



The Daily Bulletin: 2013-03-05

PUBLIC/HOUSE BILLS

H 212 (2013-2014) [CREATE NORTH CAROLINA ACCOUNTABILITY REPORT](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA ACCOUNTABILITY REPORT, TO BE OPERATED BY THE PROGRAM EVALUATION DIVISION.*

Enacts new GS 120-36.19 requiring the Program Evaluation Division (PED) to establish the web-based NC Accountability Report (Report) to profile state departments and programs within each department. Requires that the profile include (1) why the program or department exists, how it is funded, and what issues exist and (2) reference to relevant information. The profile will also include a rating based on specified criteria that examine program purpose and design, strategic planning, program management, and program results. Requires the Office of Budget and Management to help the PED in identifying programs and their costs. Requires state departments to provide information to PED for the Report upon request and requires that questions be answered within 30 days, with one 15-day extension allowed upon request. Makes a conforming change to GS 120-36.12. Amends GS 120-131.1 to provide that requests made to an agency employee by a PED employee for information in preparing the Report is confidential.

Requires the PED to first catalog and profile state programs, then prioritize the order in which to rate the programs and develop a schedule by which the programs will be periodically reviewed and regraded.

Appropriates \$839,714 from the General Fund to the Legislative Service Commission, PED, for 2012-14, effective July 1, 2013. The funds are to be used to implement and maintain the Report. Allocates the funds in specified amount to create one web specialist/evaluator position, four program evaluator I positions, and nine research assistant positions.

Intro. by R. Brawley.

[APPROP, GS 120](#)

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[Budget/Appropriations, General Assembly, State Agencies](#)

H 214 (2013-2014) [AMEND REAL ESTATE LICENSE LAW/RECORDS](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT EXEMPTING FROM PUBLIC RECORDS DOCUMENTS COLLECTED OR COMPILED IN CONNECTION WITH AN APPLICATION FOR LICENSURE UNDER THE LAWS REGULATING REAL ESTATE BROKERS AND SALESPERSONS.*

Amends GS 93A-4 to provide that documents containing personal information that are collected by the NC Real Estate Commission (Commission) in connection with an application for examination, licensure, certification, renewal or reinstatement, or informational updates are not considered public records unless admitted into evidence in a Commission hearing.

Intro. by Whitmire, Howard, McElraft, W. Brawley.

[GS 93A](#)

[View summary](#)

[Occupational Licensing, Public Records and Open Meetings](#)

H 216 (2013-2014) [HONOR TOWN OF PROCTORVILLE](#). Filed Mar 5 2013, *A HOUSE RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF PROCTORVILLE ON THE TOWN'S ONE HUNDREDTH ANNIVERSARY.*

As title indicates.

Intro. by C. Graham.

[Robeson, HOUSE RES](#)

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H 217 (2013-2014) **CRIMINAL LAW/PROCEDURE AMENDMENTS**. Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PROBATION REVOCATION HEARINGS IN DISTRICT COURT WITH A RIGHT OF DIRECT APPEAL TO THE COURT OF APPEALS, TO ALLOW FOR AN UNRESTRICTED RESENTENCING HEARING UPON THE REVERSAL OF A SENTENCE ON APPELLATE REVIEW, TO AMEND THE PROCEDURE IN DRIVING WHILE IMPAIRED CASES, TO PROVIDE FOR THE TRANSFER OF JUVENILE DEFENDANTS TO SUPERIOR COURT WHEN CHARGED WITH A MAJOR CRIMINAL OFFENSE, AND TO REQUIRE THE COURTS COMMISSION TO STUDY THE COURT JURISDICTION AND JURY TRIAL PROCESS FOR MISDEMEANORS AND OTHER METHODS OF IMPROVING THE EFFICIENCY AND ADMINISTRATION OF THE JUSTICE SYSTEM.*

Section #1

Amends GS 7A-27, *Appeals of right from the courts of the trial divisions*, adding new GS 7A-27(c1), stating that there is an appeal of right to the Court of Appeals from any final judgment of a district court that revokes probation or imposes special probation.

Effective October 1, 2013.

Section #2

Amends GS 7A-271 by repealing GS 7A-271(e) and (f).

Effective October 1, 2013.

Section #3

Amends GS 7A-272 by creating two new subsections: (1) GS 7A-272(a1), stating that the district court has exclusive jurisdiction over the supervision of a probation judgment entered into in superior court and to hear and enter judgment in any hearing held pursuant to GS 15A-1345(e). If a district court judge, as a result of a finding of a violation of probation, activates a sentence or imposes special probation, the defendant may appeal under GS 7A-27. (2) GS 7A-272(a2), stating that the superior court will retain jurisdiction in all cases in which there is a deferred prosecution or conditional discharge agreement unless the chief district court judge and the senior resident superior court judge agree that jurisdiction will be with the district court.

Deletes GS 7A-272(e) and (f).

Effective October 1, 2013.

Section #4

Repeals GS 15A-1335 (*Resentencing after appellate review*).

Effective for resentencing hearings held on or after December 1, 2013.

Section #5

Repeals GS 15A-1347 (*Appeal from revocation of probation or imposition of special probation upon violation*).

Effective October 1, 2013.

Section #6

Amends GS 20-16.3(d), making technical and clarifying changes. Eliminates the ability to use a positive or negative result on an alcohol screening in court in lieu of only allowing the numeric results in court for probable cause determinations.

Effective for hearings held on or after December 1, 2013, and for administrative hearings made on or after December 1, 2013.

Section #7

Amends GS 7B-2200 (*Transfer of jurisdiction of juvenile to superior court*), adding new language that states that, upon motion by the prosecutor, if the alleged felony constitutes a Class B1 through class E felony and the court finds probable cause, the court will transfer the case to the superior court for trial, as in the case of adults.

Effective for transfer hearings held on or after December 1, 2013.

Section #8

Provides for a study of NC's criminal and appellate procedures conducted by the NC Courts Commission, in consultation with the Administrative Office of the Courts, the North Carolina Sentencing and Policy Advisory Commission, the Conference of District Attorneys, the North Carolina Office of Indigent Defense Services, and the School of Government as well as other appropriate organizations or agencies. Study should review the possibility of six-person juries for misdemeanors, granting magistrates greater authority to hear cases, re-designating low-level misdemeanors as infractions, and whether any other actions should be taken to ensure the protection of a defendant's constitutional rights and that the court system is more efficient and cost effective. Requires a report to the General Assembly by April 1, 2014.

Effective October 1, 2013.

Intro. by Faircloth, Stam.

GS 7A, GS 7B, GS 15A, GS 20

[View summary](#)

**Criminal Law and Procedure, Corrections
(Sentencing/Probation), Delinquency, Motor Vehicle**

H 218 (2013-2014) **NO POSTSECONDARY EDUCATION/ILLEGAL ALIENS**. Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT PROHIBITING ILLEGAL ALIENS FROM ATTENDING NORTH CAROLINA COMMUNITY COLLEGES AND UNIVERSITIES*.

Amends GS 115D-1, statement of purpose regarding the NC Community College System, to prohibit enrollment in the Community College System of otherwise qualified students who do not have lawful immigration status under federal law.

Enacts new GS 115D-1.3 to prohibit a person who does not have lawful immigration status from being admitted to or taking any class at a community college. Provides exceptions for (1) a person who is enrolled in a secondary school at the same time that the person is taking a class or classes at a community college and (2) a person who will not be present in the United States during any portion of the class or classes taken at a community college.

Enacts new GS 116-40.11 to prohibit a person who does not have lawful immigration status from being admitted to or taking any class at a constituent institution of the University of North Carolina (UNC). Provides exceptions for (1) a person who is enrolled in a secondary school at the same time that the person is taking a class or classes at a constituent institution and (2) a person who will not be in the United States during any portion of the class or classes taken at a constituent institution.

Effective when the act becomes law and applies to admissions and classes taken after the effective date, except provides that the act does not prevent a student enrolled in a program at a community college or at a constituent institution of UNC (1) as of the effective date or (2) during the previous term or semester from completing that program.

Intro. by Cleveland, Whitmire.

GS 116, GS 115D

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Higher Education, Immigration

H 219 (2013-2014) **UPDATE REFERENCES/CHILD BORN OUT OF WEDLOCK (NEW)**. Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE WAYS CHILDREN BORN OUT OF WEDLOCK ARE REFERENCED IN THE GENERAL STATUTES BY REMOVING REFERENCES TO "ILLEGITIMATE" WHEN USED IN CONNECTION WITH AN INDIVIDUAL AND TO "BASTARDY", TO ALLOW A CHILD BORN OUT OF WEDLOCK TO INHERIT FROM A PERSON WHO DIED PRIOR TO OR WITHIN*

ONE YEAR AFTER THE BIRTH OF THAT CHILD IF PATERNITY CAN BE ESTABLISHED BY DNA TESTING, AND TO MAKE OTHER TECHNICAL CORRECTIONS TO THE STATUTES BEING AMENDED.

Amends GS 7A-27(a) as the title indicates (was, right of direct appeal to the NC Supreme Court required a first degree murder conviction and a death sentence from Superior Court judgment). Effective October 1, 2013, and applies to appeals filed in first degree murder cases on or after that date.

Intro. by Glazier, Stam, Faircloth, Michaux.

[GS 7A](#)

[View summary](#)

[Court System](#)

H 220 (2013-2014) [DESIGNATE NC FRAGILE X AWARENESS DAY](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT DESIGNATING JULY TWENTY-SECOND OF EACH YEAR AS NORTH CAROLINA FRAGILE X AWARENESS DAY.*

Enacts new GS 103-12 to provide as the title indicates.

Intro. by Fulghum, Holley, Insko, Dollar.

[GS 103](#)

[View summary](#)

[Cultural Resources and Museums](#)

H 221 (2013-2014) [INCREASE PENALTIES FOR HUMAN TRAFFICKING](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTY FOR THE OFFENSES OF HUMAN TRAFFICKING AND CERTAIN OTHER RELATED CRIMES AND TO REQUIRE THAT A PERSON CONVICTED OF CERTAIN OFFENSES OF HUMAN TRAFFICKING, INVOLUNTARY SERVITUDE, SEXUAL SERVITUDE, OR THE UNLAWFUL SALE, SURRENDER, OR PURCHASE OF A MINOR MUST REGISTER UNDER THE SEX OFFENDER AND PUBLIC PROTECTION REGISTRATION PROGRAM.*

Amends GS 14-43.11(b), GS 14-43.12(b), GS 14-43.13(b), and GS 14-43.14(b), changing Class F felonies to Class E felonies.

Amends GS 14-208.6(5), adding human trafficking, pursuant to GS 14-43.11 and defined as occurring when the offense is committed against a minor who is less than 18 years old or having been committed when the offense is against an adult with the intent that the person be held in sexual servitude, to the definition of a sexually violent offense.

Amends GS 14-208.6(1m), *Offense against a minor*, adding language that states the term also includes an offense under GS 14-43.14 (sale, surrender, or purchase of a minor) that is committed by any person without regard as to whether the person is the minor's parent.

Effective December 1, 2013, applying to offenses committed on or after that date.

Intro. by Hamilton, Davis, Mobley, Carney.

[GS 14](#)

[View summary](#)

[Criminal Law and Procedure](#)

H 223 (2013-2014) [ELECTRIC MEMBERSHIP CORPS/MEMBER CONTROL](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT EXEMPTING ELECTRIC MEMBERSHIP CORPORATIONS FROM INTEGRATED RESOURCE PLANNING AND SERVICE REGULATIONS REQUIREMENTS ESTABLISHED BY THE UTILITIES COMMISSION, RETURNING OVERSIGHT OF THE CORPORATIONS TO THEIR MEMBER BOARD OF DIRECTORS, AND CLARIFYING THE AUTHORITY OF THE NORTH CAROLINA RURAL ELECTRIFICATION AUTHORITY TO RECEIVE AND INVESTIGATE COMPLAINTS FROM MEMBERS OF ELECTRIC MEMBERSHIP CORPORATIONS.*

As title indicates.

Amends GS 62-42 by deleting GS 62-42(c), which provided "For the purpose of this section, 'public utility' will include any electric membership corporation operating within this State."

Amends GS 62-110.1(b), making conforming changes.

Effective July 1, 2013.

Intro. by Presnell, Moffitt, Hager, Arp.

[GS 62](#)

[View summary](#)

[Public Enterprises and Utilities](#)

H 226 (2013-2014) [THE FREE MEANS FREE ACT](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT TO REGULATE WHEN PERSONS, FIRMS, AND CORPORATIONS ENGAGED IN COMMERCE MAY REPRESENT THAT OFFERED GOODS, PROPERTY, OR SERVICES ARE FREE OR WITHOUT COST.*

Enacts new GS 75-43, *Offering of free goods, products, and services*, stating that no person, firm, or company, in connection with the sale or lease or solicitation for the sale or lease of any goods, property, or service, can represent that the same are free or otherwise without cost unless all of the following are true:

- (1) The person who receives the goods, property, or service will have no financial obligation, including no obligation to pay for shipping, restocking, or continued receipt.
- (2) The person, firm, or company providing the goods, property, or service does not obtain credit card or debit card information or any other information for the means of charging the recipient.
- (3) The recipient of goods, property, or service is not required to take any affirmative steps to cancel or otherwise stop future receipt.

Violation of Article 1 will be considered an unfair and deceptive trade practice under GS 75-1.1.

Effective October 1, 2013.

Intro. by R. Brawley, Turner.

[GS 75](#)

[View summary](#)

[Business and Commerce](#)

H 227 (2013-2014) [LOCAL GOV'TS/VACANT HOUSING RECEIVERSHIP](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT AUTHORIZING COUNTIES AND CITIES TO PETITION THE SUPERIOR COURT TO APPOINT A RECEIVER TO REHABILITATE, DEMOLISH, OR SELL A VACANT BUILDING, STRUCTURE, OR DWELLING WHERE THE OWNER HAS FAILED TO COMPLY WITH AN ORDER TO DO SO AND TO CHARGE THE OWNER AN ADMINISTRATIVE FEE.*

Enacts new GS 153A-370.1 (applicable to counties) and new GS 160A-439.1 (applicable to cities) as follows. Allows a county/city to petition the superior court for the appointment of a receiver to rehabilitate, demolish, or sell a vacant building, structure, or dwelling if the owner fails to: (1) comply with an order issued pursuant to GS 153A-369/GS 160A-429 from which no appeal has been taken or the appeal has been dismissed or denied; (2) comply with an order issued pursuant to GS 153A-369/GS 160A-429 following an appeal; or (3) comply with an order to repair, alter, or improve, remove, or demolish a structure under GS 160A-443.

Provides details on what information must be included in the petition for appointment of receiver. Provides details on notice of proceeding. Details the appointment of receiver process. Provides for the exclusive authority of the receiver once appointed, and details receiver's authority, duties, and tenure. Specifies the procedure for foreclosing on the lien. Provides that the county/city may charge the owner of the building, structure, or dwelling an administrative fee of \$100. Applies to any petition filed on or after October 1, 2013.

Intro. by Brandon, Hardister, Faircloth, Collins.

GS 153A, GS 160A

[View summary](#)**Property and Housing, Local Government**

H 228 (2013-2014) [HOME SCHOOLERS PARTICIPATE IN SCHOOL SPORTS](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT TO PERMIT HOME SCHOOLED STUDENTS IN CERTAIN LOCAL SCHOOL ADMINISTRATIVE UNITS TO PARTICIPATE IN INTERSCHOLASTIC ATHLETICS.*

Amends GS 115C-12(23) (*Powers and duties of the State Board of Education generally*) and GS 115C-47(4) (*Powers and duties generally of local boards of education*) as the title indicates. Enacts new GS 115C-565.1 to provide guidelines governing the eligibility and participation of home-schooled students in interscholastic athletics. Requires a home-schooled student to register the student's intent to participate in interscholastic athletics at the selected school before the beginning date of the season for the activity in which the student wishes to participate. Provides that the principal of the school at which a home schooled student would like to participate in interscholastic athletics makes the final determination on whether to allow participation and the student may not appeal the principal's decision.

The act applies only to home-schooled students living in counties with a population of 200,000 or less. The act applies beginning with the 2013-14 school year.

Intro. by McElraft, Cleveland, Ford, Brody.

GS 115C

[View summary](#)**Elementary and Secondary Education**

H 230 (2013-2014) [CLARIFY READ TO ACHIEVE/SCHOOL PERFORMANCE GRADES \(NEW\)](#). Filed Mar 5 2013, *AN ACT TO CLARIFY PROVISIONS OF THE READ TO ACHIEVE ACT AND SCHOOL PERFORMANCE GRADES AND TO EXPAND THE TESTING WINDOW FOR ONE YEAR.*

Identical to [S 189](#), filed 3/5/13.

Amends GS 115C-563 as the title indicates. Clarifies that the parents, legal guardians, or members of either household of the children in the home school are authorized to determine the scope and sequence of academic instruction and to determine additional sources of academic instruction. Effective when the act becomes law and applies beginning with the 2013-14 school year.

Intro. by Malone, Martin, Brody, Samuelson.

GS 115C

[View summary](#)**Elementary and Secondary Education**

H 231 (2013-2014) [GA/MAKE ALL LAS PERM. FULL-TIME/FUNDS](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT PROVIDING THAT EACH GENERAL ASSEMBLY MEMBER IS ENTITLED TO A FULL-TIME LEGISLATIVE ASSISTANT OR CLERK WHO IS A PERMANENT LEGISLATIVE EMPLOYEE, DIRECTING THE LEGISLATIVE SERVICES COMMISSION TO GRANT TO THOSE EMPLOYEES THE SAME BENEFITS AND PRIVILEGES AS OTHER PERMANENT LEGISLATIVE EMPLOYEES, AND APPROPRIATING FUNDS FOR THAT PURPOSE.*

Enacts new GS 120-32.7 entitling each member of the General Assembly to one permanent full-time legislative assistant or clerk during the member's entire term of office. Amends GS 120-32 to make a conforming change to the Legislative Services Commission's (Commission) duties.

Requires the Commission to (1) provide that each member has a permanent full-time legislative assistant or clerk assigned to the member for at least 40 hours per week during the member's term of office unless the member opts for one who is a full-time temporary employee; (2) authorize legislative assistants or clerks working more than 40 hours per week to support House members upon approval of the Speaker of the House and supporting Senators with approval of the President Pro Tempore; and (3) give permanent full-time legislative assistants and clerks the same across the board raises, employee benefits, and other privileges.

Appropriates \$1.4 million for 2013-14 and 2014-15 from the General Fund to the General Assembly to carry out the act.

Effective July 1, 2013.

Intro. by Lucas, L. Bell.

[GS 120](#)

[View summary](#)

[Budget/Appropriations, General Assembly](#)

H 232 (2013-2014) [STATE HEALTH PLAN/STATUTORY CHANGES.-AB](#) Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND OTHER CHANGES TO THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES STATUTES, AS REQUESTED BY THE STATE HEALTH PLAN.*

Amends GS 135-48.30(a)(5) to allow the State Treasurer to adopt, implement, and administer population health management programs as well as wellness programs or incentives.

Amends GS 135-48.40(b)(1), eliminating conditions for permanent full-time employees to qualify for coverage. Makes technical changes. Effective July 1, 2013.

Repeals GS 135-48.40(b)(2), concerning eligibility of permanent hourly employees working at least half of the workdays of each pay period.

Amends GS 135-48.42(e), adding retirees to class of people eligible to change coverage elections. Effective July 1, 2013.

Amends GS 135-48.43(b)(3), concerning coverage effective dates, to amend language to read "retiring employees not enrolled or not adding dependents age 19 and older when first eligible after an employee's retirement may enroll at a later time during annual enrollment, but may be subject to a 12-month waiting period for preexisting conditions..." (was, may enroll later on the first of any following month but will be subject to a 12-month waiting period). Effective July 1, 2013.

Amends GS 135-48.51(9), correcting the title of GS 58-3-265 to *Prohibition on managed care provider incentives* (was, *Payment obligations for covered services*).

Amends GS 147-86.23, *Interest and penalties*, to state that the section does not apply to the North Carolina State Health Plan for past-due account receivables related to premiums and claims payments.

Intro. by Dockham.

[GS 135, GS 147](#)

[View summary](#)

[Health Insurance](#)

H 233 (2013-2014) [LONG-TERM CARE INSURANCE CHANGES.-AB](#) Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT TO PROHIBIT UNREASONABLE PREMIUM RATE INCREASES FOR LONG-TERM CARE INSURANCE.*

Amends GS 58-51-95 to specify that the types of policies to which this statute applies are listed in subsection (j) of GS 58-51-95.

Provides that no rate revision for policies subject to GS 58-51-95 (hereinafter, this section), may become effective unless the insurer has provided a written notice which includes an explanation to the insured, approved by the Commissioner of Insurance (Commissioner), as to why the insurer requested the rate increase, 45 days before the revision becomes effective.

Enacts new subsections (f1), (f2), (f3), and (f5) regarding criteria to be met for rate revision requests applicable to long-term care policies including capping the rate increase to 10% in any calendar year. Specifies in new subsection (f2) additional requirements for rate revisions intended to apply to long-term care policies issued before February 1, 2003, and addresses rate revisions intended to apply to long-term care policies issued after January 31, 2003, in new subsection (f3). Provides in new subsection (f4) criteria for calculating the anticipated lifetime loss ratio for purposes of proposed subdivision (f2)(2) and subsection (f3) of this section, both dealing with findings by the Commissioner that a rate revision to certain long-term care policies are excessive.

Authorizes the Commissioner to waive specified requirements regarding rate revision requests in proposed (f1), (f3), (f5) and (f2)(2), if the Commissioner determines that the solvency of the insurer is threatened.

Adds new subsection (f7) to provide for rate revisions applicable to long-term care policies issued after January 1, 2014, where the non-forfeiture offer required under GS 58-55-31 is rejected, thereby triggering a contingent non-forfeiture benefit. Specifies that a contingent non-forfeiture benefit on lapse is triggered whenever (1) an insurer increases the premium rates to a level which results in a cumulative increase of the annual premium equal to or exceeding the percentage of the insured's initial annual premium based on the insured's issue age and (2) the policy or certificate lapses within 120 days of the due date of the increased premium. Provides a listing of the triggers for contingent non-forfeiture benefit based on the issue age of the insured. Provides criteria regarding the application and use of contingent non-forfeiture benefits.

Current law requires an insurer providing policies in North Carolina that are subject to this section, at minimum, to file annually for approval of its rates, rating schedules, and supporting documentation to show compliance with the applicable loss ratio standards adopted by the Commissioner. Requires that the annual filing for long-term care policies issued before February 1, 2003, be submitted before October 1 of each year. Provides that if the current rates included in the filing of rates and rating schedules are limited by the new subsections (f1), (f3), (f5), or subdivision (f2)(2) of this section, the actuary may modify the certification statement as necessary to reflect those limits.

Effective July 1, 2013, and applies to rate revisions submitted to the Commissioner on or after that date.

Intro. by Dockham.

[GS 58](#)

[View summary](#)

[Insurance](#)

PUBLIC/SENATE BILLS

S 11 (2013-2014) [ESTABLISH ORGAN DONATION MONTH](#). Filed Jan 30 2013, *A BILL TO BE ENTITLED AN ACT TO DESIGNATE THE MONTH OF APRIL OF EACH YEAR AS ORGAN DONATION AWARENESS/DONATE LIFE MONTH AND TO PROVIDE THAT THE ACT SHALL BE ENTITLED DUFFY'S LAW.*

Senate committee substitute to the 1st edition makes the following changes. Deletes, adds to, and amends the whereas clauses. Amends proposed GS 103-12 to designate April as Organ Donation Awareness/Donate Life Month (was, Organ Donation Awareness Month). Makes a conforming change to the act's long title.

Intro. by Gunn.

[GS 103](#)

[View summary](#)

[Cultural Resources and Museums](#)

S 20 (2013-2014) [GOOD SAMARITAN LAW/NALOXONE ACCESS](#). Filed Jan 30 2013, *A BILL ENTITLED AN ACT TO PROVIDE LIMITED IMMUNITY FROM PROSECUTION FOR (1) CERTAIN DRUG-RELATED OFFENSES COMMITTED BY AN INDIVIDUAL*

WHO SEEKS MEDICAL ASSISTANCE FOR A PERSON EXPERIENCING A DRUG-RELATED OVERDOSE AND (2) CERTAIN DRUG-RELATED OFFENSES COMMITTED BY AN INDIVIDUAL EXPERIENCING A DRUG-RELATED OVERDOSE AND IN NEED OF MEDICAL ASSISTANCE; TO PROVIDE IMMUNITY FROM CIVIL OR CRIMINAL LIABILITY FOR (1) PRACTITIONERS WHO PRESCRIBE AN OPIOID ANTAGONIST TO CERTAIN THIRD PARTIES AND (2) CERTAIN INDIVIDUALS WHO ADMINISTER AN OPIOID ANTAGONIST TO A PERSON EXPERIENCING A DRUG-RELATED OVERDOSE; AND TO PROVIDE LIMITED IMMUNITY FROM PROSECUTION FOR CERTAIN ALCOHOL-RELATED OFFENSES COMMITTED BY PERSONS UNDER THE AGE OF 21 WHO SEEK MEDICAL ASSISTANCE FOR ANOTHER PERSON.

Senate amendment makes the following changes to the 2nd edition.

Amends GS 90-106.2 to no longer allow practitioners to dispense or distribute an opioid antagonist and no longer provide immunity from civil or criminal liability if they do dispense or distribute the antagonist. Makes conforming changes.

Makes conforming changes to the long title.

Intro. by Bingham, Allran.

GS 90

[View summary](#)

Criminal Law and Procedure

S 24 (2013-2014) [CONSTRUCTION/DEMOLITION LANDFILL SITING](#). Filed Jan 31 2013, *A BILL TO BE ENTITLED AN ACT TO AMEND THE GAMELAND BUFFER REQUIREMENT APPLICABLE TO SANITARY LANDFILLS FOR THE DISPOSAL OF CONSTRUCTION AND DEMOLITION DEBRIS WASTE UNDER CERTAIN CONDITIONS.*

Senate committee substitute makes the following changes to the 1st edition. Makes clarifying and technical changes to GS 130A-295.6. Amends the effective date provision to provide that the act applies to any application for a permit for a sanitary landfill for the disposal of construction and demolition debris waste pending on the date that the act becomes law, or submitted on or after the date that the act becomes law.

Intro. by Brown.

GS 130A

[View summary](#)

Environment, Department of Environmental Quality (formerly DENR), Public Health

S 58 (2013-2014) [CLARIFY STATUTE OF REPOSE \(NEW\)](#). Filed Feb 5 2013, *A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO SESSION LAW 2014-17.*

Senate committee substitute to the 1st edition amends GS 143-215.73F (Shallow Draft Inlet Dredging Fund) to define shallow draft inlet, for the purposes of the statute, as a waterway connection, with a maximum depth of 14 feet, between the Atlantic Ocean and a bay or the Atlantic Intracoastal Waterway, or a river entrance to the Atlantic through which tidal and other currents flow.

Intro. by Brown.

GS 75A, GS 143

[View summary](#)

Transportation, Environment

S 175 (2013-2014) [BANKING LAWS CLARIFICATIONS/CORRECTIONS](#). Filed Mar 4 2013, *A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS AND CLARIFICATIONS TO CHAPTER 53C OF THE GENERAL STATUTES.*

Section #1

Makes clarifying and technical changes to GS 53C-1-4, *Definitions and application of terms*, specifically to the following definitions: *bank*, *control*, *lower-tier subsidiary*, *public member*, *subsidiary*. Adds new term to definitions, *consumer finance licensee*, defined as an individual associated with a *licensee* as that term is defined in GS 53-165(h).

Section #2

Makes technical changes to GS 53C-2-1(d).

Section #3

Amends GS 53C-2-2(d), giving the Commissioner of Banks (Commissioner) power to exercise any jurisdiction, supervise, regulate, examine, or also enforce any banking law (previously, only had power to do this with state consumer protection laws or federal laws for which the Commissioner had enforcement jurisdiction).

Section #4

Amends GS 53C-4-5(c), *Qualifications of bank directors*, clarifying that after a director's election or appointment, the director must do the following:

- (1) Consent to the jurisdiction of the Commissioner and the General Court of Justice for the State of North Carolina in any action or proceeding brought by the Commissioner.
- (2) Consent to venue in Wake County.
- (3) Appoint the Commissioner as the director's agent for service of process and authorize and instruct the Commissioner or the Commissioner's duly appointed deputy or agent to accept service of process for the director, unless the director appoints an agent.

Also adds language stating that when service of legal process in an action or proceeding brought by the Commissioner is made on a director, the Commissioner will, within three business days, give notice to the director of such service and acceptance of service of process by depositing a copy of the process served and accepted, together with any pleading, order, or other item accompanying the process, with a *designated delivery service* as defined in 26 U.S.C. § 7502(f)(2) and directed to the director's last known address in the Commissioner's records.

The Commissioner will also keep records of the day and hour of service of process, any pleading, order, or other item accompanying service of process. Additionally, the consent and appointment described above is irrevocable and will not be affected by the termination of the director's service as a director. A director may also appoint an agent for service of such process in Wake County.

Section #5

Amends GS 53C-4-11(c), adding balances maintained at any federal reserve bank, either directly or on a pass-through basis, to meet federal reserve system reserve requirements to the list of liquid reserves types available to establish and put toward the required level of reserve fund.

Section #6

Amends GS 53C by adding new GS 53C-4-13, *Immediate report of changes in directors and certain officers*, requiring banks to report to the Commissioner any changes in its directors, president, CEO, CFO, chief loan officer, or chief credit officer by close of the second day on which the bank is open for business following such change(s).

Section #7

Makes technical changes to GS 53C-5-1(d). Also gives banks authority to appeal an application denial by the Commissioner, pursuant to GS 53C-2-6.

Section #8

Amends GS 53C-5-2, *Investment authority*, deleting the requirement that investments by banks or bank subsidiaries receive the same accounting and regulatory treatment as required by the bank's federal supervisor. Gives a bank's board-authorized committee the authority to make investments. Makes technical and clarifying changes. Gives the bank the authority to appeal an objection by the Commissioner pursuant to GS 53C-2-6.

Expands the capital and asset categories that are eligible toward being counted as a bank's capital upon which the 10% investment limitation is calculated against for investments in non-government backed bonds or debt obligations. GS 53C-5-2 now allows to be counted those portions of the bank's allowance for loan and lease losses, deferred tax assets, and intangible assets that are excluded from the bank's capital under federal law (was, investments in non-government backed bonds or debt obligations could not exceed 10% of a bank's required capital), plus the bank's capital.

Section #9

Amends GS 53C-6-1(b) expanding, identical to above section #8, the capital and asset categories that are eligible toward being counted as a bank's capital upon which the 15% investment limitation for total loans and extensions of credit outstanding at one time and not fully secured to include those portions of the bank's allowance for loan and lease losses, deferred tax assets, and intangible assets that are excluded from the bank's capital under federal law or the amount permitted for national banks in North Carolina by statute or by regulation of the comptroller of the currency (was, total loans and investments could not exceed 15% of the capital of the bank).

Also expands, identical to above, asset categories that are eligible toward being counted as a bank's capital upon which the 10% limitation for secured total loans and extensions of credit that are fully secured can be calculated to include those portions of the bank's allowance for loan and lease losses, deferred tax assets, and intangible assets that are excluded from the bank's capital under federal law or the amount permitted for national banks in North Carolina by statute or by regulation of the comptroller of the currency (was, secured total loans and extensions of credit could not exceed 10% of the capital of the bank).

Section #10

Amends GS 53C-6-1, by adding a new subsection, GS 53C-6-1(e), giving banks the power to, by resolution passed by their boards of directors or board-authorized committees, request the Commissioner to suspend the limitations on loans as set in the statute, as they apply to the bank's books or in a way the bank desires to modify in a manner not otherwise permitted by the limitations. Commissioner may approve or deny the request.

Section #11

Amends GS 53C-6-6(j), making technical and clarifying changes.

Section #12

Amends GS 53C-6-7 by adding a new subsection that states payable on death accounts created under GS 53-146.2 prior to October 1, 2012, are now governed by GS 53C-6-7, and any reference to GS 53-146.2 should be understood to refer to GS 53C-6-7.

Section #13

Amends GS 53C-6-8, stating that attorneys-in-fact for incapacitated or incompetent principals acting pursuant to a durable power of attorney can terminate an agent's authority to act on or behalf of the principal with respect to personal agency accounts. Makes technical changes.

Section #14

Amends GS 53C-7-101, *Control transactions*, deleting the requirement that each bank will report to the Commissioner any changes in its directors, president, CEO, CFO, chief loan officer, or chief credit officer by the close of the second day on which the holding company is open for business following such change(s). This requirement is now contained in GS 53C-4-13, as noted in Section #6 above.

Creates new subsection GS 53C-7-101(c)(5a), adding the following transaction, an acquisition of control over voting shares exempt from the prior approval requirements set forth in section 3 of the Bank Holding Company Act, to the list of transactions that do not constitute a control transaction requiring the prior approval of the Commissioner.

Section #15

Amends GS 53C-7-102(c) making a technical change, replacing a reference to GS 53C-2-8 with GS 53C-2-7(b).

Section #16

Amends GS 53C-7-205 by making clarifying and technical changes.

Section #17

Amends GS 53C-7-207 adding language that states that a bank proposing to do any of the listed proposed combinations in GS 53C-7-207(a), must give prior written notice to the Commissioner that provides detail of the proposed combination (was, with the approval of the Commissioner).

Allows the combination to be completed if the Commissioner does not object within 30 days of notice. Commissioner may extend the 30-day window if needed. While the period is extended, the banks or subsidiaries cannot proceed with the proposed combination. Banks have the right to appeal an objection by the Commissioner.

Creates three conditions where, if met, the prior written notice requirement above is not needed for proposed combinations. Under existing law, the written notice requirement is not applicable to a combination of a subsidiary and another company when the subsidiary is not the resulting entity, or for a combination of two or more subsidiaries of the same bank.

Section #18

Repeals GS 53C-7-208 (*Fiduciary powers and liabilities of combining banks*).

Section #19

Amends 53C-9-403, adding the requirement that a new trustee will be appointed in the manner provided in GS 36C-7-704 or other applicable law. Deletes the requirement for the entry of an order by the clerk of superior court to terminate the bank as a trustee in lieu of a duly appointed trustee.

Section #20

Amends GS 153C-10-102(c) adding an acquisition of control over voting securities in a transaction subject to approval under section 3 of the Bank Holding Company Act to the list of transactions that do not constitute a control transaction, requiring the prior approval of the Commissioner.

Section #21

Makes technical and clarifying changes to GS 53C-10-301.

Section #22

Makes technical changes to GS-53-366(a). Also makes authorized trust institutions subject to GS Chapter 53C, more specifically GS 53C-2-7(b).

Intro. by Brown.

[GS 53, GS 53C](#)

[View summary](#)

[Banking and Finance](#)

S 179 (2013-2014) [DEFINE CERTIFIED REGISTERED NURSE ANESTHETIST](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT TO PROVIDE A DEFINITION FOR CERTIFIED REGISTERED NURSE ANESTHETISTS UNDER THE NURSING PRACTICE ACT.*

Amends GS 90-171.20 to add the term *certified registered nurse anesthetist*, defined as a registered nurse who (1) completes a program accredited by the Council on Accreditation of Nurse Anesthesia Educational Programs, (2) is credentialed as a certified registered nurse anesthetist by the Council on Certification of Nurse Anesthetists, (3) maintains recertification through the Council on Recertification of Nurse Anesthetists, and (4) performs nurse anesthesia activities in collaboration with a health care provider.

Intro. by J. Davis.

[GS 90](#)

[View summary](#)

[Health Care Facilities and Providers](#)

S 180 (2013-2014) [AUTO INSURANCE/ALLOW OPTIONAL ENHANCEMENTS](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT TO ALLOW INSURANCE COMPANIES WRITING PRIVATE AUTOMOBILE INSURANCE IN NORTH CAROLINA TO OFFER OPTIONAL PROGRAM ENHANCEMENTS.*

Enacts new GS 58-36-43 as the title indicates. Allows insurance companies writing private automobile insurance to incorporate optional enhancements in an automobile insurance policy under Article 36 of GS Chapter 58 (1) if the insurer has filed the proposed enhancement including any proposed premium charge with the Commissioner of Insurance (Commissioner) and (2) if the proposed enhancement is approved by the Commissioner. Provides that amendments to private passenger automobile program enhancements are subject to the same requirements as an initial filing. Specifies that a rate amendment under this proposed section is not a rate deviation and is not subject to the requirements regarding rate deviations in GS 58-36-30(a). Provides criteria regarding the reporting of premiums, expenses, and losses associated with individual company automobile program enhancements.

Effective July 1, 2013.

Intro. by Apodaca.

GS 58

[View summary](#)

[Insurance, Transportation](#)

S 181 (2013-2014) [AUTO INSURANCE/YOUNG DRIVER CLASSIFICATION](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT TO ALIGN AUTO INSURANCE RISK AND RATES IN NORTH CAROLINA BY ALLOWING THE CLASSIFICATION OF YOUNG DRIVERS AS A FACTOR IN THE SETTING OF RATES.*

Amends GS 58-36-65 as follows. Allows the Commissioner of Insurance to consider whether any licensed drivers are under age 19 when setting rate classifications for private passenger motor vehicles. Allows a subclassification plan to provide for premium surcharges for insureds who are less than 19 years old. Makes conforming changes. Amends GS 58-37-35 to define a clean risk as a private motor vehicle owner if the owner, principal operator, and each licensed operator in the owner's household are 18 or older and none of the individuals have been assigned any Safe Driver Incentive Plan points during the specified time period. Makes conforming change to GS 58-3-25. Effective July 1, 2013.

Intro. by Apodaca.

GS 58

[View summary](#)

[Insurance, Transportation](#)

S 182 (2013-2014) [LIMIT APPEALS TO SUPERIOR COURT](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT TO ELIMINATE APPEALS FOR INFRACTIONS, TO MODIFY APPEALS TO THE SUPERIOR COURT IN PROBATION REVOCATIONS IN WHICH THE DEFENDANT HAS WAIVED A HEARING, TO AMEND THE LAW PERTAINING TO RESENTENCING UPON THE REVERSAL OF A SENTENCE ON APPELLATE REVIEW, TO MAKE CHANGES REGARDING THE PROCEDURES FOR A MOTION FOR APPROPRIATE RELIEF, AND TO RECLASSIFY CERTAIN MISDEMEANORS AS INFRACTIONS.*

Amends GS 7A-290, providing that defendants that plead guilty or no contest to a misdemeanor in district court, pursuant to GS 15A-1431.1, waive the right to trial de novo in superior court and can only appeal the decision to the Court of Appeals (was, any defendant convicted in district court could appeal to superior court for trial de novo).

Amends GS 15A-1115, only allowing a person who denies responsibility but is found responsible for an infraction in district court to, within 10 days of the hearing, appeal the decision to the Court of Appeals (was, can appeal to the criminal division of superior court for hearing de novo).

Amends GS 15A-1347, stating when a district court judge, as a result of a finding of a violation of probation, activates a sentence or imposes special probation, the defendant can only appeal to the Court of Appeals (was, superior court for trial de novo).

Amends GS 15A-1431(b), stating that except provided in GS 15A-1431.1, a defendant convicted in district court can only appeal to the superior court for trial de novo with a jury, as provided by law. Deletes technical language concerned with the jurisdiction of superior court and plea agreements.

Amends GS Chapter 15A by adding new GS 15A-1431.1, referred to above, *Guilty pleas to misdemeanors in district court; appeals*, which provides that defendants who plead guilty or no contest to a misdemeanor in district court waive the right to trial de novo in superior court and may appeal the decision to the Court of Appeals. Also, provides that GS 15A-1021, 15A-1022, 15A-1023, 15A-1024, and 15A-1025, relating to guilty pleas in superior court, are applicable to guilty pleas entered in district court, to the extent that those provisions apply to misdemeanors. GS 15A-1026, as far as it deals with the making and preserving of a record of proceedings, also applies to guilty pleas to misdemeanors entered in district court.

Amends GS 15A-1444(a2), deleting *in superior court* limitation for appeal.

Effective December 1, 2013, applying to acts committed on or after that date.

Intro. by Brunstetter.

[GS 7A, GS 15A](#)

[View summary](#)

[Court System, Corrections \(Sentencing/Probation\)](#)

S 185 (2013-2014) [EXTEND SUNSET FOR EARNED INCOME TAX CREDIT](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET FOR THE EARNED INCOME TAX CREDIT*.

Amends GS 105-151.31 to extend the sunset on the earned income tax credit from January 1, 2014, to January 1, 2019.

Intro. by McLaurin, Stein.

[GS 105](#)

[View summary](#)

[Tax](#)

S 186 (2013-2014) [NOTICE PUBLICATION BY COUNTIES AND CITIES](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT TO ALLOW GOVERNING BOARDS OF COUNTIES AND CITIES TO GIVE ELECTRONIC NOTICE*.

Enacts new GS 153A-52.2, *Electronic notice*, allowing governing boards of local government to adopt an ordinance that will allow them to electronically publish any notice they are otherwise required to publish by law. The ordinance may cover all notices required to be published or certain selected classes of notices. Any notice published under the above ordinance must comply with the following conditions:

- (1) The notice is published on the website of the governing board no later than the time required for publication under applicable law or act.
- (2) The website contains, on its main page or index, links to all notices or a link to another page with links to all notices.
- (3) Notices and links must be maintained on the website for at least one year after publication.
- (4) A copy of the notice must be filed in a notice book, separately maintained and apart from the ordinance book or minutes of the governing board. The notice books must also be indexed and maintained for public inspection.
- (5) A copy of the notice must be provided to each public library and clerk of superior court within the jurisdiction of the governing board and maintained for at least one year.
- (6) A copy of the notice must be mailed or emailed to a person that has filed a written request for notice with the clerk or secretary of the governing board.

Such ordinances that allow electronic publication can not supersede any general law or local act that requires notice by mail to certain persons or classes of persons or the posting of signs on certain property. The ordinance may control notice requirements

for any board appointed by the governing board of the county, including the board of social services and the board of health.

Amends GS 160A-1(7), 153A-1(6), and 159-1(b)(5) to include the following: (1) electronic notice, as provided in GS 153A-52.2, if an ordinance has been adopted by the governing board and (2) insertion in a news publication circulated in the county, published at least once per week, and with an audited readership of at least 25,000 persons in each section's description and definition of *publish*."

Amends GS 163-33, *Powers and duties of county boards of elections*, stating the county board can adopt a policy to provide for notices, advertisements, and publications to be given electronically.

Repeals SL 2003-81, SL 2003-161, SL 2007-86, and SL 2008-5 (which provided for electronic notice by specified counties and cities), but ordinances adopted under any of those acts remain valid until amended or repealed under GS 153A-52.2.

Effective October 1, 2013, applying to notices given on or after that date by a county or city.

Intro. by Wade, Brock.

[GS 153A](#), [GS 159](#), [GS 160A](#), [GS 163](#)

[View summary](#)

[Local Government](#)

S 187 (2013-2014) [PM2.5 STUDIES ON HUMANS UNLAWFUL](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT TO MAKE RESEARCH STUDIES ON HUMANS USING FINE PARTICULATE MATTER, KNOWN AS PM2.5, UNLAWFUL AND TO DIRECT THE COMMISSION FOR PUBLIC HEALTH TO STUDY AND MAKE RECOMMENDATIONS TO THE GENERAL ASSEMBLY REGARDING RESEARCH INVOLVING HUMAN SUBJECTS.*

Enacts new GS 14-34.4A to make it unlawful to conduct research studies that intentionally expose human subjects to fine particulate matter, commonly known as PM2.5, at a concentration higher than 12 micrograms per cubic meter or the primary annual health national ambient air quality standard, whichever is lower. Specifies concentration level of PM2.5 at which such exposure is unlawful. Makes a violation of this section a Class F felony. Effective July 1, 2013, and applies to offenses committed on or after that date.

Directs the Commission for Public Health (Commission) to study and make recommendations to the General Assembly regarding the exposure of human subjects to harmful or potentially harmful substances during the course of research. Includes topics and issues to be specifically addressed in the Commission's study. Authorizes the Commission to exercise all powers provided for under GS 120-19 and GS 120-19.1 through GS 120-9.4 for the purpose of conducting its study. Declares that privileged medical information or protected health information received by the Commission in the course of its study is confidential and is not a public record under GS 132-1.

Directs the Commission to report its findings and recommendations to the Joint Legislative Oversight Committee on Health and Human Services by January 1, 2015.

Intro. by Rabon, Wade, Barefoot.

[STUDY](#), [GS 14](#)

[View summary](#)

[Criminal Law and Procedure](#), [Public Health](#)

S 189 (2013-2014) [AMEND LAW DEFINING HOME SCHOOLS](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW DEFINING HOME SCHOOLS.*

Amends GS 115C-563 as the title indicates. Clarifies that the parents, legal guardians, or members of either household of the children in the home school are authorized to determine the scope and sequence of academic instruction and to determine additional sources of academic instruction. Effective when the act becomes law and applies beginning with the 2013-14 school year.

Intro. by Cook, Barefoot, Sanderson.

[GS 115C](#)

[View summary](#)**Elementary and Secondary Education**

S 190 (2013-2014) [GUN ON ED. PROP./STORED IN LOCKED CAR](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN ADULT AT A SCHOOL, COMMUNITY COLLEGE, OR UNIVERSITY WHO HAS A CONCEALED HANDGUN PERMIT MAY HAVE A HANDGUN ON EDUCATIONAL PROPERTY, PROVIDED THE GUN IS IN A CLOSED CONTAINER IN THE PERSON'S LOCKED MOTOR VEHICLE OR IS IN A LOCKED CONTAINER ATTACHED TO THE MOTOR VEHICLE AND IS REMOVED ONLY FOR DEFENSIVE PURPOSES.*

Amends GS 14-269.2 regarding weapons on campus or any other educational property. Adds new subdivisions (7) and (8) to GS 14-269.2(g) as the title indicates. Effective October 1, 2013.

Intro. by Cook, Brock.

GS 14

[View summary](#)**Criminal Law and Procedure, Education**

S 192 (2013-2014) [ALLOW ROW USAGE IN CENTRAL BUSINESS DISTRICTS](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT TO PERMIT LOCAL GOVERNMENTS TO ENACT SIDEWALK DINING ORDINANCES FOR USE OF STATE-OWNED RIGHT OF WAY.*

Substantively identical to [H 192](#), filed 2/28/13.

As title indicates.

Allows the Department of Transportation (Department) to enter into agreements with local governments to allow the use of state rights-of-way for sidewalk dining activities with the following requirements and conditions: (1) Tables, chairs, and furnishings are placed a minimum of six feet from travel lanes. (2) Tables, chairs, and furnishings are placed so that they leave at least five feet of unobstructed paved space of sidewalk and otherwise comply with the Americans with Disabilities Act (ADA). (3) Tables, chairs, and furnishings do not block driveways, alleyways, entrances or exits, fire hydrants or standpipes, utility accesses, ventilation areas, or ramps needed for the ADA. (4) Maximum posted speed of the roadway adjacent to the area used for sidewalk dining activities cannot exceed 45 mph. (5) Restaurant operator will provide evidence of adequate liability insurance. (6) Restaurant operator will provide an indemnity agreement and hold the Department or local government harmless. (7) Restaurant operator will provide copies of all required permits and licenses. (8) Restaurant operator will cease part or all sidewalk dining activities during times of construction, maintenance, or repair.

The Department or local governments can impose additional requirements on a case-by-case basis.

Amends GS 136-18(9), making clarifying, conforming, and technical changes to provide for the implementation and allowance of sidewalk dining activities.

This act does not preempt or override local ordinances currently in place.

Intro. by Hunt, Daniel, Harrington.

GS 136

[View summary](#)**Local Government**

S 193 (2013-2014) [MODIFY P3 ETHICS REPORTING REQUIREMENTS](#) Filed Mar 5 2013, *A BILL ENTITLED AN ACT TO MODIFY P3 ETHICS REPORTING REQUIREMENT IN S.L. 2014-18.*

Identical to [H 57](#), filed 1/31/13.

Amends GS 115C-450 as the title indicates. Defines *indirect costs* as the term is defined in the United States Office of Budget and Management Circular A-87, as revised, and uses the term *cost of operation* as defined in GS 115C-264(c).

Appropriates \$80,000 in recurring funds for 2013-14 from the General Fund to the Department of Public Instruction, Division of School Support, Child Nutritional Services Section, for purposes as the title indicates. Requires the Department of Public Instruction (DPI) to make annual reports to the Joint Legislative Education Oversight Committee beginning on October 1, 2014, and each subsequent year that DPI receives this appropriation. Effective July 1, 2013.

Intro. by Hartsell.

[APPROP, GS 115C](#)

[View summary](#)

[Education, Department of Public Instruction](#)

S 194 (2013-2014) [ELIMINATE SAFETY INSP./EMISSION INSP. REQ.](#) Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT TO REPEAL THE REQUIREMENT THAT MOTOR VEHICLES REGISTERED IN THIS STATE HAVE AN ANNUAL SAFETY INSPECTION, TO ELIMINATE THE REQUIREMENT THAT WINDOW TINTING BE INSPECTED AT AN INSPECTION STATION BY A LICENSED SAFETY INSPECTOR, TO ELIMINATE THE AFFIRMATIVE DEFENSE TO AN UNSAFE TIRES CHARGE, TO ELIMINATE THE REQUIREMENT THAT A VEHICLE BE SUBJECT TO A SAFETY INSPECTION BEFORE A CHARGE FOR TINTED WINDOWS MAY BE MADE, TO DEVELOP AND IMPLEMENT A MANAGEMENT IMPROVEMENT PLAN FOR THE MOTOR VEHICLE EMISSIONS INSPECTION PROGRAM, ADMINISTERED BY THE DIVISION OF MOTOR VEHICLES, WHICH WILL INCREASE EFFICIENCY, REDUCE COSTS, AND IMPROVE CUSTOMER SERVICE, AND TO REQUIRE THE FISCAL RESEARCH DIVISION OF THE GENERAL ASSEMBLY TO CONDUCT A FISCAL REVIEW OF THE DIVISION OF MOTOR VEHICLES EMISSIONS INSPECTION PROGRAM, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE BASED ON RECOMMENDATIONS FROM THE PROGRAM EVALUATION DIVISION.*

Identical to [H 59](#), filed 1/31/13.

Amends Article 3A of GS Chapter 20 by eliminating the requirement that a motor vehicle be subject to a safety inspection. Makes conforming changes to eliminate all provisions referencing or applying to safety inspections in GS Chapter 20. Retains the vehicle emissions inspection program.

Amends GS 20-183.7 to establish fees for an emissions inspection as follows: (1) \$9.13 for a vehicle emissions inspection (was, \$23.75 for emissions and safety) and (2) \$7.27 for the issuance of an electronic inspection authorization (was, \$6.25 for emissions and safety). Deletes that the fee for an inspection sticker does not apply to a replacement inspection sticker for use on a windshield replaced by a business registered with the Division of Motor Vehicles (Division).

Clarifies that a certified (was, safety inspection) mechanic is required to inspect after-factory tinted windows. Amends GS 20-183.7 to provide that the clear proceeds of all civil penalties, civil forfeitures, and civil fines collected by the Division pursuant to this statute are to be remitted to the Civil Penalty and Forfeiture Fund (was, civil penalties collected are to be credited to the Highway Fund as non-tax revenue).

Eliminates the fee distributions, resulting from the collection of electronic authorizations for emissions and safety inspections combined, to the Highway Fund, the Volunteer Rescue/EMS Fund, and the Rescue Squad Worker's Relief Fund. Increases amounts that are to be distributed to the Inspection Program Account, the Telecommunication Account, and the Division of Air Quality. Effective October 1, 2011. Amends GS 20-87 to add an additional \$1 passenger vehicle registration fee to be distributed as follows: (1) 78¢ to the Highway Fund, (2) 13¢ to the Volunteer Rescue/EMS Fund, and (3) 9¢ to the Rescue Squad Workers' Relief Fund. Amends GS 20-88 to add an additional \$1 property hauling vehicle registration fee to be distributed as follows: (1) 78¢ to the Highway Fund, (2) 13¢ to the Volunteer Rescue/EMS Fund, and (3) 9¢ to the Rescue Squad Workers' Relief Fund.

Above provisions are effective October 1, 2013.

Amends GS 20-122.1 to eliminate the following possible defenses to a charge of operating a motor vehicle with unsafe tires: (1) that a person obtained a certificate from an official safety inspection equipment station within 15 days after the

arrest; (2) that the tires had been made to conform to the requirements of the statute; or (3) that the vehicle had been sold, destroyed, or permanently removed from the highways. Requires that the Division, with the assistance of the Department of Environment and Natural Resources, Division of Air Quality, develop and implement a management improvement plan for the Motor Vehicle Emission Inspection program to increase efficiency, reduce costs, and improve customer service. Specifies information to be included in the plan, including that it meets both federal and state reporting requirements. Requires the Division to present the plan to the Joint Legislative Transportation Oversight Committee and the Joint Environment and Natural Resources Oversight Committee by December 31, 2013.

The Division must also report annually to the Joint Legislative Transportation Oversight Committee by January 15 of each year on the prior fiscal year and include recommendations on legislation to improve the program. Requires the Fiscal Research Division to conduct a fiscal review of the Motor Vehicle Emissions Inspection program. Specifies factors to be reviewed. Requires the Fiscal Research Division to report to the Joint Legislative Transportation Oversight Committee, the Joint Environment and Natural Resources Oversight Committee, the Joint Program Evaluation Oversight Committee, and the Program Evaluation Division by May 1, 2014.

Makes a conforming change to GS 20-127(d) (window tinting violations). Effective when the act becomes law unless otherwise noted.

Intro. by Hartsell.

GS 20

[View summary](#)

Transportation

S 196 (2013-2014) [HONOR RUTH GRAHAM](#). Filed Mar 5 2013, *A SENATE RESOLUTION HONORING THE MEMORY OF RUTH BELL GRAHAM AND NAMING BILLY GRAHAM NORTH CAROLINA'S FAVORITE SON.*

As title indicates.

Intro. by Soucek, Nesbitt.

SENATE RES

[View summary](#)

Cultural Resources and Museums

S 198 (2013-2014) [SUNSET AMERICA'S 400TH ANNIVERSARY COMM.](#) Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT TO SUNSET THE AMERICA'S FOUR HUNDREDTH ANNIVERSARY COMMITTEE.*

Repeals GS 143B-85 (*America's Four Hundredth Anniversary Committee*), GS 143B-86, and GS 143B-51(b)(15).

Amends GS 143B-53, *Organization of the Department*, deleting America's Four Hundredth Anniversary Committee from inclusion in the Department of Cultural Resources.

Intro. by Soucek, Brock, Rabon.

GS 143B

[View summary](#)

Cultural Resources and Museums

S 199 (2013-2014) [ELECTRIC MEMBERSHIP CORPS/MEMBER CONTROL](#). Filed Mar 5 2013, *AN ACT EXEMPTING ELECTRIC MEMBERSHIP CORPORATIONS FROM INTEGRATED RESOURCE PLANNING REQUIREMENTS ESTABLISHED BY THE UTILITIES COMMISSION AND RETURNING OVERSIGHT OF THE CORPORATIONS TO THEIR MEMBER BOARD OF DIRECTORS.*

Identical to [H 223](#), filed 3/5/13.

As title indicates.

Amends GS 62-42 by deleting GS 62-42(c), which provided "For the purpose of this section, public utility will include any electric membership corporation operating within this State."

Amends GS 62-110.1(b), making conforming changes.

Effective July 1, 2013

Intro. by Meredith, Brown, McLaurin.

GS 62

[View summary](#)

Public Enterprises and Utilities

S 200 (2013-2014) **EXTEND TIME FOR FORENSIC ACCREDITATION (NEW)**. Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT TO EXTEND THE TIME FOR LOCAL FORENSIC SCIENCE LABS TO OBTAIN ACCREDITATION.*

Amends Section 11 of SL 2011-19, as amended, extending the deadline for local forensic science labs and certain forensic scientists to receive accreditation to July 1, 2020 (was, 2013).

Makes conforming changes.

Intro. by Bingham, Goolsby, Newton.

UNCODIFIED

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S 202 (2013-2014) **ENACT CON REFORM**. Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT TO EXEMPT DIAGNOSTIC CENTERS FROM CERTIFICATE OF NEED REVIEW AND TO AMEND CERTIFICATE OF NEED LAWS PERTAINING TO SINGLE-SPECIALTY AMBULATORY SURGERY OPERATING ROOMS.*

Amends GS 131E-184(a) to add specified diagnostic centers to those institutional health services exempt from the North Carolina Department of Health and Human Services (DHHS) certificate of need review. Makes conforming changes repealing GS 131E-176(7a) and amending GS 131E-176(9b).

Amends the definition for "kidney disease treatment center" to mean a facility certified as an end-stage renal disease facility by the Centers for Medicare and Medicaid Services, DHHS, under 42 CFR Section 494 (was, 42 CFR Section 405).

Expands the definition for "new institutional health services" in GS 131E-176(16)u. to include a single-specialty ambulatory surgery operating room.

Amends GS 131E-176(24c) to define a "single-specialty ambulatory surgery operating room," as a designated operating room located in a licensed ambulatory surgical facility used to perform same-day surgical procedures in one of the specialty areas identified by the American College of Surgeons. Specifies that same-day surgical procedures includes pain injections by orthopedists, physiatrists, and anesthesiologists.

Amends GS 131E-178 to exempt a person establishing an ambulatory surgical facility to provide gastrointestinal endoscopy procedures from requirements to obtain a certificate of need to license the facility if the gastrointestinal endoscopy procedures are provided in one or more rooms in a non-licensed setting that meets all of the specified criteria. Adds new subdivision (a2) to extend the exemption to single-specialty ambulatory operating rooms in an ambulatory surgery facility providing that all of the specified criteria is met.

Section 9 of this act amends GS 131E-182 to prohibit DHHS from scheduling a review for a certificate of need applications proposing to establish a licensed single-specialty ambulatory operating room within a surgery facility before February 1, 2013. Specifies the required content for an application to establish a single-specialty ambulatory surgery operating

room. Provides that Section 9 expires on the effective date that administrative rules are adopted consistent with the provisions of this act regarding the number of single-specialty surgery procedures performed or projected to be performed by applicants seeking to establish a licensed single specialty ambulatory surgery operating room.

Provides findings to support the purposes of this act and provides that nothing in the act is to be construed to reflect any legislative intent regarding the circumstances under which Medicare or Medicaid certification may be obtained for a provider of ambulatory services.

Intro. by Randleman.

GS 131E

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

LOCAL/HOUSE BILLS

H 213 (2013-2014) [SCHOOL CALENDAR FLEXIBILITY/CERTAIN COUNTIES](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO THE BOARD OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR IN CERTAIN COUNTIES.*

Amends GS 115C-84.2(d) to allow local boards of education in Avery, McDowell, and Mitchell counties to set the opening and closing dates for their public schools under subdivision (a)(1) of GS 115C-84.2. Provides that this act applies only to Avery, McDowell, and Mitchell County schools beginning with the 2013-14 school year.

Intro. by Dobson.

Avery, McDowell, Mitchell

[View summary](#)

Elementary and Secondary Education

H 215 (2013-2014) [SCHOOL CALENDAR FLEXIBILITY/CERTAIN COUNTIES](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO THE BOARD OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR IN CERTAIN COUNTIES.*

Amends GS 115C-84.2(d) to allow local boards of education in Ashe and Watauga counties to set the opening and closing dates for their public schools under subdivision (a)(1) of GS 115C-84.2. Provides that this act applies only to Ashe and Watauga County schools beginning with the 2013-14 school year.

Intro. by Jordan.

Ashe, Watauga

[View summary](#)

Elementary and Secondary Education

H 222 (2013-2014) [BUNCOMBE COUNTY/USE DESIGN-BUILD METHODS](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT TO ALLOW BUNCOMBE COUNTY TO USE THE DESIGN-BUILD METHOD OF CONSTRUCTION.*

Provides that despite the provisions of GS 143-128, GS 143-129, GS 143-131, GS 143-132, GS 143-64.31, and GS 143-64.32, Buncombe County is permitted to use the design-build construction method for any road, water, sewer, sidewalk, public facility, and any other public infrastructure. Provides additional criteria governing the solicitation of bids and the selection of the best qualified team with whom to contract for the project.

Provides that this act applies only to the demolition and construction of structures for an economic development project at 502 Sweeten Creek Industrial Park in Asheville.

Intro. by Moffitt, Ramsey.

Buncombe

[View summary](#)**Building and Construction**

H 224 (2013-2014) [ASHEVILLE ETJ AND ANNEXATION](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS AMENDMENTS TO CHAPTER 160A OF THE GENERAL STATUTES WITH RESPECT TO THE CITY OF ASHEVILLE.*

Amends GS 160A-360, *Territorial Jurisdiction*, by preventing the City of Asheville from having authority to exercise any power under this section. The relinquishment of authority will be effective April 1, 2013, after which the regulations and powers of enforcement previously applicable under GS 160A-360 will remain in effect until Buncombe County has adopted the regulation or a period of 60 days has elapsed following the effective date above, whichever is sooner.

The City of Asheville will not complete, initiate, or begin any annexation proceeding under GS 160A-360.

Only applies to the City of Asheville. Expires on December 31, 2025.

Intro. by Moffitt, Ramsey.

Buncombe

[View summary](#)

H 225 (2013-2014) [SCHOOL CALENDAR FLEXIBILITY/IREDELL CO](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT TO GIVE THE IREDELL-STATESVILLE BOARD OF EDUCATION ADDITIONAL FLEXIBILITY IN SETTING THE SCHOOL CALENDAR.*

Amends GS 115C-84.2(d) to allow the Iredell-Statesville schools to set the opening and closing dates for their public schools under subdivision (a)(1) of GS 115C-84.2. Provides that this act applies only to Iredell-Statesville schools beginning with the 2013-14 school year.

Intro. by R. Brawley, Turner.

Iredell

[View summary](#)**Elementary and Secondary Education**

H 229 (2013-2014) [HOLDEN BEACH/CANAL DREDGING DISTRICT FEE](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWNS OF HOLDEN BEACH AND OCEAN ISLE BEACH TO ACCUMULATE FUNDS IN A CAPITAL RESERVE FUND FOR THE PURPOSE OF CANAL DREDGING AND MAINTENANCE FOR A PERIOD OF TEN YEARS.*

Rewrites Section 6.1 of SL 2004-104 as the title indicates. Applies only to Holden Beach.

Intro. by Iler.

Brunswick

[View summary](#)

LOCAL/SENATE BILLS

S 111 (2013-2014) [CLINTON/USE DESIGN-BUILD METHOD](#). Filed Feb 20 2013, *A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF CLINTON TO USE THE DESIGN-BUILD METHOD OF CONSTRUCTION.*

Senate committee substitute to the 1st edition makes the following changes. Provides that the City of Clinton may use the design-build method of construction for the construction or renovation of buildings, facilities, and infrastructure owned by the

City (was, for any road, water, sewer, sidewalk, public facility and any other public infrastructure). Allows the City to use the authority for up to two projects, which must be awarded on or before June 30, 2015. Deletes the provision limiting the act to work on the (1) Bellamy Recreation Center, and (2) Clinton Public Works 14 facility.

Intro. by Jackson.

[Sampson](#)

[View summary](#)

Building and Construction

S 183 (2013-2014) [41ST SENATORIAL DISTRICT LOCAL ACT-1](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT RELATING TO THE 41ST SENATORIAL DISTRICT.*

Blank bill.

Intro. by Tarte.

[Mecklenburg](#)

[View summary](#)

S 184 (2013-2014) [25TH SENATORIAL DISTRICT LOCAL ACT-1](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT RELATING TO THE 25TH SENATORIAL DISTRICT.*

Blank bill.

Intro. by McLaurin.

[Anson, Richmond, Rowan, Scotland, Stanly](#)

[View summary](#)

S 188 (2013-2014) [3RD SENATORIAL DISTRICT LOCAL ACT-1](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT RELATING TO THE 3RD SENATORIAL DISTRICT.*

Blank bill.

Intro. by Jenkins.

[Bertie, Chowan, Edgecombe, Hertford, Martin, Northampton, Tyrrell, Washington](#)

[View summary](#)

S 191 (2013-2014) [1ST SENATORIAL DISTRICT LOCAL ACT-1](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT RELATING TO THE 1ST SENATORIAL DISTRICT.*

Blank bill.

Intro. by Cook.

[Beaufort, Camden, Currituck, Dare, Gates, Hyde, Pasquotank, Perquimans](#)

[View summary](#)

S 195 (2013-2014) [45TH SENATORIAL DISTRICT LOCAL ACT-1](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT RELATING TO THE 45TH SENATORIAL DISTRICT.*

Blank bill.

Intro. by Soucek.

[Alleghany, Ashe, Avery, Caldwell, Watauga](#)

[View summary](#)

S 197 (2013-2014) [9TH SENATORIAL DISTRICT LOCAL ACT-1](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT RELATING TO THE 9TH SENATORIAL DISTRICT.*

Blank bill.

Intro. by Goolsby.

[New Hanover](#)

[View summary](#)

S 201 (2013-2014) [STANLY COMMUNITY COLLEGE CAPITAL PROJECT \(NEW\)](#). Filed Mar 5 2013, *AN ACT TO AUTHORIZE STANLY COMMUNITY COLLEGE TO ENTER INTO AGREEMENTS WITH STANLY COUNTY TO JOINTLY ERECT BUILDINGS ON PROPERTY OWNED BY STANLY COMMUNITY COLLEGE.*

Amends GS 113-291.1(c) to no longer make it a Class 1 misdemeanor to hunt with a firearm equipped with a silencer or a device designed to silence, muffle, or minimize the firearm report.

Intro. by Randleman.

[GS 113](#)

[View summary](#)

[Criminal Law and Procedure](#)

S 203 (2013-2014) [30TH SENATORIAL DISTRICT LOCAL ACT-1](#). Filed Mar 5 2013, *A BILL TO BE ENTITLED AN ACT RELATING TO THE 30TH SENATORIAL DISTRICT.*

Blank bill.

Intro. by Randleman.

[Stanly, Surry, Wilkes](#)

[View summary](#)

ACTIONS ON BILLS

PUBLIC BILLS

H 77: [BOARD OF LAW EXAMINERS/UPDATE EXPENSE LAW.](#)

Pres. To Gov. 3/5/2013

H 82: [IRC UPDATE.](#)

Senate: Amend Failed A1

Senate: Passed 2nd Reading

H 105: REQUIRE PULSE OXIMETRY NEWBORN SCREENING.

Senate: Rec From House

Senate: Passed 1st Reading

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

H 122: AMEND INTERLOCUTORY APPEALS/FAMILY LAW.

Senate: Rec From House

Senate: Passed 1st Reading

Senate: Ref To Com On Judiciary I

H 194: ALLOW PAVE CERTIFICATION/VETERINARY LICENSE.

House: Passed 1st Reading

House: Ref to the Com on Regulatory Reform, if favorable, Commerce and Job Development

H 198: MARCH OF DIMES ANNIVERSARY.

House: Passed 1st Reading

House: Ref To Com On Rules, Calendar, and Operations of the House

H 199: INCREASE JURISDICTIONAL AMOUNT/DISTRICT CT.

House: Passed 1st Reading

House: Ref To Com On Judiciary Subcommittee B

H 200: REQUIRE CERTAIN GENERAL REAPPRAISALS.

House: Passed 1st Reading

House: Ref to the Com on Government, if favorable, Regulatory Reform, if favorable, Finance

H 201: BUILDING REUTILIZATION FOR ECONOMIC DEV. ACT.

House: Passed 1st Reading

House: Ref to the Com on Commerce and Job Development, if favorable, Regulatory Reform

House: Passed 1st Reading

House: Ref to the Com on Commerce and Job Development, if favorable, Regulatory Reform

H 202: NCNG ADJUTANT GENERAL APPOINTMENT CRITERIA.

House: Passed 1st Reading

House: Ref to the Com on State Personnel, if favorable, Appropriations

H 203: REVISIONS/HOMEOWNER/HOMEBUYER PROTECTION ACT.

House: Passed 1st Reading

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

H 204: UPDATE/MODERNIZE/MIDWIFERY PRACTICE ACT.

House: Passed 1st Reading

House: Ref to the Com on Health and Human Services, if favorable, Judiciary Subcommittee C

H 206: HONOR SPONSORS OF PITTMAN-ROBERTSON ACT.

House: Passed 1st Reading

House: Ref To Com On Rules, Calendar, and Operations of the House

H 207: EXPUNCTION OF DRUG OFFENSES.

House: Passed 1st Reading

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

H 208: BAN THE BOX.

House: Passed 1st Reading

House: Ref to the Com on Commerce and Job Development, if favorable, Judiciary Subcommittee B

H 209: DV ORDERS/FINDINGS NOT REQUIRED (NEW).

House: Passed 1st Reading

House: Ref To Com On Judiciary Subcommittee C

H 210: HONOR DOC WATSON.

House: Passed 1st Reading

House: Ref To Com On Rules, Calendar, and Operations of the House

H 211: WEIGHT LIMITS/ANIMAL FEED TRUCKS.

House: Passed 1st Reading

House: Ref to the Com on Transportation, if favorable, Agriculture

H 212: CREATE NORTH CAROLINA ACCOUNTABILITY REPORT.

House: Filed

H 214: AMEND REAL ESTATE LICENSE LAW/RECORDS.

House: Filed

H 216: HONOR TOWN OF PROCTORVILLE.

House: Filed

H 217: CRIMINAL LAW/PROCEDURE AMENDMENTS.

House: Filed

H 218: NO POSTSECONDARY EDUCATION/ILLEGAL ALIENS.

House: Filed

H 219: UPDATE REFERENCES/CHILD BORN OUT OF WEDLOCK (NEW).

House: Filed

H 220: DESIGNATE NC FRAGILE X AWARENESS DAY.

House: Filed

H 221: INCREASE PENALTIES FOR HUMAN TRAFFICKING.

House: Filed

H 223: ELECTRIC MEMBERSHIP CORPS/MEMBER CONTROL.

House: Filed

H 226: THE FREE MEANS FREE ACT.

House: Filed

H 227: LOCAL GOV'TS/VACANT HOUSING RECEIVERSHIP.

House: Filed

H 228: HOME SCHOOLERS PARTICIPATE IN SCHOOL SPORTS.

House: Filed

H 230: CLARIFY READ TO ACHIEVE/SCHOOL PERFORMANCE GRADES (NEW).

House: Filed

House: Filed

H 231: GA/MAKE ALL LAS PERM. FULL-TIME/FUNDS.

House: Filed

H 232: STATE HEALTH PLAN/STATUTORY CHANGES.-AB

House: Filed

H 233: LONG-TERM CARE INSURANCE CHANGES.-AB

House: Filed

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

Senate: Rec To Concur H Com Sub

Senate: Placed on Today's Calendar

Senate: Failed Concur In H Com Sub

Senate: Conf Com Appointed

S 11: ESTABLISH ORGAN DONATION MONTH.

Senate: Reptd Fav Com Substitute

Senate: Com Substitute Adopted

S 20: GOOD SAMARITAN LAW/NALOXONE ACCESS.

Senate: Amend Adopted A1

Senate: Passed 2nd Reading

Senate: Passed 3rd Reading

Engrossed

S 24: CONSTRUCTION/DEMOLITION LANDFILL SITING.

Senate: Reptd Fav Com Substitute

Senate: Com Substitute Adopted

S 33: USE OF CRIMINAL HISTORY RECORDS BY LIC. BDS.

Senate: Passed 2nd Reading

Senate: Passed 3rd Reading

S 42: CONFIDENTIALITY OF UC INFORMATION (NEW).

House: Rec From Senate

House: Rec From Senate

S 45: INCAPACITY TO PROCEED AMENDMENTS.

Senate: Reptd Fav

S 58: CLARIFY STATUTE OF REPOSE (NEW).

Senate: Reptd Fav Com Substitute

Senate: Com Substitute Adopted

Senate: Re-ref Com On Finance

Senate: Reptd Fav Com Substitute

Senate: Com Substitute Adopted

Senate: Re-ref Com On Finance

S 84: CANCEL AIRCRAFT LIEN W/SURETY BOND DEPOSIT.

House: Passed 1st Reading

House: Ref To Com On Finance

S 91: PROHIBIT EXPUNCTION INQUIRY.

Senate: Passed 2nd Reading

Senate: Passed 3rd Reading

S 97: PROPERTY TAX/DEANNEXATION.

Senate: Passed 3rd Reading

S 113: DENR SUPPORT FOR REGIONAL WATER SUPPLY SYSTEM.

Senate: Reptd Fav

S 122: SEX TRAFFICKING/SEX OFFENDER REGISTRATION.

House: Rec From Senate

S 159: REQUIRE CERTAIN GENERAL REAPPRAISALS.

Senate: Passed 1st Reading

Senate: Ref To Com On Finance

S 163: RECLAIMED WATER AS A SOURCE WATER. (NEW)

Senate: Passed 1st Reading

Senate: Ref To Com On Agriculture/Environment/Natural Resources

Senate: Passed 1st Reading

Senate: Ref To Com On Agriculture/Environment/Natural Resources

S 164: AUTOPSY FEE INCREASE.

Senate: Passed 1st Reading

Senate: Ref To Com On Finance

S 167: YOUTH SKIN CANCER PREVENTION ACT.

Senate: Passed 1st Reading

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

S 168: CLARIFY EDUCATION REPORTING REQUIREMENTS.

Senate: Passed 1st Reading

Senate: Ref To Com On Education/Higher Education

S 171: LIMIT REGULATION OF GREENHOUSE GAS EMISSIONS.

Senate: Passed 1st Reading

Senate: Ref To Com On Agriculture/Environment/Natural Resources

S 174: DISAPPROVE INDUSTRIAL COMMISSION RULES.

Senate: Passed 1st Reading

Senate: Ref To Com On Commerce

S 175: BANKING LAWS CLARIFICATIONS/CORRECTIONS.

Senate: Passed 1st Reading

Senate: Ref To Com On Commerce

S 179: DEFINE CERTIFIED REGISTERED NURSE ANESTHETIST.

Senate: Filed

S 180: AUTO INSURANCE/ALLOW OPTIONAL ENHANCEMENTS.

Senate: Filed

S 181: AUTO INSURANCE/YOUNG DRIVER CLASSIFICATION.

Senate: Filed

S 182: LIMIT APPEALS TO SUPERIOR COURT.

Senate: Filed

S 185: EXTEND SUNSET FOR EARNED INCOME TAX CREDIT.

Senate: Filed

S 186: NOTICE PUBLICATION BY COUNTIES AND CITIES.

Senate: Filed

S 187: PM2.5 STUDIES ON HUMANS UNLAWFUL.

Senate: Filed

S 189: AMEND LAW DEFINING HOME SCHOOLS.

Senate: Filed

S 190: GUN ON ED. PROP./STORED IN LOCKED CAR.

Senate: Filed

S 192: ALLOW ROW USAGE IN CENTRAL BUSINESS DISTRICTS.

Senate: Filed

S 193: MODIFY P3 ETHICS REPORTING REQUIREMENTS

Senate: Filed

Senate: Filed

S 194: ELIMINATE SAFETY INSP./EMISSION INSP. REQ.

Senate: Filed

S 196: HONOR RUTH GRAHAM.

Senate: Filed

S 198: SUNSET AMERICA'S 400TH ANNIVERSARY COMM.

Senate: Filed

S 199: ELECTRIC MEMBERSHIP CORPS/MEMBER CONTROL.

Senate: Filed

S 200: EXTEND TIME FOR FORENSIC ACCREDITATION (NEW).

Senate: Filed

S 202: ENACT CON REFORM.

Senate: Filed

LOCAL BILLS

H 37: CLEVELAND CO. PROPERTY TRANSFER.

Senate: Reptd Fav

H 195: CORNELIUS/EXTEND USE OF DESIGN-BUILD.

House: Passed 1st Reading

House: Ref to the Com on Government, if favorable, Regulatory Reform

H 196: WS/FC SCHOOL BOARD VACANCIES.

House: Passed 1st Reading

House: Ref to the Com on Elections, if favorable, Government

H 197: LOCAL FLEXIBILITY RE: SCHOOL CALENDAR.

House: Passed 1st Reading

House: Ref to the Com on Education, if favorable, Commerce and Job Development

H 205: CORRECT TECH. ERROR IN BURGAW OCCUPANCY TAX.

House: Passed 1st Reading

House: Ref to the Com on Government, if favorable, Finance

H 213: SCHOOL CALENDAR FLEXIBILITY/CERTAIN COUNTIES.

House: Filed

H 215: SCHOOL CALENDAR FLEXIBILITY/CERTAIN COUNTIES.

House: Filed

H 222: BUNCOMBE COUNTY/USE DESIGN-BUILD METHODS.

House: Filed

H 224: ASHEVILLE ETJ AND ANNEXATION.

House: Filed

H 225: SCHOOL CALENDAR FLEXIBILITY/IREDELL CO.

House: Filed

H 229: HOLDEN BEACH/CANAL DREDGING DISTRICT FEE.

House: Filed

S 56: WALLACE/SATELLITE ANNEXATIONS.

House: Rec From Senate

S 111: CLINTON/USE DESIGN-BUILD METHOD.

Senate: Reptd Fav Com Substitute

Senate: Com Substitute Adopted

S 160: 13TH SENATORIAL DISTRICT LOCAL ACT-1.

Senate: Passed 1st Reading

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

S 161: 34TH SENATORIAL DISTRICT LOCAL ACT-1.

Senate: Passed 1st Reading

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

S 162: 15TH SENATORIAL DISTRICT LOCAL ACT-1.

Senate: Passed 1st Reading

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

S 165: 12TH SENATORIAL DISTRICT LOCAL ACT-1.

Senate: Passed 1st Reading

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

S 166: 48TH SENATORIAL DISTRICT LOCAL ACT-1.

Senate: Passed 1st Reading

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

S 169: 47TH SENATORIAL DISTRICT LOCAL ACT-1.

Senate: Passed 1st Reading

Senate: RefTo Com On Rules and Operations of the Senate

S 170: 36TH SENATORIAL DISTRICT LOCAL ACT-1.

Senate: Passed 1st Reading

Senate: RefTo Com On Rules and Operations of the Senate

S 172: JACKSONVILLE OCC. TAX/WRIGHTSVILLE DEANNEX. (NEW).

Senate: Passed 1st Reading

Senate: RefTo Com On Finance

Senate: Passed 1st Reading

Senate: RefTo Com On Finance

S 173: 6TH SENATORIAL DISTRICT LOCAL ACT-1.

Senate: Passed 1st Reading

Senate: RefTo Com On Rules and Operations of the Senate

S 176: LOCAL/PITT, GREENE, WAYNE, & LENOIR COUNTIES.

Senate: Passed 1st Reading

Senate: RefTo Com On Rules and Operations of the Senate

S 177: HOOKERTON/MAYSVILLE SATELLITE ANNEXATIONS.

Senate: Passed 1st Reading

Senate: RefTo Com On State and Local Government

S 178: 11TH SENATORIAL DISTRICT LOCAL ACT-1.

Senate: Passed 1st Reading

Senate: RefTo Com On Rules and Operations of the Senate

S 183: 41ST SENATORIAL DISTRICT LOCAL ACT-1.

Senate: Filed

S 184: 25TH SENATORIAL DISTRICT LOCAL ACT-1.

Senate: Filed

S 188: 3RD SENATORIAL DISTRICT LOCAL ACT-1.

Senate: Filed

S 191: 1ST SENATORIAL DISTRICT LOCAL ACT-1.

Senate: Filed

S 195: 45TH SENATORIAL DISTRICT LOCAL ACT-1.

Senate: Filed

S 197: 9TH SENATORIAL DISTRICT LOCAL ACT-1.

Senate: Filed

S 201: STANLY COMMUNITY COLLEGE CAPITAL PROJECT (NEW).

Senate: Filed

Senate: Filed

S 203: 30TH SENATORIAL DISTRICT LOCAL ACT-1.

Senate: Filed

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