

# Daily Bulletin

## ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

School of Government  
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House Legislative Day 127

Vol. 2012, No. 17

Senate Legislative Day 127

*Thursday, June 14, 2012*

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## SUMMARIES OF BILLS FILED

### *Public Bills*

#### **HOUSE BILLS**

**H 1226. [RALEIGH FIRE DEPARTMENT'S 100TH ANNIVERSARY](#).** Filed 6/14/12. *HONORING THE 100TH ANNIVERSARY OF THE RALEIGH FIRE DEPARTMENT AND THOSE WHO HAVE SERVED WITH THE DEPARTMENT.*

As title indicates.

**Intro. by Jackson, Weiss.**

JOINT RES

General Assembly

**H 1227. [DISAPPROVE NEW RIVER BASIN RULE](#).** Filed 6/14/12. *TO DISAPPROVE A RULE ADOPTED BY THE ENVIRONMENTAL MANAGEMENT COMMISSION AND APPROVED BY THE RULES REVIEW COMMISSION.*

As title indicates. Disapproves 15A NCAC 02B .0307 (New River Basin).

**Intro. by Jordan.**

UNCODIFIED

Agriculture, Environment, and  
Natural Resources

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*Local Bills*

None

**ACTION ON BILLS**

(as of 8:53 p.m.)

**June 14, 2012**

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

**PUBLIC BILLS**

H0007 Comm. Colleges/Opt Out of Fed'l Loan Program.	H Veto Overridden S Rec From House S Placed On Cal For 6/18/2012
02-22-11	
H0237 2012 Workers' Compensation Amendments.	SA Amend Adopted 2 S Passed 3rd Reading S Engrossed H Rec From Senate H Rec To Concur S Com Sub H Cal Pursuant Rule 36(b) H Placed On Cal For 6/19/2012
06-07-12, 06-11-12, 06-14-12	
H0462 Contingency Contracts For Audits/Assessments.	S Withdrawn From Cal S Placed On Cal For 6/18/2012
06-07-12, 06-12-12	
H0482 Water Supply Lines/Water Violation Waivers.	H Withdrawn From Cal H Ref To Com On Rules, Calendar, and Operations of the House
04-14-11, 06-14-11	
H0490 Rename Yadkin River Bridge.	H Ratified
06-11-12	
H0614 Enact Volunteer Health Care Services Act.	SA Amend Adopted 1 S Passed 2nd & 3rd Reading S Engrossed H Rec From Senate H Rec To Concur S Com Sub H Cal Pursuant Rule 36(b) H Placed On Cal For 6/19/2012
04-12-11, 06-07-12, 06-14-12	
H0813 Building Code Inspections/ Industrial Machinery.	H Ratified
06-01-11, 06-07-12	
H0941 Pseudoephedrine Amount Clarifications.	H Ratified
06-12-12	
H0944 DCR and DENR/Study State	H Reptd Fav

Attractions Savings.	H Cal Pursuant Rule 36(b)
	H Placed On Cal For 6/18/2012
H0950 Modify 2011 Appropriations Act.	S Amend Tabled 8
	S Amend Failed 9
	S Amendment Offered 10
	S Amend Tabled 11
	S Amend Failed 10
	S Passed 3rd Reading
	H Rec From Senate
	H Rec To Concur S Com Sub
	H Cal For Immediate Consid
	H Failed concur in S/Com Sub
	H Conf Com Appointed
	S Conf Com Appointed
05-29-12, 05-30-12, 06-12-12, 06-13-12	
H0952 State Air Toxics Program Reforms.	S Withdrawn From Cal
	S Placed On Cal For 6/18/2012
05-24-12	
H0957 Authorize Various Special Plates.	S Rec From House
	S Passed 1st Reading
	S Ref To Com On Finance
06-05-12, 06-12-12	
H0964 North Carolina Longitudinal Data System.	S Rec From House
	S Passed 1st Reading
	S Ref To Com On Education/ Higher Education
06-12-12, 06-13-12	
H0971 Active Duty Death/Lease Termination.	H Passed 2nd & 3rd Reading
	S Rec From House
	S Passed 1st Reading
	S Ref To Com On Judiciary I
06-13-12	
H0975 Promote Local/Healthy Food.	HA Amend Adopted 1
06-14-12	
H1009 MSD Amendments.	HA Reptd Fav Com Substitute
	H Cal Pursuant Rule 36(b)
	H Placed On Cal For 6/18/2012
06-14-12	
H1023 Expunction/Nonviolent Offenses.	H Amendment Withdrawn 1
	H Amend Failed 2
	H Passed 2nd Reading
06-13-12	
H1048 Incapacity to Proceed Amendments.	H Passed 2nd & 3rd Reading
	S Rec From House
	S Passed 1st Reading
	S Ref To Com On Judiciary II
06-13-12	
H1052 Mechanics Liens/Payment Bond Reforms.	H Placed On Cal For 6/18/2012
06-13-12	
H1223 Honor State Library's 200th Anniversary.	S Rec From House
	S Passed 1st Reading
	S Ref To Com On Rules and Operations of the Senate
H1226 Raleigh Fire Department's 100th Anniversary.	H Filed

H1227 Disapprove New River Basin Rule.	H	Filed
S0009 No Discriminatory Purpose in Death Penalty.	H	Withdrawn From Cal
	H	Ref To Com On Rules, Calendar, and Operations of the House
02-07-11, 06-01-11		
S0077 Rental Property/Lithium Battery Smoke Alarms.	HA	Amend Adopted 1
03-01-11, 05-30-12, 06-14-12		
S0229 Amend Environmental Laws 2012.	H	Amendment 9 Offered
05-03-11, 06-11-12, 06-12-12, 06-13-12		
S0416 Amend Death Penalty Procedures.	S	Rec To Concur H Com Sub
	S	Ref To Com On Judiciary II
03-31-11, 06-06-12, 06-11-12		
S0433 Local Human Services Administration.	HA	Amend Adopted 1
	HA	Amend Adopted 2
	H	Amend Failed 3
	H	Amendment 4 Offered
	H	Amendment Withdrawn 4
	H	Passed 2nd & 3rd Reading
	H	Ordered Engrossed
04-06-11, 04-20-11, 04-27-11, 06-14-11, 06-13-12, 06-14-12		
S0443 Remove Restriction/LEO Disability Benefits.	HA	Reptd Fav Com Substitute
	H	Cal Pursuant Rule 36(b)
	H	Placed On Cal For 6/18/2012
06-08-11, 06-14-12		
S0444 Nonappropriated Capital Projects.	SA	Amend Adopted 1
	SA	Amend Adopted 2
	SA	Amend Adopted 3
	S	Passed 2nd Reading
	S	Engrossed
06-06-12, 06-14-12		
S0709 Energy Jobs Act.	H	Withdrawn From Cal
	H	Ref To Com On Rules, Calendar, and Operations of the House
05-04-11, 05-10-11, 06-08-11, 06-13-11, 06-14-11, 06-16-11, 06-18-11		
S0724 An Act to Improve Public Education.	HA	Amend Adopted 1
	HA	Amend Adopted 2
	H	Passed 3rd Reading
	H	Ordered Engrossed
	S	Rec To Concur H Com Sub
	S	Placed On Cal For 6/18/2012
05-05-11, 06-12-12, 06-14-12		
S0749 Various Motor Vehicle Law Changes.	H	Postponed To 6/18/2012
04-28-11, 06-13-12		
S0798 Various Emergency Management Changes.	S	Rec To Concur In H Amend
	S	Placed On Cal For 6/18/2012
06-13-12		
S0806 Modify Mortgage Regulation Funding.	S	Ratified
	S	Pres. To Gov. 6/14/2012
S0810 Regulatory Reform Act of 2012.	HA	Reptd Fav Com Substitute
	H	Cal Pursuant Rule 36(b)
	H	Placed On Cal For 6/18/2012

05-24-12, 05-30-12, 05-31-12, 06-04-12, 06-14-12  
S0813 DCR and DENR/Study State Attractions Savings. S Passed 3rd Reading  
H Rec From Senate  
H Passed 1st Reading  
H Ref To Com On Finance

06-11-12  
S0820 Clean Energy and Economic Security Act. HA Amend Adopted 1  
HA Amend Adopted 2  
HA Amend Adopted 3  
HA Amend Adopted 4  
H Amend Failed 5  
H Amend Failed 6  
H Amend Failed 7  
H Amend Failed 8  
H Amendment 9 Offered  
H Amendment Withdrawn 9  
H Amend Failed 10  
H Amend Failed 11  
H Amend Failed 12  
H Passed 2nd & 3rd Reading  
H Ordered Engrossed

06-05-12, 06-13-12, 06-14-12  
S0824 Expedited Rule Making for Forced Combination. S Ratified  
S Pres. To Gov. 6/14/2012

05-31-12  
S0881 Transfer Evidence Warehouse to DPS. H Withdrawn From Com  
H Cal Pursuant Rule 36(b)  
H Placed On Cal For 6/18/2012

S0888 Ethics Requirements for MPOs/RPOs. H Reptd Fav  
H Re-ref Com On Judiciary

06-06-12  
S0889 RPO Area Definition. S Ratified  
S Pres. To Gov. 6/14/2012

S0890 Transportation Reform/Codify Executive Order. S Rec To Concur H Com Sub  
S Placed On Cal For 6/18/2012

06-12-12  
S0895 DOT Division of Motor Vehicles Leg. Requests.-AB H Passed 3rd Reading  
S Rec To Concur H Com Sub  
S Ref To Com On Transportation

05-30-12, 06-12-12

## LOCAL BILLS

H0945 Marion Legislative Annexation. H Passed 3rd Reading  
S Rec From House  
S Passed 1st Reading  
S Ref To Com On State and Local Government

H0963 Town of Columbia/Deannexation. H Passed 3rd Reading  
S Rec From House  
S Passed 1st Reading  
S Ref To Com On State and Local Government

H1018 Yadkin Valley Career Academy. S Rec From House  
S Passed 1st Reading  
S Ref To Com On State and

		Local Government
H1032 Morganton Deannexation.	S	Rec From House
	S	Passed 1st Reading
	S	Ref To Com On State and Local Government
H1041 High Point/Archdale Boundaries.	H	Passed 2nd Reading
H1049 Bladen Community College Fed Loan Program.	S	Rec From House
	S	Passed 1st Reading
	S	Ref To Com On State and Local Government
06-12-12		
H1050 Elizabethtown Industr. Park Deannexation.	H	Reptd Fav
	H	Re-ref Com On Finance
H1051 Elizabethtown Hayfields Deannexation.	H	Reptd Fav
	H	Re-ref Com On Finance
H1086 Clay County Courthouse.	S	Rec From House
	S	Passed 1st Reading
	S	Ref To Com On State and Local Government
H1088 Graham/Swain TVA Allocation/ Border.	H	Passed 2nd Reading
H1090 Orange-Alamance Remaining 9% Boundary.	H	Passed 2nd Reading
06-13-12		
H1106 Apex Annexation.	H	Reptd Fav
	H	Re-ref Com On Finance
H1110 Matthews/Stallings Boundary Adjustment.	H	Passed 2nd Reading
H1122 Martin County Fire Districts.	H	Passed 2nd Reading
H1123 Durham County Memorial Stadium.	H	Reptd Fav
	H	Serial Referral to Finance Stricken
	H	Cal Pursuant Rule 36(b)
	H	Placed On Cal For 6/18/2012
H1169 Town of Burgaw/Deannexation.	H	Passed 2nd Reading
H1181 Study Municipal Local Option Sales Tax.	H	Passed 2nd & 3rd Reading
	S	Rec From House
	S	Passed 1st Reading
	S	Ref To Com On State and Local Government
06-13-12		
H1199 Lake Lure Convey Property.	S	Rec From House
	S	Passed 1st Reading
	S	Ref To Com On State and Local Government
06-12-12		
H1200 Winston-Salem Firefighters Retirement.	H	Passed 2nd & 3rd Reading
	S	Rec From House
	S	Passed 1st Reading
	S	Ref To Com On State and Local Government
06-13-12		
H1202 Roanoke Rapids Deannex/ Halifax N'hmppt Airport.	H	Passed 2nd Reading
06-13-12		

H1206 Butner Boundary Clarification. 06-13-12	H Passed 2nd Reading
H1207 Granville/Person Local Stormwater Fees.	H Passed 2nd & 3rd Reading S Rec From House S Passed 1st Reading S Ref To Com On State and Local Government
H1216 Town of Wallace/Satellite Annexations. 06-14-12	HA Reptd Fav Com Substitute H Re-ref Com On Finance
H1217 Asheville/Woodfin Boundary Adjustments. 06-14-12	HA Amend Adopted 1 H Amends Ruled Material
S0805 Isothermal Community College Fed Loan Program.  05-30-12, 06-12-12	S Rec To Concur H Com Sub S Ref To Com On Education/ Higher Education
S0818 Clay County Courthouse.	H Reptd Fav H Cal Pursuant Rule 36(b) H Placed On Cal For 6/18/2012
S0859 Pilot Mountain/Dobson Even- Year Elections.  06-05-12, 06-14-12	HA Reptd Fav Com Substitute H Cal Pursuant Rule 36(b) H Placed On Cal For 6/18/2012
S0906 Nags Head Conveyance.	H Passed 2nd & 3rd Reading

## SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

### HOUSE BILLS

**H 237. 2012 WORKERS' COMPENSATION AMENDMENTS.** Filed 3/3/11. Senate amendment #2 makes the following changes to 2nd edition, as amended.

Adds a section to establish the eight member Joint Legislative Committee on Workers' Compensation Insurance Coverage Compliance and Fraud Prevention and Detection (Committee), with members appointed as indicated. Details the Committee's scope of review, reporting requirements, and additional administrative issues. Makes conforming technical changes.

Employment and Retirement

**H 614. ENACT VOLUNTEER HEALTH CARE SERVICES ACT.** Filed 4/4/11. Senate amendment makes the following changes to 3rd edition.

Removes persons licensed to practice veterinary medicine from the definition of *health care provider*. Clarifies that the voluntary provision of health care does not include services provided in specified settings, including free clinics and local health departments, and makes a conforming and a clarifying change. Requires each sponsoring organization, except to amend the information as now authorized by the amendment, to submit listed information on the organization's health care providers at least 14 days (was, at least 20 days) before beginning services. Requires the sponsoring organization to post on the premises a notice regarding the organization's limited liability.

Health, Social Services, and Aging

**H 975. PROMOTE LOCAL/HEALTHY FOOD.** Filed 5/16/12. House amendment makes the following changes to 1st edition. Directs the specified state agencies to also work to increase the number of food co-ops (currently directed to increase number of farmers markets) accepting EBT cards. Makes conforming changes.

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

**H 1009. MSD AMENDMENTS.** Filed 5/17/12. House committee substitute makes the following changes to 1st edition.

Removes amendment made to GS 162A-67(a), which specified the number of members on the Sewerage District Board from the largest and smallest portions of the district when a district expands to contain two counties, and instead makes similar modifications to GS 162A-68(i) to detail the district board membership. Enacts new subdivision (2) to GS 162A-68(i) to require local governments added to an existing district to appoint members according to GS 162A-67(a)(4) only if the local government owns or operates a public wastewater collection system at the time of appointment. Rewrites GS 162A-67(a)(4), which was previously amended, to make conforming changes. Adds a section, enacting new GS 162A-67.5 to set out the methods for determining population and district board representation. Clarifies, in proposed subdivision (13c) to GS 162A-69, that a Metropolitan Sewerage District has authority to exercise *any* power of a Metropolitan Water District not listed in GS 162A-69. Specifies that the act applies to appointments made on or after July 1, 2012. Makes conforming changes to the bill title.

Energy and Utilities; Local  
Government

**H 1216. TOWN OF WALLACE/SATELLITE ANNEXATIONS.** Filed 5/30/12. House committee substitute makes the following changes to 1st edition.

Amends GS 160A-58.1(b) to restore two of the previously deleted conditions required to annex a noncontiguous area. Specifies that the act applies only to annexation of the Vidant Family Medicine facility property.

Duplin; Pender

**H 1217. ASHEVILLE/WOODFIN BOUNDARY ADJUSTMENTS.** Filed 5/30/12. House amendment makes the following change to 1st edition. Adds a provision describing an additional area to be annexed into Asheville.

Buncombe

## SENATE BILLS

**S 77. RENTAL PROPERTY/LITHIUM BATTERY SMOKE ALARMS.** Filed 2/16/11. House amendment makes the following change to 3rd edition.

Deletes provision amending GS 42-51, which allowed a landlord to use a tenant's security deposit to cover damage to a smoke or carbon monoxide alarm.

Property, Land Use, and Housing

**S 433. LOCAL HUMAN SERVICES ADMINISTRATION.** Filed 3/28/11. House amendments make the following changes to 5th edition.

Amendment #1 clarifies in GS 153A-77(a) that a board of county commissioners that assumed control of a local health board *after January 1, 2012*, and does not delegate powers and duties of that board to a consolidated health services board must appoint an advisory committee.

Amendment #2 amends GS 153A-77(e) to also require a human services director to appoint, with the county manager's approval, a person meeting the specified qualifications of a local health director.

Local Government; Health, Social  
Services, and Aging

**S 443. NC MUSEUM OF ART/CEMETERY COMM. CHANGES (NEW).** Filed 3/28/11. House committee substitute makes the following changes to 2nd edition. Deletes all the provisions of the 2nd edition and replaces it with *AN ACT TO ELIMINATE THE NORTH CAROLINA STATE ART SOCIETY, INC., CREATE A DIRECTOR'S COMMITTEE TO HIRE AND SUPERVISE THE DIRECTOR OF THE NORTH CAROLINA MUSEUM OF ART, TO REMOVE THE NORTH CAROLINA CEMETERY COMMISSION FROM THE NORTH CAROLINA DEPARTMENT OF COMMERCE, AND TO ENDOW THE CEMETERY COMMISSION WITH POWERS SIMILAR TO OCCUPATIONAL LICENSING BOARDS.*



*Museum of Art Governance Changes.* Eliminates the North Carolina State Art Society, Inc. (Art Society). Repeals Article 3 of GS Chapter 140 (identifying the Art Society as a state agency), GS 143B-51(7) (identifying the Art Society as an agency whose functions were vested in the NC Department of Cultural Resources), and Part 15 of Article 2 of GS Chapter 143B (regarding the operation of the Art Society under the patronage of the state). Repeals GS 105-275(41), removing the exclusion from the tax base for objects of art held by the Art Society. Makes conforming changes deleting references to the Art Society in GS 135-27(d), GS 143B-53, and GS 140-5.13(b). Removes Art Society from the list of appointing entities for members of the Board of Trustees of the NC Museum of Art (Board), reducing the Board membership to 25 (was, 29). Effective October 1, 2012.

Amends GS 140-5.15 to create a five member Director's Committee to elect and supervise the Director of the North Carolina Museum of Art (Director). Requires the Director's Committee to evaluate the performance of the Director and to determine the Director's compensation. Deletes provisions that previously authorized the Secretary of Cultural Resources to appoint the Director from nominees recommended by the Board of Trustees of the NC Museum of Art. Deletes all requirements relevant to the authority of the Secretary over the position of Director. Provides guidelines for the membership and operation of the Director's Committee.

Makes additional conforming and technical changes.

*Changes to Cemetery Commission.* Amends GS 65-49 to remove the North Carolina Cemetery Commission (Commission) from within the Department of Commerce. Establishes the Commission as an independent commission. Amends GS 65-50 to require the General Assembly to appoint two members who own or manage, or have retired from owning or managing, a North Carolina cemetery to the nine-member Commission. Clarifies that vacancies are to be filled by the authority who originally filled that position except provides that any vacancy in appointments made by the General Assembly must be filled in accordance with GS 120-122.

Provides that officers are to consist of a president, vice-president, and secretary-treasurer and that no two offices may be held by the same person. Limits term to one year and provides that officers are to serve until their successors are elected and qualified. Provides guidelines regarding the election of officers.

Amends GS 65-51 to prohibit paying any salary or compensation, or other expenses of the Commission from monies from the General Fund. Amends GS 65-53 to identify the powers of the Commission. Includes among those powers, the authority for the Commission to seek injunctive relief in its own name in order to prevent violations of this Article or a violation of any rules adopted under this Article. Also provides guidelines for the authority of the Commission to hold hearings, subpoena witnesses, to administer oaths or receive affirmation of witnesses.

Additionally, authorizes the Commission to acquire, hold, rent, encumber, alienate, and otherwise deal with real property in the same manner as a private person, subject to approval of the Governor and Council of State. Also allows for the purchase, rent, or lease of equipment and supplies, and for the purchase of liability insurance.

Enacts new GS 65-53-1 to authorize the Commission to appoint one or more agents with the title of *Inspector of the North Carolina Cemetery Commission* to serve at the pleasure of the Commission.

Enacts new GS 65-54.1 to declare that Commission records containing certain, specified information or generated in response to a complaint, investigation, inquiry, or an interview are confidential. Provides additional clarification as to what constitutes a public record and what is deemed confidential information.

Amends GS 143B-433(1) regarding the organization of the Department of Commerce to remove the Commission from the list of agencies organized under the Department of Commerce. Also makes a conforming change to Section 14.7(a) of SL 1011-145. Makes additional technical and conforming changes.

Except as otherwise indicated, this act is effective when it becomes law.

Previously: Emergency Services;  
Employment and Retirement  
Now: State Government

**S 444. NONAPPROPRIATED CAPITAL PROJECTS.** Filed 3/28/11. Senate amendments make the following changes to 2nd edition.

Amendment #1 adds five Department of Agriculture projects and corresponding funding to those projects authorized for funding from non-General Fund sources.

Amendment #2 adds one Department of Administration project (Sandhills Cemetery – Committal Structure) and corresponding funding to the projects authorized for funding from non-General Fund sources. Adds a section directing the Division of Veterans Affairs to report to the Joint Legislative Commission on Governmental Affairs on the project's status by January 1, 2013.

Amendment #3 removes authorization for the South Campus Acquisitions and Improvements project at Winston-Salem State University.

Budget and Appropriations;  
Education

**S 724. AN ACT TO IMPROVE PUBLIC EDUCATION.** Filed 4/19/11. House amendments make the following changes to 3rd edition.

Amendment # 1 amends GS 115C-105.41 to provide that if all the information required in a personal education plan (PEP) is included on a student's report card, then no further PEP is required to be generated for that student.

Amendment #2 amends GS 115C-296(b), regarding teacher preparation programs and subsection (c1), regarding lateral entry teacher preparation programs, to include as a program standard ensuring that students preparing to teach and lateral entry teachers are prepared to integrate arts education across the curriculum.

Makes technical changes.

Education

**S 810. REGULATORY REFORM ACT OF 2012.** Filed 5/17/12. House committee substitute makes the following changes to 3rd edition.

Amends proposed subsection (h) to GS 150B-19.1 (rule-making requirements) to clarify that a specified agency must respond to a state agency's request for certification within 20 *business* days, and makes an additional clarifying change.

Adds nonprofits to the directives related to reports required from state agencies on audit, examination, and inspection functions.

Adds a section to make technical changes to several provisions in Article 8 (employee appeals of grievances and disciplinary action) of GS Chapter 126 to replace references to the State Personnel Commission with the Office of Administrative Hearings.

Amends proposed GS 143B-279.17, which directs the Department of Environment and Natural Resources (DENR) to track and report permit processing time, to limit that tracking to two specified programs. Directs, in uncodified language, DENR to inventory all permits, licenses, and approvals issued, and to provide a list of such items to the Environmental Review Commission by January 15, 2013. Adds a section to make clarifying changes to SL 2011-398 concerning approval from the Environmental Protection Agency.

Deletes amendment to GS 130A-250, which exempted seasonal markets from certain sanitation regulations. Amends GS 143-138(b4), which exempts certain farm buildings from building rules, to provide that a farm building includes any structure that is (1) used to display and sell produce, (2) 1,000 square feet or less in size, (3) open to the public for 180 or fewer days a year, and (4) certified.

Deletes proposed GS 95-4.1, which required the Department of Labor to provide notice at least 72 hours before conducting an inspection, and instead directs the Department of Labor, in uncodified language, and other specified parties, to develop an employer's statement of rights to be presented by an inspector upon beginning an inspection. Effective July 1, 2012.

Adds a section, amending GS 120-270, to require agencies to report to the General Assembly after determining that a law obstructs the agency's ability to reduce identity theft by January 1 of the next year.

Adds a section, amending GS 143B-431(e) to require the business license coordinator in each state agency to report annually (rather than quarterly) on the number of licenses issued in the previous fiscal year.

Adds a section, amending GS 130A-248(c1), to provide that a mobile food unit must meet all sanitation requirements of a permitted commissary *or* have a permitted restaurant or commissary as the unit's base of operations (previously required the unit to have a base of operations). Retains requirement that pushcarts must have a base of operations.

Makes conforming changes to the bill title.

APA/Rule Making; Agriculture, Environment, and Natural Resources; Business and Commerce; Health, Social Services, and Aging; Property, Land Use, and Housing

**S 820. CLEAN ENERGY AND ECONOMIC SECURITY ACT.** Filed 5/17/12. House amendments make the following changes to 3rd edition.

Amendment #1 modifies one of the Governor's appointments to the NC Mining and Energy Commission (Commission).

Amendment #2 requires the notice of the lessor or lessee's right to withdraw from the lease to be boldly and conspicuously included in all leases.

Amendment #3 makes a clarifying change to the definition of *lessor*.

Amendment #4 moves powers previously assigned to the Commission and places them under the purview of the Committee on Mining. Adds a duty to the Committee's list. Makes clarifying changes to the Commission's powers, and specifies that all rules adopted by the Commission are enforced by the Department of Environment and Natural Resources. Makes clarifying changes to remove the term "mineral rights."

Agriculture, Environment, and  
Natural Resources; Energy and  
Utilities; State Government

**S 859. PILOT MOUNTAIN/DOBSON EVEN-YEAR ELECTIONS.** Filed 5/22/12. House committee substitute makes the following changes to 2nd edition.

Makes modifications and updates to the provision in Dobson's charter concerning municipal elections, and specifies that elections are held in even-numbered (rather than odd-numbered) years.

Surry

## Legislation Enacted

None

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## Notes

None

## **NEXT SESSIONS**

**June 18, 2012**

**HOUSE convenes at 7:00 p.m.**

**SENATE convenes at 7:00 p.m.**