

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

School of Government

The University of North Carolina at Chapel Hill

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SUMMARIES OF BILLS FILED

Public Bills

None

Local Bills

None

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ACTION ON BILLS

April 21, 2011

- NOTES**
1. Digests appearing under "Summaries of Bills Filed" are for bills stamped with today's filing date.
 2. Amendments and committee substitutes adopted today are summarized following the chamber action.
 3. Subscribers can find the digest of every version of each bill online at www.dailybulletin.unc.edu.
 4. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
 5. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring.
 6. Enacted bills are indicated by #, failed bills by *. Actions that change a bill are indicated by HA or SA.

PUBLIC BILLS

H0008 Eminent Domain.	H	Withdrawn From Cal
	H	Postponed To 4/26/2011
04-06-11		
H0116 Delineate Coastal Wetlands Riparian Buffers.	HA	Reptd Fav Com Substitute
	H	Cal Pursuant Rule 36(b)
04-21-11		
H0138 Amend Health Insurance Risk Pool Statutes.	H	Pres. To Gov. 4/21/2011
03-02-11		
H0139 Limit Contributions by State Vendors.	HA	Reptd Fav Com Substitute
	H	Re-ref Com On Judiciary
04-21-11		
H0154 Reform Medical Malpractice Evidentiary Rules.	H	Assigned To Judiciary Subcommittee A
H0160 Check-Off Donation: Breast Cancer Screening.	H	Reptd Fav
	H	Cal Pursuant Rule 36(b)
	H	Placed On Cal For 4/26/2011
H0171 Municipal Self-Annexations.	H	Pres. To Gov. 4/21/2011
03-16-11		
H0215 Unborn Victims of Violence Act/Ethen's Law.	H	Pres. To Gov. 4/21/2011
03-23-11, 03-24-11, 04-11-11		
H0217 Inspection Requirements Salvaged Vehicles.	H	Passed 2nd Reading
	H	Placed On Cal For 4/26/2011
04-20-11		
H0219 Sex Offender Registry Amendments.	S	Passed 2nd & 3rd Reading
03-09-11		
H0270 Amend Conditions of Probation.	S	Passed 2nd & 3rd Reading
03-17-11, 03-23-11, 04-20-11		
H0297 Hold on to Your Drivers License.	H	Placed On Cal For 4/26/2011
04-06-11, 04-20-11		
H0336 Amend Weight Requirements- Certain Vehicles.	S	Passed 2nd & 3rd Reading
03-29-11, 04-20-11		
H0345 Modify Move Over Law.	H	Serial Referral Changed to Judiciary A
H0385 2011 Omnibus Labor Law Changes.-AB	H	Passed 2nd & 3rd Reading
H0386 Real Estate License Law Amendments.-AB	H	Placed On Cal For 4/26/2011
04-20-11		

H0407	Modify ATV Helmet Use Requirements. 03-22-11	H	Ratified
H0422	Federal Rail Money/Report, Consult, Approve. 04-20-11	H	Serial Referral to Finance Stricken H Withdrawn From Com H Cal Pursuant Rule 36(b) H Placed On Cal For 4/26/2011
H0605	Expand Setoff Debt Collection Act.	H	Reptd Fav H Re-ref Com On Finance
H0637	Adoption Law Changes. 04-20-11	H	Passed 2nd & 3rd Reading
H0648	Improve Enforcement/General Contractor Laws. 04-20-11	H	Placed On Cal For 4/26/2011
H0660	No In Person Service Required/50C Orders.	H	Passed 2nd & 3rd Reading
H0706	Alimony/Postseparation Support Changes.	H	Placed On Cal For 4/26/2011
H0719	Suspension Removed When Eligibility Met. 04-20-11	H	Placed On Cal For 4/26/2011
H0779	Electronic Recording/Custodial Interrogations. 04-20-11	H	Placed On Cal For 4/26/2011
H0792	Gfeller-Waller Concussion Awareness Act. 04-20-11	H	Placed On Cal For 4/26/2011
H0803	Allow Court to Assess Atty Fees/50C Orders. 04-20-11	H	Passed 2nd & 3rd Reading
H0819	CAMA setback req'ts./grandfather clause. 04-21-11	HA	Reptd Fav Com Substitute H Cal Pursuant Rule 36(b)
H0821	Allow DOT to Use Recycled Asphalt.	S	Rec From House S Passed 1st Reading S Ref To Com On Transportation
H0846	Expand Access/Death Certificate/Adult Adoptee.	H	Postponed To 4/26/2011
H0857	Sex Offenders/Electronic Monitoring. 04-20-11	H	Passed 2nd & 3rd Reading
H0867	Repeal Remote Retailer Click-Through.	H	Passed 1st Reading H Ref To Com On Finance
H0868	Appointment of Counsel Funds.	H	Passed 1st Reading H Ref To Com On Appropriations
H0869	Aurora Fossil Museum Special Plate.	H	Passed 1st Reading H Ref to the Com on Transportation, if favorable, Finance
H0870	Enforcement Funds/Texting While Driving.	H	Filed
H0871	Root Out Poverty/Task Force Funds.	H	Filed
S0033	Medical Liability Reforms.	S	Rec To Concur H Com Sub

	S	Placed On Cal For 4/26/2011
03-01-11, 03-02-11, 04-19-11, 04-20-11		
S0060 Lupus Awareness Month.	S	Withdrawn From Com
	S	Placed On Cal For 4/26/2011
S0075 Promote Electricity Demand Reduction.	S	Ratified
03-15-11		
S0275 Official Herring Festival.	S	Ratified
04-13-11		
S0307 Smart Card Biometrics Against Medicaid Fraud.	S	Reptd Fav Com Substitute
	SA	Com Substitute Adopted
	S	Placed On Cal For 4/26/2011
04-14-11, 04-21-11		
S0364 Cancel Aircraft Lien W/ Surety Bond Deposit.	H	Passed 1st Reading
	H	Ref To Com On Judiciary Subcommittee A
S0406 Repeal Crossbow Purchase Permit Requirement.	S	Pres. To Gov. 4/21/2011
S0414 Allow Attorneys' Fees in Business Contracts.	S	Withdrawn From Cal
	S	Placed On Cal For 4/26/2011
04-11-11, 04-20-11		
S0433 Local Human Services Administration.	S	Withdrawn From Cal
	S	Placed On Cal For 4/27/2011
04-06-11, 04-20-11		
S0437 Enact First Evaluation Program.	H	Passed 1st Reading
	H	Ref To Com On Judiciary Subcommittee A
04-14-11, 04-19-11		
S0449 Task Force on Fraud Against Older Adults.	S	Passed 2nd & 3rd Reading
04-20-11		
S0450 Direct Care Worker Wage and Benefit Study.	S	Reptd Fav Com Substitute
	SA	Com Substitute Adopted
	S	Placed On Cal For 4/26/2011
04-21-11		
S0451 Extend Reporting on Baby Boomer Preparations.	S	Passed 2nd & 3rd Reading
S0457 Amend Article 13 of Business Corporation Act.	H	Passed 1st Reading
	H	Ref To Com On Judiciary Subcommittee A
S0461 Amend Weight Limits for Farm Products.	S	Passed 2nd & 3rd Reading
04-20-11		
S0466 Modify Teacher Career Status Law.	H	Passed 1st Reading
	H	Ref To Com On Education
04-14-11		

LOCAL BILLS

H0017 Wayne Board of Education Vacancies.	H	Ratified
H0026 Henderson County Fire Districts.	H	Ratified
H0140 Oak Island/Recall Officials.	H	Ratified
03-07-11		

H0204	Edgecombe Co. Tourism Development Authority.	H	Passed 2nd & 3rd Reading
H0224	Foxfire Village Assessment Validated.	H	Passed 2nd & 3rd Reading
H0266	Wake Local Energy Efficiency. 04-07-11	H	Passed 2nd & 3rd Reading
H0292	Incorporate Rougemont.	H	Reptd Fav H Re-ref Com On Finance
H0352	Delay Kannapolis Annexation.	H	Reptd Fav H Re-ref Com On Finance
H0367	Roanoke Rapids Deannexation.	H	Reptd Fav H Re-ref Com On Finance
H0403	Wilmington/Contributing Structures. 04-21-11	HA	Reptd Fav Com Substitute H Cal Pursuant Rule 36(b)
H0409	Guilford Tech. May Lease Property.	H	Reptd Fav H Re-ref Com On Finance
H0414	Amend Rutherford County Occupancy Tax.	H	Withdrawn From Com H Re-ref Com On Finance
H0416	Expand Joyce Creek District Board.	H	Reptd Fav H Cal Pursuant Rule 36(b) H Placed On Cal For 4/26/2011
H0460	Rockingham/Trespassing on Private Land. 04-20-11	S	Rec From House S Passed 1st Reading S Ref To Com On State and Local Government
H0471	Buncombe County Commission Districts.	H	Reptd Fav H Cal Pursuant Rule 36(b)
H0486	Tryon Deannexation.	H	Reptd Fav H Re-ref Com On Finance
H0511	Goldsboro-Wayne Airport Authority. 04-21-11	HA	Reptd Fav Com Substitute H Cal Pursuant Rule 36(b) H Placed On Cal For 4/26/2011
H0516	Mount Airy Charter Amendments.	H	Reptd Fav H Re-ref Com On Finance
H0537	Wilkes Fire Tax Dist. Boundaries. 04-14-11	H	Passed 2nd Reading H Postponed To 4/26/2011
H0545	Amend Moore County Occupancy Tax. 04-20-11	H	Passed 2nd & 3rd Reading
H0552	Greater Asheville Reg. Airport Authority. 04-21-11	HA	Reptd Fav Com Substitute H Re-ref Com On Finance
H0565	Morehead City/Beaufort Boundary.	H	Reptd Fav H Re-ref Com On Finance
H0645	Authorize Adult Day/Overnight Respite Program. 04-20-11	H	Postponed To 4/27/2011
S0083	Wilson School Board. 04-14-11	S	Concurred In H/com Sub
S0182	Carteret/Greenville Email Subscription Lists. 04-07-11, 04-11-11	S	Ratified

S0295 Marshville Charter
Consolidation.

H Reptd Fav
H Re-ref Com On Finance

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

HOUSE BILLS

H 116. COASTAL WETLAND RIPARIAN BUFFER GRANDFATHER (NEW). Filed 2/16/11. House committee substitute makes the following changes to 1st edition. Deletes provisions of the 1st edition and replaces it with *AN ACT TO LIMIT THE IMPACT OF COASTAL WETLAND RIPARIAN BUFFER REQUIREMENTS ON THE CONSTRUCTION OF SINGLE-FAMILY RESIDENCES ON CERTAIN LOTS PLATTED AND RECORDED PRIOR TO AUGUST 1, 2000*. Until the effective date of the revised permanent rules that the Environmental Management Commission (EMC) must adopt under this act, requires the EMC and the Department of Environment and Natural Resources (DENR) to implement the Neuse River Basin Riparian Buffer Rule and the Tar-Pamlico River Basin Riparian Buffer Rule as follows. The rules apply to development of an existing lot that is adjacent to surface waters in the coastal area, as provided. Allows a single family residence to encroach on the buffer where applying the buffer requirements would preclude construction of the residence and necessary infrastructure, if the following conditions are met: (1) residence is set back the maximum feasible distance from the normal high-water or water level on the existing lot and designed to minimize buffer encroachment; (2) the residence is set back at least 30 feet landward of the normal high-water or normal water level; (3) stormwater generated by new impervious surfaces within the buffer is treated and diffuse flow of stormwater is maintained throughout the buffer; and (4) no part of the septic tank or drainfield encroaches into the buffer. Requires the EMC to adopt a rule to replace the Neuse River Basin Riparian Buffer Rule and the Tar-Pamlico River Basin Riparian Buffer Rule that is substantively similar to the provisions above.

Agriculture, Environment, and
Natural Resources

H 139. LIMIT CONTRIBUTIONS BY STATE VENDORS. Filed 2/17/11. House committee substitute makes the following changes to 1st edition.

Amends proposed GS 163-278.13D, clarifying that no state vendor may make a contribution greater than \$500 per election to a candidate or candidate campaign committee, as defined, for a public servant, as defined, *if the public servant has authority over the contract with the vendor*. Makes a technical change.

Elections Law; State Government

H 386. REAL ESTATE LICENSE LAW AMENDMENTS. Filed 3/16/11. House committee substitute makes the following changes to 1st edition.

Amends GS 93A-2(c)(3), clarifying that the provisions of the real estate license law do not apply to legal acts or services performed by an attorney who is a member of the NC State Bar (deletes conditional language). Makes a technical change. Makes the amendment to GS 93A-54(a)(9) effective January 1, 2012 (rather than when the act becomes law). Directs the Real Estate Commission to adopt specified rules as necessary, effective when the act becomes law (rather than on January 1, 2012).

Property, Land Use, and Housing

H 403. WILMINGTON/ CONTRIBUTING STRUCTURES. Filed 3/17/11. House committee substitute makes the following changes to 1st edition. Allows the City of Wilmington to apply the city's demolition by neglect ordinances to contributing structures outside the local historic district within the central business district (was, allowed application of the demolition by neglect ordinances to contributing structures located in National Register Historic Districts within the central business district). Makes a conforming change to the title.

New Hanover

H 511. GOLDSBORO-WAYNE AIRPORT AUTHORITY. Filed 3/29/11. House committee substitute makes the following changes to 1st edition.

Deletes provisions authorizing Goldsboro to convey right, title, and interest in the Goldsboro-Wayne Municipal Airport to Wayne County, and changes the bill title to *AN ACT DISSOLVING THE GOLDSBORO-WAYNE AIRPORT AUTHORITY*.

Wayne

H 545. [AMEND MOORE COUNTY OCCUPANCY TAX](#). Filed 3/30/11. House committee substitute makes the following changes to the 1st edition. Directs that the President and CEO of the Moore County Chamber of Commerce be a member of the Moore County Tourism Development Authority (was, designated the Executive Vice-President of the Sandhills Area Chamber of Commerce as a member).

Moore

H 552. [GREATER ASHEVILLE REG. AIRPORT AUTHORITY](#). Filed 3/30/11. House committee substitute makes the following changes to 1st edition.

Expands and clarifies the definitions for *airport facilities* and *Authority*. Adds definitions for *member* and *ARAA member*. Clarifies the qualifications for Authority membership, and adds that any ARAA member also holding an elective public office when this act becomes effective may serve as an Authority member until the elective office term ends or a successor is appointed. States that Authority members will serve four-year terms and may serve up to two successive four-year terms. Details terms for ARAA members. Clarifies that each member may serve until a successor is appointed, not to exceed 60 days. Adds that all Authority action will be determined by a majority vote. Deletes provision allowing compensation for members. Deletes requirement that five-day's notice be given before Authority meetings and provides instead that notice be provided according to the laws for meetings of public bodies. Specifies that all meetings and closed sessions will be conducted according to the laws for meetings of public bodies. Adds three specified powers to the list of the Authority's powers and authorities, and makes additional clarifying changes. Adds that GS 66-58(a) (prohibiting the sale of goods or services by governmental units) does not apply to the Authority. Makes additional clarifying and organizational changes.

Buncombe; Henderson

H 637. [ADOPTION LAW CHANGES](#). Filed 4/5/11. House committee substitute makes the following changes to 1st edition.

Deletes amendments to GS 48-2-607(c), which required that an action brought to set aside certain adoptions be brought within one year. Makes an organizational change to GS 48-3-608(b), which concerns revocation of consent in direct placement circumstances. Repeals GS 48-2-302(a) (previous edition amended the statute), which specifies the filing deadline for certain adoption petitions. Amends GS 48-2-401(a), clarifying that the petitioner must initiate service of notice (rather than serve notice) of a filed petition for adoption on specified persons no later than 30 days after the petition is filed (previous edition deleted the 30 day time period).

Family Law

H 645. [AUTHORIZE ADULT DAY/OVERNIGHT RESPITE PROGRAM \(NEW\)](#). Filed 4/5/11. House committee substitute deletes all provisions of 1st edition and replaces with *AN ACT TO AUTHORIZE ADULT DAY CARE/OVERNIGHT RESPITE PROGRAMS IN CLEVELAND COUNTY*.

Amends GS 131D-6(b) to provide that "adult day/overnight respite program" means a program inspected and certified by the Department of Health and Human Services as eligible to provide 24-hour group care and supervision to physically or mentally disabled adults. Specifies required criteria for the 24-hour care, and clarifies that the state is not obligated to pay for any services not already authorized. Makes conforming changes. Applies to Cleveland County only. Effective January 1, 2012.

Directs the Social Services Commission to adopt rules to establish adult day care/overnight respite programs.

Previously: General Assembly
Now: Cleveland

H 648. [IMPROVE ENFORCEMENT/GENERAL CONTRACTOR LAWS](#). Filed 4/5/11. House committee substitute makes the following changes to 1st edition.

Amends GS 153A-360 (inspections of work in progress in counties) and GS 160A-420 (inspections of work in progress in cities), clarifying that no inspection will be conducted without the owner personally present, if the permit was obtained by an owner *exempt from licensure* under GS 87-1(b)(2).

Business and Commerce; Local
Government; Property, Land Use,
and Housing

H 659. [CAPITAL PROCEDURE/SEVERE MENTAL DISABILITY](#). Filed 4/6/11. House committee substitute makes the following changes to 1st edition.

Amends proposed GS 15A-2007 to clarify that the defendant must demonstrate by clear and convincing evidence (rather than by compelling evidence) that the mental disability was manifested before the defendant's alleged conduct at the time of the offense to meet the test of severe mental disability. Makes other clarifying and organizational changes.

Criminal Law, Procedure, and
Sentencing

H 734. REQUIRE PHOTO ID/FOOD STAMPS PROGRAM. Filed 4/6/11. House committee substitute makes the following changes to 1st edition.

Makes a clarifying change and changes the act's effective date to July 1, 2012 (rather than July 1, 2011).
Health, Social Services, and Aging

H 736. AMEND LAW RE: SCHOOL DISCIPLINE. Filed 4/6/11. House committee substitute makes the following changes to 1st edition. Provides that alternative education services include programs established by the local board of education (Board) in conformity with its policies (was, regulations). Provides that if the offense triggering the long-term suspension takes place before the final quarter of the school year, the suspension shall be (was, may be) no longer than the remainder of the school year in which the offense was committed. Replaces the term *powerful explosive* with *destructive device*. Defines *destructive device* as meaning an explosive, incendiary, or poison gas bomb, grenade, rocket having a propellant charge of more than four ounces, missile with an explosive or incendiary charge of more than one-quarter ounce, mine, or a device similar to any of the listed devices (was, defined powerful explosive as any bomb, grenade, mine, dynamite cartridge, or other similar device with significant explosive or incendiary capacity). Clarifies that Board policies shall not (was, may not) impose mandatory long-term suspensions or expulsions for specific violations unless otherwise provided in state or federal law. Deletes provision requiring that notice be provided to a parent and an opportunity to participate in the informal hearing regarding a short-term suspension if the student is unable to understand the hearing. Provides that a student is not entitled to appeal the principal's decision to impose a short-term suspension to the superintendent or Board and the principal's decision is not subject to judicial review. Amends GS 115C-12(27) to revert to March 15 as the annual reporting date for the State Board of Education to submit specified data to the Joint Legislative Education Oversight Committee (the first edition dropped the specific date and only required that the State Board report annually). Deletes requirement that the State Board also submit its report to the Commission on Improving the Academic Achievement of Minority and At-Risk Students. Makes additional technical corrections, and organizational changes.

Education

H 769. HIGH SCHOOL TO WORK PARTNERSHIP. Filed 4/6/11. House committee substitute makes the following changes to the 1st edition.

Deletes proposed new Article 9C (high school to work partnerships) of GS Chapter 115C and instead adds new subdivision (34a) to 115C-47 (powers and duties generally of local boards of education) to direct local boards of education (Boards) to encourage high school to work partnerships between high schools and local businesses. Retains the provisions regarding the high school to work partnership from proposed Article 9C, except makes the following changes: (1) deletes language requiring Boards to adopt and implement a policy to encourage the partnerships; (2) provides that waiver forms may be developed in collaboration with participating businesses for the protection of students and the businesses; (3) directs Boards to encourage high schools to designate the Career Development Coordinator or other designee of the local Career and Technical Education administrator to be the point person for local businesses to contact (was, high schools to designate a staff member to be the point person); (4) prohibits counting students as absent when they are participating in work-based learning opportunities or in Career and Technical Education student organization activities; and (5) authorizes Boards to determine the maximum number of days that may be used for job-shadowing activities.

Education

H 779. ELECTRONIC RECORDING/CUSTODIAL INTERROGATIONS. Filed 4/6/11. House committee substitute makes the following changes to the 1st edition. Amends the definition for *electronic recording* to clarify that the term refers to an audio recording or a visual recording that is an authentic, accurate, unaltered record. Reinserts language to clarify that the requirement to place the camera recording in a custodial interrogation so that the camera films both the interrogator and the suspect on the record only applies if the record is a visual recording. Provides that the provisions regarding the admissibility of electronic recordings apply during the prosecution of any offense to which Article 8, *Electronic Recording of Interrogations*, applies (was, any homicide).

Criminal Law, Procedure, and
Sentencing

H 819. CAMA SETBACK REQ'TS./GRANDFATHER CLAUSE. Filed 4/6/11. House committee substitute makes the following changes to 1st edition.

Prohibits the Coastal Resources Commission (was, Department of Environment and Natural Resources) from denying, on the basis of the setback requirements in 15A NCAC 07H .0306(a)(2), a development permit for the repair or replacement (was, reconstruction) of a single-family or duplex residential dwelling (was, any residential structures) on its original footprint provided that the residential structure (1) was constructed prior to August 11, 2009, (2) has a total floor area greater than 5,000 square feet, and (3) meets the minimum setback required under 15A NCAC 07H .0306(a)(2)(A), (was, constructed before August 11, 2009 and with a total floor area greater than 5,000 square feet). Makes a technical correction.

Changes the title to *AN ACT TO AMEND LAWS RELATING TO OCEAN SETBACKS TO PROVIDE THAT SINGLE-FAMILY AND DUPLEX RESIDENTIAL DWELLINGS GREATER THAN FIVE THOUSAND SQUARE FEET CONSTRUCTED PRIOR TO AUGUST 11, 2009, SHALL HAVE A MINIMUM SETBACK OF SIXTY FEET OR THIRTY TIMES THE SHORELINE EROSION RATE, WHICHEVER IS GREATER, FOR DEVELOPMENT PERMITS ISSUED TO REPAIR OR RECONSTRUCT SUCH PROPERTIES, IN ORDER TO PROTECT THE PROPERTY RIGHTS OF HOMEOWNERS.*

Property, Land Use, and Housing;
Agriculture, Environment, and
Natural Resources

SENATE BILLS

S 307. SMART CARD BIOMETRICS AGAINST MEDICAID FRAUD. Filed 3/9/11. Senate committee substitute makes the following changes to 2nd edition.

Provides that the Smart Card Pilot Program is to be administered by the Provider and Recipient Services Unit of the Division of Medical Assistance (was, administered by the Program Integrity Unit of the Division of Medical Assistance). Directs that the pilot program be initiated for a six-to-12 month period (was, a 12-month period). Provides that the pilot program is to involve enrollment, distribution, and use of smart cards by designated recipients (was, all recipients) as replacements for currently used Medicaid assistance cards. Clarifies that an information system that is included in the pilot program must be a secure Web-based information system. Provides that in implementing the pilot program, the Department of Health and Human Services (Department) may incorporate additional or alternative methods (was, alternative methods) of authentication of residents.

Directs that the pilot program is to be considered a success if it meets minimum criteria defined in this act and reduces the average monthly costs of recipients within the pilot area to recover the cost of the smart card program, (was, reduce the average monthly cost of the pilot program recipients by a minimum of 3%). Prohibits expansion of the pilot program unless the Department's data indicates that the program can be expanded through program savings (was, prohibited expansion of the program unless the General Assembly provided for its continuation or expansion).

Provides that all federal and state laws regulating the privacy of personal health information including HIPAA and HITECH apply to prosecutions involving both criminal and civil penalties allowable under law, up to a felony criminal conviction. Provides that the provisions regarding compliance and prosecution apply to all contracts made by the Department in regards to this pilot program. Requires that all compliance and prosecution provisions in the proposed act be incorporated into all contractual documents between the Department and a third-party vendor. Provides that any violation of federal or state laws regarding the privacy of personal health information makes the contracting parties subject to prosecution; however, provides that if the Department is acting in good faith, it is not held responsible for the actions of a contractor or subcontractor that violates any federal or state law concerning the protection of personal health information.

Deletes provision specifying that funds appropriated to the General Assembly for 2010-11 fiscal year for fraud prevention be carried forward to the 2011-12 fiscal year to carry out the purposes of this act.

Health, Social Services, and Aging

S 450. DIRECT CARE WORKER WAGE AND BENEFIT STUDY. Filed 3/29/11. Senate committee substitute makes the following changes to 1st edition.

Adds the NC Adult Day Services Association to the list of entities studying direct care worker wages and benefits with the Department of Health and Human Services.

Health, Social Services, and Aging

S 486. [RELEASE SUBDIVIDED LOTS FROM TAX LIENS](#). Filed 3/31/11. Senate committee substitute makes the following changes to 1st edition.

Amends GS 105-362(b)(2), providing the tax supervisor five business days from receipt of a written request for valuation to deliver the valuation.

Taxation; Property, Land Use, and Housing

Legislation Enacted

SL 2011-48 (H 268). [RECLAIMED WATER RULES/STORM DEBRIS CLEANUP](#). AN ACT TO (1) PROVIDE THAT USES OF RECLAIMED WATER THAT ARE DEEMED TO BE PERMITTED BY REGULATION, WITHOUT THE ISSUANCE OF AN INDIVIDUAL PERMIT OR COVERAGE UNDER A GENERAL PERMIT, INCLUDE IRRIGATION OF ORNAMENTAL CROPS BY FIELD NURSERIES AND ABOVEGROUND CONTAINER NURSERIES AND TO PROVIDE THAT CERTAIN SETBACK REQUIREMENTS AND DESIGN CRITERIA FOR WASTEWATER TREATMENT STORAGE FACILITIES DO NOT APPLY TO ARTIFICIAL LAKES OR PONDS THAT ARE USED FOR STORAGE AND IRRIGATION OF RECLAIMED WATER AS PART OF A CONJUNCTIVE USE RECLAIMED WATER SYSTEM AND (2) AUTHORIZE THE DISPOSAL, TEMPORARY STORAGE, AND BURNING OF STORM-RELATED DEBRIS DURING THE STATE OF EMERGENCY DECLARED ON APRIL 16, 2011, THROUGH JUNE 1, 2011. Summarized in *Daily Bulletin* 3/9/11, 3/31/11, 4/6/11, and 4/20/11. Enacted April 20, 2011. Effective April 20, 2011.

Agriculture, Environment, and Natural Resources; APA/Rule Making

SL 2011-49 (H 17). [WAYNE BOARD OF EDUCATION VACANCIES](#). AN ACT TO ALLOW THE WAYNE COUNTY BOARD OF EDUCATION TO FILL ITS OWN VACANCIES. Summarized in *Daily Bulletin* 1/27/11. Enacted April 21, 2011. Effective April 21, 2011.

Wayne

SL 2011-50 (H 26). [HENDERSON COUNTY FIRE DISTRICTS](#). AN ACT TO ALLOW HENDERSON COUNTY TO INCLUDE ALL UNINCORPORATED AREAS IN A FIRE PROTECTION DISTRICT. Summarized in *Daily Bulletin* 2/1/11. Enacted April 21, 2011. Effective April 21, 2011.

Henderson

SL 2011-51 (H 140). [OAK ISLAND/RECALL OFFICIALS](#). AN ACT AMENDING THE CHARTER OF THE TOWN OF OAK ISLAND TO PROVIDE A PROCEDURE TO RECALL ELECTED OFFICIALS, SUBJECT TO A REFERENDUM. Summarized in *Daily Bulletin* 2/17/11 and 3/7/11. Enacted April 21, 2011. Effective April 21, 2011.

Brunswick

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Moore	

Notes

The House and Senate leaders announced that no votes will be taken in the sessions scheduled for April 22 and April 25, 2011, so no *Daily Bulletin* will be published on those days. The next *Daily Bulletin* will be published on Tuesday, April 26, 2011.

NEXT SESSIONS

April, 2011

HOUSE convenes at 5:15 p.m., Monday, April 25, 2011.

SENATE convenes at 10:00 a.m., Friday, April 22, 2011.