CAROLINA.

3 Whereas, Robert Walter "Bob" Scott was born June 13, 1929, near the Haw River in  
4 Alamance County to William Kerr Scott and Mary Elizabeth White Scott; and

5 Whereas, Bob Scott attended Duke University from 1947 to 1949 and received a  
6 bachelor's of science degree in Animal Industry from North Carolina State University in 1952;  
7 and

8 Whereas, Bob Scott served as a Special Agent in the Counter Intelligence Corps of  
9 the United States Army during the Korean War from 1953 to 1955; and

10 Whereas, after serving in the army, Bob Scott returned to Alamance County to  
11 manage the family's dairy farm; and

12 Whereas, Bob Scott became active in politics following the path of other family  
13 members who were elected to public office in North Carolina, including his father who served  
14 as Governor from 1949 to 1953 and as a United States Senator from 1954 to 1958; and

15 Whereas, Bob Scott served as Lieutenant Governor of North Carolina from 1965 to  
16 1969 and as Governor from 1969 to 1973; and

17 Whereas, during his term as Governor, Bob Scott led the effort that resulted in the  
18 passing of the State's first cigarette tax, which helped fund kindergarten education programs;  
19 aided in the preservation of the State Capitol and the restoration of the Governor's Mansion;  
20 worked to have Reed Gold Mine designated as a State Historic Site; and appointed the first  
21 African-American to serve as a superior court judge; and

22 Whereas, Bob Scott was in the forefront of the move to unite all of the State's public  
23 colleges and universities into one body, creating The University of North Carolina System, and  
24 was instrumental in the reorganization of State departments and agencies to better serve the  
25 citizens of this State; and

26 Whereas, after leaving the Governor's office, Bob Scott served on the State's  
27 Agribusiness Council and was appointed by President Jimmy Carter to serve as Chair of the  
28 Appalachian Regional Commission in 1977; and

29 Whereas, Bob Scott later served as President of the North Carolina Community  
30 College System from 1983 to 1994; and

31 Whereas, Bob Scott received numerous awards and honors for his good works,  
32 including the North Carolina Award for Public Service, North Carolina State University's  
33 Watauga Award, and the North Carolinian Society Award; and

34 Whereas, Bob Scott was an active member of the Hawfields Presbyterian Church,  
35 serving for a number of years as an Elder and Deacon; and

36 Whereas, Bob Scott lost his son, William Kerr Scott in 2007; and



\* S 1 8 2 - P C S 5 5 3 3 3 - L G - 5 \*

1           Whereas, Bob Scott died on January 23, 2009, at the age of 79; and

2           Whereas, Bob Scott is survived by his wife of 58 years, Jessie Rae Scott; daughters  
3 Margaret "Meg" Scott Phipps, Mary Scott, Susan Scott Sutton, and Janet Scott; and seven  
4 grandchildren; Now, therefore,

5 Be it resolved by the Senate, the House of Representatives concurring:

6           **SECTION 1.** The General Assembly honors the memory of Robert Walter "Bob"  
7 Scott and expresses the appreciation of this State and its citizens for the service he rendered.

8           **SECTION 2.** The General Assembly extends its deepest sympathy to the family of  
9 Robert Walter "Bob" Scott for the loss of a beloved family member.

10          **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
11 resolution to the family of Robert Walter "Bob" Scott.

12          **SECTION 4.** This resolution is effective upon ratification.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

☐ Committee Substitute for

**SJR 182** A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF  
ROBERT WALTER "BOB" SCOTT, FORMER GOVERNOR OF NORTH CAROLINA.

☒ With a favorable report as to the <sup>House</sup> committee substitute resolution, unfavorable as to the  
original resolution.

**(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**

**1**

**HOUSE JOINT RESOLUTION 1654\***

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**Sponsors:** Representatives Cole, Dickson, Rapp (Primary Sponsors); and Fisher.

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**Referred to:** Rules, Calendar, and Operations of the House.

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June 22, 2009

1 A JOINT RESOLUTION SUPPORTING IMPLEMENTATION OF THE PASSENGER RAIL  
2 INVESTMENT AND IMPROVEMENT ACT OF 2008 AND THE AMERICAN  
3 RECOVERY AND REINVESTMENT ACT OF 2009.

4 Whereas, the Passenger Rail Investment and Improvement Act of 2008 (Division B  
5 of P.L. 110-432) and the American Recovery and Reinvestment Act of 2009 (P.L. 111-5) (the  
6 Acts) are now the law of the land; and

7 Whereas, the Acts establish a program of federal capital grants to states and  
8 interstate high-speed rail compacts for infrastructure investments which will improve  
9 passenger, intermodal and freight services, create a new capital program for states to expand  
10 and improve conventional and high-speed intercity passenger rail services, facilitate  
11 competitive service provisions, provide grants to address critical rail network capacity needs,  
12 and encourage public-private partnerships that provide for the financing, design, construction,  
13 operation, and maintenance of high-speed rail services; and

14 Whereas, the Congress has appropriated \$8 billion and the President has  
15 recommended a program of additional investments at the rate of \$1 billion annually over the  
16 next five federal fiscal years for a total national availability of \$13 billion to develop  
17 high-speed rail and other investments in rail infrastructure that improve network capacity,  
18 safety, and reliability; and

19 Whereas, primary objectives of the Acts are to contribute to economic recovery  
20 efforts by creating and/or saving jobs, advance strategic transportation goals that ensure safe  
21 and efficient transportation, build a foundation for future economic competitiveness, promote  
22 energy efficiency and environmental quality, support interconnected livable communities, and  
23 further development of high-speed and intercity passenger goals; and

24 Whereas, the North Carolina House Interim Committee on Expanding Rail Service  
25 has reported to the North Carolina General Assembly that expansion of rail freight and  
26 passenger services can help promote economic development and mobility for our citizens; that  
27 improved freight and intermodal services can help integrate North Carolina into the global  
28 economy; that the General Assembly should consider mechanisms to join with local  
29 governments, the federal government, and the private sector to provide funding for improved  
30 freight, Intermodal, and passenger services; and

31 Whereas, the National Railroad Passenger Corporation's (Amtrak) national  
32 passenger rail system currently serves 16 cities and towns in North Carolina with eight daily  
33 passenger trains, two in partnership with the State of North Carolina, providing safe, efficient,  
34 and affordable intercity mobility for hundreds of thousands of citizens annually; and

35 Whereas, North Carolina and its cities and towns have partnered for nearly 40 years  
36 with the National Railroad Passenger Corporation (Amtrak) to provide its citizens with higher  
37 levels of mobility and passenger services and continues to do so; and



\* H 1 6 5 4 - V - 1 \*

1           Whereas, the 21<sup>st</sup> Century Transportation Committee completed an examination of  
2 the role of ports, airports, mass transit, rail, and pedestrian and cycling access in providing the  
3 transportation needs of the State; and

4           Whereas, the 21<sup>st</sup> Century Transportation Committee recommended that North  
5 Carolina maximize capacity and utilization of rail freight and passenger movements; and

6           Whereas, in response to Session Law 2007-551, the North Carolina Office of State  
7 Budget and Management coordinated development of a statewide logistics plan that addresses  
8 the State's long-term economic, mobility, and infrastructure needs; and

9           Whereas, the United States Department of Transportation, working through the  
10 Federal Railroad Administration and the Federal Highway Administration and pursuant to the  
11 National Environmental and Policy Act has issued a Record of Decision concerning  
12 development of the Southeast High Speed Rail Corridor connecting Charlotte through Raleigh  
13 to Richmond, Virginia, and on to Washington, D.C.; and

14           Whereas, 16 chambers of commerce in six states, including those serving Raleigh,  
15 Greensboro, Winston-Salem, and Charlotte, have created the Southeastern Economic Alliance  
16 to promote development of improved intercity and high-speed rail services across the  
17 southeastern United States; and

18           Whereas, the North Carolina Department of Transportation has analyzed and  
19 recommended extension of passenger service to connect Western North Carolina via Salisbury  
20 to Asheville and southeastern North Carolina via Raleigh, Fayetteville, and Goldsboro to  
21 Wilmington; and

22           Whereas, 57 municipalities, 17 counties, 18 transportation planning organizations  
23 and councils of government, 17 chambers of commerce, and 10 other State and local  
24 organizations have endorsed a resolution supporting creation of a comprehensive passenger rail  
25 system to serve the State of North Carolina; and

26           Whereas, the North Carolina Secretary's Rail Advisory Committee, acting through  
27 the Secretary of the North Carolina Department of Transportation, has asked the United States  
28 Secretary of Transportation to provide for stability in our nation's intercity passenger rail  
29 program and provide for a program of federal, State, and private investment in our freight and  
30 passenger railroad system; and

31           Whereas, Article 18 of Chapter 136 of the North Carolina General Statutes provides  
32 for establishment of the Virginia-North Carolina Interstate High-Speed Rail Compact; and

33           Whereas, North Carolina has over 3,200 miles of railroad and is served by two Class  
34 I and 24 short-line railroads; and

35           Whereas, in 1849 the North Carolina General Assembly chartered the North  
36 Carolina Railroad Company with a mission to connect the piedmont and eastern portions of our  
37 State, and the right to transport persons, goods and merchandise; and

38           Whereas, the State of North Carolina holds in perpetuity 100% of the common  
39 shares of stock in the North Carolina Railroad Company; and

40           Whereas, the North Carolina Railroad Company serves the State as a vital economic  
41 force; and

42           Whereas, the capacity of the rail network serving North Carolina is strained, which  
43 impacts our consumers, producers, shippers, communities, and citizens; and

44           Whereas, CSX Transportation has asked the State to enter into a partnership with it  
45 to develop the National Gateway initiative; and

46           Whereas, the Norfolk Southern Railway has asked the State of North Carolina to  
47 enter into a partnership with it to develop the Crescent Corridor initiative; and

48           Whereas, North Carolina has heretofore invested State funds to develop a rail  
49 program in support of these State, national, and regional goals; Now, therefore,

50 Be it resolved by the House of Representatives, the Senate concurring:

1           **SECTION 1.** The North Carolina General Assembly encourages the North  
2 Carolina Department of Transportation to work in partnership with the North Carolina Railroad  
3 Company, Norfolk Southern Railway, CSX Transportation, and Amtrak to develop eligible  
4 projects and corridor plans, enter into stakeholder agreements, develop comprehensive project  
5 management plans, and make application and aggressively compete for available federal funds.

6           **SECTION 2.** The North Carolina General Assembly encourages the railroad  
7 industry to work cooperatively with State and local officials to achieve these public policy  
8 objectives.

9           **SECTION 3.** The North Carolina General Assembly encourages the Governor and  
10 the North Carolina Department of Transportation, in concert with the North Carolina  
11 Congressional Delegation, to work with the United States Department of Transportation to  
12 develop cooperative agreements and letters of intent to develop and implement a program of  
13 projects and corridor plans.

14           **SECTION 4.** The North Carolina General Assembly acknowledges that this  
15 program of rail infrastructure investment will provide an enhanced basis for the operation of  
16 freight, Intermodal, and passenger trains, and that operation of passenger trains will require  
17 on-going nonfederal financial support.

18           **SECTION 5.** The Secretary of State shall send certified copies of this resolution to  
19 the North Carolina Congressional Delegation, the Secretary of the United States Department of  
20 Transportation, and to the Presidents of the North Carolina Railroad, CSX Transportation,  
21 Norfolk Southern Railway, and Amtrak.

22           **SECTION 6.** This resolution is effective upon ratification.



**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

☐ Committee Substitute for

**HJR 1654** A JOINT RESOLUTION SUPPORTING IMPLEMENTATION OF  
THE PASSENGER RAIL INVESTMENT AND IMPROVEMENT ACT OF 2008 AND THE  
AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009.

☒ With a favorable report.

**(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 bill/resolution is placed on the Calendar of \_\_\_\_\_.

## **HOUSE RULES MEETING AGENDA**

**July 28, 2009**

**HB 1245 – DOT STUDY TOLLING AT STATE LINES/OTHER STATES  
(Reps. Braxton, Cole, Crawford, Current, Haire, Lucas, Wray)**

**HJR 1657 – HJR 1657 – HONOR EUGENE BURNS TURNER (Reps. Pierce,  
-Yongue, Sutton)**

MINUTES OF THE COMMITTEE ON RULES, CALENDAR  
AND OPERATIONS OF THE HOUSE

July 28, 2009

The Committee on Rules, Calendar and Operations of the House met on July 28, 2009 at 12:30 p.m. in Room 421 of the Legislative Office Building. The following members were present: Representatives Ross, Vice Chairman; and acting Chairman; Representative Hill, Luebke, Brubaker, Dockham, Justice Love, Tillis and Weiss.

The following bill and House Joint resolution were considered:

**HOUSE BILL 1245 – AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO STUDY THE FEASIBILITY OF TOLLING ALL INTERSTATE HIGHWAYS ENTERING INTO THIS STATE IN COOPERATION WITH EACH SURROUNDING STATE.** A proposed committee substitute was offered, and Representative Weiss made a motion for its adoption. The motion carried. Representative Cole, a primary sponsor, was recognized to explain the bill. He said that the purpose of the study is to streamline the process whereby we can get federal approval to toll interstates. There is a compact working on I 95 which includes the states of Virginia, North Carolina, South Carolina, Georgia and Florida, but no tolling process has as yet been agreeable to everyone. Through this study he is hopeful that this can be done more quickly and efficiently with the assistance of Secretary Conti. Representative Weiss moved that the proposed committee substitute be given a favorable report, unfavorable to the original bill. The motion carried.

**HOUSE JOINT RESOLUTION 1657 –A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF EUGENE BURNS TURNER.** Representative Pierce, one of the primary sponsors, was recognized to speak on the resolution. Representative Love moved that the resolution be amended by deleting on page 1, line 5, the capital letter “I.” and substituting the capital letter “J.” Representative Hill moved that the amendment be rolled into a committee substitute, and that the committee substitute be given a favorable report, unfavorable as to the original bill. The motion passed.

The meeting adjourned at 12:40 .m.

  
\_\_\_\_\_  
Representative Deborah K. Ross  
Presiding Chairman

  
\_\_\_\_\_  
Dorothy C. Crocker  
Rules Clerk

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**D**

**HOUSE BILL 1245  
PROPOSED COMMITTEE SUBSTITUTE H1245-PCS50777-RW-68**

**Short Title:** DOT Study Tolling at State Lines/Other States.

**(Public)**

**Sponsors:**

**Referred to:**

April 9, 2009

A BILL TO BE ENTITLED  
AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO STUDY THE  
FEASIBILITY OF TOLLING ALL INTERSTATE HIGHWAYS ENTERING INTO THIS  
STATE IN COOPERATION WITH EACH SURROUNDING STATE.

The General Assembly of North Carolina enacts:

**SECTION 1.** The North Carolina Department of Transportation shall study the feasibility of tolling all interstate highways entering into this State. In studying this issue, the Department shall:

- (1) Ascertain the process for getting permission from the United States Department of Transportation to toll all existing highways designated as interstate routes.
- (2) Conduct a cost benefit analysis of engaging the surrounding states in a compact that will allow for toll collections at state lines and a division, between the affected states, of tolls collected based on the percentage of total miles of an interstate highway that is in each state.
- (3) Determine the cost benefit of tolling existing highways designated as interstate routes.
- (4) Determine the actual cost of construction of toll booths at or near a state line factoring in inflation.
- (5) Determine any revenue or fund losses based on tolling existing highways designated as interstate routes.

**SECTION 2.** The Department shall make a report to the Joint Legislative Transportation Oversight Committee and the Fiscal Research Division not later than March 1, 2010. The report shall include the required information, any previous legislation that was enacted or repealed that deals with this issue, and any recommended legislation.

**SECTION 3.** This act is effective when it becomes law.



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**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Ross (Vice Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

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☐ Committee Substitute for

**HB 1245**

A BILL TO BE ENTITLED AN ACT TO REQUIRE THE  
DEPARTMENT OF TRANSPORTATION TO STUDY THE FEASIBILITY OF TOLLING  
ALL INTERSTATE HIGHWAYS ENTERING INTO THIS STATE IN COOPERATION WITH  
EACH SURROUNDING STATE.

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

**(FOR JOURNAL USE ONLY)**

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\_\_\_\_\_ 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**

**1**

**HOUSE JOINT RESOLUTION 1657**

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**Sponsors:** Representatives Pierce, Yongue, and Sutton (Primary Sponsors).

---

**Referred to:** Rules, Calendar, and Operations of the House.

---

June 25, 2009

**1 A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF EUGENE BURNS  
2 TURNER.**

**3       Whereas, Eugene Burns Turner was born on September 16, 1924, to Samuel D.  
4 Turner and Ollie Emerson Turner in Goldston, North Carolina; and**

**5       Whereas, after graduation from I.S. Waters School, Eugene Burns Turner furthered  
6 his education by attending several institutions, including Friendship College in Rock Hill,  
7 South Carolina, North Carolina Central University in Durham, North Carolina, and Shaw  
8 University in Raleigh, North Carolina; and**

**9       Whereas, Eugene Burns Turner earned both a bachelor's and master's degree and  
10 continued his quest for knowledge his entire life even as his sight grew dim by reading several  
11 religious documents and a number of newspapers each day; and**

**12       Whereas, Eugene Burns Turner served as pastor of the First Baptist Church in  
13 Lumberton for 57 years before retiring in November 2005; and**

**14       Whereas, Eugene Burns Turner served as President of the General Baptist State  
15 Convention, becoming the first president to welcome female ministers into the organization;  
16 and**

**17       Whereas, Eugene Burns Turner was one of Robeson County's most influential  
18 leaders, providing excellent service to all while serving on the Robeson County Board of  
19 Commissioners for 12 years and the Lumberton City Council for nearly 30 years, during which  
20 time he served as Mayor Pro Tempore; and**

**21       Whereas, Eugene Burns Turner served as Vice-Chair of the North Carolina  
22 Democratic Party, President of the North Carolina League of Municipalities, and as a member  
23 of the Board of Governors of The University of North Carolina; and**

**24       Whereas, Eugene Burns Turner received numerous awards and was awarded several  
25 honorary doctoral degrees for his good works; and**

**26       Whereas, Eugene Burns Turner loved his country upbringing and continued to keep  
27 animals and grow vegetables, but his strongest passions were his faith, helping people in need,  
28 and politics; and**

**29       Whereas, Eugene Burns Turner was married to Georgia Anna McNeill, whom he  
30 met at Shaw University, for nearly 56 years; and**

**31       Whereas, Eugene Burns Turner died on October 5, 2008, at the age of 84; and**

**32       Whereas, Eugene Burns Turner is survived by his two daughters, Andrea Lesa and  
33 Rosalind Arlene; five grandchildren, Eugene, Leah, Rachel, Gerald, and Greg; two  
34 great-grandchildren, Micah and Chloe; and two sisters, Inease T. Wicker and Thelma N.  
35 Turner; Now, therefore,**

**36 Be it resolved by the House of Representatives, the Senate concurring:**



1           **SECTION 1.** The General Assembly honors the memory of Eugene Burns Turner  
2 and expresses its appreciation for his life and the service he rendered his community and State.

3           **SECTION 2.** The General Assembly extends its sympathy to the family of Eugene  
4 Burns Turner for the loss of a beloved family member.

5           **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
6 resolution to the family of Eugene Burns Turner.

7           **SECTION 4.** This resolution is effective upon ratification.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Ross (Vice Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

---

☐ Committee Substitute for

**HJR 1657**

A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF  
EUGENE BURNS TURNER.

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

**(FOR JOURNAL USE ONLY)**

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\_\_\_\_\_ 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.



## **HOUSE RULES MEETING AGENDA**

**August 5, 2009**

**PCS FOR HB 764 – 2009 SPEAKER’S APPOINTMENTS BILL (Rep. Owens)**

**HJR 1658 -HONOR WALTER LELAND CRONKITE, JR. (Reps. Farmer-  
Butterfield, Tarleton, Dickson and Jones)**

MINUTES OF THE COMMITTEE ON RULES, CALENDAR  
AND OPERATIONS OF THE HOUSE

August 5, 2009


The Committee on Rules, Calendar and Operations of the House met on August 5, 2009 at 1:30 p.m. in Room 421 of the Legislative Office Building. The following members were present: Representatives Owens, Chairman; Hill, vice Chairman; Luebke, Vice Chairman; Barnhart, Bell, Brubaker, Current, Howard, Jeffus, Love, McLawhorn, Setzer, Weiss and Yongue.


The following bill and joint resolution were considered:

**HOUSE BILL 764 – AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.** A proposed committee substitute was offered, and Representative Love moved for its adoption. The motion carried. As the sponsor of the bill, the chairman turned the gavel over to Representative Hill, who recognized Allen Rogers, Deputy Chief of Staff, Boards & Commission, and asked him to answer any questions of the committee. There being none, Representative Brubaker moved that the proposed committee substitute be given a favorable report, unfavorable as to the original bill. The motion passed.

**HOUSE JOINT RESOLUTION 1658 – A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WALTER LELAND CRONKITE, JR., FORMER ANCHOR AND JOURNALIST.** Representative Jean Farmer-Butterfield, one of the primary sponsors, was recognized to speak on the resolution. Following a brief presentation, Representative Current moved for a favorable report. The motion carried.

The meeting adjourned at 1:40 p.m.

  
\_\_\_\_\_  
Representative Bill Owens  
Chairman

  
\_\_\_\_\_  
Dorothy C. Crocker  
Rules Clerk

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**1**

**HOUSE BILL 764**

Short Title: 2009 Speaker's Appointments Bill. (Public)

Sponsors: Representatives Owens; and E. Floyd.

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

March 25, 2009

A BILL TO BE ENTITLED

AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE  
RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.

Whereas, G.S. 120-121 authorizes the General Assembly to make certain  
appointments to public offices upon the recommendation of the Speaker of the House of  
Representatives; and

Whereas, the Speaker of the House of Representatives has made recommendations;

Now, therefore,

The General Assembly of North Carolina enacts:

**SECTION 1.** Linda S. Suggs of Wake County is appointed to the North Carolina  
Center for the Advancement of Teaching Board of Trustees for a term expiring on June 30,  
2013.

**SECTION 2.** Unless otherwise provided for in this act, appointments are for terms  
to begin July 1, 2009.

**SECTION 3.** This act is effective when it becomes law.



\* H 7 6 4 - V - 1 \*

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**D**

**HOUSE BILL 764  
PROPOSED COMMITTEE SUBSTITUTE H764-PCS11023-LG-12**

Short Title: 2009 Speaker's Appointments Bill.

(Public)

Sponsors:

Referred to:

March 25, 2009

**A BILL TO BE ENTITLED**

**AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE  
RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.**

Whereas, G.S. 120-121 authorizes the General Assembly to make certain appointments to public offices upon the recommendation of the Speaker of the House of Representatives; and

Whereas, the Speaker of the House of Representatives has made recommendations;

Now, therefore,

The General Assembly of North Carolina enacts:

**PART I. SPEAKER'S RECOMMENDATIONS**

**SECTION 1.1.** The Honorable Willis P. Whichard of Chatham County and Linda S. Suggs of Wake County are appointed to the North Carolina Center for the Advancement for Teaching Board of Trustees for terms expiring on June 30, 2013.

**SECTION 1.2.** Effective October 1, 2009, the Honorable Donald A. Bonner of Robeson County is appointed to the African-American Heritage Commission for a term expiring on September 30, 2012.

**SECTION 1.3.** Henry Vines of Alamance County is appointed to the North Carolina Agricultural Finance Authority for a term expiring on June 30, 2012.

**SECTION 1.4.(a)** Larry W. McClellan of Forsyth County is appointed to the Alarm Systems Licensing Board for a term expiring on June 30, 2012.

**SECTION 1.4.(b)** Effective January 1, 2010, Guy John Phillips of Jackson County is appointed to the Alarm Systems Licensing Board for a term expiring on June 30, 2012.

**SECTION 1.5.** David B. Fountain of Wake County is appointed to the North Carolina Capital Facilities Finance Agency Board of Directors for a term expiring on March 1, 2013.

**SECTION 1.6.** Leonard J. "Boscoe" Fulcher of Durham County is appointed to the North Carolina Cemetery Commission for a term expiring on June 30, 2013.

**SECTION 1.7.** Judi K. Grainger of Wake County and Ray N. Rouse III of Wake County are appointed to the Centennial Authority for terms expiring on June 30, 2013.

**SECTION 1.8.** Angela Boyce Davis of Guilford County and Jennifer Svenstrup of Buncombe County are appointed to the Child Care Commission for terms expiring on June 30, 2011.

**SECTION 1.9.** David Yarasheski of Sampson County is appointed to the State Board of Chiropractic Examiners for a term expiring on June 30, 2011.



\* H 7 6 4 - P C S 1 1 0 2 3 - L G - 1 2 \*

1           **SECTION 1.10.** Polly G. Barnhardt of Davie County is appointed to the North  
2 Carolina Board of Cosmetic Art Examiners for a term expiring on June 30, 2012.

3           **SECTION 1.11.** The Honorable James K. Festerman of Rockingham County,  
4 Richard J. Armstrong of Wake County, Vernon Julius Bryant of Halifax County, and Kevin G.  
5 Wallace of Wake County are appointed to the North Carolina Criminal Justice Education and  
6 Training Standards Commission for terms expiring on June 30, 2011.

7           **SECTION 1.12.** Todd Jones of Orange County is appointed to the North Carolina  
8 Criminal Justice Information Network Governing Board for a term expiring on June 30, 2013.

9           **SECTION 1.13.** Michelle Futrell of Wake County is appointed to the North  
10 Carolina Board of Dietetics/Nutrition for a term expiring on June 30, 2012.

11           **SECTION 1.14.** The Honorable Karen B. Ray of Iredell County and Michael J.  
12 Houser of Johnston County are appointed to the Disciplinary Hearing Commission of the North  
13 Carolina State Bar for terms expiring on June 30, 2012.

14           **SECTION 1.15.** Effective October 1, 2009, Edward C. Hay, Jr., of Buncombe  
15 County is appointed to the Dispute Resolution Commission for a term expiring on September  
16 30, 2012.

17           **SECTION 1.16.** Effective September 1, 2009, Marisol D. Barr of Pitt County and  
18 the Honorable Beverly A. Scarlett of Orange County are appointed to the Domestic Violence  
19 Commission for terms expiring on August 31, 2011.

20           **SECTION 1.17.** Effective January 1, 2010, the Honorable Stanley H. Fox of  
21 Granville County and Tom Vanderbeck of Chatham County are appointed to the e-NC  
22 Authority Commission for terms expiring on December 31, 2011.

23           **SECTION 1.18.** Wanda Edwards Yuhas of Pitt County is appointed to North  
24 Carolina's Eastern Region Development Commission for a term expiring on June 30, 2011, to  
25 fill the unexpired term of John D. Chaffee.

26           **SECTION 1.19.** Representative Marvin W. Lucas of Cumberland County is  
27 appointed to the Education Commission of the States for a term expiring on December 31,  
28 2010.

29           **SECTION 1.20.** John S. Curry of Buncombe County and Yvonne C. Bailey of  
30 Wake County are appointed to the Environmental Management Commission for terms expiring  
31 on June 30, 2011.

32           **SECTION 1.21.** R. Gene Braswell of Wayne County is appointed to the Board of  
33 Directors of the North Carolina Global TransPark Authority for a term expiring on June 30,  
34 2013.

35           **SECTION 1.22.** Gerald W. Canipe of Cumberland County is appointed to the  
36 North Carolina Home Inspector Licensure Board for a term expiring on July 1, 2013.

37           **SECTION 1.23.** William C. Lackey, Jr., of Mecklenburg County, William C.  
38 Fitzgerald of Moore County, Paul S. Jaber of Nash County, and James W. Oglesby of  
39 Buncombe County are appointed to the North Carolina Housing Finance Agency Board of  
40 Directors for terms expiring on June 30, 2011.

41           **SECTION 1.24.** Effective September 1, 2009, Constance Stancil of Durham  
42 County, E.G. "Ned" Fowler of Watauga County, Scott Dedmon of Buncombe County, Bryan  
43 D. Coyle of Wake County, and Tonia W. Scott of Wake County are appointed to the North  
44 Carolina Housing Partnership for terms expiring on August 31, 2012.

45           **SECTION 1.25.** Effective October 1, 2009, Michael F. Currin of Granville County  
46 is appointed to the North Carolina Irrigation Contractors' Licensing Board for a term expiring  
47 on September 30, 2012.

48           **SECTION 1.26.** The Honorable Noah Woods of Robeson County, Ashley Miles  
49 Honeycutt of Wake County, Representative Jennifer Weiss of Wake County, Representative  
50 Arthur Williams of Beaufort County, Representative Larry W. Womble of Forsyth County,  
51 Sylvia Coleman of Guilford County, W. Robert Bizzell of Lenoir County, and Karen Anne

McCall of Durham County are appointed to the Justus-Warren Heart Disease and Stroke Prevention Task Force for terms expiring on June 30, 2011.

**SECTION 1.27.** Dean E. Vavra of Forsyth County is appointed to the License to Give Trust Fund Commission for a term expiring December 31, 2010, to fill the unexpired term of Jens Saakvitne.

**SECTION 1.28.** The Honorable Fred Folger, Jr., of Surry County is appointed to the Local Government Commission for a term expiring on June 30, 2013.

**SECTION 1.29.(a)** James D. Storie of Watauga County is appointed to the North Carolina Locksmith Licensing Board for a term expiring on December 31, 2010, to fill the unexpired term of Larry K. Hayes.

**SECTION 1.29.(b)** Effective January 1, 2010, Hosie King, Jr., of Cumberland County is appointed to the North Carolina Locksmith Licensing Board for a term expiring on December 31, 2012.

**SECTION 1.30.** Dell Averette of Wake County, Katrina F. Bryant of Pasquotank County, and Wayne E. Carpenter of Johnston County are appointed to the North Carolina Manufactured Housing Board for terms expiring on June 30, 2012.

**SECTION 1.31.** Jamie A. Huffman of Buncombe County and Kevin E. Powell of Chatham County are appointed to the North Carolina Board of Massage and Bodywork Therapy for terms expiring on June 30, 2012.

**SECTION 1.32.** Dr. John J. Haggerty, Jr., of Orange County, Debra Dihoff of Orange County, and Jennifer Brobst of Durham County are appointed to the Commission for Mental Health, Developmental Disabilities, and Substance Abuse Services for terms expiring on June 30, 2012.

**SECTION 1.33.** LeAnder Canady of Guilford County and Kaola Allen Phoenix of Orange County are appointed to the North Carolina Museum of Art Board of Trustees for terms expiring on June 30, 2011.

**SECTION 1.34.** Robert B. Smith of Mecklenburg County is appointed to the 911 Board for a term expiring on December 31, 2014, to fill the unexpired term of William Craigle.

**SECTION 1.35.** Eddie J. Lynch of Currituck County, the Honorable Thomas B. Richter of Beaufort County, and the Honorable Drewery N. Beale of Halifax County are appointed to the North Carolina's Northeast Commission for terms expiring on June 30, 2011.

**SECTION 1.36.** James Lamar Mitchell of Catawba County and Evelyn Pet Shepherd Pruden, Ph.D., of Wilson County are appointed to the North Carolina Nursing Scholars Commission for terms expiring on June 30, 2013.

**SECTION 1.37.** Diana M. Rashash, Ph.D., of Onslow County is appointed to the North Carolina On-Site Wastewater Contractors and Inspectors Certification Board for a term expiring on July 1, 2012.

**SECTION 1.38.(a)** Ashley B. "Brownie" Futrell of Beaufort County is appointed to the North Carolina Parks and Recreation Authority for a term expiring on June 30, 2010, to fill the unexpired term of Thomas S. Blue.

**SECTION 1.38.(b)** Jennifer S. Andrews, Esq., of Chatham County and Edward W. Wood of New Hanover County are appointed to the North Carolina Parks and Recreation Authority for terms expiring on June 30, 2012.

**SECTION 1.39.** Robert M. Clark of Stanly County, Mack Donaldson of Guilford County, William F. Booth of Wake County, and Sally K. Pleasant of Stanly County are appointed to the Private Protective Services Board for terms expiring on June 30, 2012.

**SECTION 1.40.** The Honorable Stanley H. Fox of Granville County and H.W. "Herb" Crenshaw of Wake County are appointed to the North Carolina Agency for Public Telecommunications for terms expiring on June 30, 2011.

**SECTION 1.41.** John L. Atkins, III, of Durham County is appointed to the North Carolina Railroad Company Board of Directors for a term expiring on June 30, 2013.

1           **SECTION 1.42.** Michelle Lowery of Buncombe County is appointed to the North  
2 Carolina Recreational Therapy Licensure Board for a term expiring on June 30, 2011, to fill the  
3 unexpired term of Janet Baldwin.

4           **SECTION 1.43.** Effective November 1, 2009, Joseph Paul Coyle, M.D., of Gaston  
5 County and Kimberly M. Clark of Mecklenburg County are appointed to the North Carolina  
6 Respiratory Care Board for terms expiring on October 31, 2012.

7           **SECTION 1.44.** Walter E. Daniels of Durham County, Dr. Thomas E. Brooks of  
8 Wake County, and O. Rolf Blizzard, III, of Wake County are appointed to the Roanoke Island  
9 Commission for terms expiring on June 30, 2011.

10          **SECTION 1.45.** The Honorable Clarence E. Horton, Jr., of Cabarrus County,  
11 Jennie Jarrell Hayman of Wake County, and Daniel F. McLawhorn of Wake County are  
12 appointed to the Rules Review Commission for terms expiring on June 30, 2011.

13          **SECTION 1.46.** Hughley B. Spruill, Sr., of Cumberland County and Dr. Richard J.  
14 Richardson of Chatham County are appointed to the Board of Trustees of the North Carolina  
15 School of Science and Mathematics for terms expiring on June 30, 2011.

16          **SECTION 1.47.** W. Hugh Thompson of Wake County is appointed to the North  
17 Carolina Board of Science and Technology for a term expiring on June 30, 2011.

18          **SECTION 1.48.** Gwen A. White of Tyrrell County is appointed to the North  
19 Carolina Seafood Industrial Park Authority for a term expiring on June 30, 2011.

20          **SECTION 1.49.** Jarrett A. Crowe of Swain County is appointed to the North  
21 Carolina Board for Licensing of Soil Scientists for a term expiring on June 30, 2011, to fill the  
22 unexpired term of Bryan S. Evans.

23          **SECTION 1.50.** Michael Green of Cumberland County, Kermit D. Williamson of  
24 Sampson County, and James L. F. Smith of New Hanover County are appointed to the  
25 Southeastern North Carolina Regional Economic Development Commission for terms expiring  
26 on June 30, 2013.

27          **SECTION 1.51.** Rodney Dickerson of Wake County is appointed to the State  
28 Building Commission for a term expiring on June 30, 2012.

29          **SECTION 1.52.** Effective July 1, 2008, the Honorable Louis M. Pate, Jr., of  
30 Wayne County and John H. Cilley, IV, of Catawba County are appointed to the State Health  
31 Plan Administrative Commission for terms expiring on June 30, 2010.

32          **SECTION 1.53.** John E. Hammond, Ph.D., of Chatham County is appointed to the  
33 Board of Trustees of the State Health Plan for Teachers and State Employees for a term  
34 expiring on June 30, 2011.

35          **SECTION 1.54.** The Honorable J. Marlene Hyatt of Haywood County is appointed  
36 to the North Carolina State Lottery Commission for a term expiring on August 31, 2013, to fill  
37 the unexpired term of Dr. Edward B. Fort.

38          **SECTION 1.55.** Mona M. Keech of Wake County is appointed to the North  
39 Carolina Supplemental Retirement Board of Trustees for a term expiring on June 30, 2010.

40          **SECTION 1.56.** Jesse Smith Capel of Montgomery County is appointed to the  
41 North Carolina State Ports Authority for a term expiring on June 30, 2011.

42          **SECTION 1.57.** Susan Johnson Jones of Chatham County and Tina Beacham of  
43 Pitt County are appointed to the North Carolina Teacher Academy Board of Trustees for terms  
44 expiring on June 30, 2013.

45          **SECTION 1.58.** Donald L. Tarkenton of Chatham County is appointed to the  
46 Board of Trustees of the Teachers' and State Employees' Retirement System for a term expiring  
47 on June 30, 2011.

48          **SECTION 1.59.** Stephanie Lemon of Guilford County is appointed to the North  
49 Carolina Teaching Fellows Commission for a term expiring on June 30, 2013.

1           **SECTION 1.60.** Effective January 14, 2009, Edward C. Hay, Jr., of Buncombe  
2 County is appointed to the North Carolina Turnpike Authority for a term expiring on January  
3 14, 2013.

4           **SECTION 1.61.** Clement Geitner of Catawba County is appointed to the Board of  
5 Trustees of the University of North Carolina Center for Public Television for a term expiring  
6 on June 30, 2011.

7           **SECTION 1.62.** William P. Tatum of Lee County and Linda Willey of Dare  
8 County are appointed to the University of North Carolina Umstead Review Panel for terms  
9 expiring on May 1, 2013.

10          **SECTION 1.63.** Cassandra "Casey" Champion of Granville County is appointed to  
11 the Well Contractors Certification Commission for a term expiring on June 30, 2012.

12          **SECTION 1.64.** Henry H. Doss of Ashe County, Charles M. "Mike" Fulenwider of  
13 Burke County, and George Couch of Polk County are appointed to the Western North Carolina  
14 Regional Economic Development Commission for terms expiring on June 30, 2013.

15          **SECTION 1.65.** John L. Clark of Sampson County, Durwood S. Laughinghouse of  
16 Wake County, Mitch St. Clair, Sr., of Beaufort County, and Charles "Chuck" W. Bennett of  
17 Mecklenburg County are appointed to the North Carolina Wildlife Resources Commission for  
18 terms expiring on June 30, 2011.

19 **PART II. EFFECTIVE DATE**

20          **SECTION 2.1.** The headings to the parts and sections of this act are a convenience  
21 to the reader and are for reference only.

22          **SECTION 2.2.** Unless otherwise provided for in this act, appointments are for  
23 terms to begin July 1, 2009.

24          **SECTION 2.3.** This act is effective when it becomes law.



**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

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☐ Committee Substitute for

**HB 764** A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS  
PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE  
OF REPRESENTATIVES.

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

**(FOR JOURNAL USE ONLY)**

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\_\_\_\_\_ 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

1

HOUSE JOINT RESOLUTION 1658

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Sponsors: Representatives Farmer-Butterfield, Tarleton, Dickson, Jones (Primary Sponsors); Fisher, Gulley, Hurley, and Wilkins.

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

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July 29, 2009

1 A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WALTER LELAND  
2 CRONKITE, JR., FORMER ANCHOR AND JOURNALIST.

3 Whereas, Walter Leland Cronkite, Jr., was born on November 4, 1916, in St.  
4 Joseph, Missouri, to Dr. Walter Leland Cronkite, Sr., and Helena Lena Fritsch Cronkite; and

5 Whereas, Walter Cronkite's family moved to Houston, Texas, when he was a young  
6 boy; and

7 Whereas, in 1933, at the age of 16, Walter Cronkite enrolled at the University of  
8 Texas at Austin and took courses in political science, economics, and journalism; and

9 Whereas, Walter Cronkite left college early to become a general reporter for the  
10 Houston Post and later held several other jobs in media, including serving as a sports  
11 announcer; and

12 Whereas, in 1939, Walter Cronkite began working for the United Press news agency  
13 (now United Press International), covering stories from Houston, Austin, Dallas, El Paso,  
14 Kansas City, and New York City; and

15 Whereas, Walter Cronkite served as a war correspondent during World War II from  
16 1942 to 1945, as the chief correspondent during the Nuremberg war crimes trials, and as the  
17 bureau manager in Moscow from 1946 to 1948; and

18 Whereas, in 1950, Walter Cronkite was recruited by Edward R. Murrow to join  
19 CBS, where he found success and gained popularity as the narrator of several television  
20 programs, including "You Are There" and "The Twentieth Century"; and

21 Whereas, in 1952, Walter Cronkite covered the Democratic and Republican national  
22 presidential conventions for CBS and went on to cover every national political convention, with  
23 the exception of the 1964 Democratic convention, until his retirement from the network; and

24 Whereas, in 1962, Walter Cronkite became the anchor and editor for the CBS  
25 Evening News, which later was named the CBS Evening News with Walter Cronkite; and

26 Whereas, according to an independent national poll in 1972, Walter Cronkite was  
27 considered "the most trusted man in America"; and

28 Whereas, Walter Cronkite retired as the anchor of the CBS Evening News in 1981  
29 and thereafter served as a producer and narrator for several television specials, series, and  
30 documentaries; and

31 Whereas, Walter Cronkite published his autobiography, "A Reporter's Life" in 1996;  
32 and

33 Whereas, Walter Cronkite received many awards and honors, including two  
34 Peabody Awards, several Emmy Awards, and honorary degrees from American International  
35 College, Harvard University, Rollins College, Bucknell University, Syracuse University, and



1 Ohio State University and was the recipient of the William A. White Award for journalistic  
2 merit in 1969, the George Polk Journalism Award in 1971, the Gold Medal from the  
3 International Radio and Television Society in 1974, the Alfred I. DuPont-Columbia University  
4 Award in Broadcast Journalism in 1978, the Presidential Medal of Freedom in 1981, and the  
5 News World International's Lifetime Achievement Award in 2003; and

6       Whereas, Walter Cronkite's many achievements in journalism and news editing  
7 were recognized by Arizona State University, which named its journalism school The Walter  
8 Cronkite School of Journalism and Mass Communication in his honor; and

9       Whereas, Walter Cronkite was married for over 64 years to Mary Elizabeth "Betsy"  
10 Maxwell, who died in 2005; and

11       Whereas, Walter Cronkite died on July 17, 2009, at the age of 92; and

12       Whereas, Walter Cronkite is survived by his son, Walter Leland "Chip" Cronkite,  
13 III; two daughters, Nancy Elizabeth Cronkite and Mary Kathleen Cronkite; and four grandsons;  
14 Now, therefore,

15 Be it resolved by the House of Representatives, the Senate concurring:

16       **SECTION 1.** The General Assembly honors the memory of Walter Cronkite, one  
17 of this country's greatest and most accomplished journalists, and expresses the appreciation of  
18 this State and its citizens for the contributions he made to journalism.

19       **SECTION 2.** The General Assembly extends its deepest sympathy to the family of  
20 Walter Cronkite for the loss of a beloved family member.

21       **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
22 resolution to the family of Walter Cronkite.

23       **SECTION 4.** This resolution is effective upon ratification.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

---

☐ Committee Substitute for

**HJR 1658** A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF  
WALTER LELAND CRONKITE, JR., FORMER ANCHOR AND JOURNALIST.

☒ With a favorable report.

**(FOR JOURNAL USE ONLY)**

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

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

# VISITOR REGISTRATION SHEET

Rules, Calendar and Operations of the House

August 5, 2009

Name of Committee

Date

**VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK**

NAME

FIRM OR AGENCY AND ADDRESS

Cody Thomas

NCAR

Colleen Kochanek

Kochanek Law Group

Brandon Coleman

Rep. Angela Bryant

James Cameron

Rep. JCES

Michael Thompson

Domino

Pat Buff

WBB

Frank Gray

NCM/AD

Alexandra Embury

DENR

David Crawford

AIA NC

# VISITOR REGISTRATION SHEET

Rules, Calendar and Operations of the House

August 5, 2009

Name of Committee

Date

**VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK**

NAME

FIRM OR AGENCY AND ADDRESS

Sammy Roberson

The Wama

Mark Prick

Bluff

Andrew Cagle

DLC + Assoc.

Ken Melton

K.M.A.

Elizabeth Biser

DENR

Kevin Leonard

NCACC

KG P

NC 7D

Thomas C. Caves, Jr.

NC Dept. of Crime Control & Public Safety

John

Born & Assoc.

Dick Gorton

off.

Spurs Pledge

DDA

**AGENDA  
RULES, CALENDAR AND OPERATIONS OF THE HOUSE**

**August 6, 2009**

**HPCS FOR SB 425 – FAIR HOUSING ACT AMENDMENT (Sen. Kinnard)**

MINUTES OF THE COMMITTEE ON RULES, CALENDAR  
AND OPERATIONS OF THE HOUSE

August 6, 2009

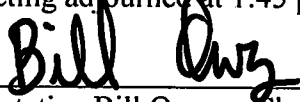
The Committee on Rules, Calendar and Operations of the House met on August 6, 2009 at 1:30 p.m. in Room 421 of the Legislative Office Building. The following members were present: Representatives Owens, Chairman; Current, Howard, Love, McLawhorn and Yongue/.

The following bill was considered:

**PCS HOUSE COMMITTEE SUBSTITUTE FOR COMMITTEE SUBSTITUTE FOR SENATE BILL 425.** which changes the title to **AN ACT TO STREAMLINE THE PLAN REVIEW AND INSPECTION PROCESS FOR STATE BUILDINGS BY TRANSFERRING THE AUTHORITY FOR BUILDING CODE ENFORCEMENT WITH RESPECT TO STATE BUILDINGS FROM THE DEPARTMENT OF INSURANCE TO THE DEPARTMENT OF ADMINISTRATION; BY TRANSFERRING FOUR CODE ENFORCEMENT POSITIONS FROM THE DEPARTMENT OF INSURANCE TO THE DEPARTMENT OF ADMINISTRATION; BY CREATING FOUR CODE ENFORCEMENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION; AND TO CONTINUE THE SECRETARY OF ADMINISTRATION'S AUTHORITY TO APPOINT MEMBERS TO THE BOARD OF AWARDS.** As sponsor of the House committee substitute, the chairman passed the gavel to Representative Hill to preside so that he could explain the bill. Representative Love made a motion to adopt the proposed House committee substitute. The motion carried. Representative Hill then recognized Representative Owens to present the bill. (Please see the attached bill history explaining the House committee substitute.) Representative Owens offered an amendment, a copy of which is attached. Representative Yongue moved for adoption of the amendment, and the motion carried. Representative McComas then made a motion to give a favorable report to the House committee substitute, as amended, unfavorable to the Senate committee substitute bill. The motion carried.

Rose Williams from the department of Insurance was recognized and stated that the Department has no objection to the new committee substitute.

The meeting adjourned at 1:45 p.m.

  
Representative Bill Owens, Chairman

  
Dorothy C. Crocker, Rules Clerk



GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009

S

5

SENATE BILL 425  
Commerce Committee Substitute Adopted 5/11/09  
Third Edition Engrossed 5/12/09  
House Committee Substitute Favorable 8/6/09  
Fifth Edition Engrossed 8/6/09

Short Title: Streamline Plan Rev. & Inspection/State Bldgs.

(Public)

Sponsors:

Referred to:

March 5, 2009

1 A BILL TO BE ENTITLED  
2 AN ACT TO STREAMLINE THE PLAN REVIEW AND INSPECTION PROCESS FOR  
3 STATE BUILDINGS BY TRANSFERRING THE AUTHORITY FOR BUILDING CODE  
4 ENFORCEMENT WITH RESPECT TO STATE BUILDINGS FROM THE  
5 DEPARTMENT OF INSURANCE TO THE DEPARTMENT OF ADMINISTRATION;  
6 BY TRANSFERRING FOUR CODE ENFORCEMENT POSITIONS FROM THE  
7 DEPARTMENT OF INSURANCE TO THE DEPARTMENT OF ADMINISTRATION;  
8 BY CREATING FOUR CODE ENFORCEMENT POSITIONS IN THE DEPARTMENT  
9 OF ADMINISTRATION; AND TO CONTINUE THE SECRETARY OF  
10 ADMINISTRATION'S AUTHORITY TO APPOINT MEMBERS TO THE BOARD OF  
11 AWARDS.

12 The General Assembly of North Carolina enacts:

13 SECTION 1. G.S. 58-31-40 reads as rewritten:

14 "§ 58-31-40. Commissioner to inspect State property; ~~plans submitted property.~~

15 (a) The Commissioner shall, at least once every year or more often if the Commissioner  
16 considers it necessary, visit, inspect, and thoroughly examine every State property to analyze  
17 and determine its protection from fire, including the property's occupants or contents. The  
18 Commissioner shall notify in writing the agency or official in charge of the property of any  
19 defect noted by the Commissioner or any improvement considered by the Commissioner to be  
20 ~~necessary~~necessary, and a copy of that notice shall be forwarded by the Commissioner to the  
21 Department of Administration.

22 (b) ~~No agency or other person authorized or directed by law to select a plan and erect a~~  
23 ~~building for the use of the State or any State institution shall receive and approve of the plan~~  
24 ~~until it is submitted to and approved by the Commissioner as to the safety of the proposed~~  
25 ~~building from fire, including the property's occupants or contents. No agency or person~~  
26 ~~authorized or directed by law to select a plan or erect a building comprising 20,000 square feet~~  
27 ~~or more for the use of any county, city, or school district shall receive and approve of the plan~~  
28 ~~until it is submitted to and approved by the Commissioner as to the safety of the proposed~~  
29 ~~building from fire, including the property's occupants or contents.~~

30 (c) ~~The Commissioner shall review a plan subject to subsection (b) of this section~~  
31 ~~within 30 days of submission, provided that the Commissioner may require one additional~~  
32 ~~30 day extension if necessary to complete the review. If the Commissioner has neither~~  
33 ~~approved nor denied the plan during the initial 30 day review period, the owner may proceed~~



1 with the building site preparation, the building foundation, and any structural components of  
2 the building that are not subject to inspection for the purposes set forth in subsection (b) of this  
3 section. If the Commissioner has neither approved nor denied the plan within 60 days of  
4 submission, the owner may request review and final approval under subsection (b) of this  
5 section by the Department of Administration, State Construction Office, pursuant to rules  
6 adopted under G.S. 143-135.26."

7 **SECTION 2.** Part 1 of Article 36 of Chapter 143 of the General Statutes is  
8 amended by adding a new section to read:

9 **"§ 143-345.11. Secretary's approval of plans for State buildings required.**

10 (a) No agency or other person authorized or directed by law to select a plan and erect a  
11 building for the use of the State or any State institution shall receive and approve of the plan  
12 until it is submitted to and approved by the Secretary as to State construction standards and at a  
13 minimum as to the safety of the proposed building from fire, including the property's occupants  
14 or contents.

15 (b) Any plan submitted to the Commissioner of Insurance and approved prior to the  
16 effective date of this section shall be deemed to have been approved jointly by the  
17 Commissioner of Insurance and the Secretary.

18 (c) Except as provided in subsection (a) of this section, nothing in this section shall be  
19 construed to abrogate the authority of the Commissioner of Insurance under G.S. 58-31-40 or  
20 any other provision of law.

21 (d) The Secretary shall provide quarterly written reports on plans reviewed and  
22 approved under this section to the Commissioner of Insurance. The reports shall be made in a  
23 form approved by the Commissioner of Insurance and the Secretary."

24 **SECTION 3.** G.S. 143-139(b) reads as rewritten:

25 "(b) General Building Regulations. – The Insurance Commissioner shall have general  
26 supervision, through the Division of Engineering of the Department of Insurance, of the  
27 administration and enforcement of all sections of the North Carolina State Building Code  
28 pertaining to plumbing, electrical systems, general building restrictions and regulations, heating  
29 and air conditioning, fire protection, and the construction of buildings generally, except those  
30 sections of the Code, the enforcement of which is specifically allocated to other agencies by  
31 subsections (c) and (d) through (e) below. The Insurance Commissioner, by means of the  
32 Division of Engineering, shall exercise his duties in the enforcement of the North Carolina  
33 State Building Code (including local building codes which have superseded the State Building  
34 Code in a particular political subdivision pursuant to G.S. 143-138(e)) in cooperation with local  
35 officials and local inspectors duly appointed by the governing body of any municipality or  
36 board of county commissioners pursuant to Part 5 of Article 19 of Chapter 160A of the General  
37 Statutes or Part 4 of Article 18 of Chapter 153A of the General Statutes, or any other applicable  
38 statutory authority."

39 **SECTION 4.** G.S. 143-139 is amended by adding a new subsection to read:

40 "(e) State Buildings. – With respect to State buildings, the Department of Administration  
41 shall have general supervision, through the Office of State Construction, of the administration  
42 and enforcement of all sections of the North Carolina State Building Code pertaining to  
43 plumbing, electrical systems, general building restrictions and regulations, heating and air  
44 conditioning, fire protection, and the construction of buildings generally, except those sections  
45 of the Code the enforcement of which is specifically allocated to other agencies by subsections  
46 (c) and (d) of this section, and shall also exercise all remedies as provided in subsection (b1) of  
47 this section. The Department of Administration shall be the only agency with the authority to  
48 seek remedies pursuant to this section with respect to State buildings. Except as provided  
49 herein, nothing in this subsection shall be construed to abrogate the authority of the  
50 Commissioner of Insurance under G.S. 58-31-40 or any other provision of law."

51 **SECTION 5.** G.S. 143-341(3)d. reads as rewritten:

1                    "d. To supervise and inspect all work done and materials used in the  
2                    construction or renovation of all State buildings and all community  
3                    college buildings whose plans and specifications must be examined  
4                    and approved under a.2. of this subdivision; to act as the appropriate  
5                    official inspector or inspection department for purposes of  
6                    G.S. 143-143.2; and no such work may be accepted by the State or  
7                    by any State agency until it has been approved by the Department."

8                    **SECTION 6.** The North Carolina Code Officials Qualification Board shall issue a  
9                    Level III standard certificate for the exercise of duties pursuant to G.S. 143-341(3) to any  
10                   person who (i) was employed by the Department of Administration on the day this act became  
11                   effective; (ii) successfully completes a course, developed pursuant to this section, relating to  
12                   the State Building Code regulations and Code-enforcement administration; (iii) successfully  
13                   completes all examinations required by the North Carolina Code Officials Qualification Board;  
14                   and (iv) possesses a valid license to practice as an architect, registered pursuant to Chapter 83A  
15                   of the General Statutes, or a professional engineer, registered pursuant to Chapter 89C of the  
16                   General Statutes. The North Carolina Code Officials Qualification Board, in consultation with  
17                   the Departments of Administration and Insurance, shall develop an expedited course of training  
18                   on State Building Code regulations and Code-enforcement administration to facilitate persons  
19                   obtaining Level III standard certification in accordance with this section.

20                   **SECTION 7.** The Department of Insurance shall transfer to the Department of  
21                   Administration four building code review positions selected by the Department of  
22                   Administration for the purpose of assisting the Department of Administration in administering  
23                   G.S. 143-341(3) and G.S. 143-139(e). These positions shall be supported by the Insurance  
24                   Regulatory Fund at one hundred percent (100%) of the full budgeted amount for each position  
25                   from fiscal year 2009-2010 through fiscal year 2011-2012. Beginning fiscal year 2012-2013,  
26                   the State Treasurer, as custodian of the State Property Fire Insurance Fund, shall support those  
27                   positions out of the State Property Fire Insurance Fund.

28                   **SECTION 8.** There are established within the Department of Administration four  
29                   new Engineering/Architectural Technician – Advanced positions at a budgeted amount of  
30                   sixty-nine thousand eight hundred sixty-two dollars (\$69,862) each for the purpose of assisting  
31                   the Department in administering G.S. 143-341(3) and G.S. 143-139(e). These positions shall be  
32                   supported by the Insurance Regulatory Fund.

33                   **SECTION 9.** Section 2 of S.L. 2007-169, as amended by Section 45 of S.L.  
34                   2008-187, reads as rewritten:

35                   "SECTION 2. Notwithstanding G.S. 143-52.1 and S.L. 2006-203, through June 30,  
36                   ~~2009,2011~~, the members of the Advisory Budget Commission in office on June 30, 2007, shall  
37                   continue to be eligible for appointment to the Board of Awards, and vacancies may be filled by  
38                   the appointing authority. Through June 30, ~~2009,2011~~, the Secretary of Administration shall  
39                   appoint the Board of Awards from among those eligible."

40                   **SECTION 10.** Sections 1 through 8 of this act become effective October 1, 2009.  
41                   Section 9 of this act becomes effective June 30, 2009. The remainder of this act is effective  
42                   when it becomes law.

March 5, 2009

**S 425. FAIR HOUSING ACT AMENDMENT.** Filed 3/4/09. *AMENDING THE STATE FAIR HOUSING ACT TO PROHIBIT DISCRIMINATION ON THE BASIS OF RECEIPT OF HOUSING ASSISTANCE AND TO APPROPRIATE FUNDS TO THE NORTH CAROLINA HUMAN RELATIONS COMMISSION TO ADMINISTER THIS ACT.*

As the title indicates. Amends GS 41A-3 to add a new subdivision defining *housing assistance* as a subsidy provided to defray the cost of rental housing for a household that has a member who is either: (1) age 62 or older, or (2) has been found eligible for a government-funded disability program.

Amends GS 41A-4 to add *housing assistance* to the list of factors that when used as a basis for discriminatory actions in real estate transactions, real estate related transactions, or participation in real estate related services or organizations, constitute unlawful discriminatory housing practices.

Makes conforming changes to GS 41A-5, regarding proof of a violation of GS Chapter 41A. Also provides that it is *not* a violation of the Chapter if the housing assistance on which the transaction is dependent is not authorized for the transaction within 14 days of the date of the landlord's approval of the tenant. Makes conforming changes to GS 41A-6(a), regarding exceptions to the application of the provisions of GS 41A-4 (unlawful discriminatory housing practices).

Makes additional technical changes.

Allocates \$50,000 of the funds appropriated to the Department of Administration for the 2009-10 fiscal year to the NC Human Relations Commission for use in handling additional claims that arise from the addition of housing assistance status to this act.

Effective October 1, 2009, and applies to actions taken on or after this date.

**Intro. by Kinnaid.**

GS 41A

May 11, 2009

**S 425. FAIR HOUSING ACT AMENDMENT.** Filed 3/4/09. Senate committee substitute makes the following changes to 1st edition. Deletes the provision that allocated \$50,000 of the funds appropriated to the Department of Administration for the 2009-10 fiscal year to the North Carolina Human Relations Commission for use in handling additional claims arising out of the addition of housing assistance status to the Fair Housing Act.

May 12, 2009

**S 425. FAIR HOUSING ACT AMENDMENT.** Filed 3/4/09. Senate amendment makes the following changes to 2nd edition. Changes title to *AMENDING THE STATE FAIR HOUSING ACT TO PROHIBIT DISCRIMINATION ON THE BASIS OF RECEIPT OF HOUSING ASSISTANCE.*

August 6, 2009

**S 425. STREAMLINE PLAN REV. & INSPECTION/STATE BLDGS. (NEW).** Filed 3/4/09. House committee substitute deletes all the provisions of the 3rd edition and replaces it with *AN ACT TO STREAMLINE THE PLAN REVIEW AND INSPECTION PROCESS FOR STATE BUILDINGS BY TRANSFERRING THE AUTHORITY FOR BUILDING CODE ENFORCEMENT WITH RESPECT TO STATE BUILDINGS FROM THE DEPARTMENT OF INSURANCE TO THE DEPARTMENT OF ADMINISTRATION; BY TRANSFERRING FOUR CODE ENFORCEMENT POSITIONS FROM THE DEPARTMENT OF INSURANCE TO THE DEPARTMENT OF ADMINISTRATION; BY CREATING FOUR CODE ENFORCEMENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION; AND TO CONTINUE THE SECRETARY OF ADMINISTRATION'S AUTHORITY TO APPOINT MEMBERS TO THE BOARD OF AWARDS.*

Amends GS 58-31-40 to require the Commissioner of Insurance (Commissioner), after at minimum an annual inspection of state property, to notify in writing the agency or official in charge of the property of any defect or any necessary improvement, and to forward a copy of that notice to the Department of Administration. Deletes provision that requires the submission of plans as to the proposed building to the Commissioner for approval as to fire safety for buildings erected for

the use of the state or any state institution, and also deletes provision directing the Commissioner to review such plans.

Enacts new GS 143-345.11 to provide that plans for erecting a building for the use of the state or any state institution cannot receive approval until the plan has been submitted to and approved by the Secretary of Administration (Secretary) as to state construction standards, and at minimum as to the fire safety of the proposed building. Provides that any plan submitted to the Commissioner and approved before the statute's effective date (October 1, 2009) is deemed to have been jointly approved by the Commissioner and the Secretary. Directs the Secretary to provide quarterly written reports on plans reviewed and approved under this section to the Commissioner in a form approved by the Commissioner and the Secretary. Provides that nothing in this section is to be construed as abrogating the authority of the Commissioner under GS 58-31-40 or any other provision of law.

Amends GS 143-139 to add new subsection (e) to designate the Department of Administration (Department) as the state agency having general supervision, through the Office of State Construction, of the administration and enforcement of all sections of the North Carolina State Building Code except those sections of the Code specifically allocated to other agencies by subsections (c) and (d) of this statute. Identifies the Department as the only agency with the authority to seek remedies pursuant to this statute with respect to state buildings. Also provides that nothing in this section is to be construed as abrogating the authority of the Commissioner under GS 58-31-40 or any other provision of law. Makes a conforming change to GS 143-139(b).

Amends GS 143-341(3)d. to include among the powers and duties of the Department, to act as the appropriate official inspector or inspection department for purposes of GS 143-143.2.

Directs the North Carolina Code Officials Qualification Board (Qualification Board), in consultation with the Departments of Administration and Insurance, to develop an expedited course of training on State Building Code regulations (Code) and Code-enforcement administration to facilitate persons obtaining Level III standard certification. Requires the Qualification Board to issue a Level III standard certificate for the exercise of duties under GS 143-341(3) to any person who (1) was employed by the Department on the day that this act became effective; (2) successfully completes a course, developed under this section, relating to the Code regulations and Code-enforcement administration; (3) successfully completes all examinations required by the Qualification Board; and (4) has a valid license to practice as an architect, registered under GS Chapter 83A or a professional engineer, registered under GS Chapter 89C.

Directs the Department of Insurance to transfer four building code review positions to the Department of Administration. Provides that these positions are to be selected by the Department of Administration and used to assist the Department in administering GS 143-341(3) and GS 143-139(e). Directs the Insurance Regulatory Fund to support the positions at 100% of the full budgeted amount for each position from fiscal year 2009-10 through fiscal year 2011-12. Directs the State Treasurer, as custodian of the State Property Fire Insurance Fund (SPFIF), to support the positions out of SPFIF, beginning with the 2012-13 fiscal year.

Establishes four new Engineering/Architectural Technician-Advanced positions within the Department, at a budgeted amount of \$69,862 per position, to assist the Department in administering GS 143-341(3) and GS 143-139(e). Directs the Insurance Regulatory Fund to support the positions from fiscal year 2009-10 through fiscal year 2011-12. Directs the State Treasurer, as custodian of the State SPFIF, to support the positions out of SPFIF, beginning with the 2012-13 fiscal year.

Amends Section 2 of SL 2007-169, as amended, to provide that notwithstanding GS 143-52.1 and SL 2006-203, the members of the Advisory Budget Commission in office on June 30, 2007, continue to be eligible for appointment to the Board of Awards (Board) through June 30, 2011 (was, June 30, 2009) and vacancies may be filled by the appointing authority. Directs the Secretary to appoint members to the Board from among those eligible through June 30, 2011 (was, June 30, 2009). Effective June 30, 2009.

Except as otherwise indicated, effective October 1, 2009.

August 6, 2009

**S 425. STREAMLINE PLAN REV. & INSPECTION/STATE BLDGS.** Filed 3/4/09. House amendment makes the following changes to 4th edition. Provides that four new Engineering/Architectural Technician-Advanced positions are to be supported by the Insurance Regulatory Fund (was, supported by the Insurance Regulatory Fund from 2009-10 fiscal year through 2011-12 fiscal year, and beginning with fiscal year 2012-13, directed the State Treasurer to support the positions out of the State Property Fire Insurance Fund).



NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
Senate Bill 425

AMENDMENT NO. \_\_\_\_\_  
(to be filled in by  
Principal Clerk)

S425-AMD-54 [v.1]

Page 1 of 1

Comm. Sub. [YES]  
Amends Title [NO]  
PCS35389-MD-14

Date 8/6, 2009

Rep.  
~~Senator~~ Owens

1 moves to amend the bill on page 3, lines 33 through 36, by rewriting the lines to read:  
2 "supported by the Insurance Regulatory Fund."  
3  
4

SIGNED W.C. Owens Jr.  
Amendment Sponsor

SIGNED C. G. Kelly  
Committee Chair if Senate Committee Amendment

ADOPTED ✓ FAILED \_\_\_\_\_ TABLED \_\_\_\_\_



\* S 4 2 5 - A M D - 5 4 - V - 1 \*

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

☒ Committee Substitute for

**SB 425** A BILL TO BE ENTITLED AN ACT AMENDING THE STATE FAIR  
HOUSING ACT TO PROHIBIT DISCRIMINATION ON THE BASIS OF RECEIPT OF  
HOUSING ASSISTANCE.

☒ With a favorable report as to House committee substitute bill, as amended, which changes the  
title, unfavorable as to Senate committee substitute bill.

**(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.



## VISITOR REGISTRATION SHEET

Rules, Calendar and Operations of the House

August 6, 2009

Name of Committee

Date

VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK

NAME

FIRM OR AGENCY AND ADDRESS

Sheria Reid	TOO
Lanny Wilson	
C. Brubaker	NC SBA
Mark Edwards	NC DOI
Rose Williams	NC DOI
Tim Gordon	NCA
Sean Quinn	Sierra Club
Drew Ball	Sierra Club

## VISITOR REGISTRATION SHEET

## Rules, Calendar and Operations of the House

Name of Committee

August 6, 2009

**Date**

**VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK**

NAME \_\_\_\_\_

**FIRM OR AGENCY AND ADDRESS**

Spino Plessen

DATA

John Bowditch

Astrazenece

W. H. Howell

№ 10 4

Christy Agner

DON

Darnell Boyd

Red. Adams

Cody Thomas

NL AR

# **RULES, CALENDAR, AND OPERATIONS OF THE HOUSE**

**2009-2010 SESSION**

**Representative Bill Owens**

**Chair**

**Vice Chairmen**

**Rep. Rick Glazier  
Rep. Dewey Hill  
Rep. Paul Luebke  
Rep. Deborah Ross**

**Staff**

**Giles Perry  
Wendy Graf Ray**

**Rules Committee Assistant  
Linda Altman Johnson**

**NORTH CAROLINA GENERAL ASSEMBLY**  
**RULES, CALENDAR, AND OPERATIONS OF THE HOUSE**  
**2009-2010 SESSION**



**Rep. Bill Owens**  
**Chair**



**Rep. Rick Glazier**  
**Vice chair**



**Rep. Dewey Hill**  
**Vice chair**



**Rep. Paul Luebke**  
**Vice chair**



**Rep. Deborah Ross**  
**Vice chair**



**Rep. Jeff Barnhart**



**Rep. Larry Bell**



**Rep. Harold Brubaker**



**Rep. Jim Crawford**



**Rep. Bill Current**



**Rep. Jerry Dockham**



**Rep. Hugh Holliman**



**Rep. Julia Howard**



**Rep. Verla Insko**



**Rep. Maggie Jeffus**



**Rep. Carolyn Justice**



**Rep. Jimmy Love**



**Rep. Daniel McComas**



**Rep. Marian McLawhorn**



**Rep. Mickey Michaux**

**NORTH CAROLINA GENERAL ASSEMBLY**  
**RULES, CALENDAR, AND OPERATIONS OF THE HOUSE**  
**2009-2010 SESSION**



**Rep. Mitchell Setzer**



**Rep. Fred Steen**



**Rep. Thom Tillis**



**Rep. Jennifer Weiss**



**Rep. Doug Yongue**

# **RULES, CALENDAR, AND OPERATIONS OF THE HOUSE**

<b><u>MEMBER</u></b>	<b><u>ASSISTANT</u></b>	<b><u>PHONE</u></b>	<b><u>OFFICE</u></b>
REP. OWENS, Chair	Linda A. Johnson	733-0010	LOB 635
REP. GLAZIER, Vice Chair	Carin Savel	733-5601	LB 2215
REP. HILL, Vice Chair	Gennie Thurlow	733-5830	LB 1309
REP. LUEBKE, Vice Chair	Joyce Harris	733-7663	LOB 529
REP. ROSS, Vice Chair	Margie Penven	733-5773	LB 2223
REP. BARNHART	Pamela Ahin	715-2009	LOB 608
REP. BELL	Carolyn Edwards	733-5863	LOB 538
REP. BRUBAKER	Cindy Coley	715-4946	LB 1229
REP. CRAWFORD	Linda Winstead	733-5824	LB 1326
REP. CURRENT	Wendy Miller	733-5809	LOB 418A
REP. DOCKHAM	Regina Irwin	715-2526	LB 1213
REP. HOLLIMAN	Carol Bowers	715-0873	LB 2301
REP. HOWARD	Renee Weaver	733-5904	LB 1106
REP. INSKO	Gina Insko	733-7208	LOB 307B1
REP. JEFFUS	Mary Lee Robinson	733-5191	LB 2204
REP. JUSTICE	Vivian Sherrell	715-9664	LOB 306A3
REP. LOVE	Sylvia Nygard	715-3026	LOB 305
REP. McCOMAS	Judy Lowe	733-5786	LOB 506
REP. McLAWHORN	Susan Burleson	733-5757	LB 1217
REP. MICHAUX	Anita Wilder	715-2528	LB 1227
REP. SETZER	Margaret Herring	733-4948	LB 1204
REP. STEEN	Chris Floyd	733-5881	LOB 514
REP. TILLIS	Carol Wakely	733-5828	LB 1002
REP. WEISS	Cindy Douglas	715-3010	LOB 532
REP. YONGUE	Katie Stanley	733-5821	LB 2207

## ATTENDANCE

## **RULES, CALENDAR, AND OPERATIONS OF THE HOUSE**

(Name of Committee)

[illegible]

North Carolina General Assembly  
Through House Committee on  
Rules, Calendar, and Operations of the House

Date: 07/22/2010  
Time: 09:40  
Page: 001 of 024  
Leg. Day: H-151/S-148

2009-2010 Biennium

Bill	Introducer	Short Title	Latest Action	In Date	Out Date
H0002=	Holliman	PROHIBIT SMOKING IN CERTAIN PUBLIC PLACES.	*HR Ch. SL 2009-27	01-29-09	02-12-09
03	Allred	DISAPPROVE JORDAN LAKE RULES.	*H Ref to the Com on Environment and Natural Resources, if favorable, Judiciary I	01-29-09	02-12-09
H0004	Stam	GOOD FAITH EXCEPTION/ EXCLUSIONARY RULE.	H Ref to the Com on Judiciary I, if favorable, Appropriations	01-29-09	02-12-09
H0005	Howard	INCREASE FIRE AND RESCUE BENEFITS.	*H Re-ref Com On Appropriations	01-29-09	02-12-09
H0006=	Allred	DAVIE'S LAW/HUMANE EUTHANASIA IN SHELTERS.	H Ref to the Com on Agriculture, if favorable, Judiciary II	01-29-09	02-12-09
H0007	Brubaker	VICTORY JUNCTION GANG CAMP LICENSE PLATE.	H Re-ref Com On Finance	02-02-09	02-12-09
H0008	Pierce	PROHIBIT CELL PHONES IN PRISON.	*H Re-ref Com On Appropriations/ Base Budget	02-02-09	02-12-09
H0009	Pierce	NO TEXTING WHILE DRIVING.	*HR Ch. SL 2009-135	02-02-09	02-12-09
H0010	Moore	GARNISH WAGES TO SATISFY A JUDGMENT.	H Ref to the Com on Commerce, Small Business, and Entrepreneurship, if favorable, Judiciary II	02-02-09	02-12-09
11	Moore	REGULATION OF GOLF CARTS IN EARL/GROVER.	*H Re-ref Com On Finance	02-02-09	02-12-09
H0012=	Moore	GARVEE BONDS/ REPAYMENT.	*HR Ch. SL 2009-497	02-02-09	02-12-09
\$ H0013=	Tarleton	"HORN IN THE WEST" FUNDS.	H Ref To Com On Appropriations	02-02-09	02-12-09
H0014	Tarleton	CHIROPRACTIC SERVICES/ INSURANCE.	*H Re-ref Com On Health	02-02-09	02-12-09
\$ H0015	Tarleton	MILITARY FAMILY ASSISTANCE CENTERS/ FUNDS.	H Re-ref Com On Appropriations	02-02-09	02-12-09
H0016	Tucker	RETIRED JUDGE MAY PERFORM MARRIAGE.	H Ref to the Com on Ways & Means / Broadband Connectivity, if favorable, Judiciary III	02-02-09	02-12-09
H0017	Brubaker	ASHEBORO SATELLITE ANNEXATION.	H Sequentially referred to Finance	02-02-09	02-12-09
H0017	Brubaker	ASHEBORO SATELLITE ANNEXATION.	H Sequentially referred to Finance	02-12-09	
H0018	Faison	SPEECH LANGUAGE PATHOLOGIST	HR Ch. SL 2009-138	02-02-09	02-12-09

'\$' 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.



North Carolina General Assembly  
Through House Committee on  
Rules, Calendar, and Operations of the House

Date: 07/22/2010  
Time: 09:40  
Page: 002 of 024  
Leg. Day: H-151/S-148

2009-2010 Biennium

Bill	Introducer	Short Title	Latest Action	In Date	Out Date
		<b>QUALIFICATIONS.</b>			
H0019	Womble	MLK'S 80TH BIRTHDAY/ OBAMA INAUGURATION.	H Ref To Com On Rules, Calendar, and Operations of the House	02-02-09	
<b>\$ H0020</b>	<b>Womble</b>	<b>COMPENSATE EUGENICS STERILIZATION SURVIVORS.</b>	<b>*H Re-ref Com On Appropriations</b>	<b>02-02-09</b>	<b>02-12-09</b>
<b>\$ H0021</b>	<b>Womble</b>	<b>EUGENICS PROGRAM - SUPPORT AND EDUCATION.</b>	<b>*H Re-ref Com On Appropriations</b>	<b>02-02-09</b>	<b>02-12-09</b>
H0022=	Weiss	ENHANCE YOUTH EMPLOYMENT PROTECTIONS.	*HR Ch. SL 2009-139	02-02-09	02-12-09
H0023=	Weiss	STRENGTHEN CHILD LABOR VIOLATION PENALTIES.	*HR Ch. SL 2009-351	02-02-09	02-12-09
<b>\$ H0024=</b>	<b>Insko</b>	<b>FUNDS FOR COCHLEAR IMPLANTS/CASTLE.</b>	<b>H Re-ref Com On Appropriations</b>	<b>02-02-09</b>	<b>02-12-09</b>
H0025	Insko	CLARIFY SCFAC APPOINTMENTS.	*HR Ch. SL 2009-50	02-02-09	02-12-09
H0026	Spear	STAY BEACH PLAN RATES, DEDUCTIBLE, SURCHARGES.	H Ref to the Com on Insurance, if favorable, Judiciary II	02-02-09	02-12-09
H0027	Tarleton	REGULATE EUTHANASIA OF ANIMALS.	*H Re-ref Com On Judiciary II	02-03-09	02-12-09
H0028	Faison	LRC STUDY GHG CREDITS FOR FARMING.	H Re-ref Com On Rules, Calendar, and Operations of the House	02-03-09	02-12-09
28	Faison	LRC STUDY GHG CREDITS FOR FARMING.	H Re-ref Com On Rules, Calendar, and Operations of the House	03-11-09	
H0029	Faison	ALLOW UM/UIM STACKING.	H Ref to the Com on Insurance, if favorable, Judiciary III	02-03-09	02-12-09
H0030=	Grady	JACKSONVILLE OCCUPANCY TAX.	H Re-ref Com On Finance	02-03-09	02-12-09
H0031	Grady	REGULATION OF GOLF CARTS IN HOLLY RIDGE.	H Re-ref Com On Finance	02-03-09	02-12-09
H0032=	Bell	CLINTON/OVERGROWN VEGETATION ORDINANCE.	HR Ch. SL 2009-3	02-03-09	02-12-09
H0033	K. Alexander	VISUAL RECORD/ HOMICIDE INTERROGATION.	H Ref to the Com on Judiciary III, if favorable, Appropriations	02-03-09	02-12-09
H0034	Pierce	NAACP'S 100TH ANNIVERSARY.	*H Ref To Com On Rules, Calendar, and Operations of the House	02-04-09	02-11-09
H0034	Pierce	NAACP'S 100TH ANNIVERSARY.	*H Ref To Com On Rules, Calendar, and Operations of the House	02-12-09.	

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North Carolina General Assembly  
Through House Committee on  
Rules, Calendar, and Operations of the House

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Bill	Introducer	Short Title		Latest Action	In Date	Out Date
H0035	Dollar	INDEPENDENT REDISTRICTING COMMISSION.	H	Sequentially referred to Election Laws and Campaign Finance Reform, if favorable, Judiciary I	02-04-09	02-12-09
H0035	Dollar	INDEPENDENT REDISTRICTING COMMISSION.	H	Sequentially referred to Election Laws and Campaign Finance Reform, if favorable, Judiciary I	02-12-09	
H0036	Gillespie	SPECIAL PLATE FOR MINING, TRAVEL, AND TOURISM.	H	Re-ref Com On Finance	02-04-09	02-12-09
\$ H0037	Tarleton	<b>PAY TEACHERS THE ABC BONUSES THEY EARNED.</b>	H	<b>Ref To Com On Appropriations</b>	02-04-09	02-12-09
\$ H0038=	Allen	<b>NC CENTER FOR AUTOMOTIVE RESEARCH/ FUNDS.</b>	H	<b>Ref To Com On Appropriations</b>	02-04-09	02-12-09
H0039=	Wray	REQUIRE BOATING SAFETY EDUCATION.	H	Re-ref Com On Judiciary III	02-04-09	02-12-09
H0040	Moore	SUMMARY EJECTION/ APPEALS.	*H	Re-ref Com On Judiciary II	02-04-09	02-12-09
H0041	Moore	FIRE PROTECTION APPLICANTS/CRIMINAL HISTORY.	H	Ref to the Com on Judiciary II, if favorable, Homeland Security, Military, and Veterans Affairs, if favorable, Appropriations	02-04-09	02-12-09
H0042	Glazier	SCIENCE SAFETY IN THE PUBLIC SCHOOLS.	*HR	Ch. SL 2009-59	02-04-09	02-12-09
H0043	Glazier	SCHOOL BD. MEMBERS/ FAILURE TO DISCHARGE DUTY.	HR	Ch. SL 2009-107	02-04-09	02-12-09
H0044	Blust	THREE-FIFTHS VOTE TO LEVY TAXES.	H	Sequentially referred to Judiciary I, if favorable, Finance	02-04-09	02-12-09
H0044	Blust	THREE-FIFTHS VOTE TO LEVY TAXES.	H	Sequentially referred to Judiciary I, if favorable, Finance	02-12-09	
H0045	Blust	ZERO-BASED BUDGETING.	H	Sequentially referred to Appropriations, if favorable, State Government/ State Personnel	02-04-09	02-12-09
H0045	Blust	ZERO-BASED BUDGETING.	H	Sequentially referred to	02-12-09	

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				Appropriations, if favorable, State Government/ State Personnel		
H0046	Blust	CONFORM PERSONAL TAX DEDUCT & EXEMPTION TO IRC.	H	Ref To Com On Finance	02-04-09	02-12-09
H0047	Blust	INITIATIVE.	H	Sequentially referred to Judiciary I, if favorable, Election Laws and Campaign Finance Reform, if favorable, Appropriations	02-04-09	02-12-09
H0047	Blust	INITIATIVE.	H	Sequentially referred to Judiciary I, if favorable, Election Laws and Campaign Finance Reform, if favorable, Appropriations	02-12-09	
H0048	Blust	LINE-ITEM VETO.	H	Sequentially referred to State Government/State Personnel, if favorable, Judiciary III, if favorable, Appropriations	02-04-09	02-12-09
H0048	Blust	LINE-ITEM VETO.	H	Sequentially referred to State Government/State Personnel, if favorable, Judiciary III, if favorable, Appropriations	02-12-09	
H0049	Blust	CITIZENS EFFICIENCY COMMISSION.	H	Sequentially referred to State Government/State Personnel, if favorable, Judiciary I	02-04-09	02-12-09
H0049	Blust	CITIZENS EFFICIENCY COMMISSION.	H	Sequentially referred to State Government/State Personnel, if favorable, Judiciary I	02-12-09	
H0050	Blust	RECALL ELECTIONS.	H	Sequentially referred to Election Laws and	02-04-09	02-12-09

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			Campaign Finance Reform, if favorable Judiciary I		
H0050	Blust	RECALL ELECTIONS.	H Sequentially referred to Election Laws and Campaign Finance Reform, if favorable Judiciary I	02-12-09	
H0051	Blust	REFORM LEGISLATIVE BUDGET PROCESS.	H Sequentially referred to State Government/State Personnel, if favorable, Appropriations	02-04-09	02-12-09
H0051	Blust	REFORM LEGISLATIVE BUDGET PROCESS.	H Sequentially referred to State Government/State Personnel, if favorable, Appropriations	02-12-09	
H0052	Haire	HAYWOOD SCHOOL BOARD FILING DATE.	HR Ch. SL 2009-29	02-04-09	02-12-09
H0053	Randleman	HONOR JOHN BROWN.	HR Ch. Res 2009-7	02-05-09	03-30-09
\$ H0054	Glazier	TEXFI CLEANUP FUNDS.	H Ref To Com On Appropriations	02-05-09	02-12-09
\$ H0055	Glazier	DEFENSE SECURITY TECHNOLOGY ACCELERATOR FUNDS.	H Ref To Com On Appropriations	02-05-09	02-12-09
\$ 56=	Glazier	FUNDS FOR CENTER FOR ADVANCEMENT OF TEACHING.	H Ref To Com On Appropriations	02-05-09	02-12-09
\$ H0057	Glazier	HIGH SCHOOL PILOT PROG./INTERNATIONAL STUDIES.	H Ref to the Com on Education, if favorable, Appropriations	02-05-09	02-12-09
\$ H0058=	Glazier	NC MILITARY BUSINESS CENTER FUNDS.	H Ref To Com On Appropriations	02-05-09	02-12-09
H0059	Allen	VARIOUS COUNTIES/911 FUND USES.	*H Re-ref Com On Public Utilities	02-05-09	02-12-09
H0060	Rapp	REMOVE EXCEPTION FOR MADISON COUNTY.	H Ref To Com On Local Government I	02-05-09	02-12-09
H0061	Tarleton	PERMIT SEMIMONTHLY SALES TAX PAYMENTS.	H Ref to the Com on Commerce, Small Business, and Entrepreneurship, if favorable, Finance	02-05-09	02-12-09
H0062=	Justus	STATE HEALTH PLAN - HENDERSONVILLE.	H Ref to the Com on State Government/State Personnel, if favorable, Appropriations	02-05-09	02-12-09
H0063=	Cleveland	MODIFY ONSLOW COUNTY	*HR Ch. SL 2009-18	02-05-09	02-12-09

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		SALES TAX DISTRIBUTION.			
164=	Harrison	GREENSBORO/RESTORE ZONING PROTEST RIGHTS.	HR Ch. SL 2009-4	02-05-09	02-12-09
H0065=	Tolson	STUDENTS UNDER 16 MAY ATTEND COMM. COLLEGE.	*HR Ch. SL 2009-46	02-05-09	02-12-09
H0066	Justice	NEW HANOVER ANNEXATION MORATORIUM.	H Ref to the Com on Judiciary II, if favorable, Finance	02-05-09	02-12-09
H0066	Justice	NEW HANOVER ANNEXATION MORATORIUM.	H Ref to the Com on Judiciary II, if favorable, Finance	02-12-09	03-30-09
H0067	Cole	LICENSE PLATE FRAME/ STATE NAME VISIBLE/ STUDY.	*HR Ch. SL 2009-456	02-05-09	02-12-09
H0068	Cole	PROHIBITED USE OF ELECTRONIC DEVICES/ DRIVING.	H Ref to the Com on Transportation, if favorable, Judiciary III	02-05-09	02-12-09
H0069	Cole	MOTORSPORTS VEHICLE COMBINATIONS LENGTH.	*H Re-ref Com On Judiciary III	02-05-09	02-12-09
H0070=	Hall	MARINE CORPS LEAGUE/ 150 APPLICATIONS TO ISSUE.	H Ref to the Com on Transportation, if favorable, Finance	02-05-09	02-12-09
H0071	Goforth	FOUR-YEAR TERMS.	H Sequentially referred to Election Laws and Campaign Finance Reform, if favorable, Judiciary II	02-05-09	02-12-09
H0071	Goforth	FOUR-YEAR TERMS.	H Sequentially referred to Election Laws and Campaign Finance Reform, if favorable, Judiciary II	02-12-09	
H0072	Goforth	FOUR-YEAR TERMS IMPLEMENTING STATUTE.	H Sequentially referred to Election Laws and Campaign Finance Reform, if favorable, Judiciary II	02-05-09	02-12-09
H0072	Goforth	FOUR-YEAR TERMS IMPLEMENTING STATUTE.	H Sequentially referred to Election Laws and Campaign Finance Reform, if favorable, Judiciary II	02-12-09	
H0073	Blackwood	REGULATION OF GOLF CARTS IN MARVIN.	H Re-ref Com On Finance	02-09-09	02-12-09
H0074	Blust	SPEND 65% OF SCHOOL	H Sequentially	02-09-09	02-12-09

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		FUNDS IN CLASSROOM.	referred to Education, if favorable, Appropriations		
H0074	Blust	SPEND 65% OF SCHOOL FUNDS IN CLASSROOM.	H Sequentially referred to Education, if favorable, Appropriations	02-12-09	
H0075	Blust	SALARY FUNDS/SPEND ONLY FOR SALARIES.	H Sequentially referred to State Government/State Personnel, if favorable, Appropriations	02-09-09	02-12-09
H0075	Blust	SALARY FUNDS/SPEND ONLY FOR SALARIES.	H Sequentially referred to State Government/State Personnel, if favorable, Appropriations	02-12-09	
H0076	Glazier	HONOR WISHES OF MEMBERS OF MILITARY/ REMAINS.	*H Pres. To Gov. 7/8/ 2010	02-09-09	02-12-09
H0077	Owens	REGULATION OF GOLF CARTS IN CAMDEN COUNTY.	H Re-ref Com On Finance	02-09-09	02-12-09
H0078	Owens	HONOR JIMMIE JOHNSON, NASCAR NEXTEL CHAMP.	H Ref To Com On Rules, Calendar, and Operations of the House	02-09-09	
79	Glazier	EXTEND SCHOOL FORMULA STUDY COMMITTEE.	*HR Ch. SL 2009-276	02-09-09	02-12-09
H0079	Glazier	EXTEND SCHOOL FORMULA STUDY COMMITTEE.	*HR Ch. SL 2009-276	02-24-09	03-04-09
H0079	Glazier	EXTEND SCHOOL FORMULA STUDY COMMITTEE.	*HR Ch. SL 2009-276	06-29-09	07-01-09
H0080=	Goodwin	BAN ELECTRONIC SWEEPSTAKES	*HR Ch. SL 2010-103	02-09-09	02-12-09
H0081	Cleveland	NOTICE OF SPECIAL/ EMERGENCY MEETINGS.	*HR Ch.. SL 2009-350	02-09-09	02-12-09
H0082	Faison	INCREASE AUTO INSURANCE LIABILITY LIMITS.	H Ref to the Com on Insurance, if favorable, Ways & Means / Broadband Connectivity	02-09-09	02-12-09
H0083=	Harrison	MODIFY OUT-OF-STATE TUITION EXEMPTION.	H Assigned To Appropriations Subcommittee on Education	02-09-09	02-12-09
H0084	Burr	NO BAIL FOR CERTAIN ILLEGAL ALIENS.	H Ref to the Com on Ways & Means / Broadband Connectivity, if favorable, Judiciary I, if	02-09-09	02-12-09

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			favorable, Appropriations		
085 Burr		INCREASE RAFFLE PRIZE LIMIT.	*HR Ch. SL 2009-49	02-09-09	02-12-09
H0086= Weiss		ATV & MOTORCYCLES OFF-ROAD FUND.	*H Re-ref Com On Appropriations	02-09-09	02-12-09
<b>\$ H0087 Earle</b>		<b>DOL ENFORCEMENT POSITIONS/FUNDS.</b>	<b>H Ref To Com On Appropriations</b>	<b>02-09-09</b>	<b>02-12-09</b>
H0088= England		HEALTHY YOUTH ACT.	*HR Ch. SL 2009-213	02-09-09	02-12-09
H0089= Haire		SMOKY MOUNTAINS NATIONAL PARK PLATE CHANGES.	H Ref To Com On Appropriations/ Base Budget	02-09-09	02-12-09
<b>\$ H0090 Haire</b>		<b>CHILD WELFARE COLLABORATIVE FUNDS.</b>	<b>H Ref To Com On Appropriations</b>	<b>02-09-09</b>	<b>02-12-09</b>
<b>\$ H0091= Rapp</b>		<b>FUNDS FOR PROJECT C.A.R.E.</b>	<b>*H Re-ref Com On Appropriations</b>	<b>02-09-09</b>	<b>02-12-09</b>
<b>\$ H0092 Glazier</b>		<b>NORTH CAROLINA SCIENCE OLYMPIAD FUNDS.</b>	<b>H Ref To Com On Appropriations</b>	<b>02-10-09</b>	<b>02-12-09</b>
<b>\$ H0093= R. Warren</b>		<b>CAISSON COORDINATOR CONTRACT POSITION/SHF.</b>	<b>H Ref To Com On Appropriations</b>	<b>02-10-09</b>	<b>02-12-09</b>
H0094 Owens		CLARIFY DEFINITION OF RETIREMENT.	*HR Ch. SL 2009-11	02-10-09	02-12-09
H0095 K. Alexander		PERSONAL CARE SVCES/ PATIENT CONSENT.	H Ref to the Com on Health, if favorable, Aging	02-10-09	02-12-09
H0096 Faison		LOCAL GOVERNMENT SURPLUS PROPERTY DONATIONS.	*HR Ch. SL 2009-141	02-10-09	02-12-09
H0099 Killian		MILITARY POLICE/ CREDIT FOR B.L.E.T. TRAINING.	H Re-ref Com On Rules, Calendar, and Operations of the House	03-11-09	
H0100 Glazier		CONFORM STATE LAW TO LAWRENCE V. TEXAS.	H Ref To Com On Rules, Calendar, and Operations of the House	02-11-09	
H0108= Wainwright		SUSPENSION AND REVOCATION OF FISHING LICENSES.	*H Re-ref Com On Rules, Calendar, and Operations of the House	03-04-09	
H0114= Holliman		HONOR ROGER BONE.	*H Re-ref Com On Rules, Calendar, and Operations of the House	02-11-09	03-04-09
H0114= Holliman		HONOR ROGER BONE.	*H Re-ref Com On Rules, Calendar, and Operations of the House	03-05-09	
H0120 Glazier		CHAPEL HILL PUBLIC CAMPAIGNS.	*H Ref To Com On Rules, Calendar, and Operations of the House	06-30-10	
H0122 Glazier		HONOR WAKE FOREST MEN'S SOCCER TEAM.	H Ref To Com On Rules, Calendar, and Operations of	02-12-09	

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"^131=	Wray	WELDON ROCKFISH CAPITAL OF THE WORLD.	H	the House Ref To Com On Rules, Calendar, and Operations of the House	02-12-09	
H0157	Faison	CONTINUE STUDY/RURAL INTERNET ACCESS.	H	Re-ref Com On Rules, Calendar, and Operations of the House	03-12-09	
H0158	Coates	ROWAN ANNEXATION MORATORIUM.	H	Ref to the Com on Judiciary II, if favorable, Finance	02-16-09	03-30-09
H0159	Blust	TAXPAYER BILL OF RIGHTS.	H	Ref to the Com on Rules, Calendar, and Operations of the House, if favorable, Judiciary I, if favorable, Appropriations	02-16-09	
H0168	Gillespie	"CHOOSE LIFE" SPECIAL PLATE.	H	Ref to the Com on Rules, Calendar, and Operations of the House, if favorable, Transportation, if favorable, Finance	02-17-09	
H0172	Sager	WAYNE ANNEXATION MORATORIUM.	H	Ref to the Com on Judiciary II, if favorable, Finance	02-18-09	03-30-09
.83	Dollar	TAXPAYERS' PROTECTION ACT.	H	Ref to the Com on Rules, Calendar, and Operations of the House, if favorable, Judiciary I, if favorable, Appropriations	02-18-09	
H0188=	Parmon	STUDY RAISING COMPULSORY ATTENDANCE AGE.	*H	Ref To Com On Rules and Operations of the Senate	03-18-09	05-12-09
H0202	Blust	SPEAKER/PRO TEM TERM LIMITS.	H	Ref to the Com on Rules, Calendar, and Operations of the House, if favorable, Judiciary I, if favorable, Appropriations	02-18-09	
H0204	Blust	SPEAKER PT AND DEPUTY PRES PT SALARIES.	H	Ref to the Com on Rules, Calendar, and Operations of the House, if favorable,	02-18-09	

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			Finance, if favorable, Appropriations		
H0223	Love	NO HIGH SCHOOL GRADUATION PROJ. REQUIRED.	*HR Ch. SL 2009-60	05-05-09	05-12-09
H0224=	Lucas	HONOR THEODORE KINNEY.	HR Ch. Res 2009-15	02-23-09	03-30-09
H0233	Avila	WAKE FOREST'S 100TH ANNIVERSARY.	HR Ch. Res 2009-8	02-23-09	03-17-09
H0237	Carney	EQUITY FORMULA STUDY COMMISSION.	*H Re-ref Com On Rules, Calendar, and Operations of the House	03-05-09	
H0252=	Current	HORTON INDEPENDENT REDISTRICTING COMM.	H Ref to the Com on Rules, Calendar, and Operations of the House, if favorable, Election Law and Campaign Finance Reform, if favorable, Judiciary I	02-23-09	
H0277=	Stam	HONOR FUQUAY-VARINA'S CENTENNIAL.	H Re-ref Com On Rules, Calendar, and Operations of the House	02-25-09	03-04-09
H0277=	Stam	HONOR FUQUAY-VARINA'S CENTENNIAL.	H Re-ref Com On Rules, Calendar, and Operations of the House	03-05-09	
H0283	K. Alexander	NC BROADBAND TASK FORCE.	*H Re-ref Com On Rules, Calendar, and Operations of the House	06-08-09	
H0286	Allred	HIGHWAY FUND NAME STUDY.	*H Re-ref Com On Rules, Calendar, and Operations of the House	05-13-09	
H0303=	Ross	HONOR KAY YOW.	HR Ch. Res 2009-9	02-26-09	04-08-09
H0313	Brown	NO ETJ W/COUNTY ZONING REGULATIONS.	H Ref to the Com on Rules, Calendar, and Operations of the House, if favorable, Judiciary I	02-26-09	
H0314	Brown	ANNEXING ACROSS COUNTY LINES.	H Ref to the Com on Rules, Calendar, and Operations of the House, if favorable, Judiciary I	02-26-09	
H0333	England	CERTIFIED PROFESSIONAL MIDWIVES LICENSURE.	*H Re-ref Com On Rules, Calendar, and Operations of the House	05-12-09	07-09-09

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H0333	England	CERTIFIED PROFESSIONAL MIDWIVES LICENSURE.	*H	Re-ref Com On Rules, Calendar, and Operations of the House	07-27-09	
H0343=	Hill	HONOR CHIEF ROSCOE JACOBS, SR.	HR	Ch. Res 2009-14	03-02-09	04-28-09
H0347=	Stiller	SOUTHPORT ANNEXATION AGREEMENT.	*H	Re-ref Com On Rules, Calendar, and Operations of the House	06-17-09	
H0358	Bordsen	CLARIFY CONSECUTIVE TERMS - AGING & CHILD COM.	*HR	Ch. SL 2009-142	03-19-09	04-07-09
H0361	Lewis	DEFENSE OF MARRIAGE.	H	Ref to the Com on Rules, Calendar, and Operations of the House, if favorable, Judiciary I, if favorable, Election Law and Campaign Finance Reform, if favorable, Appropriations	03-03-09	
H0364	Lucas	SBOE CONFIRMATIONS.	*HR	Ch. Res 2009-27	05-26-09	07-01-09
H0364	Lucas	SBOE CONFIRMATIONS.	*HR	Ch. Res 2009-27	07-07-09	07-08-09
H0383	Guice	HOUSE OF FLAGS MUSEUM.	*HR	Ch. Res 2009-19	03-04-09	04-07-09
H0398	Blust	MODEL HOUSE RULES.	H	Ref To Com On Rules, Calendar, and Operations of the House	03-05-09	
H0413	Rhyne	LIMIT LEGISLATORS TO FOUR CONSECUTIVE TERMS.	H	Ref to the Com on Rules, Calendar, and Operations of the House, if favorable, Election Law and Campaign Finance Reform, if favorable, Judiciary II	03-05-09	
H0414	Rhyne	JUDICIAL APPOINTMENT/ VOTER RETENTION.	H	Ref to the Com on Rules, Calendar, and Operations of the House, if favorable, Election Law and Campaign Finance Reform, if favorable, Judiciary II	03-05-09	
H0448=	Jackson	MAKE OVERGROWN VEGETATION LAW STATEWIDE.	*H	Re-ref Com On Rules, Calendar, and Operations of the House	04-20-09	

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H0455	Insko	SALES TAX CHANGES/ STUDY COMPETING SYSTEMS.	*H Pres. To Gov. 7/ 10/2010		03-19-09	04-23-09
H0460=	Jeffus	COMMERCIAL DOG BREEDERS.	H Ref To Com On Rules, Calendar, and Operations of the House		03-09-09	
H0468	Rapp	STUDY SAFE WALKWAYS FOR RAILROAD EMPLOYEES.	*H Re-ref Com On Rules, Calendar, and Operations of the House		05-12-09	
H0485	Love	STATE BD. OF COMMUNITY COLLEGE ELECTIONS.	*HR Ch. Res 2009-10		03-09-09	03-16-09
H0487	Underhill	STUDY LICENSE PLATE BACKGROUNDS/ INFORMATION.	*H Re-ref Com On Rules, Calendar, and Operations of the House		05-07-09	
H0497	Goforth	ANNEXATION - MORATORIUM.	H Ref to the Com on Judiciary II, if favorable, Finance		03-09-09	03-30-09
H0498	Goforth	ANNEXATION - VOTE OF THE PEOPLE.	H Ref to the Com on Judiciary II, if favorable, Finance		03-09-09	03-30-09
H0501	Goforth	HONOR SENIOR TARHEEL LEGISLATURE.	H Ref To Com On Rules, Calendar, and Operations of the House		03-09-09	
H0513	Lewis	STUDY FIRE ANTS.	*H Re-ref Com On Rules, Calendar, and Operations of the House		04-15-09	
H0516	Stam	INCREASE REVENUES WITHOUT RAISING TAXES.	H Ref to the Com on Rules, Calendar, and Operations of the House, if favorable, Judiciary I, if favorable, Appropriations		03-10-09	
H0524	Goforth	ANNEXATION - OMNIBUS CHANGES.	*H Re-ref Com On Rules and Operations of the Senate		03-11-09	03-30-09
H0525	Luebke	ANNEXATION - LGC AND ALREADY SERVED AREAS.	H Ref to the Com on Judiciary II, if favorable, Finance		03-11-09	03-30-09
H0527=	Pierce	EX-OFFENDER REENTRY STUDY.	H Ref To Com On Rules, Calendar, and Operations of the House		03-11-09	
H0536	Cotham	TASK FORCE ON SPORTS INJURIES IN SCHOOLS.	*H Re-ref Com On Rules, Calendar, and Operations of the House		04-01-09	04-02-09
H0536	Cotham	TASK FORCE ON SPORTS	*H Re-ref Com On		06-29-09	

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Bill	Introducer	Short Title	Latest Action	In Date	Out Date
		INJURIES IN SCHOOLS.	Rules, Calendar, and Operations of the House		
H0552=	Sager	GOLDSBORO DEANNEXATION.	H Ref to the Com on Rules, Calendar, and Operations of the House, if favorable, Judiciary II, if favorable, Finance	03-12-09	
H0562	Spear	HONOR JACK LUCAS.	H Ref To Com On Rules and Operations of the Senate	03-12-09	05-20-09
H0571	Goforth	ANNEXATION - MORATORIUM.	H Ref to the Com on Judiciary II, if favorable, Finance	03-16-09	03-30-09
H0588	Owens	ADOPT OFFICIAL NC POTATO FESTIVAL.	*HR Ch. SL 2009-24	04-01-09	04-16-09
H0595	K. Alexander	STUDY HIGH-SPEED INTERNET/UNDERSERVED CITIES.	H Re-ref Com On Rules, Calendar, and Operations of the House	04-09-09	
H0596	Fisher	ALLOW IN-HOME LIC'D BARBERING.	*HR Ch. SL 2009-471	04-01-09	04-07-09
H0634	Brown	ANNEXATION/MEANINGFUL SERVICES.	H Ref to the Com on Judiciary II, if favorable, Finance	03-18-09	03-30-09
H0635	Brown	ANNEXATION/RESTRICT USE OF LAND BRIDGES.	H Ref to the Com on Judiciary II, if favorable, Finance	03-18-09	03-30-09
H0637	Haire	HONOR HORACE KEPHART/ GREAT SMOKY MTS.	HR Ch. Res 2009-11	03-18-09	04-07-09
H0641	Daughtry	ARCHER LODGE INCORPORATED.	*H Re-ref Com On Rules, Calendar, and Operations of the House	08-10-09	
H0643	Tucker	STUDY RECLAIMED WATER.	*H Re-ref Com On Rules, Calendar, and Operations of the House	07-23-09	
H0645=	Dollar	ANNEXATION/MEANINGFUL SERVICES AND OVERSIGHT.	H Ref to the Com on Judiciary II, if favorable, Finance	03-18-09	03-30-09
H0670	Goodwin	STUDY/STANDARDS/ DISPUTED CHILD CUSTODY CASES.	H Re-ref Com On Rules, Calendar, and Operations of the House	04-01-09	
H0680=	Burr	NORWOOD SATELLITE ANNEXATIONS.	H Ref to the Com on Rules, Calendar, and Operations of the House, if favorable, Judiciary II, if favorable, Finance	03-19-09	
H0683	Crawford	PERMIT EXTENSIONS.	*H Pres. To Gov. 7/	06-24-10	07-08-10

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			10/2010		
H0588	Wiley	JAMESTOWN/SATELLITE ANNEXATIONS.	HR Ch. SL 2009-323	03-23-09	04-29-09
H0590	Coates	HONOR FALLEN MEMBER/SALISBURY FIRE DEPARTMENT	*H Ref To Com On Rules and Operations of the Senate	03-23-09	04-28-09
H0694=	Cotham	STUDY/SMOKING BAN/FOSTER CARE HOMES.	H Re-ref Com On Rules, Calendar, and Operations of the House	05-05-09	
H0707	Wilkins	LEGISLATIVE STUDY OF ABC BONUS PROGRAM.	*H Re-ref Com On Rules, Calendar, and Operations of the House	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	04-30-09	
H0718	Brisson	STUDY IVC.	H Re-ref Com On Rules, Calendar, and Operations of the House	05-07-09	
H0727=	Love	ANNEXATION CHANGES.	H Ref to the Com on Judiciary II, if favorable, Finance	03-23-09	03-30-09
H0764	Owens	2009 APPOINTMENTS BILL.	*HR Ch. SL 2009-470	03-25-09	08-05-09
\$ H0782	Rapp	<b>SAFE ARTIFICIAL SLOPE CONSTRUCTION ACT.</b>	*H Re-ref Com On Rules, Calendar, and Operations of the House	05-11-09	
H0783	M. Alexander	STUDY COMM./YOUTH AGING OUT OF FOSTER CARE.	*H Re-ref Com On Rules, Calendar, and Operations of the House	04-01-09	
H0798	Brown	ANNEXATION/COUNTY COMMISSIONER APPROVAL.	H Ref to the Com on Rules, Calendar, and Operations of the House, if favorable, Judiciary II, if favorable, Finance	03-26-09	
H0811=	Harrison	MORATORIUM ON COAL-FIRED POWER PLANTS.	H Ref to the Com on Rules, Calendar, and Operations of the House, if favorable, Environment and Natural Resources, if favorable, Public Utilities	03-26-09	
H0831	Crawford	OPPOSE EMPLOYEE FREE CHOICE ACT.	H Ref to the Com on Rules, Calendar, and Operations of	03-30-09	

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\$ H0847	Coates	<b>LEGISLATIVE COMMISSION ON GASOLINE SHORTAGES.</b>	H Ref to the Com on the House, if favorable, Judiciary II <b>Rules, Calendar, and Operations of the House, if favorable, Appropriations</b>	03-30-09	
H0849	Cleveland	SOVEREIGNTY UNDER THE 10TH AMENDMENT.	H Ref To Com On Rules, Calendar, and Operations of the House	03-30-09	
H0860=	Goodwin	EST. FAMILY VIOLENCE & CHILD CUSTODY COMM.	H Re-ref Com On Rules, Calendar, and Operations of the House	04-14-09	
H0862=	Crawford	STUDY RETIREMENT AND HEALTH BENEFITS.	H Re-ref Com On Rules, Calendar, and Operations of the House	04-15-09	
H0905=	Bryant	STUDY RENEWABLE ENERGY CREDITS.	*H Re-ref Com On Rules, Calendar, and Operations of the House	07-23-09	
H0909=	Tarleton	HONOR WADE EDWARD BROWN.	H Ref To Com On Rules, Calendar, and Operations of the House	04-01-09	
H0941	Dockham	GEITHNER TAX FAIRNESS FOR NC CITIZENS ACT.	H Ref to the Com on Rules, Calendar, and Operations of the House, if favorable, Finance	04-01-09	
H0952	Glazier	STUDY MERIT-BASED COMPONENTS/TEACHER SALARY.	*H Re-ref Com On Rules, Calendar, and Operations of the House	04-16-09	
H0954	Owens	CURRITUCK DEVELOPMENT RIGHTS.	H Re-ref Com On Rules, Calendar, and Operations of the House	05-06-09	
H0971	Lucas	LEGISLATIVE STUDY OF ALTERNATIVE SCHOOLS.	*H Re-ref Com On Rules, Calendar, and Operations of the House	05-12-09	
H0990	Owens	PERMANENT HOUSE RULES.	*H Adopted	04-02-09	04-07-09
H1013	Cleveland	HOME SCHOOLERS PARTICIPATE IN SCHOOL SPORTS.	H Ref to the Com on Rules, Calendar, and Operations of the House, if favorable, Education, if favorable, Appropriations	04-02-09	
H1029	Folwell	IMPACT OF STUDENT	H Re-ref Com On	04-14-09	

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		MOBILITY ON ACADEMIC PERF.		Rules, Calendar, and Operations of the House		
H1089	Jeffus	STUDY SOCIAL WORKERS IN SCHOOLS.	H	Re-ref Com On Rules, Calendar, and Operations of the House	04-28-09	
H1092=	Bordsen	STUDY SENTENCING AND PRISON OVERCROWDING.	H	Re-ref Com On Rules, Calendar, and Operations of the House	04-28-09	
H1119	McLawhorn	STUDY CONTROLLED SUBSTANCE ACT/SHERIFF.	*H	Re-ref Com On Rules, Calendar, and Operations of the House	07-06-09	
H1174=	Pierce	STUDY/STANDARDS/ DISPUTED CHILD CUSTODY CASES.	H	Re-ref Com On Rules, Calendar, and Operations of the House	06-30-09	
H1179	Bell	STUDY EQUITY OF SCH. COUNSELOR & ASST. PRINC.	*H	Re-ref Com On Rules, Calendar, and Operations of the House	04-21-09	
H1200	Harrison	EXTEND CLIMATE CHANGE COMMISSION.	H	Ref To Com On Rules, Calendar, and Operations of the House	04-08-09	
H1243	Mobley	STUDY MEDICAID INCOME LEVELS/CAP.	*H	Re-ref Com On Rules, Calendar, and Operations of the House	06-04-09	
245	Haire	DOT STUDY TOLLING AT STATE LINES/OTHER STATES.	*H	Ref To Com On Finance	05-13-09	07-28-09
H1251	Harrell	COLONIAL SPANISH MUSTANG AS STATE HORSE	*HR	Ch. SL 2010-6	05-31-10	06-01-10
H1252=	Harrell	LEVEL PLAYING FIELD/ CITIES/SERVICE PROVIDERS.	*H	Re-ref Com On Rules, Calendar, and Operations of the House	05-06-09	
H1258	Carney	CREATE GLOBAL ENGAGEMENT COMMISSION.	H	Re-ref Com On Rules, Calendar, and Operations of the House	05-04-09	
H1275	Insko	CIVIL CUSTODY GUARDIAN PROGRAM STUDY.	*H	Re-ref Com On Rules, Calendar, and Operations of the House	07-09-09	
H1306	Carney	RESTORE FLEXIBILITY TO SCHOOL CALENDAR.	*H	Re-ref Com On Rules, Calendar, and Operations of the House	06-04-09	
\$ H1308	M. Alexander	DEFINE PARENTING EDUCATION/FAMILY LAW.	*H	Re-ref Com On Rules, Calendar, and Operations of the House	04-21-09	

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H1335	Gibson	MORATORIUM ON EMC RULE MAKING.	*H	Ref To Com On Rules, Calendar, and Operations of the House	08-07-09	
H1338	Gibson	STUDY POST-CONVICTION/ POST-RELEASE BOND.	H	Re-ref Com On Rules, Calendar, and Operations of the House	05-07-09	
H1341	Holliman	STUDY CONSUMER FINANCE ACT.	*H	Re-ref Com On Rules, Calendar, and Operations of the House	08-04-09	
H1348	Mobley	STUDY REGULATION/ BEAUTY PAGEANTS/UNDER 13 YRS.	H	Re-ref Com On Rules, Calendar, and Operations of the House	04-29-09	
H1355	McComas	STUDY NC GLOBAL ECONOMIC INITIATIVE.	H	Re-ref Com On Rules, Calendar, and Operations of the House	05-12-09	
H1402	Neumann	LRC STUDY COVER NC HEALTH CARE ACCESS PRGRM.	*H	Re-ref Com On Rules, Calendar, and Operations of the House	06-01-09	
H1407	Michaux	HONOR NCCU'S 100TH ANNIVERSARY.	HR	Ch. Res 2010-28	04-13-09	07-06-10
H1416	Bordsen	CHILDREN OF INCARCERATED PARENTS STUDY.	H	Re-ref Com On Rules, Calendar, and Operations of the House	04-29-09	
H1440	Harrison	STUDY FEED-IN RATES.	*H	Re-ref Com On Rules, Calendar, and Operations of the House	07-16-09	
H1460	Bryant	COLLABORATE TO STOP PROPERTY LOSS.	*H	Re-ref Com On Rules, Calendar, and Operations of the House	05-11-09	
H1470	Yongue	STUDY LENGTH OF SCHOOL LUNCH PERIOD.	H	Ref To Com On Education/Higher Education	04-21-09	05-05-09
H1480	Bryant	STUDY EXPAND PERMITTED 911 FUND USES.	*H	Re-ref Com On Rules, Calendar, and Operations of the House	05-11-09	
H1486	Boles	ALLOW JUDGE TO PERFORM MARRIAGE CEREMONIES.	H	Ref to the Com on Rules, Calendar, and Operations of the House, if favorable, State Government/State Personnel	04-13-09	
H1495	Blue	NO SOVEREIGN IMMUNITY NONWAIVER ENDORSEMENT.	H	Ref To Com On Rules, Calendar, and Operations of the House	04-13-09	

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<b>\$ H1504</b>	<b>Haire</b>	<b>CONTINUING BUDGET AUTHORITY.</b>	<b>*HR Ch. SL 2009-296</b>	<b>07-13-09</b>	<b>07-14-09</b>
505	Adams	HONOR JOHN HOPE FRANKLIN.	H Ref To Com On Rules, Calendar, and Operations of the House	04-13-09	
H1517	Insko	HONOR TAR HEELS ON NATIONAL CHAMPIONSHIP.	HR Ch. Res 2009-31	04-20-09	04-28-09
H1527	Mobley	HONOR HERTFORD COUNTY'S 250TH ANNIVERSARY.	H Ref To Com On Rules and Operations of the Senate	04-21-09	05-19-09
H1538	Jones	HIGH POINT FURNITURE MARKET.	HR Ch. Res 2009-21	04-23-09	05-05-09
H1552	Glazier	STUDY CONSOLIDATION OF STATE SCHOLARSHIPS.	H Re-ref Com On Rules, Calendar, and Operations of the House	06-29-09	
H1560	Blust	ATTACKS ON AMERICA.	H Ref To Com On Rules, Calendar, and Operations of the House	04-30-09	
<b>\$ H1598</b>	<b>K. Alexander</b>	<b>SMALL BUSINESS INCENTIVES STUDY.</b>	<b>H Re-ref Com On Rules, Calendar, and Operations of the House</b>	<b>06-03-09</b>	
<b>\$ H1640</b>	<b>Fisher</b>	<b>STUDY/ECONOMIC IMPACT OF ARTS/CULTURE IN WNC.</b>	<b>H Re-ref Com On Rules, Calendar, and Operations of the House</b>	<b>06-25-09</b>	
553	Randleman	HONOR WILLIAM OLIVER SWOFFORD.	HR Ch. Res 2009-25	06-08-09	06-16-09
H1654	Cole	SUPPORT RAIL THROUGH AARA.	H Held by Senate	06-22-09	07-07-09
H1655	Rapp	BLUE RIDGE PARKWAY 75TH ANNIVERSARY.	HR Ch. Res 2009-23	06-22-09	06-25-09
H1656	Rhyne	INVITING THE GOVERNOR.	H Ref To Com On Rules, Calendar, and Operations of the House	06-22-09	
H1657	Pierce	HONOR EUGENE TURNER.	*HR Ch. Res 2009-29	06-25-09	07-28-09
H1658	Farmer-Butterfie	HONOR WALTER CRONKITE.	H Ref To Com On Rules and Operations of the Senate	07-29-09	08-05-09
<b>\$ H1661</b>	<b>Tucker</b>	<b>MEDIATION CENTER FUNDS.</b>	<b>H Ref To Com On Rules, Calendar, and Operations of the House</b>	<b>05-13-10</b>	
H1670	Owens	2010 APPOINTMENTS BILL.	*HR Ch. SL 2010-87	05-13-10	07-08-10
H1674=	Stam	PROTECT HEALTH CARE FREEDOM.	H Ref To Com On Rules, Calendar, and Operations of the House	05-13-10	
H1675	Owens	HONOR JIMMIE JOHNSON.	HR Ch. Res 2010-2	05-13-10	05-19-10

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H1678=	Ross	HONOR BOB HENSLEY.	HR Ch. Res 2010-5	05-13-10	06-03-10
H1688=	Bordsen	BURLINGTON CHARTER/ REAL PROPERTY LEASE.	*H Re-ref Com On Rules, Calendar, and Operations of the House	06-28-10	
H1697	Tarleton	RETIRING OF STATE FLAGS.	H Ref To Com On Rules, Calendar, and Operations of the House	05-13-10	
H1711=	Wainwright	STUDY FMP DEVELOPMENT PROCESS.	*H Re-ref Com On Rules, Calendar, and Operations of the House	05-26-10	
H1720=	Brubaker	EXTEND ZOO FUNDS & ORG. STUDY COMMITTEE.	*H Re-ref Com On Finance	05-26-10	06-01-10
H1722	McLawhorn	PITT COUNTY'S 250TH ANNIVERSARY.	HR Ch. Res 2010-6	05-17-10	05-27-10
H1768	Harrison	LRC STUDY/LONG TERM CARE FACIL./LIABILITY INS.	H Re-ref Com On Rules, Calendar, and Operations of the House	06-09-10	
H1780=	Ross	EXTEND GSC STUDY/ REFS. TO MILITARY ORG.	*H Re-ref Com On Rules, Calendar, and Operations of the House	06-08-10	
H1789	Guice	HONOR TRYON'S 125TH ANNIVERSARY.	HR Ch. Res 2010-10	05-19-10	06-15-10
H1790	Guice	HONOR TRANSYLVANIA COUNTY'S 150TH.	H Ref To Com On Rules and Operations of the Senate	05-19-10	06-23-10
H1807	Harrison	SUPPORT FEDERAL CLIMATE CHANGE LEGISLATION.	H Ref To Com On Rules, Calendar, and Operations of the House	05-19-10	
H1811=	Michaux	STATE INVESTMENT STUDY TECHNICAL CORRECTION.	H Ref To Com On Rules, Calendar, and Operations of the House	05-19-10	
H1816	Glazier	RESPONSIBLE INDIVIDUALS LIST/ ABUSE & NEGLECT.	H Ref To Com On Rules, Calendar, and Operations of the House	05-19-10	
H1827=	Yongue	LEGISLATIVE TASK FORCE ON CHILDHOOD OBESITY.	*H Re-ref Com On Rules, Calendar, and Operations of the House	06-01-10	
H1830	Justice	TOPSAIL BEACH RECALL ELECTIONS.	H Ref To Com On Rules, Calendar, and Operations of the House	05-20-10	
H1831	Holloway	COUNTRY STORES/SELL UNCOOKED SANDWICHES.	H Ref To Com On Rules, Calendar, and Operations of the House	05-20-10	
H1840	Faison	REMOVE E-NC SUNSET/	*H Ref To Com On	06-24-10	

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		STUDY COMPETING SYSTEMS.		Rules, Calendar, and Operations of the House		
H1344=	Pierce	POVERTY REDUCTION: ARRA MODIFICATIONS.	H	Ref To Com On Rules, Calendar, and Operations of the House	05-20-10	
H1845=	Pierce	PERMANENT POVERTY STUDY.	H	Ref To Com On Rules, Calendar, and Operations of the House	05-20-10	
H1852=	Cole	STUDY NONPROFIT GRANTS ACCOUNTABILITY.	*H	Re-ref Com On Rules, Calendar, and Operations of the House	07-01-10	
H1857=	Hill	CROSSBOW USE/ DISAPPROVE RULE.	H	Ref To Com On Rules, Calendar, and Operations of the House	05-20-10	
H1858=	Hill	DISAPPROVE DEER SEASON RULE CHANGE.	H	Ref To Com On Rules, Calendar, and Operations of the House	05-20-10	
H1859	Moore	CLARIFY WILL REQUIREMENT.	H	Ref To Com On Rules, Calendar, and Operations of the House	05-20-10	
H1869	Hurley	HONOR RANDOLPH COUNTY HONOR GUARD.	HR	Ch. Res 2010-7	05-20-10	06-07-10
H1879=	Parmon	STUDY RAISING COMPULSORY ATTENDANCE AGE.	H	Re-ref Com On Rules, Calendar, and Operations of the House	06-15-10	
H1892=	Insko	PRGM EVAL STUDY AGENCY REVERSAL ALJ DECISION.	H	Re-ref Com On Rules, Calendar, and Operations of the House	06-29-10	
H1900	McCormick	HONOR MICKEY HUTCHENS.	HR	Ch. Res 2010-18	05-20-10	06-23-10
H1901	McCormick	HONOR GEORGE HOLMES.	H	Ref To Com On Rules and Operations of the Senate	05-20-10	06-21-10
H1908	Williams	HONOR ERNEST BISHOP, JR.	H	Ref To Com On Rules and Operations of the Senate	05-20-10	06-21-10
H1918	Hill	DISAPPROVE RULE CHANGE/SALE OF LIVE FOXES.	H	Ref To Com On Rules, Calendar, and Operations of the House	05-24-10	
H1921	Heagarty	WAKE EMAIL ADDRESS LISTS/ELECTRONIC ACCESS.	*HR	Ch. SL 2010-83	07-07-10	07-08-10
\$ H1927=	Love	DCR STUDY ENDOR IRON FURNACE/FUNDS.	H	Re-ref Com On Rules, Calendar, and Operations of	06-09-10	

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"1929	Folwell	CANDIDATES ASSISTING VOTERS.	H	the House Ref To Com On Rules, Calendar, and Operations of the House		05-24-10	
H1930	Hill	DISAPPROVE RULE CHANGE/SUNDAY HUNTING.	H	Ref To Com On Rules, Calendar, and Operations of the House		05-24-10	
H1948	Fisher	ED OVERSIGHT STUDY SCHOOL ENROLLMENT AGE.	H	Ref To Com On Rules, Calendar, and Operations of the House		05-25-10	
H1960=	Bordsen	GRAHAM DEANNEXATION.	*H	Re-ref Com On Rules, Calendar, and Operations of the House		06-24-10	
H1969	Dollar	STATE HEALTH PLAN/ CONTRACTS PUBLIC RECORD.	H	Ref To Com On Rules, Calendar, and Operations of the House		05-26-10	
H1970	Holloway	ALLOW DOT TO USE RECYCLED ASPHALT.	H	Ref To Com On Rules, Calendar, and Operations of the House		05-26-10	
H1971	Holloway	NO STANDARDIZED TESTING UNLESS REQ'D BY FEDS.	H	Ref To Com On Rules, Calendar, and Operations of the House		05-26-10	
H2002	Gibson	DISAPPROVE HEAVY-DUTY VEHICLE IDLING RULE.	H	Ref To Com On Rules, Calendar, and Operations of the House		05-26-10	
H2003	Gibson	DISAPPROVE TOXIC AIR POLLUTANT RULES.	H	Ref To Com On Rules, Calendar, and Operations of the House		05-26-10	
H2004	Insko	STUDY 'MOST FAVORED NATION' CLAUSES/ INSURERS.	H	Re-ref Com On Rules, Calendar, and Operations of the House		06-16-10	
H2013	Harrison	CORPORATE/UNION MONEY IN CAMPAIGNS.	H	Ref To Com On Rules, Calendar, and Operations of the House		05-26-10	
H2015=	Harrison	STUDY IMPACT OF TOXINS ON HEALTH.	*H	Re-ref Com On Rules, Calendar, and Operations of the House		07-01-10	
H2022	Burr	AMEND RACIAL JUSTICE ACT.	H	Ref To Com On Rules, Calendar, and Operations of the House		05-26-10	
H2024	McCormick	LEGALIZE CERTAIN PYROTECHNICS.	H	Ref to the Com on Rules, Calendar, and Operations of		05-26-10	

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			the House, if favorable, Judiciary II, if favorable, Ways and Means/ Broadband Connectivity		
H2026	Holliman	ESTABLISH MOBILITY FUND.	H Ref To Com On Rules, Calendar, and Operations of the House	05-26-10	
H2028	Faison	E-NC/REQUEST NC PILOT FOR LIFELINE ONLINE.	H Ref To Com On Rules, Calendar, and Operations of the House	05-26-10	
H2032	Hilton	UNBORN VICTIMS OF VIOLENCE ACT.	H Ref To Com On Rules, Calendar, and Operations of the House	05-26-10	
H2038	Carney	CPR AWARENESS WEEK.	H Ref To Com On Rules and Operations of the Senate	05-26-10	06-01-10
H2051	Gillespie	LITTLE SWITZERLAND CENTENNIAL.	HR Ch. Res 2010-11	05-27-10	06-01-10
H2063	Sager	WAYNE FOX TRAPPING.	H Re-ref Com On Rules, Calendar, and Operations of the House	06-02-10	
H2068	Cleveland	REPEAL EXEC ORDER 45/ EMPLOYEE REPS.	H Ref To Com On Rules, Calendar, and Operations of the House	05-27-10	
H2071	M. Alexander	HONOR MYRNA MILLER.	HR Ch. Res 2010-14	06-01-10	06-17-10
H2072	Hilton	SUPPORT LAW ENFORCEMENT/SAFE NEIGHBORHOODS.	H Ref To Com On Rules, Calendar, and Operations of the House	06-08-10	
H2073=	Cleveland	MAKE SYNTHETIC CANNABINOIDS ILLEGAL.	H Ref To Com On Rules, Calendar, and Operations of the House	06-10-10	
H2074=	Gibson	HONOR HOYT TAYLOR, SR. AND JR.	*HR Ch. Res 2010-13	06-14-10	06-17-10
H2075	Folwell	SAFE SCHOOLS ACT.	H Ref To Com On Rules, Calendar, and Operations of the House	06-14-10	
H2076	Weiss	HONOR ADA 20TH ANNIVERSARY.	HR Ch. Res 2010-23	06-17-10	06-23-10
H2077	Underhill	HONOR NEW BERN'S 300TH ANNIVERSARY.	HR Ch. Res 2010-19	06-21-10	06-23-10
H2078	Dollar	HONORING 100TH ANNIVERSARY OF SCOUTING.	*HR Ch. Res 2010-24	06-22-10	06-29-10
H2079	Dollar	AMEND CONSTITUTION/	H Ref To Com On	06-23-10	

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North Carolina General Assembly  
Through House Committee on  
Rules, Calendar, and Operations of the House

Date: 07/22/2010  
Time: 09:40  
Page: 023 of 024  
Leg. Day: H-151/S-148

2009-2010 Biennium

Bill	Introducer	Short Title	Latest Action	In Date	Out Date
		STATE SAVINGS FUND.	Rules, Calendar, and Operations of the House		
H2080	Sutton	HONOR JIMMY REESE LOWRY.	*HR Ch. Res 2010-26	06-29-10	07-06-10
H2081=	Burr	ALBEMARLE ELECTRIC SYSTEM'S 100TH ANNIVERSARY.	HR Ch. Res 2010-27	06-30-10	07-06-10
H2082	Underhill	RECOGNIZE YMCA CAMPING.	HR Ch. Res 2010-29	07-06-10	07-07-10
H2083	Insko	HEATH OVERSIGHT STUDY K2.	H Ref To Com On Rules, Calendar, and Operations of the House	07-08-10	
H2084	Insko	STUDY HOUSING AND EMPLOYMENT INITIATIVES.	H Ref To Com On Rules, Calendar, and Operations of the House	07-08-10	
S0035	David W. Hoyle	RECONVEYANCE FEES PROHIBITED.	*HR Ch. SL 2010-32	02-24-09	05-18-10
S0069	Stan Bingham	CCPS WRECKER SERVICE FEE RULES.	*HR Ch. SL 2009-461	05-18-09	05-27-09
S0093	Steve Goss	DARE/WATAUGA COMMISSIONERS VACANCY.	*HR Ch. SL 2009-1	02-11-09	02-11-09
S0173=	Julia Boseman	WILMINGTON ETJ AUTHORITY RESTORED.	*H Re-ref Com On Rules, Calendar, and Operations of the House	06-18-09	
S0182	Tony Foriest	HONOR BOB SCOTT.	*H Re-ref Com On Rules and Operations of the Senate	04-09-09	07-07-09
S0315=	R. C. Soles, Jr.	SOUTHPORT ANNEXATION AGREEMENT.	*H Re-ref Com On Rules, Calendar, and Operations of the House	06-17-09	
S0425	Eleanor Kinnaird	STREAMLINE PLAN REV. & INSPECTION/STATE BLDGS.	*HR Ch. SL 2009-474	08-05-09	08-06-09
S0761	Harry Brown	STREET CONSTRUCTION/ DEVELOPER RESPONSIBILITY.	*H Re-ref Com On Rules, Calendar, and Operations of the House	07-06-10	
S0835	Charles W. Alber	EXTEND CLIMATE CHANGE COMMISSION.	*HR Ch. SL 2009-306	05-26-09	07-07-09
S0855	Don Vaughan	HONOR MARVIN WARD.	H Ref To Com On Rules, Calendar, and Operations of the House	04-01-09	
S0866=	David W. Hoyle	RETIRING OF STATE FLAGS.	*H Pres. To Gov. 7/2/ 2010	05-18-09	05-19-10
S0870	Richard Stevens	MAKE GENERAL STATUTES GENDER NEUTRAL.	*HR Ch. SL 2009-273	05-26-09	07-02-09
S0900	David Rouzer	STUDIES ACT OF 2010.	*H Pres. To Gov. 7/ 10/2010	07-01-10	07-08-10
S1004=	David W. Hoyle	AMEND CERTAIN	*HR Ch. SL 2009-390	07-08-09	07-09-09

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North Carolina General Assembly Through House Committee on Rules, Calendar, and Operations of the House					Date: 07/22/2010 Time: 09:40 Page: 024 of 024 Leg. Day: H-151/S-148	
2009-2010 Biennium	Bill	Introducer	Short Title	Latest Action	In Date	Out Date
	022	Josh Stein	ELECTRICITY GENERATION LAWS. SCHOOL CALENDAR FLEXIBILITY/INCLEMENT WEATHER	*H Ref To Com On Rules and Operations of the Senate	06-25-09	05-17-10
	S1094	R. C. Soles, Jr.	HONOR WATHA'S 100TH ANNIVERSARY.	H Ref To Com On Rules, Calendar, and Operations of the House	07-01-09	
	S1096	Tony Foriest	HONOR CHRISTOPHER DUFFY COLLINS.	HR Ch. Res 2010-8	05-12-09	06-09-10
	S1100	Tony Rand	HONOR UNC BASKETBALL TEAM.	HR Ch. Res 2009-32	04-29-09	08-10-09
	S1102	Tony Rand	HONOR VETERANS.	H Ref To Com On Rules, Calendar, and Operations of the House	05-13-09	
	S1141=	Tony Foriest	TASK FORCE ON SPORTS INJURIES IN SCHOOLS.	*H Re-ref Com On Rules, Calendar, and Operations of the House	06-22-10	
	S1153=	William R. Purce	LEGISLATIVE TASK FORCE ON CHILDHOOD OBESITY.	*H Ref To Com On Rules, Calendar, and Operations of the House	06-03-10	
	S1164=	Fletcher L. Hart	EXTEND GSC STUDIES.	*H Re-ref Com On Rules, Calendar, and Operations of the House	06-29-10	
\$	1202=	A. B Swindell	BUDGET TECHNICAL CORRECTIONS.	*H Pres. To Gov. 7/ 10/2010	06-30-10	07-06-10
\$	S1202=	A. B Swindell	BUDGET TECHNICAL CORRECTIONS.	*H Pres. To Gov. 7/ 10/2010	07-07-10	07-07-10
	S1238=	Debbie A. Clary	RUTHERFORD COUNTY CORONER.	*H Re-ref Com On Rules, Calendar, and Operations of the House	07-01-10	
	S1286=	William R. Purce	SCREEN FOR BMI CHILDREN CCNC NETWORK.	*H Re-ref Com On Rules, Calendar, and Operations of the House	06-22-10	
	S1386	Don East	GOVERNMENT EMPLOYEES PORT BENEFITS.	*H Re-ref Com On Rules, Calendar, and Operations of the House	06-30-10	

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# **RULES, CALENDAR, AND OPERATIONS OF THE HOUSE**

## **AGENDA**

**12:30pm - May 19, 2010  
LOB 421**

**Representative Bill Owens Presiding**

### **Remarks**

<b>HJR 1675</b>	<b>Honoring Four-Time NASCAR Sprint Cup Champion Jimmie Johnson</b>	<b>Representative Owens</b>
<b>HJR 1678</b>	<b>Honoring Robert J. "Bob" Hensley, Jr., Former Member of the General Assembly</b>	<b>Representative Ross</b>
<b>SJR 1096</b>	<b>Honoring Life and Memory of Christopher Duffy Collins</b>	<b>Senator Foriest</b>

### **Adjourn**



# **MINUTES RULES, CALENDAR, AND OPERATIONS OF THE HOUSE**

**MAY 19, 2010**

The Committee on Rules, Calendar and Operations of the House met on May 19, 2010 at 12:30pm in Room 421 of the Legislative Office Building. The following members were present: Representatives Owens, Chair; Luebke, Vice-Chair; Ross, Vice-Chair; Bell, Current, Dockham, Jeffus, Love, McLawhorn, Setzer, Weiss, and Yongue.

The following resolutions were considered:

**HJR 1675 - A JOINT RESOLUTION HONORING FOUR-TIME NASCAR SPRINT CUP CHAMPION JIMMIE JOHNSON** (Representatives Owens, Johnson, Lucas and Steen; Primary Sponsors). Representative Ross chaired for Representative Owens to present this resolution. Representative Love moved for a favorable report, and the motion carried.


**HJR 1678 - A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ROBERT J. "BOB" HENSLEY, JR., FORMER MEMBER OF THE GENERAL ASSEMBLY** (Representatives Ross, Weiss, Martin and Michaux; Primary Sponsors). Representative Owens recognized Representative Ross to explain the resolution. Representative McLawhorn moved for a favorable report, and the motion carried.


**SJR 1096 - A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF CHRISTOPHER DUFFY COLLINS** (Senator Foriest, Primary Sponsor). Representative Ross was recognized to present the resolution. Representative Dockham moved for a favorable report, and the motion carried.

Representative Dockham expressed a concern about the noise level of visitors/exhibitors in the 1200 court of the Legislative Building and the fact that the 1200 court is the most used court. Representative Owens said he would talk with George Hall, Legislative Services Officer, and Bob Samuels, House Sergeant at Arms, about rotating some of the exhibitors to the other courts.

The meeting adjourned at 12:40 pm.

Respectfully submitted:

  
Representative Bill Owens  
Chair

  
Linda Altman Johnson  
Rules Committee Assistant

## ATTENDANCE

## **RULES, CALENDAR, AND OPERATIONS OF THE HOUSE**

(Name of Committee)

[illegible]

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**1**

**HOUSE JOINT RESOLUTION 1675**

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**Sponsors:** Representatives Owens, Johnson, Lucas, Steen (Primary Sponsors); M. Alexander, Brown, Burr, Carney, Coates, Dockham, Dollar, Earle, Fisher, Frye, Gill, Gulley, Jackson, Jones, Justus, May, Moore, Neumann, Randleman, Rapp, Samuelson, Spear, Tarleton, and Whilden.

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**Referred to:** Rules, Calendar, and Operations of the House.

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May 13, 2010

**A JOINT RESOLUTION HONORING FOUR-TIME NASCAR SPRINT CUP CHAMPION  
JIMMIE JOHNSON.**

Whereas, at the age of 34, Jimmie Johnson has had an outstanding career as a race car driver; and

Whereas, Jimmie Johnson began racing on 50cc motorcycles at the age of five and within a few years had moved to the 60cc motorcycle class, winning his first championship at the age of eight; and

Whereas, Jimmie Johnson began competing in the Mickey Thompson Entertainment Group Stadium Racing Series and later advanced to off-road racing; and

Whereas, in 1998, Jimmie Johnson began driving in the American Speed Association Series, earning the title of ASA Pat Schauer Rookie of the Year; and

Whereas, Jimmie Johnson raced in the NASCAR Busch Series beginning in 1998 and posted his first Busch Series win in 2001 at the inaugural race at Chicagoland Speedway; and

Whereas, Jimmie Johnson began his career as a driver in the NASCAR Sprint Cup Series in 2002 driving the Lowe's #48 Chevrolet for Hendrick Motorsports and has been sponsored by North Carolina-based Lowe's Home Improvement Warehouse; and

Whereas, in 2002, Jimmie Johnson became the first rookie in NASCAR Sprint Cup racing to lead in the point standings, claiming three victories in his rookie campaign by winning twice at Dover International Speedway and once at California Speedway, and the first rookie in series history to sweep both races at a track; and

Whereas, in 2003, Jimmie Johnson finished second in the Sprint Cup point standings with three wins, 14 top-five finishes, 20 top-ten finishes, and two poles. He swept the May races at Lowe's Motor Speedway, capturing victories in the All-Star Race and the Coca-Cola 600, and won two races at New Hampshire International Raceway; and

Whereas, in 2004, Jimmie Johnson was able to complete the season with a second-place finish in the inaugural Chase for the NASCAR Sprint Cup Championship, had the most number of wins of any driver with eight victories, claimed 20 top-five and 23 top-10 finishes, and led 24 races for a total of 1,312 points; and

Whereas, during the 2005 season, Jimmie Johnson's accomplishments included a fifth-place finish in the Chase for the NASCAR Sprint Cup Championship, the lead in point standings for 17 weeks, first-place finishes at Las Vegas Motor Speedway and Dover International Speedway, winning both points events at Lowe's Motor Speedway, and becoming the only driver ranked in the top 10 in point standings after every race during the season; and



\* H 1 6 7 5 - V - 1 \*

1           Whereas, in 2006, Jimmie Johnson captured his first NASCAR Sprint Cup  
2       Championship at Homestead-Miami Speedway and became the only driver in the modern era to  
3       win at least three races in each of his first five full-time seasons; and

4           Whereas, at that time, Jimmie Johnson's success placed him among four other  
5       drivers in NASCAR's history to have won the Daytona 500 and the NASCAR Sprint Cup  
6       Championship in the same season and the title of Driver of the Year; and

7           Whereas, in 2007, Jimmie Johnson won his second consecutive Sprint Cup Series  
8       Championship and finished the season with 10 wins, 20 top-five finishes, 24 top-10 finishes,  
9       and four poles; and

10          Whereas, in November 2008, Jimmie Johnson's fifteenth-place finish in the Ford  
11       400 at Homestead-Miami Speedway earned him his third consecutive Sprint Cup  
12       Championship; and

13          Whereas, with this victory, Jimmie Johnson became the first person to win three  
14       back-to-back championships in 30 years since Cale Yarborough repeated three times from 1976  
15       to 1978; and

16          Whereas, Jimmie Johnson's third Sprint Cup Championship enabled him to become  
17       part of an elite class of three-time champions, which includes Richard Petty, Dale Earnhardt,  
18       Jeff Gordon, Darrell Waltrip, David Pearson, Lee Petty, and Cale Yarborough; and

19          Whereas, in 2009, Jimmie Johnson became the first driver in NASCAR history to  
20       win four consecutive Sprint Cup Series Championships; and

21          Whereas, Jimmie Johnson also won four races during the 10-race Chase for the  
22       Championship in 2009, tying his record of four wins in 2004 and 2007; and

23          Whereas, Jimmie Johnson was named the 2009 Male Athlete of the Year by the  
24       Associated Press, becoming the first race car driver to earn the award in its 78-year history; and

25          Whereas, during the off-season, Jimmie Johnson is a frequent guest on late night  
26       television shows and other media outlets; and

27          Whereas, Jimmie Johnson founded the Jimmie Johnson Foundation with his wife  
28       Chandra Johnson in February 2006 to assist children, families, and communities in need across  
29       the United States; and

30          Whereas, in March of 2006, the Jimmie Johnson Foundation established Victory  
31       Lanes, a bowling alley for campers with chronic and life-threatening illnesses at Kyle and  
32       Pattie Petty's Victory Junction Camp in Randleman, North Carolina; and

33          Whereas, Jimmie Johnson's achievements as a member of the Hendrick Motorsports  
34       team are a fitting memorial to the memory of William C. "Bill" France, known to the racing  
35       world as Bill France, Jr., who succeeded his father, William Henry Getty "Big Bill" France, as  
36       President of NASCAR, serving the company from 1972 to 2000; and

37          Whereas, Bill France, Jr., died on June 4, 2007, and is survived by his wife, Betty  
38       Jane, and children, Brian France and Lesa France Kennedy; Now, therefore,  
39       Be it resolved by the House of Representatives, the Senate concurring:

40          **SECTION 1.** The General Assembly congratulates Jimmie Johnson on earning his  
41       fourth consecutive NASCAR Sprint Cup Championship.

42          **SECTION 2.** The General Assembly honors the memory of William C. "Bill"  
43       France, Jr., and expresses its appreciation for his contributions to stock car racing.

44          **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
45       resolution to Jimmie Johnson and the family of William C. "Bill" France, Jr.

46          **SECTION 4.** This resolution is effective upon ratification.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

☐ Committee Substitute for

**HJR 1675** A JOINT RESOLUTION HONORING FOUR-TIME NASCAR  
SPRINT CUP CHAMPION JIMMIE JOHNSON.

☒ With a favorable report.

**(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 bill/resolution is placed on the Calendar of \_\_\_\_\_.

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**1**

**HOUSE JOINT RESOLUTION 1678\***

---

**Sponsors:** Representatives Ross, Weiss, Martin, Michaux (Primary Sponsors); Adams, M. Alexander, Bell, Brown, Carney, Coates, Dockham, Dollar, Fisher, Gill, Glazier, Gulley, Harrison, Heagarty, Jackson, Jeffus, Lucas, Luebke, May, McLawhorn, Moore, Pierce, Rapp, Tarleton, and Whilden.

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**Referred to:** Rules, Calendar, and Operations of the House.

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May 13, 2010

1 A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ROBERT J. "BOB"  
2 HENSLEY, JR., FORMER MEMBER OF THE GENERAL ASSEMBLY.

3 Whereas, Robert J. "Bob" Hensley, Jr. was born on June 23, 1947, in McDowell  
4 County to Robert J. Hensley, Sr. and Lelia Wise Hensley; and

5 Whereas, Bob Hensley grew up in Gaston County and graduated from Cherryville  
6 High School in 1965; and

7 Whereas, Bob Hensley earned a BA degree from the University of North Carolina at  
8 Charlotte in 1969 and a JD from the North Carolina Central University School of Law in 1976;  
9 and

10 Whereas, Bob Hensley furthered his education by taking graduate classes in Public  
11 Administration at North Carolina State University; and

12 Whereas, Bob Hensley had a successful career as an attorney for more than 30  
13 years; and

14 Whereas, Bob Hensley proudly served his profession as a member of the North  
15 Carolina Bar Association, North Carolina Academy of Trial Lawyers, and Wake County  
16 Academy of Criminal Trial Lawyers; and

17 Whereas, Bob Hensley represented the people of central Wake County with honor  
18 and distinction as a member of the House of Representatives in the North Carolina General  
19 Assembly for six terms between 1991 and 2002; and

20 Whereas, during his tenure in the legislature, Bob Hensley provided outstanding  
21 leadership as Chair of Judiciary and State Personnel Committees and Vice-Chair of Alcoholic  
22 Beverage Control Committee, and made significant contributions as a member of several other  
23 committees, including Appropriations Subcommittee on Education; Human Resources  
24 Subcommittee on Children, Youth and Families; Science and Technology; Insurance; Financial  
25 Institutions; State Government Performance Audit; Legislative and Local Redistricting; Rules;  
26 and Wildlife Resources; and

27 Whereas, Bob Hensley rendered invaluable service to his community, serving as a  
28 member of the Board of Directors of Yates Mill Associates, Inc., Rex Home Health Care, and  
29 White Plains Children's Center, as a member of Habitat for Humanity, Back-a-Child  
30 Committee for the Garner Road YMCA, and as Legal Counsel for Garner Citizens Against  
31 Drug Abuse; and

32 Whereas, Bob Hensley was a member of Pi Sigma Alpha National Political Science  
33 Honors Fraternity, American Society for Public Administration, and Wake County Democratic



1 Men's Club, and served as President of Wake County Young Democrats in 1981 and State  
2 Vice-President of North Carolina Young Democrats in 1981; and

3 Whereas, Bob Hensley was a member of the First United Methodist Church in  
4 Wake County; and

5 Whereas, Bob Hensley was awarded the J. Albert House/Gordon Gray Award for  
6 North Carolina's Most Outstanding Democrat in 1983; and

7 Whereas, Bob Hensley will be fondly remembered for his great sense of humor, his  
8 devotion to his family, and his unwavering spirit in defending his beliefs; and

9 Whereas, Bob Hensley died on August 18, 2009, at the age of 62; and

10 Whereas, Bob Hensley is survived by his wife, Patricia F. Grainger Hensley; three  
11 sons, Robert Hensley III, Preston Hensley, and Chris Hensley; three sisters, Shirley H. Walker,  
12 Debra Hensley, and Sarah H. Conner; and one brother, Jerry Hensley; Now, therefore,

13 Be it resolved by the House of Representatives, the Senate concurring:

14 **SECTION 1.** The General Assembly honors the life and memory of Robert J.  
15 "Bob" Hensley, Jr. and expresses its appreciation for his accomplishments and for the great  
16 service he gave to the State of North Carolina and the citizens of central Wake County.

17 **SECTION 2.** The General Assembly extends its deepest sympathy to the family of  
18 Robert J. "Bob" Hensley, Jr. for the loss of a beloved family member.

19 **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
20 resolution to the family of Robert J. "Bob" Hensley, Jr.

21 **SECTION 4.** This resolution is effective upon ratification.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

---

☐ Committee Substitute for

**HJR 1678** A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF  
ROBERT J. "BOB" HENSLEY, JR., FORMER MEMBER OF THE GENERAL ASSEMBLY.

☒ With a favorable report.

**(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 bill/resolution is placed on the Calendar of \_\_\_\_\_.



**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**S**

**1**

**SENATE JOINT RESOLUTION 1096**

---

**Sponsors:** Senators Foriest; Apodaca, Bingham, Brunstetter, Forrester, Goss, Purcell, Rouzer, and Stevens.

---

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

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April 6, 2009

**A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF CHRISTOPHER DUFFY COLLINS.**

Whereas, Christopher Duffy Collins was born in New Hanover County to Bruce Eugene Collins and Mary Jo Ashby Collins; and

Whereas, Duffy Collins was a 1995 graduate of Walter M. Williams High School in Burlington, where he was a member of the tennis and golf teams, served as vice president of the student body, and participated in several clubs, including Latin, Environmental, and Philosophy; and

Whereas, Duffy Collins attended the University of North Carolina at Greensboro (UNC-G), where he studied anthropology and religion before finding an interest in nursing; and

Whereas, Duffy Collins was an active and energetic person all of his life; as a young child, he earned the 1989 Sugar Babies Bambino Sportsman Award for the City of Burlington and earned the distinction of becoming the City's first baseball player to receive the winning game ball, after striking out 11 players, and as an adult, he earned a second-place finish for Amateur Men in Disc Golf during the Alamance County PRO-AM Cross State Contest and a first place finish in the Amateur Division for Disc Golf during the Cross State Double Contest between North Carolina and Tennessee; and

Whereas, before graduating from college, Duffy Collins was diagnosed with an autoimmune disease that affected his kidneys, requiring him to endure more than two and one-half years of dialysis treatments while waiting for a kidney donation; and

Whereas, despite the difficulties with his health, Duffy Collins was able to keep a positive attitude as well as maintain his grades while at UNC-G; and

Whereas, Duffy Collins died on September 16, 2005, at the age of 28, after a courageous battle with renal failure; and

Whereas, Duffy Collins's community was greatly affected by his death and showed a tremendous amount of support to his family; and

Whereas, to honor Duffy Collins's memory, his high school alma mater established the Duffy Collins Memorial Scholarship for students accepted to an accredited four-year college or university with an interest in nursing or other health-related fields of study; and

Whereas, Duffy Collins's parents established the Duffy Collins Organ Transplant Foundation, a nonprofit tax deductible foundation, to bring about awareness of organ donation and to raise money to defray costs for transplant patients, especially in North Carolina, where there are more than 3,000 North Carolinians currently on the waiting list for transplants; and

Whereas, less than half of those on the waiting list survive long enough to receive a transplant, which can take an average of seven to eight years; and

Whereas, each organ donor can save up to eight lives; Now, therefore,



\* 5 1 0 9 6 - V - 1 \*

1 Be it resolved by the Senate, the House of Representatives concurring:

2       **SECTION 1.** The General Assembly honors the life and memory of Christopher  
3 Duffy Collins and expresses its appreciation for the impact he had on his community.

4       **SECTION 2.** The General Assembly encourages the citizens of this State to  
5 become organ donors to help people like Christopher Duffy Collins live a longer life.

6       **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
7 resolution to the family of Christopher Duffy Collins.

8       **SECTION 4.** This resolution is effective upon ratification.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

---

☐ Committee Substitute for

**SJR 1096** A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF  
CHRISTOPHER DUFFY COLLINS.

☒ With a favorable report.

**(FOR JOURNAL USE ONLY)**

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

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

# VISITOR REGISTRATION SHEET

## RULES, CALENDAR & OPERATIONS OF THE HOUSE

Name of Committee

**Date**

May 19, 2010

**VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK**

NAME \_\_\_\_\_

**FIRM OR AGENCY, AND ADDRESS**[illegible]

HOUSE PAGES

NAME OF COMMITTEE Rules DATE 5/19/10

1. Name: Daniel Irvin

County: Lenoir

Sponsor: Representative Van Braxton

2. Name: Keyna Sauls

County: Wilson

Sponsor: Representative Jean Farmer-Battenfield

3. Name: Marshall Chappell

County: Dare

Sponsor: Bill Owens

4. Name: Mary Warren

County: Sampson County

Sponsor: Larry Bell

5. Name: Metta Longo

County: Wake

Sponsor: Starn

SGT-AT-ARM

1. Name: Fred Hines

2. Name: Young Bae

3. Name: Reginald Bills

4. Name: Bob Rossi

**Linda A. Johnson (Rep. Owens)**

---

**From:** Linda A. Johnson (Rep. Owens)  
**Sent:** Monday, May 17, 2010 10:56 AM  
**To:** Rep. Deborah K. Ross; Rep. Bill Owens; Sen. Tony Foriest; @House/Rules; @HouseCommitteeNotice; Giles Perry (Research); Wendy Graf Ray (Research)  
**Cc:** Linda A. Johnson (Rep. Owens); Margie Penven (Rep. Ross); Jackie Ray (Sen. Foriest)  
**Subject:** House Rules, Calendar, and Operations of the House Committee Meeting Notice for Wednesday, May 19, 2010

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

You are hereby notified that the Committee on **Rules, Calendar, and Operations of the House** will meet as fo

**DAY & DATE:** Wednesday, May 19, 2010

**TIME:** 12:30 pm

**LOCATION:** LOB 421

The following bills will be considered:

<b>BILL NO.</b>	<b>SHORT TITLE</b>	<b>SPONSOR</b>
HJR 1675	Honoring Four-Time NASCAR Sprint Cup Champion Jimmie Johnson	Representative Owens
HJR 1678	Honoring Robert J. "Bob" Hensley, Jr., Former Member of the General Assembly	Representative Ross
SJR 1096	Honoring Life and Memory of Christopher Duffy Collins	Senator Foriest

Respectfully,  
Representative Owens, Chair

I hereby certify this notice was filed by the committee assistant at the following offices at  
**12:00 N on May 17, 2009.**

x Principal Clerk  
x Reading Clerk – House Chamber

**Linda A. Johnson (Committee Assistant)**

05/17/2010

# **RULES, CALENDAR, AND OPERATIONS OF THE HOUSE**

## **AGENDA**

**1:00pm - May 25, 2010  
LOB 421**

**Representative Bill Owens Presiding**

### **Remarks**

<b>HJR 1722</b>	<b>Honoring the 250<sup>th</sup> Anniversary of Pitt County</b>	<b>Rep. McLawhorn</b>
<b>HJR 1869</b>	<b>Honoring the Randolph County Veterans Honor Guard</b>	<b>Rep. Hurley</b>
<b>HJR 1900</b>	<b>Honoring the Life and Memory of Sergeant Mickey Hutchens, Fallen Winston-Salem Police Officer</b>	<b>Rep. McCormick</b>
<b>HJR 1901</b>	<b>Honoring the Life and Memory of George Milton Holmes, Former Member of the General Assembly</b>	<b>Rep. McCormick</b>

### **Adjourn**

# **MINUTES RULES, CALENDAR, AND OPERATIONS OF THE HOUSE**

**MAY 25, 2010**

The Committee on Rules, Calendar and Operations of the House met on May 25, 2010 at 1:00pm in Room 421 of the Legislative Office Building. The following members were present: Representatives Owens, Chair; Luebke, Vice-Chair; Ross, Vice-Chair; Current, Howard, Justice, Love, McLawhorn, Steen, and Weiss.

The following resolutions were considered:

**HJR 1722 - A JOINT RESOLUTION HONORING THE TWO HUNDRED FIFTIETH ANNIVERSARY OF PITT COUNTY** (Representatives McLawhorn, E. Warren and Williams; Primary Sponsors). Representative McLawhorn was recognized to present the resolution. Representative Howard moved for a favorable report, and the motion carried.

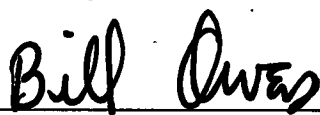
**HJR 1869 - A JOINT RESOLUTION HONORING THE RANDOLPH COUNTY VETERANS HONOR GUARD** (Representatives Hurley and Brubaker; Primary Sponsors). Rep. Hurley was recognized to present the resolution. Representative Current moved for a favorable report, and the motion carried.


**HJR 1900 - A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF SERGEANT MICKEY HUTCHENS, FALLEN WINSTON-SALEM POLICE OFFICER** (Representatives McCormick, Folwell, McGee and Womble; Primary Sponsors). Representative Weiss was recognized to present the resolution. Representative Love moved for a favorable report, and the motion carried.

**HJR 1901 - A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF GEORGE MILTON HOLMES, FORMER MEMBER OF THE GENERAL ASSEMBLY** (Representatives McCormick, Dollar, Daughtry and Dockham; Primary Sponsors). Representative Luebke was recognized to present the resolution. Representative Luebke moved for a favorable report, and the motion carried.

The meeting adjourned at 1:05pm.

Respectfully submitted:

  
\_\_\_\_\_  
Representative Bill Owens  
Chair

  
\_\_\_\_\_  
Linda Altman Johnson  
Rules Committee Assistant



## ATTENDANCE

## **RULES, CALENDAR, AND OPERATIONS OF THE HOUSE**

(Name of Committee)

[illegible]

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**1**

**HOUSE JOINT RESOLUTION 1722**

---

**Sponsors:** Representatives McLawhorn, E. Warren, Williams (Primary Sponsors); Hughes, Pierce, and Rapp.

---

**Referred to:** Rules, Calendar, and Operations of the House.

---

May 17, 2010

**A JOINT RESOLUTION HONORING THE TWO HUNDRED FIFTIETH ANNIVERSARY  
OF PITT COUNTY.**

Whereas, on November 17, 1760, the Colonial Assembly passed an act effective January 1, 1761, dividing Beaufort County into Beaufort and Pitt Counties; and

Whereas, the new county would be named for William Pitt, Earl of Chatham, who was, at that time, the Prime Minister of England; and

Whereas, the citizens of Pitt County have made significant contributions to the social, cultural, political, and economic prosperity of the State of North Carolina; and

Whereas, Pitt County has continued to grow and prosper through the continued dedication, insight, and planning of the county's elected leaders and concerned citizens; and

Whereas, this occasion is worthy of celebration, and therefore, plans have been made to celebrate the county's historic 250<sup>th</sup> anniversary with activities throughout the 2010 calendar year; Now, therefore,

Be it resolved by the House of Representatives, the Senate concurring:

**SECTION 1.** The General Assembly honors the founders of Pitt County and congratulates the county on its 250<sup>th</sup> anniversary.

**SECTION 2.** The Secretary of State shall transmit a certified copy of this resolution to the Honorable Kenneth R. Ross, Chairman of the Pitt County Board of Commissioners.

**SECTION 3.** This resolution is effective upon ratification.



\* H 1 7 2 2 - V - 1 \*

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

☐ Committee Substitute for

**HJR 1722**

A JOINT RESOLUTION HONORING THE TWO HUNDRED  
FIFTIETH ANNIVERSARY OF PITT COUNTY.

☒ With a favorable report.

**(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 bill/resolution is placed on the Calendar of \_\_\_\_\_.

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009

H

1

HOUSE JOINT RESOLUTION 1869

---

Sponsors: Representatives Hurley, Brubaker (Primary Sponsors); Carney, Dockham, Harrison, and Hughes.

---

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

---

May 20, 2010

1 A JOINT RESOLUTION HONORING THE RANDOLPH COUNTY VETERANS HONOR  
2 GUARD.

3 Whereas, as a result of the United States' decision to abandon its practice of  
4 providing military funeral rites for deceased veterans, a group of veterans in Randolph County  
5 formed an organization known as the "Randolph County Honor Guard" in 1990; and

6 Whereas, the Randolph County Honor Guard set out to provide military honors free  
7 of charge at the funeral of any honorably discharged veteran buried in Randolph County; and

8 Whereas, the organization began with 18 members: Robert Cheatham, Frank Davis,  
9 Frank Rose, Wayland Ingold, Gary Edwards, Leonard Auman, G. Tom Moore, H.H. Bolton,  
10 Arthur Coble, Leroy Diggs, Charles Morton, William Grant, Terry Stutts, Carl Odham, Doug  
11 White, George E. Brown, Odell Hayes, and Martin Shaw; and

12 Whereas, the initial uniforms for the Randolph County Honor Guard consisted of  
13 blue coveralls, white gloves, a white web belt, a helmet liner painted white, and 1903  
14 Springfield rifles; and

15 Whereas, during its first year, the Randolph County Honor Guard performed at less  
16 than 10 funerals but were soon sought after to perform throughout the county and surrounding  
17 areas; and

18 Whereas, by 1998, the organization had provided military honors at 100 funerals  
19 and had grown in membership to 30 people; and

20 Whereas, in 2002, the honor guard grew in membership to 40 people and performed  
21 at 200 funerals; and

22 Whereas, today the Randolph County Honor Guard has 83 members and provides  
23 military honors to more than 400 veterans annually within a 50-mile radius of Randolph  
24 County; and

25 Whereas, the Randolph County Honor Guard also provides patriotic programs for  
26 schools and churches and performs at parades and other community events; and

27 Whereas, membership in the Randolph County Honor Guard is open to any  
28 honorably discharged veteran who is willing to volunteer at least nine hours each month; and

29 Whereas, the organization recently lost one of its founding members, Frank T. Rose,  
30 who was laid to rest on January 26, 2010, with full military honors performed by the Randolph  
31 County Honor Guard; Now, therefore,

32 Be it resolved by the House of Representatives, the Senate concurring:

33 **SECTION 1.** The General Assembly expresses its appreciation to the members of  
34 the Randolph County Honor Guard for the invaluable service they perform for the State's  
35 veterans in Randolph County and the surrounding areas.



1           **SECTION 2.** The General Assembly honors the life and memory of Frank T. Rose  
2 for helping to establish and participating in the Randolph County Honor Guard. He was also  
3 very instrumental in getting the Veteran Memorial in Asheboro for Randolph County Veterans  
4 and served as the past State Commander of the American Legion.

5           **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
6 resolution to the Randolph County Honor Guard and the family of Frank T. Rose.

7           **SECTION 4.** This resolution is effective upon ratification.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

---

☐ Committee Substitute for

**HJR 1869** A JOINT RESOLUTION HONORING THE RANDOLPH COUNTY  
VETERANS HONOR GUARD.

☒ With a favorable report.

**(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 bill/resolution is placed on the Calendar of \_\_\_\_\_.

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**1**

**HOUSE JOINT RESOLUTION 1900**

---

**Sponsors:** Representatives McCormick, Folwell, McGee, Womble (Primary Sponsors); Blust, Boles, Brown, Cleveland, Cole, Dockham, Dollar, E. Floyd, Frye, Gibson, Goodwin, Holliman, Holloway, Hughes, Hurley, Ingle, Killian, Lewis, McElraft, Mills, Parmon, Randleman, Rhyne, Sager, Setzer, Tillis, and R. Warren.

---

**Referred to:** Rules, Calendar, and Operations of the House.

---

May 20, 2010.

**A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF SERGEANT  
MICKEY HUTCHENS, FALLEN WINSTON-SALEM POLICE OFFICER.**

Whereas, Mickey Hutchens was born November 6, 1958, to Shirley and Donald Hutchens; and

Whereas, Mickey graduated from Forbush High School in 1976 and earned an Associate's Degree from Surry Community College in 1979 and a Bachelor of Arts from Gardner-Webb University in 1981; and

Whereas, Mickey Hutchens was a faithful member of Forbush Baptist Church, where he served as a deacon and volunteered for local mission work; and

Whereas, Mickey Hutchens was a member of the Winston-Salem Police Department for 27 years, during which time he served as a juvenile detective and worked in the Department's Office of Professional Standards among his many assignments; and

Whereas, Mickey Hutchens died on October 12, 2009, due to the injuries he received from a gunshot wound while responding to a call on October 7, 2009; and

Whereas, Mickey Hutchens was respected, admired, and loved by those who knew him and those who had the privilege of working with him; and

Whereas, Mickey Hutchens is survived by his wife Beth Hutchens; daughters Jill and Leah; mother Shirley and stepfather Donald Bowen; and sisters Sherri and Wendy; Now, therefore,

Be it resolved by the House of Representatives, the Senate concurring:

**SECTION 1.** The General Assembly honors the memory of Sergeant Mickey Hutchens and expresses the appreciation of this State and its citizens for the outstanding dedication and service as a law enforcement officer.

**SECTION 2.** The General Assembly extends its sympathy to the family of Sergeant Mickey Hutchens for the loss of a beloved family member.

**SECTION 3.** The Secretary of State shall transmit a certified copy of this resolution to the family of Sergeant Mickey Hutchens.

**SECTION 4.** This resolution is effective upon ratification.



**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

---

☐ Committee Substitute for

**HJR 1900**

A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF  
SERGEANT MICKEY HUTCHENS, FALLEN WINSTON-SALEM POLICE OFFICER.

☒ With a favorable report.

**(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 bill/resolution is placed on the Calendar of \_\_\_\_\_.



**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**1**

**HOUSE JOINT RESOLUTION 1901**

---

Sponsors: Representatives McCormick, Dollar, Daughtry, Dockham (Primary Sponsors); M. Alexander, Barnhart, Blackwood, Blust, Boles, Brown, Brubaker, Carney, Cleveland, Coates, Cole, Crawford, Current, Folwell, Frye, Gibson, Gillespie, Glazier, Goodwin, Gulley, Harrison, Holliman, Holloway, Hughes, Hurley, Ingle, Justus, Killian, Langdon, Lewis, Love, Lucas, Martin, May, McElraft, McGee, McLawhorn, Mills, Randleman, Rhyne, Sager, Setzer, Spear, Stam, Starnes, Steen, Tarleton, Tillis, Tucker, R. Warren, Weiss, Wiley, and Williams.

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

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May 20, 2010

1 A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF GEORGE MILTON  
2 HOLMES, FORMER MEMBER OF THE GENERAL ASSEMBLY.

3 Whereas, George Milton Holmes was born in Surry County on June 20, 1929, the  
4 son of John William Holmes and Thelma Elizabeth Dobie Holmes; and

5 Whereas, George Milton Holmes graduated from Western High School in  
6 Washington, D.C., and obtained an undergraduate degree from Appalachian State University;  
7 and

8 Whereas, upon graduating from college, George Milton Holmes served as a teacher  
9 and coach for the football, baseball, and basketball teams from 1954 to 1956 at West Yadkin  
10 High School; and

11 Whereas, George Milton Holmes joined a family-owned insurance company in  
12 1956, later serving as the company's owner and president for a number of years before  
13 establishing Holmes and Associates; and

14 Whereas, George Milton Holmes served with honor and distinction for 16 terms in  
15 the North Carolina House of Representatives from 1975 to 1976 and from 1979 to 2008; and

16 Whereas, during his tenure in the General Assembly, George Milton Holmes served  
17 on a number of committees, including Election Law and Campaign Finance Reform, Financial  
18 Institutions, Judiciary, Public Utilities, and Appropriations, where he served as cochair from  
19 1995 to 1998; and

20 Whereas, George Milton Holmes served as the Minority Whip from 1981 to 1982  
21 and as Minority Party Joint Caucus Leader from 1983 to 1984; and

22 Whereas, George Milton Holmes also made significant contributions as a member  
23 of the Governor's Crime Study Commission and Fire and Casualty Rate Study Commission and  
24 as a member of the Board of Directors of the First Union National Bank in Yadkinville; and

25 Whereas, George Milton Holmes was active in his community, serving as a Shriner  
26 of the Oasis Temple and as a member of the Yadkin Masonic Lodge 162, A. F. & A. M.;  
27 Winston-Salem Consistory of Scottish Rite; and Flat Rock Baptist Church; and

28 Whereas, George Milton Holmes received numerous honors and awards for his  
29 good deeds, including the Distinguished Alumni Award from Appalachian State University,  
30 Order of the Long Leaf Pine, and the Yadkin County Commerce Public Service Award; and



1           Whereas, George Milton Holmes was instrumental in helping Appalachian State  
2 University obtain funding for a new arena, which was named the George M. Holmes  
3 Convocation Center in his honor; and

4           Whereas, George Milton Holmes died on December 31, 2009, at the age of 80; and

5           Whereas, George Milton Holmes is survived by his wife, Barbara Ann Ireland  
6 Holmes; daughter and son-in-law, Jennifer Leigh Holmes Crawley and Sid Crawley; and three  
7 grandchildren, Amanda Crawley, Megan Crawley, and Jennifer Crawley; and

8           Whereas, George Milton Holmes will be remembered by all who knew him as a  
9 man who was devoted to his family, his community, and to public service; Now, therefore,

10 Be it resolved by the House of Representatives, the Senate concurring:

11           **SECTION 1.** The General Assembly of North Carolina honors the memory of  
12 George Milton Holmes and expresses the deep gratitude and appreciation of this State and its  
13 citizens for his life and service to North Carolina.

14           **SECTION 2.** The General Assembly of North Carolina expresses its deep sorrow  
15 to the family of George Milton Holmes for the loss of a beloved family member.

16           **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
17 resolution to the family of George Milton Holmes.

18           **SECTION 4.** This resolution is effective upon ratification.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

---

☐ Committee Substitute for

**HJR 1901**                      A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF  
GEORGE MILTON HOLMES, FORMER MEMBER OF THE GENERAL ASSEMBLY.

☒ With a favorable report.

**(FOR JOURNAL USE ONLY)**

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

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

# VISITOR REGISTRATION SHEET

## RULES, CALENDAR & OPERATIONS OF THE HOUSE

Name of Committee

**Date**

May 25, 2010

**VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK**

NAME \_\_\_\_\_

**FIRM OR AGENCY AND ADDRESS**

Thomas Moore

For Sister & Wells

Doug Lassie

NCSTA

Handwritten signature: *John*

Rep. Luebke

Bill Luton

Elizabeth City - Pasquotank School Board Member

Tenni Owen

Dulce Unir-

HOUSE PAGES

NAME OF COMMITTEE Rules DATE 5/25/10

1. Name: Arlene Piña

County: Hoke

Sponsor: Hackney

2. Name: Shanita Dildy-Goings

County: Nash

Sponsor: Joe Hackney

3. Name: \_\_\_\_\_

County: \_\_\_\_\_

Sponsor: \_\_\_\_\_

4. Name: \_\_\_\_\_

County: \_\_\_\_\_

Sponsor: \_\_\_\_\_

5. Name: \_\_\_\_\_

County: \_\_\_\_\_

Sponsor: \_\_\_\_\_

SGT-AT-ARM

1. Name: ~~Young Bae~~ John Brandon

2. Name: James Worth

3. Name: William Bass

4. Name: \_\_\_\_\_

**Linda A. Johnson (Rep. Owens)**

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**From:** Linda A. Johnson (Rep. Owens)  
**Sent:** Friday, May 21, 2010 9:27 AM  
**To:** Rep. Marian McLawhorn; Rep. Pat Hurley; Rep. Darrell G. McCormick; @House/Rules; @HouseCommitteeNotice; Giles Perry (Research); Wendy Graf Ray (Research)  
**Cc:** Susan Burleson (Rep. McLawhorn); Nicole McGuinness (Rep. Hurley); Anne Murtha (Rep. McCormick)  
**Subject:** House Rules, Calendar, and Operations of the House Committee Meeting Notice for Tuesday, May 25, 2010

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

You are hereby notified that the Committee on **RULES, CALENDAR, AND OPERATIONS OF THE HOUSE** will meet as follows:

**DAY & DATE:** Tuesday, May 25, 2010

**TIME:** 1:00 PM

**LOCATION:** LOB 421

The following bills will be considered:

HJR 1722	Honoring the 250 <sup>th</sup> Anniversary of Pitt County	Representative McLawhorn
HJR 1869	Honoring the Randolph County Veterans Honor Guard	Representative Hurley
HJR 1900	Honoring the Life and Memory of Sergeant Mickey Hutchens	Representative McCormick
HJR 1901	Honoring the Life and Memory of George Milton Holmes	Representative McCormick

Respectfully,  
Representative Owens, Chair

I hereby certify this notice was filed by the committee assistant at the following offices at 11:00 o'clock on **May 21, 2009**.

05/21/2010

x Principal Clerk  
x Reading Clerk – House Chamber

**Linda A. Johnson** (Committee Assistant)

# **RULES, CALENDAR, AND OPERATIONS OF THE HOUSE**

## **AGENDA**

**1:00pm - June 1, 2010  
LOB 421**

**Representative Bill Owens Presiding**

### **Remarks**

**HB 1251 Colonial Spanish Mustang as State Horse Representative England  
(Senate Committee Substitute)**

**HJR 2038 CPR Awareness Week  
Representative Carney  
Representative England  
Representative Justice  
Representative Wilkins**

**HJR 2051 Little Switzerland Centennial  
Representative Gillespie  
Representative Frye**

### **Adjourn**



# **MINUTES RULES, CALENDAR, AND OPERATIONS OF THE HOUSE**

**JUNE 1, 2010**

The Committee on Rules, Calendar and Operations of the House met on June 1, 2010 at 1:00pm in Room 421 of the Legislative Office Building. The following members were present: Representative Owens, Chair; Representatives Hill, Vice-Chair; Luebke, Vice-Chair; Ross, Vice-Chair; Crawford, Current, Howard, Justice, Love, McLawhorn and Weiss.

The following bill and resolutions were considered:

**Senate Committee Substitute with Title Change for:**

**HB 1251 - A BILL TO BE ENTITLED AN ACT DESIGNATING THE COLONIAL SPANISH MUSTANG AS THE OFFICIAL STATE HORSE OF THE STATE OF NORTH CAROLINA** (Representative England, Primary Sponsor). Representative Ross chaired for Representative Owens to explain the Senate Committee Substitute. Representative Justice made the motion to concur with the Senate Committee Substitute, and the motion passed.


**HJR 2038 - A JOINT RESOLUTION RECOGNIZING CARDIOPULMONARY RESUSCITATION (CPR) AND AUTOMATED EXTERNAL DEFIBRILLATOR (AED) AWARENESS WEEK** (Representatives Carney, England, Justice and Wilkins; Primary Sponsors). Representative Carney was recognized to present the resolution. Representative Ross moved for a favorable report, and the motion carried.

**HJR 2051 - A JOINT RESOLUTION HONORING THE CENTENNIAL OBSERVANCE OF LITTLE SWITZERLAND** (Representative Gillespie and Frye; Primary Sponsors). Representative Gillespie was recognized to present the resolution. Representative Howard moved for a favorable report, and the motion carried.

The meeting adjourned at 1:10pm.

Respectfully submitted:

  
\_\_\_\_\_  
Representative Bill Owens  
Chair

  
\_\_\_\_\_  
Linda Altman Johnson  
Rules Committee Assistant

## ATTENDANCE

## RULES, CALENDAR, AND OPERATIONS OF THE HOUSE

(Name of Committee)

[illegible]

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009

H

3

HOUSE BILL 1251  
Committee Substitute Favorable 5/13/09  
Senate Rules and Operations of the Senate Committee Substitute Adopted 5/26/10

Short Title: Colonial Spanish Mustang as State Horse.

(Public)

Sponsors:

Referred to:

April 9, 2009

A BILL TO BE ENTITLED  
AN ACT DESIGNATING THE COLONIAL SPANISH MUSTANG AS THE OFFICIAL  
HORSE OF THE STATE OF NORTH CAROLINA.

Whereas, the wild horses living along the Outer Banks of North Carolina are considered to be descendants of the horses brought to the Americas by Spanish explorers and colonists beginning in the 16<sup>th</sup> century; and

Whereas, these horses are known as Colonial Spanish Mustangs; and

Whereas, these Colonial Spanish Mustangs have played a significant role in the history and culture of North Carolina's coastal area for hundreds of years; Now, therefore, The General Assembly of North Carolina enacts:

**SECTION 1.** Chapter 145 of the General Statutes is amended by adding a new section to read:

**"§ 145-31. State horse.**

**The Colonial Spanish Mustang is adopted as the official horse of the State of North Carolina."**

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



\* H 1 2 5 1 - V - 3 \*

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

---

☒ Senate Committee Substitute for

**HB 1251** A BILL TO BE ENTITLED AN ACT DESIGNATING THE  
COLONIAL SPANISH MUSTANG AS THE OFFICIAL HORSE OF THE STATE OF NORTH  
CAROLINA.

☒ With recommendation that the House concur.

**(FOR JOURNAL USE ONLY)**

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

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

**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2009**

**H**

**1**

**HOUSE JOINT RESOLUTION 2038**

---

**Sponsors:** Representatives Carney, England, Justice, Wilkins (Primary Sponsors); K. Alexander, M. Alexander, Blackwell, Blust, Cotham, Crawford, Current, Dockham, Faison, Farmer-Butterfield, Fisher, Gill, Glazier, Goforth, Goodwin, Gulley, Haire, Harrison, Hilton, Holliman, Hughes, Hurley, Iler, Ingle, Insko, Jackson, Jeffus, Justus, Killian, Langdon, Love, Lucas, Luebke, Mackey, Martin, McElraft, McGee, McLawhorn, Michaux, Mobley, Moore, Neumann, Parfitt, Randleman, Rapp, Ross, Sager, Samuelson, Setzer, Stam, Steen, Stewart, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, Weiss, Williams, and Wray.

---

**Referred to:** Rules, Calendar, and Operations of the House.

---

May 26, 2010

1 A JOINT RESOLUTION RECOGNIZING CARDIOPULMONARY RESUSCITATION  
2 (CPR) AND AUTOMATED EXTERNAL DEFIBRILLATOR (AED) AWARENESS  
3 WEEK.

4       Whereas, heart disease affects men, women, and children of every age and race in  
5 the United States, and it continues to be the leading cause of death in America; and

6       Whereas, approximately 295,000 emergency medical services-treated  
7 out-of-hospital cardiac arrests occur annually nationwide; and

8       Whereas, nearly 92 percent of sudden cardiac arrest victims die before being  
9 discharged from a hospital; and

10       Whereas, sudden cardiac arrest results from an abnormal heart rhythm in most  
11 adults, often ventricular fibrillation; and

12       Whereas, only 31.4 percent of out-of-hospital cardiac arrest victims receive  
13 bystander cardiopulmonary resuscitation (CPR); and

14       Whereas, prompt delivery of CPR more than doubles the victim's chance of survival  
15 by helping to maintain vital blood flow to the heart and brain, increasing the amount of time in  
16 which an electric shock from a defibrillator may be effective; and

17       Whereas, an automated external defibrillator (AED), even when used by a  
18 bystander, is safe, easy to operate, and, if used immediately after the onset of sudden cardiac  
19 arrest, highly effective in terminating ventricular fibrillation so the heart can resume a normal,  
20 effective rhythm; and

21       Whereas, for every minute without bystander CPR, survival from witnessed cardiac  
22 arrest decreases 7-10 percent; and

23       Whereas, the interval between the 911 telephone call and the arrival of emergency  
24 medical services personnel is usually longer than five minutes; therefore, a cardiac arrest  
25 victim's survival is likely to depend on a public trained in CPR and AED use and access to  
26 these lifesaving devices; and

27       Whereas, the American Heart Association, the American Red Cross, and the  
28 National Safety Council are preparing a public awareness and training campaign on CPR and  
29 AED use to be held during the first week of June; and



\* H 2 0 3 8 - V - 1 \*

1           Whereas, the General Assembly joins the national campaign in recognizing CPR  
2 and AED Awareness Week and pauses to pay tribute to those who have helped to improve the  
3 chances for survival of those having sudden cardiac arrests, including Dr. Peter Safar, who is  
4 often referred to as "the Father of CPR" as a result of his pioneering cardiopulmonary  
5 resuscitation techniques; Now, therefore,

6 Be it resolved by the House of Representatives, the Senate concurring:

7           **SECTION 1.** The General Assembly recognizes June 1 through 7, 2010, as CPR  
8 and AED Awareness Week, commends the good work of the American Heart Association, the  
9 American Red Cross, and the National Safety Council, and encourages all Americans to  
10 become properly trained in CPR and AED usage.

11           **SECTION 2.** The General Assembly honors the memory of Dr. Peter Safar and  
12 others for their contributions in improving the chances for survival for people having cardiac  
13 arrests.

14           **SECTION 3.** This resolution is effective upon ratification.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

---

☐ Committee Substitute for

**HJR 2038** A JOINT RESOLUTION RECOGNIZING CARDIOPULMONARY  
RESUSCITATION (CPR) AND AUTOMATED EXTERNAL DEFIBRILLATOR (AED)  
AWARENESS WEEK.

☒ With a favorable report.

**(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 bill/resolution is placed on the Calendar of \_\_\_\_\_.

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**1**

**HOUSE JOINT RESOLUTION 2051**

---

**Sponsors:** Representatives Gillespie, Frye (Primary Sponsors); Blackwell and Starnes.

---

**Referred to:** Rules, Calendar, and Operations of the House.

---

May 27, 2010

1 A JOINT RESOLUTION HONORING THE CENTENNIAL OBSERVANCE OF LITTLE  
2 SWITZERLAND.

3 Whereas, the community known as Little Switzerland was settled by Scotch-Irish  
4 and German families in the late 1700s and originally called Phenoy; and

5 Whereas, in June of 1909, Heriot Clarkson, a lawyer from Charlotte who had served  
6 as a State representative and later served as a State Supreme Court justice, travelled with a  
7 small group of people to Grassy Mountain in search of land for a summer retreat; and

8 Whereas, Heriot Clarkson settled upon an area atop Chestnut Ridge that provided  
9 stunning views of the mountains in the area; and

10 Whereas, on September 4, 1909, Heriot Clarkson organized the Switzerland  
11 Company with John B. Alexander, Charles H. Duls, J.A. Durham, K.S. Finch, C.E. Mason,  
12 Frank M. Shannonhouse, A.C. Summerville, W.H. Sumner, and D.A. Tompkins; and

13 Whereas, the Switzerland Company purchased 1,100 acres between McDowell and  
14 Mitchell Counties and named the area "Little Switzerland" because the mountains in the area  
15 resembled the Jura Mountains in Switzerland; and

16 Whereas, on February 10, 1910, the Switzerland Company began selling lots to  
17 future residents; and

18 Whereas, Little Switzerland served as the site for boys' and girls' camps, including  
19 Camp As-You-Like-It, one of the first girls' camps to open in Western North Carolina; and

20 Whereas, one of Little Switzerland's residents included Harriet Morehead Berry,  
21 known as the "Mother of Good Roads in North Carolina," who helped to promote the Good  
22 Roads Movement, which resulted in the creation of the State's modern highway system; and

23 Whereas, the success of Little Switzerland was due in part to better roads which  
24 aided in attracting businesses and tourists to the area; and

25 Whereas, after 100 years as a resort community, Little Switzerland continues to  
26 thrive; and

27 Whereas, the citizens of Little Switzerland have been actively preparing for the  
28 community's centennial celebration through a number of community events; Now, therefore,  
29 Be it resolved by the House of Representatives, the Senate concurring:

30 **SECTION 1.** The General Assembly honors the founders of Little Switzerland and  
31 joins the community's citizens in celebrating the community's centennial observance.

32 **SECTION 2.** The Secretary of State shall transmit a certified copy of this  
33 resolution to the Little Switzerland Centennial Celebration Committee.

34 **SECTION 3.** This resolution is effective upon ratification.





**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

---

☐ Committee Substitute for

**HJR 2051**                      A JOINT RESOLUTION HONORING THE CENTENNIAL  
OBSERVANCE OF LITTLE SWITZERLAND.

☒ With a favorable report.

**(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 bill/resolution is placed on the Calendar of \_\_\_\_\_.

## VISITOR REGISTRATION SHEET

RULES, CALENDAR & OPERATIONS OF THE HOUSE

June 1, 2010

Name of Committee

Date

VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK

NAME

FIRM OR AGENCY AND ADDRESS

Daniel Auburn	Electric Cities of N.C.
Ardis Watkins	SEANC
Suzanne Beasley	SEANC
Michael A. Thompson	Nominations
James Cameron	Rep. Seamus
Brad A. Sahar	Intern (Glazier)
Brandon McPherson	Intern (Yongue / Alexander)

# VISITOR REGISTRATION SHEET

## RULES, CALENDAR & OPERATIONS OF THE HOUSE

Name of Committee

**Date**

June 1, 2010

**VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK**

NAME \_\_\_\_\_

**FIRM OR AGENCY AND ADDRESS**

Hassan Kari

NCCN

Lore Stallard

Rep. Ross' Office

TRAVIS FAIR

The Winston Salem Journal

HOUSE PAGES

NAME OF COMMITTEE Rules DATE 6-1-10

1. Name: Jordan Lewis

County: Wake

Sponsor: Rep. Sutton

2. Name: ~~Tyler~~ Andreas

County: ~~Wake~~

Sponsor: ~~Stam~~

3. Name: ~~Zachary Almond~~

County: ~~Stanly~~

Sponsor: ~~Stam~~

4. Name: ~~Devon McNeill~~

County: ~~Robeson~~

Sponsor: ~~Charles Rine~~

5. Name: Tajae Bailey

County: Wake

Sponsor: Kelly Alexander

SGT-AT-ARM

1. Name: Reggie Sills

2. Name: KEN Bourroughs

3. Name: \_\_\_\_\_

4. Name: \_\_\_\_\_

**Linda A. Johnson (Rep. Owens)**

---

**From:** Linda A. Johnson (Rep. Owens)  
**Sent:** Monday, May 31, 2010 12:51 PM  
**To:** Rep. Becky Carney; Rep. Bob England; Rep. Carolyn H. Justice; Rep. Winkie Wilkins; Rep. Mitch Gillespie; Rep. Phillip D. Frye; @House/Rules; @HouseCommitteeNotice; Giles Perry (Research); Wendy Graf Ray (Research)  
**Cc:** Ann Jordan (Rep. Carney); Lisa Brown (Rep. England); Vivian Sherrell (Rep. Justice); Nancy Brantley (Rep. Wilkins); Cindy Hobbs (Rep. Gillespie); Mary Hayes (Rep. Frye)  
**Subject:** <NCGA> House Rules, Calendar, and Operations of the House Committee Meeting Notice for Tuesday, June 01, 2010

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

You are hereby notified that the Committee on **Rules, Calendar, and Operations of the House** will meet as follows:

**DAY & DATE:** Tuesday, June 1, 2010  
**TIME:** 1:00 pm  
**LOCATION:** LOB 421

The following bills will be considered:

HJR 2038 CPR Awareness Week

Representative Carney  
Representative England  
Representative Justice  
Representative Wilkins

HJR 2051 Little Switzerland Centennial

Representative Gillespie  
Representative Frye

Respectfully,  
Representative Owens, Chair

I hereby certify this notice was filed by the committee assistant at the following offices at  
2:00pm o'clock on **May 31, 2009**.

x Principal Clerk  
x Reading Clerk – House Chamber

**Linda A. Johnson** (Committee Assistant)

05/31/2010

# **RULES, CALENDAR, AND OPERATIONS OF THE HOUSE**

## **AGENDA**

**1:00pm - June 15, 2010  
LOB 421**

**Representative Bill Owens Presiding**

### **Remarks**

**HJR 1789 Honoring the Founders of Town of Tryon  
On the Town's 125<sup>th</sup> Anniversary**

**Representative Guice**

**HJR 1908 Honoring the Life and Memory of Ernest  
Hertford "E.H." Bishop, Jr.**

**Representative Williams  
Representative Martin**

**HJR 2071 Honoring the Life and Memory of Myrna  
Miller Wellons**

**Representative M. Alexander  
Representative Insko**

**HJR 2074 Honoring the Public Service of  
Hoyt Patrick Taylor, Sr.  
and Hoyt Patrick Taylor, Jr.**

**Representative Gibson  
Representative Current**

**Adjourn**

# **MINUTES RULES, CALENDAR, AND OPERATIONS OF THE HOUSE**

**JUNE 15, 2010**

The Committee on Rules, Calendar and Operations of the House met on June 15, 2010 at 1:00pm in Room 421 of the Legislative Office Building. The following members were present: Representative Owens, Chair; Representatives Hill, Vice-Chair; Luebke, Vice-Chair; Ross, Vice-Chair; Bell, Justice, Love, McLawhorn, Setzer, Steen, and Weiss

The following resolutions were considered:

**HJR 1789 - A JOINT RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF TRYON ON THE TOWN'S ONE HUNDREDTH TWENTY-FIFTH ANNIVERSARY** (Representative Guice, Primary Sponsor). Representative Owens recognized Representative Guice to present the resolution. Representative McLawhorn moved for a favorable report, and the motion passed.


**HJR 1908 - A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ERNEST HERTFORD "E. H." BISHOP, JR.** (Representative Williams and Martin, Primary Sponsors). Representative Williams was recognized to present the resolution. Representative Hill moved for a favorable report, and the motion passed.


**HJR 2071 - A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF MYRNA MILLER WELLONS, AND ADVOCATE FOR SOCIAL WELFARE AND WOMEN'S RIGHTS** (Representative M. Alexander and Insko, Primary Sponsors). Representative Ross was recognized to present the resolution. Representative Weiss moved for a favorable report, and the motion passed.

**HJR 2074 - A JOINT RESOLUTION HONORING THE PUBLIC SERVICE OF HOYT PATRICK TAYLOR, SR. AND HOYT PATRICK TAYLOR, JR.** (Representative Gibson and Current, Primary Sponsors) Representative Justice made the motion for the committee to consider a Proposed Committee Substitute, and the motion carried. Representative Luebke was recognized to explain the Proposed Committee Substitute for HJR 2074. Representative Ross moved for a favorable report as to the committee substitute resolution, unfavorable as to the original resolution; and the motion passed.

The meeting adjourned at 1:05pm.

Respectfully submitted:

  
Representative Bill Owens  
Chair

  
Linda Altman Johnson  
Rules Committee Assistant

## ATTENDANCE

## RULES, CALENDAR, AND OPERATIONS OF THE HOUSE

(Name of Committee)

[illegible]



**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**1**

**HOUSE JOINT RESOLUTION 1789**

---

**Sponsors:** Representatives Guice; Carney, Dockham, Hughes, and Pierce.

---

**Referred to:** Rules, Calendar, and Operations of the House.

---

May 19, 2010

**A JOINT RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF TRYON ON  
THE TOWN'S ONE HUNDREDTH TWENTY-FIFTH ANNIVERSARY.**

Whereas, in 1767, William Tryon, Royal Colonial Governor of North Carolina, negotiated a treaty line separating lands claimed by settlers from the Cherokee hunting grounds to the west, at which time one of the landmark peaks was named Tryon Mountain; and

Whereas, in 1839, a frontier post office named Tryon was established on Howard Gap Road; and

Whereas, in 1877, the Asheville-Spartanburg Railroad established a line to connect the markets and seaports of the South Carolina Low Country to the people and resources of Western North Carolina, Tennessee, and the Ohio Valley, which had a dramatic impact upon the course of this area's economic and social development; and

Whereas, Tryon City was chartered as an incorporated municipality on March 11, 1885, by the North Carolina General Assembly with the appointment of T.T. Ballenger as Mayor; C.L. Jordan, George A. Smith, and Edwin Anderson as Commissioners; and John M. Dalton as Marshall; and

Whereas, the Town was formally laid out in a half-mile radius circle around the intersection of Pacolet Street and the railroad, a location presently marked by the Town's mascot, the Tryon Horse; and

Whereas, one of Tryon's most distinguished early residents, William Gillette, a noted actor who, in collaboration with Arthur Conan Doyle, created the stage version of Sherlock Holmes in 1889; and

Whereas, on January 9, 1889, the Le Duc sisters established the Lanier Library, as a private subscription library, named in honor of Sidney Lanier, Poet Laureate of the Confederacy, to stimulate the development of the community's civic and cultural character; and

Whereas, in the 1890s, General Ulysses Doubleday, brother of American baseball founder General Abner Doubleday, established his Tryon grape industry on the slopes of Tryon's Laurel Avenue and the slopes of Little Piney Mountain growing white Niagara and red Delaware grapes and initiating an era of highly successful viticulture on Tryon area slopes; and

Whereas, in 1915, Eleanor Vance and Charlotte Yale, late from Biltmore Industries, moved to Tryon and established the Tryon Toymakers and Wood Carvers, which trained local craftsmen for production of artisan furniture and toys which were sold worldwide; and

Whereas, in 1918, Carter P. Brown, noted Michigan hotelier, hearing of the Town's natural beauty and friendly citizens, converted a lodge, formerly used as a tuberculosis sanatorium, into the historical Pine Crest Inn, founded, shortly thereafter, the Tryon Riding and Hunt Club and laid the foundation for Tryon's thriving equestrian cultural tradition; and

Whereas, in 1920, the State Legislature granted Tryon a second charter changing the name from Tryon City to the Town of Tryon; and



Whereas, in 1928, the Tryon Daily Bulletin, the world's smallest daily newspaper, was launched by Seth Vining; and

Whereas, also in 1928, Tryon physicians, Dr. Allen J. Jervey and Dr. Marion C. Palmer, founded the 25-bed St. Luke's Hospital, with funds from an initial bequest by Miss Lucy Embury, a grant from Duke Foundation and \$57,000 contributed by local citizens; and

Whereas, Tryon has contributed to the leadership and historic preservation of the State of North Carolina, sending T.T. Ballenger to serve as State Senator in 1903, Francis T. Bacon to serve as State Representative in 1925 and 1937, Carroll P. Rogers to serve as State Representative in 1929, 1939, and 1941, and as a State Senator in 1945, during which time Rogers cosponsored the bill enabling the State to purchase the site of Tryon Palace in New Bern; and

Whereas, numerous individuals of social, cultural, literary, and cinematic fame have deeply invested themselves in the Town of Tryon, including Lou Hoover, Grace Coolidge, Eleanor Roosevelt, Margaret Culkin Banning, Lady Astor, F. Scott Fitzgerald, Ernest Hemmingway, General George Marshall, and David Niven, among others; and

Whereas, in 1933, internationally renowned singer and human rights activist Nina Simone, née Eunice Waymon, was born in Tryon; and

Whereas, in 1964, a bequest from Violet Parish-Watson requiring matching funds from the public to build a "civic auditorium and arts center" led to the organization and opening in 1969 of the Tryon Fine Arts Center through the vision and hard work of many individuals and arts organizations including Tryon Little Theater, Tryon Concert Association, Tryon Arts & Crafts, and Tryon Painters & Sculptors; and

Whereas, in 1985, Foothills Equestrian Nature Center (F.E.N.C.E.) came into being as a non-profit nature education and outdoor recreation center, built around an original contribution of 112 acres from the Mahler family who had come to Tryon in the 1920s; and

Whereas, in 1992, the Tryon Business Beautification Association, now the Tryon Downtown Development Association, was created by concerned citizens to foster improvements in downtown Tryon; and

Whereas, March 11, 2010, marked the 125<sup>th</sup> anniversary of the original Town Charter; Now, therefore,

Be it resolved by the House of Representatives, the Senate concurring:

**SECTION 1.** The General Assembly honors the memory of the founders of the Town of Tryon and expresses its appreciation for the contributions that these citizens made to the State of North Carolina.

**SECTION 2.** The General Assembly joins the citizens of the Town of Tryon in celebrating the Town's 125<sup>th</sup> anniversary and encourages the people of this State to participate in activities planned through March 10, 2011, to celebrate the Town's historic anniversary.

**SECTION 3.** The Secretary of State shall transmit a certified copy of this resolution to the Mayor of the Town of Tryon.

**SECTION 3.** This resolution is effective upon ratification.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

---

☐ Committee Substitute for

**HJR 1789**                      A JOINT RESOLUTION HONORING THE FOUNDERS OF THE  
TOWN OF TRYON ON THE TOWN'S ONE HUNDREDTH TWENTY-FIFTH  
ANNIVERSARY.

☒ With a favorable report.

**(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 bill/resolution is placed on the Calendar of \_\_\_\_\_.

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**1**

**HOUSE JOINT RESOLUTION 1908**

---

**Sponsors:** Representatives Williams, Martin (Primary Sponsors); and Hughes.

---

**Referred to:** Rules, Calendar, and Operations of the House.

---

May 20, 2010

**A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ERNEST  
HERTFORD "E.H." BISHOP, JR.**

Whereas, Ernest Hertford "E.H." Bishop, Jr., was born on January 22, 1920, in Pantego, North Carolina, to Ernest H. Bishop, Sr., and Betty Elizabeth Judkins Bishop; and

Whereas, E.H. Bishop graduated from Pantego High School in 1938; and

Whereas, E.H. Bishop served his country in the United States Army during World War II, participating in campaigns of Normandy, Northern France, and Central Europe; and

Whereas, E.H. Bishop was wounded in action on July 5, 1944, earning the Silver Star, Bronze Star, and a Purple Heart; and

Whereas, E.H. Bishop was wounded in action again on December 11, 1944, and was awarded Oak Leaf Clusters for his Silver Star, Bronze Star, and Purple Heart; and

Whereas, E.H. Bishop was active in his community, serving as a member of New Hope Church of Christ, a charter member of Pantego Ruritan Club, a former Boy Scout Master, a member of the Beaufort County Board of Education, and a member of the Green Sea Hunting Club; and

Whereas, E.H. Bishop was married to the former Cora Frances Canady for more than 61 years; and

Whereas, E.H. Bishop died Tuesday, May 19, 2009, at the age of 89; and

Whereas, E.H. Bishop is survived by three daughters: Maude E. Bishop, Gloria Bishop Williams and her husband Eddie Williams, and Mary Bishop Alligood and her husband Tommy Alligood; five grandchildren: Murphy Ernest Ratcliff, Jody Elizabeth Ratcliff, Bishop Edward Williams, Madison Jules Alligood, and Breanna Bishop Alligood; two great grandchildren: Morgan Marie Ratcliff and Hunter Bishop Ratcliff; Now, therefore,

Be it resolved by the House of Representatives, the Senate concurring:

**SECTION 1.** The General Assembly honors the memory of Ernest Hertford "E.H." Bishop, Jr., and expresses its appreciation for his service to his country.

**SECTION 2.** The General Assembly extends its sympathy to the family of Ernest Hertford "E.H." Bishop, Jr., for the loss of a beloved family member.

**SECTION 3.** The Secretary of State shall transmit a certified copy of this resolution to the family of Ernest Hertford "E.H." Bishop, Jr.

**SECTION 4.** This resolution is effective upon ratification.



**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

---

☐ Committee Substitute for

**HJR 1908** A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF  
ERNEST HERTFORD "E.H." BISHOP, JR.

☒ With a favorable report.

**(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 bill/resolution is placed on the Calendar of \_\_\_\_\_.

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**1**

**HOUSE JOINT RESOLUTION 2071**

---

**Sponsors:** Representatives M. Alexander and Insko (Primary Sponsors).

---

**Referred to:** Rules, Calendar, and Operations of the House.

---

June 1, 2010

1 A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF MYRNA MILLER  
2 WELLONS, AN ADVOCATE FOR SOCIAL WELFARE AND WOMEN'S RIGHTS.

3 Whereas, Myrna Miller Wellons graduated from the University of North Carolina at  
4 Chapel Hill, where she earned a bachelor's degree and law degree; and

5 Whereas, Myrna Miller Wellons served as Director of Governmental Affairs for  
6 Lilly USA, where she spent much of her time working on issues relating to mental health and  
7 diabetes for a territory that included North Carolina, Virginia, West Virginia, Kentucky,  
8 Tennessee, and Arkansas; and

9 Whereas, prior to working for Lilly USA, Myrna Miller Wellons served as Director  
10 of government relations for the National Association of Social Workers (NASW) North  
11 Carolina Chapter and was president-elect of the board for that organization at the time of her  
12 death; and

13 Whereas, Myrna Miller Wellons served as vice-chair of the North Carolina Diabetes  
14 Advisory Council and as a member of the Mental Health Association of North Carolina; and

15 Whereas, Myrna Miller Wellons served as a guest lecturer at Meredith College,  
16 North Carolina State University, and the University of North Carolina at Chapel Hill; and

17 Whereas, Myrna Miller Wellons earned the respect and admiration of her fellow  
18 colleagues and was sought after to mentor and train social workers across the State; and

19 Whereas, Myrna Miller Wellons died on March 1, 2010, at the age of 40; and

20 Whereas, Myrna Miller Wellons is survived by her husband, Robert Shawn  
21 Wellons; her son, Christopher Wellons; her father, Jack D. Miller; and her brother, Troy Miller;  
22 Now, therefore,

23 Be it resolved by the House of Representatives, the Senate concurring:

24 **SECTION 1.** The General Assembly honors the memory of Myrna Miller Wellons  
25 and extends its appreciation for her dedication to improve the lives of the citizens of this State.

26 **SECTION 2.** The General Assembly extends its sympathy to the family of Myrna  
27 Miller Wellons for the loss of a beloved family member.

28 **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
29 resolution to the family of Myrna Miller Wellons.

30 **SECTION 4.** This resolution is effective upon ratification.



**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

---

☐ Committee Substitute for

**HJR 2071** A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF  
MYRNA MILLER WELLONS, AN ADVOCATE FOR SOCIAL WELFARE AND WOMEN'S  
RIGHTS.

☒ With a favorable report.

**(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 bill/resolution is placed on the Calendar of \_\_\_\_\_.

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**1**

**HOUSE JOINT RESOLUTION 2074\***

---

**Sponsors:** Representatives Gibson and Current (Primary Sponsors).

---

**Referred to:** Rules, Calendar, and Operations of the House.

---

June 14, 2010

**A JOINT RESOLUTION HONORING THE PUBLIC SERVICE OF HOYT PATRICK  
TAYLOR, SR. AND HOYT PATRICK TAYLOR, JR.**

Whereas, many of North Carolina's citizens have served as able and dedicated public servants, including Hoyt Patrick Taylor, Sr. and Hoyt Patrick Taylor, Jr. who are the only father and son to be elected Lieutenant Governor of the State; and

Whereas, Hoyt Patrick Taylor, Sr. was born on June 11, 1890, in Winton, North Carolina, to Simeon P. Taylor and Kate Ward Taylor; and

Whereas, Hoyt Patrick Taylor, Sr. attended Winton High School and Academy and Horner Military Academy and graduated from Wake Forest College; and

Whereas, Hoyt Patrick Taylor, Sr. became a lawyer and went on to serve as Vice-President and Director of Anson Sanatorium and Carolina Concrete Pipe Company and as Director of the Anson Telephone and Telegraph Company, Anson Building and Loan Association, Anson Real Estate and Insurance Company, Hornwood Warp Knitting Company, and the Wadesboro Electric Service Company; and

Whereas, Hoyt Patrick Taylor, Sr. made numerous contributions to his community and his State, including service as Mayor of Wadesboro, Chair of the Board of Trustees of Meredith College, and as a member of the Board of Trustees of The University of North Carolina; and

Whereas, Hoyt Patrick Taylor, Sr. was elected to the General Assembly in 1936 and served in the North Carolina Senate for terms in 1937, 1939, and 1943; and

Whereas, as a distinguished member of the North Carolina Senate, Hoyt Patrick Taylor, Sr. was appointed Chair of the Committees on Finance and Appropriations and was a member of several other committees including, Banks and Currency, Constitutional Amendments, Judiciary, Mental Institutions, Railroads, Unemployment Compensation, Courts and Judicial Districts, Election Laws, Insurance, and Military Affairs; and

Whereas, Hoyt Patrick Taylor, Sr. served as the Legislative Assistant to Governor Robert Cherry from 1945 to 1946 and served as Lieutenant Governor from 1949 to 1953; and

Whereas, Hoyt Patrick Taylor, Sr. also served as a member of the State Board of Education from 1949 to 1953, during which time he served as Chair; and

Whereas, Hoyt Patrick Taylor, Sr. served as a delegate to the 1952 Democratic National Convention; and

Whereas, Hoyt Patrick Taylor, Sr. was active in many charitable and fraternal organizations, including the Anson County Post No. 31 of the American Legion, Wadesboro Rotary and Executives Clubs, Woodmen of the World, Carolina Consistory, Oasis Temple of the Shrine, and the Masons; and

Whereas, Hoyt Patrick Taylor, Sr., served his country as a member of the 371<sup>st</sup> Infantry during World War I and was awarded the Silver Star and Purple Heart; and





Whereas, Hoyt Patrick Taylor, Sr. was a member of the First Baptist Church in Wadesboro; and

Whereas, Hoyt Patrick Taylor, Sr. married Inez Wooten Taylor on June 28, 1923, and to their union had three children, Hoyt Patrick Taylor, Jr., Caroline Corbett Taylor, and Frank Wooten Taylor; and

Whereas Hoyt Patrick Taylor, Sr. died on April 12, 1964, at the age of 74; and

Whereas, Hoyt Patrick "Pat" Taylor, Jr. was born on April 1, 1924, in Wadesboro, North Carolina; and

Whereas, Pat Taylor, Jr. attended the McCallie School in Chattanooga, Tennessee from 1940 to 1942 and received a bachelor's degree in 1945 and a law degree in 1948 from the University of North Carolina at Chapel Hill; and

Whereas, Pat Taylor, Jr. served in the United States Marine Corps from 1945 to 1946 during World War II and from 1951 to 1952 during the Korean War; and

Whereas, Pat Taylor, Jr. practiced law for many years in Wadesboro; and

Whereas, Pat Taylor, Jr. served with honor and distinction in the North Carolina House of Representatives for six consecutive terms between 1955 and 1966; and

Whereas, during his tenure in the General Assembly, Pat Taylor, Jr. was appointed Chair of the Judiciary Committee and Vice-chair of the Committees on Courts and Judicial Districts and Employment Security and served as a member of several other committees, including Finance, Mental Institutions, Insurance, Highway Safety, and Public Utilities; and

Whereas, Pat Taylor, Jr. was elected as Speaker of the House of Representatives during his last term in the General Assembly; and

Whereas, in 1961, Pat Taylor, Jr. became the recipient of the Judge John J. Parker Award, the highest award given by the North Carolina Bar Association, "for conspicuous contributions to the cause of jurisprudence in North Carolina," and in recognition of his efforts in persuading the General Assembly to pass legislation creating a constitutional amendment on court reform; and

Whereas, Pat Taylor, Jr. was the recipient of the University of North Carolina at Chapel Hill School of Law Distinguished Alumni Award for "Distinction Beyond Professional Excellence"; and

Whereas, Pat Taylor, Jr. served as Lieutenant Governor of North Carolina and as a member of the State Board of Education from 1969 to 1973; and

Whereas, during the 1972 Democratic National Convention, Pat Taylor, Jr. was among those who received votes for the Democratic Vice-Presidential nomination; and

Whereas, in 2005, Pat Taylor, Jr. wrote "Fourth Down and Goal to Go," an anthology based on his personal and political experiences in North Carolina; and

Whereas, in 2008, Pat Taylor, Jr. and his wife, Elizabeth Lockhart Taylor, and their families were honored by Southern Piedmont Community College, when the college named the newly renovated facility that houses the college's continuing education operations the Lockhart-Taylor Center and later bestowed an honorary degree; and

Whereas, Pat Taylor, Jr. has served on various boards and committees, including the Board of Trustees of the University of North Carolina at Chapel Hill, the General Alumni Board of the University of North Carolina at Chapel Hill, the Board of Governors of The University of North Carolina, a member of the Board of Trustees of the University of North Carolina at Greensboro, Chair of the Board of Trustees of Blue Cross Blue Shield of North Carolina, and a Director of Anson Bank and Trust Company, and was a Rotarian and 32<sup>nd</sup> Degree Mason; and

Whereas, Pat Taylor, Jr. is a member of Calvary Episcopal Church in Wadesboro; and

1           Whereas, Pat Taylor, Jr. and his wife, Elizabeth, have been married for almost 60  
2 years and are the parents of three children, Elizabeth Ann Taylor, Hoyt Patrick Taylor, III, and  
3 Adam Lockhart Taylor; Now, therefore,

4 Be it resolved by the House of Representatives, the Senate concurring:

5           **SECTION 1.** The General Assembly honors the memory of Hoyt Patrick Taylor,  
6 Sr. and expresses the gratitude and appreciation of this State and its citizens for his life and  
7 service to North Carolina.

8           **SECTION 2.** The General Assembly expresses high esteem and regard for the  
9 accomplishments of Hoyt Patrick "Pat" Taylor, Jr. and acknowledges with gratitude the  
10 distinguished service he provided to his community, State, and nation.

11           **SECTION 3.** The General Assembly also acknowledges and appreciates the  
12 generous action of the Taylor family to donate the personal and political papers and records of  
13 Hoyt Patrick Taylor, Sr. and Hoyt Patrick Taylor, Jr. to the North Carolina State Archives.

14           **SECTION 4.** The General Assembly, in honor of the contributions made by Hoyt  
15 Patrick Taylor, Sr. and Hoyt Patrick Taylor, Jr. to the honorable bodies, further directs the  
16 Legislative Services Division of the General Assembly to display a certified copy of this  
17 resolution together with pictures of Hoyt Patrick Taylor, Sr. and Hoyt Patrick Taylor, Jr. in a  
18 prominent location within the Legislative Building.

19           **SECTION 5.** The Secretary of State shall transmit a certified copy of this  
20 resolution to the family of Hoyt Patrick Taylor, Sr. and to Hoyt Patrick Taylor, Jr.

21           **SECTION 6.** This resolution is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009

H

D

HOUSE JOINT RESOLUTION 2074\*  
PROPOSED COMMITTEE SUBSTITUTE H2074-PCS30524-LG-20

---

Sponsors:

---

Referred to:

---

June 14, 2010

1 A JOINT RESOLUTION HONORING THE PUBLIC SERVICE OF HOYT PATRICK  
2 TAYLOR, SR. AND HOYT PATRICK TAYLOR, JR.

3 Whereas, many of North Carolina's able and dedicated public servants have come  
4 from the same families, and Hoyt Patrick Taylor, Sr. and his son, Hoyt Patrick Taylor, Jr. were  
5 both elected Lieutenant Governor and served during the administrations of W. Kerr Scott and  
6 his son, Robert W. Scott; and

7 Whereas, Hoyt Patrick Taylor, Sr. and Hoyt Patrick Taylor, Jr. are the only  
8 father-son pair to be elected Lieutenant Governor in the State's history; and

9 Whereas, Hoyt Patrick Taylor, Sr. was born on June 11, 1890, in Winton, North  
10 Carolina, to Simeon P. Taylor and Kate Ward Taylor; and

11 Whereas, Hoyt Patrick Taylor, Sr. attended Winton High School and Academy and  
12 Horner Military Academy and graduated from Wake Forest College; and

13 Whereas, Hoyt Patrick Taylor, Sr. became a lawyer and went on to serve as  
14 Vice-President and Director of Anson Sanatorium and Carolina Concrete Pipe Company and as  
15 Director of the Anson Telephone and Telegraph Company, Anson Building and Loan  
16 Association, Anson Real Estate and Insurance Company, Hornwood Warp Knitting Company,  
17 and the Wadesboro Electric Service Company; and

18 Whereas, Hoyt Patrick Taylor, Sr. made numerous contributions to his community  
19 and his State, including service as Mayor of Wadesboro, Chair of the Board of Trustees of  
20 Meredith College, and as a member of the Board of Trustees of The University of North  
21 Carolina; and

22 Whereas, Hoyt Patrick Taylor, Sr. was elected to the General Assembly in 1936 and  
23 served in the North Carolina Senate for terms in 1937, 1939, and 1943; and

24 Whereas, as a distinguished member of the North Carolina Senate, Hoyt Patrick  
25 Taylor, Sr. was appointed Chair of the Committees on Finance and Appropriations and was a  
26 member of several other committees including, Banks and Currency, Constitutional  
27 Amendments, Judiciary, Mental Institutions, Railroads, Unemployment Compensation, Courts  
28 and Judicial Districts, Election Laws, Insurance, and Military Affairs; and

29 Whereas, Hoyt Patrick Taylor, Sr. served as the Legislative Assistant to Governor  
30 Robert Cherry from 1945 to 1946 and served as Lieutenant Governor from 1949 to 1953; and

31 Whereas, Hoyt Patrick Taylor, Sr. also served as a member of the State Board of  
32 Education from 1949 to 1953, during which time he served as Chair; and

33 Whereas, Hoyt Patrick Taylor, Sr. served as a delegate to the 1952 Democratic  
34 National Convention; and

35 Whereas, Hoyt Patrick Taylor, Sr. was active in many charitable and fraternal  
36 organizations, including the Anson County Post No. 31 of the American Legion, Wadesboro



\* H 2 0 7 4 - P C S 3 0 5 2 4 - L G - 2 0 \*

1 Rotary and Executives Clubs, Woodmen of the World, Carolina Consistory, Oasis Temple of  
2 the Shrine, and the Masons; and

3 Whereas, Hoyt Patrick Taylor, Sr., served his country as a member of the 371<sup>st</sup>  
4 Infantry during World War I and was awarded the Silver Star and Purple Heart; and

5 Whereas, Hoyt Patrick Taylor, Sr. was a member of the First Baptist Church in  
6 Wadesboro; and

7 Whereas, Hoyt Patrick Taylor, Sr. married Inez Wooten Taylor on June 28, 1923,  
8 and to their union had three children, Hoyt Patrick Taylor, Jr., Caroline Corbett Taylor, and  
9 Frank Wooten Taylor; and

10 Whereas Hoyt Patrick Taylor, Sr. died on April 12, 1964, at the age of 74; and

11 Whereas, Hoyt Patrick "Pat" Taylor, Jr. was born on April 1, 1924, in Wadesboro,  
12 North Carolina; and

13 Whereas, Pat Taylor, Jr. attended the McCallie School in Chattanooga, Tennessee  
14 from 1940 to 1942 and received a bachelor's degree in 1945 and a law degree in 1948 from the  
15 University of North Carolina at Chapel Hill; and

16 Whereas, Pat Taylor, Jr. served in the United States Marine Corps from 1945 to  
17 1946 during World War II and from 1951 to 1952 during the Korean War; and

18 Whereas, Pat Taylor, Jr. practiced law for many years in Wadesboro; and

19 Whereas, Pat Taylor, Jr. served with honor and distinction in the North Carolina  
20 House of Representatives for six consecutive terms between 1955 and 1966; and

21 Whereas, during his tenure in the General Assembly, Pat Taylor, Jr. was appointed  
22 Chair of the Judiciary Committee and Vice-chair of the Committees on Courts and Judicial  
23 Districts and Employment Security and served as a member of several other committees,  
24 including Finance, Mental Institutions, Insurance, Highway Safety, and Public Utilities; and

25 Whereas, Pat Taylor, Jr. was elected as Speaker of the House of Representatives  
26 during his last term in the General Assembly; and

27 Whereas, in 1961, Pat Taylor, Jr. became the recipient of the Judge John J. Parker  
28 Award, the highest award given by the North Carolina Bar Association, "for conspicuous  
29 contributions to the cause of jurisprudence in North Carolina," and in recognition of his efforts  
30 in persuading the General Assembly to pass legislation creating a constitutional amendment on  
31 court reform; and

32 Whereas, Pat Taylor, Jr. was the recipient of the University of North Carolina at  
33 Chapel Hill School of Law Distinguished Alumni Award for "Distinction Beyond Professional  
34 Excellence"; and

35 Whereas, Pat Taylor, Jr. served as Lieutenant Governor of North Carolina and as a  
36 member of the State Board of Education from 1969 to 1973; and

37 Whereas, during the 1972 Democratic National Convention, Pat Taylor, Jr. was  
38 among those who received votes for the Democratic Vice-Presidential nomination; and

39 Whereas, in 2005, Pat Taylor, Jr. wrote "Fourth Down and Goal to Go," an  
40 anthology based on his personal and political experiences in North Carolina; and

41 Whereas, in 2008, Pat Taylor, Jr. and his wife, Elizabeth Lockhart Taylor, and their  
42 families were honored by Southern Piedmont Community College, when the college named the  
43 newly renovated facility that houses the college's continuing education operations the  
44 Lockhart-Taylor Center and later bestowed an honorary degree; and

45 Whereas, Pat Taylor, Jr. has served on various boards and committees, including the  
46 Board of Trustees of the University of North Carolina at Chapel Hill, the General Alumni  
47 Board of the University of North Carolina at Chapel Hill, the Board of Governors of The  
48 University of North Carolina, a member of the Board of Trustees of the University of North  
49 Carolina at Greensboro, Chair of the Board of Trustees of Blue Cross Blue Shield of North  
50 Carolina, and a Director of Anson Bank and Trust Company, and was a Rotarian and 32<sup>nd</sup>  
51 Degree Mason; and

1           Whereas, Pat Taylor, Jr. is a member of Calvary Episcopal Church in Wadesboro;  
2   and

3           Whereas, Pat Taylor, Jr. and his wife, Elizabeth, have been married for almost 60  
4   years and are the parents of three children, Elizabeth Ann Taylor, Hoyt Patrick Taylor, III, and  
5   Adam Lockhart Taylor; Now, therefore,

6   Be it resolved by the House of Representatives, the Senate concurring:

7           **SECTION 1.** The General Assembly honors the memory of Hoyt Patrick Taylor,  
8   Sr. and expresses the gratitude and appreciation of this State and its citizens for his life and  
9   service to North Carolina.

10          **SECTION 2.** The General Assembly expresses high esteem and regard for the  
11   accomplishments of Hoyt Patrick "Pat" Taylor, Jr. and acknowledges with gratitude the  
12   distinguished service he provided to his community, State, and nation.

13          **SECTION 3.** The General Assembly also acknowledges and appreciates the  
14   generous action of the Taylor family to donate the personal and political papers and records of  
15   Hoyt Patrick Taylor, Sr. and Hoyt Patrick Taylor, Jr. to the people of North Carolina.

16          **SECTION 4.** The General Assembly, in honor of the contributions made by Hoyt  
17   Patrick Taylor, Sr. and Hoyt Patrick Taylor, Jr. to the honorable bodies, further directs the  
18   Legislative Services Division of the General Assembly to display a certified copy of this  
19   resolution together with pictures of Hoyt Patrick Taylor, Sr. and Hoyt Patrick Taylor, Jr. in a  
20   prominent location within the Legislative Building.

21          **SECTION 5.** The Secretary of State shall transmit a certified copy of this  
22   resolution to the family of Hoyt Patrick Taylor, Sr. and to Hoyt Patrick Taylor, Jr.

23          **SECTION 6.** This resolution is effective upon ratification.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

☐ Committee Substitute for

**HJR 2074**

A JOINT RESOLUTION HONORING THE PUBLIC SERVICE OF  
HOYT PATRICK TAYLOR, SR. AND HOYT PATRICK TAYLOR, JR.

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

**(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.

# VISITOR REGISTRATION SHEET

RULES, CALENDAR & OPERATIONS OF THE HOUSE

June 15, 2010

Name of Committee

Date

VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK

NAME

FIRM OR AGENCY AND ADDRESS

Durwood Laughlin

NS

TERRY HANDELY

LT Warren Ford

Barbara Canale

Beca

John Bowdoin

AstraZeneca

# VISITOR REGISTRATION SHEET

## RULES, CALENDAR & OPERATIONS OF THE HOUSE

**Name of Committee****Date**

June 15, 2016

**VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK**

**NAME****FIRM OR AGENCY AND ADDRESS**

Allison Calder

# Paulatics

Paula Wolf

## March of Dimes

Anna Bess Brown

## March of Dimes

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Rep. Luchke



HOUSE PAGES

NAME OF COMMITTEE Rules DATE 6-15-10

1. Name: Mitchell Miller

County: Davie

Sponsor: Howard

2. Name: David Chappell

County: Wake

Sponsor: Hall

3. Name: \_\_\_\_\_

County: \_\_\_\_\_

Sponsor: \_\_\_\_\_

4. Name: \_\_\_\_\_

County: \_\_\_\_\_

Sponsor: \_\_\_\_\_

5. Name: \_\_\_\_\_

County: \_\_\_\_\_

Sponsor: \_\_\_\_\_

SGT-AT-ARM

1. Name: Bob Rossi

2. Name: Bill Bass

3. Name: Reggie Jills

4. Name: \_\_\_\_\_

**Linda A. Johnson (Rep. Owens)**

---

**From:** Linda A. Johnson (Rep. Owens)  
**Sent:** Tuesday, June 15, 2010 9:09 AM  
**To:** Rep. W. David Guice; Rep. Pryor Gibson; Rep. Bill Current; @House/Rules;  
@HouseCommitteeNotice; Giles Perry (Research); Wendy Graf Ray (Research)  
**Cc:** Kerry Guice (Rep. Guice); Susanna Davis (Rep. Gibson); Wendy Miller (Rep. Current)  
**Subject:** <NCGA> House Rules, Calendar, and Operations of the House Committee Meeting Notice for  
Tuesday, June 15, 2010

**Amended Notice to add HJR 1789 and HJR 2074**

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

You are hereby notified that the Committee on **Rules, Calendar, and Operations of the House** will meet as follows:

**DAY & DATE:** Tuesday, June 15, 2010  
**TIME:** 1:00 pm  
**LOCATION:** LOB 421

The following bills will be considered:

HJR 1789	Honoring the Founders of Town of Tryon On the Town's 125 <sup>th</sup> Anniversary	Representative Guice
HJR 1908	Honoring the Life and Memory of Ernest Hertford "E.H." Bishop, Jr.	Representative Williams Representative Martin
HJR 2071	Honoring the Life and Memory of Myrna Miller Wellons	Representative M.Alexander Representative Insko
HJR 2074	Honoring the Public Service of Hoyt Patrick Taylor, Sr. And Hoyt Patrick Taylor, Jr.	Representative Gibson Representative Current

Respectfully,  
Representative Owens, Chair

I hereby certify this notice was filed by the committee assistant at the following offices at

07/21/2010

10:00am o'clock on **June 14, 2009.**

x Principal Clerk

x Reading Clerk – House Chamber

**Linda A. Johnson** (Committee Assistant)

# **RULES, CALENDAR, AND OPERATIONS OF THE HOUSE**

## **AGENDA**

**1:00pm - June 22, 2010  
LOB 421**

**Representative Bill Owens Presiding**

### **Remarks**

**HJR 1790 Honor Transylvania County's 150<sup>th</sup> Anniversary**

**Representative Guice**

**HJR 2076 Honor ADA 20<sup>th</sup> Anniversary**

**Representative Weiss  
Representative Insko  
Representative Wiley  
Representative Blackwell**

**HJR 2077 Honor New Bern's 300<sup>th</sup> Anniversary**

**Representative Underhill  
Representative Wainwright**

### **Adjourn**

# **MINUTES RULES, CALENDAR, AND OPERATIONS OF THE HOUSE**

**JUNE 22, 2010**

The Committee on Rules, Calendar and Operations of the House met on June 22, 2010 at 1:00pm in Room 421 of the Legislative Office Building. The following members were present: Representative Owens, Chair; Representatives Hill, Vice-Chair; Luebke, Vice-Chair; Ross, Vice-Chair; Bell, Current, Insko, Love, McLawhorn, Tillis and Weiss

The following resolutions were considered:

**HJR 1790 - A JOINT RESOLUTION HONORING THE FOUNDERS OF TRANSYLVANIA COUNTY ON THE OCCASION OF THE COUNTY'S ONE HUNDRED FIFTIETH ANNIVERSARY** ( Representative Guice, Primary Sponsor). Representative Guice was recognized to present the resolution. Representative Tillis moved for a favorable report, and the motion carried.


**HJR 2076 - A JOINT RESOLUTION HONORING NORTH CAROLINIANS WITH DISABILITIES AND THEIR ADVOCATES AND HONORING THE TWENTIETH ANNIVERSARY OF THE PASSAGE OF THE AMERICANS WITH DISABILITIES ACT** ( Representative Weiss, Insko, Wiley and Blackwell; Primary Sponsors). Representative Weiss was recognized to present the resolution. Representative Insko moved for a favorable report, and the motion passed.

**HJR 2077 - A JOINT RESOLUTION HONORING THE FOUNDERS OF THE CITY OF NEW BERN ON THE OCCASION OF THE CITY'S THREE HUNDREDTH ANNIVERSARY** (Representatives Underhill and Wainwright, Primary Sponsors). Representatives Underhill and Wainwright were recognized to present the resolution. Representative McLawhorn moved for a favorable report, and the motion passed.

The meeting adjourned at 1:05pm.

Respectfully submitted:

  
\_\_\_\_\_  
Representative Bill Owens  
Chair

  
\_\_\_\_\_  
Linda Altman Johnson  
Rules Committee Assistant

## ATTENDANCE

## **RULES, CALENDAR, AND OPERATIONS OF THE HOUSE**

(Name of Committee)

[illegible]

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**1**

**HOUSE JOINT RESOLUTION 1790\***

---

**Sponsors:** Representatives Guice; Carney, Hughes, and Pierce.

---

**Referred to:** Rules, Calendar, and Operations of the House.

---

May 19, 2010

1 A JOINT RESOLUTION HONORING THE FOUNDERS OF TRANSYLVANIA COUNTY  
2 ON THE OCCASION OF THE COUNTY'S ONE HUNDRED FIFTIETH  
3 ANNIVERSARY.

4 Whereas, Transylvania County was formed from Henderson and Jackson Counties  
5 by an act of the State Legislature in 1861; and

6 Whereas, the act was introduced by Hendersonville attorney and representative of  
7 the House of Commons in the General Assembly, Joseph P. Jordan; and

8 Whereas, Transylvania County's name was derived from the words trans ("across")  
9 and silva or sylva ("woods"); and

10 Whereas, the many tributes and events of historical importance make Transylvania  
11 County truly unique; and

12 Whereas, the City of Brevard, laid out on land donated by Braxton C. Lankford,  
13 Leander S. Gash, and Alex F. England, was established as the county seat in 1868 and was  
14 named for Dr. Ephraim Brevard, who helped write the Declaration of Independence for  
15 Mecklenburg County and served his burgeoning young nation as a surgeon during the  
16 American Revolution; and

17 Whereas, perhaps the most widely known pioneer family in the County's past, the  
18 Gillespie family (formerly Gillaspie), has had a historical impact reaching far beyond the upper  
19 French Broad River as the founders of Transylvania County's famed clan of gunsmiths. The  
20 father, John Gillespie, also fought in the American Revolution and has been added to the  
21 honored roll of veterans of the American War for Independence who were laid to rest in  
22 Transylvania County; and

23 Whereas, in 1902, Joseph S. and Elizabeth Mount Silversteen came to Transylvania  
24 County as a young couple and embarked on a lifetime of business and civic leadership. The  
25 Silversteen family provided jobs for thousands of people throughout the County at their  
26 Toxaway Tanning, Gloucester Lumber, and Rosman Tanning Extract companies in Rosman  
27 and Transylvania Tanning in Brevard. The Silversteen's legacy of civic and cultural  
28 involvement continues to benefit the citizens of Transylvania County today; and

29 Whereas, the original Brevard Rosenwald School for African-Americans was  
30 constructed in 1920 and was a place of learning and of celebrating one's identity and,  
31 furthermore, emphasized the need for the students themselves to be caring, compassionate  
32 citizens; and

33 Whereas, Transylvania County became the State's first public school system to  
34 integrate, beginning in 1963, and became fully integrated in 1966, and Brevard High School  
35 was the first North Carolina high school to field integrated athletic teams, beginning with its  
36 1963 State champion football team; and



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Whereas, Brevard College, an internationally recognized liberal arts institution, formed in 1853, is the oldest college or university in the mountains of Western North Carolina; and

Whereas, residents of Transylvania County take pride in the cultural resources in the County, including the Brevard Music Center, an internationally known summer institute which provides outstanding opportunities for students to learn and work with some of music's acknowledged professionals; an excellent public library known statewide for its high usage and contributions to the community's cultural life; a public school system recognized across North Carolina as of the highest caliber; a broad faith community, with churches throughout the County; and a remarkable array of rich, indigenous mountain music and renowned arts and crafts; and

Whereas, Transylvania County is known as the "Land of Waterfalls," as it is blessed with over 250 waterfalls, partially due to the fact that parts of Transylvania County receive the largest amount of rainfall in the State; and

Whereas, the Blue Ridge Parkway traverses parts of the County, affording spectacular views of the Appalachian Mountains, which reach over 6,000 in feet elevation in the County, with the highest point being Chestnut Knob, which lies northwest of the county seat; and

Whereas, the Cradle of Forestry in America is a 6,500-acre historic site within the Pisgah National Forest which attracts more than 40,000 visitors annually. Officially established in 1968, its roots begin with Carl Schenck's Biltmore Forest School, the first forestry school in America. The Cradle's Forest Discovery Center offers visitors a hands-on experience in conservation, history, and resource management, telling the story of the history of the area and early forest practices; and

Whereas, Transylvania County citizens have always answered the call to serve in our nation's military forces in peace and wartime. Beginning with the Spanish-American War, through World War I, World War II, the Korean Conflict, Vietnam, the Gulf War, and now in Iraq and Afghanistan, our citizens were there. Both men and women served willingly and honorably in the United States Army, Marine Corps, Navy, Air Force, and the Coast Guard. Some did not return, answering the ultimate call; and

Whereas, Transylvania County has contributed to the social, economic, cultural, and political prosperity of the State of North Carolina; and

Whereas, Transylvania County has continued to grow and prosper through the continued dedication, insight, and planning of the County's concerned leaders and citizens; and

Whereas, Transylvania County has a population of approximately 30,000 people; and

Whereas, Transylvania County is divided into nine townships: Balsam Grove, Brevard, Catheys Creek, Cedar Mountain, Dunns Rock, Lake Toxaway, Little River, Pisgah Forest, and Rosman; and

Whereas, plans have been made to celebrate Transylvania County's 150<sup>th</sup> historic anniversary throughout 2011; and

Whereas, this occasion is worthy of celebration and should be enjoyed and supported by all North Carolinians; Now, therefore,

Be it resolved by the House of Representatives, the Senate concurring:

**SECTION 1.** The General Assembly honors the founders of Transylvania County and encourages the citizens of this State to join Transylvania County in demonstrating respect for their history and heritage during the County's 150<sup>th</sup> anniversary.

**SECTION 2.** The Secretary of State shall transmit a certified copy of this resolution to the Chair of the Transylvania County Board of Commissioners.

**SECTION 3.** This resolution is effective upon ratification.



**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

---

☐ Committee Substitute for

**HJR 1790** A JOINT RESOLUTION HONORING THE FOUNDERS OF  
TRANSYLVANIA COUNTY ON THE OCCASION OF THE COUNTY'S ONE HUNDRED  
FIFTIETH ANNIVERSARY.

☒ With a favorable report.

**(FOR JOURNAL USE ONLY)**

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

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

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H.**

**1**

**HOUSE JOINT RESOLUTION 2076**

---

**Sponsors:** Representatives Weiss, Insko, Wiley, Blackwell (Primary Sponsors);  
M. Alexander, Fisher, Harrison, Luebke, and Setzer.

---

**Referred to:** Rules, Calendar, and Operations of the House.

---

June 17, 2010

1 A JOINT RESOLUTION HONORING NORTH CAROLINIANS WITH DISABILITIES  
2 AND THEIR ADVOCATES AND HONORING THE TWENTIETH ANNIVERSARY OF  
3 THE PASSAGE OF THE AMERICANS WITH DISABILITIES ACT.

4 Whereas, 2010 marks the 20th anniversary of the Americans with Disabilities Act,  
5 landmark legislation to protect the civil rights of individuals with disabilities and ensure that  
6 more than 54 million Americans receive the same basic freedoms – independence, equal  
7 access, freedom of choice and inclusion – afforded to every citizen in our country; and

8 Whereas, the purpose of the Americans with Disabilities Act was to:

- 9 (1) Provide a clear and comprehensive national mandate for the elimination of  
10 discrimination against individuals with disabilities.  
11 (2) Provide clear, strong, consistent, enforceable standards addressing  
12 discrimination against individuals with disabilities.  
13 (3) Ensure that the federal government plays a central role in enforcing the  
14 standards established in the act on behalf of individuals with disabilities.  
15 (4) Invoke the sweep of congressional authority, including the power to enforce  
16 the 14th amendment to the Constitution and to regulate commerce, in order  
17 to address the major areas of discrimination faced day-to-day by people with  
18 disabilities; and

19 Whereas, Congress passed the Americans with Disabilities Act with overwhelming  
20 bipartisan majorities, and President George H. W. Bush signed the bill into law on July 26,  
21 1990; and

22 Whereas, the Americans with Disabilities Act established the world's first  
23 comprehensive prohibition of discrimination on the basis of disability in the areas of  
24 employment, public accommodations, public services, transportation, and telecommunications;  
25 and

26 Whereas, more than 1.822 million people with disabilities live in North Carolina,  
27 contributing to the State's economy and to the civic life in their communities; and

28 Whereas, many of the State's citizens have been recognized as advocates for  
29 individuals with disabilities, including Lockhart Follin-Mace, who served as the first director of  
30 the North Carolina Governor's Advocacy Council for Persons with Disabilities; Ron Mace, who  
31 served as founder and program director of The Center for Universal Design; and Deborah  
32 Greenblatt, who served as Executive Director of Carolina Legal Assistance, a legal services  
33 program devoted to enforcing the rights of children and adults with mental disabilities; and

34 Whereas, Kenneth D. Franklin served as Director of the North Carolina Office on  
35 the Americans with Disabilities Act; Manuel Houston Crockett served as the principal of the



1 former Garner Road School for the Blind and the Deaf; and Grady Galloway chaired the  
2 Architectural Barriers Committee of the National Vocational Rehabilitation Association; and  
3       Whereas, Thomas McCue "Mac" Brownlee, Ph.D., served on the Advocacy Council  
4 for Persons with Disabilities (now Disability Rights North Carolina); Dr. Gary Shaffer served  
5 as a professor of Social Work at the University of North Carolina at Chapel Hill and was  
6 nationally known as an expert on children's issues; and Victor Hall was a pioneer of the  
7 self-advocacy movement; and

8       Whereas, the ADA has expanded opportunities for Americans with disabilities by  
9 reducing barriers and changing perceptions, increasing full participation in community life,  
10 although the full promise of the ADA will only be reached if public entities remain committed  
11 in their efforts to fully implement the ADA; Now, therefore,

12 Be it resolved by the House of Representatives, the Senate concurring:

13       **SECTION 1.** The General Assembly celebrates the 20th anniversary of the  
14 Americans with Disabilities Act and reaffirms its commitment to work toward full ADA  
15 compliance in the State of North Carolina.

16       **SECTION 2.** The General Assembly honors the memory of Lockhart Follin-Mace,  
17 Ron Mace, Deborah Greenblatt, Kenneth D. Franklin, Manuel Huston Crockett, Grady  
18 Galloway, Thomas McCue "Mac" Brownlee, Dr. Gary Shaffer, and Victor Hall for their many  
19 contributions in expanding the rights, abilities, and opportunities of individuals with  
20 disabilities.

21       **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
22 resolution to the families of the individuals mentioned in this resolution.

23       **SECTION 4.** This resolution is effective upon ratification.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

☐ Committee Substitute for

**HJR 2076** A JOINT RESOLUTION HONORING NORTH CAROLINIANS WITH  
DISABILITIES AND THEIR ADVOCATES AND HONORING THE TWENTIETH  
ANNIVERSARY OF THE PASSAGE OF THE AMERICANS WITH DISABILITIES ACT.

☒ With a favorable report.

**(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 bill/resolution is placed on the Calendar of \_\_\_\_\_.

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**1**

**HOUSE JOINT RESOLUTION 2077**

---

**Sponsors:** Representatives Underhill, Wainwright (Primary Sponsors); and Setzer.

---

**Referred to:** Rules, Calendar, and Operations of the House.

---

June 21, 2010

1 A JOINT RESOLUTION HONORING THE FOUNDERS OF THE CITY OF NEW BERN  
2 ON THE OCCASION OF THE CITY'S THREE HUNDREDTH ANNIVERSARY.

3 Whereas, New Bern was founded in 1710 by Swiss and German settlers at the  
4 confluence of the Neuse and Trent Rivers on the site of a former Native American community  
5 called Chattawka; and

6 Whereas, Christopher de Graffenried, a member of a prominent family from the area  
7 around Bern, Switzerland, founded and laid out the center of the City, which he named New  
8 Bern in honor of his native home; and

9 Whereas, despite early difficulties, including disagreements with the native  
10 population, New Bern prospered during the mid-eighteenth century as a major port and trading  
11 center; and

12 Whereas, Royal Governor William Tryon selected New Bern as the site of the first  
13 permanent capital of colonial North Carolina and had a palace built to serve as the seat of  
14 government and the home of the Governor; and

15 Whereas, New Bern served as the location of a number of noteworthy events,  
16 including the first Provincial Congress in defiance of British orders in 1774; the first meeting of  
17 the General Assembly in 1777; visits by George Washington and sitting Presidents James  
18 Monroe and Harry Truman; during Civil War occupation developed important black leaders  
19 who contributed to the Union Army and helped begin the Freedmen's Bank and Bureau; and the  
20 invention of "Brad's Drink" by pharmacy owner, Caleb Bradham, in 1898, which was later  
21 known as Pepsi; and

22 Whereas, many of New Bern's citizens have rendered distinguished service to the  
23 State and the nation, including Richard Dobbs Spaight, a member of the Continental Congress  
24 and signer of the United States Constitution; John Wright Stanly, a business owner whose  
25 merchant ships raided British vessels to aid the American cause during the Revolutionary War;  
26 William Gaston, a State legislator, State Supreme Court Justice, author of the State's song, a  
27 member of the United States Congress, founder of Saint Paul's Church, the oldest Catholic  
28 congregation in the State, and a champion of tolerance; Joseph Leach, North Carolina's first  
29 State treasurer and head of the Council of State during the Revolutionary War period; and  
30 George Henry White, a former slave, attorney, State legislator, and the last African-American  
31 to serve in the United States Congress prior to the passage of the Voting Rights Act of 1965;  
32 and

33 Whereas, New Bern has contributed to the cultural prosperity of the State, serving  
34 as the home of many artistic people including James Davis, the first printer in North Carolina;  
35 Mary Bayard Clarke, a well-known 19<sup>th</sup> century poet; Bayard Wooten, a nationally known  
36 early 20<sup>th</sup> century photographer; and Ervin Rouse, fiddler and composer of the Orange Blossom  
37 Special; and



\* H 2 0 7 7 - V - 1 \*

1           Whereas, many place names in North Carolina honor individuals whose lives were  
2 important in New Bern and in North Carolina, including Wake County named for Margaret  
3 Wake Tryon, Tryon named for Governor William Tryon, Gaston County and Gastonia named  
4 for William Gaston, and Nash County named for Governor Abner Nash; and

5           Whereas, New Bern is home to more than 150 sites listed on the National Register  
6 of Historic Properties; and

7           Whereas, New Bern has seen a revival in civic pride and an interest in preserving  
8 the City's history and restoring the City's historic structures, including a new North Carolina  
9 History Center at Tryon Palace, a restored federal building and courthouse, a new and  
10 expanded Firemen's Museum, and a new visitor center at the site of the Battle of New Bern;  
11 and

12           Whereas, New Bern is observing its 300<sup>th</sup> anniversary in 2010 and plans to highlight  
13 this historic occasion through a series of year-long events and activities; and

14           Whereas, a major exhibit of New Bern and North Carolina history opened on  
15 December 3, 2009, in Bern, Switzerland, at the largest Swiss history museum; and

16           Whereas, as the State's second oldest city, New Bern has made significant  
17 contributions to the history of North Carolina and of the nation for the last three hundred years;  
18 Now, therefore,

19 Be it resolved by the House of Representatives, the Senate concurring:

20           **SECTION 1.** The General Assembly honors the memory of the early residents of  
21 the City of New Bern for their contributions to their community, the State of North Carolina,  
22 and the nation.

23           **SECTION 2.** The General Assembly extends sincere good wishes to the residents  
24 of the City of New Bern on the occasion of the City's 300<sup>th</sup> anniversary in 2010 and encourages  
25 the citizens of this State to join New Bern in demonstrating respect for and pride in our history  
26 and heritage.

27           **SECTION 3:** The Secretary of State shall transmit a certified copy of this  
28 resolution to the Mayor of the City of New Bern.

29           **SECTION 4.** This resolution is effective upon ratification.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

---

☐ Committee Substitute for

**HJR 2077** A JOINT RESOLUTION HONORING THE FOUNDERS OF THE  
CITY OF NEW BERN ON THE OCCASION OF THE CITY'S THREE HUNDREDTH  
ANNIVERSARY.

☒ With a favorable report.

**(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 bill/resolution is placed on the Calendar of \_\_\_\_\_.

## VISITOR REGISTRATION SHEET

## RULES, CALENDAR & OPERATIONS OF THE HOUSE

June 22, 2010

Name of Committee

**Date**

**VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK**

**NAME****FIRM OR AGENCY AND ADDRESS**

Sam Watson

Newc

Suzanne Beasley

SEAINC

Chuck Stone

SEAN

Kendis Watkins

SEANC

Barny Hull

NCW 6

Tim. Bonkin

NC NATIONAL GUARD



## VISITOR REGISTRATION SHEET

## RULES, CALENDAR & OPERATIONS OF THE HOUSE

June 22 2010

**Name of Committee****Date**

**VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK**

NAME \_\_\_\_\_

**FIRM OR AGENCY AND ADDRESS**

Winthey Campbell

Jordan Price

## Annaliese b) hph

DRNC

Abby Emerald

NMSS-NC

Brighton

NM85

Julia Adams

The Arc of  $72^\circ$

HOUSE PAGES

NAME OF COMMITTEE Rules DATE 6-22-10

1. Name: NALINI PERES-DA-SILVA

County: ORANGE

Sponsor: HACKNEY

2. Name: CARLY SMITH

County: STANLY

Sponsor: BURR

3. Name: \_\_\_\_\_

County: \_\_\_\_\_

Sponsor: \_\_\_\_\_

4. Name: \_\_\_\_\_

County: \_\_\_\_\_

Sponsor: \_\_\_\_\_

5. Name: \_\_\_\_\_

County: \_\_\_\_\_

Sponsor: \_\_\_\_\_

SGT-AT-ARM

1. Name: REGGIE SILLS

2. Name: YOUNG BAE

3. Name: BOB ROSSI

4. Name: TOM WILDER

**Linda A. Johnson (Rep. Owens)**

---

**From:** Linda A. Johnson (Rep. Owens)  
**Sent:** Tuesday, June 22, 2010 8:02 AM  
**To:** Rep. Alice Underhill; Rep. William Wainwright; @House/Rules; @HouseCommitteeNotice; Giles Perry (Research); Wendy Graf Ray (Research)  
**Cc:** Judy Veorse (Rep. Underhill); Blinda Edwards (Rep. Wainwright)  
**Subject:** AMENDED NOTICE <NCGA> House Rules, Calendar, and Operations of the House Committee Meeting Notice for Tuesday, June 22, 2010

## **AMENDED NOTICE TO ADD HJR 2077**

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

You are hereby notified that the Committee on **Rules, Calendar, and Operations of the House** will meet as follow

**DAY & DATE:** Tuesday, June 22, 2010  
**TIME:** 1:00 pm  
**LOCATION:** LOB 421

The following bills will be considered:

<b>BILL NO.</b>	<b>SHORT TITLE</b>	<b>SPONSOR</b>
HJR 1790	Honor Transylvania County's 150th.	Representative Guice
HJR 2076	Honor ADA 20th Anniversary.	Representative Weiss Representative Insko Representative Wiley Representative Blackwell
HJR 2077	Honor New Bern's 300th Anniversary.	Representative Underhill Representative Wainwright

Respectfully,  
Representative Owens, Chair

I hereby certify this notice was filed by the committee assistant at the following offices at 9:00 o'clock on **June 22, 2009**.

Principal Clerk  
Reading Clerk – House Chamber

**Linda A. Johnson** (Committee Assistant)

07/21/2010

# **RULES, CALENDAR, AND OPERATIONS OF THE HOUSE**

## **AGENDA**

**1:00pm - June 29, 2010  
LOB 421**

**Representative Bill Owens Presiding**

### **Remarks**

**HJR 2078 Honoring 100<sup>th</sup> Anniversary of Scouting**

**Representative Dollar  
Representative Wainwright  
Representative Folwell  
Representative Stewart**

### **Adjourn**

**MINUTES**  
**RULES, CALENDAR, AND OPERATIONS OF THE HOUSE**  
**JUNE 29, 2010**

The Committee on Rules, Calendar and Operations of the House met on June 29, 2010 at 1:00pm in Room 421 of the Legislative Office Building. The following members were present: Representative Owens, Chair; Representatives Hill, Vice-Chair; Luebke, Vice-Chair; Bell, Current, Insko, Justice, Love, Tillis and Weiss.


The following resolution was considered:

**HJR 2078 - A JOINT RESOLUTION HONORING THE ONE HUNDREDTH ANNIVERSARY OF THE BOY SCOUTS OF AMERICA** ( Representatives Dollar, Wainwright, Folwell and Stewart; Primary Sponsors). Representative Owens recognized Representative Dollar to present the resolution. Representative Weiss moved for a favorable report, and the motion passed.

The meeting adjourned at 1:05pm.

Respectfully submitted:

  
\_\_\_\_\_  
Representative Bill Owens  
Chair

  
\_\_\_\_\_  
Linda Altman Johnson  
Rules Committee Assistant

## ATTENDANCE

## RULES, CALENDAR, AND OPERATIONS OF THE HOUSE

(Name of Committee)

[illegible]

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**1**

**HOUSE JOINT RESOLUTION 2078**

---

**Sponsors:** Representatives Dollar, Wainwright, Folwell, Stewart (Primary Sponsors); K. Alexander, M. Alexander, Avila, Blackwell, Blackwood, Blust, Boles, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Carney, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dockham, England, Faison, Fisher, Frye, Gibson, Gillespie, Glazier, Goforth, Grady, Guice, Gulley, Harrison, Heagarty, Hill, Hilton, Holloway, Howard, Hurley, Iler, Ingle, Jackson, Jeffus, Johnson, Justice, Justus, Langdon, Love, Martin, May, McComas, McElraft, McGee, McLawhorn, Mills, Moore, Neumann, Parfitt, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Sutton, Tarleton, Tillis, Tolson, Tucker, Underhill, Whilden, Wiley, Wilkins, and Wray.

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**Referred to:** Rules, Calendar, and Operations of the House.

---

June 22, 2010

1 A JOINT RESOLUTION HONORING THE ONE HUNDREDTH ANNIVERSARY OF THE  
2 BOY SCOUTS OF AMERICA.

3       Whereas, Boy Scouts of America was incorporated on February 8, 1910, by William  
4 Boyce, a Chicago publisher who modeled the organization on the Boy Scouts Association that  
5 was established in England in 1908; and

6       Whereas, the Boy Scouts of America was established to provide an educational  
7 program for boys and young adults to build character, to train in the responsibilities of  
8 participating citizenship, and to develop personal fitness; and

9       Whereas, on June 21, 1910, a group of 34 national representatives met to develop  
10 organization plans for the Boy Scouts of America and opened a temporary national  
11 headquarters in New York; and

12       Whereas, in 1911, the Scout Oath, Scout Law, badges, and fundamental policies  
13 were adopted and the first Boy Scout Handbook was published; and

14       Whereas, by 1912, boy scouts were enrolled in every state in the nation; and

15       Whereas, Congress granted the Boy Scouts of America a federal charter on June 15,  
16 1916; and

17       Whereas, in 1925, membership in the Boy Scouts of America reached more than  
18 one million; and

19       Whereas, in 1930, the Cub Scout program began and by the end of that year had  
20 registered 5,102 members; and

21       Whereas, local Boy Scout Councils commit each boy scout to perform at least 12  
22 hours of community service each year, which equals about 30 million community service hours  
23 annually; and

24       Whereas, in 2009, over 2.8 million Boy Scouts participated in more than 36 million  
25 service hours, totaling almost \$7.6 million of service to communities across the nation; and



1           Whereas, some of the scouting service projects reported in 2009 included food  
2 collection and distribution, litter cleanup and community beautification, conservation projects,  
3 serving food at shelters, and military support and appreciation; and

4           Whereas, more than 1.1 million adult volunteers provided leadership for scouting  
5 programs in 2009, resulting in more than \$5.6 million of volunteer time; and

6           Whereas, since 1910, more than 111 million young men have been members of the  
7 Boy Scouts of America; and

8           Whereas, as of 2009, alumni of the Boy Scouts of America who participated as a  
9 youth or adult leader included over 180 astronauts, a large percentage of the United States  
10 military cadets, and more than 200 members of the 111<sup>th</sup> Congress; and

11           Whereas, from 1910 to 2009 boy scouts earned more than 17,649,303 merit badges,  
12 including over 6.5 million for first aid, over 5.9 million for swimming, over 4.3 million for  
13 camping, and 3.1 million for citizenship in the community; and

14           Whereas, between 1912 and 2009 more than two million Boy Scouts earned the  
15 rank of Eagle Scout; and

16           Whereas, the Boy Scouts of America is observing its 100<sup>th</sup> anniversary in 2010 and  
17 plans to highlight this historic occasion through a series of yearlong events and activities; Now,  
18 therefore,

19 Be it resolved by the House of Representatives, the Senate concurring:

20           **SECTION 1.** The General Assembly honors the memory of William Boyce for his  
21 role in helping to establish the Boy Scouts of America and joins the Boy Scouts of America in  
22 celebrating its 100<sup>th</sup> anniversary.

23           **SECTION 2.** The Secretary of State shall transmit a certified copy of this  
24 resolution to the National Office of the Boy Scouts of America and the office of each Boy  
25 Scout Council in North Carolina.

26           **SECTION 3.** This resolution is effective upon ratification.



**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

---

☐ Committee Substitute for

**HJR 2078**                      A JOINT RESOLUTION HONORING THE ONE HUNDREDTH  
ANNIVERSARY OF THE BOY SCOUTS OF AMERICA.

☒ With a favorable report.

**(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 bill/resolution is placed on the Calendar of \_\_\_\_\_.

## VISITOR REGISTRATION SHEET

## RULES, CALENDAR & OPERATIONS OF THE HOUSE

June 29, 2010

**Name of Committee****Date**

**VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK**

NAME \_\_\_\_\_

**FIRM OR AGENCY AND ADDRESS**

Jennifer Willis

NCCS

# VISITOR REGISTRATION SHEET

## RULES, CALENDAR & OPERATIONS OF THE HOUSE

**Name of Committee****Date**

June 29, 2010

**VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK**

NAME \_\_\_\_\_

**FIRM OR AGENCY AND ADDRESS**

Karl Krapp

NC LM

HOUSE PAGES

NAME OF COMMITTEE RULES DATE 6-29-10

1. Name: Will White

County: Craven

Sponsor: Daughtry

2. Name: Siobhan Whipp

County: Mecklenburg

Sponsor: Gulley

3. Name: Taylor Trent

County: Rockingham

Sponsor: Cole

4. Name: Kaitlin Pledger

County: Gaston

Sponsor: Neumann

5. Name: Preston Faulk

County: Lee

Sponsor: Warren R

SGT-AT-ARM

1. Name: DUSTY RHODES

2. Name: NEW BURROWS

3. Name: DON MCLENNAN

4. Name: \_\_\_\_\_

**Linda A. Johnson (Rep. Owens)**

---

**From:** Linda A. Johnson (Rep. Owens)  
**Sent:** Monday, June 28, 2010 9:50 AM  
**To:** Rep. Nelson Dollar; Rep. William Wainwright; Rep. Dale Folwell; Rep. Randy Stewart; @House/Rules; @HouseCommitteeNotice; Giles Perry (Research); Wendy Graf Ray (Research)  
**Cc:** Candace Slate (Rep. Dollar); Blinda Edwards (Rep. Wainwright); Paige Fitzgerald (Rep. Folwell); Ruth Fish (Rep. Stewart)  
**Subject:** <NCGA> House Rules, Calendar, and Operations of the House Committee Meeting Notice for Tuesday, June 29, 2010

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

You are hereby notified that the Committee on Rules, Calendar, and Operations of the House will meet as follows:

**DAY & DATE:** Tuesday, June 29, 2010  
**TIME:** 1:00 pm  
**LOCATION:** LOB 421

The following bills will be considered:

<b>BILL NO.</b>	<b>SHORT TITLE</b>	<b>SPONSOR</b>
HJR 2078	Honoring 100th Anniversary of Scouting.	Representative Dollar Representative Wainwright Representative Folwell Representative Stewart

Respectfully,  
Representative Owens, Chair

I hereby certify this notice was filed by the committee assistant at the following offices at 11:00 o'clock on **June 28, 2009**.

x Principal Clerk  
x Reading Clerk – House Chamber

**Linda A. Johnson** (Committee Assistant)

07/21/2010

# **RULES, CALENDAR, AND OPERATIONS OF THE HOUSE**

## **AGENDA**

**1:00pm - July 6, 2010  
LOB 421**

**Representative Bill Owens Presiding**

### **Remarks**

**HJR 1407     Honor NCCU's 100<sup>th</sup> Anniversary**

**Representative Michaux  
Representative Luebke  
Representative Hall  
Representative Wilkins**

**HJR 2080     Honor Jimmy Reese Lowry**

**Representative Sutton  
Representative Pierce  
Representative Cole**

**HJR 2081     Albemarle Electric System's  
100<sup>th</sup> Anniversary**

**Representative Burr**

### **Adjourn**

**MINUTES**  
**RULES, CALENDAR, AND OPERATIONS OF THE HOUSE**  
**JULY 6, 2010**

The Committee on Rules, Calendar and Operations of the House met on July 6, 2010 at 1:00pm in Room 421 of the Legislative Office Building. The following members were present: Representative Owens, Chair; Representatives Hill, Vice-Chair; Luebke, Vice-Chair; Ross, Vice-Chair; Barnhart, Bell, Current, Holliman, Insko, Jeffus, Love, McLawhorn, Steen, and Weiss.

The following resolutions were considered:

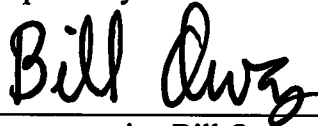
**HJR 1407 - A JOINT RESOLUTION HONORING THE ONE HUNDREDTH ANNIVERSARY OF NORTH CAROLINA CENTRAL UNIVERSITY** (Representatives Michaux, Luebke, Hall, and Wilkins; Primary Sponsors). Representative Owens recognized Representative Hall to present the resolution. Representative Ross moved for a favorable report, and the motion passed.


**HJR 2080 - A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JIMMY REESE LOWRY, PUBLIC SERVANT** (Representatives Sutton, Pierce and Cole; Primary Sponsors). Representative Holliman made the motion for the committee to consider a Proposed Committee Substitute, and the motion carried. Representative Cole was recognized to explain the Proposed Committee Substitute for HJR 2080. Representative McLawhorn moved for a favorable as to the committee substitute resolution, unfavorable as to the original resolution; and the motion passed.

**HJR 2081 - A JOINT RESOLUTION HONORING THE ONE HUNDREDTH ANNIVERSARY OF THE ALBEMARLE ELECTRIC SYSTEM** (Representative Burr, Primary Sponsor). Representative Burr was recognized to present the resolution. Representative Ross moved for a favorable report, and the motion passed.

The meeting adjourned at 1:05pm.

Respectfully submitted:

  
\_\_\_\_\_  
Representative Bill Owens  
Chair

  
\_\_\_\_\_  
Linda Altman Johnson  
Rules Committee Assistant

## ATTENDANCE

## RULES, CALENDAR, AND OPERATIONS OF THE HOUSE

(Name of Committee)

[illegible]



**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**1**

**HOUSE JOINT RESOLUTION 1407**

---

**Sponsors:** Representatives Michaux, Luebke, Hall, Wilkins (Primary Sponsors); M. Alexander, Cotham, Dollar, Fisher, E. Floyd, Glazier, Harrison, Hughes, Insko, Jackson, Lucas, Rapp, Wainwright, Weiss, and Wray.

---

**Referred to:** Rules, Calendar, and Operations of the House.

---

April 13, 2009

**A JOINT RESOLUTION HONORING THE ONE HUNDREDTH ANNIVERSARY OF  
NORTH CAROLINA CENTRAL UNIVERSITY.**

Whereas, North Carolina Central University (NCCU) in Durham was chartered in 1909 as a private institution and opened to students on July 10, 1910; and

Whereas, NCCU was founded by Dr. James E. Shepard as the National Religious Training School and Chautauqua; and

Whereas, in 1915, the School was sold and reorganized and its name was changed to the National Training School; and

Whereas, in 1923, the General Assembly appropriated funds for the purchase and maintenance of the School making it a publicly supported institution; and

Whereas, during that time, the School was renamed the Durham State Normal School; and

Whereas, in 1925, the School was converted to the North Carolina College for Negroes becoming the nation's first state-supported liberal arts college for African-American students; and

Whereas, the College saw significant expansion between 1927 and 1929 through appropriations from the General Assembly, a generous gift from B.N. Duke, and contributions from the citizens of Durham; and

Whereas, the College was accredited by the Southern Association of Colleges and Secondary Schools as an "A" class institution in 1937 and gained membership in that association in 1957; and

Whereas, in 1939, the General Assembly authorized the College to offer graduate studies, which led to the establishment of the School of Law in 1940 and the School of Library Science in 1941; and

Whereas, in 1947, the General Assembly changed the name of the College to North Carolina College at Durham and in 1969 changed the name to North Carolina Central University; and

Whereas, in 1972, NCCU became part of the consolidated University of North Carolina; and

Whereas, NCCU was led by Dr. Shepard from 1910 until his death on October 6, 1947; and

Whereas, the leaders who followed Dr. Shepard include Dr. Alfonso Elder, Dr. Samuel P. Massie, Dr. Albert N. Whiting, Dr. LeRoy T. Walker, Dr. Tyronza R. Richmond, Julius L. Chambers, Dr. James H. Ammons, and Dr. Charlie Nelms; and



1           Whereas, NCCU currently offers bachelor's degrees in more than 100 fields of study  
2 and awards graduate degrees in an estimated 40 disciplines; and

3           Whereas, NCCU has a state-of-the-art biotechnology research institute, which  
4 collaborates with pharmacy and biotech companies in the Research Triangle Park area; and

5           Whereas, NCCU has an enrollment of nearly 9,000 students and through its  
6 international studies and exchange programs attracts students from several countries, including  
7 Liberia, India, Senegal, Sierra Leone, Nepal, China, the Czech Republic, Nigeria, South Korea,  
8 Russia, the Dominican Republic, Mexico, and South Africa; Now, therefore,

9 Be it resolved by the House of Representatives, the Senate concurring:

10           **SECTION 1.** The General Assembly honors the memory of Dr. James E. Shepard  
11 for his role in founding North Carolina Central University.

12           **SECTION 2.** The General Assembly acknowledges the 100<sup>th</sup> anniversary of North  
13 Carolina Central University and encourages the citizens of this State to participate in activities  
14 marking this historic occasion for one of the State's public universities.

15           **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
16 resolution to Dr. Charlie Nelms, Chancellor of North Carolina Central University.

17           **SECTION 4.** This resolution is effective upon ratification.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

---

☐ Committee Substitute for

**HJR 1407**                      A JOINT RESOLUTION HONORING THE ONE HUNDREDTH  
ANNIVERSARY OF NORTH CAROLINA CENTRAL UNIVERSITY.

☒ With a favorable report.

**(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 bill/resolution is placed on the Calendar of \_\_\_\_\_.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 2009

H

D

HOUSE JOINT RESOLUTION 2080  
PROPOSED COMMITTEE SUBSTITUTE H2080-PCS30540-LG-24

Sponsors:

Referred to:

June 29, 2010

1 A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JIMMY REESE  
2 LOWRY, PUBLIC SERVANT.

3 Whereas, Jimmy Reese Lowry was born on December 16, 1944, in Robeson County  
4 to Harvey and Myrtle Lowry; and

5 Whereas, Jimmy Reese Lowry graduated from North Carolina State University,  
6 earning a Bachelor of Science degree with honors in Aeronautical Engineering; and

7 Whereas, from 1966 to 1969, Jimmy Reese Lowry worked as an aircraft research  
8 engineer for Lockheed Aircraft Corporation in Marietta, Georgia, before joining General  
9 Electric, where he became the company's District Sales Manager for both North Carolina and  
10 South Carolina; and

11 Whereas, in 1977, Jimmy Reese Lowry began what would become a successful  
12 career in the automobile industry, serving as dealer and owner of Lowry Chevrolet, Inc., in  
13 Tryon, North Carolina, from 1977 to 1987; Vice-President and General Manager of Lyles  
14 Companies in High Point, North Carolina, from 1987 to 1992; owner and President of Lowry  
15 Buick-Oldsmobile-Pontiac-Chevrolet-Geo, Inc., in Thomasville, North Carolina, from 1992 to  
16 1998; and as President of High Point Chevrolet Jeep, LLC from 1998 to 2002; and

17 Whereas, Jimmy Reese Lowry also spent a number of years as an automobile  
18 consultant and served as a member of General Motors Minority Dealer Advisory Council; and

19 Whereas, Jimmy Reese Lowry was a proud member of the Lumbee Tribe, and his  
20 dedicated service as chair of the Lumbee Self-Determination Commission helped to enrich the  
21 lives of the members of the Tribe; and

22 Whereas, Jimmy Reese Lowry rendered distinguished service to the State of North  
23 Carolina, serving as the chair of the North Carolina Commission of Indian Affairs from 1977 to  
24 1984 and as the State Purchasing Officer during the administration of Governor James B. Hunt  
25 from 1982 to 1983; and

26 Whereas, in 2001, Jimmy Reese Lowry was appointed to the Board of Directors of  
27 the Charlotte Branch of the Federal Reserve Bank of Richmond and was elected as chair of the  
28 Board in 2006; and

29 Whereas, Jimmy Reese Lowry also served as a member of the North Carolina State  
30 University Board of Visitors and the Wachovia Bank and Trust Advisory Board; and

31 Whereas, Jimmy Reese Lowry received numerous recognitions for his good deeds,  
32 including the Lifetime Achievement Award from the North Carolina Automobile Dealers  
33 Association, Distinguished Service Award from the Lumbee Regional Development  
4 Association, The Order of the Long Leaf Pine from Governor James B. Hunt in 1981, and The  
35 Order of the Old North State from Governor Beverly Eaves Perdue in 2010; and



\* H 2 0 8 0 - P C S 3 0 5 4 0 - L G - 2 4 \*

Whereas, Jimmy Reese Lowry was a man of great faith and regularly attended the Covenant United Methodist Church and the Tryon United Methodist Church; and

Whereas, Jimmy Reese Lowry died on June 13, 2010, at the age of 65; and

Whereas, Jimmy Reese Lowry is survived by his wife of over 45 years, Phyllis Ann Locklear Lowry; a daughter, Jayme Lowry Burmeister; a son, Chad Lowry; a granddaughter, Reece MaryAnn Burmeister; and two brothers, Robby Lowry and Harvey Lowry, Jr.; Now, therefore,

Be it resolved by the House of Representatives, the Senate concurring:

**SECTION 1.** The General Assembly honors the memory of Jimmy Reese Lowry and expresses the appreciation of this State and its citizens for the service he rendered his community, State, and nation.

**SECTION 2.** The General Assembly extends its deepest sympathy to the family of Jimmy Reese Lowry for the loss of a beloved family member.

**SECTION 3.** The Secretary of State shall transmit a certified copy of this resolution to the family of Jimmy Reese Lowry.

**SECTION 4.** This resolution is effective upon ratification.

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**1**

**HOUSE JOINT RESOLUTION 2080**

---

**Sponsors:** Representatives Sutton, Pierce, Cole (Primary Sponsors); and Lucas.

---

**Referred to:** Rules, Calendar, and Operations of the House.

---

June 29, 2010

1 A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JIMMY REESE  
2 LOWRY, PUBLIC SERVANT.

3 Whereas, Jimmy Reese Lowry was born on December 16, 1944, in Robeson County  
4 to Harvey and Myrtle Lowry; and

5 Whereas, Jimmy Reese Lowry graduated from North Carolina State University,  
6 earning a Bachelor of Science degree with honors in Aeronautical Engineering; and

7 Whereas, from 1966 to 1969, Jimmy Reese Lowry worked as an aircraft research  
8 engineer for Lockheed Aircraft Corporation in Marietta, Georgia, before joining General  
9 Electric, where he became the company's District Sales Manager for both North Carolina and  
10 South Carolina became by 1973; and

11 Whereas, in 1977, Jimmy Reese Lowry began what would become a successful  
12 career in the automobile industry, serving as dealer and owner of Lowry Chevrolet, Inc., in  
13 Tryon, North Carolina, from 1977 to 1987; Vice-President and General Manager of Lyles  
14 Companies in High Point, North Carolina, from 1987 to 1992; owner and President of Lowry  
15 Buick-Oldsmobile-Pontiac-Chevrolet-Geo, Inc., in Thomasville, North Carolina, from 1992 to  
16 1998; and as President of High Point Chevrolet Jeep, LLC from 1998 to 2002; and

17 Whereas, Jimmy Reese Lowry also spent a number of years as an automobile  
18 consultant and served as a member of General Motors Minority Dealer Advisory Council; and

19 Whereas, Jimmy Reese Lowry was a proud member of the Lumbee Tribe and his  
20 dedicated service as chair of the Lumbee Self-Determination Commission helped to enrich the  
21 lives of the members of the Tribe; and

22 Whereas, Jimmy Reese Lowry rendered distinguished service to the State of North  
23 Carolina, serving as the chair of the North Carolina Commission of Indian Affairs from 1977 to  
24 1984 and as the State Purchasing Officer during the administration of Governor James B. Hunt  
25 from 1982 to 1983; and

26 Whereas, in 2001, Jimmy Reese Lowry was appointed to the Board of Directors of  
27 the Charlotte Branch of the Federal Reserve Bank of Richmond and was elected as chair of the  
28 Board in 2006; and

29 Whereas, Jimmy Reese Lowry also served as a member of the North Carolina State  
30 University Board of Visitors and the Wachovia Bank and Trust Advisory Board; and

31 Whereas, Jimmy Reese Lowry received numerous recognitions for his good deeds,  
32 including the Lifetime Achievement Award from the North Carolina Automobile Dealers  
33 Association, Distinguished Service Award from the Lumbee Regional Development  
34 Association, The Order of the Long Leaf Pine from Governor James B. Hunt in 1981, and The  
35 Order of the Old North State from Governor Beverly Eaves Perdue in 2010; and

36 Whereas, Jimmy Reese Lowry was a man of great faith and regularly attended the  
37 Covenant United Methodist Church and the Tryon United Methodist Church; and



1           Whereas, Jimmy Reese Lowry died on June 13, 2010, at the age of 65; and

2           Whereas, Jimmy Reese Lowry is survived by his wife of over 45 years, Phyllis Ann  
3 Locklear Lowry; a daughter, Jayme Lowry Burmeister; a son, Chad Lowry; a granddaughter,  
4 Reece MaryAnn Burmeister; and two brothers, Robby Lowry and Harvey Lowry, Jr.; Now,  
5 therefore,

6 Be it resolved by the House of Representatives, the Senate concurring:

7           **SECTION 1.** The General Assembly honors the memory of Jimmy Reese Lowry  
8 and expresses the appreciation of this State and its citizens for the service he rendered his  
9 community, State, and nation.

10           **SECTION 2.** The General Assembly extends its deepest sympathy to the family of  
11 Jimmy Reese Lowry for the loss of a beloved family member.

12           **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
13 resolution to the family of Jimmy Reese Lowry.

14           **SECTION 4.** This resolution is effective upon ratification.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

☐ Committee Substitute for

**HJR 2080**

A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF  
JIMMY REESE LOWRY, PUBLIC SERVANT.

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

**(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

1

HOUSE JOINT RESOLUTION 2081\*

---

Sponsors: Representative Burr.

---

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

---

June 30, 2010

1 A JOINT RESOLUTION HONORING THE ONE HUNDREDTH ANNIVERSARY OF THE  
2 ALBEMARLE ELECTRIC SYSTEM.

3 Whereas, on July 27, 1909, the citizens of the City of Albemarle voted in favor of a  
4 \$10,000 electric light bond referendum; and

5 Whereas, on March 1, 1910, dedicated leaders of the City of Albemarle, including  
6 Mayor I. B. Miller and Board of City Commissioners L. A. Moody, F. E. Starnes, R. A.  
7 Crowell, J. A. Groves, and F. V. Watkins, awarded a construction contract for an electric  
8 system; and

9 Whereas, by March 18, 1910, the City of Albemarle had approved a contract with  
10 Southern Power Company for electric power; and

11 Whereas, on January 20, 1938, the City of Albemarle approved a contract with  
12 Duke Power Company for purchase of electric power; and

13 Whereas, in 1978, Duke Power Company sold 75% of its interest in Catawba  
14 Nuclear Station to the City of Albemarle and 18 other municipalities, allowing for the creation  
15 of the North Carolina Municipal Power Agency Number 1, which provides power to all of the  
16 participants; and

17 Whereas, in 2007, Albemarle received American Public Power Association Reliable  
18 Public Power Provider Gold Designation and two years later received the American Public  
19 Power Association Reliable Public Power Provider Platinum Designation; and

20 Whereas, the City of Albemarle currently provides reliable and efficient electric  
21 service to more than 11,000 customers; and

22 Whereas, the Albemarle Electric System's 100<sup>th</sup> anniversary is worthy of  
23 recognition; Now, therefore,

24 Be it resolved by the House of Representatives, the Senate concurring:

25 **SECTION 1.** The General Assembly extends its congratulations to the Albemarle  
26 Electric System on its 100<sup>th</sup> anniversary.

27 **SECTION 2.** The General Assembly honors the memory of those who were  
28 instrumental in establishing the Albemarle Electric System in 1910.

29 **SECTION 3.** The Secretary of State shall transmit a certified copy of this  
30 resolution to Mayor Elbert L. "Whit" Whitley, Jr.

31 **SECTION 4.** This resolution is effective upon ratification.



**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

---

☐ Committee Substitute for

**HJR 2081** A JOINT RESOLUTION HONORING THE ONE HUNDREDTH  
ANNIVERSARY OF THE ALBEMARLE ELECTRIC SYSTEM.

☒ With a favorable report.

**(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 bill/resolution is placed on the Calendar of \_\_\_\_\_.

## VISITOR REGISTRATION SHEET

## RULES, CALENDAR & OPERATIONS OF THE HOUSE

July 6, 2010

**Name of Committee****Date**

**VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK**

NAME \_\_\_\_\_

**FIRM OR AGENCY AND ADDRESS**

Peng Griffin

School of Gov.

John Polansky

*NCAAA*

Steve Cobbin

Town of Carolina Beach

Dailal

# Electric Circuits

David W Gowan

## NC Reactions

Tonah Tarsan

Rep. Luebke

# VISITOR REGISTRATION SHEET

## RULES, CALENDAR & OPERATIONS OF THE HOUSE

**Name of Committee****Date**

July 6, 2010

**VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK**

NAME \_\_\_\_\_

**FIRM OR AGENCY AND ADDRESS**

Dave Fenton

City of Charlotte

Brice Hamby

Randolph Cloud and Assoc.

R. O'Brien

PFFPNC

Whitney Campbell

Jordan Price

John M.

$$\text{NCCl}$$

5-3028  
404

HOUSE PAGES

NAME OF COMMITTEE Rules DATE 7/6/10

1. Name: Corinne Jurney

County: Waxe

Sponsor: Holliman

2. Name: Alazzia Hasky

County: Northampton

Sponsor: Hackney

3. Name: Cecilia Best

County: Duplin

Sponsor: Tucker

4. Name: \_\_\_\_\_

County: \_\_\_\_\_

Sponsor: \_\_\_\_\_

5. Name: \_\_\_\_\_

County: \_\_\_\_\_

Sponsor: \_\_\_\_\_

SGT-AT-ARM

1. Name: MARVIN LEE

2. Name: BILL BASS

3. Name: Judy Turner

4. Name: YOUNG BAE

**Linda A. Johnson (Rep. Owens)**

---

**From:** Linda A. Johnson (Rep. Owens)  
**Sent:** Thursday, July 01, 2010 7:32 AM  
**To:** Rep. Mickey Michaux, Jr.; Rep. Paul Luebke; Rep. Larry Hall; Rep. Winkie Wilkins; Rep. Ron Sutton; Rep. Garland Pierce; Rep. Nelson Cole; Rep. Justin P. Burr; @House/Rules; @HouseCommitteeNotice; Giles Perry (Research); Wendy Graf Ray (Research)  
**Cc:** Anita Wilder (Rep. Michaux); Joyce Harris (Rep. Luebke); Lisa Ray (Rep. Hall); Nancy Brantley (Rep. Wilkins); Jo Bobbitt (Rep. Sutton); Mildred Alston (Rep. Pierce); Linda Laton (Rep. Cole); Dina Long (Rep. Burr)  
**Subject:** <NCGA> House Rules, Calendar, and Operations of the House Committee Meeting Notice for Tuesday, July 06, 2010

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

You are hereby notified that the Committee on **Rules, Calendar, and Operations of the House** will meet as follows:

**DAY & DATE:** Tuesday, July 6, 2010  
**TIME:** 1:00 pm  
**LOCATION:** LOB 421

The following bills will be considered:

<b>BILL NO.</b>	<b>SHORT TITLE</b>	<b>SPONSOR</b>
HJR 1407	Honor NCCU's 100th Anniversary.	Representative Michaux. Representative Luebke Representative Hall Representative Wilkins
HJR 2080	Honor Jimmy Reese Lowry	Representative Sutton Representative Pierce Representative Cole
HJR 2081	Albemarle Electric System's 100 <sup>th</sup> Anniversary	Representative Burr

Respectfully,  
Representative Owens, Chair

I hereby certify this notice was filed by the committee assistant at the following offices at  
**9:00 o'clock on July 01, 2009.**

x Principal Clerk

x Reading Clerk – House Chamber

**Linda A. Johnson** (Committee Assistant)

# **RULES, CALENDAR, AND OPERATIONS OF THE HOUSE**

## **AGENDA**

**12:00N - July 8, 2010  
LOB 421**

**Representative Bill Owens Presiding**

### **Remarks**

<b>HB 683</b>	<b>Prepaid Wireless Sunset/Permit Extensions</b>	<b>Representative Crawford</b>
<b>HB 1670</b>	<b>2010 Speaker's Appointments Bill</b>	<b>Representative Owens</b>
<b>SB 900</b>	<b>Teen Driver Safety Study</b>	<b>Senator Rouzer</b>

### **Adjourn**



**MINUTES**  
**RULES, CALENDAR, AND OPERATIONS OF THE HOUSE**

**JULY 8, 2010**

The Committee on Rules, Calendar and Operations of the House met on July 8, 2010 at 12:00N in Room 421 of the Legislative Office Building. The following members were present: Representative Owens, Chair; Representatives Glazier, Vice-Chair; Hill, Vice-Chair; Luebke, Vice-Chair; Ross, Vice-Chair; Barnhart, Brubaker, Current, Dockham, Howard, Insko, Jeffus, Justice, Love, McComas, McLawhorn, Setzer, Steen, Tillis and Weiss .

The following bills were considered:

**Senate Committee Substitute for:**

**HB 683 - A BILL TO BE ENTITLED AN ACT EXTENDING THE SUNSET ON THE COLLECTION OF SERVICE CHARGES FOR PREPAID WIRELESS TELEPHONE SERVICE; AND TO AMEND THE PERMIT EXTENSIONS ACT OF 2009** (Representative Crawford, Primary Sponsor). Representative Owens recognized Representative Tillis to explain the Senate Committee Substitute. Representative Tillis moved that the House do not concur and request conferees. The motion passed.

**HB 1670 - AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES** (Representative Owens, Primary Sponsor). Representative Weiss moved that a Proposed Committee Substitute be considered, and the motion carried. Representative Ross chaired for Representative Owens to present the Proposed Committee Substitute for HB 1670. Representative Setzer moved for a favorable report as to the committee substitute bill, unfavorable as to the original bill; and the motion passed.


**House Committee Substitute #2 for**

**SB 900 - AN ACT TO DIRECT THE EXECUTIVE COMMITTEE FOR HIGHWAY SAFETY TO REPORT ADDITIONAL RECOMMENDATIONS TO THE GENERAL ASSEMBLY TO ADDRESS THE CAUSES OF TEEN DRIVING FATALITIES** (Senator Rouzer, Primary Sponsor). Representative McLawhorn moved that a Proposed Committee Substitute be considered, and the motion carried. Representative Ross chaired for Representative Owens to present the Proposed Committee Substitute. Representative Owens sent forward an amendment to the PCS and moved for its adoption, and it was approved. Representative Setzer moved for a favorable report as to House committee substitute bill #3, which changes the title, unfavorable as to House committee substitute bill #2. The motion passed.

The meeting adjourned at 12:45pm.

Respectfully submitted:

  
\_\_\_\_\_  
Representative Bill Owens  
Chair

  
\_\_\_\_\_  
Linda Altman Johnson  
Rules Committee Assistant

## ATTENDANCE

## RULES, CALENDAR, AND OPERATIONS OF THE HOUSE

(Name of Committee)

[illegible]

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009

H

3

**HOUSE BILL 683**  
**Senate Rules and Operations of the Senate Committee Substitute Adopted 6/15/10**  
**Third Edition Engrossed 6/23/10**

Short Title:   Prepaid Wireless Sunset/Permit Extensions. (Public)

Sponsors:

Referred to:

March 19, 2009

A BILL TO BE ENTITLED  
AN ACT EXTENDING THE SUNSET ON THE COLLECTION OF SERVICE CHARGES  
FOR PREPAID WIRELESS TELEPHONE SERVICE; AND TO AMEND THE PERMIT  
EXTENSIONS ACT OF 2009.

The General Assembly of North Carolina enacts:

**SECTION 1.** Section 7(c) of S.L. 2007-383, as amended by Section 1(d) of S.L. 2008-134, and S.L. 2009-90, reads as rewritten:

"**SECTION 7.(c)** Notwithstanding G.S. 62A-43, the charge imposed by that section does not apply to prepaid wireless telephone service for the 2008, 2009, ~~and 2010 calendar years.~~ 2010, and 2011 calendar years."

**SECTION 2.** Section 4 of S.L. 2009-406 reads as rewritten:

"**SECTION 4.** For any development approval that is current and valid at any point during the period beginning January 1, 2008, and ending December 31, 2010, the running of the period of the development approval and any associated vested right under G.S. 153A-344.1 or G.S. 160A-385.1 is suspended during the period beginning January 1, 2008, and ending ~~December 31, 2010.~~ December 31, 2012."

**SECTION 3.** Section 5 of S.L. 2009-406, as amended by Section 5.1 of S.L. 2009-484, applies to the provisions of this act.

**SECTION 4.** Subdivision (3) of Section 5.2(b) of S.L. 2009-406, as enacted by Section 2 of S.L. 2009-572, reads as rewritten:

"(3) Does not reallocate capacity to exceed the amount of the ~~reserved~~ requested capacity."

**SECTION 5.** Subdivision (1) of Section 3 of S.L. 2009-406 reads as rewritten:

"**SECTION 3.** Definitions. – As used in this act, the following definitions apply:

(1) Development approval. – Any of the following approvals issued by the State, any agency or subdivision of the State, or any unit of local government, regardless of the form of the approval, that are for the development of land or for the provision of water or wastewater ~~services~~ services, including water and wastewater service capacity allocations, by a government entity:

...."

**SECTION 6.** S.L. 2009-406, as amended by S.L. 2009-484, S.L. 2009-550, S.L. 2009-572, and by this act, shall not be interpreted or applied to modify any person's obligations or to impair the rights of any party under any contract, including any bond or other similar undertaking."

**SECTION 7.** This act is effective when it becomes law.



**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

☒ Senate Committee Substitute for

**HB 683** A BILL TO BE ENTITLED AN ACT EXTENDING THE SUNSET ON THE  
COLLECTION OF SERVICE CHARGES FOR PREPAID WIRELESS TELEPHONE  
SERVICE; AND TO AMEND THE PERMIT EXTENSIONS ACT OF 2009.

☒ With recommendation that the House do not concur; request conferees.

**(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 bill/resolution is placed on the Calendar of \_\_\_\_\_.

\_\_\_\_\_ On motion of Representative \_\_\_\_\_, Committee Amendment No.(s) \_\_\_\_\_ is/are  
adopted by EV (\_\_\_\_\_).

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**1**

**HOUSE BILL 1670**

Short Title: 2010 Speaker's Appointments Bill. (Public)

Sponsors: Representative Owens.

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

May 13, 2010

1                                   A BILL TO BE ENTITLED  
2 AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE  
3 RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.  
4       Whereas, G.S. 120-121 authorizes the General Assembly to make certain  
5 appointments to public offices upon the recommendation of the Speaker of the House of  
6 Representatives; and  
7       Whereas, the Speaker of the House of Representatives has made recommendations;  
8 Now, therefore,  
9 The General Assembly of North Carolina enacts:  
10       **SECTION 1.** Thomas J. Emerson of Chatham County is appointed to the North  
11 Carolina Agricultural Finance Authority for a term expiring on July 1, 2013.  
12       **SECTION 2.** Unless otherwise provided for in this act, appointments are for terms  
13 to begin July 1, 2010.  
14       **SECTION 3.** This act is effective when it becomes law.



**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**H**

**D**

**HOUSE BILL 1670  
PROPOSED COMMITTEE SUBSTITUTE H1670-PCS60102-LG-21**

**Short Title:** 2010 Speaker's Appointments Bill.

**(Public)**

**Sponsors:**

**Referred to:**

May 13, 2010

**A BILL TO BE ENTITLED**

**AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE  
RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.**

Whereas, G.S. 120-121 authorizes the General Assembly to make certain appointments to public offices upon the recommendation of the Speaker of the House of Representatives; and

Whereas, the Speaker of the House of Representatives has made recommendations; Now, therefore,

The General Assembly of North Carolina enacts:

**SECTION 1.1.** Nancy W. Davison of Wake County is appointed to the Acupuncture Licensing Board for a term expiring on June 30, 2013.

**SECTION 1.2.(a)** Effective October 1, 2010, E.B. Palmer of Wake County is appointed to the African-American Heritage Commission for a term expiring on September 30, 2013.

**SECTION 1.2.(b)** Bernard George of Craven County is appointed to the African-American Heritage Commission for a term expiring on September 30, 2012, to fill the unexpired term of Donald A. Bonner.

**SECTION 1.3.** Thomas J. Emerson of Chatham County is appointed to the North Carolina Agricultural Finance Authority for a term expiring on July 1, 2013.

**SECTION 1.4.** Constance M. Haire of Jackson County is appointed to the Board of Directors of the North Carolina Arboretum for a term expiring on June 30, 2014.

**SECTION 1.5.** Connie Locklear Harland of Wake County and Lorrie Looper of Watauga County are appointed to the Child Care Commission for terms expiring on June 30, 2012.

**SECTION 1.6.** Charles E. Johnson of Pitt County and Karen Cragnolin of Buncombe County are appointed to the North Carolina Clean Water Management Trust Fund Board of Trustees for terms expiring on July 1, 2014.

**SECTION 1.7.** Angela Lucas-Williams of Guilford County is appointed to the North Carolina Criminal Justice Education and Training Standards Commission for a term expiring on June 30, 2011, to fill the unexpired term of Vernon J. Bryant.

**SECTION 1.8.** Effective September 1, 2010, Jo M. Liles of Hertford County, Ben Thalheimer of Mecklenburg County, Steven Storch of Durham County, Julia B. Freeman of Haywood County, Alisa Hunt-Lowery of Johnston County, Dewey Jones of Person County,



\* H 1 6 7 0 - P C S 6 0 1 0 2 - L G - 2 1 \*

1 and the Honorable Marian N. McLawhorn of Pitt County are appointed to the Domestic  
2 Violence Commission for terms expiring on August 31, 2012.

3 **SECTION 1.9.** Effective January 1, 2011, David B. Strahan of Haywood County,  
4 Alfred D. Riddick of Halifax County, Peggy T. Vick of Cumberland County, Arnold Dennis of  
5 Durham County, and Bennie Walker of Forsyth County are appointed to the Committee on  
6 Dropout Prevention for terms expiring on December 31, 2014.

7 **SECTION 1.10.** Effective December 1, 2010, Burr W. Sullivan of Davidson  
8 County is appointed to the Economic Investment Committee for a term expiring on November  
9 30, 2012.

10 **SECTION 1.11.** Effective January 1, 2011, the Honorable Marvin W. Lucas of  
11 Cumberland County is appointed to the Education Commission of the States for a term expiring  
12 on December 31, 2012.

13 **SECTION 1.12.** Effective September 1, 2010, Thelma G. White of Durham  
14 County is appointed to the North Carolina Board of Electrolysis Examiners for a term expiring  
15 on August 31, 2013.

16 **SECTION 1.13.** Effective January 1, 2011, the Honorable William L. Wainwright  
17 of Craven County is appointed to the North Carolina Emergency Medical Services Advisory  
18 Council for a term expiring on December 31, 2014.

19 **SECTION 1.14.** Donnie Brewer of Pitt County is appointed to the Environmental  
20 Management Commission for a term expiring on June 30, 2012.

21 **SECTION 1.15.** Effective October 1, 2010, Linda A. Smith of Lee County and  
22 Russell S. Jones of Buncombe County are appointed to the North Carolina State Board of  
23 Examiners of Fee-Based Practicing Pastoral Counselors for terms expiring on September 30,  
24 2014.

25 **SECTION 1.16.** Elizabeth G. Page of Wake County is appointed to the Board of  
6 the North Carolina Health Insurance Risk Pool for a term expiring on June 30, 2013.

7 **SECTION 1.17.** Faline Locklear Dial of Robeson County is appointed to the North  
28 Carolina State Commission of Indian Affairs for a term expiring on June 30, 2012.

29 **SECTION 1.18.** Effective January 1, 2011, Judith B. Brunger of Wake County,  
30 John C. Moskop of Forsyth County, Dean E. Vavra of Forsyth County, and Kathryn Payne of  
31 Pitt County are appointed to the License to Give Trust Fund Commission for terms expiring on  
32 December 31, 2012.

33 **SECTION 1.19.** Effective January 1, 2011, James D. Storie of Watauga County is  
34 appointed to the North Carolina Locksmith Licensing Board for a term expiring on December  
35 31, 2013.

36 **SECTION 1.20.** David M. Green of Mecklenburg County is appointed to the 911  
37 Board for a term expiring on December 31, 2012, to fill the unexpired term of Francisco J.  
38 Cairon.

39 **SECTION 1.21.** Steven Elliott Howell of Northampton County, Frank B. Lewis of  
40 Beaufort County, and Frederick L. Yates of Perquimans County are appointed to the North  
41 Carolina's Northeast Commission for terms expiring on June 30, 2012.

42 **SECTION 1.22.** Jerry O. Pearce of Wake County is appointed to the North  
43 Carolina On-site Wastewater Contractors and Inspections Certification Board for a term  
44 expiring on July 1, 2013.

45 **SECTION 1.23.** Robert L. Epting of Orange County and Ashley B. Futrell, Jr., of  
46 Beaufort County are appointed to the North Carolina Parks and Recreation Authority for terms  
47 expiring on July 1, 2013.

48 **SECTION 1.24.** Kelly Edwards Baxter of Pitt County is appointed to the Board of  
9 Directors for the North Carolina Partnership for Children, Inc., for a term expiring on  
50 December 31, 2011, to fill the unexpired term of Robert M. Shinn.

1           **SECTION 1.25.** Jeff D. Etheridge, Jr., of Columbus County is appointed to the  
2 North Carolina State Ports Authority for a term expiring on June 30, 2012.

3           **SECTION 1.26.** Malcolm K. Fearing, III, of Dare County, Saint C. Basnight of  
4 Dare County, and Joseph M. Bryan, Jr., of Guilford County are appointed to the Roanoke  
5 Island Commission for terms expiring on June 30, 2012.

6           **SECTION 1.27.** Curtis B. Venable of Buncombe County and John B. Lewis of Pitt  
7 County are appointed to the Rules Review Commission for terms expiring on June 30, 2012.

8           **SECTION 1.28.** Effective September 1, 2010, Steve O. Hunt of Catawba County is  
9 appointed to the North Carolina Sheriff's Education and Training Standards Commission for a  
10 term expiring on August 31, 2012.

11           **SECTION 1.29.** Effective January 1, 2011, Patrick Barnes of Chatham County and  
12 Sondra Dickens of Northampton County are appointed to the North Carolina Small Business  
13 Contractor Authority for terms expiring on December 31, 2014.

14           **SECTION 1.30.** Constance Adams of Burke County is appointed to the North  
15 Carolina Board for Licensing of Soil Scientists for a term expiring on June 30, 2013.

16           **SECTION 1.31.** The Honorable Harold J. Brubaker of Randolph County is  
17 appointed to the Southern Dairy Compact Commission for a term expiring on June 30, 2014.

18           **SECTION 1.32.** James T. Driscoll, Jr., of Wake County is appointed to the State  
19 Building Commission for a term expiring on June 30, 2012.

20           **SECTION 1.33.** Effective January 1, 2011, Barbara K. Allen of Wake County is  
21 appointed to the State Ethics Commission for a term expiring on December 31, 2014.

22           **SECTION 1.34.** Garry W. Cooper of Pamlico County is appointed to the State Fire  
23 and Rescue Commission for a term expiring on June 30, 2013.

24           **SECTION 1.35.** Martha Adams of Wake County is appointed to the State Health  
25 Plan Administrative Commission for a term expiring on June 30, 2012.

26           **SECTION 1.36.** Jonathan B. Howes of Orange County and Martha Johnson of  
27 Johnston County are appointed to the Board of Trustees of the State Health Plan for Teachers  
28 and State Employees for terms expiring on June 30, 2012.

29           **SECTION 1.37.** Effective January 1, 2011, John Wayne Kahl of Iredell County is  
30 appointed to the State Judicial Council for a term expiring on December 31, 2013.

31           **SECTION 1.38.** Lisa Grafstein of Wake County is appointed to the State Personnel  
32 Commission for a term expiring on June 30, 2016.

33           **SECTION 1.39.** Harold Allen Langley of Cleveland County is appointed to the  
34 Structural Pest Control Committee for a term expiring on June 30, 2014.

35           **SECTION 1.40.** Karen McDonald of Cumberland County is appointed to the North  
36 Carolina Substance Abuse Professional Practice Board for a term expiring on June 30, 2014.

37           **SECTION 1.41.** Mona M. Keech of Wake County is appointed to the  
38 Supplemental Retirement Board of Trustees for a term expiring on June 30, 2012.

39           **SECTION 1.42.(a)** The Honorable John May of Franklin County is appointed to  
40 the Virginia-North Carolina High-Speed Rail Compact Commission for a term expiring on  
41 December 31, 2010, to fill the unexpired term of the Honorable Lucy T. Allen.

42           **SECTION 1.42.(b)** Effective January 1, 2011, the Honorable E. Nelson Cole of  
43 Rockingham County is appointed to the Virginia-North Carolina High-Speed Rail Compact  
44 Commission for a term expiring on December 31, 2012.

45           **SECTION 1.43.** John Howard Boyette, Jr., of Wilson County and Paul Weller of  
46 Durham County are appointed to the Well Contractors Certification Commission for terms  
47 expiring on June 30, 2013.

48           **SECTION 2.** Unless otherwise provided for in this act, appointments are for terms  
49 to begin July 1, 2010.

50           **SECTION 3.** This act is effective when it becomes law.



**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

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☐ Committee Substitute for

**HB 1670** A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO  
VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF  
THE HOUSE OF REPRESENTATIVES.

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

**(FOR JOURNAL USE ONLY)**

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\_\_\_\_\_ 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**

**S**

**4**

**SENATE BILL 900  
Judiciary I Committee Substitute Adopted 5/13/09  
House Committee Substitute Favorable 6/18/09  
House Committee Substitute #2 Favorable 7/1/10**

**Short Title:** Teen Driver Safety Study.

**(Public)**

**Sponsors:**

**Referred to:**

March 26, 2009

**A BILL TO BE ENTITLED**

**AN ACT TO DIRECT THE EXECUTIVE COMMITTEE FOR HIGHWAY SAFETY TO  
REPORT ADDITIONAL RECOMMENDATIONS TO THE GENERAL ASSEMBLY TO  
ADDRESS THE CAUSES OF TEEN DRIVING FATALITIES.**

The General Assembly of North Carolina enacts:

**SECTION 1.** The Executive Committee for Highway Safety in the Department of  
Transportation shall report to the General Assembly by April 30, 2011, its recommendations  
for additional legislation to address the causes of teen driving fatalities.

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



GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 2009

S

D

SENATE BILL 900

Judiciary I Committee Substitute Adopted 5/13/09

House Committee Substitute Favorable 6/18/09

House Committee Substitute #2 Favorable 7/1/10

PROPOSED HOUSE COMMITTEE SUBSTITUTE S900-CSRW-97 [v.7]

7/8/2010 11:27:09 AM

Short Title: Studies Act of 2010.

(Public)

Sponsors:

Referred to:

March 26, 2009

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR STUDIES BY THE LEGISLATIVE RESEARCH  
COMMISSION, STATUTORY OVERSIGHT COMMITTEES AND COMMISSIONS,  
AND OTHER AGENCIES, COMMITTEES, AND COMMISSIONS.

The General Assembly of North Carolina enacts:

**PART I. TITLE**

**SECTION 1.1.** This act may be known as "The Studies Act of 2010."

**PART II. LEGISLATIVE RESEARCH COMMISSION**

**SECTION 2.1.** The Legislative Research Commission may study the topics listed below. When applicable, the bill or resolution that originally proposed the issue or study and the name of the sponsor are listed. Unless otherwise specified, the listed bill or resolution refers to the measure introduced in the 2009 or 2010 session of the 2009 General Assembly. The Commission may consider the original bill or resolution in determining the nature, scope, and aspects of the study.

**SECTION 2.2.** Allowing State Personnel Commission to Transfer Annual and Sick Leave From A City or County (S.B. 1386 – East) – The Commission may study the issue of allowing the State Personnel Commission to transfer an employee's accrued annual and sick leave from a city or county, and allowing such transfers for employees shifting employment between units of local government. In conducting the study, the Commission may consider the fiscal impact of allowing the transfers, including any impact on the Teachers' and State Employees' Retirement System and Local Governmental Employees' Retirement System.

**SECTION 2.3.** Consolidation of State Agencies and Departments (S.B. 1427 – Brock) – The Commission may study issues relating to whether some State agencies and departments can be consolidated to achieve increased efficiency and cost savings.

**SECTION 2.4.** Flexibility for Certified Nurse Midwives (S.B. 940 – Davis) – The Commission is authorized to study whether certified nurse midwives should be given more flexibility in the practice of midwifery. In conducting the study, the Commission may consider whether a certified nurse midwife should be allowed to practice midwifery in collaboration with, rather than under the supervision of, a physician licensed to practice medicine under



\* S 9 0 0 - C S R W - 9 7 - V - 7 \*

Article 1 of Chapter 90 of the General Statutes who is actively engaged in the practice of obstetrics.

**SECTION 2.5.** Televising House of Representatives and Senate Sessions (Stevens, McKissick) – The Commission may study the feasibility of televising all House of Representatives and Senate sessions and, in conducting the study, may appoint an advisory committee composed of members of the Legislative Services Commission, other legislators, and members of the public. The study may also include the feasibility of streaming video content over the Internet. The study may include various options for handling the project, including the UNC Center for Public Television and the Agency for Public Telecommunications. The study may examine newer technologies for more cost-efficient means of handling the broadcasts.

**SECTION 2.6.** reserved

**SECTION 2.7.** reserved

**SECTION 2.8.** Efficient E-Commerce in State Government (S.B. 1425 – Brock) – The Commission may

- (1) Review the current payments and collections made by the State that have the greatest potential to benefit from increased automation.
- (2) Examine best practices in the use of electronic funds transfers and direct depositing for State government financial transactions.
- (3) Identify goals and objectives for a coordinated State program to make State government e-commerce more effective and cost efficient through paperwork reduction and lower transaction and personnel costs.
- (4) Consider any other matters related to improving State government e-commerce and lower the cost of financial transactions.

**SECTION 2.9.** Fur-bearer and Fox Management (Faison) – The Commission may study the effectiveness of the North Carolina Wildlife Resources Commission's implementation of G.S. 113-291.4(e). The Commission may solicit input from interested parties including hunters, trappers, public health authorities, local governments, the North Carolina Department of Agriculture and Consumer Services, and private landowners.

**SECTION 2.10.** Pre-Escheat Procedures (Stein) – The Commission may study the need for statutory changes to the law governing location of the legitimate owner of unclaimed property prior to the assumption of the abandonment of the property by the State Treasurer, and to permit a person holding unclaimed property to recover a reasonable charge for complying with the good faith effort requirement of G.S. 116B-59.

**SECTION 2.11.** Changing Demographics in the State Community College and University Systems (S.B. 1457 – Allran) – The Commission may study issues relating to the changing demographics in the State's community college and university systems. The Commission may consider how, over the last decade, the populations attending the State's community colleges and universities have changed with regard to all of the following:

- (1) Age.
- (2) Reasons for attendance.
- (3) Students enrolling who have prior educational experience.
- (4) Students enrolling through college transfer programs from community colleges.
- (5) Any other issue the Commission deems relevant to the study.

**SECTION 2.12.** Ownerless Dogs and Cats, Commercial Dog Breeding (S.B. 1332 – McKissick, Jones; S.B. 460 – Davis; H.B. 208 – Harrison, Wray, Cotham, Carney) – The Commission may study issues related to ownerless dogs and cats, and the State's role in ensuring the humane treatment of dogs and cats by breeders, shelters, and other facilities that house dogs and cats.

1           **SECTION 2.13.** Use of Military Veteran Contractors (H.B. 912 – Killian) – The  
2 Commission may study methods to encourage State and local government to use military  
3 veteran contractors.

4           **SECTION 2.14.** Requiring Long-Term Care Facilities to Carry Liability Insurance  
5 (H.J.R. 1768 – Harrison, Insko, Jeffus) – The Commission may study whether long-term care  
6 facilities should be required to carry liability insurance. In conducting the study, the  
7 Commission should consider:

- 8           (1) Whether the laws of this State adequately protect the ability of residents of  
9 long-term care facilities who are harmed by a wrongful act of the facility  
10 from receiving just compensation because of bankruptcy or other actions by  
11 the facility's owners to unjustly shield personal or business assets.
- 12           (2) Whether as a condition of licensure, long-term care facilities should carry  
13 liability insurance.
- 14           (3) Whether other states require long-term care facilities to carry liability  
15 insurance as a requirement for licensure.

16           **SECTION 2.15.** Insurance Coverage Options for Fresh Produce Growers (Wray) –  
17 The Commission may study the issue of adequate insurance coverage options for fresh produce  
18 growers.

19           **SECTION 2.16.** Use of "Most Favored Nation" Clauses (H.B. 2004 – Insko) – The  
20 Committee may study the use of "Most Favored Nation" (MFN) clauses in contracts. In  
21 conducting the study, the Committee should consider:

- 22           (1) The extent to which MFN clauses are included in contracts in our State, and  
23 in the nation as a whole.
- 24           (2) The most common forms and elements of MFN clauses included in  
25 contracts.
- 26           (3) The effect that inclusion of MFN clauses in contracts.
- 27           (4) The effect that prohibiting the use of MFN clauses in contracts has had in  
28 those states that have prohibited their use.
- 29           (5) Any other issue relating to the use or prohibition of MFN clauses in  
30 contracts that the Committee deems appropriate.

31           **SECTION 2.17.** Regulation of Beauty Pageants for Youth Under Thirteen Years of  
32 Age (H.B. 1348 – Mobley) – The Commission may study the regulation of beauty pageants for  
33 youth under 13 years of age in North Carolina.

34           **SECTION 2.18.** State Boards and Commissions – The Commission may study  
35 consolidation or elimination of State Boards and Commissions.

### 36 37 **PART III. JOINT LEGISLATIVE HEALTH CARE OVERSIGHT COMMITTEE** 38 **STUDIES**

39           **SECTION 3.1.** The Joint Legislative Health Care Oversight Committee may study  
40 the topics listed in this Part and report its findings, together with any recommended legislation,  
41 to the 2011 Regular Session of the General Assembly upon its convening.

42           **SECTION 3.2.** State Diabetes Coordinator (England) – The Committee may study  
43 the issue of the feasibility of establishing a State Diabetes Coordinator as a way to help address  
44 the growing epidemic of diabetes in the State. The coordinator could be charged to advise ways  
45 to save lives, improve the quality of life, and save money for taxpayers and patients by  
46 reducing the rates of diabetes and its complications.

47           **SECTION 3.3.** Review of Collaborative Project for Reducing Medical Malpractice  
48 Claims (Glazier) – The Committee may review the collaborative project for reducing medical  
49 malpractice costs and claims.

50           **SECTION 3.4.** Monitor Impact of Revised Requirements for Personal Care  
51 Services (Adams) – The Committee may study and monitor the impact that the revised

1 eligibility requirements for Personal Care Services has on seniors and disabled citizens,  
2 including the number of persons who are refused services and the reasons therefore and the  
3 time frame between request for services and the initiation of services.

#### 4 5 **PART IV. JOINT LEGISLATIVE TRANSPORTATION OVERSIGHT COMMITTEE** 6 **STUDIES**

7 **SECTION 4.1.** The Joint Legislative Transportation Oversight Committee may  
8 study the topics listed in this Part and report its findings, together with any recommended  
9 legislation, to the 2011 Regular Session of the General Assembly upon its convening.

10 **SECTION 4.2.** Untitled Vehicles Removed and Sold for Scrap (Gibson) – The  
11 Committee, in consultation with the Division of Motor Vehicles, may study the issue of the  
12 untitled vehicles being removed and sold for scrap without sufficient notice to the owner.

13 **SECTION 4.3.** Welcome Centers and Visitor Centers (H.B. 2046 – Tucker, Cole)  
14 – The Committee, in consultation with the Department of Transportation and the Department of  
15 Commerce, may study issues related to the location, funding, construction, maintenance, and  
16 operation of visitor centers and welcome centers in the State.

17 **SECTION 4.4.** Debt Agreements (H.B. 1800 – Crawford) – The Committee, as a  
18 part of the study authorized under Section 28.7(e) of Senate Bill 897, may study the issue of the  
19 appropriate scope of the power of the Department of Transportation to enter into debt and  
20 debt-like agreements pursuant to G.S. 136-18(39).

21 **SECTION 4.5.** Street Construction/Developer Responsibility (S.B. 761 – Brown;  
22 Cole) – The Committee may study whether to limit the responsibility of developers for the cost  
23 of street or highway construction to the amount necessary to serve the projected traffic  
24 generated by a development.

#### 25 26 **PART V. JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE STUDIES**

27 **SECTION 5.1.** The Joint Legislative Education Oversight Committee may study  
28 the topics listed in this Part and report its findings, together with any recommended legislation,  
29 to the 2011 Regular Session of the General Assembly upon its convening.

30 **SECTION 5.2.** Virtual School of Engineering (Shaw) – The Committee may study  
31 the feasibility of establishing a Virtual School of Engineering. The purpose of the study is to  
32 determine the cost and feasibility of developing and maintaining a Virtual School of  
33 Engineering, including the effectiveness of linking the constituent institutions to the established  
34 UNC Schools of Engineering by offering engineering classes through satellite and online  
35 courses, whether an engineering curriculum lends itself to such a model, and any other related  
36 issues deemed relevant by the Committee.

37 **SECTION 5.3.** Graduation Disparity (S.B. 1417 – Graham) – The Committee may  
38 examine each of the following:

- 39 (1) Minority graduation statistics.
- 40 (2) National best practices for educating minority students.
- 41 (3) Current statewide efforts to increase high school retention of minority  
42 students.
- 43 (4) Teaching methodologies specifically designed for minority students.
- 44 (5) Existing technical and career curriculum.
- 45 (6) Innovative practices or solutions that have demonstrated success in other  
46 states.

47 The Committee may develop a comprehensive statewide plan and recommendations for  
48 increasing the number of minority individuals who complete high school.

49 **SECTION 5.4.** Maximum Age for Enrollment in Public Schools (H.J.R. 1948 –  
50 Fisher, Gill, Yongue, Farmer-Butterfield) – The Committee may study whether the maximum  
51 initial age for enrollment in the public schools shall be lowered from age seven to age six.

**PART VI. ENVIRONMENTAL REVIEW COMMISSION STUDIES**

**SECTION 6.1.** The Environmental Review Commission may study the topics listed in this Part and report its findings, together with any recommended legislation, to the 2011 Regular Session of the General Assembly upon its convening.

**SECTION 6.2.** Impact of Environmental Toxins on Human Health (S.B. 1416 – Bingham; H.B. 2015 – Harrison, Glazier, Fisher, Insko) – The Commission may study the impact of environmental toxins on human health and report its findings and recommendations, including any proposals for legislation or administrative action, to the General Assembly no later than the convening of the 2012 Session of the 2011 General Assembly. The findings and recommendations may include all of the following:

- (1) A survey of legislation in other states that ban toxins and chemicals, along with an assessment of the effectiveness of the legislation.
- (2) A survey of how other states have set up entities within state government to review and regulate toxins and chemicals that have or will be introduced into the stream of commerce.
- (3) A review of incentives proposed or enacted in other states to promote the growth of the green chemistry sector, including a special analysis of documented environmental, public health, and economic benefits, including job creation, within the states.

**SECTION 6.3.** Water Quality Cost Share (S.B. 1385 – McKissick) – The Commission may study the costs and benefits of improving water quality in reservoirs, rivers, and other water resources shared by local governments. In its study the Commission may consider the water quality issues for local governments located both upstream and downstream from water resources, the wastewater treatment standards that local governments both upstream and downstream must meet, the cost of complying with water quality and wastewater treatment standards, and the benefits received by local governments by complying with those standards. The Commission may also consider possible alternatives to the current rate structure, treatment programs, and technology used by the State and local governments with regard to water quality and wastewater treatment. The Commission may also consider any other issue that it deems relevant to this study.

**SECTION 6.4.** Oil and Gas Exploration in the Triassic Basin (Gibson, Love) – The Committee may study the issue of oil and gas exploration in the Triassic Basin.

**SECTION 6.5.** Issues Related to the Use and Storage of Reclaimed Water (H.B. 643 – Tucker) – The Commission, in consultation with the Department of Environment and Natural Resources, may study issues related to the use and storage of reclaimed water. In its study, the Commission may examine the following issues:

- (1) The feasibility and desirability of implementation of reclaimed water programs by municipal wastewater treatment facilities for nonconsumptive indoor use and outdoor use. The Commission may consider any of the following factors:
  - a. The implementation and efficacy of reclaimed water policies, programs, ordinances, standards, rules, and regulations established in other states, municipalities, and countries.
  - b. Minimum effluent standards for reclaimed water sufficient to address any public health, safety, or environmental risks that may be caused by use of or contact with reclaimed water.
  - c. Potential uses for reclaimed water for nonconsumptive indoor use including, but not limited to: toilet flushing; fire protection; and decorative water features.

- 1 d. Potential uses for reclaimed water for outdoor use including, but not  
2 limited to: commercial and residential landscaping, lawn irrigation,  
3 agricultural irrigation; wetland and stream augmentation; and  
4 planned direct or indirect potable reuse.
- 5 (2) The feasibility and desirability of storage of reclaimed water in aquifers by  
6 municipal wastewater treatment facilities. The Commission may consider  
7 any of the following factors:
- 8 a. Whether the current practice of land application of wastewater by  
9 municipal wastewater treatment facilities requires too much land to  
10 be practicable in the long term.
- 11 b. Whether the current practice of land application of wastewater by  
12 municipal wastewater treatment facilities is better suited to certain  
13 parts of the State or to areas of certain geological or topographical  
14 conditions.
- 15 c. Whether there are any alternative methods of disposing of  
16 wastewater by municipal wastewater treatment system facilities and  
17 the costs and benefits of employing any such alternative methods  
18 either on a statewide basis or in any specific area of the State.
- 19 (3) Whether reclaimed water can be safely stored in and recovered from  
20 aquifers. The Commission may consider any of the following factors:
- 21 a. The benefits and costs of using reclaimed water in aquifers for use as  
22 a barrier to saltwater intrusion.
- 23 b. Whether current federal or State laws, including the Underground  
24 Injection Control Program of the federal Safe Drinking Water Act  
25 and current regional or watershed-based water management  
26 strategies, apply to aquifer storage and recovery in North Carolina  
27 and are sufficient to address any public health, safety, or  
28 environmental risks that may be caused by aquifer storage and  
29 recovery.
- 30 c. Regulations necessary to assure the protection of public health,  
31 safety, and the environment if storage of reclaimed water in aquifers  
32 is determined to be in the best interest of the State.
- 33 d. Any other topics the Commission deems appropriate to assure that  
34 aquifer storage and recovery systems will not be a detriment to  
35 public health, safety, or the environment.
- 36 (4) Such other matters as the Commission deems appropriate in the conduct of  
37 this study.

**SECTION 6.6. reserved**

39 **SECTION 6.7.** Gas Leases in the Central Shale Belt (Gibson, Love) – The  
40 Commission may study the issue of gas leases in the central shale belt, located in the Chatham  
41 and Moore County area.

42 **SECTION 6.8.** Carbon Sequestration Potential of Natural and Working Landscapes  
43 and Other Carbon Offset Opportunities (S.B. 1220 – Stein, Albertson; H.B. 1809 – Harrison,  
44 Underhill, Wilkins) – The Commission may study the carbon sequestration potential of natural  
45 and working landscapes in the State and the feasibility and advisability of establishing a carbon  
46 offset program.

**PART VII. REVENUE LAWS STUDY COMMITTEE STUDIES**

49 **SECTION 7.1.** The Revenue Laws Study Committee may study the topics listed in  
50 this Part and report its findings, together with any recommended legislation, to the 2011  
51 Regular Session of the General Assembly upon its convening.



1           **SECTION 7.2.** reserved

2           **SECTION 7.3.** Ticket Resale (Gibson) – The Committee may study issues related  
3 to ticket resale, including the need for consumer protections in the primary market for event  
4 ticket sales; transparency of ticket distribution by artists, promoters and their agents; freedom  
5 of transferability for tickets purchased by consumers; and open interoperability of ticket sale  
6 and resale market systems.

7  
8           **PART VIII. JOINT LEGISLATIVE UTILITY REVIEW COMMITTEE STUDIES**

9           **SECTION 8.1.** The Joint Legislative Utility Review Committee may study the  
10 topics listed in this Part and report its findings, together with any recommended legislation, to  
11 the 2011 Regular Session of the General Assembly upon its convening.

12           **SECTION 8.2.** Gas Leases in the Central Shale Belt (Gibson, Love) – The  
13 Committee may study the issue of gas leases in the central shale belt, located in the Chatham  
14 and Moore County area.

15  
16           **PART IX. JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT**  
17 **COMMITTEE STUDIES**

18           **SECTION 9.1.** Operation of the Child Nutrition Program (S.B. 1152 – Purcell,  
19 Dannelly, Davis, Preston, Tillman, Walters; H.B. 1777 – Yongue, Brown, Insko, Parfitt) – The  
20 Joint Legislative Program Evaluation Oversight Committee may include in the 2010 Work Plan  
21 for the Program Evaluation Division of the General Assembly a study of the operation of the  
22 Child Nutrition Program. The Division may examine (i) the guidelines for assessing indirect  
23 costs to local child nutrition programs in local school administrative units and (ii) the financial  
24 impact upon local child nutrition programs and local school administrative units of a policy  
25 prohibiting the assessment of indirect costs to a child nutrition program until that program has  
26 achieved and sustained a three-month operating balance.

27           **SECTION 9.2.** Chapter 150B Contested Cases (S.B. 1305 – Nesbitt; H.B. 1892 –  
28 Insko, Braxton, Justus) – The Joint Legislative Program Evaluation Oversight Committee may  
29 include in the 2010 Work Plan for the Program Evaluation Division of the General Assembly a  
30 study of Chapter 150B contested cases. The Division may study the number of decisions  
31 rendered by administrative law judges that are overturned as a final agency decision. For these  
32 cases the Division may evaluate the nature of the case, the basis of the reversal, the number of  
33 cases appealed to superior court, and the results of those appeals.

34  
35           **PART X. JOINT LEGISLATIVE CORRECTIONS, CRIME CONTROL, AND**  
36 **JUVENILE JUSTICE OVERSIGHT COMMITTEE STUDIES**

37           **SECTION 10.1.** The Joint Legislative Corrections, Crime Control, and Juvenile  
38 Justice Oversight Committee may study the topics listed in this Part and report its findings,  
39 together with any recommended legislation, to the 2011 Regular Session of the General  
40 Assembly upon its convening.

41           **SECTION 10.2.** Unsecured Bonds (Love) – The Committee may study the factors  
42 used in determining the release of defendants with unsecured bonds; the frequency of using  
43 unsecured bonds for the release of defendants; the failure to appear rates under unsecured  
44 bonds, when a failure to appear has occurred; the amount of time it takes and the entity most  
45 likely to apprehend the defendant, after the bond is forfeited; and the likelihood of converting  
46 forfeiture or judgment to revenue.

47  
48           **PART XI. JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT**  
49 **COMMITTEE TO STUDY IMPACT OF EXEMPTING WILDLIFE RESOURCES**  
50 **COMMISSION AND MARINE FISHERIES COMMISSION FROM THE**  
51 **LEGISLATIVE DISAPPROVAL PROCESS**

1           **SECTION 11.1.** The Joint Legislative Administrative Procedure Oversight  
2 Committee may study the impact of exempting the Wildlife Resources Commission and the  
3 Marine Fisheries Commission from the legislative disapproval process under the  
4 Administrative Procedure Act. In conducting the study the Committee may consider the  
5 number of bills to disapprove rules adopted by either of the two Commissions that have been  
6 introduced since 2003, the effect of the delayed effective dates on the enforcement capabilities  
7 of the two Commissions, and alternatives available to the public for objecting to rules adopted  
8 by either of the two Commissions. The Joint Legislative Administrative Procedure Oversight  
9 Committee may report its findings and recommendations to the 2011 General Assembly.

10  
11 **PART XII. ALCOHOLIC BEVERAGE COMMISSION STUDY**

12           **SECTION 12.1.** The North Carolina Alcoholic Beverage Commission, in  
13 consultation with the League of Municipalities, the Association of County Commissioners, the  
14 Retail Merchants Association, the North Carolina Restaurant and Lodging Association, the  
15 Association of Local ABC Boards, and other interested parties, may study the following issues  
16 and report to the General Assembly by March 1, 2011:

- 17           (1) The role of local government in ABC permit recommendations in promoting  
18 public safety, consistent with a system of uniform alcohol regulation in the  
19 State.
- 20           (2) The existence of research-based best practices to promote public safety by  
21 limiting the number of ABC retail permits or the total capacity of ABC  
22 on-premises retail permits in jurisdictions with high concentrations of ABC  
23 permits.
- 24           (3) Identifying regulatory or legal changes to promote more gradual dispersal of  
25 patrons at closing times and reducing the encouragement to rapidly consume  
26 alcohol at closing times.
- 27           (4) The need for whistleblower protections for local ABC board employees,  
28 modeled on Article 14 of Chapter 126 of the General Statutes.
- 29           (5) The need for spirituous liquor sales representatives and brokerage  
30 representative permits for the effective oversight of trade practices.
- 31           (6) The need for uniform training standards in alcohol regulation for local ABC  
32 law enforcement officers and contracted officers exercising ABC regulatory  
33 enforcement powers.
- 34           (7) Identification of statutes inconsistent with a uniform legal framework  
35 maintaining the three tiers of alcohol regulation of supplier,  
36 distributor/wholesaler, and retailer.

37  
38 **PART XIII. STATE BOARD OF EDUCATION TO STUDY ISSUES RELATED TO**  
39 **SPORTS INJURIES AT MIDDLE SCHOOL AND HIGH SCHOOL LEVELS (H.B. 1837**  
40 **– Cotham, Fisher, Glazier, Rapp)**

41           **SECTION 13.1.** The State Board of Education shall study issues relating to sports  
42 injuries for all sports at the middle school and high school levels, focusing on the prevention  
43 and treatment of injuries. In conducting the study, the Board should consult with school  
44 administrators, representatives of the North Carolina High School Athletic Association, high  
45 school athletic directors, middle school coaches, athletic trainers, and doctors with expertise in  
46 the area of sports medicine. All State departments and agencies and local governments and  
47 their subdivisions shall furnish the Board with any information in their possession or available  
48 to them.

49           **SECTION 13.2.** The State Board shall submit a final report of the results of its  
50 study and its recommendations to the 2011 General Assembly upon its convening.  
51

**PART XIV. STATE BOARD OF EDUCATION TO ESTABLISH A BLUE RIBBON TASK FORCE TO STUDY THE IMPACTS OF RAISING THE COMPULSORY PUBLIC SCHOOL ATTENDANCE AGE (S.B. 1249 – Davis; H.B. 1879 – Parmon, Bryant, Hurley, Hall)**

**SECTION 14.1.** The State Board of Education shall establish a Blue Ribbon Task Force to study the impacts of raising the compulsory public school attendance age prior to completion of a high school diploma from 16 to 17 or 18. In its study, the Board of Governors shall consider all of the following:

- (1) What impacts, including fiscal impacts, has raising the compulsory school attendance age had in states which have raised the compulsory school attendance age in the last 15 years.
- (2) What conclusions can be drawn as to the impact the compulsory school attendance age has made in the dropout and high school completion rates for states who require compulsory school attendance to ages 16, 17, and 18, respectively.
- (3) What best practices for working with at-risk populations of students who remain in school have been employed in states that have raised the compulsory attendance age in the last 15 years.
- (4) What would be the fiscal impact in raising the compulsory school attendance age from 16 to 17 and 16 to 18, respectively, for each local administrative school unit in North Carolina.

**SECTION 14.2.** No later than November 15, 2010, the State Board of Education shall submit a report of its study to the Joint Legislative Commission on Dropout Prevention and High School Graduation and the Joint Legislative Education Oversight Committee, including its findings and recommendations.

**PART XV. EXECUTIVE COMMITTEE FOR HIGHWAY SAFETY IN THE DEPARTMENT OF TRANSPORTATION TO STUDY RECOMMENDATIONS FOR ADDITIONAL LEGISLATION TO ADDRESS THE CAUSES OF TEEN DRIVING FATALITIES (S.B. 900 – Rouzer)**

**SECTION 15.1.** The Executive Committee for Highway Safety in the Department of Transportation shall report to the General Assembly by April 30, 2011, its recommendations for additional legislation to address the causes of teen driving fatalities.

**PART XVI. NORTH CAROLINA INSTITUTE OF MEDICINE TO STUDY THE NEEDS OF YOUNG CHILDREN WITH MENTAL HEALTH PROBLEMS AND THEIR FAMILIES (S.B. 1321 – Nesbitt; H.B. 1903 – Insko)**

**SECTION 16.1.** The North Carolina Institute of Medicine may convene a Task Force to study the needs of young children with mental health problems and their families. The Task Force shall:

- (1) Examine the current mental health needs of young children, defined as children from birth to age five.
- (2) Examine existing public and private systems of mental health care that are currently available to families of young children with mental health problems.
- (3) Identify evidence-based and promising universal, selective, and indicated prevention strategies to promote the emotional well-being of young children.
- (4) Identify strategies for early screening and identification of young children with mental health risk factors or mental health problems. The screening and identification strategies shall address the impact of parents' behavioral health problems on the mental health of their young children.

- (5) Review evidence-based and promising interventions and systems to promote the positive mental health and emotional well-being of young children and their families.
- (6) Identify strategies to ensure that children who are at high risk of developing mental health problems and their families have access to a comprehensive range of treatments and services, coordinated across agencies and service systems that are (i) culturally, linguistically, and developmentally sensitive; (ii) individualized; (iii) family-centered; (iv) home-, school-, and community-based; and (v) evidence-based.
- (7) Examine workforce adequacy and training needs of mental health professionals and other professionals who provide services to young children and their families.
- (8) Examine the adequacy of State and other funding to support a comprehensive array of evidence-based services.
- (9) Recommend strategies to develop, evaluate, and disseminate treatment and service delivery models to meet young children's mental health needs.
- (10) Examine any other issue that the NCIOM deems relevant to the study.

**SECTION 16.2.** The NCIOM shall make an interim report to the Joint Legislative Oversight Committee on Mental Health, Developmental Disabilities, and Substance Abuse Services no later than January 15, 2012, which may include legislative and other recommendations, and shall issue its final report with findings, recommendations, and any proposed legislation to the 2013 General Assembly upon its convening.

**PART XVII. DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MEDICAL ASSISTANCE, TO STUDY THE FEASIBILITY OF REQUIRING PROVIDERS ENROLLED IN COMMUNITY CARE OF NORTH CAROLINA TO IMPLEMENT BODY MASS INDEX SCREENING FOR CHILDREN AT RISK OF BECOMING OBESE AND WHO ARE RECEIVING MEDICAID OR PARTICIPATING IN NORTH CAROLINA HEALTH CHOICE FOR CHILDREN PROGRAM (S.B. 1286 –Purcell; H.B. 1904 –England, Hughes, Weiss, Yongue)**

**SECTION 17.1.** The Department of Health and Human Services, Division of Medical Assistance, may explore the feasibility of requiring Community Care of North Carolina (CCNC) to implement body mass index (BMI) screening for children at risk of becoming obese and developing diabetes or other chronic diseases, who are receiving Medicaid or participating in the North Carolina Health Choice for Children Program.

**SECTION 17.2.** As part of its exploration into the feasibility of requiring BMI screening pursuant to Section 17.1, the Department shall work toward the development of each of the following items:

- (1) Establishing<sup>2</sup> performance goals within each CCNC network that includes each of the following components:
  - a. Care management for children who are at risk of becoming obese and developing diabetes or other chronic diseases.
  - b. Annual BMI screening to identify the percentage of children who have a BMI test and the percentage of children who have a decrease in BMI levels.
- (2) Developing a uniform protocol across the CCNC network to ensure the integrity and confidentiality of information collected through BMI screening.
- (3) Implementing reliable methods of collecting data utilizing fitness assessment and reporting programs for youth that include health-related physical fitness

tests to assess aerobic capacity; muscular strength, muscular endurance, and flexibility; and body composition.

**SECTION 17.3.** If the study is undertaken, not later than September 1, 2011, the Department shall report its findings and recommendations to the Legislative Task Force on Childhood Obesity, if reestablished for the 2011-2012 Session, to the Public Health Commission, and to the Fiscal Research Division.

**PART XVIII. TASK FORCE/STUDY OF ALTERNATIVES TO HOSPITALIZATION OF FREQUENT USERS OF PSYCHIATRIC HOSPITALS IN NORTH CAROLINA**

**SECTION 18.1.** The Department of Health and Human Services shall conduct a study and propose recommendations by January 31, 2011, regarding the cost-effectiveness of supportive housing as an alternative to institutionalization of the MHDDSA populations.

**SECTION 18.2.** The study shall be conducted by a task force appointed by the Secretary of Health & Human Services.

**SECTION 18.3.** The Task Force shall include the following:

- (1) Five representatives from various areas of the HHS department.
- (2) One representative from the Housing Trust Fund.
- (3) Six representatives from Local Management Entities.
- (4) Two representatives from the NC Department of Correction.
- (5) One representative from the Division of Medical Assistance.
- (6) One representative from Community Care of North Carolina.
- (7) Two representatives from private providers of housing services for the mentally ill.
- (8) Two representatives from public housing agencies.
- (9) Two consumer representatives—a direct consumer and a family member, from a MHDDSA consumer/advocacy group.

**SECTION 18.4.** The HHS Secretary shall appoint two co-chairs of the task force.

**SECTION 18.5.** The Task Force will propose a plan focusing on the following goals:

- (1) Develop a cost-effective system of care for the MHDDSA population.
- (2) Decrease the need for hospital admission of target population.
- (3) Decrease the length of stay in psychiatric hospitals.
- (4) Decrease incarceration rate of the MHDDSA populations.
- (5) Decrease emergency room use by the MHDDSA populations.
- (6) Improve level of functioning of the MHDDSA populations.
- (7) Explore funding possibilities from Medicaid and other sources.
- (8) Decrease homelessness among the MHDDSA populations.
- (9) Maintain MHDDSA patients in community setting.
- (10) Decrease impact on law enforcement.
- (11) Make our communities safer for both consumers and others.
- (12) Reduce recidivism for the MHDDSA population.

**SECTION 18.6.** The Task Force shall:

- (1) Identify frequent users of psychiatric beds (state and community) and emergency departments.
- (2) For the above group, determine:
  - (a) Their housing situation.
  - (b) Incarceration history.
  - (c) Recidivism rates.
  - (d) Treatment offered and treatment compliance.
  - (e) Other factors as determined by task force.
- (3) Review existing state and national initiatives in this area.

- (4) Use information from subsections (1) and (2) to do the following:
- (a) Study current practices and issues related to placement of MHDDSA populations following discharge from psychiatric facilities.
  - (b) Develop a business case for the development of a statewide supportive housing initiative to benefit MHDDSA populations.
  - (c) Calculate the number of supportive housing units needed in the state.
  - (d) Calculate the level of capital investment needed for this multi-year initiative.
  - (e) Propose different methods that could be used to pay for ongoing operational costs.
  - (f) Examine the potential cost-saving attained through this strategy.
  - (g) Calculate the level of capital investment needed for this multi-year initiative.
- (5) Other tasks as identified by the task force.

**PART XIX. DEPARTMENT OF CULTURAL RESOURCES TO STUDY THE FEASIBILITY OF DESIGNATING THE ENDOR IRON FURNACE AS A STATE HISTORIC SITE (S.B. 1353 – Atwater; H.B. 1927 – Love)**

**SECTION 19.1.** The Department of Cultural Resources shall study the feasibility of designating the Endor Iron Furnace as a State Historic Site. The Department shall submit the results of its study to the 2011 General Assembly upon its convening.

**PART XX. DIVISION OF MARINE FISHERIES OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO STUDY THE FISHERY MANAGEMENT PLAN DEVELOPMENT PROCESS (S.B. 1271 – Albertson; H.B. 1711 – Wainwright, Spear, Underhill)**

**SECTION 20.1.** The Division of Marine Fisheries of the Department of Environment and Natural Resources shall study the Fishery Management Plan development process. The Division shall specifically consider how the process could be made more efficient without impairing public input into the process. The Division shall report its findings and recommendations, including any legislative proposals, to the Joint Legislative Commission on Seafood and Aquaculture no later than October 1, 2010.

**PART XXI. EXTEND THE NORTH CAROLINA ZOOLOGICAL PARK FUNDING AND ORGANIZATION STUDY COMMITTEE (S.B. 1179 – Brunstetter; H.B. 1720 – Brubaker, E. Warren, Harrison)**

**SECTION 21.1.** Section 5.11 of S.L. 2009-329 reads as rewritten:

"**SECTION 5.11.** Report. – The Committee shall report its findings and recommendations to the ~~2010-2011~~ Regular Session of the ~~2009-2011~~ General Assembly and the Environmental Review Commission on or before ~~May 1, December 31~~, 2010, at which time the Committee shall terminate."

**PART XXII. LEGISLATIVE STUDY COMMISSION ON URBAN GROWTH AND INFRASTRUCTURE ISSUES REPORT DATE**

**SECTION 22.1.** Section 36.6 of S.L. 2008-181 reads as rewritten:

"**SECTION 36.6.** The Commission shall report the results of its study and its recommendations to the 2009 General Assembly upon its convening. The Commission shall submit its final report on or before the date of the convening of the 2011 General Assembly. The Commission shall expire upon the delivering of its final report, or the convening of the 2011 General Assembly, whichever occurs first."

**PART XXIII. STATE INVESTMENT STUDY REPORTING DATE (S.B. 1217 – Hartsell; H.B. 1811 – Michaux)**

**SECTION 23.1.** Section 47.4 of S.L. 2009-574 reads as rewritten:

"**SECTION 47.4.** The Commission shall make an interim report to the 2010 Regular Session of the 2009 General Assembly prior to its convening, and shall make a final report to the ~~2010~~ 2011 Regular Session of the 2011 General Assembly. The report shall include any proposed legislation."

**PART XXIV. EXTEND JOINT SELECT COMMITTEE ON PRESERVATION OF BIOLOGICAL EVIDENCE (Glazier)**

**SECTION 24.1.** Section 7.(d) of S.L. 2009-203 reads as rewritten:

"**SECTION 7.(d)** The Committee shall submit a final report on the results of its study, including any proposed legislation, to the General Assembly on or before ~~April 1, 2010~~ the convening of the Regular Session of the 2011 General Assembly. The Committee shall file a copy of its report with the President Pro Tempore's office, the Speaker's office, and the Legislative Library. The Committee shall terminate ~~on April 1, 2010~~ upon the convening of the Regular Session of the 2011 General Assembly, or upon the filing of its final report, whichever occurs first."

**PART XXV. EXTEND GENERAL STATUTES COMMISSION STUDIES (S.B. 1164 – Hartsell; Ross)**

**SECTION 25.1.** Section 2 of Session Law 2009-281 reads as rewritten:

"**SECTION 2.** The General Statutes Commission shall study and recommend to the ~~2010~~ 2011 Regular Session of the ~~2009-2011~~ General Assembly ways to ensure that the General Statutes properly and uniformly refer to federal or state military organizations. These may include a single term that will include all organizations that compose the reserve components of the armed forces. The recommendations may include a process to be authorized by the General Assembly whereby changes that do not change the law can be made administratively by the Attorney General."

**SECTION 25.2.** Section 1 of Session Law 2009-273 reads as rewritten:

"**SECTION 1.** The General Statutes Commission shall study and recommend ~~to the 2010 Regular Session of the 2009 General Assembly and the 2011 Regular Session of the General Assembly~~ ways to make the General Statutes and the North Carolina Constitution gender neutral. These may include recommending legislative changes needed to make the General Statutes and the Constitution gender neutral and a process to be authorized by the General Assembly whereby changes that do not change the law can be made administratively by the Attorney General to make the General Statutes gender neutral."

**PART XXVI. REESTABLISH LEGISLATIVE TASK FORCE ON CHILDHOOD OBESITY (S.B. 1153 – Purcell; H.B. 1827 – Yongue, Brown, Hughes, Insko)**

**SECTION 26.1.** Part XLIX of S.L. 2009-574 reads as rewritten:

**"PART XLIX. LEGISLATIVE TASK FORCE ON CHILDHOOD OBESITY (Yongue)**

"**SECTION 49.1.** There is created the Legislative Task Force on Childhood Obesity.

"**SECTION 49.2.** The Task Force shall consist of 12 members as follows:

(1) Six members of the House of Representatives.

(2) Six members of the Senate.

"**SECTION 49.3.** 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. Terms of the initial members begin on appointment and continue until the convening of the 2011 Session of the General Assembly. Subsequent appointments begin during the 2011 Session of the General Assembly and continue until the Task Force terminates.

Vacancies on the Task Force shall be filled by the same appointing authority that made the initial appointment. A quorum of the Task Force shall be a majority of its members.

"SECTION 49.4. The Task Force shall include, but should not be limited to, study of issues relating to childhood obesity. In the course of the study, the Task Force shall consider and recommend to the General Assembly strategies for addressing the problem of childhood obesity and encouraging healthy eating and increased physical activity among children through:

- (1) Early childhood intervention;
- (2) Childcare facilities;
- (3) Before and after-school programs;
- (4) Physical education and physical activity in schools;
- (5) Higher nutrition standards in schools;
- (6) Comprehensive nutrition education in schools;
- (7) Increased access to recreational activities for children;
- (8) Community initiatives and public awareness; and
- (9) Other means.

"SECTION 49.5. The Task Force shall encourage input from public nonprofit organizations, promoting healthy lifestyles for children, addressing the problems related to childhood obesity, encouraging healthy eating, and increasing physical activity among children.

"SECTION 49.6. Members of the Task Force shall receive per diem, subsistence, and travel allowances in accordance with G.S. 120-3.1, 138-5, or 138-6, as appropriate. The Task Force, 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 Task Force may meet at anytime upon the joint call of the cochairs. The Task Force 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 Task Force in its work. The House of Representatives' and the Senate's Directors of Legislative Assistants shall assign clerical staff to the Task Force, and the expenses relating to the clerical employees shall be borne by the Task Force. The Task Force may contract for professional, clerical, or consultant services as provided by G.S. 120-32.02. If the Task Force hires a consultant, the consultant shall not be a State employee or a person currently under contract with the State to provide services.

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

"SECTION 49.7. The Task Force shall submit a final report of the results of its study and its recommendations to the 2010 Regular Session of the 2009 General Assembly. The Task Force may make a report of the results of its study and recommendations to the 2011 General Assembly and shall submit a report to the 2012 Regular Session of the 2011 General Assembly. The Task Force shall terminate ~~on May 1, 2010, or upon the filing of its final report, whichever occurs first upon the convening of the 2012 Regular Session of the 2011 General Assembly.~~"

**PART XXVII. JOINT LEGISLATIVE STUDY COMMITTEE ON THE CONSOLIDATION OF EARLY CHILDHOOD EDUCATION AND CARE (S.B. 1116 – Blue, Purcell, Swindell; H.B. 1781 – Rapp, Glazier, Insko)**

**SECTION 27.1. Committee Established.** – There is created the Joint Legislative Study Committee on the Consolidation of Early Childhood Education and Care. The Committee shall consist of 10 members to be appointed as follows:

- (1) Five members of the House of Representatives appointed by the Speaker of the House of Representatives.
- (2) Five members of the Senate appointed by the President Pro Tempore of the Senate.



1 The Speaker of the House of Representatives shall designate one Representative as  
2 cochair, and the President Pro Tempore of the Senate shall designate one Senator as cochair.  
3 Vacancies on the Committee shall be filled by the same appointing authority making the initial  
4 appointment.

5 The Committee, while in the discharge of its official duties, may exercise all powers  
6 provided for under G.S. 120-19 and G.S. 120-19.1 through G.S. 120-19.4. The Committee may  
7 meet at any time upon the joint call of the cochairs. The Committee may meet in the Legislative  
8 Building or the Legislative Office Building. The Committee may contract for professional,  
9 clerical, or consultant services as provided by G.S. 120-32.02.

10 The Legislative Services Commission, through the Legislative Services Officer,  
11 shall assign professional staff to assist the Committee in its work. The House of  
12 Representatives and the Senate's Directors of Legislative Assistants shall assign clerical staff to  
13 the Committee, and the expenses relating to the clerical employees shall be borne by the  
14 Committee. Members of the Committee shall receive subsistence and travel expenses at the  
15 rates set forth in G.S. 120-3.1, 138-5, or 138-6, as appropriate.

16 **SECTION 27.2. Duties.** – The Committee shall continue the work of the Task  
17 Force on the Consolidation of Early Childhood Education and Care created under S.L.  
18 2009-451 by continuing to work toward the development of an integrated system of early  
19 childhood education and care. To that end, the Committee may consult with and receive reports  
20 from the appropriate State departments, agencies, and board representatives on issues related to  
21 early childhood education and care and consider any other issues the Committee deems  
22 relevant.

23 **SECTION 27.3. Report.** – The Commission may make a final report, including any  
24 proposed legislation, to the 2011 General Assembly upon its convening. The Commission shall  
25 terminate upon filing its final report or upon the convening of the 2011 General Assembly,  
26 whichever is earlier.

27  
28 **PART XXVIII. EXTEND POVERTY REDUCTION AND ECONOMIC RECOVERY**  
29 **LEGISLATIVE STUDY COMMISSION (H.B. 1845 – Pierce, Bryant, Jones, Stewart)**

30  
31 **SECTION 27.1.** Section 41.2 of S.L. 2008-181 reads as rewritten:

32 ~~"SECTION 41.7. The Commission shall submit its final report by the 2010 Regular~~  
33 ~~Session of the 2009 General Assembly and may make interim reports it deems necessary. The~~  
34 ~~Commission's final report shall include the results of the Commission's review and specific~~  
35 ~~legislative recommendations to the 2011 General Assembly. The Commission shall terminate~~  
36 ~~upon filing its final report, or upon the convening of the 2010 Regular Session of the 2009~~  
37 ~~2011 General Assembly, whichever occurs first."~~

38  
39 **PART XXIX. AGRISCIENCE AND BIOTECHNOLOGY REGIONAL SCHOOL**  
40 **PLANNING COMMISSION (S.B. 1199 – Swindell)**

41 **SECTION 29.1.** There is established the Agriscience and Biotechnology Regional  
42 School Planning Commission. The purpose of the Commission shall be to develop and plan a  
43 regional school of agriscience and biotechnology to open in the 2011-2012 school year. The  
44 Commission shall be located administratively in the Department of Public Instruction but shall  
45 exercise its powers and duties independently of the Department of Public Instruction. The  
46 Department of Public Instruction shall provide for the administrative costs of the Commission  
47 and shall provide staff to the Commission.

48 **SECTION 29.2.** The Commission shall consist of up to nine members appointed  
49 by the chair of the State Board of Education. Appointments shall be made no later than  
50 September 1, 2010.

51 **SECTION 29.3.** The Agriscience and Biotechnology Regional School Planning  
52 Commission shall develop a plan for a regional school of agriscience and biotechnology to

open in the 2011-2012 school year and shall ensure that the model is replicable, sustainable, and scaleable. In the development of its plan, the Commission shall:

- (1) Consider the regional school's governance, funding for operational and capital needs, personnel, admissions and assignment of students, transportation, school food services, and other issues the Commission deems relevant.
- (2) Solicit proposals from interested regions seeking to host the school and identify a location for the regional school.
- (3) Identify potential business partners for the regional school.
- (4) Consult with North Carolina State University and the NC Research Campus and establish connections between those institutions and the regional school.

**SECTION 29.4.** The Agriscience and Biotechnology Regional School Planning Commission shall report on its recommended plan to the State Board of Education, the Joint Legislative Joining Our Businesses and Schools (JOBS) Study Commission, and the Joint Legislative Education Oversight Committee by January 1, 2011.

**PART XXX. GOVERNOR'S LOGISTICS TASK FORCE TO STUDY COMBINING GLOBAL TRANSPARK AUTHORITY, PORTS AUTHORITY, AND RAILROAD; AND ESTABLISHING SERVICE OF A CLASS I RAIL SERVICE TO THE GLOBAL TRANSPARK AND THE PORTS (McComas)**

**SECTION 30.1.** The Governor's Logistics Task Force, as established by Executive Order 32, shall study the following issues:

- (1) Combining the operations and governing authority of the Global TransPark Authority, the North Carolina Ports Authority, and the North Carolina Railroad to create one entity and one governing body to oversee the combined infrastructure of air cargo, rail, and sea transportation.
- (2) Establishing service of a Class I Rail service by more than one railroad to both the Global TransPark and the State Ports.

**SECTION 30.2.** The Task Force shall report the findings of their study to the Governor, the General Assembly, and the Joint Legislative Transportation Oversight Committee on or before the convening of the 2011 Regular Session of the 2011 General Assembly.

**PART XXXI. WOOD AND CROP BIOMASS STRATEGIC WORKING GROUP (H.B. 2009 – Harrison, Bryant, Jones)**

**SECTION 31.1.** The Wood and Crop Biomass Strategic Working Group, as described in H.B. 1766, is established.

**PART XXXII. LEGISLATIVE STUDY COMMISSION ON PUBLIC-PRIVATE PARTNERSHIPS (Owens)**

**SECTION 32.1.** There is established the Legislative Study Commission on Public-Private Partnerships.

**SECTION 32.2.** The Commission shall be composed of 16 members, as follows:

- (1) Five members of the Senate appointed by the President Pro Tempore of the Senate.
- (2) Five members of the House of Representatives, appointed by the Speaker of the House of Representatives.
- (3) Three public members, appointed by the Speaker of the House of Representatives.
- (4) Three public members, appointed by the President Pro Tempore of the Senate.

1 The Commission shall include, and consult with, the Secretary of Transportation,  
2 the North Carolina Turnpike Authority, the State Treasurer, the Local Government  
3 Commission, the State Construction Office, the North Carolina Association of County  
4 Commissioners, the North Carolina League of Municipalities, and the North Carolina School  
5 Boards Association in the course of its deliberations

6 Public members shall be residents of the State. Vacancies on the Commission shall  
7 be filled by the appointing authority. The President Pro Tempore of the Senate and the Speaker  
8 of the House of Representatives shall each designate a co-chair, who shall be a member of the  
9 General Assembly. A quorum of the Commission shall be 10 members.

10 The Commission, while in the discharge of its official duties, may exercise all  
11 powers provided for under G.S. 120-19 and G. S. 120-19.1 through G.S. 120-19.4. The  
12 Commission may meet at any time upon call of the chairs. The Commission may meet in the  
13 Legislative Building or the Legislative Office Building. The Commission may contract for  
14 professional, clerical, or consultant services as provided by G.S. 120-32.02.

15 The Legislative Services Commission, through the Legislative Services Officer,  
16 shall assign professional staff to assist the Commission in its work. The House of  
17 Representatives' and Senate's Directors of Legislative Assistants shall assign clerical staff to the  
18 Commission, and the expenses relating to the clerical employees shall be borne by the  
19 Commission. Members of the Commission shall receive subsistence and travel expenses at the  
20 rates set forth in G.S. 120-3.1, 138-5, or 138-6, as appropriate.

21 **SECTION 32.3.** The Commission shall study issues related to Public Private  
22 Partnerships (PPPs), including examination of the appropriate authority for State, regional and  
23 local government units to engage in PPPs for public capital projects through a regulatory  
24 framework.

25 **SECTION 32.4.** The Commission may make a final report, including any proposed  
26 legislation, to the 2011 General Assembly upon its convening. The Commission shall terminate  
27 upon filing its final report or upon the convening of the 2011 General Assembly, whichever is  
28 earlier.

### 29 **PART XXXIII. LEGISLATIVE TASK FORCE ON PRESCRIPTION DRUG ABUSE**

30 **SECTION 33.1.** There is established the Legislative Task Force on Prescription  
31 Drug Abuse.

32 **SECTION 33.2.** The Task Force shall be composed of 12 members, as follows:

33 (1) Four members of the Senate, appointed by the President Pro Tempore of the  
34 Senate.

35 (2) Four members of the House of Representatives, appointed by the Speaker of the  
36 House of Representatives.

37 (3) Two public members, appointed by the Speaker of the House of  
38 Representatives.

39 (4) Two public members, appointed by the President Pro Tempore of the Senate.

40 Public members shall be residents of the State. Vacancies on the Task Force shall be  
41 filled by the appointing authority. The President Pro Tempore of the Senate and the Speaker of  
42 the House of Representatives shall each designate a co-chair, who shall be a member of the  
43 General Assembly. A quorum of the Task Force shall be eight members.

44 The Task Force, while in the discharge of its official duties, may exercise all powers  
45 provided for under G.S. 120-19 and G. S. 120-19.1 through G.S. 120-19.4. The Task Force may  
46 meet at any time upon call of the chairs. The Task Force may meet in the Legislative Building  
47 or the Legislative Office Building. The Task Force may contract for professional, clerical, or  
48 consultant services as provided by G.S. 120-32.02.

49 The Legislative Services Commission, through the Legislative Services Officer,  
50 shall assign professional staff to assist the Task Force in its work. The House of  
51

Representatives' and Senate's Directors of Legislative Assistants shall assign clerical staff to the Task Force, and the expenses relating to the clerical employees shall be borne by the Task Force. Members of the Task Force shall receive subsistence and travel expenses at the rates set forth in G.S. 120-3.1, 138-5, or 138-6, as appropriate.

**SECTION 33.3.** The Task Force may study whether to expand access to the Controlled Substances Reporting System (CSRS) to physician employees and additional types of law enforcement officers, whether to require a photo ID when picking up prescriptions that are considered controlled substances, whether physician education and relicensure needs to include more training on decreasing substance abuse of prescription drugs, and any other matter the Task Force feels would be helpful in reducing prescription drug abuse.

**SECTION 33.4.** The Task Force may make a final report, including any proposed legislation, to the 2011 General Assembly upon its convening. The Task Force shall terminate upon filing its final report or upon the convening of the 2011 General Assembly, whichever is earlier.

#### **PART XXXIV. LEGISLATIVE COMMISSION ON DIVERSITY IN THE PUBLIC SCHOOLS (Dannelly, Michaux)**

**SECTION 34.1.** There is created the Legislative Commission on Diversity in the Public Schools.

**SECTION 34.2.** The Commission shall consist of 15 members as follows:

- (1) Five members of the House of Representatives appointed by the Speaker of the House of Representatives.
- (2) Five members of the Senate appointed by the President Pro Tempore of the Senate.
- (3) Five public members appointed by the Governor.

**SECTION 34.3.** 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 Commission shall be filled by the same appointing authority that made the initial appointment. A quorum of the Commission shall be a majority of its members.

**SECTION 34.4.** The Commission shall study the effects of student diversity in public school enrollment. As part of this study, the Commission shall:

- (1) Consider whether schools in which students of various racial, ethnic, and socioeconomic characteristics are balanced improve the quality of the learning experience and the academic achievement of all students as compared to schools with more homogeneous student enrollments.
- (2) Examine whether diverse public schools are successful in closing the achievement gap.
- (3) Explore the level of parental involvement in schools with a diverse student population.
- (4) Examine best practices for creating and maintaining student diversity in schools and school systems in other states.
- (5) Consider whether diverse public schools improve student discipline.
- (6) Consider the fiscal impact and efficiency of State funding streams given the data accumulated in items (1) through (5).
- (7) Study any other issue the Commission considers relevant.

**SECTION 34.5.** The Commission, 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 Commission may meet at anytime upon the joint call of the cochairs. The Commission may meet in the Legislative Building or the Legislative Office Building.

1 With approval of the Legislative Services Commission, the Legislative Services  
2 Officer shall assign professional staff to assist the Commission in its work. The House of  
3 Representatives' and the Senate's Directors of Legislative Assistants shall assign clerical staff to  
4 the Commission, and the expenses relating to the clerical employees shall be borne by the  
5 Commission. The Commission may contract for professional, clerical, or consultant services as  
6 provided by G.S. 120-32.02. If the Commission 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 Commission with any information in their possession or available to them.

10 **SECTION 34.6.** The Commission shall submit a final report of the results of its  
11 study and its recommendations to the 2011 General Assembly. The Commission shall  
12 terminate on March 1, 2011, or upon the filing of its final report, whichever occurs first.

13  
14 **PART XXXV. JOINT SELECT COMMITTEE TO STUDY THE ADOPTION OF**  
15 **COMPARATIVE NEGLIGENCE AND ABROGATION OF JOINT AND SEVERAL**  
16 **LIABILITY (H.B. 813 – Glazier, Blust, Ross)**

17 **SECTION 35.1.** There is established the Joint Select Committee to Study the  
18 Adoption of Comparative Negligence and Abrogation of Joint and Several Liability.

19 **SECTION 35.2.** The Commission shall be composed of 10 members, as follows:

20 (1) Five members of the Senate appointed by the President Pro Tempore of the  
21 Senate.

22 (2) Five members of the House of Representatives appointed by the Speaker of the  
23 House of Representatives.

24 Vacancies on the Committee shall be filled by the appointing authority. The  
25 President Pro Tempore of the Senate and the Speaker of the House of Representatives shall  
26 each designate a co-chair, who shall be a member of the General Assembly. A quorum of the  
27 Committee shall be a majority of its members.

28 The Committee, while in the discharge of its official duties, may exercise all powers  
29 provided for under G.S. 120-19 and G. S. 120-19.1 through G.S. 120-19.4. The Commission  
30 may meet at any time upon call of the chairs. The Committee may meet in the Legislative  
31 Building or the Legislative Office Building.

32 The Legislative Services Commission, through the Legislative Services Officer,  
33 shall assign professional staff to assist the Committee in its work. The House of  
34 Representatives' and Senate's Directors of Legislative Assistants shall assign clerical staff to the  
35 Committee, and the expenses relating to the clerical employees shall be borne by the  
36 Committee. Members of the Committee shall receive subsistence and travel expenses at the  
37 rates set forth in G.S. 120-3.1.

38 **SECTION 35.3.** The Committee shall study issues related to the adoption of  
39 comparative negligence and the abrogation of joint and several liability, and any other issues  
40 related to tort liability.

41 **SECTION 35.4.** The Committee may make a final report, including any proposed  
42 legislation, to the 2011 General Assembly upon its convening. The Committee shall terminate  
43 upon filing its final report or upon the convening of the 2011 General Assembly, whichever is  
44 earlier.

45  
46 **PART XXXVI. RAILROADS STUDY COMMISSION (Nesbitt, Dickson)**

47 **SECTION 36.1.** There is established the Railroads Study Commission.

48 **SECTION 36.2.** The Commission shall be composed of 10 members, as follows:

49 (1) Five members of the Senate appointed by the President Pro Tempore of the  
50 Senate.

(2) Five members of the House of Representatives, appointed by the Speaker of the House of Representatives.

Vacancies on the Commission shall be filled by the appointing authority. The President Pro Tempore of the Senate and the Speaker of the House of Representatives shall each designate a co-chair, who shall be a member of the General Assembly. A quorum of the Commission shall be six members.

The Commission, 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 Commission may meet at any time upon call of the chairs. The Commission may meet in the Legislative Building or the Legislative Office Building. The Commission may contract for professional, clerical, or consultant services as provided by G.S. 120-32.02.

The Legislative Services Commission, through the Legislative Services Officer, shall assign professional staff to assist the Commission in its work. The House of Representatives' and Senate's Directors of Legislative Assistants shall assign clerical staff to the Commission, and the expenses relating to the clerical employees shall be borne by the Commission. Members of the Commission shall receive subsistence and travel expenses at the rates set forth in G.S. 120-3.1, 138-5, or 138-6, as appropriate.

**SECTION 36.3.** The Commission may study all issues related to railroads in the State, including passenger rail, freight rail, and corridor issues.

**SECTION 36.4.** The Commission may make a final report, including any proposed legislation, to the 2011 General Assembly upon its convening. The Commission shall terminate upon filing its final report or upon the convening of the 2011 General Assembly, whichever is earlier.

#### **PART XXXVII. OUT-OF-STATE TRAVEL**

**SECTION 37.1.** For legislative studies authorized by this act, out-of-state travel must be authorized by the President Pro Tempore of the Senate or the Speaker of the House of Representatives, as appropriate.

#### **PART XXXVIII. BILL AND RESOLUTION REFERENCES**

**SECTION 38.1.** The listing of the original bill or resolution in this act is for reference purposes only and may not be deemed to have incorporated by reference any of the substantive provisions contained in the original bill or resolution.

#### **PART XXXIX. EFFECTIVE DATE AND APPLICABILITY**

**SECTION 39.1.** Except as otherwise specifically provided, this act is effective when it becomes law. If a study is authorized both in this act and in the Current Operations and Capital Improvements Appropriations Act of 2010, the study shall be implemented in accordance with the Current Operations and Capital Improvements Appropriations Act of 2010 as ratified.

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. \_\_\_\_\_

H. B. No. \_\_\_\_\_

DATE \_\_\_\_\_

S. B. No. 900

Amendment No. \_\_\_\_\_

COMMITTEE SUBSTITUTE X

(to be filled in by  
Principal Clerk)

Rep. ) Owens  
)  
Sen. )

1 moves to amend the bill on page 8, line 5 ~~11-36~~

2 ( ) WHICH CHANGES THE TITLE

3 by deleting Part XII in its entirety

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SIGNED

W. C. Davis

ADOPTED \_\_\_\_\_ FAILED \_\_\_\_\_ TABLED \_\_\_\_\_

○

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

**S**

**D**

**SENATE BILL 900  
Judiciary I Committee Substitute Adopted 5/13/09  
House Committee Substitute Favorable 6/18/09  
House Committee Substitute #2 Favorable 7/1/10  
PROPOSED HOUSE COMMITTEE SUBSTITUTE S900-PCS85389-RW-97**

Short Title: Studies Act of 2010.

(Public)

Sponsors:

Referred to:

March 26, 2009

A BILL TO BE ENTITLED  
AN ACT TO PROVIDE FOR STUDIES BY THE LEGISLATIVE RESEARCH  
COMMISSION, STATUTORY OVERSIGHT COMMITTEES AND COMMISSIONS,  
AND OTHER AGENCIES, COMMITTEES, AND COMMISSIONS.

The General Assembly of North Carolina enacts:

**PART I. TITLE**

**SECTION 1.** This act may be known as "The Studies Act of 2010."

**PART II. LEGISLATIVE RESEARCH COMMISSION**

**SECTION 2.1.** The Legislative Research Commission may study the topics listed below. When applicable, the bill or resolution that originally proposed the issue or study and the name of the sponsor are listed. Unless otherwise specified, the listed bill or resolution refers to the measure introduced in the 2009 or 2010 session of the 2009 General Assembly. The Commission may consider the original bill or resolution in determining the nature, scope, and aspects of the study

**SECTION 2.2.** Allowing State Personnel Commission to Transfer Annual and Sick Leave From a city or County (S.B. 1386 – East) – The Commission may study the issue of allowing the State Personnel Commission to transfer an employee's accrued annual and sick leave from a city or county, and allowing such transfers for employees shifting employment between units of local government. In conducting the study, the Commission may consider the fiscal impact of allowing the transfers, including any impact on the Teachers' and State Employees' Retirement System and Local Governmental Employees' Retirement System.

**SECTION 2.3.** Consolidation of State Agencies and Departments (S.B. 1427 – Brock) – The Commission may study issues relating to whether some State agencies and departments can be consolidated to achieve increased efficiency and cost savings.

**SECTION 2.4.** Flexibility for Certified Nurse Midwives (S.B. 940 – Davis) – The Commission is authorized to study whether certified nurse midwives should be given more flexibility in the practice of midwifery. In conducting the study, the Commission may consider whether a certified nurse midwife should be allowed to practice midwifery in collaboration with, rather than under the supervision of, a physician licensed to practice medicine under





Article 1 of Chapter 90 of the General Statutes who is actively engaged in the practice of obstetrics.

**SECTION 2.5.** Televising House of Representatives and Senate Sessions (Stevens, McKissick) – The Commission may study the feasibility of televising all House of Representatives and Senate sessions and, in conducting the study, may appoint an advisory committee composed of members of the Legislative Services Commission, other legislators, and members of the public. The study may also include the feasibility of streaming video content over the Internet. The study may include various options for handling the project, including the UNC Center for Public Television and the Agency for Public Telecommunications. The study may examine newer technologies for more cost-efficient means of handling the broadcasts.

**SECTION 2.6. Reserved.**

**SECTION 2.7. Reserved.**

**SECTION 2.8.** Efficient E-Commerce in State Government (S.B. 1425 – Brock) – The Commission may:

- (1) Review the current payments and collections made by the State that have the greatest potential to benefit from increased automation.
- (2) Examine best practices in the use of electronic funds transfers and direct depositing for State government financial transactions.
- (3) Identify goals and objectives for a coordinated State program to make State government e-commerce more effective and cost-efficient through paperwork reduction and lower transaction and personnel costs.
- (4) Consider any other matters related to improving State government e-commerce and lower the cost of financial transactions.

**SECTION 2.9.** Fur-Bearer and Fox Management (Faison) – The Commission may study the effectiveness of the North Carolina Wildlife Resources Commission's implementation of G.S. 113-291.4(e). The Commission may solicit input from interested parties, including hunters, trappers, public health authorities, local governments, the North Carolina Department of Agriculture and Consumer Services, and private landowners.

**SECTION 2.10.** Pre-Eschat Procedures (Stein) – The Commission may study the need for statutory changes to the law governing location of the legitimate owner of unclaimed property prior to the assumption of the abandonment of the property by the State Treasurer, and to permit a person holding unclaimed property to recover a reasonable charge for complying with the good faith effort requirement of G.S. 116B-59.

**SECTION 2.11.** Changing Demographics in the State Community College and University Systems (S.B. 1457 – Allran) – The Commission may study issues relating to the changing demographics in the State's community college and university systems. The Commission may consider how, over the last decade, the populations attending the State's community colleges and universities have changed with regard to all of the following:

- (1) Age.
- (2) Reasons for attendance.
- (3) Students enrolling who have prior educational experience.
- (4) Students enrolling through college transfer programs from community colleges.
- (5) Any other issue the Commission deems relevant to the study.

**SECTION 2.12.** Ownerless Dogs and Cats, Commercial Dog Breeding (S.B. 1332 – McKissick, Jones; S.B. 460 – Davis; H.B. 208 – Harrison, Wray, Cotham, Carney) – The Commission may study issues related to ownerless dogs and cats, and the State's role in ensuring the humane treatment of dogs and cats by breeders, shelters, and other facilities that house dogs and cats.

1           **SECTION 2.13.** Use of Military Veteran Contractors (H.B. 912 – Killian) – The  
2 Commission may study methods to encourage State and local government to use military  
3 veteran contractors.

4           **SECTION 2.14.** Requiring Long-Term Care Facilities to Carry Liability Insurance  
5 (H.J.R. 1768 – Harrison, Insko, Jeffus) – The Commission may study whether long-term care  
6 facilities should be required to carry liability insurance. In conducting the study, the  
7 Commission should consider:

- 8           (1) Whether the laws of this State adequately protect the ability of residents of  
9 long-term care facilities who are harmed by a wrongful act of the facility  
10 from receiving just compensation because of bankruptcy or other actions by  
11 the facility's owners to unjustly shield personal or business assets.
- 12           (2) Whether as a condition of licensure, long-term care facilities should carry  
13 liability insurance.
- 14           (3) Whether other states require long-term care facilities to carry liability  
15 insurance as a requirement for licensure.

16           **SECTION 2.15.** Insurance Coverage Options for Fresh Produce Growers (Wray) –  
17 The Commission may study the issue of adequate insurance coverage options for fresh produce  
18 growers.

19           **SECTION 2.16.** Use of "Most Favored Nation" Clauses (H.B. 2004 – Insko) – The  
20 Committee may study the use of "Most Favored Nation" (MFN) clauses in contracts. In  
21 conducting the study, the Committee should consider:

- 22           (1) The extent to which MFN clauses are included in contracts in our State, and  
23 in the nation as a whole.
- 24           (2) The most common forms and elements of MFN clauses included in  
25 contracts.
- 26           (3) The effect of inclusion of MFN clauses in contracts.
- 27           (4) The effect that prohibiting the use of MFN clauses in contracts has had in  
28 those states that have prohibited their use.
- 29           (5) Any other issue relating to the use or prohibition of MFN clauses in  
30 contracts that the Committee deems appropriate.

31           **SECTION 2.17.** Regulation of Beauty Pageants for Youth Under Thirteen Years of  
32 Age (H.B. 1348 – Mobley) – The Commission may study the regulation of beauty pageants for  
33 youth under 13 years of age in North Carolina.

34           **SECTION 2.18.** State Boards and Commissions – The Commission may study  
35 consolidation or elimination of State Boards and Commissions.

### 36 37 **PART III. JOINT LEGISLATIVE HEALTH CARE OVERSIGHT COMMITTEE** 38 **STUDIES**

39           **SECTION 3.1.** The Joint Legislative Health Care Oversight Committee may study  
40 the topics listed in this Part and report its findings, together with any recommended legislation,  
41 to the 2011 Regular Session of the General Assembly upon its convening.

42           **SECTION 3.2.** State Diabetes Coordinator (England) – The Committee may study  
43 the issue of the feasibility of establishing a State Diabetes Coordinator as a way to help address  
44 the growing epidemic of diabetes in the State. The coordinator could be charged to advise ways  
45 to save lives, improve the quality of life, and save money for taxpayers and patients by  
46 reducing the rates of diabetes and its complications.

47           **SECTION 3.3.** Review of Collaborative Project for Reducing Medical Malpractice  
48 Claims (Glazier) – The Committee may review the collaborative project for reducing medical  
49 malpractice costs and claims.

50           **SECTION 3.4.** Monitor Impact of Revised Requirements for Personal Care  
51 Services (Adams) – The Committee may study and monitor the impact that the revised

1 eligibility requirements for Personal Care Services has on seniors and disabled citizens,  
2 including the number of persons who are refused services and the reasons therefore and the  
3 time frame between request for services and the initiation of services.  
4

#### 5 **PART IV. JOINT LEGISLATIVE TRANSPORTATION OVERSIGHT COMMITTEE** 6 **STUDIES**

7 **SECTION 4.1.** The Joint Legislative Transportation Oversight Committee may  
8 study the topics listed in this Part and report its findings, together with any recommended  
9 legislation, to the 2011 Regular Session of the General Assembly upon its convening.

10 **SECTION 4.2.** Untitled Vehicles Removed and Sold for Scrap (Gibson) – The  
11 Committee, in consultation with the Division of Motor Vehicles, may study the issue of the  
12 untitled vehicles being removed and sold for scrap without sufficient notice to the owner.

13 **SECTION 4.3.** Welcome Centers and Visitor Centers (H.B. 2046 – Tucker, Cole)  
14 – The Committee, in consultation with the Department of Transportation and the Department of  
15 Commerce, may study issues related to the location, funding, construction, maintenance, and  
16 operation of visitor centers and welcome centers in the State.

17 **SECTION 4.4.** Debt Agreements (H.B. 1800 – Crawford) – The Committee, as a  
18 part of the study authorized under Section 28.7(e) of Senate Bill 897, may study the issue of the  
19 appropriate scope of the power of the Department of Transportation to enter into debt and  
20 debt-like agreements pursuant to G.S. 136-18(39).

21 **SECTION 4.5.** Street Construction/Developer Responsibility (S.B. 761 – Brown,  
22 Cole) – The Committee may study whether to limit the responsibility of developers for the cost  
23 of street or highway construction to the amount necessary to serve the projected traffic  
24 generated by a development.  
25

#### 26 **PART V. JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE STUDIES**

27 **SECTION 5.1.** The Joint Legislative Education Oversight Committee may study  
28 the topics listed in this Part and report its findings, together with any recommended legislation,  
29 to the 2011 Regular Session of the General Assembly upon its convening.

30 **SECTION 5.2.** Virtual School of Engineering (Shaw) – The Committee may study  
31 the feasibility of establishing a Virtual School of Engineering. The purpose of the study is to  
32 determine the cost and feasibility of developing and maintaining a Virtual School of  
33 Engineering, including the effectiveness of linking the constituent institutions to the established  
34 UNC Schools of Engineering by offering engineering classes through satellite and online  
35 courses, whether an engineering curriculum lends itself to such a model, and any other related  
36 issues deemed relevant by the Committee.

37 **SECTION 5.3.** Graduation Disparity (S.B. 1417 – Graham) – The Committee may  
38 examine each of the following:

- 39 (1) Minority graduation statistics.
- 40 (2) National best practices for educating minority students.
- 41 (3) Current statewide efforts to increase high school retention of minority  
42 students.
- 43 (4) Teaching methodologies specifically designed for minority students.
- 44 (5) Existing technical and career curriculum.
- 45 (6) Innovative practices or solutions that have demonstrated success in other  
46 states.

47 The Committee may develop a comprehensive statewide plan and recommendations for  
48 increasing the number of minority individuals who complete high school.

49 **SECTION 5.4.** Maximum Age for Enrollment in Public Schools (H.J.R. 1948 –  
50 Fisher, Gill, Yongue, Farmer-Butterfield) – The Committee may study whether the maximum  
51 initial age for enrollment in the public schools shall be lowered from age seven to age six.

**PART VI. ENVIRONMENTAL REVIEW COMMISSION STUDIES**

**SECTION 6.1.** The Environmental Review Commission may study the topics listed in this Part and report its findings, together with any recommended legislation, to the 2011 Regular Session of the General Assembly upon its convening.

**SECTION 6.2.** Impact of Environmental Toxins on Human Health (S.B. 1416 – Bingham; H.B. 2015 – Harrison, Glazier, Fisher, Insko) – The Commission may study the impact of environmental toxins on human health and report its findings and recommendations, including any proposals for legislation or administrative action, to the General Assembly no later than the convening of the 2012 Session of the 2011 General Assembly. The findings and recommendations may include all of the following:

- (1) A survey of legislation in other states that ban toxins and chemicals, along with an assessment of the effectiveness of the legislation.
- (2) A survey of how other states have set up entities within state government to review and regulate toxins and chemicals that have or will be introduced into the stream of commerce.
- (3) A review of incentives proposed or enacted in other states to promote the growth of the green chemistry sector, including a special analysis of documented environmental, public health, and economic benefits, including job creation, within the states.

**SECTION 6.3.** Water Quality Cost Share (S.B. 1385 – McKissick) – The Commission may study the costs and benefits of improving water quality in reservoirs, rivers, and other water resources shared by local governments. In its study the Commission may consider the water quality issues for local governments located both upstream and downstream from water resources, the wastewater treatment standards that local governments both upstream and downstream must meet, the cost of complying with water quality and wastewater treatment standards, and the benefits received by local governments by complying with those standards. The Commission may also consider possible alternatives to the current rate structure, treatment programs, and technology used by the State and local governments with regard to water quality and wastewater treatment. The Commission may also consider any other issue that it deems relevant to this study.

**SECTION 6.4.** Oil and Gas Exploration in the Triassic Basin (Gibson, Love) – The Committee may study the issue of oil and gas exploration in the Triassic Basin.

**SECTION 6.5.** Issues Related to the Use and Storage of Reclaimed Water (H.B. 643 – Tucker) – The Commission, in consultation with the Department of Environment and Natural Resources, may study issues related to the use and storage of reclaimed water. In its study, the Commission may examine the following issues:

- (1) The feasibility and desirability of implementation of reclaimed water programs by municipal wastewater treatment facilities for nonconsumptive indoor use and outdoor use. The Commission may consider any of the following factors:
  - a. The implementation and efficacy of reclaimed water policies, programs, ordinances, standards, rules, and regulations established in other states, municipalities, and countries.
  - b. Minimum effluent standards for reclaimed water sufficient to address any public health, safety, or environmental risks that may be caused by use of or contact with reclaimed water.
  - c. Potential uses for reclaimed water for nonconsumptive indoor use including, but not limited to: toilet flushing, fire protection, and decorative water features.

- 1 d. Potential uses for reclaimed water for outdoor use including, but not  
2 limited to: commercial and residential landscaping, lawn irrigation,  
3 agricultural irrigation; wetland and stream augmentation; and  
4 planned direct or indirect potable reuse.
- 5 (2) The feasibility and desirability of storage of reclaimed water in aquifers by  
6 municipal wastewater treatment facilities. The Commission may consider  
7 any of the following factors:
- 8 a. Whether the current practice of land application of wastewater by  
9 municipal wastewater treatment facilities requires too much land to  
10 be practicable in the long term.
- 11 b. Whether the current practice of land application of wastewater by  
12 municipal wastewater treatment facilities is better suited to certain  
13 parts of the State or to areas of certain geological or topographical  
14 conditions.
- 15 c. Whether there are any alternative methods of disposing of  
16 wastewater by municipal wastewater treatment system facilities and  
17 the costs and benefits of employing any such alternative methods  
18 either on a statewide basis or in any specific area of the State.
- 19 (3) Whether reclaimed water can be safely stored in and recovered from  
20 aquifers. The Commission may consider any of the following factors:
- 21 a. The benefits and costs of using reclaimed water in aquifers for use as  
22 a barrier to saltwater intrusion.
- 23 b. Whether current federal or State laws, including the Underground  
24 Injection Control Program of the federal Safe Drinking Water Act  
25 and current regional or watershed-based water management  
26 strategies, apply to aquifer storage and recovery in North Carolina  
27 and are sufficient to address any public health, safety, or  
28 environmental risks that may be caused by aquifer storage and  
29 recovery.
- 30 c. Regulations necessary to assure the protection of public health,  
31 safety, and the environment if storage of reclaimed water in aquifers  
32 is determined to be in the best interest of the State.
- 33 d. Any other topics the Commission deems appropriate to assure that  
34 aquifer storage and recovery systems will not be a detriment to  
35 public health, safety, or the environment.
- 36 (4) Such other matters as the Commission deems appropriate in the conduct of  
37 this study.

38 **SECTION 6.6. Reserved.**

39 **SECTION 6.7. Gas Leases in the Central Shale Belt (Gibson, Love) – The**  
40 Commission may study the issue of gas leases in the central shale belt, located in the Chatham  
41 and Moore County area.

42 **SECTION 6.8. Carbon Sequestration Potential of Natural and Working**  
43 Landscapes and Other Carbon Offset Opportunities (S.B. 1220 – Stein, Albertson; H.B. 1809 –  
44 Harrison, Underhill, Wilkins) – The Commission may study the carbon sequestration potential  
45 of natural and working landscapes in the State and the feasibility and advisability of  
46 establishing a carbon offset program.

47  
48 **PART VII. REVENUE LAWS STUDY COMMITTEE STUDIES**

49 **SECTION 7.1.** The Revenue Laws Study Committee may study the topics listed in  
50 this Part and report its findings, together with any recommended legislation, to the 2011  
51 Regular Session of the General Assembly upon its convening.

1           **SECTION 7.2. Reserved.**

2           **SECTION 7.3.** Ticket Resale (Gibson) – The Committee may study issues related  
3 to ticket resale, including the need for consumer protections in the primary market for event  
4 ticket sales; transparency of ticket distribution by artists, promoters, and their agents; freedom  
5 of transferability for tickets purchased by consumers; and open interoperability of ticket sale  
6 and resale market systems.

7  
8           **PART VIII. JOINT LEGISLATIVE UTILITY REVIEW COMMITTEE STUDIES**

9           **SECTION 8.1.** The Joint Legislative Utility Review Committee may study the  
10 topics listed in this Part and report its findings, together with any recommended legislation, to  
11 the 2011 Regular Session of the General Assembly upon its convening.

12           **SECTION 8.2.** Gas Leases in the Central Shale Belt (Gibson, Love) – The  
13 Committee may study the issue of gas leases in the central shale belt, located in the Chatham  
14 and Moore County area.

15  
16           **PART IX. JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT**  
17 **COMMITTEE STUDIES**

18           **SECTION 9.1.** Operation of the Child Nutrition Program (S.B. 1152 – Purcell,  
19 Dannelly, Davis, Preston, Tillman, Walters; H.B. 1777 – Yongue, Brown, Insko, Parfitt) – The  
20 Joint Legislative Program Evaluation Oversight Committee may include in the 2010 Work Plan  
21 for the Program Evaluation Division of the General Assembly a study of the operation of the  
22 Child Nutrition Program. The Division may examine (i) the guidelines for assessing indirect  
23 costs to local child nutrition programs in local school administrative units and (ii) the financial  
24 impact upon local child nutrition programs and local school administrative units of a policy  
25 prohibiting the assessment of indirect costs to a child nutrition program until that program has  
26 achieved and sustained a three-month operating balance.

27           **SECTION 9.2.** Chapter 150B Contested Cases (S.B. 1305 – Nesbitt; H.B. 1892 –  
28 Insko, Braxton, Justus) – The Joint Legislative Program Evaluation Oversight Committee may  
29 include in the 2010 Work Plan for the Program Evaluation Division of the General Assembly a  
30 study of Chapter 150B contested cases. The Division may study the number of decisions  
31 rendered by administrative law judges that are overturned as a final agency decision. For these  
32 cases the Division may evaluate the nature of the case, the basis of the reversal, the number of  
33 cases appealed to superior court, and the results of those appeals.

34  
35           **PART X. JOINT LEGISLATIVE CORRECTIONS, CRIME CONTROL, AND**  
36 **JUVENILE JUSTICE OVERSIGHT COMMITTEE STUDIES**

37           **SECTION 10.1.** The Joint Legislative Corrections, Crime Control, and Juvenile  
38 Justice Oversight Committee may study the topics listed in this Part and report its findings,  
39 together with any recommended legislation, to the 2011 Regular Session of the General  
40 Assembly upon its convening.

41           **SECTION 10.2.** Unsecured Bonds (Love) – The Committee may study the factors  
42 used in determining the release of defendants with unsecured bonds; the frequency of using  
43 unsecured bonds for the release of defendants; the failure to appear rates under unsecured  
44 bonds, when a failure to appear has occurred; the amount of time it takes and the entity most  
45 likely to apprehend the defendant after the bond is forfeited; and the likelihood of converting  
46 forfeiture or judgment to revenue.

47  
48           **PART XI. JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT**  
49 **COMMITTEE TO STUDY IMPACT OF EXEMPTING WILDLIFE RESOURCES**  
50 **COMMISSION AND MARINE FISHERIES COMMISSION FROM THE**  
51 **LEGISLATIVE DISAPPROVAL PROCESS**

1           **SECTION 11.1.** The Joint Legislative Administrative Procedure Oversight  
2 Committee may study the impact of exempting the Wildlife Resources Commission and the  
3 Marine Fisheries Commission from the legislative disapproval process under the  
4 Administrative Procedure Act. In conducting the study, the Committee may consider the  
5 number of bills to disapprove rules adopted by either of the two Commissions that have been  
6 introduced since 2003, the effect of the delayed effective dates on the enforcement capabilities  
7 of the two Commissions, and alternatives available to the public for objecting to rules adopted  
8 by either of the two Commissions. The Joint Legislative Administrative Procedure Oversight  
9 Committee may report its findings and recommendations to the 2011 General Assembly.

10  
11 **PART XII. Reserved.**

12  
13 **PART XIII. STATE BOARD OF EDUCATION TO STUDY ISSUES RELATED TO**  
14 **SPORTS INJURIES AT MIDDLE SCHOOL AND HIGH SCHOOL LEVELS (H.B. 1837**  
15 **– Cotham, Fisher, Glazier, Rapp)**

16           **SECTION 13.1.** The State Board of Education shall study issues relating to sports  
17 injuries for all sports at the middle school and high school levels, focusing on the prevention  
18 and treatment of injuries. In conducting the study, the Board should consult with school  
19 administrators, representatives of the North Carolina High School Athletic Association, high  
20 school athletic directors, middle school coaches, athletic trainers, and doctors with expertise in  
21 the area of sports medicine. All State departments and agencies and local governments and  
22 their subdivisions shall furnish the Board with any information in their possession or available  
23 to them.

24           **SECTION 13.2.** The State Board of Education shall submit a final report of the  
25 results of its study and its recommendations to the 2011 General Assembly upon its convening.

26  
27 **PART XIV. STATE BOARD OF EDUCATION TO ESTABLISH A BLUE RIBBON**  
28 **TASK FORCE TO STUDY THE IMPACTS OF RAISING THE COMPULSORY**  
29 **PUBLIC SCHOOL ATTENDANCE AGE (S.B. 1249 – Davis; H.B. 1879 – Parmon,**  
30 **Bryant, Hurley, Hall)**

31           **SECTION 14.1.** The State Board of Education shall establish a Blue Ribbon Task  
32 Force to study the impacts of raising the compulsory public school attendance age prior to  
33 completion of a high school diploma from 16 to 17 or 18. In its study, the Board of Governors  
34 shall consider all of the following:

- 35           (1) What impacts, including fiscal impacts, has raising the compulsory school  
36 attendance age had in states which have raised the compulsory school  
37 attendance age in the last 15 years.  
38           (2) What conclusions can be drawn as to the impact the compulsory school  
39 attendance age has made in the dropout and high school completion rates for  
40 states who require compulsory school attendance to ages 16, 17, and 18,  
41 respectively.  
42           (3) What best practices for working with at-risk populations of students who  
43 remain in school have been employed in states that have raised the  
44 compulsory attendance age in the last 15 years.  
45           (4) What would be the fiscal impact in raising the compulsory school attendance  
46 age from 16 to 17 and 16 to 18, respectively, for each local administrative  
47 school unit in North Carolina.

48           **SECTION 14.2.** No later than November 15, 2010, the State Board of Education  
49 shall submit a report of its study to the Joint Legislative Commission on Dropout Prevention  
50 and High School Graduation, and the Joint Legislative Education Oversight Committee,  
51 including its findings and recommendations.

**PART XV. EXECUTIVE COMMITTEE FOR HIGHWAY SAFETY IN THE DEPARTMENT OF TRANSPORTATION TO STUDY RECOMMENDATIONS FOR ADDITIONAL LEGISLATION TO ADDRESS THE CAUSES OF TEEN DRIVING FATALITIES (S.B. 900 – Rouzer)**

**SECTION 15.** The Executive Committee for Highway Safety in the Department of Transportation shall report to the General Assembly by April 30, 2011, its recommendations for additional legislation to address the causes of teen driving fatalities.

**PART XVI. NORTH CAROLINA INSTITUTE OF MEDICINE TO STUDY THE NEEDS OF YOUNG CHILDREN WITH MENTAL HEALTH PROBLEMS AND THEIR FAMILIES (S.B. 1321 – Nesbitt; H.B. 1903 – Insko)**

**SECTION 16.1.** The North Carolina Institute of Medicine may convene a Task Force to study the needs of young children with mental health problems and their families. The Task Force shall:

- (1) Examine the current mental health needs of young children, defined as children from birth to age five.
- (2) Examine existing public and private systems of mental health care that are currently available to families of young children with mental health problems.
- (3) Identify evidence-based and promising universal, selective, and indicated prevention strategies to promote the emotional well-being of young children.
- (4) Identify strategies for early screening and identification of young children with mental health risk factors or mental health problems. The screening and identification strategies shall address the impact of parents' behavioral health problems on the mental health of their young children.
- (5) Review evidence-based and promising interventions and systems to promote the positive mental health and emotional well-being of young children and their families.
- (6) Identify strategies to ensure that children who are at high risk of developing mental health problems and their families have access to a comprehensive range of treatments and services, coordinated across agencies and service systems that are (i) culturally, linguistically, and developmentally sensitive; (ii) individualized; (iii) family-centered; (iv) home-, school-, and community-based; and (v) evidence-based.
- (7) Examine workforce adequacy and training needs of mental health professionals and other professionals who provide services to young children and their families.
- (8) Examine the adequacy of State and other funding to support a comprehensive array of evidence-based services.
- (9) Recommend strategies to develop, evaluate, and disseminate treatment and service delivery models to meet young children's mental health needs.
- (10) Examine any other issue that the NCIOM deems relevant to the study.

**SECTION 16.2.** The NCIOM shall make an interim report to the Joint Legislative Oversight Committee on Mental Health, Developmental Disabilities, and Substance Abuse Services no later than January 15, 2012, which may include legislative and other recommendations, and shall issue its final report with findings, recommendations, and any proposed legislation to the 2013 General Assembly upon its convening.

**PART XVII. DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MEDICAL ASSISTANCE, TO STUDY THE FEASIBILITY OF REQUIRING**



**PROVIDERS ENROLLED IN COMMUNITY CARE OF NORTH CAROLINA TO IMPLEMENT BODY MASS INDEX SCREENING FOR CHILDREN AT RISK OF BECOMING OBESE AND WHO ARE RECEIVING MEDICAID OR PARTICIPATING IN NORTH CAROLINA HEALTH CHOICE FOR CHILDREN PROGRAM (S.B. 1286 – Purcell; H.B. 1904 – England, Hughes, Weiss, Yongue)**

**SECTION 17.1.** The Department of Health and Human Services, Division of Medical Assistance, may explore the feasibility of requiring Community Care of North Carolina (CCNC) to implement body mass index (BMI) screening for children at risk of becoming obese and developing diabetes or other chronic diseases, who are receiving Medicaid or participating in the North Carolina Health Choice for Children Program.

**SECTION 17.2.** As part of its exploration into the feasibility of requiring BMI screening pursuant to Section 17.1, the Department shall work toward the development of each of the following items:

- (1) Establishing performance goals within each CCNC network that includes each of the following components:
  - a. Care management for children who are at risk of becoming obese and developing diabetes or other chronic diseases.
  - b. Annual BMI screening to identify the percentage of children who have a BMI test and the percentage of children who have a decrease in BMI levels.
- (2) Developing a uniform protocol across the CCNC network to ensure the integrity and confidentiality of information collected through BMI screening.
- (3) Implementing reliable methods of collecting data utilizing fitness assessment and reporting programs for youth that include health-related physical fitness tests to assess aerobic capacity; muscular strength, muscular endurance, and flexibility; and body composition.

**SECTION 17.3.** If the study is undertaken, not later than September 1, 2011, the Department shall report its findings and recommendations to the Legislative Task Force on Childhood Obesity, if reestablished for the 2011-2012 Session, to the Public Health Commission, and to the Fiscal Research Division.

**PART XVIII. TASK FORCE/STUDY OF ALTERNATIVES TO HOSPITALIZATION OF FREQUENT USERS OF PSYCHIATRIC HOSPITALS IN NORTH CAROLINA**

**SECTION 18.1.** The Department of Health and Human Services shall conduct a study and propose recommendations by January 31, 2011, regarding the cost-effectiveness of supportive housing as an alternative to institutionalization of the MH/DD/SA populations.

**SECTION 18.2.** The study shall be conducted by a task force appointed by the Secretary of Health and Human Services.

**SECTION 18.3.** The Task Force shall include the following:

- (1) Five representatives from various areas of the Department of Health and Human Services.
- (2) One representative from the Housing Trust Fund.
- (3) Six representatives from Local Management Entities.
- (4) Two representatives from the North Carolina Department of Correction.
- (5) One representative from the Division of Medical Assistance.
- (6) One representative from Community Care of North Carolina.
- (7) Two representatives from private providers of housing services for the mentally ill.
- (8) Two representatives from public housing agencies.

- (9) Two consumer representatives — a direct consumer and a family member, from a MH/DD/SA consumer/advocacy group.

**SECTION 18.4.** The Secretary of Health and Human Services shall appoint two cochairs of the Task Force.

**SECTION 18.5.** The Task Force will propose a plan focusing on the following goals:

- (1) Develop a cost-effective system of care for the MH/DD/SA population.
- (2) Decrease the need for hospital admission of target population.
- (3) Decrease the length of stay in psychiatric hospitals.
- (4) Decrease incarceration rate of the MH/DD/SA populations.
- (5) Decrease emergency room use by the MH/DD/SA populations.
- (6) Improve level of functioning of the MH/DD/SA populations.
- (7) Explore funding possibilities from Medicaid and other sources.
- (8) Decrease homelessness among the MH/DD/SA populations.
- (9) Maintain MH/DD/SA patients in community setting.
- (10) Decrease impact on law enforcement.
- (11) Make our communities safer for both consumers and others.
- (12) Reduce recidivism for the MH/DD/SA population.

**SECTION 18.6.** The Task Force shall:

- (1) Identify frequent users of psychiatric beds (State and community) and emergency departments.
- (2) For the above group, determine:
  - a. Their housing situation.
  - b. Incarceration history.
  - c. Recidivism rates.
  - d. Treatment offered and treatment compliance.
  - e. Other factors as determined by Task Force.
- (3) Review existing State and national initiatives in this area.
- (4) Use information from subdivisions (1) and (2) of this section to do the following:
  - a. Study current practices and issues related to placement of MH/DD/SA populations following discharge from psychiatric facilities.
  - b. Develop a business case for the development of a statewide supportive housing initiative to benefit MH/DD/SA populations.
  - c. Calculate the number of supportive housing units needed in the State.
  - d. Calculate the level of capital investment needed for this multiyear initiative.
  - e. Propose different methods that could be used to pay for ongoing operational costs.
  - f. Examine the potential cost-saving attained through this strategy.
  - g. Calculate the level of capital investment needed for this multiyear initiative.
- (5) Other tasks as identified by the Task Force.

**PART XIX. DEPARTMENT OF CULTURAL RESOURCES TO STUDY THE FEASIBILITY OF DESIGNATING THE ENDOR IRON FURNACE AS A STATE HISTORIC SITE (S.B. 1353 – Atwater; H.B. 1927 – Love)**

**SECTION 19.** The Department of Cultural Resources shall study the feasibility of designating the Endor Iron Furnace as a State Historic Site. The Department shall submit the results of its study to the 2011 General Assembly upon its convening.

**PART XX. DIVISION OF MARINE FISHERIES OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO STUDY THE FISHERY MANAGEMENT PLAN DEVELOPMENT PROCESS (S.B. 1271 – Albertson; H.B. 1711 – Wainwright, Spear, Underhill)**

**SECTION 20.** The Division of Marine Fisheries of the Department of Environment and Natural Resources shall study the Fishery Management Plan development process. The Division shall specifically consider how the process could be made more efficient without impairing public input into the process. The Division shall report its findings and recommendations, including any legislative proposals, to the Joint Legislative Commission on Seafood and Aquaculture no later than October 1, 2010.

**PART XXI. EXTEND THE NORTH CAROLINA ZOOLOGICAL PARK FUNDING AND ORGANIZATION STUDY COMMITTEE (S.B. 1179 – Brunstetter; H.B. 1720 – Brubaker, E. Warren, Harrison)**

**SECTION 21.** Section 5.11 of S.L. 2009-329 reads as rewritten:

"**SECTION 5.11.** Report. – The Committee shall report its findings and recommendations to the ~~2010-2011~~ Regular Session of the ~~2009-2011~~ General Assembly and the Environmental Review Commission on or before ~~May 1, December 31~~, 2010, at which time the Committee shall terminate."

**PART XXII. LEGISLATIVE STUDY COMMISSION ON URBAN GROWTH AND INFRASTRUCTURE ISSUES REPORT DATE**

**SECTION 22.** Section 36.6 of S.L. 2008-181 reads as rewritten:

"**SECTION 36.6.** The Commission shall report the results of its study and its recommendations to the 2009 General Assembly upon its convening. The Commission shall submit its final report on or before the date of the convening of the 2011 General Assembly. The Commission shall expire upon the delivering of its final report, or the convening of the 2011 General Assembly, whichever occurs first."

**PART XXIII. STATE INVESTMENT STUDY REPORTING DATE (S.B. 1217 – Hartsell; H.B. 1811 – Michaux)**

**SECTION 23.** Section 47.4 of S.L. 2009-574 reads as rewritten:

"**SECTION 47.4.** The Commission shall make an interim report to the 2010 Regular Session of the 2009 General Assembly prior to its convening, and shall make a final report to the ~~2010~~ 2011 Regular Session of the 2011 General Assembly. The report shall include any proposed legislation."

**PART XXIV. EXTEND JOINT SELECT COMMITTEE ON PRESERVATION OF BIOLOGICAL EVIDENCE (Glazier)**

**SECTION 24.** Section 7(d) of S.L. 2009-203 reads as rewritten:

"**SECTION 7.(d)** The Committee shall submit a final report on the results of its study, including any proposed legislation, to the General Assembly on or before ~~April 1, 2010~~ the convening of the Regular Session of the 2011 General Assembly. The Committee shall file a copy of its report with the President Pro Tempore's office, the Speaker's office, and the Legislative Library. The Committee shall terminate ~~on April 1, 2010~~ upon the convening of the Regular Session of the 2011 General Assembly, or upon the filing of its final report, whichever occurs first."

**PART XXV. EXTEND GENERAL STATUTES COMMISSION STUDIES (S.B. 1164 – Hartsell; Ross)**

1           **SECTION 25.1.** Section 2 of S.L. 2009-281 reads as rewritten:

2           **"SECTION 2.** The General Statutes Commission shall study and recommend to the  
3 ~~2010~~2011 Regular Session of the ~~2009-2011~~ General Assembly ways to ensure that the General  
4 Statutes properly and uniformly refer to federal or state military organizations. These may  
5 include a single term that will include all organizations that compose the reserve components of  
6 the armed forces. The recommendations may include a process to be authorized by the General  
7 Assembly whereby changes that do not change the law can be made administratively by the  
8 Attorney General."

9           **SECTION 25.2.** Section 1 of S.L. 2009-273 reads as rewritten:

10           **"SECTION 1.** The General Statutes Commission shall study and recommend ~~to the 2010~~  
11 ~~Regular Session of the 2009 General Assembly and the 2011 Regular Session of the General~~  
12 ~~Assembly~~ ways to make the General Statutes and the North Carolina Constitution gender  
13 neutral. These may include recommending legislative changes needed to make the General  
14 Statutes and the Constitution gender neutral and a process to be authorized by the General  
15 Assembly whereby changes that do not change the law can be made administratively by the  
16 Attorney General to make the General Statutes gender neutral."

17  
18 **PART XXVI. REESTABLISH LEGISLATIVE TASK FORCE ON CHILDHOOD**  
19 **OBESITY (S.B. 1153 – Purcell; H.B. 1827 – Yongue, Brown, Hughes, Insko)**

20           **SECTION 26.** Part XLIX of S.L. 2009-574 reads as rewritten:

21 **"PART XLIX. LEGISLATIVE TASK FORCE ON CHILDHOOD OBESITY (Yongue)**

22           **"SECTION 49.1.** There is created the Legislative Task Force on Childhood Obesity.

23           **"SECTION 49.2.** The Task Force shall consist of 12 members as follows:

24                 (1) Six members of the House of Representatives.

25                 (2) Six members of the Senate.

26           **"SECTION 49.3.** The Speaker of the House of Representatives shall designate one  
27 Representative as cochair, and the President Pro Tempore of the Senate shall designate one  
28 Senator as cochair. Terms of the initial members begin on appointment and continue until the  
29 convening of the 2011 Session of the General Assembly. Subsequent appointments begin  
30 during the 2011 Session of the General Assembly and continue until the Task Force terminates.  
31 Vacancies on the Task Force shall be filled by the same appointing authority that made the  
32 initial appointment. A quorum of the Task Force shall be a majority of its members.

33           **"SECTION 49.4.** The Task Force shall include, but should not be limited to, study of  
34 issues relating to childhood obesity. In the course of the study, the Task Force shall consider  
35 and recommend to the General Assembly strategies for addressing the problem of childhood  
36 obesity and encouraging healthy eating and increased physical activity among children through:

37                 (1) Early childhood intervention;

38                 (2) Childcare facilities;

39                 (3) Before and after-school programs;

40                 (4) Physical education and physical activity in schools;

41                 (5) Higher nutrition standards in schools;

42                 (6) Comprehensive nutrition education in schools;

43                 (7) Increased access to recreational activities for children;

44                 (8) Community initiatives and public awareness; and

45                 (9) Other means.

46           **"SECTION 49.5.** The Task Force shall encourage input from public nonprofit  
47 organizations, promoting healthy lifestyles for children, addressing the problems related to  
48 childhood obesity, encouraging healthy eating, and increasing physical activity among children.

49           **"SECTION 49.6.** Members of the Task Force shall receive per diem, subsistence, and  
50 travel allowances in accordance with G.S. 120-3.1, 138-5, or 138-6, as appropriate. The Task  
51 Force, while in the discharge of its official duties, may exercise all powers provided for under

1 G.S. 120-19 and G.S. 120-19.1 through G.S. 120-19.4. The Task Force may meet at anytime  
2 upon the joint call of the cochairs. The Task Force may meet in the Legislative Building or the  
3 Legislative Office Building.

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

11 All State departments and agencies and local governments and their subdivisions shall  
12 furnish the Task Force with any information in their possession or available to them.

13 **"SECTION 49.7.** The Task Force shall submit a final report of the results of its study and  
14 its recommendations to the 2010 Regular Session of the 2009 General Assembly. The Task  
15 Force may make a report of the results of its study and recommendations to the 2011 General  
16 Assembly and shall submit a report to the 2012 Regular Session of the 2011 General Assembly.  
17 The Task Force shall terminate on May 1, 2010, or upon the filing of its final report, whichever  
18 occurs first upon the convening of the 2012 Regular Session of the 2011 General Assembly."  
19

20 **PART XXVII. JOINT LEGISLATIVE STUDY COMMITTEE ON THE**  
21 **CONSOLIDATION OF EARLY CHILDHOOD EDUCATION AND CARE (S.B. 1116 –**  
22 **Blue, Purcell, Swindell; H.B. 1781 – Rapp, Glazier, Insko)**

23 **SECTION 27.1.** Committee Established. – There is created the Joint Legislative  
24 Study Committee on the Consolidation of Early Childhood Education and Care. The  
25 Committee shall consist of 10 members to be appointed as follows:

- 26 (1) Five members of the House of Representatives appointed by the Speaker of  
27 the House of Representatives.  
28 (2) Five members of the Senate appointed by the President Pro Tempore of the  
29 Senate.

30 The Speaker of the House of Representatives shall designate one Representative as  
31 cochair, and the President Pro Tempore of the Senate shall designate one Senator as cochair.  
32 Vacancies on the Committee shall be filled by the same appointing authority making the initial  
33 appointment.

34 The Committee, while in the discharge of its official duties, may exercise all powers  
35 provided for under G.S. 120-19 and G.S. 120-19.1 through G.S. 120-19.4. The Committee may  
36 meet at any time upon the joint call of the cochairs. The Committee may meet in the Legislative  
37 Building or the Legislative Office Building. The Committee may contract for professional,  
38 clerical, or consultant services as provided by G.S. 120-32.02.

39 The Legislative Services Commission, through the Legislative Services Officer,  
40 shall assign professional staff to assist the Committee in its work. The House of  
41 Representatives and the Senate's Directors of Legislative Assistants shall assign clerical staff to  
42 the Committee, and the expenses relating to the clerical employees shall be borne by the  
43 Committee. Members of the Committee shall receive subsistence and travel expenses at the  
44 rates set forth in G.S. 120-3.1, 138-5, or 138-6, as appropriate.

45 **SECTION 27.2.** Duties. – The Committee shall continue the work of the Task  
46 Force on the Consolidation of Early Childhood Education and Care created under S.L.  
47 2009-451 by continuing to work toward the development of an integrated system of early  
48 childhood education and care. To that end, the Committee may consult with and receive reports  
49 from the appropriate State departments, agencies, and board representatives on issues related to  
50 early childhood education and care and consider any other issues the Committee deems  
51 relevant.

1           **SECTION 27.3.** Report. – The Commission may make a final report, including any  
2 proposed legislation, to the 2011 General Assembly upon its convening. The Commission shall  
3 terminate upon filing its final report or upon the convening of the 2011 General Assembly,  
4 whichever is earlier.

5  
6           **PART XXVIII. EXTEND POVERTY REDUCTION AND ECONOMIC RECOVERY**  
7 **LEGISLATIVE STUDY COMMISSION (H.B. 1845 – Pierce, Bryant, Jones, Stewart)**

8           **SECTION 28.** Section 41.7 of S.L. 2008-181 reads as rewritten:

9           ~~"SECTION 41.7. The Commission shall submit its final report by the 2010 Regular~~  
10 ~~Session of the 2009 General Assembly and may make interim reports it deems necessary. The~~  
11 ~~Commission's final report shall include the results of the Commission's review and specific~~  
12 ~~legislative recommendations to the 2011 General Assembly. The Commission shall terminate~~  
13 ~~upon filing its final report, or upon the convening of the 2010 Regular Session of the 2009-2011~~  
14 ~~General Assembly, whichever occurs first."~~

15  
16           **PART XXIX. AGRISCIENCE AND BIOTECHNOLOGY REGIONAL SCHOOL**  
17 **PLANNING COMMISSION (S.B. 1199 – Swindell)**

18           **SECTION 29.1.** There is established the Agriscience and Biotechnology Regional  
19 School Planning Commission. The purpose of the Commission shall be to develop and plan a  
20 regional school of agriscience and biotechnology to open in the 2011-2012 school year. The  
21 Commission shall be located administratively in the Department of Public Instruction but shall  
22 exercise its powers and duties independently of the Department of Public Instruction. The  
23 Department of Public Instruction shall provide for the administrative costs of the Commission  
24 and shall provide staff to the Commission.

25           **SECTION 29.2.** The Commission shall consist of up to nine members appointed  
26 by the chair of the State Board of Education. Appointments shall be made no later than  
27 September 1, 2010.

28           **SECTION 29.3.** The Agriscience and Biotechnology Regional School Planning  
29 Commission shall develop a plan for a regional school of agriscience and biotechnology to  
30 open in the 2011-2012 school year and shall ensure that the model is replicable, sustainable,  
31 and scaleable. In the development of its plan, the Commission shall:

- 32           (1) Consider the regional school's governance, funding for operational and  
33 capital needs, personnel, admissions and assignment of students,  
34 transportation, school food services, and other issues the Commission deems  
35 relevant.  
36           (2) Solicit proposals from interested regions seeking to host the school and  
37 identify a location for the regional school.  
38           (3) Identify potential business partners for the regional school.  
39           (4) Consult with North Carolina State University and the NC Research Campus  
40 and establish connections between those institutions and the regional school.

41           **SECTION 29.4.** The Agriscience and Biotechnology Regional School Planning  
42 Commission shall report on its recommended plan to the State Board of Education, the Joint  
43 Legislative Joining Our Businesses and Schools (JOBS) Study Commission, and the Joint  
44 Legislative Education Oversight Committee by January 1, 2011.

45  
46           **PART XXX. GOVERNOR'S LOGISTICS TASK FORCE TO STUDY COMBINING**  
47 **GLOBAL TRANSPARK AUTHORITY, PORTS AUTHORITY, AND RAILROAD;**  
48 **AND ESTABLISHING SERVICE OF A CLASS I RAIL SERVICE TO THE GLOBAL**  
49 **TRANSPARK AND THE PORTS (McComas)**

50           **SECTION 30.1.** The Governor's Logistics Task Force, as established by Executive  
51 Order 32, shall study the following issues:

- (1) Combining the operations and governing authority of the Global TransPark Authority, the North Carolina Ports Authority, and the North Carolina Railroad to create one entity and one governing body to oversee the combined infrastructure of air cargo, rail, and sea transportation.
- (2) Establishing service of a Class I Rail service by more than one railroad to both the Global TransPark and the State Ports.

**SECTION 30.2.** The Task Force shall report the findings of their study to the Governor, the General Assembly, and the Joint Legislative Transportation Oversight Committee on or before the convening of the 2011 Regular Session of the 2011 General Assembly.

**PART XXXI. WOOD AND CROP BIOMASS STRATEGIC WORKING GROUP (H.B. 2009 – Harrison, Bryant, Jones)**

**SECTION 31.1.** The Wood and Crop Biomass Strategic Working Group, as described in H.B. 1766, is established.

**PART XXXII. LEGISLATIVE STUDY COMMISSION ON PUBLIC-PRIVATE PARTNERSHIPS (Owens)**

**SECTION 32.1.** There is established the Legislative Study Commission on Public-Private Partnerships.

**SECTION 32.2.** The Commission shall be composed of 16 members, as follows:

- (1) Five members of the Senate appointed by the President Pro Tempore of the Senate.
- (2) Five members of the House of Representatives, appointed by the Speaker of the House of Representatives.
- (3) Three public members, appointed by the Speaker of the House of Representatives.
- (4) Three public members, appointed by the President Pro Tempore of the Senate.

The Commission shall include, and consult with, the Secretary of Transportation, the North Carolina Turnpike Authority, the State Treasurer, the Local Government Commission, the State Construction Office, the North Carolina Association of County Commissioners, the North Carolina League of Municipalities, and the North Carolina School Boards Association in the course of its deliberations.

Public members shall be residents of the State. Vacancies on the Commission shall be filled by the appointing authority. The President Pro Tempore of the Senate and the Speaker of the House of Representatives shall each designate a cochair, who shall be a member of the General Assembly. A quorum of the Commission shall be 10 members.

The Commission, 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 Commission may meet at any time upon call of the chairs. The Commission may meet in the Legislative Building or the Legislative Office Building. The Commission may contract for professional, clerical, or consultant services as provided by G.S. 120-32.02.

The Legislative Services Commission, through the Legislative Services Officer, shall assign professional staff to assist the Commission in its work. The House of Representatives' and Senate's Directors of Legislative Assistants shall assign clerical staff to the Commission, and the expenses relating to the clerical employees shall be borne by the Commission. Members of the Commission shall receive subsistence and travel expenses at the rates set forth in G.S. 120-3.1, 138-5, or 138-6, as appropriate.

**SECTION 32.3.** The Commission shall study issues related to Public-Private Partnerships (PPPs), including examination of the appropriate authority for State, regional, and

1 local government units to engage in PPPs for public capital projects through a regulatory  
2 framework.

3 **SECTION 32.4.** The Commission may make a final report, including any proposed  
4 legislation, to the 2011 General Assembly upon its convening. The Commission shall terminate  
5 upon filing its final report or upon the convening of the 2011 General Assembly, whichever is  
6 earlier.

7  
8 **PART XXXIII. LEGISLATIVE TASK FORCE ON PRESCRIPTION DRUG ABUSE**

9 **SECTION 33.1.** There is established the Legislative Task Force on Prescription  
10 Drug Abuse.

11 **SECTION 33.2.** The Task Force shall be composed of 12 members, as follows:

- 12 (1) Four members of the Senate, appointed by the President Pro Tempore of the  
13 Senate.  
14 (2) Four members of the House of Representatives, appointed by the Speaker of  
15 the House of Representatives.  
16 (3) Two public members, appointed by the Speaker of the House of  
17 Representatives.  
18 (4) Two public members, appointed by the President Pro Tempore of the Senate.

19 Public members shall be residents of the State. Vacancies on the Task Force shall be  
20 filled by the appointing authority. The President Pro Tempore of the Senate and the Speaker of  
21 the House of Representatives shall each designate a cochair, who shall be a member of the  
22 General Assembly. A quorum of the Task Force shall be eight members.

23 The Task Force, while in the discharge of its official duties, may exercise all powers  
24 provided for under G.S. 120-19 and G.S. 120-19.1 through G.S. 120-19.4. The Task Force may  
25 meet at any time upon call of the chairs. The Task Force may meet in the Legislative Building  
26 or the Legislative Office Building. The Task Force may contract for professional, clerical, or  
27 consultant services as provided by G.S. 120-32.02.

28 The Legislative Services Commission, through the Legislative Services Officer,  
29 shall assign professional staff to assist the Task Force in its work. The House of  
30 Representatives' and Senate's Directors of Legislative Assistants shall assign clerical staff to the  
31 Task Force, and the expenses relating to the clerical employees shall be borne by the Task  
32 Force. Members of the Task Force shall receive subsistence and travel expenses at the rates set  
33 forth in G.S. 120-3.1, 138-5, or 138-6, as appropriate.

34 **SECTION 33.3.** The Task Force may study whether to expand access to the  
35 Controlled Substances Reporting System (CSRS) to physician employees and additional types  
36 of law enforcement officers, whether to require a photo ID when picking up prescriptions that  
37 are considered controlled substances, whether physician education and relicensure needs to  
38 include more training on decreasing substance abuse of prescription drugs, and any other matter  
39 the Task Force feels would be helpful in reducing prescription drug abuse.

40 **SECTION 33.4.** The Task Force may make a final report, including any proposed  
41 legislation, to the 2011 General Assembly upon its convening. The Task Force shall terminate  
42 upon filing its final report or upon the convening of the 2011 General Assembly, whichever is  
43 earlier.

44  
45 **PART XXXIV. LEGISLATIVE COMMISSION ON DIVERSITY IN THE PUBLIC**  
46 **SCHOOLS (Dannelly, Michaux)**

47 **SECTION 34.1.** There is created the Legislative Commission on Diversity in the  
48 Public Schools.

49 **SECTION 34.2.** The Commission shall consist of 15 members as follows:

- 50 (1) Five members of the House of Representatives appointed by the Speaker of  
51 the House of Representatives.



(2) Five members of the Senate appointed by the President Pro Tempore of the Senate.

(3) Five public members appointed by the Governor.

**SECTION 34.3.** 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 Commission shall be filled by the same appointing authority that made the initial appointment. A quorum of the Commission shall be a majority of its members.

**SECTION 34.4.** The Commission shall study the effects of student diversity in public school enrollment. As part of this study, the Commission shall:

(1) Consider whether schools in which students of various racial, ethnic, and socioeconomic characteristics are balanced improve the quality of the learning experience and the academic achievement of all students as compared to schools with more homogeneous student enrollments.

(2) Examine whether diverse public schools are successful in closing the achievement gap.

(3) Explore the level of parental involvement in schools with a diverse student population.

(4) Examine best practices for creating and maintaining student diversity in schools and school systems in other states.

(5) Consider whether diverse public schools improve student discipline.

(6) Consider the fiscal impact and efficiency of State funding streams given the data accumulated in subdivisions (1) through (5) of this section.

(7) Study any other issue the Commission considers relevant.

**SECTION 34.5.** The Commission, 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 Commission may meet at any time upon the joint call of the cochairs. The Commission 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 Commission in its work. The House of Representatives' and the Senate's Directors of Legislative Assistants shall assign clerical staff to the Commission, and the expenses relating to the clerical employees shall be borne by the Commission. The Commission may contract for professional, clerical, or consultant services as provided by G.S. 120-32.02. If the Commission hires a consultant, the consultant shall not be a State employee or a person currently under contract with the State to provide services.

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

**SECTION 34.6.** The Commission shall submit a final report of the results of its study and its recommendations to the 2011 General Assembly. The Commission shall terminate on March 1, 2011, or upon the filing of its final report, whichever occurs first.

#### **PART XXXV. JOINT SELECT COMMITTEE TO STUDY THE ADOPTION OF COMPARATIVE NEGLIGENCE AND ABROGATION OF JOINT AND SEVERAL LIABILITY (H.B. 813 – Glazier, Blust, Ross)**

**SECTION 35.1.** There is established the Joint Select Committee to Study the Adoption of Comparative Negligence and Abrogation of Joint and Several Liability.

**SECTION 35.2.** The Commission shall be composed of 10 members, as follows:

(1) Five members of the Senate appointed by the President Pro Tempore of the Senate.

(2) Five members of the House of Representatives appointed by the Speaker of the House of Representatives.

Vacancies on the Committee shall be filled by the appointing authority. The President Pro Tempore of the Senate and the Speaker of the House of Representatives shall each designate a cochair, who shall be a member of the General Assembly. A quorum of the Committee shall be a majority of its members.

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 Commission may meet at any time upon call of the chairs. The Committee may meet in the Legislative Building or the Legislative Office Building.

The Legislative Services Commission, through the Legislative Services Officer, shall assign professional staff to assist the Committee in its work. The House of Representatives' and 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 Committee. Members of the Committee shall receive subsistence and travel expenses at the rates set forth in G.S. 120-3.1.

**SECTION 35.3.** The Committee shall study issues related to the adoption of comparative negligence and the abrogation of joint and several liability, and any other issues related to tort liability.

**SECTION 35.4.** The Committee may make a final report, including any proposed legislation, to the 2011 General Assembly upon its convening. The Committee shall terminate upon filing its final report or upon the convening of the 2011 General Assembly, whichever is earlier.

#### **PART XXXVI. RAILROADS STUDY COMMISSION (Nesbitt, Dickson)**

**SECTION 36.1.** There is established the Railroads Study Commission.

**SECTION 36.2.** The Commission shall be composed of 10 members, as follows:

- (1) Five members of the Senate appointed by the President Pro Tempore of the Senate.
- (2) Five members of the House of Representatives appointed by the Speaker of the House of Representatives.

Vacancies on the Commission shall be filled by the appointing authority. The President Pro Tempore of the Senate and the Speaker of the House of Representatives shall each designate a cochair, who shall be a member of the General Assembly. A quorum of the Commission shall be six members.

The Commission, 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 Commission may meet at any time upon call of the chairs. The Commission may meet in the Legislative Building or the Legislative Office Building. The Commission may contract for professional, clerical, or consultant services as provided by G.S. 120-32.02.

The Legislative Services Commission, through the Legislative Services Officer, shall assign professional staff to assist the Commission in its work. The House of Representatives' and Senate's Directors of Legislative Assistants shall assign clerical staff to the Commission, and the expenses relating to the clerical employees shall be borne by the Commission. Members of the Commission shall receive subsistence and travel expenses at the rates set forth in G.S. 120-3.1, 138-5, or 138-6, as appropriate.

**SECTION 36.3.** The Commission may study all issues related to railroads in the State, including passenger rail, freight rail, and corridor issues.

**SECTION 36.4.** The Commission may make a final report, including any proposed legislation, to the 2011 General Assembly upon its convening. The Commission shall terminate upon filing its final report or upon the convening of the 2011 General Assembly, whichever is earlier.

**PART XXXVII. OUT-OF-STATE TRAVEL**

**SECTION 37.** For legislative studies authorized by this act, out-of-state travel must be authorized by the President Pro Tempore of the Senate or the Speaker of the House of Representatives, as appropriate.

**PART XXXVIII. BILL AND RESOLUTION REFERENCES**

**SECTION 38.** The listing of the original bill or resolution in this act is for reference purposes only and may not be deemed to have incorporated by reference any of the substantive provisions contained in the original bill or resolution.

**PART XXXIX. EFFECTIVE DATE AND APPLICABILITY**

**SECTION 39.** Except as otherwise specifically provided, this act is effective when it becomes law. If a study is authorized both in this act and in the Current Operations and Capital Improvements Appropriations Act of 2010, the study shall be implemented in accordance with the Current Operations and Capital Improvements Appropriations Act of 2010 as ratified.

**2009 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

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

By Representative Owens (Chair) for the Committee on RULES, CALENDAR, AND  
OPERATIONS OF THE HOUSE.

---

☒ House Committee Substitute # 2 for

**SB 900**

A BILL TO BE ENTITLED AN ACT TO DIRECT THE EXECUTIVE  
COMMITTEE FOR HIGHWAY SAFETY TO REPORT ADDITIONAL  
RECOMMENDATIONS TO THE GENERAL ASSEMBLY TO ADDRESS THE CAUSES OF  
TEEN DRIVING FATALITIES.

☒ With a favorable report as to House committee substitute bill 3, which changes the title,  
unfavorable as to House committee substitute bill 2.

**(FOR JOURNAL USE ONLY)**

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\_\_\_\_\_ 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.

VISITOR REGISTRATION SHEET

Rules

July 8, 2010

Name of Committee

Date

VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE  
CLERK

NAME	FIRM OR AGENCY AND ADDRESS
ANN LORE	DUKE
Lisa Martin	NCHBA
Mike Carpenter	NCHBA
Wendy Rose	Hunter + Williams
DAVID BARNES	Poyner Sprunq
JACKSON BARNES	
Cam Coker	BPMHC
Morgan Taba	Brick, Aco
Kathleen Joyce	NCASTA
W. H. Pearson	
Amy Hobbs	MWC

# VISITOR REGISTRATION SHEET

Rules

Name of Committee

July 8, 2010

Date

VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK

NAME

FIRM OR AGENCY AND ADDRESS

Evin Schwabpely	UNC - GA
Kim Cruck	NC Bar Assn
Adolfo S. Al	R. Cloud & Assoc.
DONALD PARIS	CITY OF SALISBURY
Brice Hamby	Randolph Cloud and Assoc.
David Crawford	AIA NC
Pam Molton	ContractLink
Dean Monon	NC DOT
Brittany Farrell	NC FPC
Mark Gault	TPG
Willison Waller	Charlotte Chamber

# VISITOR REGISTRATION SHEET

Rules

7/8/10

Name of Committee

Date

VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK

NAME	FIRM OR AGENCY AND ADDRESS
Levy Huff	School of Gov.
P. Ben Hall	General Statute Commission
Kristi Huff	NCHCFA
DAVID BARNES	Polymer Spun
Jackson Barnes	
Dana Simpson	Smith Adams
JOE LANIER	NEZSON MUCKINS
DAVID RICE	MANNING FULTON
David McGowan	NC Realtors
Dana Fenton	City of Charlotte
Peggy Mager	SN

# VISITOR REGISTRATION SHEET

Rules	July 8, 2010
Name of Committee	Date

**VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK**

NAME	FIRM OR AGENCY AND ADDRESS
Kathy Hawkins	Duke
Julia Adams	The Arc of NC ISNC
Colleen Kochanek	Kochanek Law Group
Emily Williams	Policy Group
Wendy Kelly	Policy Group
Lori Ann Harris	LATTA
Mig Bailey	Electric Cities of NC, Inc
Paul B...	B... Asso.
Steve Brewer	Century Link
Sammy Roberson	Twc
Christy Agner	Dept of Admin



# VISITOR REGISTRATION SHEET

Rules

July 8, 2010

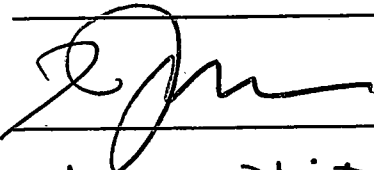
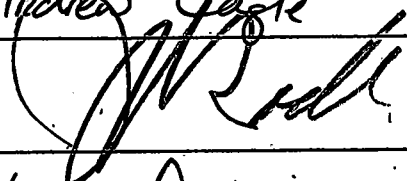
Name of Committee

Date

VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE  
CLERK

NAME

FIRM OR AGENCY AND ADDRESS

	MBA
Amy White	NCHS
Elia Rose	NCHS
Andrew Meehan	Capstrat
Andrew Gagle	OLC + Assoc.
	BCF
Kevin Leonard	NCAAC
George Everett	Duke Energy

# VISITOR REGISTRATION SHEET

## Rule

July 8, 2010

Name of Committee

Date \_\_\_\_\_

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**CLERK**

NAME \_\_\_\_\_

**FIRM OR AGENCY AND ADDRESS**[illegible]

HOUSE PAGES

NAME OF COMMITTEE Rules DATE 7/8/16

1. Name: \_\_\_\_\_

County: \_\_\_\_\_

Sponsor: \_\_\_\_\_

2. Name: \_\_\_\_\_

County: \_\_\_\_\_

Sponsor: \_\_\_\_\_

3. Name: \_\_\_\_\_

County: \_\_\_\_\_

Sponsor: \_\_\_\_\_

4. Name: \_\_\_\_\_

County: \_\_\_\_\_

Sponsor: \_\_\_\_\_

5. Name: \_\_\_\_\_

County: \_\_\_\_\_

Sponsor: \_\_\_\_\_

SGT-AT-ARM

1. Name: Young Bae

2. Name: Trey Raley

3. Name: \_\_\_\_\_

4. Name: \_\_\_\_\_

**Linda A. Johnson (Rep. Owens)**

---

**From:** Linda A. Johnson (Rep. Owens)  
**Sent:** Wednesday, July 07, 2010 3:38 PM  
**To:** Rep. Jim Crawford; Sen. David Rouzer; @House/Rules; @HouseCommitteeNotice; Giles Perry (Research); Wendy Graf Ray (Research)  
**Cc:** Linda Winstead (Rep. Jim Crawford); Judy Edwards (Sen. Rouzer)  
**Subject:** <NCGA> House Rules, Calendar, and Operations of the House Committee Meeting Notice for Thursday, July 08, 2010

**AMENDED NOTICE  
REMOVING SB 1202  
ADDING SB 900**

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

You are hereby notified that the Committee on **Rules, Calendar, and Operations of the House** will meet as follow

**DAY & DATE:** Thursday, July 8, 2010

**TIME:** 12:00 N

**LOCATION:** LOB 421

The following bills will be considered:

<b>BILL NO.</b>	<b>SHORT TITLE</b>	<b>SPONSOR</b>
HB 683	Prepaid Wireless Sunset/Permit Extensions	Representative Crawford
HB 1670	2010 Speaker's Appointments Bill	Representative Owens
SB 900	Teen Driver Safety Study	Senator Rouzer

Respectfully,  
Representative Owens, Chair

I hereby certify this notice was filed by the committee assistant at the following offices at 5:00 o'clock on **July 07, 2009**.

x Principal Clerk  
x Reading Clerk – House Chamber

**Linda A. Johnson** (Committee Assistant)

07/21/2010