



The Daily Bulletin: 2013-02-07

PUBLIC/HOUSE BILLS

H 80 (2013-2014) [UNC BOG VACANCY NOMINATION](#). Filed Feb 7 2013, *A HOUSE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING A PERSON TO FILL ONE VACANCY CREATED BY A RESIGNATION ON THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.*

As title indicates. Details responsibilities of the UNC Board of Governors Nominations Committee and sets out the procedure for an election, which will occur no later than February 27, 2013.

Intro. by T. Moore.

[HOUSE RES](#)

[View summary](#)

[General Assembly, UNC System](#)

H 81 (2013-2014) [ELECTION TO UNC BOARD OF GOVERNORS](#). Filed Feb 7 2013, *A HOUSE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.*

Sets forth House procedures for nominating and electing members to the eight available positions on the UNC Board of Governors in 2013. Directs the UNC Board of Governors Nominations Committee to receive and screen candidate nominations, as specified, and to place nominees before the House for election. Details election procedures for the House and lists voting rules. Provides for notification of the elected persons.

Intro. by T. Moore.

[HOUSE RES](#)

[View summary](#)

[UNC System](#)

H 82 (2013-2014) [IRC UPDATE](#). Filed Feb 7 2013, *A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE AND TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL AMERICAN TAXPAYER RELIEF ACT OF 2012.*

Amends GS 105-228.90(b)(1b) by changing the reference to the Internal Revenue Code (IRC) from that enacted as of January 1, 2012, to that enacted as of January 1, 2013. This change makes recent amendments to the Internal Revenue Code applicable to state law to the extent that it tracks federal tax law. Additionally, amends GS 105-130.5(a)(15b), GS 105-130.5(b)(21b), GS 105-134.6(c)(8b), and GS 105-134.6(b)(17b) to update the reference to the Internal Revenue Code enacted as of January 1, 2013.

Makes multiple changes to GS 105-130.5 and GS 105-134.6 regarding adjustments and deductions to federal taxable income in determining state net income.

Amends GS 105-129.16G (work opportunity tax credit) to provide that the credit allowed under this section for employee positions located in North Carolina is 3% of the amount of credit allowed under the IRC for wages paid during taxable year 2013 and 6% for all other taxable years (was, 6% for all taxable years).

Adds new subdivision (16) to GS 105-134.6(c) to decouple the state tax code from the extension of the federal deduction under section 207 of the American Tax Relief Act of 2012. Also amends GS 105-134.6(c) to decouple the state tax code from the extension of the income exclusion under section 208 of the American Taxpayer Relief Act of 2012.

Amends GS 105-134.6(d)(2) to prohibit the specified deduction if the taxpayer has claimed the Hope Scholarship credit, the Lifetime Learning credit, or the American Opportunity tax credit instead of a deduction for qualified tuition and expenses.

Amends GS 105-151.31 (earned income tax credit) to provide that the credit allowed under this section against the tax imposed by this Part is 4.5% of the credit for which the individual qualified under section 32 of the IRC for taxable year 2013 and 5% for all other taxable years (was, 5% for all taxable years).

Amends GS 105-151.32 (credit for adoption expenses) to provide that the credit allowed under this section is equal to 30% of the amount of credit allowed under section 36C (was, Section 23) of the IRC for taxable year 2013 and 50% for all other taxable years (was, 50% for all taxable years).

Effective when the act becomes law, except as otherwise provided, and applies to the estates of decedents dying on or after January 1, 2012. Notwithstanding the provisions of this act, any amendments to the IRC enacted after January 1, 2012, that increase North Carolina taxable income for the 2012 taxable year become effective for taxable years beginning on or after January 1, 2013.

Intro. by Howard.

GS 105

[View summary](#)

Tax

H 83 (2013-2014) [ENACT CON COMMITTEE RECOMMENDATIONS](#). Filed Feb 7 2013, *A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE MONETARY THRESHOLD FOR EXPEDITED CERTIFICATE OF NEED REVIEW; TO INCREASE THE MONETARY THRESHOLDS TRIGGERING CERTIFICATE OF NEED REVIEW FOR CAPITAL EXPENDITURES AND THE PURCHASE OF MAJOR MEDICAL EQUIPMENT; TO EXEMPT REPLACEMENT EQUIPMENT FROM CERTIFICATE OF NEED REVIEW REGARDLESS OF COST; TO REQUIRE AFFECTED PERSONS SEEKING TO FILE A PETITION FOR A CONTESTED CASE OR AN APPEAL CHALLENGING CERTIFICATE OF NEED APPROVAL TO DEPOSIT A SEPARATE BOND FOR EACH APPROVED APPLICATION THAT IS THE SUBJECT OF THE PETITION OR APPEAL, TO INCREASE THE AMOUNT OF THE MAXIMUM BOND REQUIREMENT, AND TO GIVE THE COURT OF APPEALS GREATER DISCRETION IN IMPOSING A HIGHER BOND AMOUNT; AND TO REQUIRE THE COURT TO AWARD COSTS AND REASONABLE ATTORNEY FEES TO ANY CERTIFICATE OF NEED APPLICANT WHOSE APPROVED NEW INSTITUTIONAL HEALTH SERVICE IS THE SUBJECT OF A CONTESTED CASE PETITION DETERMINED TO BE FRIVOLOUS OR FILED TO DELAY THE APPLICANT.*

As title indicates. Amends GS 131E-176 in the following ways. Deletes requirement that proposed capital expenditure be less than \$5 million for expedited certificate of need (CON) review. Increases threshold amount for major medical equipment requiring CON review from \$750,000 to \$1.5 million. Increases the capital expenditure threshold amount for new institutional health services requiring CON review from \$2 million to \$4 million. Exempts replacement equipment from CON review regardless of cost (previously exempted replacement equipment costing less than \$2 million).

Amends GS 131E-188 to require a separate bond for each approved CON application that is the subject of a contested case petition or appeal. Increases the maximum bond amount from \$50,000 to \$100,000. Requires the court to award the CON applicant attorney fees and costs after finding that the petition for a contested case was frivolous or filed to delay. Grants court of appeals discretion to establish a higher bond amount (previously could not exceed \$300,000). Makes technical corrections.

Makes conforming changes.

Effective October 1, 2013, and applies to CON applications, contested case petitions, and appeals filed on or after that date.

Intro. by Torbett, Glazier, Collins.

GS 131E

[View summary](#)

Courts/Judiciary, Department of Health and Human Services, Health Care Facilities and Providers

H 84 (2013-2014) [ENACT MEDICAL CANNABIS ACT](#). Filed Feb 7 2013, *A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA MEDICAL CANNABIS ACT.*

Adds new Article 43, "North Carolina Medical Cannabis Act," to GS Chapter 90. Provides broad civil and criminal immunity for a "qualified patient" or a "designated caregiver" for purchasing or possessing cannabis for medical use if the quantity does not exceed an "adequate supply" for the patient as determined by his or her physician. Adequate supply is defined by the Act to, among other things, (1) apply only to cannabis from an intrastate source, (2) limit permitted supply or garden space to amount needed for 3-month period and not more than 24 ounces, (3) limit use to alleviating symptoms or effects of a debilitating medical condition (also defined in the act). Requires the Department of Health and Human Services (DHHS) to issue "registry identification cards" to persons who qualify as qualified patients or designated caregivers, and provides that a card creates a rebuttable presumption of permissible use if the person does not possess more than an adequate supply. Specifies conditions under which provisions of the Act are applicable to minors. Prohibits a school, employer, or landlord from refusing to enroll, employ, or lease to, or to otherwise penalize, a person because of his or her status under the Act or the permissible possession or use of cannabis. Also provides immunity and protection from penalties for licensed producers of medical cannabis and for physicians for conduct consistent with the act. Provides other protections relating to conduct of law enforcement, child custody or visitation, constructive possession, and the unauthorized substances tax.

The Act does not permit a person to control a motor vehicle, aircraft, or motorboat while impaired by cannabis; undertake any task under the influence of cannabis that would constitute negligence or malpractice; or smoke cannabis in a school bus or on public transportation, on school grounds, in a correctional facility, or in any public place in the state. No government-sponsored medical assistance program or private health insurer is required by the Act to cover costs of medical use of cannabis, and an employer is not required to accommodate use in the workplace. Makes fraudulent representation to law enforcement of any fact relating to medical use of cannabis to avoid arrest or prosecution a Class 2 misdemeanor punishable by a fine of up to \$500 and any other applicable penalty. Specifies criteria and procedures for DHHS's issuance or renewal of registry identification cards and requires that DHHS maintain a confidential list of persons to whom cards are issued. Allows DHHS to verify for law enforcement whether a card is valid and to report to law enforcement about falsified or fraudulent information submitted to DHHS. Makes violation of the confidentiality provision a Class 1 misdemeanor, subject to a fine of up to \$1,000.

Directs the Department of Agriculture and Consumer Services to establish a medical cannabis supply system to provide a safe, regulated supply of quality medical cannabis for use by qualified patients with a valid registry identification card and to generate revenue sufficient to maintain and operate the system. Prohibits use of appropriations from the General Fund to establish or operate the system, which must be funded by authorized fees. Establishes criteria for licensing of medical cannabis supply centers and producers of medical cannabis, as well as for suspending or revoking licenses. Requires the Department of Agriculture and Consumer Services to maintain a confidential list of licensees and specifies when it may release information to law enforcement. Requires the North Carolina Medical Care Commission to adopt rules to implement the supply system, and provides for temporary rules in the interim. Specifies when medical use of cannabis may be asserted as an affirmative defense to a criminal charge. Expresses the General Assembly's intent that the University of North Carolina system undertake scientific research regarding the efficacy and safety of the medical use of cannabis and, subject to approval by the UNC Board of Governors, directs the University to create the North Carolina Cannabis Research Program. Makes conforming changes to GS 106-121 (definitions under Food, Drugs, and Cosmetics Act). Amends GS 105-164.4(a) to impose a privilege tax of 5% on specified cannabis sales.

Intro. by Alexander, Harrison.

[GS 105](#), [GS 90](#), [GS 106](#)

[View summary](#)

[Criminal Law and Procedure](#), [Department of Agriculture and Consumer Services](#), [Department of Health and Human Services](#), [Tax](#), [Health](#)

H 85 (2013-2014) [AG. ED./FFA DAY IN NORTH CAROLINA](#). Filed Feb 7 2013, *A HOUSE RESOLUTION HONORING THE MEMORY OF THOSE WHO HAVE CONTRIBUTED TO THE STATE'S AGRICULTURAL EDUCATION PROGRAM AND THE FUTURE FARMERS OF AMERICA (FFA) ORGANIZATION WHILE OBSERVING NATIONAL FFA WEEK AND NORTH CAROLINA AGRICULTURAL EDUCATION AND FFA DAY.*

As the title indicates. Provides that the House of Representatives encourages the citizens of North Carolina to observe February 17-23, 2013, as National Future Farmers (FFA) of America Week, and February 12, 2013, as Agricultural Education and FFA Day in the state.

Intro. by Langdon.

HOUSE RES

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Agriculture

H 86 (2013-2014) **RESTORE WALLACE TO WILMINGTON RAILROAD**. Filed Feb 7 2013, *A BILL TO BE ENTITLED AN ACT TO RESTORE THE RAILROAD FROM WALLACE TO CASTLE HAYNE, TO MAKE CAPITAL IMPROVEMENTS TO THE RAILROAD FROM CASTLE HAYNE TO WILMINGTON, AND TO STUDY ADDITIONAL IMPROVEMENTS TO MILITARY TRANSPORTATION.*

Directs the Department of Transportation (DOT) to seek \$6.2 million in funds to be used for the following economic development projects: (1) \$50 million to revitalize and restore the existing rail connection between Wallace and Castle Hayne and (2) \$15.2 million to make capital improvements from Wilmington to Castle Hayne. States that the purpose is to improve rail access to the North Carolina State Port at Wilmington.

Requires the DOT to investigate all options for a source of this funding and to report on the options to fund these rail projects to the Joint Legislative Transportation Oversight Committee (Committee) no later than November 1, 2013.

Directs the Committee to study additional improvements to the state's transportation infrastructure that would improve military transportation throughout the state and to report its findings to the 2014 Regular Session of the 2013 General Assembly.

Intro. by Hamilton, Shepard, R. Moore, Catlin.

UNCODIFIED

[View summary](#)

Transportation, Department of Transportation

PUBLIC/SENATE BILLS

S 10 (2013-2014) **GOVERNMENT REORGANIZATION AND EFFICIENCY ACT (NEW)**. Filed Jan 30 2013, *A BILL TO BE ENTITLED AN ACT ESTABLISHING THE GOVERNMENT REDUCTION AND EFFICIENCY ACT OF 2013.*

Senate amendments make the following changes to the 2nd edition.

Amendment #5 adds a section, amending GS 143B-350, to add two at-large members to the Board of Transportation, one appointed upon recommendation of the President Pro Tempore and one upon recommendation of the Speaker. Provides for two-year terms for these members. Specifies that the Board will have 21 members beginning January 15, 2013.

Amendment #6 deletes section amending GS 20-196.3, which clarified persons that could supervise the NC State Highway Patrol.

Intro. by Apodaca, Hunt, Rabon.

GS 115C, GS 7A, GS 18C, GS 62, GS 90, GS 97, GS 113A, GS 116C, GS 120, GS 136, GS 143, GS 143B, GS 163

[View summary](#)

Business and Commerce, Transportation, Court System, Corrections (Sentencing/Probation), Education, Environment, State Government, Elections, Health, Lottery and Gaming, Public Enterprises and Utilities

S 63 (2013-2014) [ABC PERMIT FOR DESSERT BAR](#). Filed Feb 7 2013, *A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE DEFINITION OF "RESTAURANT" UNDER THE ALCOHOL BEVERAGE CONTROL LAWS INCLUDES AN ESTABLISHMENT THAT PRIMARILY PREPARES AND SERVES DESSERTS.*

As title indicates, amends GS 18B-1000(6), clarifying that *restaurant* means an establishment substantially engaged in preparing and serving meals, desserts, or both.

Intro. by Wade.

[GS 18B](#)

[View summary](#)

[Alcoholic Beverage Control](#)

S 64 (2013-2014) [IRC UPDATE](#). Filed Feb 7 2013, *A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE AND TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL AMERICAN TAXPAYER RELIEF ACT OF 2012.*

Identical to [H 82](#).

Amends GS 105-228.90(b)(1b) by changing the reference to the Internal Revenue Code (IRC) from that enacted as of January 1, 2012, to that enacted as of January 1, 2013. This change makes recent amendments to the Internal Revenue Code applicable to state law to the extent that it tracks federal tax law. Additionally, amends GS 105-130.5(a)(15b), GS 105-130.5(b)(21b), GS 105-134.6(c)(8b), and GS 105-134.6(b)(17b) to update the reference to the Internal Revenue Code enacted as of January 1, 2013.

Makes multiple changes to GS 105-130.5 and GS 105-134.6 regarding adjustments and deductions to federal taxable income in determining state net income.

Amends GS 105-129.16G (work opportunity tax credit) to provide that the credit allowed under this section for employee positions located in North Carolina is 3% of the amount of credit allowed under the IRC for wages paid during taxable year 2013 and 6% for all other taxable years (was, 6% for all taxable years).

Adds new subdivision (16) to GS 105-134.6(c) to decouple the state tax code from the extension of the federal deduction under section 207 of the American Tax Relief Act of 2012. Also amends GS 105-134.6(c) to decouple the state tax code from the extension of the income exclusion under section 208 of the American Taxpayer Relief Act of 2012.

Amends GS 105-134.6(d)(2) to prohibit the specified deduction if the taxpayer has claimed the Hope Scholarship credit, the Lifetime Learning credit, or the American Opportunity tax credit instead of a deduction for qualified tuition and expenses.

Amends GS 105-151.31 (earned income tax credit) to provide that the credit allowed under this section against the tax imposed by this Part is 4.5% of the credit for which the individual qualified under section 32 of the IRC for taxable year 2013 and 5% for all other taxable years (was, 5% for all taxable years).

Amends GS 105-151.32 (credit for adoption expenses) to provide that the credit allowed under this section is equal to 30% of the amount of credit allowed under section 36C (was, Section 23) of the IRC for taxable year 2013 and 50% for all other taxable years (was, 50% for all taxable years).

Effective when the act becomes law, except as otherwise provided, and applies to the estates of decedents dying on or after January 1, 2012. Notwithstanding the provisions of this act, any amendments to the IRC enacted after January 1, 2012, that increase North Carolina taxable income for the 2012 taxable year become effective for taxable years beginning on or after January 1, 2013.

Intro. by Rucho, Rabin, Rabon.

[GS 105](#)

[View summary](#)

[Tax](#)

S 66 (2013-2014) [AG. ED./FFA DAY IN NORTH CAROLINA](#). Filed Feb 7 2013, *A SENATE RESOLUTION HONORING THE MEMORY OF THOSE WHO HAVE CONTRIBUTED TO THE STATE'S AGRICULTURAL EDUCATION PROGRAM AND THE FUTURE FARMERS OF AMERICA (FFA) ORGANIZATION WHILE OBSERVING NATIONAL FFA WEEK AND NORTH CAROLINA AGRICULTURAL EDUCATION AND FFA DAY.*

As title indicates. Specifies that February 17-23, 2013, is National FFA Week, and February 12, 2013, is Agricultural Education and FFA Day.

Intro. by Jackson.

[SENATE RES](#)

[View summary](#)

[Agriculture](#)

S 68 (2013-2014) [ARTS EDUCATION AS A GRADUATION REQUIREMENT](#). Filed Feb 7 2013, *A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO REQUIRE ONE ARTS EDUCATION CREDIT FOR GRADUATION FROM HIGH SCHOOL.*

As title indicates. Directs the State Board of Education to require the credit beginning with students entering the ninth grade in 2016.

Intro. by Brunstetter.

[UNCODIFIED](#)

[View summary](#)

[Elementary and Secondary Education, State Board of Education](#)

S 69 (2013-2014) [LAW ENFORCEMENT OFFICERS MEMORIAL PLATE](#). Filed Feb 7 2013, *A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL REGISTRATION PLATE FOR THE NATIONAL LAW ENFORCEMENT OFFICERS MEMORIAL.*

Amends GS 20-79.4(b) to authorize the Division of Motor Vehicles to issue a National Law Enforcement Officers Memorial plate, contingent on the receipt of at least 300 plate applications. Establishes a special plate fee of \$30 and requires that \$20 of that amount be transferred quarterly to the National Law Enforcement Officers Memorial Fund. Effective July 1, 2013.

Intro. by Brunstetter, Apodaca, Brock.

[GS 20](#)

[View summary](#)

[Transportation, Department of Transportation](#)

S 70 (2013-2014) [KILAH'S LAW/INCREASE CHILD ABUSE PENALTIES](#). Filed Feb 7 2013, *A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTY FOR VARIOUS CRIMINAL OFFENSES OF FELONY CHILD ABUSE AND TO REQUIRE THAT THE OFFICIAL RECORD OF A DEFENDANT CONVICTED OF CHILD ABUSE OR OTHER ASSAULTS AGAINST A MINOR INDICATES THAT THE OFFENSE INVOLVED CHILD ABUSE.*

Identical to [H 75](#), filed 2/6/13.

Amends GS 14-318.4 (felony child abuse) to increase by one degree the penalty for various child abuse felonies. Applies to offenses committed on or after December 1, 2013.

Enacts new subsection (a1) to GS 15A-1382.1, requiring the judgment and the official record to reflect that the case involved child abuse if the defendant is found guilty of an offense involving child abuse or of an offense committed against a minor involving assault or any act of domestic violence. Applies to judgments entered on or after December 1, 2013.

Intro. by Tarte, Tucker, Curtis.

[GS 14, GS 15A](#)

[View summary](#)[Criminal Law and Procedure, Abuse, Neglect and Dependency](#)

S 71 (2013-2014) [AMEND IRRIGATION CONTRACTORS LICENSING LAWS](#). Filed Feb 7 2013, *A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS REGULATING IRRIGATION CONTRACTORS TO PROVIDE SUBSTANTIVE REQUIREMENTS FOR LICENSING CORPORATIONS, TO PROVIDE FOR THE ISSUANCE OF LICENSES TO NONRESIDENTS, TO CLARIFY THE FEE STRUCTURE AND TO MAKE OTHER CONFORMING CHANGES.*

Amends GS 89G-1 by adding definitions to the statute for the following terms: *business entity, delinquent income tax debt, foreign corporation, foreign entity, foreign limited liability company, foreign partnership, and nonresident individual.*

Amends GS 89G-3 (providing exemptions from the provisions of GS Chapter 89G, Irrigation Contractors) to clarify that the licensure exemption for any federal, state, or local government performing irrigation construction or contracting work on public property only applies if the work is done by employees of those entities. Further amends GS 89G-3 to clarify that the exemption applies to a general contractor classified under GS 87-10(b) as a building contractor, a residential contractor, or a public utilities contractor when the contractor uses the contractor's own employees to perform work. Limits exempted public utilities contractors to performing only the activities described in GS 87-10(b)(3)a. Clarifies that the exemption applies to a full-time employee of a homeowners' association who maintains or repairs an irrigation system owned by the association and located within the planned community's common elements as defined in GS 47F-1-103. Adds an exemption for any unlicensed person or entity who subcontracts with a North Carolina licensed irrigation contractor where the work is entirely performed by the licensed contractor in accordance with the provisions of GS Chapter 89G.

Amends GS 89G-5(11) to clarify that the NC Irrigation Contractors' Licensing Board (Board) has the power to require licensees to file and maintain an adequate surety bond or letter of credit (was, surety bond).

Enacts new GS 89G-6.1 to allow the Board to issue a license in the name of a corporation, limited liability company, partnership, or for a business entity using an assumed or designated trade name if the respective conditions are met. Sets forth additional details and requirements for licensing of nonresident individuals and foreign entities.

Amends GS 89G-9 to require the Board to suspend a licensee's license for 60 days for failure to obtain the required ten continuing education units per year (penalty was forfeiture of the license). Provides for reinstatement of the license upon completion of the required continuing education and payment of the reinstatement fee. Specifies that failure to (1) meet the education requirements, (2) request reinstatement, or (3) pay the fee will result in license forfeiture.

Clarifies the fees schedule in GS 89G-10(a). Deletes the fee for corporate license and adds a fee of \$250 as a reinstatement fee. Enacts new GS 89G-11(b), allowing the Board to assess costs for disciplinary proceedings, including investigatory costs, against an applicant or licensee. Makes other conforming changes.

Clarifies the term *irrigation construction or irrigation contracting* throughout, and directs the Revisor of Statutes to make conforming statutory changes as necessary.

Effective when the act becomes law, adds a section to allow certain irrigation contractors who meet specified conditions related to years of experience and who submit an application for licensure before October 1, 2013, to receive a license without taking the examination. Also effective when the act becomes law, directs the Board to notify the North Carolina Cooperative Extension of the exemption from the exam requirement for experienced irrigation contractors as quickly as is practical upon the effective date of this section.

Except as otherwise indicated, this act is effective October 1, 2013.

Intro. by Tucker.

GS 89G

[View summary](#)[Occupational Licensing](#)

S 72 (2013-2014) [AMEND UCC ARTICLE 4A/FUNDS TRANSFERS](#). Filed Feb 7 2013, *A BILL TO BE ENTITLED AN ACT TO AMEND UNIFORM COMMERCIAL CODE ARTICLE 4A, FUNDS TRANSFERS, TO CONTINUE THE APPLICABILITY OF THAT*

ARTICLE TO REMITTANCE TRANSFERS THAT ARE NOT ELECTRONIC FUND TRANSFERS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

Identical to [H 78](#), filed 2-06-13.

Amends GS 25-4A-108, providing that Article 4A (Funds Transfers) of the Uniform Commercial Code applies to a remittance transfer as defined in the Electronic Fund Transfer Act (Act) unless the transfer is an electronic fund transfer. Specifies that the Act governs in a conflict with Article 4A. Makes a conforming change.

Intro. by Hartsell.

[GS 25](#)

[View summary](#)

[Business and Commerce](#)

S 73 (2013-2014) [LOCAL WORKFORCE DEV./DISLOCATED WORKERS](#). Filed Feb 7 2013, *AN ACT TO REQUIRE THAT LOCAL WORKFORCE DEVELOPMENT BOARDS USE A COMPETITIVE ELECTION PROCESS TO AWARD ADULT AND DISLOCATED WORKER SERVICES PROVIDER CONTRACTS AUTHORIZED IN THE WORKFORCE INVESTMENT ACT OF 1998 AND TO TRANSFER THE APPRENTICESHIP PROGRAM TO THE DEPARTMENT OF COMMERCE.*

Amends GS 143B-438.11(a) to provide as title indicates, and requires implementation of the competitive selection process by July 1, 2014.

Intro. by Hartsell.

[GS 143B](#)

[View summary](#)

[Employment and Retirement](#)

S 74 (2013-2014) [BOARD OF LAW EXAMINERS/UPDATE EXPENSE LAW](#). Filed Feb 7 2013, *A BILL TO BE ENTITLED AN ACT TO DELETE A PROVISION FOR A FIFTY-DOLLAR PAYMENT TO MEMBERS OF THE BOARD OF LAW EXAMINERS THAT HAS NOT BEEN PAID SINCE THE 1970S AND TO CLARIFY A PROVISION RELATING TO EXPENSES OF THAT BOARD, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.*

Identical to [H 77](#), filed 2/06/13.

Amends GS 84-26 to provide as title indicates.

Intro. by Hartsell.

[GS 84](#)

[View summary](#)

[Business and Commerce](#)

LOCAL/HOUSE BILLS

H 87 (2013-2014) [LENOIR COUNTY LOCAL OPTION SALES TAX](#). Filed Feb 7 2013, *A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LENOIR COUNTY TO LEVY THE ONE-QUARTER CENT COUNTY SALES AND USE TAX BY RESOLUTION.*

Amends GS 105-537 to provide as title indicates, authorizing the Lenoir County Board of Commissioners to, by resolution (rather than by resolution after a referendum), levy a local sales tax of 0.25%. Requires public notice and a hearing before adoption of the resolution.

Intro. by G. Graham.

[Lenoir](#)

[View summary](#)

[Tax](#)

LOCAL/SENATE BILLS

S 62 (2013-2014) [42ND SENATORIAL DISTRICT LOCAL ACT-1](#). Filed Feb 7 2013, *A BILL TO BE ENTITLED AN ACT RELATING TO THE 42ND SENATORIAL DISTRICT.*

Blank bill.

Intro. by Allran.

[Alexander, Catawba](#)

[View summary](#)

S 65 (2013-2014) [18TH SENATORIAL DISTRICT LOCAL ACT-1](#). Filed Feb 7 2013, *A BILL TO BE ENTITLED AN ACT RELATING TO THE 18TH SENATORIAL DISTRICT.*

Blank bill.

Intro. by Barefoot.

[Franklin, Wake](#)

[View summary](#)

S 67 (2013-2014) [SURRY COMM. COLLEGE/YADKIN CTY. LAND TRANSFER \(NEW\)](#). Filed Feb 7 2013, *A BILL TO BE ENTITLED AN ACT TO AUTHORIZE SURRY COMMUNITY COLLEGE TO CONVEY PROPERTY BY GIFT TO YADKIN COUNTY AND TO LEASE A PORTION OF ANY STRUCTURE SUBSEQUENTLY BUILT ON THAT PROPERTY.*

Blank bill.

Intro. by Brunstetter.

[Forsyth, Yadkin](#)

[View summary](#)

S 75 (2013-2014) [ONslow PUBLIC-PRIVATE PARTNERSHIP](#). Filed Feb 7 2013, *A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COUNTY OF ONslow TO ENTER INTO A PUBLIC-PRIVATE PARTNERSHIP.*

As title indicates, authorizes the Onslow County Board of Commissioners to enter into public-private projects, defined as capital projects comprised of one or more buildings or improvements and including both public and private facilities. Sets out requirements for contracts, property acquisition and disposition, and other details related to the projects.

Intro. by Brown.

[Onslow](#)

[View summary](#)

ACTIONS ON BILLS**PUBLIC BILLS**

H 8: EMINENT DOMAIN.

House: Placed On Cal For 02/12/2013

H 19: RESPECT OUR FALLEN HEROES.

House: Placed On Cal For 02/12/2013

H 25: AMEND FELONY BREAKING OR ENTERING.

House: Placed On Cal For 02/12/2013

H 29: METHAMPHETAMINE/OFFENSE/PENALTIES.

House: Withdrawn From Cal

House: Re-ref Com On Health and Human Services

H 64: HONOR LEGISLATIVE BLDG'S 50TH ANNIVERSARY.

Ratified

Ch. Res 2013-2

H 66: CAPTIVITY LICENSE AND PERMIT AMENDMENTS.-AB

House: Placed On Cal For 02/12/2013

H 73: FUNDS FOR WARREN COUNTY FREE CLINIC, INC.

House: Passed 1st Reading

House: Ref To Com On Appropriations

H 74: REGULATORY REFORM ACT OF 2013 (NEW).

House: Passed 1st Reading

House: Ref To Com On Regulatory Reform

H 75: KILAH'S LAW/INCREASE CHILD ABUSE PENALTIES.

House: Passed 1st Reading

House: Ref to the Com on Judiciary Subcommittee B, if favorable, Appropriations

H 76: AUTHORIZE VARIOUS SPECIAL PLATES.

House: Passed 1st Reading

House: Ref to the Com on Rules, Calendar, and Operations of the House, if favorable, Transportation, if favorable, Finance

H 77: BOARD OF LAW EXAMINERS/UPDATE EXPENSE LAW.

House: Passed 1st Reading

House: Ref To Com On Finance

H 78: AMEND UCC ARTICLE 4A/FUNDS TRANSFERS.

House: Passed 1st Reading

House: Ref To Com On Judiciary Subcommittee A

H 80: UNC BOG VACANCY NOMINATION.

House: Filed

H 81: ELECTION TO UNC BOARD OF GOVERNORS.

House: Filed

H 82: IRC UPDATE.

House: Filed

H 83: ENACT CON COMMITTEE RECOMMENDATIONS.

House: Filed

H 84: ENACT MEDICAL CANNABIS ACT.

House: Filed

H 85: AG. ED./FFA DAY IN NORTH CAROLINA.

House: Filed

H 86: RESTORE WALLACE TO WILMINGTON RAILROAD.

House: Filed

S 4: NO N.C. EXCHANGE/NO MEDICAID EXPANSION.

House: Passed 1st Reading

House: Ref to the Com on Health and Human Services, if favorable, Appropriations

S 10: GOVERNMENT REORGANIZATION AND EFFICIENCY ACT (NEW).

Senate: Amend Adopted A5

Senate: Amend Adopted A6

Senate: Passed 3rd Reading

Engrossed

S 14: INCREASE ACCESS TO CAREER/TECHNICAL ED.

Senate: Passed 2nd Reading

Senate: Passed 3rd Reading

S 47: STATE OF THE STATE SPEECH.

House: Rec From Senate

S 60: THE OPOSSUM RIGHT-TO-WORK ACT.

Senate: Passed 1st Reading

Senate: Ref To Com On Rules and Operations of the Senate

S 61: NUCLEAR SECURITY GUARDS/NO LIABILITY.

Senate: Passed 1st Reading

Senate: Ref To Com On Judiciary II

S 63: ABC PERMIT FOR DESSERT BAR.

Senate: Filed

S 64: IRC UPDATE.

Senate: Filed

S 66: AG. ED./FFA DAY IN NORTH CAROLINA.

Senate: Filed

S 68: ARTS EDUCATION AS A GRADUATION REQUIREMENT.

Senate: Filed

S 69: LAW ENFORCEMENT OFFICERS MEMORIAL PLATE.

Senate: Filed

S 70: KILAH'S LAW/INCREASE CHILD ABUSE PENALTIES.

Senate: Filed

S 71: AMEND IRRIGATION CONTRACTORS LICENSING LAWS.

Senate: Filed

S 72: AMEND UCC ARTICLE 4A/FUNDS TRANSFERS.*Senate: Filed***S 73: LOCAL WORKFORCE DEV./DISLOCATED WORKERS.***Senate: Filed***S 74: BOARD OF LAW EXAMINERS/UPDATE EXPENSE LAW.***Senate: Filed***LOCAL BILLS****H 87: LENOIR COUNTY LOCAL OPTION SALES TAX.***House: Filed***S 62: 42ND SENATORIAL DISTRICT LOCAL ACT-1.***Senate: Filed***S 65: 18TH SENATORIAL DISTRICT LOCAL ACT-1.***Senate: Filed***S 67: SURRY COMM. COLLEGE/YADKIN CTY. LAND TRANSFER (NEW).***Senate: Filed***S 75: ONSLOW PUBLIC-PRIVATE PARTNERSHIP.***Senate: Filed*

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