

# Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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## School of Government

The University of North Carolina at Chapel Hill

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House Legislative Day 86

Vol. 2011, No. 85

Senate Legislative Day 86

*Friday, June 17, 2011*

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## SUMMARIES OF BILLS FILED

### *Public Bills*

None

### *Local Bills*

None

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**ACTION ON BILLS****June 17, 2011**

Calendar Action as of 1:20 a.m., June 18, 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](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**

H0012 Stop Methamphetamine Labs. 06-08-11, 06-15-11	H Pres. To Gov. 6/17/2011
H0022 2011 Budget Technical Corrections. 06-16-11, 06-17-11	SA Amend Adopted 2 S Passed 3rd Reading
H0024 Expand Duties of Economic Dev. Oversight Comm.	H Pres. To Gov. 6/17/2011
H0036 Government Contractors Must Use E-Verify.	H Conf Rpt Recon/Withdrawn H Conf Rpt Rtn To Conf Com H Conf Com Reported H Placed On Cal For 6/18/2011 S Conf Com Reported S Placed On Cal For 6/17/2011 SA Conf Report Adopted 05-19-11, 06-03-11, 06-08-11, 06-14-11, 06-16-11, 06-17-11
H0049 Laura's Law. 02-24-11, 03-09-11, 06-13-11	H Pres. To Gov. 6/17/2011
H0093 Sales & Use Tax Collection. 06-09-11	H Pres. To Gov. 6/17/2011
H0113 Motorcycle Safety Act.  06-16-11	H Concurred In S Amend H Ratified
H0119 Amend Environmental Laws 2011.  06-02-11, 06-15-11, 06-16-11	H Concurred In S Amend 1 H Concurred In S Amend 3 H Concurred In S/Com Sub
H0122 Rev Laws Tech, Clarify., & Admin. Chngs. 06-09-11, 06-13-11, 06-14-11, 06-15-11	S Passed 3rd Reading
H0168 Farms Exempt from City Annexation & ETJ. 03-21-11, 06-14-11, 06-15-11	H Concurred In S/Com Sub H Ratified
H0209 Amend SW Financial Assurance Rqmts. 06-13-11	H Pres. To Gov. 6/17/2011
H0242 Nat. Gas/Bond/Fee/Landowner Protect'n/Study.  04-19-11, 05-26-11, 05-31-11, 06-13-11, 06-16-11	H House Concured in S Com Sub As Amended H Ratified
H0271 Probation Officer/No	H Pres. To Gov. 6/17/2011

Concealed Carry Required.

H0289 Authorize Various Special Plates. H Failed To Concur In S/Com Sub As Amended  
H Conf Com Appointed  
S Conf Com Appointed  
05-18-11, 06-07-11, 06-15-11, 06-16-11, 06-18-11

H0311 Household Goods Carriers/ID Markings. H Pres. To Gov. 6/17/2011  
05-05-11

H0312 Register of Deeds. H Pres. To Gov. 6/17/2011  
03-24-11

H0329 Bldg. Codes/Expand Equine Exemption. H Concurred In S/Com Sub  
H Ratified  
03-24-11, 04-06-11, 06-14-11, 06-15-11

H0335 Maintenance of Prisons. S Conf Com Appointed  
04-13-11, 06-14-11

H0339 Housing Authority/Collect Unpaid Rent. H Ratified  
04-13-11

H0344 Tax Credits for Children with Disabilities. H Ratified  
06-03-11, 06-07-11, 06-14-11

H0350 Property Tax Uniformity for Conservation Land. S Withdrawn From Com  
S Placed On Cal For 6/17/2011  
S Passed 3rd Reading  
06-01-11, 06-03-11

H0351 Restore Confidence in Government. H Pres. To Gov. 6/17/2011  
04-07-11, 06-07-11, 06-09-11, 06-14-11

H0376 Retirement Technical Corrections.-AB H Pres. To Gov. 6/17/2011  
06-08-11, 06-14-11

H0379 Uniform Depositions and Discovery Act. H Pres. To Gov. 6/17/2011  
05-09-11, 06-09-11

H0382 Juvenile Code Revisions.-AB H Pres. To Gov. 6/17/2011  
03-31-11, 06-09-11

H0384 Register of Deeds/Fees. H Pres. To Gov. 6/17/2011  
06-02-11, 06-03-11, 06-15-11

H0385 2011 Omnibus Labor Law Changes.-AB H Ratified

H0397 DHHS Penalties and Remedies Revision.-AB H Pres. To Gov. 6/17/2011  
04-20-11, 06-13-11

H0408 Amend Criminal Discovery Laws. H Pres. To Gov. 6/17/2011  
05-12-11, 06-13-11

H0411 Iredell Correctional Facility/ DOT Storage. H Pres. To Gov. 6/17/2011  
05-09-11

H0417 Extend Time For Site Of Low/ Mod. Inc. Housing. H Ratified

H0427 Run and You're Done. H Ratified  
04-07-11, 04-19-11, 06-09-11, 06-14-11

H0432 Swine in Transport/Regulate Feral Swine. H Ratified  
04-06-11, 04-20-11, 06-14-11

H0453 Allow Salary Protection Insurance.	H	Ratified
H0482 Water Supply Lines/Water Violation Waivers. 04-14-11, 06-14-11	H	Pres. To Gov. 6/17/2011
H0512 Rendering Act Amendments. 05-19-11, 06-09-11, 06-15-11	H H	Failed concur in S/Com Sub Conf Com Appointed
H0514 Uniform Military and Overseas Voters Act. 05-12-11, 06-09-11	H	Pres. To Gov. 6/17/2011
H0538 LGERS LEO Disability/Add Sheriffs Assn. 06-14-11, 06-16-11	H H	Concurred In Sen/Com Sub As Amended Ratified
H0542 Tort Reform for Citizens and Businesses. 05-10-11, 06-01-11, 06-13-11, 06-14-11	H	Ratified
H0567 Mountain Resources Comm'n/ Staggered Terms.	S S S	Withdrawn From Com Placed On Cal For 6/17/2011 Passed 2nd & 3rd Reading
H0588 The Founding Principles Act. 06-07-11, 06-14-11, 06-15-11, 06-17-11	H H S S S SA	Failed concur in S/Com Sub Conf Com Appointed Conf Com Appointed Conf Com Reported Placed On Cal For 6/17/2011 Conf Report Adopted
H0594 Functionally Equivalent Wastewater Systems. 05-12-11, 06-09-11	H	Pres. To Gov. 6/17/2011
H0596 Transfer Surplus Prop. to Retirement System. 05-19-11, 05-23-11, 06-16-11	H H	Concurred In S Amend 1 Ratified
H0609 Promote Water Supply Development/Efficiency. 05-31-11, 06-13-11, 06-14-11	H	Ratified
H0618 Streamline Oversight/DHHS Service Providers. 05-17-11, 06-07-11, 06-08-11, 06-15-11	H	Pres. To Gov. 6/17/2011
H0619 Forced Combinations.	H H H H H H H	Reptd Fav To Concur Cal Pursuant Rule 36(b) Placed On Cal For 6/17/2011 Concurred In S Amend 2 Concurred In S Amend 4 Concurred In S Amend 1 Concurred In S Amend 3 Concurred In S/Com Sub
H0629 Substance Abuse Treatment. 04-27-11, 06-14-11	H	Pres. To Gov. 6/17/2011
H0641 Certificate of Relief Act. 06-01-11	H	Pres. To Gov. 6/17/2011
H0642 Justice Reinvestment Act. 04-14-11, 05-31-11, 06-01-11, 06-09-11, 06-14-11	H	Pres. To Gov. 6/17/2011
H0643 Exempt CCPCUA from IBT	H	Pres. To Gov. 6/17/2011

Requirements.

05-09-11  
H0644 Establish Pharmacy Audit H Ratified  
Rights.

05-31-11, 06-02-11, 06-15-11  
H0648 Improve Enforcement/General H Ratified  
Contractor Laws.

04-20-11, 06-14-11  
H0650 Amend Various Gun Laws/Castle H Ratified  
Doctrine.

06-02-11, 06-07-11, 06-14-11  
H0652 Omnibus Transportation Act. SA Amend Adopted 1  
S Passed 2nd & 3rd Reading

06-08-11, 06-16-11, 06-17-11  
H0656 Allow Sheriffs' Assn. In H Rec To Concur S Com Sub  
LGERS. H Cal Pursuant Rule 36(b)

05-25-11, 06-16-11  
H0662 Electronic Monitoring Fee. H Ratified

06-01-11, 06-02-11  
H0677 Discharge of Adult Care Home H Concurred In S/Com Sub  
Residents.

06-07-11, 06-14-11, 06-15-11  
H0678 Pilot Release of Inmates to H Pres. To Gov. 6/17/2011  
Adult Care Homes.

06-07-11  
H0687 Atty Fees/City or County H Pres. To Gov. 6/17/2011  
Action Outside Auth.

05-23-11, 05-24-11, 06-15-11  
H0713 Public Contracts/Multiple H Ratified  
Award.

06-01-11, 06-02-11, 06-13-11, 06-14-11  
H0720 School & Teacher Paperwork S Conf Com Reported  
Reduction Act. S Placed On Cal For 6/17/2011  
SA Conf Report Adopted

06-07-11, 06-08-11, 06-15-11, 06-17-11  
H0730 Local Bds of Education/403(b) H Pres. To Gov. 6/17/2011  
Option.

06-08-11, 06-09-11, 06-14-11  
H0744 Safe Students Act. H Pres. To Gov. 6/17/2011

06-07-11, 06-08-11  
H0750 Asscs.-Stormwater Resp./SD & H Pres. To Gov. 6/17/2011  
Sept'g. Rules.

05-12-11, 06-07-11  
H0751 Various Economic Development H Concurred in S/Com Sub as  
Incentives. Amended

06-14-11, 06-15-11, 06-16-11  
H0755 Study Fox Laws. H Ratified

05-31-11  
H0758 Establish Arts Education H Pres. To Gov. 6/17/2011  
Commission.

06-07-11, 06-13-11  
H0761 Ignition Interlock Systems/ S Rec From House  
Record Checks. S Passed 1st Reading  
S Ref To Com On Rules and  
Operations of the Senate  
S Reptd Fav

	S	Placed On Cal For 6/17/2011
	S	Passed 2nd & 3rd Reading
06-07-11, 06-15-11, 06-16-11		
H0763 License Plate Agency Contracts.	H	Ratified
06-08-11, 06-14-11		
H0765 Study Length of School Year. 06-14-11	H	Pres. To Gov. 6/17/2011
H0773 Studies Act of 2011.	SA	Amend Adopted 1
	SA	Amend Adopted 2
	SA	Amend Adopted 3
	SA	Amend Adopted 4
	SA	Amend Adopted 5
	SA	Amend Adopted 6
	S	Passed 2nd & 3rd Reading
06-16-11, 06-17-11		
H0805 Additional Name Change Requirements.	H	Pres. To Gov. 6/17/2011
05-23-11, 05-24-11		
H0806 Zoning St. of Limit./Ag. Dist. Change.	H	Ratified
04-27-11, 05-11-11, 06-14-11		
H0808 Revise Laws on Adult Care Homes.	H	Pres. To Gov. 6/17/2011
04-28-11, 06-08-11		
H0809 Model Healthcare-Associated Infections Law.	H	Concurred In S Amend 1
	H	Ratified
06-07-11, 06-14-11		
H0822 Dropout Recovery Pilot Program.	H	Pres. To Gov. 6/17/2011
06-07-11		
H0845 Annexation Reform Act of 2011.	H	Concurred In S/Com Sub
	H	Ratified
05-03-11, 05-11-11, 06-14-11, 06-15-11		
H0854 Abortion-Woman's Right to Know Act.	H	Pres. To Gov. 6/17/2011
05-12-11, 06-07-11, 06-08-11		
H0895 Butner Fire & Police District Modifications.	H	Pres. To Gov. 6/17/2011
06-07-11, 06-08-11		
S0063 Clarify Permit Req. Collection Agency E'ee.	H	Passed 2nd & 3rd Reading
05-23-11		
S0098 911 Call Transcripts.	S	Ratified
S0118 Downtown Service District Definition.	S	Concurred On 3rd Reading
06-07-11		
S0131 AOC Collection Assistance Fee.	S	Rec To Concur H Com Sub
	S	Placed On Cal For 6/17/2011
	S	Concurred In H/com Sub
06-14-11		
S0135 Allow Juvenile Record/Risk Determination/Bond.	S	Ratified
06-15-11		
S0143 Detention Facility Requirements.	S	Rec To Concur In H Amend
	S	Placed On Cal For 6/17/2011

	S	Concurred In H Amend
06-16-11		
S0144 Cash Converters Must Keep Purchase Records.	S	Ratified
04-28-11, 06-15-11, 06-16-11		
S0148 GSC Tech Corrections/Other Changes.	HA	Amend Adopted 1
	H	Passed 2nd & 3rd Reading
	S	Rec To Concur H Com Sub
	S	Placed On Cal For 6/17/2011
	S	Concurred In H/com Sub
06-16-11, 06-17-11		
S0166 No Adult Left Behind.	S	Ratified
06-08-11, 06-15-11		
S0183 Selective Vegetation Removal/ State Highways .	H	Conf Com Reported
	H	Placed On Cal For 6/17/2011
	HA	Conf Report Adopted
04-28-11, 05-19-11, 05-24-11, 06-08-11, 06-14-11, 06-16-11, 06-17-11		
S0203 Set Aside Paternity/Child Support.	S	Ratified
06-07-11, 06-15-11		
S0241 DWI/Custodial Interrogation Amendments.	S	Rec To Concur H Com Sub
	S	Placed On Cal For 6/17/2011
	S	Concurred In H/com Sub
04-04-11, 06-15-11, 06-16-11		
S0267 Rev Laws Tech, Clarify., & Admin. Chngs.	H	Passed 2nd Reading
06-09-11, 06-13-11, 06-15-11		
S0268 Enhance Protection of Victims and Witnesses.	S	Rec To Concur H Com Sub
	S	Placed On Cal For 6/17/2011
	S	Concurred In H/com Sub
06-07-11, 06-15-11, 06-16-11		
S0287 Extend Small Business Center Incubator Period.	S	Ratified
S0300 Miscellaneous Service/Process Amendments.	S	Concurred In H/com Sub
06-15-11		
S0315 Roadside Campaign Signs.	S	Rec To Concur H Com Sub
	S	Placed On Cal For 6/17/2011
	S	Failed Concur In Com Sub
	S	Conf Com Appointed
05-18-11, 06-15-11		
S0324 ABC Law/Eastern Band of Cherokee Indians.	S	Ratified
06-07-11, 06-15-11		
S0339 Modify Driver Education Program.	S	Ratified
03-31-11, 04-04-11, 06-15-11		
S0346 Exempt Cooking Schools from Food Regulations.	S	Ratified
03-31-11		
S0349 Confidentiality/Optometry/Re Closing INT .	S	Ratified
06-07-11, 06-15-11		
S0375 Facilitate Statewide Health Info. Exchange.	S	Ratified
03-31-11, 06-14-11		

S0397	Expunge Nonviolent Offense by Minor. 06-14-11	S	Ratified
S0404	Dept. of Admin/Procurement Modernization.-AB	S	Ratified
S0407	Trusts and Estate Planning Changes. 04-11-11	S	Ratified
S0409	Global TransPark Gov. Reform & Loan Repayment. 06-07-11, 06-08-11, 06-14-11	S	Ratified
S0411	Stanly County Local Changes.  06-14-11, 06-17-11	S	Conf Com Reported S Placed On Cal For 6/17/2011 SA Conf Report Adopted
S0414	Allow Attorneys' Fees in Business Contracts.  04-11-11, 04-20-11, 04-26-11, 06-15-11	S	Rec To Concur H Com Sub S Placed On Cal For 6/17/2011 S Concurred In H/com Sub
S0415	Eliminate Cost/Reduced-Price Sch Breakfast. 06-08-11	H	Passed 2nd Reading
S0425	Ecosystem Enhancement Program Changes. 06-08-11, 06-15-11, 06-16-11	S	Ratified
S0432	Revise Probate Code. 05-02-11	S	Ratified
S0436	Extend Sunsets.  06-13-11, 06-16-11	H	Passed 3rd Reading S Rec To Concur H Com Sub S Placed On Cal For 6/17/2011 S Concurred In H/com Sub
S0437	Enact First Evaluation Program. 04-14-11, 04-19-11, 06-15-11	S	Ratified
S0457	Amend Article 13 of Business Corporation Act.	S	Ratified
S0466	Modify Teacher Career Status Law. 04-14-11, 06-14-11	S	Ratified
S0474	Photo ID for Certain Controlled Substances. 04-19-11, 04-20-11, 06-15-11	S	Ratified
S0479	Testing in the Public Schools.  04-27-11, 06-16-11	H	Passed 2nd & 3rd Reading S Rec To Concur H Com Sub S Placed On Cal For 6/17/2011 S Concurred In H/com Sub
S0484	REPS Credits at Cleanfields Parks. 05-10-11	H	Passed 2nd & 3rd Reading
S0487	Disputed Earnest Money/ Attorneys Deposit. 06-14-11	S	Ratified
S0488	Landlord Notice NC Bar/ Homeowner-Buyer Prot.	H	Withdrawn From Cal H Re-ref Com On Rules,



		Calendar, and Operations of the House
05-02-11, 06-16-11		
S0496 Medicaid and Health Choice Provider Req.	S	Ratified
06-06-11, 06-14-11		
S0498 Modify Law Re: Corporal Punishment.	S	Ratified
05-05-11, 06-15-11		
S0507 Clarify Exception/Real Estate Broker Laws.	S	Ratified
06-08-11		
S0514 Nutrient Management Plan Only For NSW.	H	Reconsidered 2nd Reading H Withdrawn From Cal H Re-ref Com On Environment
06-15-11		
S0519 Memo of Contract/Deeds & Deeds of Trust.	S	Ratified
06-15-11		
S0532 ESC/Jobs Reform.	S	Ratified
06-02-11, 06-14-11		
S0537 Increase In Rem Foreclosure Fee.	H	Passed 3rd Reading
S0555 Study Modernization of Banking Laws.	S	Reptd Fav S Placed On Cal For 6/17/2011 S Passed 2nd & 3rd Reading
S0556 Public Disclosure Charitable Solicitations.	H	Passed 2nd & 3rd Reading
S0578 Facilitate Transfer SPH Beds Com. Facility.	S	Ratified
06-02-11		
S0580 AOC Omnibus Courts Act.	S	Rec To Concur In H Amend S Placed On Cal For 6/17/2011 S Failed Concur In H Amend S Conf Com Appointed
06-07-11, 06-16-11		
S0581 Clarify Motor Vehicle Laws.	S	Ratified
S0586 Motion Hearings in Multicounty Dist./RCP 7.	S	Ratified
06-16-11		
S0593 Government Reduction Act.	HA	Reptd Fav Com Substitute H Cal Pursuant Rule 36(b) H Placed On Cal For 6/17/2011 HA Amend Adopted 1 HA Amend Adopted 2 H Passed 2nd Reading HA Amend Adopted 3 H Passed 3rd Reading S Rec To Concur H Com Sub S Placed On Cal For 6/17/2011 S Concurred In H/com Sub
06-07-11, 06-09-11, 06-17-11		
S0600 Out-of-State Law Enforcement/ Special Events.	S	Concurred In H/com Sub
05-10-11, 06-15-11		
S0602 Domestic Fowl Stray/	S	Ratified

Commercial Poultry Lands.  
05-17-11  
S0607 Conform Medical Record Laws. S Ratified  
04-28-11, 05-05-11, 06-14-11, 06-15-11  
S0609 Facilitate Locum Tenens S Concurred In H Amend  
Physicians.  
06-07-11, 06-15-11, 06-16-11  
S0620 Clarify Use of Position. HA Reptd Fav Com Substitute  
H Cal Pursuant Rule 36(b)  
H Placed On Cal For 6/17/2011  
H Passed 2nd & 3rd Reading  
S Rec To Concur H Com Sub  
S Placed On Cal For 6/17/2011  
S Concurred In H/com Sub

05-02-11, 06-17-11  
S0636 Modify Graduated Licensing S Rec To Concur H Com Sub  
Requirements. S Placed On Cal For 6/17/2011  
S Concurred In H/com Sub

06-07-11, 06-15-11, 06-16-11  
S0644 DSS Adoption Assistance S Ratified  
Agreements Binding.

05-12-11, 06-14-11  
S0670 Revise Membership/Hearing Aid S Rec To Concur H Com Sub  
Fitters Board. S Placed On Cal For 6/17/2011  
S Concurred In H/com Sub

05-12-11, 05-17-11, 06-15-11, 06-16-11  
S0679 Deeds of Trust/Modernize S Rec To Concur H Com Sub  
Procedures. S Placed On Cal For 6/17/2011  
S Concurred In H/com Sub

06-07-11, 06-08-11, 06-09-11, 06-15-11  
S0683 Residential Building HA Amend Adopted 4  
Inspections. H Passed 2nd & 3rd Reading  
S Rec To Concur H Com Sub  
S Placed On Cal For 6/17/2011  
S Concurred In H Amend

06-08-11, 06-09-11, 06-15-11, 06-16-11, 06-17-11  
S0684 Sex Offender Supervision/ S Ratified  
Forensic Amendments.

06-02-11, 06-15-11  
S0685 Modify Regulation of S Rec To Concur H Com Sub  
Proprietary Schools. S Placed On Cal For 6/17/2011  
S Concurred In H/com Sub

05-11-11, 05-18-11, 06-14-11  
S0686 2011 President Pro Tem HA Reptd Fav Com Substitute  
Appointments Bill. H Cal Pursuant Rule 36(b)  
H Placed On Cal For 6/17/2011  
H Passed 2nd & 3rd Reading  
S Rec To Concur H Com Sub  
S Placed On Cal For 6/17/2011  
S Concurred In H/com Sub

06-08-11, 06-17-11  
S0709 Energy Jobs Act. H Conf Rpt Recon/Withdrawn  
H Conf Rpt Rtn To Conf Com

05-04-11, 05-10-11, 06-08-11, 06-13-11, 06-14-11, 06-16-11  
S0710 Poultry Waste RECs. H Passed 2nd Reading  
H Passed 3rd Reading

	S Rec To Concur H Com Sub
	S Placed On Cal For 6/17/2011
	S Concurred In H/com Sub
06-16-11	
S0726 Multiple Birth Sibling Classroom Placement.	S Ratified
06-07-11, 06-14-11	
S0743 Encourage Volunteer Health Care Providers.	HA Amend Adopted 1
	H Passed 2nd & 3rd Reading
	S Rec To Concur H Com Sub
	S Placed On Cal For 6/17/2011
	S Concurred In H/com Sub
05-24-11, 06-14-11, 06-17-11	
S0762 Assault on Law Enforcement & EM Worker/Felony.	S Concurred In H/com Sub
06-07-11, 06-08-11, 06-15-11	
S0770 Birth Certificate/Stillborn Infants.	S Ratified
06-08-11, 06-15-11	
S0771 Single Trip Permits/Modular Homes.	S Ratified
06-15-11	
S0781 Regulatory Reform Act of 2011.	HA Conf Report Adopted
	SA Conf Report Adopted
06-08-11, 06-14-11, 06-15-11, 06-16-11	
S0784 Adjournment Resolution.	S Reconsidered 3rd Reading
	SA Amend Adopted 1
	SA Amend Adopted 2
	S Passed 3rd Reading
	S Engrossed
06-16-11, 06-17-11	

### LOCAL BILLS

H0056 Local Annexations Subject to 60% Petition.	H Concurred On 2nd Reading
06-14-11, 06-16-11	
H0066 Greene County Commissioners.	H Concurred In S Amend 1
	H Ratified
06-07-11, 06-16-11	
H0096 Alleghany/Jackson/Grover OT.	H Ratified
06-03-11, 06-09-11	
H0212 Town of Cramerton/Regulate Utility Vehicles.	H Ratified
H0403 Contrib. Structures & Wilmington Civ. Serv.	S Conf Com Appointed
	S Conf Com Reported
	S Placed On Cal For 6/17/2011
	SA Conf Report Adopted
04-21-11, 06-14-11, 06-17-11	
H0442 Cornelius Design-Build and Investments.	H Concurred In S Amend 1
	H Concurred In S Amend 2
06-08-11, 06-14-11, 06-15-11	
H0450 Guilford County Commissioners Districts.	H Ratified
06-01-11, 06-15-11, 06-16-11	
H0565 Morehead City/Beaufort	S Passed 3rd Reading

Boundary.	
S0027 Local Annexations Subject to 60% Petition.	H Passed 2nd & 3rd Reading S Rec To Concur H Com Sub S Placed On Cal For 6/17/2011 S Concurred In H/com Sub
02-22-11, 03-01-11, 06-16-11	
S0237 Incorporate Castle Hayne.	S Ratified
06-02-11, 06-15-11	
S0260 Pitt County School Board Election.	H Passed 3rd Reading S Rec To Concur H Com Sub S Placed On Cal For 6/17/2011 S Concurred In H/com Sub
06-07-11, 06-16-11	
S0289 Cape Carteret Deannexation.	H Passed 3rd Reading S Ratified
S0297 Durham/Small Business Enterprise.	S Ratified

## SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

### HOUSE BILLS

**H 22. [2011 BUDGET TECHNICAL CORRECTIONS.](#)** Filed 2/1/11. Senate amendment, adopted 6/16/11, makes the following changes to 2nd edition.

**SECTION 10.5.(a)** Provides that The North Carolina Partnership for Children, Inc. is not to reduce the allocation for counties with less than 35,000 in population by more than 20% of their current allocation/state funding levels.

**SECTION 10.5.(e)** Of the funds the North Carolina Partnership for Children, Inc., and local partnerships are required to match, 7% (previously 10%) must be in the form of cash contributions. Makes conforming changes.

**SECTION 10.37.(a)** Amends the date by which the Department of Health and Human Services, Division of Medical Assistance must cease providing services under PCS and PCS-Plus.

**SECTION 10.49A.** Specifies that all completed applications that include the applicable fee received by the Division of Health Service Regulation prior to July 1, 2011, may be processed for licensure.

**SECTION 14.3A.** Repeals Section 14.3A, concerning the establishment of the operating committees for the Vinifera Group and the Muscadines Group.

**SECTION 14.3B.** Re-enacts Part 2J of Article 10 of GS Chapter 143B, concerning the Wine and Grape Growers Council.

Rewrites GS 143B-437.91 to provide that the North Carolina Wine and Grape Growers Council consists of 10 members (previously 11) appointed by the Secretary of Commerce. Replaces all other provisions of the statute with details regarding membership, division (into two advisory committees, the Vinifera and the Muscadines) terms, meeting requirements, and makes other directives.

Directs that position #60080945 not be eliminated, but rather the position, including salary and benefits, are to be paid for with funds appropriated in the act for NC Wineries & Tourism. Appropriates \$500,000 in non-recurring funds for the 2011-12 fiscal year as specified. The terms of the current members on the NC Wine and Grape Growers Council expire on June 30, 2011.

Directs \$100,000 in recurring funds for the 2011-12 fiscal year be appropriated to the Department of Commerce to allocate to the Appalachian Energy Center at Appalachian State University.

**SECTION 15.23. (NEW)** Directs the Administrative Office of the Courts to reduce support staff in prosecutorial offices using a blended ratio/workload model developed by their Office of Research and Planning. Places no limit on the percentage reduction that any one prosecutorial office may take.

**SECTION 18.10.(c)** Repeals Section 18.10.(c), which directed hospitals to treat inmates in the custody of the Department of Correction as a condition of licensure.

**SECTION 21.5 (NEW)** Directs the Department of Cultural Resources to use funds appropriated to fully restore Historic Sites Specialist II at Fort Dobbs, Position # 60083465.

**SECTION 28.23F. (NEW)** Directs the Division of Motor Vehicles to use funds appropriated to restore one day per week licensing services at a fixed location in the Town of Walnut Cove, Stokes County.

**SECTION 31.11A.(b) (NEW)** Directs that the \$400,000 appropriated under the act for aid to counties for local food and lodging programs be used for such for the 2011-12 fiscal year and be retained by the state beginning with the 2012-13 fiscal year to pay for the costs to operate the state elements of the food and lodging program.

**SECTION 31.11A.(c) (NEW)** Provides that Section 31.11A.(a), concerning permit fee is effective July 1, 2012.

**SECTION 31.23.(g) (NEW)** Makes clarifying changes to the applicability of proposed court cost increases. Makes other technical and clarifying changes.

Budget and Appropriations

**H 22. 2011 BUDGET TECHNICAL CORRECTIONS.** Filed 2/1/11. Senate amendment #2 makes the following changes to 2nd edition, as amended.

**SECTION 28.28.** Deletes provision eliminating the Administrative Services Section of the State Highway Patrol. Amends the list of State Highway Patrol positions eliminated, and provides that such positions are eliminated on August 1, 2011. Directs the Department of Crime Control and Public Safety, State Highway Patrol (Department) to achieve savings in the Patrol's operation of \$4,563,227, recurring, in fiscal year 2011-12 (previously \$2,390,202), and \$13,203,720, recurring, in fiscal year 2012-13 (previously \$10,482,026). Authorizes the Department to freeze Trooper positions or eliminate other sworn or civilian positions to achieve such budget reductions. Provides additional directive on the construction of the act. Makes conforming change.

**SECTION 10.31A.** Makes clarifying changes.

Budget and Appropriations

**H 36. EMPLOYERS & LOCAL GOV'T MUST USE E-VERIFY (NEW).** Filed 2/3/11. Conference report recommends the following changes to the 6th edition to reconcile matters in controversy. Deletes proposed Article 2, *Verification of Work Authorization by Entities that Contract with Government Agencies*, and replaces it with a new proposed Article 2 to GS Chapter 64, *Verification of Work Authorization*. Requires employers, after hiring an employee to work in the United States, to verify the work authorization of the employee through E-Verify. Also requires the employer to retain the work authorization verification while the employee is employed and for one year thereafter. Exempts seasonal temporary employees employed for 90 or fewer days during a 12 consecutive month period from the requirement. Directs the Commissioner of Labor to prepare a complaint form, which must state that completed forms be sent to the Commissioner. States that the complainant is not required to list his or her Social Security number or have the form notarized. Authorizes any person with a good faith belief that an employer is violating the E-Verify requirement to file a complaint, as detailed. Makes a person who knowingly files a false and frivolous complaint guilty of a Class 2 misdemeanor. Sets out the procedure for the Commissioner to follow to investigate complaints, including the issuance of subpoenas. Lists actions for the Commissioner to take after determining that a complaint is not false and frivolous. Directs the Commissioner to order an employer to file an affidavit within three business days stating that the employer requested authorization through E-Verify; requires the employer to pay a civil penalty of \$10,000 upon failure to timely file an affidavit. Sets out the penalties for second and subsequent violations. Requires the Commissioner to maintain copies of specified orders and maintain a database of the employers and business locations with violations on the Commissioner's website. Directs the Commissioner, when investigating a complaint, to verify the work authorization of the alleged unauthorized alien with the federal government. Provides for an appeal of the Commissioner's determination pursuant to the Administrative Procedure Act. Authorizes the Commissioner to adopt rules as necessary. Prohibits proposed Article 2 from being construed to require an employer to take action that the employer believes in good faith would violate federal or state law. Makes conforming changes to the bill title.

Deletes amendments to GS 153A-449, 160A-20.1, and 143-129.

Changes the effective date to make proposed GS 153A-99.1 and 160A-169.1 (county and city verification) effective October 1, 2011. The remainder of the act is effective as follows: (1) October 1, 2012, for employers with 500 or more employees; (2) January 1, 2013, for employers with between 100 and 500 employees; and (3) July 1, 2013, for employers with between 25 and 100 employees.

State Government; Employment  
and Retirement; Local Government

**H 134. COMM. COLLEGES/OPT OUT OF FED'L LOAN PROG-2.** Filed 2/17/11. Conference report recommends the following changes to 2nd edition, as amended, to reconcile matters in controversy. The previous amendment removed Vance-Granville Community College from the scope of the act. Conference report restores Vance-

Granville Community College as a community college that may decline to participate in the William D. Ford Federal Direct Loan Program.

Lee; Pamlico; Rowan; Cabarrus;  
Vance; Granville; Union

**H 403. CONTRIBUTING STRUCTURES (NEW).** Filed 3/17/11. Conference report recommends the following changes to 3rd edition to reconcile matters in controversy. Deletes all provisions amending the charter of the city of Wilmington.

Previously: Local Government;  
New Hanover  
Now: Local Government

**H 536. LINCOLN AND CHATHAM SCHOOL BOARD DISTRICTS.** Filed 3/30/11. Conference report recommends the following changes to 2nd edition to reconcile matters in controversy. States that the Lincoln County Board of Education consists of seven members. Requires that five members be residents and qualified voters of the districts according to membership allocations made by the Lincoln County Board of Education with the population of each district being within 5% of the ideal population, and that two members be elected from the county at large without regard to district residency. Directs the Lincoln County Board of Education to revise the district boundaries set out by the Board of Education after each federal census so as to correct population imbalances among the districts. Directs the Lincoln County Board of Education to draw residency districts, as required, for use in the 2012 elections using population data from the 2010 federal decennial census. Makes other clarifying changes.

Lincoln; Chatham

**H 588. THE FOUNDING PRINCIPLES ACT.** Filed 4/4/11. Conference report recommends the following changes to 4th edition to reconcile matters in controversy. Modifies the contents of the curriculum that the local boards of education must require during the high school years to include a semester course entitled "American History I- The Founding Principles," which contains topics, as specified.

Education

**H 649. AMEND GROUNDS/LICENSE REVOCAT'N/BAIL BONDSMAN.** Filed 4/5/11. Conference report recommends the following changes to 3rd edition to reconcile matters in controversy. Rewrites GS 15A-544.5 d)(2) to provide the motion to set aside forfeiture must be filed in the office of the clerk of superior court of the county where the forfeiture was entered. Directs the moving party to serve a copy of the motion on the district attorney for that county and on the attorney for the county board of education. Directs the clerk of superior court, by mail or by personal delivery, to provide a copy of the motion to the district attorney for the county and to the attorney for the county board of education. Makes similar changes to GS 15A-544.8(c)(2). Rewrites GS 15A-544.5(d)(4) to clarify that if neither the district attorney nor the attorney for the board of education has filed a written objection to the motion for forfeiture by the 20th day after a copy of the motion is provided by the clerk of superior court, the clerk must enter an order setting aside the forfeiture. These provisions are effective December 1, 2011.

Business and Commerce

**H 652. OMNIBUS TRANSPORTATION ACT.** Filed 4/6/11. Senate amendment makes the following changes to 3rd edition.

Current law sets weight limitations for vehicles operating on state highways (GS 20-118(b)); provides penalties for violating those weight limitations (GS 20-118(e)); and provides an exemption from the provisions of subsections (b) and (e) for vehicles meeting all of a list of specified conditions, including specified weight limits. Amends GS 20-118(c)(12) and (15), reinstating previous weight limits to provide that subsections (b) and (e) do not apply to a vehicle that does not exceed a single-axle weight of 22,000 pounds (was, amended as 26,000 pounds) or a tandem-axle weight of 42,000 pounds (was, amended as 44,000 pounds).

Transportation

**H 720. SCHOOL & TEACHER PAPERWORK REDUCTION ACT.** Filed 4/6/11. Conference report recommends the following changes to 4th edition to reconcile matters in controversy.

Amends GS 115C-12(19) to exclude school improvement plans and school safety/discipline plans from the plans to be consolidated that affect the school community. However, if House Bill 22, 2011 Budget Technical

Corrections, 2011 Regular Session, becomes law then GS 115C-12(19), as amended by this act, is rewritten to provide that all plans that affect the school community, including school improvement plans, are to be consolidated.

Deletes budget contingency provisions related to passage of House Bill 200, Appropriations Act of 2011, 2011 Regular Session.

Deletes provisions which repealed GS 115C-102.6C (Approval of local school system technology plans) and GS 115C-102.6D(d) (prohibiting any LEA from accessing technology related funds until the State Board of Education has approved the LEA's school technology plan). Also deletes changes to GS 115C-102.7, regarding the monitoring and evaluation of state and local school system technology plans.

Makes amendment to GS 115C-302.1(b) (salary payments) effective July 1, 2012.

#### Education

**H 751. VARIOUS ECONOMIC DEVELOPMENT INCENTIVES.** Filed 4/6/11. Senate amendments, adopted 6/16/11, make the following changes to 3rd edition. Amendment #1 rewrites the definition of *large manufacturing and distribution facility* in proposed GS 105-187.51D as facilities, as further defined, which have an investment of at least \$80 million (previously \$100 million), and which will achieve an employment level of at least 550 within five years (previously 1,000). Amends the expiration provision of GS 105-129.12A (credit for substantial investment in other property) to clarify that the credit expires and the taxpayer may not take any remaining installments of the credit in one of the years in which the installment of a credit accrues and by which the taxpayer is required to have created 200 new jobs at the property if (1) the total number of employees employed at the property with respect to which the credit is claimed is less than 200 and (2) the taxpayer has failed to maintain at least 125 employees at the property and, within two years of the date the employment fell below 200, to invest at the property the greater of \$5 million or at least twice the value of the remaining credit installments. Makes other conforming changes.

Amendment #2 changes the effective date of those provisions concerning Port Enhancement Zones to taxable years beginning on or after January 1, 2013 (previously July 1, 2013).

#### Taxation

**H 773. STUDIES ACT OF 2011.** Filed 4/6/11. Senate amendments make the following changes to 3rd edition.

Amendment #1 makes a conforming change to the title, amends the catch line for Part LXV, and adds a new Section 65.2, which authorizes the County of Transylvania to contract for the design and construction of an animal shelter. Specifies the siting for the animal shelter and provides that the construction is exempt from the requirements of GS 143-128, 143-129, 143-131, 143-132, 143-64.31, and 143-64.32. Allows the use of any combination of design-build, operate, or maintain methods.

Amendment #2 directs the Department of Commerce, in conjunction with the NC Utilities Commission and North Carolina Solar Center to study the recruitment of offshore wind turbine manufacturers (was, to study the promotion of offshore wind energy generation off the coast of North Carolina). Directs the three entities to jointly submit a final report to the Joint Legislative Commission on Governmental Operations and the Environmental Resources Commission on or before December 1, 2011.

Amendment #3 deletes Part XLI, which directs the UNC Board of Governors to study the enrollment change funding formula currently used by the university system to predict its enrollment growth and estimate its funding needs.

Amendment #4 amends Part VIII, Joint Legislative Oversight Committee on Justice and Public Safety (Committee), to authorize the Committee to study enforcement mechanisms for laws requiring motor vehicles to maintain insurance, including the use of enhanced technology to assist law enforcement in the identification of uninsured motorists.

Amendment #5 adds Section 2.43 to authorize the Legislative Research Commission (Commission) to study issues related to the regulation of electronic prescriptions.

Amendment #6 deletes provisions authorizing the Commission to study matters relating to a hospital operating under a Certificate of Public Advantage (CoPA) and the extent to which a publicly owned hospital should engage in business with an entity having a CoPA. Makes a conforming change.

#### General Assembly



**SENATE BILLS**

**S 27. LOCAL ANNEXATIONS SUBJECT TO 60% PETITION.** Filed 2/2/11. House amendment, adopted 6/16/11, makes the following change to 4th edition. Deletes the Ayden annexation area, as described, from the list of involuntary annexations which are suspended effective June 1, 2011.

Brunswick; Buncombe;  
Cumberland; Davidson; Lenoir;  
Nash; New Hanover; Union

**S 148. GSC TECH CORRECTIONS/OTHER CHANGES (NEW).** Filed 2/28/11. House committee substitute, reported in 6/16/11, makes the following changes to 1st edition. Amends the title to read *AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION AND TO MAKE OTHER TECHNICAL AND OTHER CHANGES TO THE GENERAL STATUTES AND SESSION LAWS*. Deletes amendments from the 1st edition to GS 135-45.8(13) and 148-132, and deletes the repeal of GS 148-132(5).

**PART I. TECHNICAL CHANGES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION**

Amends GS 1C-1603, regarding the procedure for a judgment debtor to set aside exempt property. Current law provides that a judgment creditor is responsible for serving notice on a judgment debtor, after the judgment has been entered, advising the debtor of the debtor's rights. GS 1C-1603(8) provides a form for use in making that notice to a judgment debtor. Provides that the judgment debtor or the debtor's dependents may claim a total interest in a residence used by the debtor or the debtor's dependent and/or burial plots for the debtor or the debtor's dependents in an amount not to exceed \$35,000 (was, \$18,500). However, makes an exception if the judgment debtor is unmarried and age 65 or older, allowing the debtor to claim a total exemption in the residence and burial plots not to exceed \$60,000 (was, \$37,000). Provides under subdivision (15) that if the judgment debtor claims residential real or personal property as exempt that is worth less than \$35,000 (was, \$18,500) or made no claim for a residential exemption under subdivision (8), the debtor is entitled to an exemption of up to \$5,000 in any property. Makes additional conforming changes.

Amends GS 7A-304(a)(3a) to provide that monies remitted to the Department of Justice for the supplemental pension benefits of sheriffs are to be administered under the provisions of Article 12H of GS Chapter 143 (was, Article 12G).

Makes technical corrections to GS 15B-11(b1).

Corrects a statutory reference in GS 19A-62(b)(2).

Amends GS 28A-13-6, providing that when there is no governing provision in a will, joint personal representatives may enter into a written agreement, signed by all of them and filed with the clerk of superior court, which allows one or more of the personal representatives to exercise one or more of certain specified powers on behalf of the estate (was, the trust). Also makes a technical correction. Provides that if Senate Bill 432, 2011 Regular Session, becomes law, this provision is repealed on the effective date of Senate Bill 432.

Makes technical corrections to GS 58-70-155(b), GS 143-318.10(a), GS 153A-320, and GS 160A-288.2(d).

**PART II. OTHER CHANGES**

Amends GS 7B-602(a) and GS 7B-1110.1 to require, in cases of indigence, that the clerk appoint a provisional counsel for each parent named in a filed petition alleging abuse of a juvenile *in accordance with the rules adopted by the Office of Indigent Defense Services*. Also requires that the clerk indicate the appointment of counsel on the juvenile summons or attached notice.

Amends GS 15A-1345(e) (regarding revoking or extending probation), GS 15A-269(c) (regarding a request for postconviction DNA hearing), and GS 15A-270.1 (regarding the right to appeal the denial of a defendant's motion for DNA testing) to provide that counsel for indigent persons is to be appointed in accordance with rules adopted by the Office of Indigent Defense Services.

Amends GS 8-34(b), 8-45.1(b), 8-45.3(b), 153A-436(f), and 160A-490(b) to provide that non-erasable, computer-readable storage media may be used (was, shall not be used) for preservation duplicates, as defined in GS 132-8.2 or for the preservation of permanently valuable records as provided in GS 121-5(d).

Amends GS 90-89 to add the following controlled substances to Schedule I: (1) Alpha-Methyltryptamine, (2) 5-Methoxy-n-diisopropyltryptamine, (3) N-Benzylpiperazine, and (4) 2,5-Dimethoxy-4-(n)-propylthiophenethylamine. Amends GS 90-90 to add the following controlled substances to Schedule II: (1) Lisdexamfetamine, including its salts, isomers, and salts of isomers and (2) Tapentadol. Amends GS 90-91(k)5 to make a technical correction.

Amends GS 18C-150, regarding procurements of goods and service for the NC State Lottery Commission (Commission). Directs the Commission to include in all contracts awarded under this statute a standard clause



which provides that the State Auditor and internal auditors of the Commission may audit the records of the contractor during *and after* the term of the contract to verify accounts and data affecting fees and performance.

Provides that all proposed contracts (was, statewide and agency term contracts) for supplies, materials printing, equipment, and contractual services that exceed \$1 million authorized under the provisions of the subsequently noted statutes are to be submitted to the Attorney General or the Attorney General's designee for review as provided in GS 114-8.3 and that all the awarded contracts are to include a standard clause which provides that the State Auditor and internal auditors of the specified entity may audit the records of the contractor during *and after* the term of the contract to verify accounts and data affecting fees and performance. Makes these changes to GS 53-320(d) and 53-326(d), 53-391, 53-401, 58-2-69(g), 58-33-30, 58-33-125(e), 58-33-130(a), 58-71-40(d), 63A-24(1), 84-23(d), 89E-5(e), 89F-5(d), and 108A-55(b).

Amends GS 114-8.3 to make conforming changes regarding the Attorney General's responsibility to review certain contracts. Makes conforming changes regarding contracts for supplies, materials, printing, equipment, and contractual services that exceed \$1 million to GS 115D-67.4, 135-43(b), 135-45(d1), 136-28.1(h), 136-89.194(g)(1), 143-48.1(c), 143-49, 143-52.2, 143-134(b), 143-151.16(d), and 143B-131.2(b)(15).

Amends GS 115D-87, as amended, to provide that the term *proprietary school* does not include institutions licensed under GS 116-15. Effective July 1, 2011.

Repeals GS 131E-34.

Amends GS 143-53.1 to provide that the bid value benchmark prescribed in this statute is as provided in GS 115D-58.14 for community colleges. Effective July 1, 2012.

Amends GS 143B-138.1(a) to remove the Office of Economic Opportunity from the list of entities transferred to and vested in the Department of Health and Human Services by a Type I transfer, as defined in GS 143A-6.

Provides that if House Bill 362, 2011 Regular Session, becomes law, Section 4(a), as enacted by that act, is amended to make it unlawful to hunt deer from any vessel in the Tar River (was, unlawful to hunt) from a defined area.

Provides that if House Bill 442, 2011 Regular Session, becomes law, then Section 3, as enacted by that act, is amended to provide that Section 1 of the act expires July 1, 2018 (was, July 1, 2013).

Provides that if House Bill 650, 2011 Regular Session, becomes law, then GS 14-415.27, as enacted by that act, is amended to provide that a person who is a district attorney, assistant district attorney, or investigator employed by the office of a district attorney and who has a valid concealed handgun permit is not subject to the area prohibitions (was, restrictions and prohibitions) set out in GS 14-415.11(c).

Makes technical corrections to GS 153A-348(c) and GS 160A-364.1(c), as enacted by House Bill 806, 2011 Regular Session, if that act becomes law.

If Senate Bill 781 becomes law, then amends GS 131E-188 to authorize the administrative law judge (ALJ) to make a *final decision* (was, make his recommended decision) in a contested case heard under Article 3 of GS Chapter 150B to contest a decision of the Department of Health and Human Services (DHHS) to issue, deny, or withdraw a certificate of need or exemption. Makes conforming changes, deleting references to a final decision by DHHS in contested cases. Requires the notice of appeal to be filed with the Office of Administrative Hearings (was, the Division of Health Service Regulation, DHHS) and served on DHHS and other parties to the contested hearing. Provides that bond requirements do not apply to any appeal filed by DHHS.

Amends SL 2009-521 to provide that a cosmetic art shop that practices natural hair care only and submits proof to the Board that the shop is actively engaged in the practice of natural hair care on the effective date of this act has two years (was, one year) from the date of this act to comply with the requirements of GS 88B-14. Makes a conforming change.

Makes additional technical corrections to Section 1.37 and Section 1.43 of SL 2010-87, Section 5 of SL 2010-168, Section 2.5(d) of SL 2011-85, and Section 2 of SL 2011-35.

Unless otherwise indicated, effective when the act becomes law.

State Government

**S 148. GSC TECH CORRECTIONS/ OTHER CHANGES.** Filed 2/28/11. House amendment makes the following changes to 2nd edition.

Provides that if House Bill 262, (References to Military Organizations/Make Uniform), 2011 Regular Session becomes law, then Section 102 of that act is repealed.

If House Bill 432, (Swine in Transport/Regulate Feral Swine), 2011 Regular Session becomes law, makes technical corrections to Section 7 of that act.

State Government

**S 183. SELECTIVE VEGETATION REMOVAL/STATE HIGHWAYS.** Filed 3/2/11. Conference report recommends the following changes to 5th edition, as amended, to reconcile matters in controversy. Deletes all changes made by House amendment, adopted on June 14, 2011. Deletes provision prohibiting local governments from regulating vegetation cutting, trimming, pruning, or removal within the limits of interstate or primary highway rights-of-way. Makes a clarifying change. Amends proposed GS 136-133.2 by removing all provisions concerning the criteria that, if found by the Department, requires the Department to deny a permit to remove vegetation. Changes the effective date of the act from October 1, 2011, to September 1, 2011 (unless otherwise specified in the act), and applies to permit applications or renewals submitted on or after that date and to offenses occurring on or after that date.

Transportation; Business and  
Commerce

**S 260. PITT COUNTY SCHOOL BOARD ELECTION.** Filed 3/8/11. House committee substitute, reported in on 6/16/11, makes the following changes to 2nd edition. Provides that the act, which reduces the size of the Pitt County Board of Education from 12 to seven members, reduces the terms of such members from six years to four years, and adds an at-large member, is effective only if approved by a majority of qualified voters of Pitt County in a referendum. Directs the Pitt County Board of Elections to conduct the election in the 2012 general election. Makes conforming change to effective date and bill title.

Pitt

**S 260. PITT COUNTY SCHOOL BOARD ELECTION.** Filed 3/8/11. House amendment, adopted 6/16/11, makes the following changes to 3rd edition. Deletes provisions in previous edition which made the act effective subject to approval by the qualified voters in Pitt County in a referendum. Makes conforming change to bill title.

Pitt

**S 436. EXTEND SUNSETS.** Filed 3/28/11. House amendment, adopted 6/16/11, makes the following changes to 3rd edition. Deletes provision in previous edition, which amended GS 105-163.015 to extend the sunset date of the qualified business venture tax credit. Makes conforming change to bill title.

Taxation; Business and Commerce

**S 580. AOC OMNIBUS COURTS ACT.** Filed 4/12/11. House amendment, adopted 6/16/11, makes the following changes to 2nd edition. Deletes provisions amending GS 15A-301(c), which allowed a municipal law enforcement officer to serve criminal process in a building with a court or office of the General Court of Justice or before any judicial official authorized to conduct an initial appearance if the officer has territorial jurisdiction to serve process in a municipality located in that county, and allowed the officer to arrest the person named in the process, as provided in GS 15A-402(b). Restores GS 7A-171.2(a) (requires a magistrate be a resident of the county for which he or she was appointed), which was repealed by previous edition. Makes conforming change to the title.

Courts; Criminal Law, Procedure,  
and Sentencing; Elections Law;  
Employment and Retirement;  
Property, Land Use, and Housing;  
Trusts, Estates, and Wills; Family  
Law

**S 593. GOVERNMENT REDUCTION ACT.** Filed 4/13/11. House committee substitute makes the following change to 3rd edition. Eliminates the Governor's Commission on Early Childhood Vision Care.

State Government

**S 593. GOVERNMENT REDUCTION ACT.** Filed 4/13/11. House amendments make the following changes to 4th edition.

Amendment #1 makes a technical correction to Section 1.14, (North Carolina Rail Council). Amendment #2 deletes Section 1.30(a), which repealed GS 120-226, (regarding the Legislative Commission on Methamphetamine Abuse), and deletes Section 1.30(b) which made a conforming change to GS 114-19.01. Amendment # 3 deletes Section 1.11(a) which repealed GS 143B-373 and GS 143B-374 (both regarding the NC

Capital Planning Commission) and deletes Section 2.10 which provided that the statutory requirements of the Legislative Study Committee on Public-Private Partnerships, established by SL 2010-152, have been met.

State Government

**S 620. CLARIFY USE OF POSITION**. Filed 4/14/11. House committee substitute makes the following changes to 2nd edition. Amends GS 120C-403 to clarify that, in addition to other reports required by the statute, each lobbyist principal must annually report the cumulative combined total of all payments made during the registration period for all of the following: (1) all payments for lobbying and (2) activities as described in subdivision (e)(2) of the statute. Provides that the cumulative combined total of all payments for lobbying and other activities made by the principal to all lobbyists registered for that lobbyist principal must be reported as one cumulative amount with no further division or allocation by individual lobbyist, activity, or any other categorization. Makes additional conforming change, and a conforming change to the title. Effective October 1, 2011, and applies to reports filed on or after that date.

Ethics and Lobbying

**S 636. MODIFY GRADUATED LICENSING REQUIREMENTS**. Filed 4/18/11. House amendments, adopted 6/16/11, make the following changes to 3rd edition. Amendment #1 deletes all provisions in previous edition related to raising the age of provisional licensees from 18 years old to 19 years old. Amends GS 20-11(f) to provide that a person may obtain a full provisional license if, along with other requirements, the person has held a limited provisional license issued by the Division of Motor Vehicles for at least six months (previously amended to 12 months). Deletes provision in previous edition providing that a person at least 23 years old may be considered a supervising driver under the statute for a permit holder or license holder at least 18 years old. Deletes provisions in previous edition providing that a person at least 18 years old may make his or her own certification regarding moving violations under GS 20-11(h1)(1), GS 20-11(h1)(2), GS 20-11(h2), and GS 20-11(h3). Deletes provision stating that a provisional licensee who is at least 18 years old may request a hearing regarding a suspended provisional license. Deletes provision in previous edition amending the age of a person prohibited from operating a vehicle on a public street or highway while using a mobile telephone while the vehicle is in motion. Deletes all provisions in previous edition providing for the revocation of a provisional license when charged with a seatbelt violation. Makes other technical and conforming changes, including to the bill title and effective date.

Amendment #2 rewrites proposed GS 20-11(d)(5) to remove the requirement that a supervising driver pay a civil penalty of \$100, and remove the right to a hearing, if the Division has cause to believe a driving log, as detailed by the subsection, is falsified. Makes similar changes to proposed GS 20-11(f)(4).

Transportation

**S 683. RESIDENTIAL BUILDING INSPECTIONS**. Filed 4/19/11. House amendment, adopted 6/16/11, makes the following changes to 4th edition. Deletes provisions from previous edition prohibiting a county or city from requiring inspections of residential buildings or structures in addition to those required by the NC Building Code Council without prior approval from the Council.

Local Government

**S 683. RESIDENTIAL BUILDING INSPECTIONS**. Filed 4/19/11. House amendment makes the following changes to 4th edition, as amended. Provides that, upon a property being identified within the top 10% of properties with crime or disorder problems as set forth in a local ordinance, the property may be subject to the following: (1) a city or county ordinance that would require an owner or manager of rental property to obtain a permit or permission from the county to lease or rent residential real property and (2) a city or county fee for residential rental property registration. Makes other clarifying changes.

Local Government

**S 686. 2011 APPOINTMENTS BILL (NEW)**. Filed 4/19/11. House committee substitute makes the following changes to 2nd edition. Adds appointments to various specified boards, commissions, and other entities, upon the recommendation of the Speaker of the House of Representatives. Appoints four members to the Board of Directors for the NC Partnership for Children, Inc., upon the recommendation of the Minority and Majority Leaders of the Senate and the House of Representatives.

General Assembly

**S 743. [ENCOURAGE VOLUNTEER HEALTH CARE PROVIDERS](#).** Filed 4/19/11. House amendment makes the following change to 3rd edition. Provides that if House Bill 262 (References to Military Organizations/ Make Uniform) of the 2011 Regular Session becomes law, then Section 54 of that act is repealed.

Health, Social Services, and Aging

**S 781. [REGULATORY REFORM ACT OF 2011](#).** Filed 6/6/11. Conference report recommends the following changes to 4th edition to reconcile matters in controversy. Deletes previous amendment, which added the State Personnel Commission (Commission) to GS 150B-38(a). Repeals GS 126-4.1 (amended in previous edition), which allowed Commission panels to recommend final agency decisions. Amends GS 126-14.4(e), which was repealed in previous edition, directing the administrative law judge to issue a final (rather than recommended) decision to the Commission, as detailed. Amends GS 126-37 to clarify that specified appeals arising under GS Chapter 126 will be conducted in the Office of Administrative Hearings as provided in Article 3 of GS Chapter 150B (was, appeals must be conducted in accordance with Article 3A). Authorizes the administrative law judge (rather than the Commission) to reinstate any employee, as detailed. Makes other conforming changes.

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

**S 784. [ADJOURNMENT RESOLUTION](#).** Filed 6/15/11. Senate amendments make the following changes to 2nd edition. Amendment #1 changes the date of adjournment to Saturday, June 18, 2011. Amendment #2 adds the adoption of conference reports for bills which were in conference as of June 18, 2011, to the list of matters that may be considered when the regular session reconvenes on July 13, 2011.

General Assembly

## Legislation Enacted

None

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## Notes

None

## NEXT SESSIONS

June 18, 2011

**HOUSE convenes at 10:00 a.m.**

**SENATE convenes at 12:05 a.m.**