

# Daily Bulletin

## ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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### School of Government

The University of North Carolina at Chapel Hill

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House Legislative Day 125

Vol. 2012, No. 15

Senate Legislative Day 125

*Tuesday, June 12, 2012*

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## SUMMARIES OF BILLS FILED

### *Public Bills*

#### **HOUSE BILLS**

**H 1224. HONOR BILL IVES.** Filed 6/12/12. *HONORING THE LIFE AND MEMORY OF WILLIAM MANER "BILL" IVES, FORMER MEMBER OF THE GENERAL ASSEMBLY.*

As title indicates.

**Intro. by Walend, Brubaker,  
McGrady, M. Alexander.**

JOINT RES

General Assembly

### *Local Bills*

None

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**ACTION ON BILLS****June 12, 2012**

- 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](http://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**

H0149 Terrorism/State Offense. 04-05-11, 06-05-12	H Ratified
H0176 Review DV Program Participation. 06-07-11, 06-05-12	H Ratified
H0177 Clean Energy Transportation Act.  06-02-11, 06-07-12, 06-11-12	H Rec From Senate H Rec To Concur S Com Sub H Ref to the Com on Environment, if favorable, Transportation
H0199 Metal Theft Prevention Act of 2012.  03-31-11, 06-07-12, 06-11-12, 06-12-12	SA Amend Adopted 2 S Passed 3rd Reading S Engrossed H Rec From Senate H Rec To Concur S Com Sub H Cal Pursuant Rule 36(b) H Placed On Cal For 6/13/2012
H0235 Amend Grounds/Termination of Parental Rights. 04-05-11, 06-07-12	H Concurred In S/Com Sub
H0237 2012 Workers' Compensation Amendments. 06-07-12, 06-11-12	S Withdrawn From Cal S Placed On Cal For 6/13/2012
H0261 Intrastate Motor Carrier Markings. 03-29-11, 06-06-12, 06-07-12	H Concurred In S/Com Sub
H0462 Contingency Contracts For Audits/Assessments. 06-07-12, 06-12-12	SA Amend Adopted 1 S Passed 2nd Reading
H0490 Rename Yadkin River Bridge.  06-11-12	H Rec From Senate H Rec To Concur In S Amend 1 H Cal Pursuant Rule 36(b) H Placed On Cal For 6/13/2012
H0741 Law Enforcement/Emergency Vehicle Length. 06-08-11, 06-05-12	H Concurred In S/Com Sub
H0813 Building Code Inspections/ Industrial Machinery.	H Rec From Senate H Rec To Concur S Com Sub

	H Cal Pursuant Rule 36(b)
	H Placed On Cal For 6/13/2012
06-01-11, 06-07-12	
H0819 Coastal Management Policies.	SA Amend Adopted 1
	S Passed 2nd & 3rd Reading
	S Engrossed
04-21-11, 06-11-12, 06-12-12	
H0941 Pseudoephedrine Amount Clarifications.	SA Amend Adopted 1
	S Passed 3rd Reading
	H Rec From Senate
	H Rec To Concur In S Amend 1
	H Cal Pursuant Rule 36(b)
	H Placed On Cal For 6/13/2012
06-12-12	
H0950 Modify 2011 Appropriations Act.	S Reptd Fav Com Substitute
	SA Com Substitute Adopted
	SA Com Amend Adopted 1
	SA Com Amend Adopted 2
	SA Com Amend Adopted 3
	SA Com Amend Adopted 4
	SA Com Amend Adopted 5
	SA Com Amend Adopted 6
	SA Com Amend Adopted 7
	S Re-ref to Finance. If fav, re-ref to Pensions & Retirement and Aging
	S Reptd Fav As Amended
	SA Com Amend Adopted 8
	S Re-ref Com On Pensions & Retirement and Aging
	S Reptd Fav Com Substitute
	SA Com Substitute Adopted
05-29-12, 05-30-12, 06-12-12	
H0952 State Air Toxics Program Reforms.	S Withdrawn From Cal
	S Placed On Cal For 6/20/2012
	S Withdrawn From Cal
	S Placed On Cal For 6/14/2012
05-24-12	
H0957 Authorize Various Special Plates.	HA Reptd Fav Com Sub 2
	H Cal Pursuant Rule 36(b)
	H Placed On Cal For 6/13/2012
06-05-12, 06-12-12	
H0964 North Carolina Longitudinal Data System.	HA Reptd Fav Com Substitute
	H Cal Pursuant Rule 36(b)
	H Placed On Cal For 6/13/2012
06-12-12	
H0975 Promote Local/Healthy Food.	H Reptd Fav
	H Cal Pursuant Rule 36(b)
	H Placed On Cal For 6/13/2012
H0989 Permanent License Plates.	HA Reptd Fav Com Substitute
	H Re-ref Com On Finance
06-12-12	
H1007 Resolution Honoring SPC Elliott.	H Passed 2nd & 3rd Reading
	S Rec From House
	S Passed 1st Reading
	S Placed On Cal For 6/12/2012

H1015 Economic Development and Finance Changes.	S Passed 2nd & 3rd Reading H Rec From Senate H Rec To Concur S Com Sub H Cal Pursuant Rule 36(b) H Placed On Cal For 6/13/2012
06-05-12, 06-07-12, 06-11-12	
H1025 Extend Tax Provisions.	H Concurred In S Amend
05-30-12, 06-07-12	
H1085 State Health Plan/Statutory Changes.-AB	HA Amend Adopted 1 H Passed 2nd & 3rd Reading H Ordered Engrossed
06-06-12, 06-12-12	
H1093 Agricultural Regulatory Reform.	S Rec From House S Passed 1st Reading S Ref To Com On Agriculture/ Environment/Natural Resources
06-07-12, 06-11-12	
H1098 Continue the Sustainable Local Food Advisory.	HA Reptd Fav Com Substitute H Cal Pursuant Rule 36(b) H Placed On Cal For 6/13/2012
06-12-12	
H1114 NCEMPA/Use of Rate Revenue.	H Passed 2nd & 3rd Reading
06-06-12	
H1223 Honor State Library's 200th Anniversary.	H Passed 1st Reading H Cal Pursuant 32(a) H Placed On Cal For 6/13/2012
H1224 Honor Bill Ives.	H Filed
S0077 Rental Property/Lithium Battery Smoke Alarms.	H Postponed To 6/14/2012
03-01-11, 05-30-12	
S0094 Allocation of Renewable Energy Tax Credit.	H Withdrawn From Com H Re-ref Com On Judiciary Subcommittee B
02-23-11, 06-09-11	
S0229 Amend Environmental Laws 2012.	HA Amend Adopted 1 HA Amend Adopted 2 HA Amend Adopted 3 H Amendment Withdrawn 4 H Passed 2nd Reading
05-03-11, 06-11-12, 06-12-12	
S0416 Amend Death Penalty Procedures.	H Passed 2nd Reading
03-31-11, 06-06-12, 06-11-12	
S0443 Remove Restriction/LEO Disability Benefits.	H Withdrawn From Com H Re-ref Com On Rules, Calendar, and Operations of the House
06-08-11	
S0518 Landlord/State Bar Notice of Lease Default.	S Rec To Concur H Com Sub S Placed On Cal For 6/13/2012 S Withdrawn From Cal S Placed On Cal For 6/19/2012
06-09-11, 06-06-12	
S0724 An Act to Improve Public Education.	HA Reptd Fav Com Substitute H Cal Pursuant Rule 36(b) H Placed On Cal For 6/13/2012

05-05-11, 06-12-12  
S0798 Various Emergency Management H Postponed To 6/13/2012  
Changes.

S0806 Modify Mortgage Regulation H Reptd Fav  
Funding. H Cal Pursuant Rule 36(b)  
H Placed On Cal For 6/13/2012

S0813 DCR and DENR/Study State S Withdrawn From Cal  
Attractions Savings. S Placed On Cal For 6/13/2012  
S Withdrawn From Cal  
S Placed On Cal For 6/12/2012  
S Passed 2nd Reading

06-11-12  
S0816 Banking Law Modernization Act. S Ratified

05-23-12, 06-04-12  
S0824 Expedited Rule Making for H Reptd Fav  
Forced Combination. H Cal Pursuant Rule 36(b)  
H Placed On Cal For 6/13/2012

05-31-12  
S0836 Improve Property Insurance H Rec From Senate  
Rate Making. H Passed 1st Reading  
H Re-ref Com On Insurance

06-06-12, 06-11-12  
S0868 Wildlife Licenses/Eliminate S Passed 2nd & 3rd Reading  
Penalty. H Rec From Senate  
H Passed 1st Reading  
H Ref To Com On Agriculture

06-11-12  
S0889 RPO Area Definition. H Reptd Fav  
H Cal Pursuant Rule 36(b)  
H Placed On Cal For 6/13/2012

S0890 Sec. of Transportation HA Reptd Fav Com Substitute  
Project Approval. H Cal Pursuant Rule 36(b)  
H Placed On Cal For 6/13/2012

06-12-12  
S0895 DOT Division of Motor HA Reptd Fav Com Substitute  
Vehicles Leg. Requests.-AB H Cal Pursuant Rule 36(b)  
H Placed On Cal For 6/13/2012

05-30-12, 06-12-12  
S0910 Sale of a Child/Felony H Rec From Senate  
Offense. H Passed 1st Reading  
H Re-ref Com On Judiciary  
Subcommittee B

06-11-12  
S0958 Honor Jim Forrester. S Passed 1st Reading  
S Pursuant to Rule 40(b)  
placed on today's calendar 6/  
12/2012  
S Passed 2nd & 3rd Reading  
H Rec From Senate  
H Passed 1st Reading  
H Ref To Com On Rules,  
Calendar, and Operations of  
the House

## LOCAL BILLS

H0296 Sampson-Delinquent Taxpayers. 03-31-11, 06-05-12	H	Ratified
H0322 Haywood School Board Filing Period.	H	Ratified
H0328 Wayne Sheriff Vacancies. 06-05-12	H	Ratified
H0511 Goldsboro-Wayne Airport Authority. 04-21-11, 06-05-12	H	Ratified
H0943 Davidson County Annexations.	S	Rec From House S Passed 1st Reading S Ref To Com On State and Local Government
H0945 Marion Legislative Annexation.	H	Reptd Fav H Cal Pursuant Rule 36(b) H Placed On Cal For 6/13/2012
H0963 Town of Columbia/Deannexation.	H	Reptd Fav H Cal Pursuant Rule 36(b) H Placed On Cal For 6/13/2012
H0987 Wake Tech Board of Trustees.	S	Rec From House S Passed 1st Reading S Ref To Com On Education/ Higher Education
H0991 Jackson Co. Occupancy Tax Changes.	S	Rec From House S Passed 1st Reading S Ref To Com On State and Local Government
H1018 Yadkin Valley Career Academy.	H	Reptd Fav H Cal Pursuant Rule 36(b) H Placed On Cal For 6/13/2012
H1032 Morganton Deannexation.	H	Reptd Fav H Cal Pursuant Rule 36(b) H Placed On Cal For 6/12/2012 H Passed 2nd Reading
H1049 Bladen Community College Fed Loan Program.  06-12-12	HA	Reptd Fav Com Substitute H Cal Pursuant Rule 36(b) H Placed On Cal For 6/13/2012
H1059 Asheboro Towing.	S	Rec From House S Passed 1st Reading S Ref To Com On State and Local Government
H1065 Use Moore School Buses for 2014 US Open.	H	Ratified
H1071 Wake School Board Organizational Meeting.  06-11-12	S	Rec From House S Passed 1st Reading S Ref To Com On Education/ Higher Education
H1087 Fontana Dam Occupancy Tax.	H	Passed 3rd Reading
H1107 Granville County ABC Profits Distribution Mod.	H	Passed 2nd & 3rd Reading
H1108 Butner Public Safety Authority Changes.	S	Rec From House S Passed 1st Reading

	S	Ref To Com On State and Local Government
H1109 Dare CAMA Setback Req'ts./ Grandfather.	H	Passed 2nd & 3rd Reading
H1131 Carteret Commissioner Election.	S	Rec From House
	S	Passed 1st Reading
	S	Ref To Com On State and Local Government
H1133 Revise Pender County Commissioner Districts.	S	Rec From House
	S	Passed 1st Reading
	S	Ref To Com On State and Local Government
H1138 Davidson County Design Build.	S	Rec From House
	S	Passed 1st Reading
	S	Ref To Com On State and Local Government
H1196 Albemarle Mental Health Center Property.	H	Passed 2nd & 3rd Reading
H1197 Add Stokes Cty to Tax Cert Before Recordation.	S	Rec From House
	S	Passed 1st Reading
	S	Ref To Com On State and Local Government
H1199 Lake Lure Convey Property.	HA	Reptd Fav Com Substitute
	H	Cal Pursuant Rule 36(b)
	H	Placed On Cal For 6/13/2012
06-12-12		
H1204 Union County Construction Methods.	S	Rec From House
	S	Passed 1st Reading
	S	Ref To Com On State and Local Government
06-07-12		
H1205 Amend Trespass/Granville County.	S	Rec From House
	S	Passed 1st Reading
	S	Ref To Com On State and Local Government
H1212 Wake/Chatham Local Act.	H	Passed 3rd Reading
	H	Ordered Engrossed
06-07-12, 06-11-12		
S0236 Adopt State Butterfly; Festivals.	S	Pres. To Gov. 6/12/2012
06-09-11, 06-05-12		
S0799 Repair Guilford Local Act.	S	Ratified
05-16-12		
S0805 Isothermal Community College Fed Loan Program.	HA	Reptd Fav Com Substitute
	H	Cal Pursuant Rule 36(b)
	H	Placed On Cal For 6/13/2012
05-30-12, 06-12-12		
S0830 Iredell Register of Deeds Satellite Office.	S	Ratified
S0905 Currituck CAMA Setback Req'ts./Grandfather.	S	Passed 2nd & 3rd Reading
	H	Rec From Senate
	H	Passed 1st Reading
	H	Ref To Com On Government
S0906 Nags Head Conveyance.	H	Withdrawn From Com
	H	Re-ref Com On Finance

## SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

### HOUSE BILLS

**H 199. METAL THEFT PREVENTION ACT OF 2012.** Filed 3/1/11. Senate amendment makes the following changes to 3rd edition, as amended.

Specifies that the term *nonferrous metals* does not include precious metals and makes a conforming change. Clarifies that it is unlawful to transport or possess more than 25 pounds of copper (was, nonferrous metals) on the state highways, unless an exception applies. Makes conforming changes. Makes organizational and clarifying changes to the provisions setting out limitations on and requirements for cash purchases. Clarifies that the court may order a defendant to make restitution for a violation of a specified provision (was, a violation of proposed Part 3). Restores language previously modified by amendment #1 in proposed GS 14-159.4(c)(1), concerning punishments for default. Makes additional clarifying changes to the punishment provisions.

Business and Commerce; Criminal  
Law, Procedure, and Sentencing

**H 462. CONTINGENCY CONTRACTS FOR AUDITS/ASSESSMENTS.** Filed 3/24/11. Senate amendment makes the following changes to 2nd edition. Amends proposed language in GS 116B-8 to allow the Treasurer to contract with a person on a contingent fee basis to perform audits of life insurance companies if the audit is being conducted to identify unclaimed death benefits or unredeemed bond funds.

Taxation

**H 819. COASTAL MANAGEMENT POLICIES.** Filed 4/6/11. Senate amendment makes the following changes to 3rd edition. Modifies the provision requiring the Coastal Resources Commission to study creating a new Area of Environmental Concern in the Cape Fear River area as follows: (1) requires studying creating a new area for the land (was, lands and waters) adjacent to the mouth of the Cape Fear River; (2) removes the public trust waters in the mouth of the river and its associated shoals and ebb tidal deltas from the areas included in the region; and (3) no longer requires consideration of how the area is impacted by the US Army Corps of Engineers activities related to the Port of Wilmington and its federally authorized channels.

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

**H 941. PSEUDOEPHEDRINE AMOUNT CLARIFICATIONS.** Filed 5/16/12. Senate amendment makes the following changes to 1st edition. Amends GS 90-113.52(c) to direct a retailer of a pseudoephedrine product sold at retail, without a prescription, to a person 18 years or older, to require that the buyer provide (1) a valid, unexpired, government-issued photo identification, and (2) a current valid personal residential address in print or orally (was, required every retail purchaser to provide only photo identification). Also clarifies the electronic record-keeping requirements for pseudoephedrine products, removing the specifics concerning a statement to be included in an electronic form. Makes conforming changes to the title.

Health, Social Services, and Aging

**H 950. MODIFY 2011 APPROPRIATIONS ACT.** Filed 5/16/12. Senate committee substitute and committee amendments make numerous changes to the 3rd edition. We will not be including a summary of the Senate's version of the Appropriations Act. For the content of the bill, please follow the link included in the bill's short title above. Further information on the budget, including the committee report, can also be found on the "News" section of the General Assembly's website at: <http://www.ncleg.net/gascripts/News/NewsArchive.pl>.

Budget and Appropriations

**H 957. AUTHORIZE VARIOUS SPECIAL PLATES.** Filed 5/16/12. House committee substitute makes the following changes to 2nd edition.

Amends GS 20-79.4(b) to authorize the Division of Motor Vehicles to issue a special Municipality Plate, contingent on the receipt of at least 300 applications. Requires transfer of \$10 of the \$20 plate fee to the



municipality represented on the plate. Deletes the authority to issue a town of Matthews plate. Makes conforming and clarifying changes. Changes the act's effective date from July 1, 2012, to when the act becomes law.

Transportation

**H 964. NC LONGITUDINAL DATA SYSTEM (NEW).** Filed 5/16/12. House committee substitute makes the following changes to 1st edition. Adds a new section, GS Chapter 116E, *Education Longitudinal Data System*, which establishes the NC Longitudinal Data System and Board (Board) as the governing body for the North Carolina Longitudinal Data System. Provides definitions for terms as used in this chapter. Identifies the requirements for the 17 designated members of the Board and appointments to the Board. Sets out term lengths, the rules governing filling vacancies and other operational details for the Board. Sets out the powers and duties of the Board. Requires that appointments to the Board be made by the appointing entity no later than August 1, 2012. Directs the Data System to be fully operational by July 1, 2014. Charges the Board with evaluating and reporting to the Joint Legislative Oversight Committee on specified issues regarding establishing the Data System by January 15, 2013.

Creates the North Carolina Longitudinal Data System (Data System). Declares that the Data System is located administratively in the Department of Public Instruction (DPI) but authorizes the Data System to exercise its powers and duties independently of DPI and the State Board of Education. Provides that the Data System is an authorized representative of DPI, the University of North Carolina, and the North Carolina System of Community Colleges under applicable state and federal statutes for the purposes of accessing and compiling student record information for research purposes.

States that the purpose of the Data System is to (1) facilitate and enable the exchange of student data among state agencies and institutions; (2) generate timely and accurate student performance information to be used to improve the state's education system and provide guidance to decision makers; and (3) facilitate and enable linking student data and workforce data. Limits the linking of student data and workforce data to no longer than five years from the date the student completes secondary education or the date of the student's most recent attendance at an institution of higher learning, whichever is later. Identifies the functions and duties of the Data System. Provides that the Data System may receive funding from state appropriations, and grants from community, state, private, and federal entities.

Directs local school administrative units, charter schools, community colleges, the constituent institutions of the University of North Carolina, and state agencies to comply in data sharing. Provides that private post-secondary institutions, the NC Independent Colleges and Universities, Inc., and nonpublic schools may participate in the data sharing.

Amends GS 105-259(b) to allow the disclosure of tax information to the Data System. Prohibits including information allowing specific taxpayers to be identified in the tax information provided.

Amends the title to reflect the addition of new GS Chapter 116E.

Education

**H 989. PERMANENT LICENSE PLATES.** Filed 5/16/12. House committee substitute makes the following changes to 1st edition.

Restores the Division of Motor Vehicles' authority to issue permanent registration plates for motor vehicles owned by (1) the civil air patrol, (2) an incorporated emergency rescue squad, (3) a rural fire department, agency, or association, or (4) a local chapter of the American National Red Cross. Makes a conforming change to the bill title.

Transportation

**H 1049. BLADEN COMMUNITY COLLEGE FED LOAN PROGRAM.** Filed 5/22/12. House committee substitute makes the following changes to 1st edition. Makes technical corrections.

Bladen

**H 1085. STATE HEALTH PLAN/ STATUTORY CHANGES.** Filed 5/23/12. House amendment makes the following changes to 2nd edition.

Clarifies that the changes repealing the optional program of long-term care benefits, and requiring transfer of administrative fees to the Public Employee Health Benefit Fund are effective January 1, 2013 (was, July 1, 2012).

Health, Social Services, and Aging

**H 1098. CONTINUE THE SUSTAINABLE LOCAL FOOD ADVISORY.** Filed 5/23/12. House committee substitute makes the following changes to 1st edition.

Adds a section, amending GS 106-831(a)(22), to specify that the Speaker of the House of Representatives will appoint a representative from the Conservation Trust of NC (rather than the Farm Transition Network) to serve on the Sustainable Local Food Advisory Council.

Agriculture, Environment, and  
Natural Resources; Health, Social  
Services, and Aging

**H 1199. LAKE LURE CONVEY PROPERTY.** Filed 5/30/12. House committee substitute makes the following changes to 1st edition. Changes the entities to which the town of Lake Lure may convey the described property to include Classical Academies CFA, Inc. (was, Lake Lure Classical Academy).

Rutherford

## SENATE BILLS

**S 229. AMEND ENVIRONMENTAL LAWS 2012.** Filed 3/7/11. House amendments make the following changes to 3rd edition.

Amendment #1 provides that permits to construct and permits to operate subsequent phases of landfill development for up to 20 years must be subject to limited review at five year intervals after the issuance of the initial permits (was, five years after the issuance of the initial permits).

Amendment #2 makes a technical correction to new subsection (b5) to GS 143-215.94B.

Amendment #3 adds the following clause to the title: *(23) PROVIDE THAT FUNDS RECEIVED IN SETTLEMENT OF THE LAWSUIT FILED BY THE STATE AGAINST THE TENNESSEE VALLEY AUTHORITY BE USED EXCLUSIVELY IN CERTAIN COUNTIES.* Makes necessary changes in the numbering and punctuation of the clauses in the title to accommodate the addition. Also inserts a new Part XXIV: Use of TVA Settlement Funds. Provides that the settlement funds received by North Carolina via the Consent Decree in the *State of Alabama et. al. v. Tennessee Valley Authority* must be used exclusively to award grants for Environmental Mitigation Projects as specified in paragraph 128 of the Consent Decree in the specified counties. Makes necessary adjustments in the numbering of the Parts of this act.

Agriculture, Environment, and  
Natural Resources

**S 724. AN ACT TO IMPROVE PUBLIC EDUCATION.** Filed 4/19/11. House committee substitute makes the following changes to 2nd edition.

Current law requires that the program of study for lateral entry teachers provided by the State Board of Community Colleges must meet standards set by the State Board of Education (SBE). Amends GS 115C-296(c1) to specify coursework, assessment, and preparation standards to be set by the SBE to ensure that programs for lateral entry teachers meet rigorous academic standards, remain current, and reflect a course of study that is aligned with state and national teacher education requirements.

Deletes the provision which calls for the lengthening of the school day and of the school year in certain schools.

Under current law, GS 115C-107.7(c) provides that a local education agency has a *basis of knowledge* of a child's need for special education services based on a child's behavior and performance prior to a behavior that necessitates a disciplinary action. GS 115C-107.7(c) is set to expire on June 1, 2013. Removes the sunset date for this provision.

Changes the reporting date for the State Board of Education's study on graduation requirements for students who do not plan to engage in post-secondary education to March 15, 2013 (was, March 15, 2012).

Adds a section on statewide education initiatives. Directs the SBE to implement, by August 31, 2014, the statewide education reform initiatives described in the state's successful Race to the Top application. Specifies the initiatives to be implemented. Directs the SBE to report its progress toward implementing the specified initiatives to the Joint Education Oversight Committee by September 15, 2012 and bi-annually thereafter through September 15, 2014. Provides that this section expires as of July 1, 2014 but permits the SBE to continue any initiatives identified in this section if it continues to receive funding for the initiatives. Renumbers the bill sections accordingly.

Education

**S 805. ISOTHERMAL COMM COLLEGE FED LOAN PROGRAM.** Filed 5/16/12. House committee substitute makes the following changes to 2nd edition. Amends GS 115D-40.1(e) to include Coastal Carolina Community College among those community colleges that may elect to opt out of participating in the William D. Ford Federal Direct Loan Program. Makes a conforming change to the title.

Previously: Rutherford; Education  
Now: Onslow; Rutherford;  
Education

**S 890. TRANSPORTATION REFORM/CODIFY EXECUTIVE ORDER (NEW).** Filed 5/23/12. House committee substitute makes the following changes to 1st edition.

Adds a section, amending GS 136-18 by adding a new subdivision (42) to codify the provisions in Executive Order No. 2 that require the Department of Transportation (DOT) to develop and utilize a strategic prioritization process for the selection of transportation projects. Also requires a process for standardizing or approving local methods used in metropolitan planning organization and rural transportation planning organization prioritization.

Adds a section, enacting new subsection (o) to GS 143B-350 to require each Board of Transportation member to sign a sworn statement that he or she will follow the disclosure, ethics, and education requirements of GS 143B-350 and in the State Government Ethics Act, as detailed.

Makes conforming changes to the bill title.

Transportation

**S 895. DOT DIVISION OF MOTOR VEHICLES LEG. REQUESTS.** Filed 5/23/12. House committee substitute makes the following changes to 2nd edition. Deletes proposed amendment to GS 20-7(n) that would have removed the requirement that a driver's license include the applicant's race, at the applicant's request.

Adds sections amending GS 136-4, 136-18.3, 136-64.1, 136-89.59, and 136-89.194 to replace the term State Highway Administrator with the term Chief Engineer.

Enacts new GS 136-89.220 allowing the Turnpike Authority (Authority) to enter into agreements with other tolling jurisdictions to enforce toll violations. Requires that the agreement provide that when another agency certifies that the owner of a vehicle registered in North Carolina has failed to pay a toll, fee, or penalty, then the toll, fee, or penalty may be enforced by the Authority placing a renewal block. Requires the following in order for the agreement to be enforceable: (1) the other agency has its own reciprocal procedure for violation enforcement and does reciprocate by withholding registration renewal for vehicle owners in that state; (2) the other agency provides due process and appeal for vehicle owners in North Carolina; (3) the owner of vehicles registered in North Carolina may present evidence to the other agency via mail instead of appearing personally; and (4) each party charges the other for their registration hold costs. Makes conforming changes.

Makes conforming changes to the bill title.

Transportation

## Legislation Enacted

**SL 2012-12 (H 843). MODERNIZE NC EMERGENCY MANAGEMENT ACT. AN ACT TO MODERNIZE THE NORTH CAROLINA EMERGENCY MANAGEMENT ACT AND RELATED STATUTES.** Summarized in *Daily Bulletin* 4/8/11, 5/24/11, 5/31/12, and 6/5/12. Enacted June 11, 2012. Effective October 1, 2012.

Emergency Services

**SL 2012-13 (H 966). TEACHER PREPAYMENT & SALARY/PRE-K ELIGIBILITY. AN ACT TO REPEAL THE PROHIBITION ON TEACHER PREPAYMENT, CLARIFY ELIGIBILITY FOR THE NC PRE-K PROGRAM, AND ENACT 2012-2013 SALARY SCHEDULES FOR TEACHERS AND SCHOOL ADMINISTRATORS.**

Summarized in *Daily Bulletin* 5/16/12 and 5/31/12. Enacted June 11, 2012. Section 2 is effective June 11, 2012. The remainder is effective July 1, 2012.

Education

**SL 2012-14 (H 345). MODIFY MOVE-OVER LAW. AN ACT TO MODIFY THE MOVE-OVER LAW TO INCLUDE ALL HIGHWAY MAINTENANCE VEHICLES AND UTILITY VEHICLES.** Summarized in *Daily Bulletin* 3/14/11, 5/11/11, and 5/23/12. Enacted June 11, 2012. Effective October 1, 2012.

Transportation

**SL 2012-15 (H 302). [CHARITABLE LICENSING EXEMPTION CLARIFICATION.](#)** AN ACT TO BROADEN THE EXEMPTION FROM CHARITABLE LICENSING REQUIREMENTS FOR CERTAIN NONPROFIT ADULT RESIDENTIAL TREATMENT FACILITIES AND TO EXTEND THE SUNSET ON A WAIVER RELATING TO ALTERNATIVE STAFFING REQUIREMENTS FOR FACILITIES THAT USE ELECTRONIC SUPERVISION DEVICES. Summarized in *Daily Bulletin* 3/9/11, 4/14/11, and 5/30/12. Enacted June 11, 2012. Effective July 1, 2012.

Business and Commerce

**SL 2012-16 (H 637). [ADOPTION LAW CHANGES.](#)** AN ACT TO AMEND THE LAWS APPLICABLE TO ADOPTIONS, AS RECOMMENDED BY THE NORTH CAROLINA BAR ASSOCIATION. Summarized in *Daily Bulletin* 4/5/11, 4/21/11, and 5/29/12. Enacted June 11, 2012. Effective October 1, 2012.

Family Law

**SL 2012-17 (H 493). [LANDLORD TENANT LAW CHANGES.](#)** AN ACT AMENDING THE LAWS RELATED TO LANDLORD TENANT RELATIONSHIPS AND ESTABLISHING A PROCESS WHEREBY A LANDLORD MAY REMOVE FROM A RESIDENTIAL DWELLING UNIT TANGIBLE PERSONAL PROPERTY BELONGING TO A DECEASED TENANT AFTER FILING AN AFFIDAVIT WITH THE CLERK OF COURT IN THE COUNTY IN WHICH THE RESIDENTIAL DWELLING UNIT IS LOCATED. Summarized in *Daily Bulletin* 3/29/11, 5/9/11, and 5/31/12. Enacted June 11, 2012. Effective October 1, 2012.

Property, Land Use, and Housing

**SL 2012-18 (H 707). [REGISTER OF DEEDS/DIRECTED TRUSTEES/ESTATES.](#)** AN ACT TO ELIMINATE OBSOLETE REGISTER OF DEEDS PROVISIONS FROM THE GENERAL STATUTES, TO AMEND LOCAL AGENCY CHARGES FOR VITAL RECORDS SEARCHES, TO CLARIFY THE LAW GOVERNING PERSONS HOLDING THE POWER TO DIRECT TRUSTEES, TRUST PROTECTORS, AND DIRECTED TRUSTEES AND OTHER FIDUCIARIES, TO MAKE TECHNICAL CHANGES IN THE LAW GOVERNING TRUSTS AND DECEDENTS' ESTATES, AND TO AUTHORIZE THE REVISOR OF STATUTES TO PRINT OFFICIAL COMMENTS TO THE UNIFORM TRUST CODE. Summarized in *Daily Bulletin* 6/4/12. Enacted June 11, 2012. Sections 1.1–1.24 and Sections 2.1 and 2.2 are effective July 1, 2012. The remainder is effective June 11, 2012.

Property, Land Use, and Housing

**SL 2012-19 (H 660). [NO IN PERSON SERVICE REQUIRED/50C ORDERS.](#)** AN ACT ALLOWING A RESPONDENT IN AN ACTION FOR A CIVIL NO CONTACT ORDER TO BE SERVED BY MEANS OTHER THAN SERVICE IN PERSON BY A SHERIFF. Summarized in *Daily Bulletin* 4/6/11. Enacted June 11, 2012. Effective June 11, 2012.

Civil Law and Procedure

**SL 2012-20 (H 589). [DIVORCE/DVPO/CHILD SUPPORT CHANGES.](#)** AN ACT TO AMEND THE LAWS RELATING TO DOMESTIC VIOLENCE PROTECTIVE ORDERS, AS RECOMMENDED BY THE NORTH CAROLINA BAR ASSOCIATION; AND TO PROVIDE FOR TERMINATION OF CHILD SUPPORT WHEN A CHILD IS ENROLLED IN AN EARLY COLLEGE PROGRAM. Summarized in *Daily Bulletin* 4/4/11, 5/4/11, 5/10/11, and 5/31/12. Enacted June 11, 2012. Effective October 1, 2012.

Family Law

**SL 2012-21 (S 799). [REPAIR GUILFORD LOCAL ACT.](#)** AN ACT TO REMEDY INFIRMITIES FOUND BY A FEDERAL COURT IN A LOCAL ACT RELATING TO ELECTION OF THE BOARD OF COMMISSIONERS OF GUILFORD COUNTY. Summarized in *Daily Bulletin* 5/16/12. Enacted June 12, 2012. Effective June 12, 2012.

Guilford

**SL 2012- 22 (S 830). [IREDELL REGISTER OF DEEDS SATELLITE OFFICE.](#)** AN ACT TO ALLOW IREDELL COUNTY TO ESTABLISH A SATELLITE REGISTER OF DEEDS OFFICE AND TO AUTHORIZE THE RECORDING OF DOCUMENTS AT THAT OFFICE. Summarized in *Daily Bulletin* 5/17/12. Enacted June 12, 2012. Effective June 12, 2012.

Iredell

**SL 2012-23 (H 296). [SAMPSON-DELINQUENT TAXPAYERS.](#)** AN ACT TO AUTHORIZE SAMPSON COUNTY TO PROHIBIT THE ISSUANCE OF A SPECIAL USE OR CONDITIONAL USE PERMIT, OR A

*BUILDING PERMIT, TO A DELINQUENT TAXPAYER, AND TO AUTHORIZE SAMPSON COUNTY TO REQUIRE THE PAYMENT OF DELINQUENT PROPERTY TAXES BEFORE RECORDING DEEDS CONVEYING PROPERTY.* Summarized in *Daily Bulletin* 3/9/11, 3/31/11, and 6/5/12. Enacted June 12, 2012. Effective June 12, 2012.

Sampson

**SL 2012-24 (H 322).** [HAYWOOD SCHOOL BOARD FILING PERIOD.](#) AN ACT TO ALLOW THE HAYWOOD COUNTY BOARD OF ELECTIONS TO EXTEND THE FILING PERIOD IF NO PERSON FILES FOR A SEAT ON THE HAYWOOD COUNTY BOARD OF EDUCATION. Summarized in *Daily Bulletin* 3/10/11. Enacted June 12, 2012. Effective June 12, 2012.

Haywood

**SL 2012-25 (H 328).** [WAYNE SHERIFF VACANCIES.](#) AN ACT TO PROVIDE THAT A VACANCY IN THE OFFICE OF SHERIFF IN WAYNE COUNTY IS FILLED BY RECOMMENDATION OF THE EXECUTIVE COMMITTEE OF THE POLITICAL PARTY OF THE VACATING SHERIFF. Summarized in *Daily Bulletin* 3/10/11 and 6/5/12. Enacted June 12, 2012. Effective June 12, 2012.

Wayne

**SL 2012-26 (H 511).** [GOLDSBORO-WAYNE AIRPORT AUTHORITY.](#) AN ACT DISSOLVING THE GOLDSBORO-WAYNE AIRPORT AUTHORITY. Summarized in *Daily Bulletin* 3/29/11, 4/21/11, and 6/5/12. Enacted June 12, 2012. Effective June 12, 2012.

Wayne

**SL 2012-27 (H 1065).** [USE MOORE SCHOOL BUSES FOR 2014 US OPEN.](#) AN ACT TO ALLOW THE MOORE COUNTY BOARD OF EDUCATION TO (I) PERMIT THE USE OF PUBLIC SCHOOL BUSES TO SERVE THE TRANSPORTATION NEEDS OF THE 2014 U.S. OPEN GOLF TOURNAMENT AND (II) BEGIN THE 2013-2014 SCHOOL YEAR ONE WEEK EARLIER. Summarized in *Daily Bulletin* 5/22/12. Enacted June 12, 2012. Effective June 12, 2012.

Moore

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### Notes

None

## NEXT SESSIONS

June 13, 2012

**HOUSE convenes at 2:00 p.m.**

**SENATE convenes at 10:30 a.m.**