

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 83

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Senate Legislative Day 83

Tuesday, June 14, 2011

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SUMMARIES OF BILLS FILED

Public Bills

None

Local Bills

None

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ACTION ON BILLS**June 14, 2011**

Calendar Action as of 1:00 a.m., June 15, 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

H0012	Stop Methamphetamine Labs.	S	Withdrawn From Com
		S	Re-ref Com On Rules and Operations of the Senate
	06-08-11		
H0036	Employers/Gov. Contractors Must Use E-Verify.	S	Reptd Fav Com Substitute
		SA	Com Substitute Adopted
		S	Placed On Cal For 6/14/2011
		SA	Amend Adopted 1
		S	Passed 2nd & 3rd Reading
		S	Engrossed
	05-19-11, 06-03-11, 06-08-11, 06-14-11		
H0049	Laura's Law.	S	Passed 2nd Reading
	02-24-11, 03-09-11, 06-13-11		
H0112	Realign Wake Superior Court Districts.	S	Passed 3rd Reading
	05-19-11, 05-23-11		
H0113	Motorcycle Safety Act.	S	Reptd Fav
		S	Re-ref Com On Finance
H0117	Electric Cities/Uses of Rate Revenue.	S	Reptd Fav
		S	Placed On Cal For 6/14/2011
		S	Passed 2nd & 3rd Reading
	06-01-11		
H0122	Rev Laws Tech, Clarify., & Admin. Chngs.	HA	Amend Adopted 2
		H	Passed 3rd Reading
		H	Ordered Engrossed
	06-09-11, 06-13-11, 06-14-11		
H0160	Check-Off Donation: Breast Cancer Screening.	S	Passed 2nd Reading
	04-26-11		
H0164	Release of Upset Bid Deposit.	S	Passed 2nd & 3rd Reading
	04-13-11		
H0165	Planned Community & Condo Act Amends.	SA	Amend Adopted 1
		S	Passed 3rd Reading
		S	Engrossed
		H	Conf Com Appointed
	05-31-11, 06-01-11, 06-14-11		
H0167	Extend Assessment Refund Period.	S	Passed 2nd & 3rd Reading
	03-07-11, 04-13-11		
H0168	Farms Exempt from City Annexation/ETJ/Zoning.	S	Reptd Fav Com Substitute
		SA	Com Substitute Adopted

03-21-11, 06-14-11
H0174 Commercial Real Estate Broker S Reptd Fav
Lien Act. S Placed On Cal For 6/14/2011
S Passed 2nd & 3rd Reading

03-17-11, 06-06-11, 06-07-11
H0209 Amend SW Financial Assurance S Withdrawn From Com
Rqmts. S Placed On Cal For 6/14/2011
S Passed 2nd & 3rd Reading

06-13-11
H0218 Legislative Task Force on S Withdrawn From Cal
Childhood Obesity. S Re-ref Com On Rules and
Operations of the Senate

06-08-11
H0227 Disturbing/Dismembering Human H Ratified
Remains.

06-01-11
H0229 Rural Operating Assistance S Reptd Fav
Program Changes. S Placed On Cal For 6/14/2011
S Passed 2nd & 3rd Reading

06-07-11
H0243 Certificates Under Seal in S Passed 2nd & 3rd Reading
Indigent Cases/Fee.

H0250 Various Clarifying Militia H Ratified
Law Amendments.

03-24-11
H0262 References to Military Orgs./ H Ratified
Make Uniform.

H0263 Retirement Allowance/ S Passed 2nd & 3rd Reading
Remarriage Option.

H0281 ETJ Restrictions. S Withdrawn From Com
S Re-ref Com On Rules and
Operations of the Senate

06-02-11
H0298 Insurance Amendments.-AB H Ratified
04-27-11, 05-19-11

H0311 Household Goods Carriers/ID S Withdrawn From Com
Markings. S Re-ref Com On Rules and
Operations of the Senate

05-05-11
H0313 Repeal Savings Bond Payroll S Passed 2nd & 3rd Reading
Savings Program.-AB

H0318 State Treasurer's S Passed 2nd & 3rd Reading
Investments.-AB

05-04-11
H0329 Bldg. Codes/Expand Equine S Reptd Fav Com Substitute
Exemption. SA Com Substitute Adopted
S Placed On Cal For 6/14/2011
S Passed 2nd Reading

03-24-11, 04-06-11, 06-14-11
H0331 Allow PAs and NPs to Sign H Ratified
Death Cert.

03-22-11
H0332 Clarify Development Moratoria S Reptd Fav
Authority. S Placed On Cal For 6/14/2011
S Passed 2nd & 3rd Reading

04-28-11

H0335 Maintenance of Prisons.	S Withdrawn From Com S Re-ref Com On Rules and Operations of the Senate S Withdrawn From Com S Placed On Cal For 6/14/2011 SA Amend Adopted 1 S Passed 2nd & 3rd Reading
04-13-11, 06-14-11	
H0342 High School Accreditation.	S Reptd Fav S Placed On Cal For 6/14/2011 S Passed 2nd & 3rd Reading
03-30-11, 06-02-11	
H0344 Tax Credits for Children with Disabilities.	S Reptd Fav S Re-ref Com On Appropriations/ Base Budget S Withdrawn From Com S Re-ref Com On Finance S Withdrawn From Com S Re-ref Com On Appropriations/ Base Budget S Reptd Fav Com Substitute SA Com Substitute Adopted S Re-ref Com On Finance
06-03-11, 06-07-11, 06-14-11	
H0350 Property Tax Uniformity for Conservation Land.	S Passed 2nd Reading
06-01-11, 06-03-11	
H0351 Restore Confidence in Government.	S Reptd Fav Com Substitute SA Com Substitute Adopted S Re-ref Com On Appropriations/ Base Budget
04-07-11, 06-07-11, 06-09-11, 06-14-11	
H0373 Insurance Changes to Payments & Group Life.	S Passed 2nd & 3rd Reading
05-31-11	
H0374 Eugenics Records/Public Records Exemption.	H Ratified
H0376 Retirement Technical Corrections.-AB	S Reptd Fav Com Substitute SA Com Substitute Adopted S Placed On Cal For 6/14/2011 S Passed 2nd & 3rd Reading
06-08-11, 06-14-11	
H0379 Uniform Depositions and Discovery Act.	H Rec To Concur S Com Sub H Cal Pursuant Rule 36(b) H Rec To Concur S Com Sub H Cal Pursuant Rule 36(b)
05-09-11, 06-09-11	
H0380 Amend RCP/Electronically Stored Information.	H Ratified
05-09-11	
H0381 Checking Station Pattern Selection.	S Reptd Fav S Placed On Cal For 6/14/2011 S Passed 2nd & 3rd Reading
04-07-11	
H0382 Juvenile Code Revisions.-AB	S Passed 2nd & 3rd Reading H Rec To Concur S Com Sub

	H	Cal Pursuant Rule 36(b)
	H	Rec To Concur S Com Sub
	H	Cal Pursuant Rule 36(b)
03-31-11, 06-09-11		
H0386 Real Estate License Law Amendments.-AB	S	Reptd Fav
	S	Placed On Cal For 6/14/2011
	S	Passed 2nd & 3rd Reading
04-20-11		
H0388 Reclaimed Water Cross- Connection Control.	S	Passed 2nd & 3rd Reading
05-09-11		
H0393 Modify Internal Auditing Statutes.	S	Reptd Fav
	S	Re-ref Com On Finance
H0397 DHHS Penalties and Remedies Revision.-AB	S	Passed 2nd & 3rd Reading
	H	Rec To Concur S Com Sub
	H	Cal Pursuant Rule 36(b)
	H	Rec To Concur S Com Sub
	H	Cal Pursuant Rule 36(b)
04-20-11, 06-13-11		
H0406 Voluntary Agriculture Districts.	S	Reptd Fav
	S	Placed On Cal For 6/14/2011
	S	Passed 2nd & 3rd Reading
H0408 Amend Criminal Discovery Laws.	S	Passed 2nd & 3rd Reading
	H	Rec To Concur S Com Sub
	H	Cal Pursuant Rule 36(b)
	H	Rec To Concur S Com Sub
	H	Cal Pursuant Rule 36(b)
05-12-11, 06-13-11		
H0411 Iredell Correctional Facility/ DOT Storage.	S	Reptd Fav
	S	Re-ref Com On Finance
05-09-11		
H0427 Run and You're Done.	SA	Amend Adopted 1
	S	Passed 3rd Reading
	S	Engrossed
04-07-11, 04-19-11, 06-09-11, 06-14-11		
H0432 Swine in Transport/Regulate Feral Swine.	SA	Amend Adopted 1
	S	Passed 2nd & 3rd Reading
	S	Engrossed
04-06-11, 04-20-11, 06-14-11		
H0468 Amend Weight Limits for Farm Products.	H	Ratified
04-27-11		
H0482 Norwood Water Lines.	S	Reptd Fav Com Substitute
	SA	Com Substitute Adopted
	S	Placed On Cal For 6/14/2011
	S	Passed 2nd & 3rd Reading
04-14-11, 06-14-11		
H0484 Transfer Emergency Foreclosure Program to HFA.	S	Reptd Fav
	S	Placed On Cal For 6/14/2011
	S	Passed 2nd & 3rd Reading
H0492 Stormwater/Isolated Popl. Growth in County.	S	Passed 2nd & 3rd Reading
H0501 Credit Union Ownership of Ins. Co.	S	Passed 2nd & 3rd Reading
05-18-11		
H0507 Withdrawing Public Use	S	Reptd Fav

Dedication.	S	Placed On Cal For 6/14/2011
	S	Passed 2nd & 3rd Reading
H0509 Exclusions from Licensure: Home Services.	H	Ratified
H0514 Uniform Military and Overseas Voters Act.	H	Rec To Concur S Com Sub
	H	Cal Pursuant Rule 36(b)
	H	Rec To Concur S Com Sub
	H	Cal Pursuant Rule 36(b)
05-12-11, 06-09-11		
H0515 Comm. Coll. Tuition for Members of Military.	H	Ratified
04-11-11		
H0538 Remove Restriction/LEO Disability Benefits.	S	Reptd Fav Com Substitute
	SA	Com Substitute Adopted
	S	Placed On Cal For 6/14/2011
	S	Passed 2nd Reading
	S	Withdrawn From Cal
	S	Placed On Cal For 6/15/2011
06-14-11		
H0541 Comm. Colleges/Opt Out of Fed'l Loan Program.	S	Reptd Fav
	S	Placed On Cal For 6/15/2011
06-07-11		
H0542 Tort Reform for Citizens and Businesses.	SA	Amend Adopted 1
	S	Passed 2nd Reading
05-10-11, 06-01-11, 06-13-11, 06-14-11		
H0567 Mountain Resources Comm'n/ Staggered Terms.	S	Reptd Fav
	S	Placed On Cal For 6/14/2011
	S	Withdrawn From Cal
	S	Re-ref Com On Commerce
H0575 Service Agreements/Allow Reserve Account.	S	Passed 2nd & 3rd Reading
05-18-11		
H0585 NC Energy Independence Study.	S	Reptd Fav Com Substitute
	SA	Com Substitute Adopted
	S	Placed On Cal For 6/14/2011
	S	Withdrawn From Cal
	S	Placed On Cal For 6/15/2011
05-12-11, 06-14-11		
H0588 The Founding Principles Act.	S	Reptd Fav Com Substitute
	SA	Com Substitute Adopted
	S	Placed On Cal For 6/14/2011
	S	Passed 2nd & 3rd Reading
	S	Reconsidered 3rd Reading
	S	Placed On Cal For 6/15/2011
06-07-11, 06-14-11		
H0594 Functionally Equivalent Wastewater Systems.	H	Rec To Concur S Com Sub
	H	Cal Pursuant Rule 36(b)
	H	Rec To Concur S Com Sub
	H	Cal Pursuant Rule 36(b)
05-12-11, 06-09-11		
H0595 Reorganization/Legislative Oversight Comms.	H	Concurred In S Amend
04-14-11, 06-07-11		
H0609 Promote Water Supply Development/Efficiency.	SA	Amend Adopted 1
	S	Passed 2nd & 3rd Reading
	S	Engrossed

05-31-11, 06-13-11, 06-14-11	
H0613 NC-THINKS Program Amendments.	S Reptd Fav S Re-ref Com On Finance S Withdrawn From Com S Placed On Cal For 6/14/2011 S Passed 2nd & 3rd Reading
04-13-11	
H0616 Amend Engineers and Surveyors Laws.	S Reptd Fav As Amended SA Com Amend Adopted 1 S Placed On Cal For 6/14/2011 S Passed 2nd & 3rd Reading
06-14-11	
H0617 Portable Electronics Insurance Coverage.	S Passed 2nd & 3rd Reading
05-18-11	
H0619 Forced Combinations.	S Withdrawn From Cal S Placed On Cal For 6/15/2011
05-26-11, 06-08-11	
H0622 Nursing Homes/Food Services Inspections.	S Reptd Fav S Placed On Cal For 6/14/2011 S Passed 2nd & 3rd Reading
06-02-11, 06-07-11	
H0629 Substance Abuse Treatment.	S Amendment Withdrawn 1 S Passed 2nd Reading SA Amend Adopted 2 S Passed 3rd Reading
04-27-11, 06-14-11	
H0642 Justice Reinvestment Act.	S Reptd Fav Com Substitute SA Com Substitute Adopted
04-14-11, 05-31-11, 06-01-11, 06-09-11, 06-14-11	
H0643 Exempt CCPCUA from IBT Requirements.	S Reptd Fav S Re-ref Com On Rules and Operations of the Senate
05-09-11	
H0646 Prison Hospital Completion.	S Passed 2nd & 3rd Reading
H0648 Improve Enforcement/General Contractor Laws.	S Reptd Fav Com Substitute SA Com Substitute Adopted S Placed On Cal For 6/14/2011 S Passed 2nd Reading S Passed 3rd Reading
04-20-11, 06-14-11	
H0649 Amend Grounds/License Revocat'n/Bail Bondsman.	H Rec To Concur S Com Sub H Cal Pursuant Rule 36(b) H Rec To Concur S Com Sub H Cal Pursuant Rule 36(b)
05-16-11, 06-09-11	
H0650 Amend Various Gun Laws/Castle Doctrine.	S Reptd Fav Com Substitute SA Com Substitute Adopted S Placed On Cal For 6/14/2011 S Passed 2nd & 3rd Reading
06-02-11, 06-07-11, 06-14-11	
H0659 Capital Procedure/Severe Mental Disability.	S Reptd Fav Com Substitute SA Com Substitute Adopted S Re-ref Com On Appropriations/ Base Budget
04-20-11, 06-02-11, 06-14-11	

H0661 CDL/HAZMAT Endorsement Expiration.	S Reptd Fav S Placed On Cal For 6/14/2011 S Passed 2nd & 3rd Reading
05-31-11	
H0664 Disclosure/Group Life Insurance.	S Passed 2nd & 3rd Reading
05-25-11	
H0677 Discharge of Adult Care Home Residents.	S Reptd Fav Com Substitute SA Com Substitute Adopted S Placed On Cal For 6/14/2011 S Withdrawn From Cal S Re-ref Com On Rules and Operations of the Senate S Withdrawn From Com S Placed On Cal For 6/15/2011
06-07-11, 06-14-11	
H0678 Pilot Release of Inmates to Adult Care Homes.	S Reptd Fav S Placed On Cal For 6/14/2011 S Withdrawn From Cal S Placed On Cal For 6/15/2011
06-07-11	
H0686 Payable on Death Accounts.	S Reptd Fav S Placed On Cal For 6/14/2011 S Passed 2nd & 3rd Reading
05-23-11	
H0687 Atty Fees/City or County Action Outside Auth.	S Withdrawn From Com S Re-ref Com On Rules and Operations of the Senate
05-23-11, 05-24-11	
H0692 Increase Payment of Unclaimed Property Claims.	S Passed 2nd & 3rd Reading
05-05-11	
H0709 Protect and Put NC Back to Work.	H Pres. To Gov. 6/14/2011
05-27-11	
H0710 Bd. of Ethics, Lobbying, and Campaign Finance.	H Postponed To 6/15/2011
06-08-11	
H0713 Public Contracts/Multiple Award.	SA Amend Adopted 1 S Passed 2nd & 3rd Reading S Engrossed
06-01-11, 06-02-11, 06-13-11, 06-14-11	
H0720 School & Teacher Paperwork Reduction Act.	S Withdrawn From Com S Re-ref Com On Rules and Operations of the Senate
06-07-11, 06-08-11	
H0730 Local Bds of Education/403(b) Option.	S Reptd Fav Com Substitute SA Com Substitute Adopted S Placed On Cal For 6/14/2011 S Passed 2nd & 3rd Reading
06-08-11, 06-09-11, 06-14-11	
H0736 Amend Law Re: School Discipline.	S Conf Com Appointed
04-20-11, 04-28-11, 06-07-11	
H0744 Safe Students Act.	S Reptd Fav S Placed On Cal For 6/14/2011

	S Passed 2nd Reading
	S Withdrawn From Cal
	S Placed On Cal For 6/15/2011
06-07-11, 06-08-11	
H0750 Asscs.-Stormwater Resp./SD & Sept'g. Rules.	H Rec To Concur S Com Sub
	H Cal Pursuant Rule 36(b)
	H Rec To Concur S Com Sub
	H Cal Pursuant Rule 36(b)
05-12-11, 06-07-11	
H0751 Clarify Mill Machinery Privilege Tax.	HA Reptd Fav Com Substitute
	H Cal Pursuant Rule 36(b)
	H Placed On Cal For 6/14/2011
	H Passed 2nd & 3rd Reading
06-14-11	
H0758 Establish Arts Education Commission.	H Rec To Concur S Com Sub
	H Cal Pursuant Rule 36(b)
	H Rec To Concur S Com Sub
	H Cal Pursuant Rule 36(b)
06-07-11, 06-13-11	
H0762 Landowner Protection Act.	H Concurred In S/Com Sub
05-18-11, 05-24-11, 06-08-11	
H0763 License Plate Agency Contracts.	S Reptd Fav As Amended
	SA Com Amend Adopted 1
	S Placed On Cal For 6/14/2011
	SA Amend Adopted 1
	S Passed 2nd & 3rd Reading
06-08-11, 06-14-11	
H0765 Study Length of School Year.	S Reptd Fav Com Substitute
	SA Com Substitute Adopted
	S Placed On Cal For 6/14/2011
	S Passed 2nd & 3rd Reading
06-14-11	
H0791 Amend Cos. Art Law/Grandfr. Natural Hair Care.	H Assigned To Commerce and Job Development Subcommittee on Business and Labor
H0806 Zoning St. of Limit./Ag. Dist. Change.	S Reptd Fav Com Substitute
	SA Com Substitute Adopted
	S Placed On Cal For 6/14/2011
	SA Amend Adopted 1
	S Passed 2nd & 3rd Reading
	S Engrossed
04-27-11, 05-11-11, 06-14-11	
H0808 Revise Laws on Adult Care Homes.	S Passed 2nd & 3rd Reading
	H Rec To Concur S Com Sub
	H Cal Pursuant Rule 36(b)
04-28-11, 06-08-11	
H0809 Model Healthcare-Associated Infections Law.	S Reptd Fav As Amended
	SA Com Amend Adopted 1
	S Placed On Cal For 6/14/2011
	S Passed 2nd & 3rd Reading
06-07-11, 06-14-11	
H0822 Dropout Recovery Pilot Program.	S Reptd Fav
	S Placed On Cal For 6/15/2011
06-07-11	
H0845 Annexation Reform Act of 2011.	S Reptd Fav Com Substitute
	SA Com Substitute Adopted

	S	Placed On Cal For 6/14/2011
	S	Passed 2nd Reading
05-03-11, 05-11-11, 06-14-11		
H0846 Expand Access/Death Certificate/Adult Adoptee.	S	Reptd Fav
	S	Placed On Cal For 6/14/2011
	S	Passed 2nd & 3rd Reading
04-26-11		
H0854 Abortion-Woman's Right to Know Act.	S	Withdrawn From Com
	S	Re-ref Com On Rules and Operations of the Senate
05-12-11, 06-07-11, 06-08-11		
H0886 Increase Charitable Contribution Deduction.	HA	Reptd Fav Com Substitute
	H	Cal Pursuant Rule 36(b)
	H	Placed On Cal For 6/14/2011
	H	Passed 2nd & 3rd Reading
06-14-11		
H0887 Zoning/Temp. Family Health Care Structures.	S	Rec From House
	S	Passed 1st Reading
	S	Ref To Com On Health Care
	S	Withdrawn From Com
	S	Re-ref Com On Rules and Operations of the Senate
06-02-11		
H0896 Facilitate Electronic Listing.	S	Passed 2nd & 3rd Reading
06-02-11		
H0916 Statewide Expansion of 1915(b)/(c) Waiver.	H	Pres. To Gov. 6/14/2011
05-31-11, 06-01-11		
H0927 State Pension Plan Solvency Reform Act.	S	Reptd Fav
	S	Placed On Cal For 6/14/2011
	S	Passed 2nd Reading
	S	Passed 3rd Reading
06-08-11		
H0929 Honor Mitchell County's 150th.	H	Reptd Fav
	H	Cal Pursuant Rule 36(b)
	H	Placed On Cal For 6/14/2011
	H	Adopted
H0935 Rescind Constitutional Convention Calls.	H	Passed 1st Reading
	H	Ref To Com On Rules, Calendar, and Operations of the House
S0005 Honor John McNeill Smith, Jr.	H	Reptd Fav
	H	Cal Pursuant Rule 36(b)
	H	Placed On Cal For 6/14/2011
S0008 No Cap on Number of Charter Schools.	S	Pres. To Gov. 6/14/2011
02-16-11, 02-22-11, 02-23-11, 03-16-11, 04-07-11, 06-09-11		
S0031 Clarify Penalty Unauth. Practice of Medicine.	S	Ratified
03-03-11, 04-07-11, 06-02-11, 06-06-11, 06-08-11		
S0033 Medical Liability Reforms.	S	Pres. To Gov. 6/14/2011
03-01-11, 03-02-11, 04-19-11, 04-20-11, 06-09-11		
S0094 Allocation of Renewable Energy Tax Credit.	S	Passed 2nd Reading
02-23-11, 06-09-11		
S0110 Permit Terminal Groins.	SA	Conf Report Adopted

	HA Conf Report Adopted
03-09-11, 03-14-11, 04-19-11, 06-13-11	
S0118 Downtown Service District Definition.	H Passed 3rd Reading
06-07-11	
S0125 Regional Schools.	HA Reptd Fav Com Sub 2 H Cal Pursuant Rule 36(b) H Placed On Cal For 6/14/2011 H Passed 2nd & 3rd Reading
04-26-11, 05-11-11, 06-14-11	
S0129 State Mineral is Gold.	H Reptd Fav H Cal Pursuant Rule 36(b) H Placed On Cal For 6/14/2011 H Passed 2nd & 3rd Reading
05-23-11	
S0131 AOC Collection Assistance Fee.	HA Reptd Fav Com Substitute H Cal Pursuant Rule 36(b)
06-14-11	
S0144 Cash Converters Must Keep Purchase Records.	H Assigned To Commerce and Job Development Subcommittee on Business and Labor
04-28-11	
S0183 Selective Vegetation Removal/ State Highways .	HA Amend Adopted 1 H Passed 2nd & 3rd Reading
04-28-11, 05-19-11, 05-24-11, 06-08-11, 06-14-11	
S0194 Alternative Fuel Vehicle Incentives.	S Rec To Concur H Com Sub S Placed On Cal For 6/14/2011 S Concurred In H/com Sub
03-15-11, 06-08-11	
S0214 Transportation Map Corridors/ Condemnation.	H Reptd Fav H Cal Pursuant Rule 36(b) H Placed On Cal For 6/14/2011
06-08-11	
S0243 Public-Private Partnership for Schools.	H Reptd Fav H Cal Pursuant Rule 36(b) H Placed On Cal For 6/14/2011 H Passed 2nd & 3rd Reading
S0252 Devisee/Devise/Statutory Construction.	S Ratified
S0267 Rev Laws Tech, Clarify., & Admin. Chngs.	S Passed 2nd Reading
06-09-11, 06-13-11	
S0272 Victims' Compensation Law Changes.-AB	S Rec To Concur H Com Sub S Placed On Cal For 6/14/2011 S Concurred In H/com Sub
04-12-11, 06-08-11	
S0287 Extend Small Business Center Incubator Period.	H Reptd Fav H Cal Pursuant Rule 36(b) H Placed On Cal For 6/14/2011
S0309 Conservation Easements Stewardship Funds.	H Reptd Fav H Cal Pursuant Rule 36(b) H Placed On Cal For 6/14/2011 H Passed 2nd & 3rd Reading
S0311 Pretrial Release Violation/ Arrest.	HA Reptd Fav Com Substitute H Cal Pursuant Rule 36(b) H Placed On Cal For 6/14/2011

04-28-11, 06-14-11 S0320 Municipal Systems.	H Passed 2nd & 3rd Reading H Reptd Fav H Cal Pursuant Rule 36(b) H Placed On Cal For 6/14/2011 H Passed 2nd Reading H Passed 3rd Reading
05-18-11 S0322 Adopt Official State Sport.	H Reptd Fav H Cal Pursuant Rule 36(b)
04-27-11 S0340 State Historic Sites Special Fund.	H Reptd Fav H Cal Pursuant Rule 36(b) H Placed On Cal For 6/14/2011 H Passed 2nd & 3rd Reading
03-29-11 S0356 No Filing for Party and Unaffiliated.	H Reptd Fav H Cal Pursuant Rule 36(b) H Placed On Cal For 6/14/2011 H Passed 2nd & 3rd Reading
06-07-11 S0375 Facilitate Statewide Health Info. Exchange.	HA Reptd Fav Com Substitute H Cal Pursuant Rule 36(b)
03-31-11, 06-14-11 S0378 Energy Crops for Biofuels Feedstocks.	S Ratified
04-05-11 S0385 Small Business Assistance Records.	HA Reptd Fav Com Substitute H Cal Pursuant Rule 36(b) H Placed On Cal For 6/14/2011 H Passed 2nd & 3rd Reading
05-23-11, 06-14-11 S0394 Clarify Process/Reportable Offenses in Sch.	H Reptd Fav H Cal Pursuant Rule 36(b) H Placed On Cal For 6/14/2011
04-11-11 S0397 Expunge Nonviolent Offense by Minor.	HA Reptd Fav Com Substitute H Cal Pursuant Rule 36(b) H Placed On Cal For 6/14/2011
06-14-11 S0409 Global TransPark Gov. Reform & Loan Repayment.	HA Reptd Fav Com Substitute H Cal Pursuant Rule 36(b) H Placed On Cal For 6/14/2011
06-07-11, 06-08-11, 06-14-11 S0411 Vote for the Person, Not the Party Act.	HA Reptd Fav Com Substitute H Cal Pursuant Rule 36(b) H Placed On Cal For 6/14/2011
06-14-11 S0413 Ordinance first reading vote.	H Reptd Fav H Cal Pursuant Rule 36(b)
S0433 Local Human Services Administration.	HA Reptd Fav Com Substitute H Cal Pursuant Rule 36(b)
04-06-11, 04-20-11, 04-27-11, 06-14-11 S0436 Extend Sunsets.	S Passed 2nd & 3rd Reading
06-13-11 S0438 Clarify Motor Vehicle	S Rec To Concur H Com Sub

Licensing Law.	S Placed On Cal For 6/14/2011
	S Concurred In H/com Sub
06-02-11, 06-06-11, 06-13-11	
S0449 Task Force on Fraud Against Older Adults.	H Reptd Fav
	H Cal Pursuant Rule 36(b)
	H Placed On Cal For 6/14/2011
04-20-11	
S0466 Modify Teacher Career Status Law.	HA Reptd Fav Com Substitute
	H Cal Pursuant Rule 36(b)
	H Placed On Cal For 6/14/2011
04-14-11, 06-14-11	
S0467 Naturopathic Licensing Act.	S Reptd Fav Com Substitute
	SA Com Substitute Adopted
	S Re-ref Com On Finance
06-14-11	
S0474 Photo ID for Certain Controlled Substances.	H Assigned To Judiciary Subcommittee B
04-19-11, 04-20-11	
S0487 Disputed Earnest Money/ Attorneys Deposit.	HA Reptd Fav Com Substitute
	H Cal Pursuant Rule 36(b)
	H Placed On Cal For 6/14/2011
06-14-11	
S0488 Landlord/State Bar Notice of Lease Default.	H Withdrawn From Com
	H Re-ref Com On Rules, Calendar, and Operations of the House
05-02-11	
S0493 Codify NC Century Farms Program in DACS.	S Ratified
04-26-11	
S0496 Medicaid and Health Choice Provider Req.	HA Reptd Fav Com Substitute
	H Cal Pursuant Rule 36(b)
	H Placed On Cal For 6/14/2011
06-06-11, 06-14-11	
S0498 Modify Law Re: Corporal Punishment.	H Reptd Fav
	H Cal Pursuant Rule 36(b)
	H Placed On Cal For 6/14/2011
05-05-11	
S0499 Clarify Ag Development/ Preservation in DACS.	H Reptd Fav
	H Cal Pursuant Rule 36(b)
	H Placed On Cal For 6/14/2011
S0507 Clarify Exception/Real Estate Broker Laws.	H Assigned To Commerce and Job Development Subcommittee on Business and Labor
06-08-11	
S0527 Life Science Development Act.	S Withdrawn From Cal
	S Re-ref Com On Finance
06-08-11	
S0532 ESC/Jobs Reform.	HA Reptd Fav Com Substitute
	H Cal Pursuant Rule 36(b)
	H Placed On Cal For 6/14/2011
06-02-11, 06-14-11	
S0533 Individually Metered Units/ Tenant Charged.	H Reptd Fav
	H Cal Pursuant Rule 36(b)
	H Placed On Cal For 6/14/2011
06-07-11	

S0565 Observe July as Watermelon Month.	S Adopted
S0572 Omnibus County Bill.	SA Amend Adopted 1 S Passed 2nd Reading
06-14-11	
S0581 Clarify Motor Vehicle Laws.	H Reptd Fav H Cal Pursuant Rule 36(b) H Placed On Cal For 6/14/2011
S0590 Terminal Rental Adjustment Clauses.	H Passed 3rd Reading
S0597 Behavioral Health Services for Military.	H Reptd Fav H Cal Pursuant Rule 36(b) H Placed On Cal For 6/14/2011
06-08-11	
S0603 Pesticide Registration Paper Reduction.	H Reptd Fav H Cal Pursuant Rule 36(b) H Placed On Cal For 6/14/2011
06-07-11	
S0607 Conform Medical Record Laws.	HA Reptd Fav Com Substitute H Cal Pursuant Rule 36(b)
04-28-11, 05-05-11, 06-14-11	
S0609 Facilitate Locum Tenens Physicians.	H Reptd Fav H Cal Pursuant Rule 36(b) H Placed On Cal For 6/14/2011
06-07-11	
S0631 UNC/Cherokee Language Credit.	H Reptd Fav H Cal Pursuant Rule 36(b) H Placed On Cal For 6/14/2011
06-07-11	
S0644 DSS Adoption Assistance Agreements Binding.	HA Reptd Fav Com Substitute H Cal Pursuant Rule 36(b)
05-12-11, 06-14-11	
S0676 Clarify Water & Well Rights/Private Property.	H Reptd Fav H Serial Referral to Commerce and Job Development is Stricken H Cal Pursuant Rule 36(b)
05-03-11, 05-12-11	
S0685 Modify Regulation of Proprietary Schools.	HA Reptd Fav Com Sub 2 H Cal Pursuant Rule 36(b)
05-11-11, 05-18-11, 06-14-11	
S0702 Director and Officer Insurance for Treasurer.	H Reptd Fav H Cal Pursuant Rule 36(b) H Placed On Cal For 6/14/2011
06-07-11	
S0707 School Violence Prevention Act.	S Passed 2nd & 3rd Reading H Passed 1st Reading H Ref To Com On Judiciary Subcommittee B
06-07-11	
S0708 Building Code Rules/Effective Dates.	H Passed 2nd Reading
06-08-11	
S0709 Energy Jobs Act.	HA Amend Adopted 6 HA Amend Adopted 7
05-04-11, 05-10-11, 06-08-11, 06-13-11, 06-14-11	

S0726 Multiple Birth Sibling Classroom Placement.	HA Reptd Fav Com Substitute H Cal Pursuant Rule 36(b) H Placed On Cal For 6/14/2011
06-07-11, 06-14-11	
S0743 Encourage Volunteer Health Care Providers.	HA Reptd Fav Com Substitute H Pursuant Rule 38(b) H Re-ref Com On Finance
05-24-11, 06-14-11	
S0750 DOT Bid Responses Not Public/ Contract Awarded.	HA Reptd Fav Com Substitute H Cal Pursuant Rule 36(b)
06-14-11	
S0751 Statutory Cap for Motor Fuel Excise Tax Rate.	H Placed On Cal For 6/14/2011
S0770 Birth Certificate/Stillborn Infants.	H Reptd Fav As Amended H Cal Pursuant Rule 36(b) H Placed On Cal For 6/14/2011
06-08-11	
S0771 Single Trip Permits/Modular Homes.	H Reptd Fav H Cal Pursuant Rule 36(b) H Placed On Cal For 6/14/2011
#S0778 Confirm Edward Finley to Utilities Commission.	S Ratified SR Ch. Res 2011-7
S0781 Regulatory Reform Act of 2011.	HA Reptd Fav Com Substitute H Cal Pursuant Rule 36(b) H Placed On Cal For 6/14/2011 HA Amend Adopted 1 HA Amend Adopted 2 HA Amend Adopted 3 H Amend Failed 4 H Amend Failed 5 H Passed 2nd Reading
06-08-11, 06-14-11	
S0783 Wright Brothers Soaring Heritage Month.	S Passed 1st Reading S Placed On Cal For 6/14/2011 S Adopted

LOCAL BILLS

H0015 Opt Out of Fed'l Loan Program/ Comm. Colleges.	S Reptd Fav S Placed On Cal For 6/15/2011
06-07-11	
H0056 Rocky Mount Annexations Repealed.	S Reptd Fav Com Substitute SA Com Substitute Adopted S Held As Material S Placed On Cal For 6/15/2011
06-14-11	
H0058 Comm. Colleges/Opt Out of Fed'l Loan Program	S Reptd Fav Com Substitute SA Com Substitute Adopted S Placed On Cal For 6/14/2011 S Passed 2nd & 3rd Reading
06-07-11, 06-14-11	
H0066 Greene County Commissioners.	S Reptd Fav S Placed On Cal For 6/14/2011 S Withdrawn From Cal S Placed On Cal For 6/15/2011
06-07-11	

H0096 Alleghany/Jackson/Grover OT.	S Passed 3rd Reading H Rec To Concur S Com Sub H Cal Pursuant Rule 36(b) H Held As Material
06-03-11, 06-09-11	
H0134 Comm. Colleges/Opt Out of Fed'l Loan Prog-2.	S Reptd Fav S Placed On Cal For 6/15/2011
06-07-11	
H0170 Winston-Salem/Council Meetings.	S Reptd Fav S Placed On Cal For 6/14/2011 S Passed 2nd & 3rd Reading
H0207 Local Development for Winston- Salem.	S Reptd Fav S Placed On Cal For 6/14/2011 S Passed 2nd & 3rd Reading
05-05-11	
H0208 Acquiring by Right- Condemnation of Property.	S Reptd Fav S Placed On Cal For 6/14/2011 S Passed 2nd Reading
H0266 Wake Local Energy Efficiency.	S Reptd Fav Com Substitute SA Com Substitute Adopted
04-07-11, 06-14-11	
H0291 Belhaven Recall Elections.	S Reptd Fav S Placed On Cal For 6/14/2011 S Withdrawn From Cal S Re-ref Com On Rules and Operations of the Senate
04-11-11	
H0338 Burke School Board Recall.	S Reptd Fav Com Substitute SA Com Substitute Adopted S Placed On Cal For 6/14/2011 S Passed 2nd & 3rd Reading
06-14-11	
H0352 Delay Kannapolis Annexation.	H Ratified
H0358 Apex/Cary Annexation Into Chatham Restricted.	S Reptd Fav S Re-ref Com On Finance
03-24-11	
H0360 Columbia Municipal Early Voting.	S Reptd Fav S Placed On Cal For 6/14/2011 S Passed 2nd & 3rd Reading
03-31-11	
H0362 Pasquotank Hunting.	S Reptd Fav Com Substitute SA Com Substitute Adopted
03-31-11, 06-14-11	
H0367 Roanoke Rapids Deannexation.	S Withdrawn From Com S Re-ref Com On Rules and Operations of the Senate
H0403 Wilmington/Contributing Structures.	S Reptd Fav Com Substitute SA Com Substitute Adopted S Placed On Cal For 6/14/2011 S Passed 2nd & 3rd Reading
04-21-11, 06-14-11	
H0410 Pinebluff/Preserve Land for Parks.	S Reptd Fav S Placed On Cal For 6/14/2011 S Passed 2nd & 3rd Reading
H0416 Expand Joyce Creek District Board.	S Reptd Fav S Placed On Cal For 6/14/2011

H0420 Oak Island/Wheel Locks.	S Passed 2nd & 3rd Reading S Reptd Fav S Placed On Cal For 6/14/2011
H0442 Cornelius Design-Build and Investments.	S Passed 2nd & 3rd Reading S Reptd Fav S Placed On Cal For 6/14/2011 SA Amend Adopted 1 S Passed 2nd Reading
06-08-11, 06-14-11	
H0463 Rockingham/Taking of Foxes.	S Reptd Fav S Placed On Cal For 6/14/2011 S Passed 2nd & 3rd Reading
H0469 Addl. Lumberton & St. Pauls Occup. Tax.	S Passed 3rd Reading
06-03-11	
H0486 Tryon Deannexation.	S Reptd Fav S Re-ref Com On Finance
H0498 Wake School Board Presiding Officer Voting.	S Reptd Fav S Placed On Cal For 6/14/2011 S Passed 2nd & 3rd Reading
04-07-11	
H0508 Modify Mecklenburg County Local Taxes.	S Withdrawn From Com S Re-ref Com On Finance
06-09-11	
H0510 Reidsville Elections.	S Reptd Fav S Placed On Cal For 6/14/2011 S Passed 2nd & 3rd Reading
H0516 Mount Airy Charter Amendments.	S Reptd Fav S Placed On Cal For 6/14/2011 S Passed 2nd & 3rd Reading
H0523 CHANGE Winston-Salem/Forsyth Election Method.	S Reptd Fav S Placed On Cal For 6/14/2011 S Passed 2nd & 3rd Reading
05-12-11, 05-17-11	
H0536 Lincoln School Board Districts.	S Reptd Fav Com Substitute SA Com Substitute Adopted S Placed On Cal For 6/14/2011 S Passed 2nd & 3rd Reading
06-14-11	
H0558 Forsyth/Winston-Salem Zoning Amendments.	S Reptd Fav S Placed On Cal For 6/14/2011 S Passed 2nd & 3rd Reading
H0581 Amend Lumberton Firemen's Pension Fund.	S Reptd Fav S Placed On Cal For 6/14/2011 S Passed 2nd & 3rd Reading
H0804 Johnston Memorial Hospital Not in LGERS.	S Reptd Fav S Placed On Cal For 6/14/2011 S Passed 2nd & 3rd Reading
05-05-11	
S0039 Parmele Town Board Size.	H Reptd Fav H Cal Pursuant Rule 36(b) H Placed On Cal For 6/14/2011 H Passed 2nd & 3rd Reading
02-15-11	
S0151 Wake Commissioners Districting/Vacancies.	H Reptd Fav H Cal Pursuant Rule 36(b)

	H	Placed On Cal For 6/14/2011
	H	Passed 2nd & 3rd Reading
06-07-11		
S0159 Convey Blue Ridge Corr. Fac to Mayland CC.	H	Reptd Fav
	H	Cal Pursuant Rule 36(b)
	H	Placed On Cal For 6/14/2011
	H	Passed 2nd & 3rd Reading
06-07-11		
S0177 Greensboro Rental Property Utility Liens.	H	Reptd Fav
	H	Cal Pursuant Rule 36(b)
	H	Placed On Cal For 6/14/2011
	H	Passed 2nd & 3rd Reading
S0227 Haywood Community College Leases.	H	Reptd Fav
	H	Re-ref Com On Finance
03-16-11		
S0237 Incorporate Castle Hayne.	H	Reptd Fav
	H	Cal Pursuant Rule 36(b)
	H	Placed On Cal For 6/14/2011
	H	Passed 2nd Reading
06-02-11		
S0250 Harkers Island Sanitary District Elections.	H	Reptd Fav
	H	Cal Pursuant Rule 36(b)
	H	Placed On Cal For 6/14/2011
	H	Passed 2nd & 3rd Reading
06-07-11		
S0260 Pitt County School Board Election.	H	Reptd Fav
	H	Cal Pursuant Rule 36(b)
06-07-11		
S0289 Cape Carteret Deannexation.	H	Passed 1st Reading
	H	Cal Pursuant Rule 36(b)

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

HOUSE BILLS

H 36. GOVERNMENT CONTRACTORS MUST USE E-VERIFY (NEW). Filed 2/3/11. Senate committee substitute makes the following changes to 4th edition. Amends proposed GS 64-10 to (1) specify that the definition of *contractor* is a person or entity that employs at least 25 full-time employees and contracts with a public entity for construction or repair work and (2) specify that the definition of *subcontractor* also is limited to any person or entity that employs at least 25 full-time employees and otherwise meets the stated criteria.

Amends proposed GS 64-11 to (1) require a contractor to produce a certification to the public entity that meets the statutory criteria within ten business days of entering into any contract subject to the requirement; (2) specify that the certification must provide that any subcontractor with which the contractor enters into a subcontract concerning the contract between the contractor and the public entity is in compliance with, or will be in compliance with, GS 64-12; (3) specify that the certification must state that the contractor has not been convicted of knowingly submitting a false certification within one year prior to making the certification; (4) specify that the failure of a contractor to meet the certification requirements renders the contract voidable at the option of the public entity; and (5) make a technical change. Makes clarifying changes.

Amends proposed GS 64-12 to (1) specify that the certification requirement must be met within ten business days of commencing performance under a subcontract, (2) specify that the certification must state that the subcontractor has not been convicted of knowingly submitting false certification within one year prior to making the certification, and (3) make a technical change.

Adds new GS 64-13 to direct the Department of Administration to develop a standard form on which the certifications must be made by all contractors and subcontractors subject to the statutory requirement.

Deletes proposed Article 3 (Verification of Work Authorization).

Deletes amendments to GS 126-7.1(f).

Makes clarifying changes to GS 153A-449, GS 160A-20.1, and GS 143-129.

Amends proposed GS 153A-99.1 to specify that each county must register and participate in E-Verify only to verify work authorization for new employees hired to work in the United States.

Changes effective date of entire act to January 1, 2012. The act applies to bids submitted and contracts entered into on or after that date (previous edition listed different effective dates, based on the number of employees).

Makes conforming changes to title.

State Government; Local
Government; Employment and
Retirement

H 36. GOVERNMENT CONTRACTORS MUST USE E-VERIFY. Filed 2/3/11. Senate amendment makes the following changes to 5th edition. Makes clarifying changes to proposed GS 64-11(c).

Amends proposed new GS 64-11(e) to specify that the failure of a contractor to provide the required certification or making a payment in violation of GS 64-12(d) renders the contract voidable at the option of the public entity.

Amends proposed GS 64-12(d) to specify that a subcontractor has no right to be paid under a contract covered by Article 2 of GS Chapter 64 of the General Statutes until the subcontractor provides the required certifications. Also specifies that a contractor will not pay a subcontractor covered by the Article until the subcontractor provides the required certification.

State Government; Employment
and Retirement; Local Government

H 56. LOCAL ANNEXATIONS SUBJECT TO 60% PETITION (NEW). Filed 2/8/11. Senate committee substitute makes the following changes to 1st edition. Deletes the provisions of the 1st edition and replaces it with *AN ACT TO REQUIRE SPECIFIED LOCAL PENDING OR COMPLETED INVOLUNTARY ANNEXATIONS BE SUBJECT TO A PETITION TO DENY THE ANNEXATION BY PROPERTY OWNERS OF AT LEAST SIXTY PERCENT OF THE PARCELS LOCATED IN THE AREA*. As the title indicates.

Indicates that the specified involuntary annexations are suspended effective June 1, 2011, and prohibits these involuntary annexations from becoming effective until a petition to disallow the annexation process has been completed as described in Section 3 of this act. Provides criteria for the content, distribution, and collection of the petition to deny annexation. Assigns responsibility to the county board of elections to prepare the petitions to sign in opposition to the annexation for property owners of the real property located within the area to be annexed. Provides that if the board of elections delivers petitions signed by property owners of at least 60% of the parcels located in the area to be annexed, the annexation is to be terminated. Prohibits the municipality from adopting a resolution of consideration for the area described in the annexation ordinance for at least 36 months. Also provides for a separate, specified involuntary annexation, already enacted and effective, to be subject to a petition by residents to disallow and repeal the annexation under the same process as described in Section 3 of this act, except that if the board of elections delivers petitions signed by property owners of at least 60% of the parcels located in the area to be annexed, the annexation is to be repealed, effective immediately.

Previously: Edgecombe; Nash;
General Assembly
Now: Brunswick; Buncombe;
Davidson; Lenoir; Nash; New
Hanover; Pitt; Union; Wayne

H 58. COMM. COLLEGES/OPT OUT OF FED'L LOAN PROG. Filed 2/8/11. Senate committee substitute makes the following changes to 2nd edition. Adds Sampson Community College to the institutions which may opt out of participation in the William D. Ford Federal Direct Loan Program, as specified.

Previously: Caldwell; Martin;
Rockingham
Now: Caldwell; Martin;
Rockingham; Sampson

H 122. REV LAWS TECH, CLARIFY., & ADMIN. CHNGS. Filed 1/19/11. House amendment makes the following changes to 2nd edition. Makes a clarifying change.

Taxation; Business and Commerce

H 165. PLANNED COMMUNITY & CONDO ACT AMENDS. Filed 2/23/11. Senate amendment makes the following changes to 3rd edition. Amends GS 47F-3-116(a) to provide that, for the purposes of the subsection, the term *executive board* includes a duly appointed subcommittee of the executive board. Makes a similar change to GS 47C-3-116(a). Makes a technical correction.

Property, Land Use, and Housing;
State Government

H 168. FARMS EXEMPT FROM CITY ANNEXATION & ETJ (NEW). Filed 2/23/11. Senate committee substitute makes the following changes to 2nd edition. Amends GS 153A-340(b)(2) to specify what constitutes sufficient evidence that a property is being used for bona fide farm purposes.

Amends GS 160A-36, GS 160A-48, and GS 160A-58.54 (if House Bill 845 is enacted), respectively, to (1) define *property* as a single tract of property or an identifiable portion of a single tract and (2) specify that property that is being used for bona fide farm purposes on the date of the resolution of intent to consider annexation may not be annexed without the written consent of the owner or owners of the property. Effective for annexations of property used for bona fide farm purposes that were initiated by municipalities on or after the date that the act becomes law or that are pending on that date.

Amends GS 160A-360(k) to (1) define *property* as a single tract of property or an identifiable portion of a single tract and (2) specify that property located in the geographic areas of a municipality's extraterritorial jurisdiction and that is used for bona fide farm purposes is exempt from exercise of the municipality's extraterritorial jurisdiction unless and until that property ceases to be used for bona fide farm purposes.

Makes conforming changes to title.

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

H 266. LOCAL ENERGY EFFICIENCY (NEW). Filed 3/8/11. Senate committee substitute makes the following changes to 2nd edition. Adds Mecklenburg County to the list of local governments that are (1) authorized to enter into leases for the siting and operation of a renewable energy facility for up to 25 years without treating it as a sale and without giving notice by publication and (2) exempt from competitive bidding requirements when letting contracts for use as part of local pilot programs aimed at increasing energy efficiency. Makes conforming change to title.

Previously: Wake
Now: Wake; Mecklenburg

H 329. BLDG. CODES/EXPAND EQUINE EXEMPTION. Filed 3/10/11. Senate committee substitute makes the following changes to 3rd edition. Deletes amendments made to GS 143-138(b4) in previous edition and instead deletes statutory language in GS 143-138(b4)(1), which provides that a farm building that might otherwise qualify for exemption from building rules is not exempt if the building is used for a spectator event and more than 10 members of the public are present.

Agriculture, Environment, and
Natural Resources

H 335. MAINTENANCE OF PRISONS. Filed 3/10/11. Senate amendment makes the following changes to 2nd edition. Directs the Department of Correction to study the potential benefits and costs of contracting for maintenance services at prison facilities and report its findings to the 2011 Regular Session of the General Assembly (was, 2013 Session of the General Assembly). Prohibits the Department from expanding private maintenance contracts to additional prison facilities prior to July 1, 2012.

Specifies that if House Bill 200 becomes law, then effective January 1, 2012, the Department of Public Safety (rather than the Department of Correction) must make the report to the General Assembly.

State Government; Criminal Law,
Procedure, and Sentencing

H 338. BURKE SCHOOL BOARD RECALL. Filed 3/11/11. Senate committee substitute makes the following changes to 1st edition. Amends Section 3.(a) to specify that no recall petition will be filed during that term of office against an officer who has been subjected to a recall election and not removed thereby. Deletes requirement that any subsequent recall petition meet a higher signature requirement.

Burke

H 344. TAX CREDITS FOR CHILDREN WITH DISABILITIES. Filed 3/14/11. Changes made by the Senate committee substitute will be summarized in tomorrow's *Daily Bulletin*.

Taxation; Education

H 351. RESTORE CONFIDENCE IN GOVERNMENT. Filed 3/14/11. Senate committee substitute makes the following changes to 4th edition. Makes a clarifying change.

Education; Transportation; Budget and Appropriations

H 362. PASQUOTANK HUNTING. Filed 3/15/11. Senate committee substitute makes the following changes to 2nd edition. Prohibits the hunting from any vessel in the Tar River from Springfield Road to the Dunbar Bridge, except that a vessel may be used for transportation to and from otherwise lawful hunting stands upon land owned or leased by a person or upon which a person has written permission to hunt. Provides that violation of this provision is a Class 3 misdemeanor. Applies to Edgecombe County. Makes conforming changes, and a conforming change to the bill title.

Previously: Pasquotank
Now: Pasquotank; Edgecombe

H 376. RETIREMENT TECHNICAL CORRECTIONS. Filed 3/16/11. Changes made by the Senate committee substitute will be summarized in tomorrow's *Daily Bulletin*.

Employment and Retirement

H 403. CONTRIB. STRUCTURES & WILMINGTON CIV. SERV (NEW). Filed 3/17/11. Senate committee substitute makes the following changes to 2nd edition.

Adds new GS 160A-400.15 to Article 19 of GS Chapter 160A, authorizing any municipality to apply demolition by neglect ordinances to contributing structures located outside local historic districts (authorization only applied to the City of Wilmington in previous edition). Applies to any municipality with a population in excess of 100,000 and that meets the additional required specifications.

Also amends Article XI of the Charter of the City of Wilmington (SL 1977-495, as amended), clarifying the establishment of the Civil Service Commission consisting of five regular members and one nonvoting ex-officio member. Provides criteria regarding qualifications of members, terms, appointment, and removal of regular members. Provides other relevant criteria related to the operation of the Civil Service Commission and makes conforming changes to the Charter as needed. Applies only to the City of Wilmington.

Makes conforming changes to the title.

Previously: New Hanover
Now: Local Government; New Hanover

H 427. RUN AND YOU'RE DONE. Filed 3/22/11. Senate amendment makes the following changes to 4th edition. Amends GS 20-141.5 to allow a nondefendant motor vehicle owner to file a petition with the clerk of court to seek a pretrial determination that the petitioner is an innocent owner. Directs the clerk to consider the issue of whether the petitioner is an innocent owner and to make a determination as soon as feasible. Specifies that if the clerk determines that petitioner is an innocent owner, the clerk must release the motor vehicle to the petitioner. Authorizes a court to reconsider a failed petition as part of the forfeiture hearing.

Transportation; Criminal Law, Procedure, and Sentencing

H 432. SWINE IN TRANSPORT/REGULATE FERAL SWINE. Filed 3/22/11. Senate amendment makes the following changes to 3rd edition. Makes technical changes.

Agriculture, Environment, and Natural Resources; Animal Law

H 442. CORNELIUS DESIGN-BUILD AND INVESTMENTS . Filed 3/23/11. Senate amendment makes the following changes to 2nd edition. Provides that the County of Transylvania may contract for the design and construction of an animal shelter at a specified location in Brevard, North Carolina, without being subject to certain listed requirements. Makes conforming change to the bill title.

Previously: Mecklenburg
Now: Mecklenburg; Transylvania

H 482. WATER SUPPLY LINES/WATER VIOLATION WAIVERS (NEW). Filed 3/25/11. Senate committee substitute makes the following changes to 2nd edition. Adds new section to direct the Department of Environment and Natural Resources to remit any penalty assessed on a poor county between June 1, 2010, and July 1, 2011, for violations of the conditions of an NPDES permit issued to the county, violations of GS 143-215.1(a)(6) by the unauthorized discharge of sludge into the waters of the state, and violations of stream standards and wetland standards under GS 143-215.1 and 15A NCAC 2B.0211(2) resulting from an unauthorized discharge of sludge, if the county satisfies certain specified conditions. Provides definition of *poor county*.

Makes conforming changes to title.

Previously: Stanly
Now: Agriculture, Environment,
and Natural Resources

H 536. LINCOLN AND CHATHAM SCHOOL BOARD DISTRICTS (NEW). Filed 3/30/11. Senate committee substitute makes the following changes to 1st edition. Adds new section to modify Section 3(f) of Chapter 80 of the 1995 Session Laws to require the Chatham County Board of Education to adopt a resolution dividing election District Number Four into two resident districts using population data from the 2010 federal decennial census. Specifies the terms of office of the board members elected in the two new districts. Directs the Chatham Board of Education to revise its resident district boundaries if appropriate to equalize the population among the districts after each subsequent federal decennial census. Prohibits the Chatham Board of Education from revising its election district boundaries until each subsequent federal decennial census. Specifies certain procedural requirements. Makes conforming changes to title.

Previously: Lincoln
Now: Lincoln; Chatham

H 538. LGERS LEO DISABILITY/ADD SHERIFFS' ASSN. (NEW) Filed 3/30/11. Senate committee substitute makes the following changes to 1st edition. Amends GS 128-27(c) to clarify that a law enforcement officer who is a member of the Local Governmental Employees' Retirement System (LGERS) and who becomes incapacitated for duty as the natural and proximate result of injuries incurred while in the actual performance of his or her duties may be retired by the LGERS Board of Trustees on a disability retirement allowance even if the officer does not meet the five or more years of creditable service requirement.

Adds new section to specify that the North Carolina Sheriffs' Association is an instrumentality of the state.

Amends GS 128-21 to add the North Carolina Sheriffs' Association to the definition of *employer* for purposes of qualifying for participation in the LGERS.

Makes conforming changes to title.

Employment and Retirement;
Emergency Services

H 542. TORT REFORM FOR CITIZENS AND BUSINESSES. Filed 3/30/11. Senate amendment makes the following changes to 4th edition. Amends proposed Rule 414 (Evidence of medical expenses) to (1) delete provision that specifies that nothing in the rule modifies current law governing the admissibility of evidence relating to collateral sources of payments and (2) delete provision that provides an exception for a provider to disclose the existence of a contract or negotiation with a third party as the basis for any discount provided to a plaintiff.

Civil Law and Procedure; Courts;
Business and Commerce

H 585. CLARIFICATION OF MANUFACTURED HOME TITLING (NEW). Filed 4/1/11. Senate committee substitute makes the following changes to 2nd edition. Deletes all provisions of 2nd edition and replaces it with *AN ACT TO PROVIDE CLARIFICATION FOR THE RETITLING OF A MANUFACTURED HOME THAT IS REMOVED FROM REAL PROPERTY AFTER THE ORIGINAL TITLE HAS BEEN CANCELLED*.

Amends GS 20-109.2(d), which concerns the application for a manufactured home title after title cancellation, to add that the owner must also include in the affidavit to the Division of Motor Vehicles (DMV) verification of the identity of the current owner of the real property upon which the mobile home is located. Adds that the DMV will issue a new title for the manufactured home in the name of the current owner of the real property upon which the manufactured home is located or, if the title has been cancelled by a leasehold tenant and the tenancy has not terminated or expired, in the name of the leasehold tenant. Applies to titles issued on or after August 1, 2011.

Previously: Energy and Utilities
Now: Transportation; Property,
Land Use, and Housing

H 588. THE FOUNDING PRINCIPLES ACT. Filed 4/4/11. Senate committee substitute makes the following changes to 1st edition. Amends GS 115C-81(g) to change the content of the curriculum to be taught in the semester course on the Founding Principles.

Education

H 609. PROMOTE WATER SUPPLY DEVELOPMENT/EFFICIENCY. Filed 4/4/11. Senate amendment makes the following changes to 3rd edition. Amends GS 113A-253 to specify that the Clean Water Management Trust Fund may receive revenue from annual appropriations under GS 143-15.3B (was, annual appropriations under GS 113A-253.1).

State Government; Agriculture,
Environment, and Natural
Resources

H 629. SUBSTANCE ABUSE TREATMENT. Filed 4/5/11. Senate amendment makes the following changes to 2nd edition. Amends GS 90-113.33(9) to clarify that the North Carolina Substance Abuse Professional Practice Board may adopt any rules necessary to carry out the purpose of the Article, including rules related to the approval of substance abuse specialty curricula developed by a school, college, or university. Makes conforming change to bill title.

Criminal Law, Procedure, and
Sentencing

H 642. JUSTICE REINVESTMENT ACT. Filed 4/5/11. Senate committee substitute makes the following changes to 6th edition. Amends the definitions for the terms *community punishment* (GS 15A-1340.11(2)) and *intermediate punishment* (GS 15A-1340.11(6)).

Amends GS 15A-1368(a)(5) to provide that when a prisoner is serving consecutive prison terms, the maximum imposed term is the sum of all maximum terms imposed in the court judgment or judgments, less 12 (was, nine) months for each of the second and subsequent sentences imposed for Class B through Class E felonies and less nine months for each of the second and subsequent sentences imposed for Class F through Class I felonies. Makes conforming changes to GS 15A-1354(b)(1). Effective December 1, 2011 and applies to offenses committed on or after that date.

Amends proposed subsection GS 15A-1344(d2) to clarify that the court may impose a 90-day period of confinement for a defendant under supervision for a felony conviction or a period of confinement of up to 90 days for a defendant under supervision for a misdemeanor conviction when a defendant violates a condition of probation other than GS 15A-1343(b)(1) or GS 15A-1343(b)(3a).

Provides that if the sentence or sentences imposed for a misdemeanor requires confinement for more than 180 days, the commitment must be to the custody of the Department of Correction. Makes a conforming change.

Effective July 1, 2011, provides the following: (1) if House Bill 200, 2011 Regular Session, (HB 200) becomes law, then that act is amended by deleting subsection (a) of Section 31.26 of that act; (2) if HB 200 becomes law, then Section 31.26 of that act is amended by adding a new subsection to read: "Section 31.26(g) This section becomes effective August 1, 2011;" (3) if HB 200 becomes law, then that act is amended by adding a new subsection (d1) to GS 15A-932 regarding certain dismissed proceedings; and (4) if HB 200 becomes law then Section 31.26 of that act is amended by adding a new subsection which amends GS 7A-321(d) by adding a new subdivision (3) to provide that the collection assistance fee retained by the court cannot be retained from the costs and fees designated by law for remission to the Statewide Misdemeanant Confinement Fund.

Criminal Law, Procedure, and
Sentencing

H 650. AMEND VARIOUS GUN LAWS/CASTLE DOCTRINE. Filed 4/5/11. Senate committee substitute makes the following changes to 3rd edition. Amends proposed GS 14-51.2(a)(2) to remove authorized bail bondsman from the term *law enforcement officer*. Amends proposed GS 14-51.2(c)(2) to clarify that the presumption that a lawful occupant of a home, motor vehicle, or workplace held a reasonable fear of imminent death or serious bodily harm to himself or herself or another when using defensive force in certain situations does not apply when the person removed or sought to be removed is a child or grandchild or is otherwise under lawful custody or guardianship of the person against whom the defensive force is used (previously limited to minor children or grandchildren). Amends GS 14.51.2(c) to provide the presumption noted above also does not apply when the person against whom defensive force is used is a bail bondsman, as detailed. Makes similar change to proposed GS 14.51.3(b), concerning immunity from criminal and civil liability.

Amends GS 14-269 to provide that the prohibitions against carrying a concealed handgun do not apply to any person who is a district attorney, an assistant district attorney, or an investigator employed by the office of a district attorney who has a valid concealed handgun permit provided that the person does not carry a concealed weapon at any time while in a courtroom or while consuming alcohol or other unlawful controlled substance or while alcohol or an unlawful controlled substance remains in the person's body. Further provides that the prohibitions against carrying a concealed handgun do not apply to detention personnel or correctional officers employed by the state or unit of local government who park a vehicle in a space that is authorized for their use, and provides that such person may transport a firearm to the parking space and store that firearm in the vehicle parked in the parking space so long as the firearm is in a closed compartment or container within the locked vehicle, or the firearm is in a locked container securely affixed to the vehicle.

Deletes provisions from previous edition concerning the definitions section of GS 14-269.2 (weapons on campus or other educational property). Deletes proposed GS 14-269.2(f1), concerning the carrying or possessing of a firearm on educational property.

Enacts new GS 14-415.27 to provide that any person who is a district attorney, an assistant district attorney, or an investigator employed by the office of a district attorney who has a valid concealed handgun permit, is not subject to the restrictions and prohibitions set out in GS 14-415.11(c), and may carry a concealed handgun in the areas listed in GS 14-415.11(c) unless prohibited by federal law. Makes a conforming change to GS 14-415.11(c). Enacts new GS 14-415.11(c1) allowing a person with a valid concealed handgun permit to carry a concealed handgun on the grounds or waters of a park within the State Parks System, as defined. Amends GS 14-415.11(c3) to clarify it is lawful for a person to carry any firearm, either openly or concealed, so long as the person has a valid concealed handgun permit, at any state-owned hunting and fishing reservations. Amends GS 14-415.23, adding that a local government may adopt an ordinance to prohibit, by posting, the carrying of a concealed weapon on municipal and county recreational facilities specifically identified by the local government; allows a permittee to still secure a handgun in a locked vehicle.

Amends GS 120-32.1(c1) to provide that a legislator or legislative employee who parks a vehicle in a state-owned space that is assigned or leased to that legislator or legislative employee may transport a firearm to such parking space and store that firearm in the vehicle parked in the parking space so long as the firearm is in a closed compartment or container within the locked vehicle, or the firearm is in a locked container securely affixed to the vehicle.

Makes other clarifying and conforming changes.

Criminal Law, Procedure, and
Sentencing

H 659. CAPITAL PROCEDURE/SEVERE MENTAL DISABILITY. Filed 4/6/11. Senate committee substitute makes the following changes to 3rd edition. Amends proposed GS 15A-2008 to specify that in cases in which the defendant has been convicted of first degree murder, sentenced to death, and is in custody awaiting imposition of the death penalty, and a court determines that the defendant had a severe mental disability at the time of the commission of the criminal offense, the defendant must be sentenced to life imprisonment without parole. Makes other technical change.

Criminal Law, Procedure, and
Sentencing

H 677. DISCHARGE OF ADULT CARE HOME RESIDENTS. Filed 4/6/11. Senate committee substitute makes the following changes to 3rd edition.

Amends GS 131D-2.1 to provide that the adult care home resident discharge team consists of one member (was, two) from the department of social services and one member from the designated local management entity (LME). Amends GS 131D-4.8, deleting provision directing the Hearing Unit to determine, in its discretion, an

appropriate discharge destination within 60 days after the date of the resident's discharge hearing. Directs the Department of Health and Human Services not to prohibit discharge solely because the Hearing Unit determines that the discharge destination (was, the discharge destination identified by the adult care home) in the required written notice does not include an appropriate discharge destination. Specifies residents' primary unmet needs that require LMEs to take the lead role for the discharge destination of those patients, and those primary unmet needs that require the local departments of social services to take the lead role for the residents. Also provides that when the facility convenes the adult care home resident discharge team, that discharge team is to consult with the facility, as well as the resident receiving the discharge notice and that resident's legal representative. Adds additional criteria and rights regarding the resident's discharge. Clarifies that when a discharge is under appeal, the resident is to remain in the facility and not be subject to discharge until the Hearing Unit issues a decision; however, provides a list of exceptions to this provision. Deletes as a basis for convening the adult care home resident discharge team the finding by the resident that the destination is unacceptable. Also provides that a discharge is not subject to appeal because a resident's physician requires a different level of care unless there is a documented conflict between two or more of the resident's physicians regarding the resident's appropriate level of care.

Health, Social Services, and Aging

H 713. PUBLIC CONTRACTS/MULTIPLE AWARD. Filed 4/6/11. Senate amendment makes the following changes to 4th edition. Amends proposed GS 143-52.3 to specify that the Department of Crime Control and Public Safety is not required to purchase communications equipment from multiple award schedule contracts.

State Government

H 730. LOCAL BDS OF EDUCATION/ 403(B) OPTION. Filed 4/6/11. Senate committee substitute makes the following changes to 3rd edition.

Proposed GS 115C-341.2 allows the Department of State Treasurer to establish a third-party vendor to make retirement offerings as described in section 403(b) of the Internal Revenue Code and provides that eligible employees of local boards of education must be allowed to use this third-party vendor for the tax-deferred 403(b) option of their choice. The Senate committee substitute deletes language prohibiting participating local school employers or those employers' vendors from interfering with the employees' rights to make this selection.

Education; Local Government;
State Government; Employment
and Retirement

H 751. EXPAND EXCISE TAX ON MILL MACHINERY (NEW). Filed 4/6/11. Changes made by the House committee substitute will be summarized in tomorrow's *Daily Bulletin*.

Taxation

H 763. LICENSE PLATE AGENCY CONTRACTS. Filed 4/6/11. Senate amendment makes the following changes to 2nd edition. Deletes exemption of registration plates, registration certificates, and certificates of title issued on military bases from the commission contract requirement. Appears to make further clarifying change.

General Assembly; Transportation

H 765. STUDY LENGTH OF SCHOOL YEAR. Filed 4/6/11. Senate committee substitute makes the following changes to 1st edition. Deletes requirement that the Study Commission meet at various locations around the state. Provides that the Study Commission may make (was, shall make) an interim report to the 2012 Regular Session of the 2011 General Assembly. Provides that the Study Commission is to terminate on December 31, 2012, or upon the filing of its final report, whichever comes first (was, terminate upon the filing of the final report). Deletes requirement that the Legislative Services Commission allocate sufficient funds for the Study Commission's expenses from the funds appropriated to the General Assembly. Makes additional technical and organizational changes.

Education

H 806. ZONING ST. OF LIMIT./AG. DIST. CHANGE. Filed 4/6/11. Senate committee substitute makes the following changes to 3rd edition. Amends proposed GS 1-54(10) to specify that a challenge to a zoning or unified development ordinance on the basis of an alleged defect in the adoption process must be brought within three years after the adoption of the ordinance.

Amends proposed GS 153A-348(b) and proposed GS 160A-364.1(b), respectively, to (1) require that certain actions challenging the validity of zoning or unified development ordinances be brought within one year (was, two years) of the accrual of the action and (2) specify that a challenge to a zoning or unified development ordinance on the basis of an alleged defect in the adoption process must be brought within three years after the adoption of the ordinance.

Amends proposed new GS 153A-348(c) and proposed GS 160A-364.1(c), respectively, to prohibit a party in an enforcement action or appeal from asserting the invalidity of the ordinance on the basis of an alleged defect in the adoption process unless the defense is formally raised within three years of the adoption of the challenged ordinance.

Local Government

H 806. [ZONING ST. OF LIMIT./AG. DIST. CHANGE.](#) Filed 4/6/11. Senate amendment makes the following changes to 4th edition. Directs the LRC, in consultation with the NC Home Builders Association and NC Association of County Commissioners, to study the extent to which counties will be able to require that lots exempt from county subdivision regulations must be accessible to emergency services providers, along with any issues deemed relevant by the LRC. Provides reporting guidelines and requirements.

Local Government

H 845. [ANNEXATION REFORM ACT OF 2011.](#) Filed 4/6/11. Changes made by the Senate committee substitute will be summarized in tomorrow's *Daily Bulletin*.

Local Government

H 886. [INCREASE CHARITABLE CONTRIBUTION DEDUCTION.](#) Filed 5/3/11. House committee substitute makes the following changes to 1st edition. Changes effective date of act to taxable years beginning on or after January 1, 2014 (was, on or after January 1, 2013). Makes technical changes.

Taxation

SENATE BILLS

S 125. [REGIONAL SCHOOLS.](#) Filed 2/24/11. Changes made by the House committee substitute will be summarized in tomorrow's *Daily Bulletin*.

Education

S 131. [AOC COLLECTION ASSISTANCE FEE.](#) Filed 2/24/11. Changes made by the House committee substitute will be summarized in tomorrow's *Daily Bulletin*.

Courts; Criminal Law, Procedure,
and Sentencing

S 183. [SELECTIVE VEGETATION REMOVAL/STATE HIGHWAYS.](#) Filed 3/2/11. House amendment makes the following changes to 5th edition. Amends GS 136-93(d) to (1) specify that a municipality has thirty days to review and provide comments (was, nonbinding comments) on the application under certain circumstances and (2) delete provision prohibiting local governments from regulating vegetation cutting, trimming, pruning, or removal within the limits of interstate or primary highway rights-of-way by any permittee or other person authorized by the Department of Transportation.

Amends proposed GS 136-133(c) to specify that outdoor advertising signs must also comply with local government requirements.

Amends proposed GS 136-133.1(a) to modify certain maximum cut or removal zones for vegetation for each sign face.

Amends proposed GS 136-133.1(b) to specify that any existing tree that was in existence at the time that an outdoor advertising structure was erected is not eligible for removal.

Deletes proposed GS 136-133.1(d).

Amends proposed GS 136-133.1(e) to specify that removal of trees and vegetation eligible for removal under GS 136-133.1, except for native dogwoods and native redbuds, must be permitted within the cut or removal zone if the applicant for the selective vegetation removal permit agrees to submit to the Department of Transportation a plan for beautification and replanting related to the site for which the vegetation permit request is made.

Amends proposed GS 136-133.1(g) to specify that the distance from a controlled access fence within the limits of the highway right-of-way may be no more than three feet.

Amends proposed GS 136-133.1(i) to authorize the Department of Transportation to revoke an outdoor advertising permit for the unlawful destruction or illegal cutting of vegetation within the right of way of any state-owned or state-maintained highway where the unlawful destruction or illegal cutting occurred within 500 feet of either side of the corresponding sign location measured along the edge of pavement of the main travel way of the nearest controlled route, and the unlawful destruction created, increased, or improved the view of the outdoor advertising sign for passing motorists.

Amends proposed GS 136-133.5(a) to allow a district engineer to refuse to issue a permit for a proposed outdoor advertising structure if the structure does not also meet local government standards.

Adds new GS 136-133.5(h) to allow for local government regulation of outdoor advertising except as otherwise specified in the act.

Deletes proposed amendments to GS 136-127.

Makes other technical and conforming changes.

Transportation; Business and
Commerce

S 311. PRETRIAL RELEASE VIOLATION/ARREST. Filed 3/9/11. House committee substitute makes the following changes to 2nd edition. Effective October 1, 2011, adds new GS 15A-101.1(3a) to define “electronic monitoring,” “electronically monitor,” and “satellite-based monitoring.”

Effective October 1, 2011, adds new GS 14-208.18 to specify that a person subject to a sex offender registration requirement and who is required to wear an electronic monitoring device must wear one that provides exclusion zones around the premises of all elementary and secondary schools in North Carolina.

By October 1, 2011, directs the Department of Correction to replace the electronic monitoring service and equipment currently being used with a provider that offers electronic monitoring equipment and service that provides exclusion zones around the premises of every elementary and secondary school in the state to protect children from sex offenders for whom it is unlawful to knowingly be on the premises of elementary and secondary schools.

Effective October 1, 2011, directs the Department of Correction to report to the Joint Legislative Corrections, Crime Control, and Juvenile Justice Oversight Committee by June 1, 2012, regarding the implementation of the new electronic monitoring service and equipment.

Criminal Law, Procedure, and
Sentencing

S 375. FACILITATE STATEWIDE HEALTH INFO. EXCHANGE. Filed 3/17/11. Changes made by the House committee substitute will be summarized in tomorrow's *Daily Bulletin*.

Health, Social Services, and Aging

S 385. SMALL BUSINESS ASSIST. RECORDS/TAX PAYMENTS (NEW). Filed 3/21/11. House committee substitute makes the following changes to 2nd edition. Adds new GS 143B-431(f) to specify that financial statements submitted to the Department of Commerce by a private company or an individual seeking assistance from the Department are not public records as defined in GS 132-1.

Effective for taxable years beginning on or after January 1, 2011, amends GS 105-129.84 to authorize the owner of a pass-through entity that claims a credit under Article 3J of GS Chapter 105 to treat some or all of the credit claimed as a tax payment made by or on behalf of the taxpayer. Specifies that a credit claimed that is treated as tax payment does not accrue interest under GS 105-241.21 if the payment is determined to be an overpayment. Directs a taxpayer that elects to have a credit treated as a tax payment to make the election when the return is filed.

Makes conforming changes to title.

Business and Commerce

S 397. EXPUNGE NONVIOLENT OFFENSE BY MINOR. Filed 3/22/11. House committee substitute makes the following changes to 1st edition. Amends proposed GS 15A-145.4 to include a felony offense in which a commercial motor vehicle was used in the commission of the offense as a *nonviolent felony* for the purposes of the statute.

Criminal Law, Procedure, and
Sentencing

S 409. GLOBAL TRANSPARK GOV. REFORM & LOAN REPAYMENT. Filed 3/23/11. House committee substitute makes the following changes to 3rd edition.

Deletes provision reducing the appropriation for the UNC Need-Based Financial Aid Program by \$17.5 million. Also deletes provision directing the State Treasurer to make a quarterly transfer to the Escheat Fund of \$1.25 million to be credited towards the outstanding loan from the Escheat Fund to the Authority.

Adds a section providing that, if House Bill 200 (Appropriations Act of 2011) becomes law, then Section 2.1 of House Bill 200 is rewritten to decrease the appropriation to Related Educational Programs and add a \$17.5 million appropriation to the Escheat Fund. Makes conforming changes.

Requires that any monies received from a grant made on or after July 1, 2011, by the Golden Leaf, Inc., to the Authority be first applied to the payment of any outstanding loan from the Escheat Fund to the Authority authorized under GS 63A-4(a)(22) and GS 147-69.2(b)(11).

Changes the final maturity date with respect to assets of the Escheat Fund, obligations of the Authority authorized by GS 63A-4(a)(22), to October 1, 2012 (was, October 1, 2018).

State Government

S 411. STANLY COUNTY LOCAL CHANGES (NEW). Filed 3/23/11. House committee substitute makes the following changes to 1st edition. Deletes all provisions in the previous edition and replaces them with *AN ACT TO CHANGE THE CANDIDATE FILING PERIOD FOR THE STANLY COUNTY BOARD OF EDUCATION, TO REDUCE THE SIZE OF THE STANLY COUNTY BOARD OF EDUCATION FROM NINE TO SEVEN MEMBERS AND PROVIDE THAT ALL MEMBERS SHALL BE ELECTED AT-LARGE, TO PROVIDE FOR SELECTION OF ALL VOTING MEMBERS OF THE STANLY COMMUNITY COLLEGE BY THE COUNTY BOARD OF COMMISSIONERS, TO ELIMINATE PARTISAN APPOINTMENTS FROM THE STANLY COUNTY BOARD OF ECONOMIC DEVELOPMENT, AND TO PROVIDE FOR THE APPOINTMENT OF THE STANLY COUNTY BOARD OF ELECTIONS, RELATING TO VACANCIES IN THE OFFICE OF SHERIFF OF STANLY COUNTY.*

Directs candidates for the Stanly County Board of Education to file notice of candidacy no earlier than the first Monday in July, with certain exceptions, and no later than 12:00 noon on the fourth Friday in July preceding the general election. Provides that, effective the first Monday in December of 2012, the Stanly County Board of Education consists of seven members (previously nine). Provides that in 2012, and quadrennially thereafter, three members of the Stanly County Board of Education will be elected at-large for four-year terms. Provides that in 2014, and quadrennially thereafter, four members of the Stanly County Board of Education will be elected at-large for four-year terms.

Provides that 12 of the 13 trustees of the Stanly Community College will be elected by the Stanly County Board of Commissioners as detailed. The president of the student government or the chairman of the executive board of the student body of Stanly Community College is an ex officio nonvoting member of the board of trustees.

Amends Section 2 and Section 3 of SL 1961-141, as amended, to delete provisions concerning appointment of members based on political affiliation.

Amends GS 163-30, applying to Stanly County only, to direct the State Board of Elections to appoint to the board of elections two from the list of three candidates submitted by the political party having the greatest number of registered voters in the county and one from the list of three submitted by the political party having the second greatest number of registered voters in the county.

Amends GS 162-5.1 to remove Stanly County as a county to which the statute, concerning the filling of certain vacancies, applies. Provides that vacancies in the office of Sheriff of Stanly County be filled in accordance with GS 162-5.

Previously: Elections Law
Now: Stanly

S 433. LOCAL HUMAN SERVICES ADMINISTRATION. Filed 3/28/11. House committee substitute makes the following changes to 3rd edition. Amends GS 153A-76 to provide that a board of county commissioners may not abolish or consolidate into a human service agency a hospital authority assigned to provide public health services pursuant to Section 12 of SL 1997-502.

Makes technical and conforming changes to GS 153A-77.

Adds new GS 130A-34.3 to direct the Department of Health and Human Services (DHHS) to establish a Public Health Improvement Incentive Program to provide monetary incentives for the creation of multicounty local health departments serving a population of at least 75,000. Directs the Commission of Public Health to adopt rules to implement the program.

Adds new GS 130A-34.4 to provide that, by July 1, 2014, a local health department must meet the following criteria in order to receive state and federal public health funding from the Division of Public Health: (1) the local health department must obtain and maintain accreditation pursuant to GS 130A-34.1; and (2) the county or counties comprising the local health department must maintain operating appropriations to local health departments from local ad valorem tax receipts at levels equal to amounts appropriated in fiscal year 2010-2011.

Amends GS 130A-1.1(b) to direct a local health department to assure that ten specified public health services are available and accessible to the population in each county served by the department.

Effective July 1, 2011, directs the DHHS to allocate \$5 million to the Division of Public Health to provide incentives to local health departments through the Public Health Improvement Incentive Program.

Directs the Program Evaluation Division of the General Assembly to study the feasibility of the transfer of all functions, powers, duties, and obligations of the Division of Public Health in the Department of Health and Human Services to the University of North Carolina Healthcare System and/or the School of Public Health at the University of North Carolina. The Division must report its findings and recommendations by February 1, 2012.

Makes conforming changes to title.

Local Government; Health, Social Services, and Aging

S 466. MODIFY TEACHER CAREER STATUS LAW. Filed 3/30/11. Changes made by the House committee substitute will be summarized in tomorrow's *Daily Bulletin*.

Education

S 467. NATUROPATHIC LICENSING ACT. Filed 3/30/11. Senate committee substitute makes the following changes to 1st edition. Amends proposed GS 90-731(b) to delete language that recognizes that many therapies used by naturopathic doctors are not the exclusive privilege of naturopathic doctors.

Amends proposed new GS 90-732 to (1) eliminate the administration or provision of counseling services from the definition of naturopathic medicine and (2) specify that certain laboratory tests and diagnostic imaging that should be conducted and interpreted by a physician is not part of the practice of naturopathic medicine.

Amends proposed new GS 90-733 to (1) delete colon hydrotherapy, musculoskeletal manipulation, and other Board-approved therapies, modalities, procedures, and remedies for which the licensee has been trained and educated from the list of therapies, modalities, procedures, and remedies that constitute the practice of naturopathic medicine and (2) make a technical change.

Makes technical and clarifying changes to proposed GS 90-734.

Amends proposed new GS 90-735 to specify that no member may serve on the North Carolina Naturopathic Doctors Licensing Board for more than two consecutive terms.

Amends proposed GS 90-736 to eliminate the following proposed powers and duties of the North Carolina Naturopathic Doctors Licensing Board: (1) recommending and advocating for the establishment of one or more approved programs of naturopathic medicine in this state and (2) developing and implementing a plan for instituting a naturopathic doctor residency program no later than July 1, 2013. Also amends proposed GS 90-736 to add investigating persons engaging in practices which violate the provisions of Article 43 to the proposed powers and duties of the North Carolina Naturopathic Doctors Licensing Board.

Health, Social Services, and Aging

S 487. DISPUTED EARNED MONEY/ATTORNEYS DEPOSIT. Filed 3/31/11. House committee substitute makes the following change to 1st edition. Changes effective date to October 1, 2011 (previously effective when the act became law).

Courts

S 496. MEDICAID AND HEALTH CHOICE PROVIDER REQ. Filed 3/31/11. House committee substitute makes the following changes to 2nd edition. Amends proposed new GS 108C-2 to modify the definitions of *managing employee* and *owner and/or operator* to conform with federal regulations.

Amends proposed new GS 108C-3(d), (f), and (h) to specify that when the North Carolina Department of Health and Human Services (NCDHHS) designates a provider as a "limited," "moderate," or "high" categorical level of risk, the NCDHHS must conduct the screening functions required by federal law.

Amends proposed GS 108C-3(e) to add personal care services or in-home care services to the list of provider types that are designated as moderate categorical risk.

Amends proposed GS 108C-3(g) to specify that prospective (newly enrolling) agencies providing personal care services or in-home care services are designated as high categorical risk.

Amends proposed GS 108C-5(n)(4) to make a clarifying change.

Amends proposed GS 108C-9 to delete provision specifying that the approval or acceptance of a Medicaid administrative participation or enrollment agreement by NCDHHS that grants Medicaid billing privileges or allows a provider to furnish services in accordance with federal regulations requires compliance by the provider and the NCDHHS with the terms of the Medicaid administrative participation or enrollment agreement.

Effective January 1, 2012, amends GS 108-54.2 to (1) direct the NCDHHS to adopt rules to develop, amend, and adopt medical coverage policy in accordance with the statutory requirements; and (2) to define a medical coverage policy.

Amends GS 108A-54 to authorize the NCDHHS to adopt temporary and permanent rules to implement or define the federal laws and regulations, the North Carolina State Plan of Medical Assistance, and the North Carolina State Plan of the Health Insurance Program for Children, the terms and conditions of eligibility for applicants and recipients of the Medical Assistance Program and the Health Insurance Program for Children, audits and program integrity, the services, goods, supplies, or merchandise made available to recipients of the Medical Assistance Program and the Health Insurance Program for Children, and reimbursement for the services, goods, supplies, or merchandise made available to recipients of the Medical Assistance Program and the Health Insurance Program for Children. Makes other clarifying changes.

Health, Social Services, and Aging

S 572. OMNIBUS COUNTY BILL. Filed 4/12/11. Senate amendment makes the following changes to 1st edition. Deletes proposed amendments to GS 105-164.4B(a). Makes act effective when it becomes law.

Local Government; Taxation

S 607. CONFORM MEDICAL RECORD LAWS. Filed 4/14/11. House committee substitute makes the following changes to 3rd edition. Amends proposed GS 90-85.36(a)(15) to add business associates, as described in 45 CFR §160.103, to those persons and entities to whom prescription orders may be discarded. Makes other clarifying changes.

Health, Social Services, and Aging

S 644. DSS ADOPTION ASSISTANCE AGREEMENTS BINDING. Filed 4/18/11. House committee substitute makes the following changes to 2nd edition.

Directs the Department of Health and Human Services, Division of Social Services, except as otherwise prohibited by federal law, not to require a redetermination of a child's eligibility for vendor payments under any adoption assistance agreement that was established before July 1, 2011 (was, no redetermination required under any adoption assistance agreement as outlined in 10 NCAC 70M.0402 unless the agreement specifically states that a redetermination of eligibility is required in order to receive the vendor payments). Also provides that nothing in this act makes vendor assistance an entitlement.

Health, Social Services, and Aging

S 685. MODIFY REGULATION OF PROPRIETARY SCHOOLS. Filed 4/19/11. House committee substitute makes the following changes to 3rd edition.

Amends GS 115D-89, making technical changes to correct references to the State Board of Proprietary Schools.

Education

S 709. ENERGY JOBS ACT. Filed 4/19/11. House amendments make the following changes to 4th edition, as amended. Amendment #6 adds new Section 3.(b) to direct the Department of Environment and Natural Resources and the Energy Jobs Council to conduct joint studies as required by the Energy Jobs Act and by Section 4 of House Bill 242 (if it becomes law). Makes other conforming changes.

Amendment #7 reinstates previously deleted Section 2.(a)(3), specifying that the compact negotiations and recommendations must advocate proactively with each state's Congressional delegation and appropriate federal agencies to ensure direct sharing of royalties and revenues related to energy leasing, exploration, development, and production of all offshore energy resources in federal waters adjacent to the state and the three-state region.

Energy and Utilities; Community
and Economic Development

S 726. MULTIPLE BIRTH SIBLING CLASSROOM PLACEMENT. Filed 4/19/11. House committee substitute makes the following changes to 2nd edition.

Clarifies that the school does not have to provide the classroom placement for multiple birth siblings requested by the parent when a student is removed from a classroom under the student discipline policies of the school administrative unit.

Education

S 743. ENCOURAGE VOLUNTEER HEALTH CARE PROVIDERS. Filed 4/19/11. House committee substitute makes the following changes to 2nd edition. Rewrites GS 90-12.4A to provide that the North Carolina Medical Board (Board) must issue a limited volunteer license within 30 days to applicants who hold a current license or registration in another state, and produce a letter from the state of licensure indicating the applicant's license or registration is active and in good standing. Provides details concerning the issuance of the license, where a licensee may perform work, steps a licensee must take before the performance of work, limitations on compensation, and penalties for violations. Makes conforming changes.

Creates new GS 90-12.4B to provide that the Board may issue a "retired limited volunteer license" to a physician assistant who has allowed his or her license to become inactive. Provides details concerning the timeline for the issuance of the license, where a licensee may perform work, steps a licensee must take before the performance of work, limitations on compensation, and penalties for violations. Makes other clarifying change.

Health, Social Services, and Aging

S 750. OMNIBUS TRANSPORTATION ACT (NEW). Filed 4/19/11. Senate committee substitute makes the following changes to 1st edition. Effective August 1, 2011, amends GS 20-7(s) to clarify that when a person in the United States for a limited time is issued a driver's license of limited duration, such license must bear a distinguishing mark or other designation on the face of the license clearly denoting the limited duration of the license.

Effective December 1, 2011, amends GS 20-51(6) to add livestock, live poultry, animal waste, herbicides, fungicides, and seeds to the list of items that, when transported by farmers under certain circumstances, exempt the trailer or semitrailer on which they are transported from requirements of registration and certificate of title.

Effective December 1, 2011, adds new GS 20-51(17) to exempt a header trailer when transported to or from a dealer, or after a sale or repairs, to the farm or another dealership, from the registration and certificate of title requirements.

Effective December 1, 2011, adds new subsection GS 20-88(m) to provide that any vehicle weighing more than the limits in GS 20-118(b), as authorized by certain exceptions set out in GS 20-118(c), must be registered for the maximum weight allowed for that vehicle's axle configuration, or be subject to the penalties set out in GS 20-118(e). Makes conforming changes throughout GS 20-118.

Effective December 1, 2011, amends GS 20-118(c) to include within the exceptions to the maximum weight allowed on light-traffic roads live poultry transported from a farm to a processing plant or market (was, first market); and water, fertilizer, herbicides, fungicides, seeds, fuel, and animal waste transported to or from a farm by a farm vehicle. Makes other clarifying changes.

Effective December 1, 2011, adds new GS 20-118(c)(17) to specify that GS 20-118(b) and GS 20-118(e) do not apply to a vehicle that meets certain specified requirements.

Effective December 1, 2011, amends GS 20-127 to (1) specify that a window of a vehicle that is operated on a public street or highway and which is subject to the provisions of Part 393 of Title 49 of the Code of Federal Regulations must comply with the window tinting restrictions and (2) delete certain exceptions to the window tinting restrictions.

Effective December 1, 2011, adds new GS 20-137.4A(a1) to provide that it is unlawful for any person to operate a commercial motor vehicle subject to Parts 390 or 392 of Title 49 of the Code of Federal Regulations on a public street or highway or public vehicular area while using a mobile telephone or other electronic device in violation of those Parts. Specifies that the use of hands-free technology is not prohibited.

Amends GS 20-166.1(i) to specify that the report of an accident is a public record within the meaning of GS 132-1, but may not be released to any person making a request unless and until personal identifying information has been redacted from the report in compliance with federal law. Directs the Division of Motor Vehicles to provide a certified copy of an accident report to any person entitled to a copy and who pays the required fee.

Amends GS 20-383 to also allow designated personnel of the Department of Crime Control and Public Safety to enforce the provisions of Article 17 of GS Chapter 20 and the provisions of GS Chapter 62 that are applicable to motor transportation.

Amends GS 136-89.213 to direct the Turnpike Authority to maintain the confidentiality of all information relating to electronic toll collection. Authorizes the account holder to examine his own account information. Also authorizes the Turnpike Authority to use the account information for purposes of collecting and enforcing tolls. Also authorizes a party, by authority of a proper court order, to inspect and examine confidential account information.

Amends GS 20-118(c), as amended by Section 1 of SL 2011-71, to provide that GS 20-118(b) and GS 20-118(e) do not apply to a vehicle or vehicle combination that meets certain specified requirements.

Provides that, notwithstanding 19A NCAC 02D.0607(e)(3), the Department of Transportation may permit sealed ship containers as non-divisible loads as allowed by Federal Highway Administration policy. Specifies that all Department of Transportation permitting rules that apply to other non-divisible loads apply to sealed ship containers.

Directs the Department of Transportation to initiate the process to conform the North Carolina Administrative Code to this act.

Prohibits the Department of Transportation from expending any funds to erect, construct, build, or otherwise place a median, barrier, or other construct on a specified portion of US Highway 70 that in any way limits, reduces, blocks, or by any other means reduces the current level of ingress and egress to businesses located on that portion of US Highway 70 which are currently accessible from US Highway 70.

Prohibits the Department of Transportation from expending any funds to erect, construct, build, or otherwise place a median, barrier, or other construct on a specified portion of US Highway 64 that in any way limits, reduces, blocks, or by any other means reduces the current level of ingress and egress to businesses located on that portion of US Highway 64.

Prohibits the Department of Transportation from expending any funds to erect, construct, build, or otherwise place a median, barrier, or other construct on a specified portion of Falls of Neuse Road that in any way limits, reduces, blocks, or by any other means reduces the current level of ingress and egress to businesses located on that portion of Falls of Neuse Road.

Makes conforming changes to title. Makes other conforming changes.

Transportation

S 781. REGULATORY REFORM ACT OF 2011. Filed 6/6/11. House committee substitute makes the following changes to 2nd edition. Enacts new subsection (m) to GS 66-58 providing for a process for injunctive relief for any person, firm, or corporation that is injured or suffers damages a result of the statute (concerning the sale of merchandise or services by governmental units). Provides that if House Bill 200 of the 2011 Regular Session becomes law, then the following statutes, as amended by Section 13.11B of that bill, are repealed: GS 95-14.2, GS 106-22.6, and GS 143B-279.16 (all concerning limitations on rule making authority).

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

S 781. REGULATORY REFORM ACT OF 2011. Filed 6/6/11. House amendments make the following changes to 3rd edition. Amendment #1 directs the Office of Administrative Hearings to seek United States Environmental Protection Agency (EPA) approval to become an agency responsible for administering programs under the federal Clean Water Act, Clean Air Act, and the Resource Conservation and Recovery Act. Changes the effective date for provisions concerning contested cases to the date when the EPA makes the approval referenced above, or June 15, 2012, whichever occurs first.

Amendment #2 rewrites GS 150B-38(a) to add the State Personnel Commission. Makes other conforming and technical changes.

Amendment #3 rewrites GS 143-215.108(d1) to provide that all permits, other than Title V permits, issued under the statute must be issued for a term not to exceed eight years (previously issued for a term of eight years). Makes a similar change to GS 143-215.1(d2).

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

Legislation Enacted

SL 2011-124 (H 352). [DELAY KANNAPOLIS ANNEXATION](#). AN ACT AT THE REQUEST OF THE CITY OF KANNAPOLIS TO DELAY FOR TWO YEARS THE LEGISLATIVE ANNEXATION OF THE SOUTHLAND DEVELOPMENT TRACTS IN SOUTHERN ROWAN COUNTY. Summarized in *Daily Bulletin* 3/15/11. Enacted June 14, 2011. Effective June 14, 2011.

Cabarrus; Rowan

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Notes

None

NEXT SESSIONS

June 15, 2011

HOUSE convenes at 12:05 a.m. and recesses until 1:30 p.m.

SENATE convenes at 10:00 a.m.