



## The Daily Bulletin: 2013-04-10

### PUBLIC/HOUSE BILLS

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.*

House committee substitute makes the following changes to the 1st edition.

Deletes specified appropriations from 1st edition and instead establishes that the Department of Transportation (DOT) will expend up to \$2 million for assessing and applying for needed environmental permits to restore the abandoned state-owned rail line from Wallace to Castle Hayne.

Establishes that the DOT will seek and expend \$63.2 million for an economic development project to improve rail access to the NC State Port at Wilmington, with the funds earmarked for the revitalization and restoration of the rail connection between Wallace, Castle Hayne, and the Port of 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.

Deletes the requirement to have the Committee submit the findings to the 2014 Regular Session of the 2013 General Assembly from the study on possible improvements to the transportation infrastructure to improve military transportation.

Provides that the dividends and one-time cash payments, as found in report number 1012-10 by the General Assembly's Program Evaluation Division, will be appropriated to the Rail Division of the DOT for the projects authorized above and for other rail freight enhancement activities in North Carolina. Directs the DOT to address the ongoing rail needs of all commercial traffic, including military and agriculture.

Directs the Department of Administration (Department) to maximize the non-rail assets of the NC Railroad and lease, sell, or develop the state's holdings to the maximum extent possible. Prevents the Department from liquidating surplus that will have any impact on existing trackage agreements of the NC Railroad.

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

[View summary](#)

[Transportation, Department of Transportation](#)

H 301 (2013-2014) [CLARIFYING CHANGES/ENGINEERS/SURVEYORS LAWS](#). Filed Mar 13 2013, *A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING CHANGES TO THE LAWS REGULATING ENGINEERS AND LAND SURVEYORS AND TO WAIVE THE EXAMINATION REQUIREMENT FOR GIS PRACTITIONERS WITH CERTAIN EXPERIENCE UNTIL JULY 1, 2014.*

House committee substitute makes the following changes to the 1st edition.

Amends GS 89C-13 regarding the education requirements for an engineer applicant to delete the provision that the education requirement may be met by being a student who is graduating within two semesters, or the equivalent, of the semester in which the fundamentals of engineering examination is administered. Requires that three (was, two) of the five character references submitted by an applicant for licensing as a professional engineer must be professional engineers or individuals who are acceptable to the Board with personal knowledge of the applicant's engineering experience.

Modifiesthe education requirements to be certified as a land surveyor intern to delete provision allowing an applicant to be certified as a land surveyor intern by meeting the requirements of subdivision (1) of GS 89C-13(b) providing that the applicant is otherwise qualified. Requires that three (was, two) of the five character references submitted by an applicant for licensing as a professional land surveyor must be professional land surveyors or individuals acceptable to the Board, with personal knowledge of the individual's surveying experience.

Provides criteria for applicants seeking licensing in mapping science. Provides that any person performing activities described in GS 89C-3(7)a.2. and 7. with at minimum seven years of experience in performing mapping science surveys and with two or more years of responsibility for mapping science projects meeting the requirements of 21 NCAC 56.1608, is to be licensed upon application as a surveyor in the area of mapping science providing that the applicant has (1) a high school diploma, GED, or higher, (2) proof of employment in mapping science within this state, (3) proof of completion of five mapping science projects completed within the state, and (4) references as required. Requires that the application for licensing in performing mapping science surveys be submitted to the Board by July 1, 2014. Provides that subsequent to July 1, 2014, there will be no licensing of individuals performing surveys as described in 21 NCAC 56.1608 without those individuals meeting the same requirements as to education, length of service, and testing required of all land surveying applicants.

Amends the bill title.

**Intro. by Arp, Catlin, Millis, Hager.**

[GS 89C](#)

[View summary](#)

[Occupational Licensing](#)

H 343 (2013-2014) [COURTS/PROCEDURE AND FEE AMENDMENTS.-AB](#) Filed Mar 19 2013, *A BILL TO BE ENTITLED AN ACT TO ELIMINATE ARBITRATION CAPS IN DISTRICT COURT, TO MAKE CLARIFICATIONS TO COURT FEES, TO AMEND THE MOTION FEE EXEMPTION, TO REQUIRE COUNTIES AND MUNICIPALITIES TO ADVANCE FEES, TO PROVIDE PRIORITY FOR THE PAYMENT OF CRIMINAL COSTS AND FEES, AND TO REMOVE THE SUNSET ON CHANGES TO CERTAIN FEES COLLECTED BY REGISTER OF DEEDS.*

House committee substitute makes the following changes to the 1st edition.

Amends GS 7A-305(a)(2), setting out the processes and procedures for after a case gets assigned to a special superior court judge as a complex business case under GS 7A-45.3, including requiring the party filing the notice of designation/motion for complex business designation to pay an additional \$1,000 for support of the General Court of Justice. If a court designates a case as a complex business case on its own motion, the plaintiff will be required to pay the additional \$1,000 fee.

Amends GS 7A-305(f), providing that no costs will be assessed, including attorneys' fees, to a motion filed by a child support enforcement agency established under Title IV, Part D, of the Social Security Act.

Amends GS 7A-308(a), making conforming changes, providing again for no fees to be assessed to child support enforcement agency actions.

Repeals Section 66.1 of Session Law 2011-391.

Amends GS 7A-317(a), providing that counties and municipalities are required to pay all costs and fees due to the court at the time of filing, unless the clerk of superior court consents to allowing them to pay all costs and fees within 45 days of the date of the filing of any action. Provides that the clerk of superior court will withhold all facilities fees due to be remitted to a county or municipality when it does not pay costs and fees due to the court within 90 days of the date of filing any action (previous edition provided that the Administrative Office of the Courts could withhold facilities fees due only when a county agency did not pay corresponding fees within 30 days of the date of filing an action).

Provides that Section 4 of this act will become effective July, 1, 2013 (was, July 1, 2014).

**Intro. by Turner.**

[GS 7A](#)

[View summary](#)**Court System**

H 407 (2013-2014) [TRUSTEE-ATTY FEE/FORECLOSURES/CLERK APPROVAL](#). Filed Mar 21 2013, *A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CLERKS OF SUPERIOR COURT TO DETERMINE THE REASONABLENESS OF COUNSEL FEES PAID TO AN ATTORNEY SERVING AS A TRUSTEE IN A POWER OF SALE FORECLOSURE PROCEEDING.*

House committee substitute makes the following changes to the 1st edition.

Amends GS 45-21.31(a1), providing that counsel fees are presumed reasonable if in compliance with GS 6-21.2(1) and (2).

Allows the clerk of superior court to deem higher fees reasonable.

**Intro. by Turner.**

GS 45

[View summary](#)**Civil Law**

H 410 (2013-2014) [CANCEL TITLE TO MANUFACTURED HOME](#). Filed Mar 21 2013, *A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO CANCEL A CERTIFICATE OF TITLE TO A MANUFACTURED HOME WHEN THE PERSON REQUESTING CANCELLATION DOES NOT HAVE THE CERTIFICATE OF TITLE.*

House committee substitute makes the following changes to the first edition.

Deletes Class 2 misdemeanor criminal penalty for providing false information in the affidavit required under GS 20-109.2(b).

**Intro. by Jordan.**

GS 20

[View summary](#)**Transportation, Property and Housing, Department of Transportation**

H 433 (2013-2014) [LAND USE SURROUNDING MILITARY INSTALLATIONS](#). Filed Mar 26 2013, *A BILL TO BE ENTITLED AN ACT TO SUPPORT THE ACTIVITIES OF THE ARMED FORCES AND TO MAINTAIN AND ENHANCE THE MILITARY'S PRESENCE IN NORTH CAROLINA BY REGULATING THE HEIGHT OF BUILDINGS AND STRUCTURES LOCATED IN AREAS THAT SURROUND MILITARY INSTALLATIONS IN THE STATE.*

House committee substitute makes the following changes to the 1st edition.

Deletes *Building Code Council* and adds *State Construction Office* to the definitions section. Makes a technical change.

Amends *tall buildings or structures* to exclude those listed individually or as contributing resources within a district listed in the National Register of Historic Places (was, designated as National Historic Sites).

Makes technical and conforming changes, replacing the word *certification* with *endorsement*. Likewise, any occurrence of *Building Code Council* has been replaced with the new term *State Construction Office* throughout.

Makes technical and conforming changes throughout.

**Intro. by J. Bell, Stam, McElraft, Whitmire.**

GS 143

[View summary](#)**Land Use, Planning and Zoning, Military and Veteran's Affairs**

H 452 (2013-2014) **2013 SCHOOL SAFETY ACT**. Filed Mar 27 2013, *A BILL TO BE ENTITLED AN ACT TO IMPLEMENT CRITICAL SCHOOL SAFETY MEASURES.*

House committee substitute makes the following changes to the 1st edition.

Amends GS 115C-238.29F (charter schools) and GS 115C-238.66 (regional schools) to provide for inclusion of emergency response plans at charter schools and regional schools, respectively, that adhere to the requirements for such plans, as set out in this act, the 2013 School Safety Act. Makes conforming changes to this act to reflect the inclusion of charter schools and regional schools in its provisions including the appropriations. Amends GS 115C-105.50 to remove the date by which the schematic diagrams and keys are to be provided to local law enforcement agencies. Makes organizational changes, renumbering sections accordingly.

Adds a new Part XI, effective December 1, 2013, which does the following:

Amends GS 115C-47 adding a new subdivision (61) to include among the designated powers and duties of local boards of education the authority to enter into an agreement with the (1) sheriff, (2) chief of police of a local police department, or (3) chief of police of a county police department to provide security at the schools by assigning volunteer school safety resource officers who meet the selection standards and criteria developed by the head of the appropriate local law enforcement agency and the criteria set out in proposed GS 162-25 or GS 160A-288.4 as appropriate.

Amends GS 14-269.2 (*Weapons on campus or other educational property*) to define a *volunteer school safety resource officer* as a person who volunteers as a school safety resource officer as provided in proposed GS 162-25 or GS 160A-288.4. Further amends GS 14-269.2 to provide that this statute, which sets out criminal penalties for possessing or carrying a weapon openly or concealed on a campus or other educational property, and for causing, encouraging, or aiding a minor to do so, does not apply to a volunteer school safety resource officer providing security at a school under an agreement as provided in GS 115C-47 and either GS 162-25 or GS 160A-288.4.

Amends GS 160A-282(c) to provide that this subsection, which entitles persons deputized by the county sheriff as special deputy sheriffs or who are serving as volunteer law enforcement officers at the request of the sheriff to benefits under the NC Workers' Compensation Act and any other appropriate fringe benefits, does not apply to volunteer school safety resource officers as described in GS 162-25.

Enacts new GS 162-25, authorizing the sheriff to establish a volunteer school safety resource program, and new GS 160A-288.4, authorizing the chief of a local police department or of a county police department to establish a volunteer school safety resource officer program. Requires a person serving as a volunteer school safety resource officer to have prior experience (1) as a sworn law enforcement officer or (2) as a military police officer with a minimum of two years' service. Requires that a program volunteer also meet any additional criteria and selection standards established by the sheriff or the police chief.

Specifies additional criteria and standards that must be met regarding the volunteer's updating or renewal of law enforcement training and certification of the volunteer's meeting of educational and firearms proficiency standards.

Provides immunity from liability and prohibits any cause of action arising against a volunteer school safety resource officer, the sheriff or police chief, any employees of the sheriff or police chief supervising a volunteer, or the public school system and its employees for any good faith action taken in the performance of their duties with regard to a volunteer school safety resource officer program established under either GS 162-25 or GS 160A-288.4.

Amends the act's long title.

**Intro. by Holloway, Glazier, Faircloth, Lucas.**

**APPROP, GS 115C, GS 14, GS 143, GS 160A, GS 162**

[View summary](#)

**Budget/Appropriations, Education, Public Records and Open Meetings, Public Safety and Emergency Management, Department of Public Instruction**

H 510 (2013-2014) [FOSTER CARE CHILDREN'S BILL OF RIGHTS](#). Filed Apr 2 2013, *AN ACT TO PROVIDE FOR THE FOSTER CHILDREN'S BILL OF RIGHTS UNDER THE LAWS PERTAINING TO CONTROL OVER CHILD PLACING AND CHILD CARE*.

House committee substitute makes the following changes to the 1st edition.

Deletes proposed GS 131D-10.2A, *Foster Care Children's Bill of Rights*, and instead incorporates its provisions as subdivisions (1) through (11) under new subsection (a) of existing GS 131D-10.1. Makes an organizational change to divide existing provisions of this section into subsections (a) and (b). Makes stylistic changes to subdivisions (1) through (11). Declares that the General Assembly promotes the practices and policies in these subdivisions in the provision of foster care. Provides that a violation of any of these subdivisions does not create a cause of action under this section against a person or entity providing foster care under Article 1A of GS Chapter 131D.

**Intro. by Cotham, Hardister, Avila, Jackson.**

[GS 131D](#)

[View summary](#)

[Child Welfare](#)

H 640 (2013-2014) [REPORTING OF GIFTS](#). Filed Apr 9 2013, *A BILL TO BE ENTITLED AN ACT TO REQUIRE REPORTING OF ALL GIFTS GIVEN BY LOBBYISTS AND LOBBYIST PRINCIPALS TO LEGISLATORS, LEGISLATIVE EMPLOYEES, AND PUBLIC SERVANTS*.

Amends GS 138A-32 (*Gifts*), providing that a public servant, legislator, or legislative employee can accept a gift from a lobbyist/lobbyist principal registered under GS 120C. Also provides that a legislator or legislative employee can accept a gift from liaison personnel designated under GS Chapter 120C.

Deletes GS 138A-32(d) through (g), subsections that provided different categories of gifts and distinguished between permissible and impermissible gifts, as well as established exceptions to the prohibition on gift giving. Makes conforming changes.

Amends GS 120C-303, (*Gifts by lobbyists and lobbyist principals prohibited*), deleting majority of the section concerning gift giving, but retaining GS 120C-303(c), providing that the offering or giving of a gift in compliance with this Chapter and without corrupt intent will not constitute a bribery violation under GS 14-217, 14-218, or 120-86, but such a gift will be subject to civil fines under GS 120C-602.

Amends GS 120C-401(j), providing that the Secretary of State (Secretary) will make available a report form that can be filed by a designated individual or family member which will also report any expenditures not retained by the designated individual or immediate family member.

Amends GS 120C-402(b)(4) and GS 120C-403(b)(5), providing that lobbyists and lobbyist principals are required to file quarterly reports, under oath, which detail the reportable expenditures for all gifts (previously, both were required to file expenditure reports for gifts that were given under GS 138A-32(e)(1)-(9), 138A-32(e)(11), 138A-32(e)(12), and all gifts given under GS 138A-32(e)(10) with a value of more \$10 for lobbyists and \$200 for lobbyist principals).

Amends GS 126-14(a1), providing that is unlawful for an individual as defined in GS 138A-3(30)(a) to coerce any of the following persons to support or contribute to a political candidate, political committee, or a political party by way of threatening discipline or preferential treatment:

- (1) A person that is doing or is seeking to do business of any kind with the public servant's employing entity.
- (2) A person that is engaged in activities that are regulated or controlled by the public servant's employing entity.
- (3) A person that has financial interests that may be substantially and materially affected, in a manner distinguishable from the public generally, by the performance or nonperformance of the public servant's official duties.

Amends GS 120C-602(b), providing that the Secretary can levy civil fines of up to three times the amount of the expenditure for a violation of failing to report expenditures under any provision of GS Chapter 120C, Article 4.

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

**Intro. by R. Brawley.**

GS 120C, GS 126, GS 138A

[View summary](#)

**General Assembly, Ethics and Lobbying**

H 649 (2013-2014) **SMALL GROUP HEALTH INS. TECHNICAL CHANGES**. Filed Apr 9 2013, *A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE SMALL EMPLOYER GROUP HEALTH COVERAGE REFORM ACT TO MITIGATE THE EFFECTS OF THE FEDERAL AFFORDABLE CARE ACT ON NORTH CAROLINA'S SMALL BUSINESSES AND TO INCREASE STOP LOSS INSURANCE OPTIONS FOR SMALL EMPLOYERS.*

Amends GS 58-50-110 (*Definitions*), deleting the terms *Basic health care plan*, *industry*, *late enrollee*, *preexisting conditions provision*, and *self-employed individual*. Provides a new term and definition, *Affordable Care Act*, meaning the federal Patient Protection and Affordable Care Act. Amends the term *small employer* to mean any employer who does not meet the definition of an *applicable large employer* under Section 4980H(c)(2) of the Affordable Care Act.

Deletes GS 58-50-125 (*Health care plans; formation; approval; offerings*) subsections (a), (a1), (parts of d), and (f), which contained provisions regarding different formations and offerings of health care plans offered by small employer carriers.

Repeals GS 58-50-126(f) (*Alternative coverage permitted, discontinuation of basic or standard plans*).

Amends GS 58-50-130 (*Required health care plan provisions*), deleting GS 58-50-130(4b), which established that late enrollees are excluded from preexisting condition coverage for specified time frames. Deletes language in GS 58-50-130(b)(1), relating to the rating of premiums by considering the gender of eligible employees or dependents, and adds a provision for the grandfathering of plans, as defined in the Affordable Care Act. Provides that small employer carriers can develop separate rates for individuals aged 65 or older in regards to situations where Medicare is serving as the primary payor. Deletes age brackets, found in GS 58-50-130(6), previously used for the determining of rates and premiums. Deletes other language dealing with the establishment of rates based on industry.

Effective January 1, 2014.

**Intro. by Collins, Dockham.**

GS 58

[View summary](#)

**Health Insurance**

H 650 (2013-2014) **GUARANTY ASSOCIATION ACT AMENDMENTS**. Filed Apr 9 2013, *A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING, CONFORMING, AND OTHER CHANGES TO THE NORTH CAROLINA LIFE AND HEALTH INSURANCE GUARANTY ASSOCIATION ACT.*

Amends GS 58-62-21 (*Coverage and limitations*), providing that this Article does not provide coverage for any part of a policy where the rate of interest on which it is based, the interest rate, crediting rate, or other factor determined by the use of an index or other external reference stated in the policy or contract and employed in calculating returns or changes in value is averaged in certain specified ways, including when the rate of interest exceeds certain national averages.

Also adds that this Article does not cover policies or contracts providing certain benefits pursuant to what is commonly known as Medicare Parts C and D or portions of a policy or contract to the extent it provides for interest or other changes in values determined by using an index or external reference which have not been credited to the policy or contract as of the date the member insurer becomes an impaired or insolvent insurer. Provides that the benefits for which the Guaranty Association (Association) is liable does not exceed the lesser of specified amounts, or with respect to health insurance benefits for any one individual, (1) \$300,000 for coverage not defined as basic hospital, medical, and surgical insurance or major medical insurance, including disability insurance and long-term care insurance or (2) \$500,000 for basic hospital, medical, and surgical insurance or major medical insurance. Provides that the Association will never be obligated to cover more than an aggregate

of \$300,000 in benefits with respect to any one individual under GS 58-62-21(d)(2), (d)(3), and (d)(2a)a, except with respect to benefits for basic hospital, medical, and surgical and major medical insurance under GS 58-62-21 (2a)b, which sets the aggregate liability limit at \$500,000.

Amends GS 58-62-36 (*Powers and duties of the Association*), deleting GS 58-62-36(b) and (c), which details the acts the Association can take in regards to member impaired insurers. Provides that the Association, in the course of guaranteeing, assuming, or reinsuring policies or contracts for impaired insurers under subsections (a) and (d), can issue substitute coverage for a policy or contract that provides an interest rate, crediting rate, or similar factor determined by use of an index or other external references stated in the policy or contract employed in calculating returns or changes in value by issuing an alternative policy or contract in accordance with specified provisions.

Amends GS 58-62-41 (*Assessments*), establishing that the amount of any Class A assessment can be prorated. If prorated, the assessment cannot exceed \$500 (previously, could not exceed \$150) per member insurer in any one calendar year.

Effective July 1, 2013.

**Intro. by Collins.**

[GS 58](#)

[View summary](#)

[Health Insurance](#)

H 656 (2013-2014) [FORFEITURE FOR SPEEDING TO ELUDE REVISIONS](#). Filed Apr 9 2013, *A BILL TO BE ENTITLED AN ACT TO REVISE THE LAWS GOVERNING THE SEIZURE, FORFEITURE, AND SALE OF MOTOR VEHICLES USED BY DEFENDANTS IN FELONY CASES INVOLVING SPEEDING TO ELUDE ARREST.*

Provides that GS 20-28.2 applies to forfeiture of a motor vehicle for felony speeding to elude arrest. Clarifies that an *acknowledgment* as defined in subsection (a1) of this section is an "impaired driving acknowledgement." Adds a definition for a *speeding to elude arrest acknowledgment*. Amends the definition for *innocent owner* to distinguish between a motor vehicle seizure resulting from an impaired driving offense and one resulting from a felony speeding to elude arrest offense.

Adds new subsection (b2) to provide that a judge may determine if the vehicle driven at the time of an offense becomes subject to an order of forfeiture at any of the following times: (1) a sentencing hearing for the underlying felony speeding to elude arrest offense, (2) a separate hearing after the defendant's conviction, and (3) a forfeiture hearing held at least 60 days after the defendant failed to appear at the trial for the underlying offense and the order of arrest for failure to appear has not been set aside. Provides that a vehicle becomes subject to an order of forfeiture if the greater weight of the evidence shows that the defendant is guilty of felony speeding to elude arrest under GS 20-141.5(b), regarding aggravating factors at the time of the violation, or subsection (b1), regarding a violation of subsection (a) of GS 20-141.5 as the proximate cause of the death of any person.

Amends GS 20-28.3 to direct the seizing officer to notify the Division of Motor Vehicles (DMV) (was, notify the designated executive agency under subsection (b1) of this section) no more than 24 hours after the seizure of the motor vehicle. Requires the DMV to issue written notification of the seizure to any lienholder of record and to any motor vehicle owner who was not operating the motor vehicle at the time of the offense. Makes the DMV responsible for notifications previously designated as the responsibility of the executive agency as designated by the Governor under subsection (b1).

Distinguishes provisions for pretrial release of a motor vehicle to a defendant owner if the seizure was for an impaired driving offense or for a felony speeding to elude arrest offense. Provides that if the underlying offense resulting in the seizure is felony speeding to elude arrest under GS 20-141.5(b) or (b1) and the defendant's conviction is for misdemeanor speeding to elude arrest under GS 20-141.5(a), regardless as to whether the reduced charge is due to a plea agreement, the defendant will be ordered to pay restitution to the county board of education, the motor vehicle owner, or the lienholder the cost paid or owing for the towing and storage of the motor vehicle.

Amends GS 20-28.8 to require the clerk of superior court to make an electronic report to the DMV of the execution of an impaired driving acknowledgment or a speeding to elude arrest acknowledgment. Amends GS 20-54.1 to add subsection (a1) requiring that the DMV revoke the registration of all motor vehicles registered in the name of a person convicted of felony

speeding to elude arrest under GS 20-141.5(b) or (b1) and prohibits registering a motor vehicle in the convicted person's name until that person's license is restored. Requires a convicted person to surrender the registration on all motor vehicles registered in that person's name within 10 days of receiving notice of the revocation of registration from the DMV.

Repeals subsections (g) through (j) of GS 20-141-5 (*Speeding to elude arrest; seizure and sale of vehicles.*)

Makes conforming changes to reflect the inclusion of felony speeding to elude arrest as an offense for which there may be a forfeiture of a motor vehicle to GS 20-28.2, 20-28.3, and 20-28.4(a). Makes a conforming change, adding a new subsection to GS 20-141.5. Makes clarifying and technical changes.

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

**Intro. by McNeill, Faircloth.**

GS 20

[View summary](#)

[Transportation, Criminal Law and Procedure, Motor Vehicle](#)

H 661 (2013-2014) [REWRITE LANDSCAPE CONTRACTOR LAWS](#). Filed Apr 9 2013, *A BILL TO BE ENTITLED AN ACT REWRITING THE LAWS REGULATING LANDSCAPE CONTRACTORS AND AUTHORIZING THE NORTH CAROLINA LANDSCAPE CONTRACTORS' LICENSING BOARD TO INCREASE CERTAIN FEES AND ESTABLISH CERTAIN NEW FEES.*

Repeals GS 89D-1 through 89D-10 (creating the NC Landscape Contractors' Registration Board and requiring certification of landscape contractors), effective August 1, 2014.

Amends GS Chapter 89D by enacting new GS 89D-11 through GS 89D-24 to create the NC Landscape Contractors' Licensing Board and require licensure of landscape contractors. New GS 89D-12 prohibits anyone from engaging in the practice of landscape construction or contracting or holding himself or herself out as a landscape contractor unless licensed by the North Carolina Landscape Contractor Licensing Board. Defines landscape contractor as anyone (a) engaged in the business requiring the art, experience, ability, knowledge, science and skill to prepare contracts and bid for the performance of landscape services, including installing, planting, repairing and maintaining gardens, lawns, shrubs, vines, trees, or other decorative vegetation, including the grading and preparation of plots and areas of land for decorative utilitarian treatment and arrangement; (b) practicing the act of horticulture consultation or planting design for employment purposes; (c) who constructs, installs, or maintains landscape drainage systems and cisterns, provided that the contractor makes none of the specified connections; (d) designs, installs, or maintains low voltage landscape lighting, provided that the systems do not exceed listed specifications; or (e) engages in the construction of garden pools, retaining walls, walks, patios, or other decorative landscape features.

New GS 89D-13 lists exemptions from the provisions of Chapter 89D. New GS 89D-14 creates a nine-member North Carolina Landscape Contractors' Licensing Board (Board), with appointees as listed, and new GS 89D-15 sets forth Board powers and duties. New GS 89D-16(a) allows an applicant to sit for the examination if the applicant pays required fees and submits evidence demonstrating the applicant's qualifications for licensure, as specified. Directs the Board to establish and administer examinations.

New GS 89D-17 authorizes the Board to issue a license in the name of a corporation, provided specified conditions are met. Details additional requirements for licenses and licensees. New GS 89D-18 authorizes the Board to issue a license to a nonresident individual or a foreign entity that meets applicable requirements. Sets forth provisions related to certificates of authority and information requested by the Secretary of Revenue. Defines terms applicable to GS 89D-18.

New GS 89D-19 allows the Board to issue a license without examination to any person licensed, certified, or registered as a landscape contractor in another state or country if that state or country's requirements are substantially equivalent. New GS 89D-20 provides for annual renewal of landscape contractor licenses on or before August 1, in accordance with continuing education requirements and the fee schedule set out in new GS 89D-21. New GS 89D-22 authorizes the Board to deny, restrict, suspend, or revoke a license for reasons including fraud, deceit, or misrepresentation in the application for a license or its renewal, fraudulent misrepresentation in the practice of landscape contracting, gross malpractice or incompetence, violation of rules adopted by the Board, or failure to file or keep the required surety bond in force. Allows the Board to assess costs in a proceeding against an applicant or licensee found to be in violation of the chapter. New GS



89D-23 authorizes the Board to assess a civil penalty of \$2,000 or less for each violation of Chapter 89D or any rules adopted by the Board, with proceeds remitted to the Civil Penalty and Forfeiture Fund. New GS 89D-24 authorizes the Board to file a motion for an injunction against anyone engaging in landscape construction without a license. Also requires that the licensed landscape contractor notify the Board of any written complaints filed against the landscape contractor not resolved within 30 days.

Members currently serving on the NC Landscape Contractors' Registration Board will continue to serve until new members are appointed to the Board created by this act. Details additional appointing criteria for new appointees, and transfers all items from the Registration Board to the Licensing Board. Provides that any person who, on or before December 31, 2013, meets one of four enumerated criteria will receive a landscape contractor's license from the Board without the examination requirement, upon submission of a completed application and fee payment on or before August 1, 2014. Specifies that landscape contractors currently registered are not required to renew registration for the 2014 calendar year.

**Intro. by Boles, Samuelson, Moffitt, Alexander.**

[GS 89](#)

[View summary](#)

[Occupational Licensing](#)

H 666 (2013-2014) [STUDY/SILENT ALARMS IN SCHOOLS](#). Filed Apr 9 2013, *A BILL TO BE ENTITLED AN ACT TO STUDY THE USE OF CERTAIN SAFETY MEASURES IN SCHOOLS, INCLUDING THE INSTALLATION OF SILENT, PANIC ALARM SYSTEMS FOR USE IN LIFE-THREATENING AND EMERGENCY SITUATIONS.*

Directs the Department of Public Instruction (Department) to study and develop recommendations on whether the use of safety measures, including silent and panic alarm systems, are necessary in the schools of North Carolina and would increase the safety of students.

The Department should consider (1) the feasibility and cost of installing silent, panic alarm systems or other safety monitoring equipment in each school, (2) the development of standardized training for school personnel and safety protocols for implementation throughout the state, (3) collaboration with local law enforcement agencies and other appropriate state agencies to ensure the effectiveness of safety measures, and (4) the effectiveness and costs of programs in other states that employ a variety of safety measures in schools, including states that provide for the installation of silent panic alarm systems, when developing their recommendations.

The Department will report its findings and recommendations to the Joint Legislative Education Oversight Committee on or before January 1, 2014.

**Intro. by Rules, Calendar, and Operations of the House.**

[STUDY](#)

[View summary](#)

[Education, Department of Public Instruction](#)

H 669 (2013-2014) [2013 APPOINTMENTS BILL \(NEW\)](#). Filed Apr 9 2013, *A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT PRO TEMPORE OF THE SENATE.*

Provides that the Speaker of the House of Representatives has appointed Judy K. Grainger to the Centennial Authority, with her term expiring on June 30, 2013.

Effective July 1, 2013.

**Intro. by Rules, Calendar, and Operations of the House.**

[UNCODIFIED](#)

[View summary](#)

[General Assembly](#)

H 670 (2013-2014) [DSS STUDY/EXTEND FOSTER CARE TO AGE 21](#). Filed Apr 9 2013, *A BILL TO BE ENTITLED AN ACT AUTHORIZING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO STUDY EXTENDING THE PROVISION OF FOSTER CARE TO THE AGE OF 21.*

Requires the Department of Health and Human Services, Division of Social Services, to study extending the provision of foster care to the age of 21. Requires the following issues to be considered: (1) current state laws and any rules adopted by the Social Services Commission regarding the provision of foster care services, (2) a review of other states' laws that have extended the provision of foster care services beyond the age of 18, (3) the requirements necessary for implementing an extension of foster care to age 21, and (4) any other issues necessary to conduct the study. Requires a final report to the 2014 Regular Session of the 2013 General Assembly.

Appropriates \$20,000 from the General Fund to the Department of Health and Human Services, Division of Social Services, for 2013-14 to conduct the study.

**Intro. by Rules, Calendar, and Operations of the House.**

[APPROP, STUDY](#)

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[Budget/Appropriations, Child Welfare](#)

H 673 (2013-2014) [BIOPTIC LENSES FOR DRIVERS LICENSE TESTS](#). Filed Apr 9 2013, *A BILL TO BE ENTITLED AN ACT TO ALLOW THE ISSUANCE OF A RESTRICTED LICENSE TO AN INDIVIDUAL THAT MEETS CERTAIN REQUIREMENTS FOR THE USE OF BIOPTIC TELESCOPIC LENSES.*

Adds a new subsection (t) to GS 20-7 regarding the use of bioptic telescope lenses and the user's eligibility for a restricted driver's license as the title indicates.

**Intro. by Rules, Calendar, and Operations of the House.**

[GS 20](#)

[View summary](#)

[Transportation](#)

H 674 (2013-2014) [STUDY MEDICAID PROVIDER HEARINGS](#). Filed Apr 9 2013, *A BILL TO BE ENTITLED AN ACT AUTHORIZING THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE TO DIRECT THE PROGRAM EVALUATION DIVISION TO STUDY THE CONTESTED CASE PROCESS CONTAINED IN ARTICLE 3 OF CHAPTER 150B OF THE GENERAL STATUTES IN CONNECTION WITH PROVIDER APPEALS UNDER THE MEDICAID PROGRAM.*

Requires the Joint Legislative Program Evaluation Oversight Committee (Committee) to include a study of the contested case procedure for administrative review of agency determinations which have an adverse effect on Medicaid providers in the 2013-2014 Work Plan for the Program Evaluation Division (PED). Require that the following be included in the study: (1) a review of the procedures set forth in Article 3 of GS Chapter 150B to determine whether the procedures should be modified to streamline the process and reduce any case backlogs, (2) consideration of alternative methods of review other than the contested case process in Article 3 of GS Chapter 150B, and (3) a review of GS 108C-12 to determine whether amendments to the law would improve the cost-effectiveness and efficiency of the Medicaid appeal process. Requires that the PED submit its findings to the Committee and the Joint Legislative Administrative Procedure Oversight Committee at a date to be determined by the Committee.

**Intro. by Stevens.**

[STUDY](#)

[View summary](#)

[General Assembly, Public Assistance](#)

H 675 (2013-2014) [AMEND PHARMACY LAWS](#). Filed Apr 9 2013, *A BILL TO BE ENTITLED AN ACT AMENDING LAWS PERTAINING TO THE REGULATION OF PHARMACY TECHNICIANS, PHARMACY AUDITS, AND PRESCRIPTIONS FOR SCHEDULE II SUBSTANCES.*

Amends GS 90-85.3 by adding a definition for *certified pharmacy technicians* as a pharmacy technician who (1) has passed a nationally recognized pharmacy technician certification board examination, or its equivalent, that has been approved by the North Carolina Board of Pharmacy (NC Board) and (2) maintains certification from a nationally recognized pharmacy technician certification board that has been approved by the NC Board.

Amends GS 90-85.15A to provide that the purpose of the registration program for pharmacy technicians is to identify people who are employed or eligible for employment (was, employed) as pharmacy technicians. Amends the requirements for the registration of noncertified pharmacy technicians to require the NC Board to register noncertified pharmacy technicians who (1) pay the required fee, (2) are employed by a pharmacy holding a valid permit under Article 4A of GS Chapter 90, and (3) complete a required training program provided by the supervising pharmacist-manager. Adds new subsection (a2) to direct the NC Board to register a certified pharmacy technician who (1) pays the required fee and (2) provides proof of current certification. Requires that certification be renewed annually by paying a registration fee and providing proof of current certification.

Identifies the responsibilities of a pharmacist-manager to noncertified pharmacy technicians. Requires the pharmacist-manager to notify the NC Board within 10 days (was, 30 days) of the date that the pharmacy technician began employment. Also identifies the responsibilities of a pharmacist manager to certified pharmacy technicians. Provides that a pharmacist-manager may hire a certified pharmacy technician who has registered under new subsection (a2) of this section. Requires the certified pharmacy technician to notify the NC Board within 10 days of beginning employment as a pharmacy technician. Authorizes the NC Board to allow a pharmacist to supervise more than two pharmacy technicians only if the additional pharmacy technicians are certified pharmacy technicians.

Adds the following to the list of violations which may result in disciplinary action by the NC Board against a pharmacy technician: (1) negligence in assisting a pharmacist in preparing and dispensing prescription medications, and (2) failing (was, willfully violated) to comply with the laws and rules governing pharmacy technicians.

Amends GS 90-85.50(b) to add additional provisions regarding the rights of a pharmacy being subjected to an audit by any responsible party.

Amends GS 90-85.52 to prohibit the entity conducting an audit from recouping any dispute funds, charges, or other penalties from a pharmacy until the latter of the deadline for initiating the appeals process under GS 90-85.51 has passed, or after the final internal disposition of an audit, whichever is later, unless fraud or misrepresentation is reasonably suspected. Provides that the amount of the recoupment does not include any portion of the prescription product cost, except in cases of fraud or misrepresentation.

Amends GS 90-106 to prohibit dispensing a Schedule II substance more than six months after the date it was prescribed.

Effective October 1, 2013.

**Intro. by Murry, Martin, Wray, Wilkins.**

GS 90

[View summary](#)

[Occupational Licensing, Health Care Facilities and Providers](#)

H 676 (2013-2014) [ELIMINATE DIETETICS/NUTRITION BOARD](#). Filed Apr 9 2013, *A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE DIETETICS/NUTRITION BOARD AND TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO SUBMIT A STATE PLAN AMENDMENT TO THE CENTERS FOR MEDICARE AND MEDICAID SERVICES TO REMOVE FROM THE MEDICAID STATE PLAN ANY STATE LICENSING REQUIREMENTS FOR DIETITIANS OR NUTRITIONISTS.*

Repeals GS 90-350 through GS 90-370, the *Dietetics/Nutrition Practice Act*, which provided for the establishment of the North Carolina Board of Dietetics/Nutrition.

Repeals GS 90-18(c)(15), which provided that the practice of dietetics/nutrition by a licensed dietitian/nutritionist does not constitute practicing medicine or surgery as defined in the same Article.

Amends GS 143B-216.60, *The Justus-Warren Heart Disease and Stroke Prevention Task Force*, providing that a person who specializes in dietetics and nutrition will be appointed to the task force upon the recommendation of the Speaker of the House of Representatives (was, the person appointed had to be a licensed dietitian/nutritionist).

All of the above becomes effective January 1, 2014.

Directs the Department of Health and Human Services to submit a State plan amendment to the Centers for Medicare & Medicaid Services (CMS) to remove any state licensing requirements for dietitians or nutritionists from the Medicaid State plan that are inconsistent with this act.

**Intro. by Harrison, Moffitt, Fisher.**

GS 90, GS 143B

[View summary](#)

**Department of Health and Human Services, Health**

H 677 (2013-2014) [CONSOLIDATION OF CERTAIN FIRE DISTRICTS \(NEW\)](#). Filed Apr 9 2013, *AN ACT TO PERMIT COUNTIES TO CONSOLIDATE RURAL FIRE PROTECTION DISTRICTS ESTABLISHED UNDER ARTICLE 3A OF CHAPTER 69 OF THE GENERAL STATUTES AND FIRE PROTECTION SERVICE DISTRICTS ESTABLISHED UNDER ARTICLE 16 OF CHAPTER 153A OF THE GENERAL STATUTES AND TO AMEND THE STATUTES GOVERNING THE NORTH CAROLINA MEDICAL BOARD.*

Creates new GS 160A-203 and GS 153A-145.1, both titled *Certain ordinances prohibited*, providing that no city or county can enact an ordinance, rule, or regulation that, (1) authorizes an employer to withhold any labor union or labor organization dues from an employee's pay, expense allowances, or other compensation and (2) requires an employer to assume financial, legal, or other responsibility for an employee's carbon footprint, which may result in the employer being subject to a fine, fee, or other monetary, legal, or negative consequences.

**Intro. by W. Brawley, Moffitt, Stone.**

GS 153A, GS 160A

[View summary](#)

**Employment and Retirement, Local Government**

H 678 (2013-2014) [STUDY/ACCESS TO CREDIT](#). Filed Apr 9 2013, *A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BANKING COMMISSION TO STUDY THE ISSUES RELATED TO PROVIDING ACCESS TO CREDIT TO PERSONS OF LOW- OR MODERATE-INCOME.*

Directs the State Banking Commission (Commission) to study the issues related to providing access to credit to persons of low or moderate income. The study will do at least the following:

- (1) Research and determine the reasons preventing persons of low or moderate income from accessing credit, including the effects of any state or federal laws.
- (2) Research and evaluate methods for providing low-cost access to credit to persons of low or moderate income, including the use of micro lending or alternative methods employed by other states.
- (3) Research and evaluate what economic incentives spur financial institutions to provide low-cost access to credit to persons of low or moderate income.
- (4) Examine any other issues determined by the Commission to be relevant.

The Commission will report its findings and recommendations to the 2013 General Assembly when it reconvenes in 2014.

**Intro. by Terry.**

STUDY

[View summary](#)**Banking and Finance**

H 680 (2013-2014) **START-UPS ACT/NEW MARKETS TAX CREDIT ACT. (NEW)** Filed Apr 9 2013, *A BILL TO BE ENTITLED AN ACT TO ENACT THE JUMP-START OUR BUSINESS START-UPS ACT AND TO ENACT THE NEW MARKETS JOBS ACT OF 2014.*

Adds new GS 78A-19, *Invest NC Exemption*, to Article 3 of GS Chapter 78A. Provides for an exemption from the registration requirements of Article 4 of GS Chapter 78A for an issuer in an offer or sale of a security, and an exemption from the requirements of Article 5 of this Chapter for any seller representing an issuer in an offer or sale, if the offer or sale is conducted in accordance with each of the specified requirements. Requires that the cap on the sum of cash and other consideration to be received for all sales of the security in reliance on this exemption be cumulatively adjusted for inflation every fifth year.

Requires an issuer of security for which the offer of sale is exempt under this section to submit a free-of-charge quarterly report to the issuer's shareholders until there are no outstanding securities issued under this section. Permits the reporting requirement to be satisfied by making the information available on an Internet web site if the information is made available within 45 days of the end of each fiscal quarter and remains available for a minimum of 60 days. Requires an issuer to provide a written copy of the report to any shareholder upon request. Specifies content required to be in the report. Provides criteria for offers and sales to controlling persons, defined as an officer, director, partner, trustee, or individuals having similar status or performing similar functions as the issuer, or a person owning 10% or more of the outstanding shares of any class or classes of securities of the issuer. Provides for a disqualification for the exemption allowed by this section if any of certain specifications apply to an issuer or a person affiliated with the issuer or offering within five years prior to the offering. However, makes the disqualification provisions inapplicable if there is a (1) showing of good cause and without prejudice to any other action by the Commissioner, the Commissioner determines that it is not necessary that an exemption be denied and (2) the issuer shows that the issuer made factual inquiry as to the existence of any disqualification and could not have known that a disqualification existed even with the exercise of reasonable care.

Authorizes the Commissioner to adopt rules to protect investors who purchase securities under this section.

Includes introductory "whereas clauses" providing public policy reasons for enacting this legislation.

**Intro. by Murry, Moffitt, Shepard, Hastings.**

GS 78A

[View summary](#)**Business and Commerce**

H 681 (2013-2014) **FULL-SERVICE COMMUNITY SCHOOLS PILOT PROGRAM.** Filed Apr 9 2013, *A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE FULL-SERVICE COMMUNITY SCHOOLS PILOT PROGRAM.*

Requires the Department of Public Instruction (DPI) to establish a full-service community schools pilot program in at least five middle or high schools, to encourage the coordination of academic, social, and health services among schools, community organizations, nonprofits, and other agencies to provide comprehensive academic, social, and health services for students, their family members, and community members. Specifies eight services that are to be offered by the schools, including job training and career counseling, mental and social health services, and adult education. Requires DPI to report to the Joint Legislative Oversight Committee by July 15, 2014, on the costs and benefits of pilot schools.

**Intro. by Cotham, Baskerville, Brandon.**

UNCODIFIED

[View summary](#)**Elementary and Secondary Education, Department of Public Instruction**

H 683 (2013-2014) [COMMONSENSE CONSUMPTION ACT](#). Filed Apr 9 2013, *A BILL TO BE ENTITLED AN ACT TO BAR CIVIL ACTIONS AGAINST PACKERS, DISTRIBUTORS, MANUFACTURERS, CARRIERS, HOLDERS, SELLERS, MARKETERS, OR ADVERTISERS OF FOOD PRODUCTS THAT COMPLY WITH APPLICABLE STATUTORY AND REGULATORY REQUIREMENTS BASED ON CLAIMS ARISING OUT OF WEIGHT GAIN, OBESITY, A HEALTH CONDITION ASSOCIATED WITH WEIGHT GAIN OR OBESITY, OR OTHER GENERALLY KNOWN CONDITION ALLEGEDLY CAUSED BY OR ALLEGEDLY LIKELY TO RESULT FROM LONG-TERM CONSUMPTION OF FOOD; AND TO CLARIFY THAT LOCAL GOVERNMENTS MAY NOT REGULATE THE SIZE OF SOFT DRINKS OFFERED FOR SALE.*

Adds a new Article 5, the *Commonsense Consumption Act* (CCA), in GS Chapter 99E. Sets limitations on liability of a packer, distributor, manufacturer, carrier, holder, seller, marketer, or advertiser of food as defined in section 201(f) of the federal Food, Drug, and Cosmetic Act, 21 USC [§ 321\(f\)](#), or an association of one or more such entities for any claim arising out of weight gain, obesity, a health condition associated with weight gain or obesity, or other generally known conditions allegedly caused by or likely to result from long-term consumption of food. Provides that a health condition arising from a single instance of consumption is not considered to be a result from the long-term consumption of food.

Provides for exceptions to the limit on liability, declaring that the liability limitation in new GS 99E-42 does not preclude liability in a civil action in which the claim arising from conditions arising from the long-term consumption of food meets either of the following: (1) an element of the cause of action is a material violation of an adulteration or misbranding requirement prescribed by a statute or rule of this state or the United States and the proximate cause of the claimed injury is the violation or (2) the claim is based on any other knowing and willful material violation of federal or state law applicable to the manufacturing, marketing, distribution, advertising, labeling, or sale of food, providing that the proximate cause of the claimed injury is the violation.

Provides that nothing in this Article is to be construed to create any new claim, right of action, or civil liability not previously existing under state law. Provides additional guidelines regarding the construction of this Article and its applicability. Makes new Article 5 of GS Chapter 99 effective October 1, 2013, and applies to civil actions filed or pending on or after that date.

Enacts GS 160A-203 (cities) and GS 153A-146 (counties) to prohibit cities and counties from enacting ordinances prohibiting the sale of soft drinks above a particular size. Defines *soft drink* as having the meaning in GS 105-164.3.

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

**Intro. by B. Brown, Moffitt, Ramsey.**

[GS 99E](#), [GS 153A](#), [GS 160A](#)

[View summary](#)

[Civil Law](#), [Local Government](#)

H 684 (2013-2014) [INCREASE DRIVEWAY SAFETY ON CURVY ROADS](#). Filed Apr 9 2013, *A BILL TO BE ENTITLED AN ACT TO INCREASE DRIVEWAY SAFETY ON CURVY ROADS.*

Requires the Department of Transportation (DOT) to amend its policies on driveway access to provide for exceptions to the sight distance requirement for driveways in instances where the curves of the road are too close and frequent to provide for the sighting distances required in the published *Policy on Street and Driveway Access to North Carolina Highways*. Requires exceptions to be granted where the speed limit on the relevant portion of the road may be lowered so as to provide safe reaction time around a proposed driveway location and requires that the speed limit be reduced accordingly. Allows DOT to require a driveway permit applicant to cover the cost of installing the appropriate signage around the driveway and may also require the applicant to install and maintain convex or other mirrors. Requires DOT to report to the Joint Legislative Oversight Committee on Transportation on its implementation of the required change within 180 days of this act becoming law.

**Intro. by Elmore, Stevens.**

[UNCODIFIED](#)

[View summary](#)

[Transportation](#), [Department of Transportation](#)

H 685 (2013-2014) [PROHIBITED IMITATION CONTROLLED SUBSTANCES](#). Filed Apr 9 2013, *A BILL TO BE ENTITLED AN ACT TO MAKE THE MANUFACTURE, POSSESSION, SALE, USE, AND DELIVERY OF CERTAIN IMITATION CONTROLLED SUBSTANCES UNLAWFUL.*

Identical to [S 724](#) filed on 4/2/13.

Enacts new GS 90-94.1 prohibiting the manufacture, possession, sale, use, and delivery of certain imitation controlled substances. Defines *imitation controlled substance* to mean a pill, capsule, tablet, or substance in any form that (1) is not a controlled substance as enumerated in Article 5 of GS Chapter 90 but purports to act like a controlled substance and (2) the chemical structure is a derivative of or substantially similar to the chemical structure of a controlled substance.

Makes it a Class H felony to knowingly manufacture; deliver; sell; import into or export from a state; or possess with intent to sell, deliver, or manufacture an imitation controlled substance.

Subsection (c) makes it a Class 1 misdemeanor to ingest in any way an imitation controlled substance for the purposes of causing a condition of intoxication, inebriation, elation, dizziness, excitement, stupefaction, paralysis, or the dulling of the brain or nervous system or disturbing or distorting of the audio or vision processes. Provides that it is also a Class 1 misdemeanor to use or possess for the purpose of using an imitation controlled substance for the purpose of violating subsection (c).

In addition to all other relevant factors, considerations in determining whether or not a substance qualifies as an "imitation controlled substance" will include comparisons with accepted methods of marketing for legitimate nonprescription drugs for medicinal purposes rather than for drug abuse or any similar nonmedical use. Determining a person's intent to manufacture, sell, give, or distribute an imitation controlled substance may be inferred from a demand of money or other property in exchange for the substance, the proposed cost of the substance in relation to its normal market value, change in the composition of the substance, as well as other relevant evidence.

Effective December 1, 2013, and applies to offenses committed on or after that date. Provides that prosecutions for offenses committed prior to the effective date of this act are not abated nor affected by this act and that statutes applicable except for this act remain applicable to those prosecutions.

**Intro. by Fisher, Horn, Moffitt, Ramsey.**

[GS 90](#)

[View summary](#)

[Criminal Law and Procedure, Health](#)

H 687 (2013-2014) [HOMELESS SHELTERS/REMOVE AGE LIMITS](#). Filed Apr 9 2013, *A BILL TO BE ENTITLED AN ACT TO REQUIRE THE BUILDING CODE COUNCIL TO AMEND THE NC BUILDING CODE TO ALLOW OCCUPANTS YOUNGER THAN EIGHTEEN IN TEMPORARY OVERFLOW EMERGENCY SHELTERS FOR THE HOMELESS.*

Provides for the implementation of Section 424.1.1 of the 2012 NC Building Code by the Building Code Council (Council) and local governments, which establishes that temporary overflow emergency shelters for the homeless, to allow occupants under the age of 18 when the shelter (1) is intended to serve homeless families that include children under 18 and their parents or other legal guardians and (2) the temporary shelter consists of a group of churches or other nonprofit religious entities that have agreed to host the shelter occupants on the premises of each church or religious entity on a rotating basis. The above should be implemented and only discontinued when the Council adopts amendments, notwithstanding GS 150B-19(4), to the Homeless Shelter Provision, providing for the inclusion of occupants under the age of 18 as specified above.

Sets out the definitions of *council*, *code*, and *homeless shelter provision* as they are used and understood in this act.

**Intro. by Hardister, Hamilton.**

[UNCODIFIED](#)

[View summary](#)

[Building and Construction](#)

H 688 (2013-2014) [AMEND CONTINUING ED REQ'S/CERT. WELL K'ORS](#). Filed Apr 9 2013, *A BILL TO BE ENTITLED AN ACT AMENDING THE CONTINUING EDUCATION REQUIREMENTS FOR CERTIFIED WELL CONTRACTORS*.

Amends GS 87-98.12 to require a well contractor to complete six hours of approved continuing education within a three year period (previously allowed the Well Contractors Certification Commission, to set the number of required hours). Requires the Commission to establish the requirements for completing continuing education within the three year period, specify the scope of the courses, and approve continuing education courses.

**Intro. by Hardister, Millis, Tine, Jeter.**

[GS 87](#)

[View summary](#)

[Occupational Licensing, Building and Construction](#)

H 689 (2013-2014) [ELLA BAKER VOTER EMPOWERMENT ACT](#). Filed Apr 9 2013, *A BILL TO BE ENTITLED AN ACT TO IMPROVE VOTING IN NORTH CAROLINA BY ENACTING THE ELLA BAKER VOTER EMPOWERMENT ACT*.

Identical to [S 708](#) filed on 4/2/13.

Amends GS 163-227.2(b) including an exception to the provision addressing one-stop voting conducted on the last Saturday before the election. Accordingly, a county board of elections must conduct one-stop voting on the last Saturday before the election until 1:00 P.M. and may conduct it until 5:00 P.M. on that Saturday, except that during each of the first primary and general elections in even-numbered years the county board of elections must conduct one-stop voting on the last two Saturdays and the last two Sundays, with not less than six or more than eight hours on the final Sunday.

Amends GS 163.227.2(f) including an exception to the requirement of a county office to be open for one-stop voting on the last Saturday before the election. Accordingly, county offices must be open on the last Saturday before the election, except during each of the first primary and general elections in even-numbered years the county board of elections must conduct one-stop voting on the last two Saturdays and the last two Sundays, with not less than six nor more than eight hours on the final Sunday.

Amends GS 163.227.2(g) including an exception to the ability of a county board of elections to unanimously vote to open one or more sites in a county for absentee ballots to be applied for and cast. Accordingly, a board of elections may unanimously vote to provide that county one or more sites for absentee ballots, except that in any incorporated municipality with a population of 15,000 or more that has a public or private college campus, in addition to the required site at the board of elections office if applicable, there must be at least one site on or adjacent to that campus for the general election in even-numbered years.

Amends GS 163-82.6A adding subsection (a1) specifying that only those qualified to register to vote may register in person on election day.

Also amends GS 163-82.6A adding subsection (c1) specifying that persons who register to vote under subsection (a1) of this section must vote a provisional ballot immediately after registering.

Amends GS 126-4 adding subsection (5b) allowing state employees to take 24 hours per year of paid leave for election service, meaning service as a precinct official as provided in GS 163-42 on election day.

Amends GS 163-46, prohibiting the county board of elections from compensating a precinct official for any hours worked for which the precinct official takes paid leave subject to GS 126-4(5b).

Appropriates \$390,871 for 2013-14 from the General Fund to the State Board of Elections to meet federal Help America Vote Act Title II Maintenance of Effort requirements.

Amends GS 163-82.3(a), mandating the State Board of Elections to develop an application form for voter registration that can either be printed out in blank or filled in online and printed out for mailing. Amends GS 163-82.3(a) adding subsection (a1), specifying requirements for the online fillable voter registration form.

Enacts GS 163-82.5A in Article 7A of Chapter 163 of the General Statutes addressing online voter registration. Individuals who are eligible to vote and possess a current and valid NC driver's license or special identification card may submit a voter



registration application online. The State Board of Elections must establish a secure website to permit qualified individuals the ability to register to vote and change their name, address, and party affiliation. The Division of Motor Vehicles will compare the information submitted by the applicant with the DMV database and confirm the eligibility of the applicant. If the DMV cannot confirm the applicant's eligibility, the DMV must send the application to the county board of elections where the applicant resides. The county board of elections must then notify the applicant by U.S. mail and by email if the applicant provided an email address with the online registration.

Amends GS 163-82.19(a), providing that applicants for licenses at the DMV must be affirmatively informed of the opportunity to register to vote or update voter registration by the person taking the application at the DMV.

Amends GS 163-82.20(b) adding subsection (1a) requiring specified voter registration agencies to affirmatively inform each applicant of the opportunity to register to vote if the applicant is eligible.

Amends GS 163-41 adding subsection (a1) requiring all chief judges and judges to be certified as knowledgeable on election laws and procedures relating to voting.

Requires the State Board of Elections to publish a voter guide in regional editions covering all state legislative races and statewide races not covered in the Judicial Voter Guide or the Voter Guide.

Amends GS 115C-81(g)(1), clarifying the curriculum of "American History I -- The Founding Principles" to include frequent and free elections in a representative government, specifically including the process of voting and registering to vote.

Effective January 1, 2014.

**Intro. by Alexander, R. Moore.**

APPROP, GS 115C, GS 126, GS 163

[View summary](#)

**Budget/Appropriations, Education, Elementary and Secondary Education, Elections**

H 690 (2013-2014) [HONOR TERRY SANFORD HS.](#) Filed Apr 9 2013, *A HOUSE RESOLUTION HONORING THE ONE HUNDREDTH ANNIVERSARY OF TERRY SANFORD HIGH SCHOOL IN FAYETTEVILLE, NORTH CAROLINA.*

As title indicates.

**Intro. by Szoka, Glazier, Lucas, Floyd.**

HOUSE RES

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H 691 (2013-2014) [LIMIT SOLDIERS CC TUITION.](#) Filed Apr 9 2013, *A BILL TO BE ENTITLED AN ACT TO LIMIT COMMUNITY COLLEGE TUITION FOR ACTIVE DUTY SERVICE MEMBERS SO THAT THE MAXIMUM RATE SHALL NOT EXCEED AVAILABLE FEDERAL TUITION ASSISTANCE.*

Amends GS 116-143.3, as the title indicates. Effective July 1, 2013.

**Intro. by Szoka, Hastings, Malone, Martin.**

GS 116

[View summary](#)

**Higher Education, Military and Veteran's Affairs**

H 693 (2013-2014) [ELIMINATE EXCEPTIONS/MED TREATMENT/MINORS.](#) Filed Apr 9 2013, *A BILL TO BE ENTITLED AN ACT TO ELIMINATE CERTAIN EXCEPTIONS FOR PARENTAL CONSENT FOR MEDICAL TREATMENT OF UNEMANCIPATED MINORS UNDER THE LAWS PERTAINING TO THE PRACTICE OF MEDICINE.*

Repeals GS 90-21.5(a), *Minor's consent sufficient for certain medical health services*.

Amends GS 90-21.7(a), providing that no physician licensed to practice medicine in North Carolina will provide medical health services for an unemancipated minor for the prevention, diagnosis, and treatment of (1) venereal disease and other diseases reportable under GS 130A-135, (2) abuse of controlled substances or alcohol, (3) mental illness or emotional disturbance, or (4) pregnancy unless the physician or agent first obtains written consent of the minor and the written consent, acknowledged in accordance with Chapter 10B of the General Statutes, of a parent with custody, legal guardian or legal custodian, a parent with whom the minor is living, or a grandparent with whom the minor has been living for at least six months immediately preceding the date of the minor's written consent.

Also allows all minors, not just pregnant minors, to petition the district court judge assigned to the juvenile proceedings in the court where the minor resides or where she is physically present for a waiver of the parental consent if the specified requirements are met. Amends those requirements to provide that (1) none of the persons from whom consent must be obtained is available to the doctor performing the abortion or providing medical health services for the prevention, diagnosis, and treatment of (a) venereal diseases and other reportable diseases, (b) abuse of controlled substances or alcohol, (c) emotional disturbances, or (d) pregnancy or the physician's agent or the referring physician or agent in a reasonable time or manner; or (2) all of the persons from whom consent must be obtained refuse to consent to the performance of an abortion or the provision of the described medical services.

Amends GS 122C-221(a), providing that a minor may be admitted to a facility if the minor is (1) mentally ill or a substance abuser, (2) in need of treatment, and (3) has complied with the consent requirements under GS 90-21.7(a). Provides exceptions for the application of GS 122C-211 (*Admissions*) to the admission of minors under this part, stating that it applies to the extent allowed under GS 90-21.7 (*Parental consent required*) and except as otherwise provided in this Part.

Effective October 1, 2013.

**Intro. by Whitmire, Fulghum, Brisson, Schaffer.**

[GS 90, GS 122C](#)

[View summary](#)

[Health](#)

H 694 (2013-2014) [CLARIFY INPUT ON REPRO/CHARACTER ED](#). Filed Apr 9 2013, *A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT PARENTS PROVIDE WRITTEN PERMISSION TO SCHOOLS BEFORE THEIR CHILDREN RECEIVE CERTAIN INSTRUCTION IN REPRODUCTIVE HEALTH AND SAFETY AND TO ENSURE THE INCORPORATION OF CHARACTER EDUCATION THROUGHOUT THE CURRICULUM.*

Amends GS 115C-81 to require that information conveyed in the reproductive health and safety education program be based on research that is peer reviewed and accepted by professionals and credentialed experts (was, experts in the field of sexual health education). Requires each local board of education to adopt a policy to require that a student's parent or guardian provide the student's school with written permission before receiving instruction on sexually transmitted diseases, contraceptive methods, and awareness of sexual assault, sexual abuse, and risk reduction. Requires local boards of education to also get input from parents and school personnel, in addition to the local community, when developing and implementing character education instruction.

Requires that the Basic Education Program curriculum and standard course of study, all classroom assignments, assigned summer readings, and instructional materials comply with, support, and reflect the character education requirements; requires annual evaluation to ensure compliance.

Makes conforming changes to GS 115C-98. Also requires local boards of education to annually report to the State Board of Education (State Board) on the evaluation of instructional materials. Requires the State Board to review its rules and policies concerning challenges from parents, teachers, or members of the public and the incorporation of character education in the curriculum and establish evaluation guidelines to be followed by local boards, school personnel, and community media advisory committees.

Applies beginning with the 2013-14 school year.

**Intro. by Whitmire, Schaffer, Stam, Arp.**

GS 115C

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

H 695 (2013-2014) **FAMILY, FAITH, AND FREEDOM PROTECTION ACT (NEW)**. Filed Apr 9 2013, *A BILL TO BE ENTITLED AN ACT TO PROTECT RIGHTS AND PRIVILEGES GRANTED UNDER THE UNITED STATES AND NORTH CAROLINA CONSTITUTIONS IN THE APPLICATION OF FOREIGN LAW, TO MODIFY CERTAIN LAWS PERTAINING TO ABORTION, TO LIMIT ABORTION COVERAGE UNDER HEALTH INSURANCE PLANS OFFERED UNDER A HEALTH BENEFIT EXCHANGE OPERATING IN NORTH CAROLINA OR OFFERED BY A COUNTY OR MUNICIPALITY, TO PROHIBIT A PERSON FROM PERFORMING OR ATTEMPTING TO PERFORM AN ABORTION WHEN THE SEX OF THE UNBORN CHILD IS A SIGNIFICANT FACTOR IN SEEKING THE ABORTION, TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO AMEND RULES PERTAINING TO CLINICS CERTIFIED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO BE SUITABLE FACILITIES FOR THE PERFORMANCE OF ABORTIONS, AND TO AMEND THE WOMEN'S RIGHT TO KNOW ACT.*

Enacts new Article 7A of GS Chapter 1 to declare that no court, administrative agency, arbitrator, mediator, or other entity or person acting under authority of state law may apply or enforce a law of another country if it would violate a legal or constitutional right of one or more natural persons who are parties to the proceeding. Requires strict construction and modification of contracts involving choice of a forum venue or forum to protect constitutional rights. Provides for when a motion to transfer proceedings to a foreign venue or forum is to be denied. Makes null and void any contract provision or agreement that is incapable of being modified or amended under this Article in order to preserve the legal and constitutional rights of the natural persons who are parties to the contract or agreement. Provides for the strict construction of waivers.

**Intro. by Whitmire, Cleveland, Schaffer, Pittman.**

GS 1

[View summary](#)**Civil Procedure**

H 696 (2013-2014) **HONOR THORLO'S FOUNDERS**. Filed Apr 9 2013, *A HOUSE RESOLUTION HONORING LEWIS AND MATTIE THORNBURG WHILE OBSERVING THE SIXTIETH ANNIVERSARY OF THORLO, THE COMPANY THEY FOUNDED.*

As title indicates.

**Intro. by Turner, W. Brawley.**

HOUSE RES

[View summary](#)

H 697 (2013-2014) **SHOOT FIREARM NEAR SCHOOL/INCREASE PENALTY**. Filed Apr 9 2013, *A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL TO DISCHARGE A FIREARM WITHIN ONE THOUSAND FEET OF THE BOUNDARY OF REAL PROPERTY USED FOR AN ELEMENTARY OR SECONDARY SCHOOL.*

Enacts new GS 14-277.6 making it a Class I felony to willfully or wantonly discharge or attempt to discharge any firearm or barreled weapon capable of discharging shot, bullets, pellets, or other missiles at a muzzle velocity of at least 600 feet per second within 1,000 feet of the boundary of an elementary or secondary school. Applies to offenses committed on or after December 1, 2013.

**Intro. by R. Moore.**

GS 14

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

H 698 (2013-2014) [BACKGROUND CHECKS FOR FIREFIGHTERS](#). Filed Apr 9 2013, *AN ACT TO AUTHORIZE CRIMINAL HISTORY CHECKS FOR CURRENT VOLUNTEERS OR PAID FIRE DEPARTMENT PERSONNEL AND EMERGENCY MEDICAL SERVICES PERSONNEL AND TO ESTABLISH THE URBAN SEARCH AND RESCUE PROGRAM AND THE URBAN SEARCH AND RESCUE TEAM ADVISORY COMMITTEE*.

Amends GS 114-19.12, as title indicates. Effective October 1, 2013.

**Intro. by Saine, Ramsey, Boles.**

GS 114

[View summary](#)

**Public Safety and Emergency Management**

H 699 (2013-2014) [CLERK SUMMONS JURORS/MAGISTRATE ELIGIBILITY](#). Filed Apr 9 2013, *A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE CLERK OF SUPERIOR COURT SHALL SUMMON PROSPECTIVE JURORS FOR SERVICE AND TO PROVIDE THAT CERTAIN LAW ENFORCEMENT OFFICERS WITH AT LEAST FIFTEEN YEARS OF EXPERIENCE ARE ELIGIBLE FOR NOMINATION AS MAGISTRATES*.

Amends GS 9-5 to require the clerk of superior court to issue the summonses for prospective jurors. Makes conforming changes to GS 9-10 and requires service of the summons by first class mail or phone at least 15 days before the court session. Requires that the summons indicate that it was issued by the clerk and not the sheriff. Makes conforming changes to GS 9-11 and GS 7A-103. Effective January 1, 2014, and applies to jury summonses issued on or after that date.

Amends GS 7A-171.2 to make eligible for nomination as a magistrate an individual that has at least 15 years of experience as (1) a certified law enforcement officer, (2) a certified deputy sheriff, or (3) a sheriff in the state. Effective October 1, 2013, and applies to nominations for magistrate made on or after that date.

**Intro. by Saine, Faircloth.**

GS 7A, GS 9

[View summary](#)

**Court System**

H 700 (2013-2014) [OMNIBUS STATE IT GOVERNANCE CHANGES](#). Filed Apr 9 2013, *A BILL TO BE ENTITLED AN ACT MAKING OMNIBUS CHANGES TO THE LAWS RELATING TO STATE INFORMATION TECHNOLOGY GOVERNANCE*.

Identical to [S 442](#) filed on 3/26/13.

Repeals GS 143-135.9(a)(3), defining *information technology*.

Amends GS 147-33.72C(e) to provide that the State Chief Information Officer (CIO) may require that contracts between a state agency and a private party for information technology projects require a performance bond, monetary penalties, or other performance assurance measures (was, only penalties) for projects that are not completed or performed (was, completed) within the specified timeframe or that involve costs exceeding contract specifications. Allows the state CIO to use cost savings realized on government-vendor partnerships as performance incentives for an information technology project vendor. Amends GS 147-33.91 to remove the provision that the state CIO may work cooperatively with the NC Agency for Public Telecommunications in furthering the purposes of the statute while exercising general telecommunications coordinating authority. Amends GS 147-33.92 to provide that the state CIO must establish broadband (was, switched broadband) telecommunication services and permit specified organizations and entities to share on a not-for-profit basis. Removes other references in the statute to switched broadband. Amends GS 150B-2 to amend the definition of *rule* to also exclude standards adopted by the Office of Information Technology Services applied to information technology as defined in GS 147-33.81. Amends GS 147-33.72B(b)(1) to remove from the term "major project" (as it relates to a biennial state information technology plan) a project that costs more than \$500,000. Amends GS 147-33.72C (*Project approval standards*) to also remove existing references to the \$500,000 project threshold. Requires

that the state CIO require that contracts between a state agency and a private party for information technology projects include a performance bond and may also require that the provisions include monetary penalties or other performance assurance measures. Allows the state CIO to utilize cost savings in government-vendor partnerships as performance incentives. Requires that a state agency developing and implementing an information technology project with a total cost of ownership in excess of \$5 million obtain private counsel with the appropriate expertise. Specifies duties of the counsel. Provides that the requirement also applies to information technology programs that are separated into individual projects if the total cost of ownership for the overall program exceeds \$5 million. Amends GS 147-33.72H to require that money be appropriated from the Information Technology Fund to support the operation and administration of the Office of the State Chief Information Officer. Amends GS 147-33.76 to require that the state CIO be appointed by the Governor and confirmed by joint resolution of the General Assembly to serve a five-year term. Also exempts the state CIO from the State Personnel Act and allows the CIO to appoint a chief deputy information officer. Allows the state CIO to appoint employees and provides that they are exempt from the State Personnel Act. Makes a conforming change deleting provisions concerning employees and the Chief Deputy Information Officer from GS 147-33.77. Amends GS 147-33.111 to require the state CIO to also conduct assessments of information system security. Makes conforming changes. Amends GS 147-33.112 to also require assessments of each agency's contracted vendors. Requires that assessments performed on all of the relevant entities include examining security practices, security industry standards, and current expenditures of state funds for information technology security, in addition to existing requirements.

**Intro. by Saine, Avila, Cleveland.**

[GS 143, GS 147, GS 150B](#)

[View summary](#)

[State Government, Office of Information Technology Services](#)

H 701 (2013-2014) [IT PURCHASING/CONVENIENCE CONTRACTS](#). Filed Apr 9 2013, *A BILL TO BE ENTITLED AN ACT PROVIDING THAT AGENCIES MAY PURCHASE INFORMATION TECHNOLOGY GOODS AND SERVICES THROUGH MULTIPARTY COOPERATIVE PURCHASING AGREEMENTS APPROVED BY THE STATE CHIEF INFORMATION OFFICER.*

Allows public agency purchasing entities to elect to purchase information technology goods and services through a convenience contract awarded pursuant to a nationally recognized and accepted cooperative purchasing agreement in which other states participate, provided that the agreement was developed using a competitive bidding process and the agreement has been approved by the State Chief Information Officer (CIO). Requires the CIO to review the specifications, terms, and conditions of information technology convenience contracts before the contracts may be utilized by public agencies. Upon approval by the CIO, a public agency may use the nationally cooperative purchasing agreement without further state CIO approval. Requires public agencies to report to the state CIO periodically on the utilization of convenience contracts.

**Intro. by Saine, Tolson.**

[UNCODIFIED](#)

[View summary](#)

[State Government](#)

H 702 (2013-2014) [TOURISM ABC PERMITS](#). Filed Apr 10 2013, *A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW PERTAINING TO TOURISM ABC ESTABLISHMENTS TO PROVIDE FOR THE ISSUANCE OF ABC PERMITS TO CERTAIN RETAIL BUSINESSES.*

Amends the definition of tourism ABC establishment in GS 18B-101 to add a retail business that meets the requirements for restaurants and hotels also specified in the definition and is located on property where the line is located within five miles of city limits of a municipality that has authorized the on-premises or off-premises sale of malt beverages or unfortified wine.

Amends GS 18B-603 to allow the authorization for tourism ABC establishments for on and off premises malt beverage permits and off premises unfortified wine permits without approval at an election.

**Intro. by Jordan.**

[GS 18B](#)

[View summary](#)**Alcoholic Beverage Control**

H 703 (2013-2014) **LOCAL GOVT AUTHORITY/PRECIOUS METALS DEALERS**. Filed Apr 10 2013, *A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES AND MUNICIPALITIES TO ADOPT RULES AND REGULATIONS GOVERNING PRECIOUS METALS DEALERS.*

Enacts new GS 66-415 allowing counties and cities to, by ordinance, adopt provisions of Part 2 (*Precious Metals Business*) and other appropriate rules and regulations, but prohibits regulation of (1) hours of operation, unless it applies to businesses generally; (2) the nature of the business or type of transaction; and (3) license fees in excess of the rates set by the state. Effective October 1, 2013.

**Intro. by Brody, McNeill, Waddell, Faircloth.**

GS 66

[View summary](#)**Business and Commerce, Local Government**

H 704 (2013-2014) **STUDY AND ENCOURAGE USE OF TELEMEDICINE**. Filed Apr 10 2013, *A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON HEALTH AND HUMAN SERVICES TO STUDY THE USE OF TELEMEDICINE IN PROMOTING INCREASED ACCESS TO HEALTH CARE, REDUCING HEALTH DISPARITIES, AND PROVIDING FOR MORE EFFICIENT HEALTH CARE DELIVERY; AND PROHIBITING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FROM ADOPTING MEDICAL COVERAGE POLICIES THAT DISCOURAGE THE USE OF TELEMEDICINE UNDER MEDICAID AND HEALTH CHOICE.*

Requires the Joint Legislative Oversight Committee on Health and Human Services (Committee) to study the use of telemedicine in promoting increased access to health care, reducing health disparities, and providing for more efficient health care delivery. Allows the Committee to consult with interested stakeholders. Specifies issues to be considered in the study, including infrastructure and technology needs to support statewide implementation of telemedicine initiatives and funding sources for telemedicine initiatives. Requires the Committee to report to the General Assembly no later than April 1, 2014.

Prohibits the Department of Health and Human Services from adopting or amending a medical coverage policy for Medicaid or Health Choice that (1) requires prior approval for the delivery of telemedicine services to an eligible recipient unless prior approval is also required for the same health, mental health, or substance abuse services when rendered in a face-to-face encounter or (2) limits an eligible recipient's access to coverage for telemedicine services based on the location of the referring site in relation to the consultant site. Specifies relevant definitions. Effective July 1, 2013, and applies to health care services rendered on or after that date.

**Intro. by Brody, Steinburg, Fulghum.**

STUDY

[View summary](#)**General Assembly, Health**

H 705 (2013-2014) **PREEMPTION AFFIRMATION ACT**. Filed Apr 10 2013, *A BILL TO BE ENTITLED AN ACT TO ENSURE STATEWIDE UNIFORMITY OF FIREARMS LAWS.*

Amends GS 14-409.40, (*Statewide uniformity of local regulation*), providing that it is the intent of the section to deter and prevent the violation of rights relating to firearms, ammunition, and components, protected under the Constitution and laws of NC, by the abuse of official authority by way of enactments and regulations in violation of State law or under color of local or State authority. Establishes that no county or municipality can regulate the taxation, manufacture, or transportation of firearms, firearms ammunition, components of firearms, dealers in firearms, or dealers in handgun components or parts.

Sets out the prohibitions and penalties in regards to local governments or other entities that violate the General Assembly's occupation of the whole field of firearms and ammunition regulation, including a possible \$5,000 fine assessed against an elected or appointed local government official who knowingly and willfully violated this section, or an assessment of damages

and fees awarded to organizations whose membership was adversely affected by the violation of this section by local government or other entities.

Effective December 1, 2013.

**Intro. by Brody, Ford.**

GS 14

[View summary](#)

**Criminal Justice**

H 706 (2013-2014) **PRESERVE LANDFILL SPACE**. Filed Apr 10 2013, *A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DISPOSAL OF ON-SITE DEMOLITION DEBRIS FROM THE DECOMMISSIONING OF MANUFACTURING BUILDINGS, INCLUDING ELECTRIC GENERATING STATIONS, IS EXEMPT FROM THE LANDFILL PERMITTING REQUIREMENTS.*

Enacts new GS 130A-301.3 to allow a person to dispose of demolition debris from the decommissioning of manufacturing buildings, including electric generating stations, on the same site as the decommissioned buildings if the demolition debris: (1) is composed only of inert debris such as brick or other masonry materials, dirt, sand, gravel, rock, and concrete if the material, when characterized using the toxicity characteristic leaching procedure developed by the United States Environmental Protection Agency, is not a hazardous waste; (2) does not extend beyond the footprint of the decommissioned buildings and is at least 50 feet from the property boundary or enclosed by the walls of the building that are left in place below grade; (3) is placed at least 500 feet from the nearest drinking water well and at least two feet above the seasonal high groundwater table; and (4) complies with all other applicable federal, state, and local laws, regulations, rules, and ordinances. Specifies requirements for the stabilization of the debris. Requires the owner of the land on which the debris is located to file, within the specified time frame, a survey plat of the property showing the location of the debris and a notice that disposal of demolition debris has been located on the land. Provides that when the land, or any portion thereof, on which the debris is located is sold, leased, conveyed, or transferred, the deed or instrument of transfer must include a statement that the property has been used for the disposal of demolition debris.

Makes conforming changes to GS 130A-294 and GS 47-29.1.

Effective July 1, 2013.

**Intro. by Wells, Starnes, Catlin, Moffitt.**

GS 47, GS 130A

[View summary](#)

**Building and Construction, Environment**

H 707 (2013-2014) **ENSURE SAFE NAVIGATION CHANNELS**. Filed Apr 10 2013, *A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO PURSUE VARIOUS STRATEGIES TO ENSURE THAT THE STATE'S SHALLOW DRAFT NAVIGATION CHANNELS ARE SAFE AND NAVIGABLE AND TO CREATE THE OREGON INLET LAND ACQUISITION TASK FORCE.*

Requires the Department of Environment and Natural Resources to do the following in order to ensure that the state's shallow draft navigation channels are safe and navigable: (1) utilize long-term agreements with the US Army Corps of Engineers to maintain the dredging of the state's shallow draft navigation channels to depths authorized on the date this act becomes law, (2) assist local governments in their pursuit of general permit authorizations from the Corps to allow local governments to dredge shallow draft navigation channels to depths and according to project designs authorized on the date this act becomes law, and (3) assist local governments in their pursuit of individual permits under the State Coastal Area Management Act permits issued by the Corps to allow the dredging of shallow draft navigation channels to depths greater than authorized on the date this act becomes law and to allow the placement of dredged materials on beaches. Defines *shallow draft navigation channel*.

**Intro. by Millis, McElraft, Warren, Tine.**

UNCODIFIED

[View summary](#)

**Transportation, Department of Environmental Quality**

(formerly DENR)

H 708 (2013-2014) [STUDY PUBLIC ENTERPRISE SYSTEMS/USE OF FUNDS \(NEW\)](#). Filed Apr 10 2013, *A JOINT RESOLUTION TO DIRECT THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE PROPER USE BY A LOCAL GOVERNMENT OWNING OR OPERATING A PUBLIC ENTERPRISE OF REVENUE DERIVED FROM SERVICES FURNISHED BY IT AND MAKE RECOMMENDATIONS TO THE GENERAL ASSEMBLY ON PROPER OVERSIGHT OF SUCH PUBLIC ENTERPRISE.*

Enacts new GS 160A-314.2 (concerning cities) and GS 153A-277.1 (concerning counties), as the title indicates.

**Intro. by Moffitt, Murry, Daughtry, Collins.**

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

[View summary](#)

[Local Government, Public Enterprises and Utilities](#)

H 709 (2013-2014) [STUDENT INNOVATION TUITION WAIVER](#). Filed Apr 10 2013, *A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF COMMUNITY COLLEGES TO WAIVE TUITION FOR STUDENTS WHO ARE TOP PERFORMING STUDENTS AT THE HIGH SCHOOL LEVEL AND IN COMMUNITY COLLEGE COURSEWORK.*

Requires the State Board of Community Colleges (Board) to waive tuition and registration fees in fiscal years 2013-14 and 2014-15 for students who are admitted to a community college beginning with the 2013-14 school year and who can meet the specified criteria. Specifies the seven purposes of the tuition waiver program, including decreasing the strain that universities are experiencing from serving an increasing number of students, encouraging higher performing students at community colleges, and realizing significant cost savings to the state. Requires the Board to develop rules for administering the program. Requires that the Board ensure that credits earned by students participating in the program are transferable for students entering a constituent institution of The University of North Carolina.

Specifies that a student is eligible for the waiver if the student: (1) does at least one of the following: (a) graduates from an eligible high school with at least a 3.0 grade point average, (b) completes an eligible home study program with at least a 3.0 grade point average, (c) graduates from an ineligible high school or home study program or earns a GED but scores in the national composite 85th percentile or higher on the SAT or ACT, or (d) graduates from an ineligible high school or home study program but then earns at least a 3.0 grade point average on 30 semester hours or 45 quarter hours of college-degree level coursework; (2) meets US citizenship requirements; (3) meets North Carolina residency requirements; (4) gains admission as a degree-seeking student at a community college; (5) complies with Selective Service registration requirements; (6) maintains satisfactory academic progress as defined by the college; (7) demonstrates that the student is not in default or owes a refund on a student financial aid program; and (8) complies with state and federal laws related to criminal drug violations. Provides that a student may be ineligible for a waiver if the student has been convicted of certain felony offenses involving marijuana, controlled substances, or dangerous drugs.

Requires the Board to report to the Joint Legislative Education Oversight Committee on or before January 1, 2015, on the implementation of the tuition waiver program and recommendations on the continuation or modification of the program for fiscal years 2015-16 and beyond.

Effective July 1, 2013.

**Intro. by Elmore, Langdon.**

[UNCODIFIED](#)

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[Higher Education](#)

H 710 (2013-2014) [WATER UTILITY RECOVERY](#). Filed Apr 10 2013, *A BILL TO BE ENTITLED AN ACT TO PERMIT WATER UTILITIES TO ADJUST RATES FOR CHANGES IN COSTS BASED ON THIRD-PARTY RATES AND TO AUTHORIZE THE UTILITIES COMMISSION TO APPROVE A RATE ADJUSTMENT MECHANISM FOR WATER AND SEWER UTILITIES TO RECOVER COSTS FOR WATER AND SEWER SYSTEM IMPROVEMENTS.*



Enacts new GS 62-133.1 to require the Utilities Commission (Commission) to allow a water or sewer public utility to adjust its rates to reflect changes in costs based solely upon changes in the rates imposed by third-party suppliers of purchased water or sewer service. Requires the Commission to issue an order approving, denying, or approving with modifications a requested rate adjustment within 60 days of the date of filing of a completed petition, unless that time is for good cause extended up to a maximum of 90 days.

Enacts new GS 62-133.12 to allow the Commission to approve a rate adjustment mechanism in a general rate proceeding to allow a water or sewer public utility to recover through a system improvement charge the incremental depreciation expense and capital costs associated with the utility's reasonable and prudently incurred investment in eligible water and sewer system improvements. The adjustment mechanism may be approved only upon a finding that the mechanism is in the public interest and allows for the elimination or modification of the rate adjustment mechanism if it finds that it is not in the public interest. Defines eligible water system improvements and eligible sewer system improvements. Caps cumulative system improvement charges for a water or sewer utility pursuant to a rate adjustment mechanism at 5% of the total annual service revenues approved by the Commission in the water or sewer utility's last general rate case.

**Intro. by Hager.**

[GS 62](#)

[View summary](#)

[Public Enterprises and Utilities](#)

H 711 (2013-2014) [DEFINE PARENTAL RIGHTS STANDARD/STATUTORY LAW](#). Filed Apr 10 2013, *A BILL TO BE ENTITLED AN ACT REQUIRING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY ISSUES RELATING TO PARENTAL RIGHTS.*

Enacts new GS 115C-6 stating that the liberty of a parent to direct the upbringing, education, and care of his or her child is a fundamental right. Prohibits the state, agencies, and local governments from infringing on a parent's rights to the care, custody, and control of his or her child without demonstrating that its governmental interest as applied to the person is of the highest order and not otherwise served.

**Intro. by Ford, Pittman.**

[GS 115C](#)

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[Elementary and Secondary Education](#)

H 712 (2013-2014) [CLARIFYING CHANGES/SPECIAL ED SCHOLARSHIPS](#) Filed Apr 10 2013, *A BILL TO BE ENTITLED AN ACT TO REVISE AND CLARIFY THE SPECIAL EDUCATION SCHOLARSHIPS FOR CHILDREN WITH DISABILITIES AND TO EXEMPT CERTAIN SCHOOLS FROM CHILD CARE LICENSURE REQUIREMENTS.*

Establishes the 17-member Joint Select Study Committee on the Preservation of Biological Evidence to review matters related to the preservation of DNA and biological evidence including costs associated with promulgating minimum guidelines for the retention and preservation of biological evidence, emerging technologies for the retention and preservation of biological evidence, and procedures for the interagency transfer of biological evidence. Specifies Committee membership and provides for per diem, subsistence, and travel allowances, as well as expenses and staffing. Requires a final report to the General Assembly by April 1, 2014, and requires that the report be filed with specified legislative offices. Terminates the Committee on the earlier of the filing of its final report, or April 1, 2014.

**Intro. by Glazier, Stam, Jackson.**

[STUDY](#)

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[Evidence, General Assembly](#)

H 713 (2013-2014) [DOT/BROADBAND INFRASTRUCTURE](#). Filed Apr 10 2013, *A BILL TO BE ENTITLED AN ACT TO ENCOURAGE IMPROVEMENT TO THE STATE'S INFORMATION TECHNOLOGY INFRASTRUCTURE BY REQUIRING*

*DEPARTMENT OF TRANSPORTATION TO DEVELOP A PROGRAM FOR THE INSTALLATION OF BROADBAND CONDUIT IN THE RIGHT-OF-WAY OF STATE HIGHWAYS WHEN THOSE HIGHWAYS ARE CONSTRUCTED.*

Amends GS 136-18 to add to the Department of Transportation's (DOT's) powers the authority to construct conduits for telecommunication cable in the state right-of-way, with the costs of construction to be borne through the leasing of the conduit to private telecommunications companies. Creates the Conduit Installation Account as a nonreverting account within the Highway Trust Fund to receive revenues from conduit leasing; revenue in the account may be used only to fund the installation of telecommunications conduit in state right-of-way.

Enacts new GS 136-44.17 to require DOT to include in its planning for new roads and for improvements to existing roads the installation of conduit for telecommunications cables when all of the following apply: (1) less than 50% of households in the county where the road project is located have access to high-speed data or telecommunications services and (2) a provider of high-speed data or telecommunications services provides DOT with a letter indicating its interest in leasing the conduit at any time within five years of completion of the project.

Requires DOT to report no later than May 1, 2014, to the Joint Legislative Transportation Oversight Committee and annually thereafter on its progress in implementing the program to install telecommunications conduits. The initial report shall include identification of any statutory or regulatory barriers to implementation of the conduit installation program. Requires each report to include a list of projects eligible for conduit installation in the next year with a financial and market analysis and resulting estimate as to whether the conduit installation is likely to be cost-effective for that project.

**Intro. by Ramsey, Tine, Saine, Queen.**

**GS 136**

[View summary](#)

**Department of Transportation, Public Enterprises and Utilities**

H 714 (2013-2014) **DISPOSITION OF ABANDONED FIREARMS (NEW)**. Filed Apr 10 2013, *A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE DISPOSITION OF FIREARMS BY LAW ENFORCEMENT AGENCIES.*

Identical to [S 443](#), filed 3/26/13.

Amends GS 15-11.2 (*Disposition of unclaimed firearms not confiscated or seized as trial evidence*), deleting GS 15-11.2(c), which allowed a person finding a firearm and giving it to law enforcement to then claim the firearm in specified circumstances.

Amends GS 15-11.2(d) to require the head or chief of the law enforcement agency to transfer the unclaimed firearm to the State Bureau of Investigation (SBI), (previously, head or chief could apply to the appropriate district court for disposition of the unclaimed firearm).

Amends GS 15-11.2(e) (*Disposition of Firearm*), requiring the SBI to dispose of the firearm in one of three ways: (1) having the firearm destroyed if it does not have a legible identification number or because it is unsafe for use; (2) by transferring it to a law enforcement agency applying for the disposition of the firearm for official use or selling it at a public auction to a licensed collector, dealer, importer, or manufacturer, in accordance with laws; or (3) by maintaining the firearm for training or experimental purposes or for use in a museum or historical society.

Provides that if the SBI sells the firearm, the SBI will keep the proceeds of the sale and use them for law enforcement purposes. The SBI will maintain records and inventory of all firearms received from local law enforcement agencies, the disposition of the firearm, and any funds associated with the disposition of firearms.

Effective July 1, 2013, applying to any firearm found or received by local law enforcement agencies on or after that date.

**Intro. by Schaffer, Faircloth.**

**GS 15**

[View summary](#)

**Criminal Justice, Public Safety and Emergency Management**

H 715 (2013-2014) [COURTS COMMISSION CHAIRS](#). Filed Apr 10 2013, *A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE GOVERNOR TO APPOINT COCHAIRS FOR THE NORTH CAROLINA COURTS COMMISSION.*

As title indicates.

**Intro. by L. Hall.**

GS 7A

[View summary](#)

[Court System](#)

H 716 (2013-2014) [CLARIFY LAW/PROHIBIT SEX-SELECTIVE ABORTION](#). Filed Apr 10 2013, *A BILL TO BE ENTITLED AN ACT TO PROHIBIT A PERSON FROM PERFORMING OR ATTEMPTING TO PERFORM AN ABORTION WHEN THE SEX OF THE UNBORN CHILD IS A SIGNIFICANT FACTOR IN SEEKING THE ABORTION.*

Enacts new Article 1K, Certain Abortions Prohibited, in GS Chapter 90. Prohibits knowingly or recklessly performing or attempting to perform an abortion with knowledge or an objective reason to know that a significant factor in seeking abortion is related to the sex of the unborn child. Provides for civil remedies for violations. Allows a claim for injunctive relief to be sought by (1) the woman upon whom an abortion was performed or attempted in violation of this Article or (2) any person who is the spouse, parent, sibling, guardian, or current or former licensed health care provider of the woman upon whom an abortion has been performed or attempted in violation of this Article. Provides for civil contempt fines.

Requires the court to rule whether the anonymity of any woman upon whom an abortion has been performed or attempted must be preserved from public disclosure if the woman does not give her consent to the disclosure. Upon determining that the woman's anonymity should be preserved, requires the court to issue orders to the parties, witnesses, and counsel and to direct the sealing of the record and exclusion of individuals from courtrooms or hearing rooms to the extent necessary to safeguard the woman's identity from public disclosure. Requires such orders to be accompanied by specific written findings explaining (1) why the anonymity of the woman should be preserved from public disclosure, (2) why the order is essential to that end, (3) how the order is narrowly tailored to serve that interest, and (4) why no reasonable, less restrictive alternative exists.

Applies to violations occurring or civil actions commenced on or after October 1, 2013.

**Intro. by Samuelson, McElraft, Schaffer, Turner.**

GS 90

[View summary](#)

[Health](#)

H 717 (2013-2014) [EXEMPT NC PRE-K/BLDG SPECIFICATION REQUIREMENT](#). Filed Apr 10 2013, *A BILL TO BE ENTITLED AN ACT TO EXEMPT NC PREKINDERGARTEN CLASSROOMS IN PUBLIC SCHOOLS FROM THE BUILDING SPECIFICATION REQUIREMENTS FOR LICENSURE OF CHILD CARE FACILITIES.*

Amends Section 10.7(j) of SL 2011-145 as the title indicates. Makes a conforming change to Section 10.1(e) of SL 2012-142.

**Intro. by Conrad, Lambeth, Hanes.**

UNCODIFIED

[View summary](#)

[Preschool, Building and Construction](#)

H 718 (2013-2014) [STUDY ISSUES IN EDUCATION \(NEW\)](#). Filed Apr 10 2013, *AN ACT DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY ISSUES RELATED TO PROVIDING DUTY-FREE INSTRUCTIONAL PLANNING TIME DURING REGULAR STUDENT CONTACT HOURS TO ALL CLASSROOM TEACHERS, STRATEGIES FOR PROVIDING NORTH CAROLINA WITH GREAT LEADERS FOR GREAT SCHOOLS, AND THE COMMON CORE STATE STANDARDS; AND DIRECTING THE DEPARTMENT OF PUBLIC INSTRUCTION TO STUDY THE USE OF CERTAIN SAFETY MEASURES IN SCHOOLS, INCLUDING THE INSTALLATION OF SILENT, PANIC ALARM SYSTEMS FOR USE IN LIFE-THREATENING AND EMERGENCY SITUATIONS.*

As the title indicates. Directs the Joint Legislative Education Oversight Committee to report its findings and any recommended legislation to the 2013 General Assembly when it reconvenes in 2014.

**Intro. by Holloway.**

[STUDY](#)

[View summary](#)

[Education](#)

H 720 (2013-2014) [HONOR DAVIDSON COMMUNITY COLLEGE](#). Filed Apr 10 2013, *A HOUSE RESOLUTION HONORING THOSE WHO ESTABLISHED THE DAVIDSON COUNTY INDUSTRIAL EDUCATION CENTER AND DAVIDSON COUNTY COMMUNITY COLLEGE.*

As title indicates.

**Intro. by Dockham.**

[Davidson, HOUSE RES](#)

[View summary](#)

## PUBLIC/SENATE BILLS

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.*

Senate committee substitute makes the following changes to the 1st edition.

Amends whereas clause.

**Intro. by Soucek, Nesbitt.**

[SENATE RES](#)

[View summary](#)

[Cultural Resources and Museums](#)

S 355 (2013-2014) [TECH CORRECTION/GASTON, NASH, UNION LOCAL ACT](#). Filed Mar 19 2013, *A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES AND CLARIFICATIONS IN AN ACT TO ESTABLISH A MORATORIUM ON FILING OF ACTIONS BY CERTAIN LOCAL BOARDS OF EDUCATION CHALLENGING THE SUFFICIENCY OF LOCAL FUNDS APPROPRIATED TO THE PUBLIC SCHOOLS BY THE BOARD OF COUNTY COMMISSIONERS.*

House committee substitute makes a technical change to the 1st edition.

**Intro. by Rabon.**

[GS 20](#)

[View summary](#)

[Agriculture, Transportation](#)

S 358 (2013-2014) [GUARANTEED ASSET PROTECTION WAIVERS](#). Filed Mar 19 2013, *A BILL TO BE ENTITLED AN ACT TO AUTHORIZE GUARANTEED ASSET PROTECTION WAIVERS TO BE AUTHORIZED IN THIS STATE.*

Senate committee substitute to the 2nd edition makes the following changes. Amends the definition of *creditor* to include a vehicle dealer that arranges financing for a vehicle purchaser. Makes technical changes.

**Intro. by Meredith, Newton, Ford.**

[GS 66](#)

[View summary](#)**Banking and Finance**

S 470 (2013-2014) **NO BEER/WINE IF PERMIT REVOKED OR SUSPENDED**. Filed Mar 27 2013, *A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE CONSUMPTION OF MALT BEVERAGES OR UNFORTIFIED WINE ON THE PREMISES OF ANY BUSINESS DURING THE PERIOD OF TIME WHERE ANY ON-PREMISES PERMIT ISSUED TO THE BUSINESS AUTHORIZING THE SALE AND CONSUMPTION OF MALT BEVERAGES OR UNFORTIFIED WINE IS SUSPENDED OR REVOKED BY THE ALCOHOLIC BEVERAGE CONTROL COMMISSION AND AMEND THE DEFINITION OF A CONVENTION CENTER FOR PURPOSES OF THE STATE'S ABC LAWS.*

Senate committee substitute makes the following changes.

Changes long title.

Makes clarifying and technical changes.

**Intro. by Wade, Gunn.**

GS 18B

[View summary](#)**Alcoholic Beverage Control**

S 594 (2013-2014) **OMNIBUS JUSTICE AMENDMENTS**. Filed Apr 2 2013, *AN ACT TO REMOVE PROHIBITIONS ON CARRYING CONCEALED FIREARMS BY ADMINISTRATIVE LAW JUDGES, NORTH CAROLINA APPELLATE JUSTICES AND JUDGES, AND CERTAIN DEPARTMENT OF PUBLIC SAFETY EMPLOYEES; TO INCREASE THE PENALTY FOR CARRYING A CONCEALED FIREARM; TO INCREASE THE PENALTY FOR GIVING OR SELLING A CELL PHONE TO AN INMATE AND TO MAKE POSSESSION OF A CELL PHONE BY AN INMATE UNLAWFUL; TO AMEND THE OFFENSE OF MAKING THREATS AGAINST OR ASSAULTING LEGISLATIVE, EXECUTIVE, OR COURT OFFICERS; TO CREATE AN OFFENSE WHEN AN INMATE SOLICITS ANOTHER TO COMMIT A CRIMINAL OFFENSE; TO INCREASE PENALTIES FOR CERTAIN VIOLATIONS OF THE AMUSEMENT DEVICE SAFETY ACT; TO PROPERLY IMPLEMENT CURRENT EXPUNCTION PROVISIONS; TO ADD QUALIFIED RETIRED CORRECTIONAL OFFICERS TO OFFICERS EXEMPT FROM CONCEALED CARRY COURSE; TO CONFORM STATE LAW WITH THE UNITED STATES SUPREME COURT DECISION IN HALL V. FLORIDA; TO ADD THE UNFAIR USE OF CRIMINAL RECORD INFORMATION TO THE CONSUMER PROTECTION LAWS; TO DIRECT MERGERS AT THE DEPARTMENT OF PUBLIC SAFETY; AND TO AUTHORIZE REMOTE VIDEO TESTIMONY BY FORENSIC AND CHEMICAL ANALYSTS, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION'S COMMITTEE ON JUDICIAL EFFICIENCY AND EFFECTIVE ADMINISTRATION OF JUSTICE.*

Senate committee substitute to the 1st edition makes the following changes. Requires that the notice of drug screening given to applicants for or recipients of Work First Program assistance advise that the results of the drug tests will remain confidential and are not released to law enforcement.

**Intro. by J. Davis.**

GS 108A

[View summary](#)**Public Assistance****LOCAL/HOUSE BILLS**

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.*

House committee substitute makes the following changes to the 3rd edition. Requires Buncombe County to award the contract to the best qualified team, taking into consideration all facets of the project, including compliance with GS 143-128.2 (minority business participation goals), removing consideration of project completion time and costs.

**Intro. by Moffitt, Ramsey.**[Buncombe](#)[View summary](#)**Building and Construction**

H 671 (2013-2014) [MILLS RIVER/DEANNEXATION](#). Filed Apr 9 2013, *A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF MILLS RIVER.*

Removes described property from the Mills River corporate limits. Provides that the deannexation has no effect upon the validity of any liens of the town for ad valorem taxes or special assessments outstanding before the effective date of this act. Allows the liens to be collected or foreclosed upon after the effective date of this act as though the property were still within the town's corporate limits. Specifies that deannexed property is located within the Etowah-Horse Shoe Fire District. The taxpayers in the deannexed property area are no longer required to pay taxes on their property to the town after the effective date of this act, but they are required to pay property taxes levied by Henderson County. Requires the deannexed area to continue to be subject to the zoning ordinances of the town for a maximum of 90 days after the effective date of this act to allow Henderson County an opportunity to determine and apply a county zoning designation for the property. Upon the expiration of the 90-day period, the town will have no zoning or any other authority over the deannexed property area. Effective July 1, 2013.

**Intro. by Rules, Calendar, and Operations of the House.**[Henderson](#)[View summary](#)

## ACTIONS ON BILLS

## PUBLIC BILLS

### **H 8: EMINENT DOMAIN.**

*Senate: Withdrawn From Com*

*Senate: Re-ref Com On Judiciary I*

### **H 86: RESTORE WALLACE TO WILMINGTON RAILROAD.**

*House: Reptd Fav Com Substitute*

*House: Re-ref Com On Appropriations*

### **H 110: PUBLIC CONTRACTS/PROJECT LABOR.**

*House: Withdrawn From Com*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/11/2013*

### **H 127: ARTS EDUCATION AS A GRADUATION REQUIREMENT.**

*House: Amend Failed A1*

*House: Passed 2nd Reading*

*House: Passed 3rd Reading*

### **H 137: REWARD AMT/ARREST OF FUGITIVE FROM JUSTICE.**

*House: Passed 2nd Reading*

*House: Passed 3rd Reading*

### **H 139: ADOPT UNIFORM DEPLOYED PARENT CUST/VISIT. ACT.**

*House: Concurred In S/Com Sub*

*House: Ordered Enrolled*

**H 190: HONOR RUTH GRAHAM.**

*House: Adopted*

**H 192: ALLOW ROW USAGE IN CENTRAL BUSINESS DISTRICTS.**

*House: Reptd Fav*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/11/2013*

**H 203: REVISIONS/HOMEOWNER/HOMEBUYER PROTECTION ACT.**

*House: Serial Referral To Finance Stricken*

**H 276: ZONING/BOARD OF ADJUSTMENT CHANGES.**

*Senate: Rec From House*

*Senate: Passed 1st Reading*

*Senate: Ref To Com On Commerce*

**H 278: HOAS/VOLUNTARY PRELITIGATION MEDIATION.**

*House: Serial Referral To Rules, Calendar, and Operations of the House Stricken*

**H 281: RECORD OF EXCUSALS FROM JURY DUTY.**

*House: Withdrawn From Com*

*House: Serial Referral To Government Stricken*

*House: Re-ref Com On Judiciary Subcommittee C*

**H 301: CLARIFYING CHANGES/ENGINEERS/SURVEYORS LAWS.**

*House: Reptd Fav Com Substitute*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/11/2013*

**H 313: DOT SALES OF UNUSED PROPERTY.**

*House: Withdrawn From Com*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/11/2013*

**H 322: CDL REQUIREMENTS/MILITARY EXPERIENCE.**

*Senate: Rec From House*

*Senate: Passed 1st Reading*

*Senate: Ref To Com On Transportation*

**H 343: COURTS/PROCEDURE AND FEE AMENDMENTS.-AB**

*House: Reptd Fav Com Substitute*

*House: Re-ref Com On Finance*

**H 346: GOVERNING BODIES/COLLECT UNPAID JUDGMENTS.**

*House: Withdrawn From Com*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/11/2013*

**H 370: SHORTEN REVIEW PERIOD/STATE PROPERTY SALES.-AB**

*House: Withdrawn From Com*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/11/2013*

**H 383: AMEND GRAIN DEALER LICENSING LAWS.-AB**

*House: Reptd Fav*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/11/2013*

**H 405: JUDGE AND CLERKS/CONCEALED HANDGUN PERMIT (NEW).**

*House: Withdrawn From Com*

*House: Re-ref Com On Judiciary*

**H 407: TRUSTEE-ATTY FEE/FORECLOSURES/CLERK APPROVAL.**

*House: Reptd Fav Com Substitute*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/11/2013*

**H 410: CANCEL TITLE TO MANUFACTURED HOME.**

*House: Reptd Fav Com Substitute*

*House: Re-ref Com On Judiciary Subcommittee B*

**H 416: INCREASE SMALL CLAIMS AMOUNT.**

*Senate: Rec From House*

*Senate: Passed 1st Reading*

*Senate: Ref To Com On Judiciary II*

**H 433: LAND USE SURROUNDING MILITARY INSTALLATIONS.**

*House: Reptd Fav Com Substitute*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/11/2013*

**H 448: CONTAIN COUNTIES' INMATE MEDICAL COSTS.**

*House: Withdrawn From Com*

*House: Serial Referral To Government Stricken*

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

**H 452: 2013 SCHOOL SAFETY ACT.**

*House: Reptd Fav Com Substitute*

*House: Re-ref Com On Appropriations*

**H 462: INCREASE FAMILY COURT FEE.**

*House: Reptd Fav*

*House: Re-ref Com On Finance*

**H 482: MEDIATION AMENDMENTS.**

*House: Reptd Fav*

*House: Cal Pursuant Rule 36(b)*

**H 510: FOSTER CARE CHILDREN'S BILL OF RIGHTS.**

*House: Reptd Fav Com Substitute*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/11/2013*

**H 599: SUPPORTING PRAYER WEEK IN NC.**

*House: Withdrawn From Com*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/11/2013*



**H 614: NC AGRICULTURE AND FORESTRY ACT.**

*House: Passed 1st Reading*

*House: Ref to the Com on Agriculture, if favorable, Judiciary Subcommittee A*

**H 615: REMOVE REVOCATION FOR DWLR (NEW).**

*House: Passed 1st Reading*

*House: Ref To Com On Judiciary Subcommittee B*

**H 616: TRANSITIONAL MORTGAGE LOAN ORIGINATOR.**

*House: Passed 1st Reading*

*House: Ref To Com On Banking*

**H 617: STATE'S RIGHT TO CLAIM SOVEREIGNTY.**

*House: Passed 1st Reading*

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

**H 618: AMEND FIREARM RESTORATION LAW.**

*House: Passed 1st Reading*

*House: Ref To Com On Judiciary*

**H 619: PROTECTION AGAINST SUSPENSION OF RIGHTS.**

*House: Passed 1st Reading*

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

**H 620: STREAMLINE SALES FOR MECHANICS LIENS.**

*House: Passed 1st Reading*

*House: Ref to the Com on Transportation, if favorable, Judiciary Subcommittee A*

**H 621: ELECTRONIC VEHICLE LIEN/TITLE.**

*House: Passed 1st Reading*

*House: Ref To Com On Transportation*

**H 622: APPOINTEE SERVES AT PLEASURE OF APPOINTER.**

*House: Passed 1st Reading*

*House: Ref To Com On Government*

**H 623: MODIFY WEIGHT LIMITS FOR LINE TRUCKS.**

*House: Passed 1st Reading*

*House: Ref To Com On Transportation*

**H 624: ENABLING PATRIOTS ACT.**

*House: Passed 1st Reading*

*House: Ref To Com On Judiciary*

**H 625: ZONING/HEALTH CARE STRUCTURE.**

*House: Passed 1st Reading*

*House: Ref To Com On Government*

**H 626: NOTIFY LAW ENFORCEMENT OF TOWED VEHICLES (NEW).**

*House: Passed 1st Reading*

*House: Ref To Com On Transportation*

**H 627: SUPPORT IMMIGRATION REFORM.**

*House: Passed 1st Reading*

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

**H 628: PROTECT/PROMOTE LOCALLY SOURCED BLDG. MTRL'S (NEW).**

House: Passed 1st Reading

House: Ref To Com On Agriculture

**H 629: AMEND DEFINITION OF SPECIAL PURPOSE PROJECT.**

House: Passed 1st Reading

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

**H 630: PUBLIC PRIVATE PARTNERSHIP FOR ECON. DEV.**

House: Passed 1st Reading

House: Ref To Com On Commerce and Job Development

**H 631: URGE ALS AWARENESS AND RESEARCH.**

House: Passed 1st Reading

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

**H 632: PROPERTY OWNERS PROTECTION ACT/STUDY (NEW).**

House: Passed 1st Reading

House: Ref To Com On Judiciary Subcommittee B

**H 633: VARIOUS ELECTION CHANGES.**

House: Passed 1st Reading

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

**H 634: STANDARDIZE EMERGENCY HOSPITAL CODES.**

House: Passed 1st Reading

House: Ref To Com On Health and Human Services

**H 635: INVOLUNTARY COMMITMENT CUSTODY ORDERS.**

House: Passed 1st Reading

House: Ref To Com On Judiciary Subcommittee C

**H 636: CREEK NAME CHANGE.**

House: Passed 1st Reading

House: Ref To Com On Government

**H 637: EXPUNCTION OF MARIJUANA OFFENSE.**

House: Passed 1st Reading

House: Ref To Com On Judiciary Subcommittee B

**H 638: INCREASE MEMBERSHIP OF AREA BOARDS.**

House: Passed 1st Reading

House: Ref To Com On Government

**H 639: WC INS. CANCELLATION/ELEC. COMMUNICATONS (NEW).**

House: Passed 1st Reading

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

**H 640: REPORTING OF GIFTS.**

House: Passed 1st Reading

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

**H 641: AMEND CONDITIONAL DISCHARGE/1ST DRUG OFFENSE.**

House: Passed 1st Reading

House: Ref To Com On Judiciary Subcommittee C

**H 642: LOWER CORPORATE INCOME TAX RATE.**

*House: Passed 1st Reading*

*House: Ref To Com On Finance*

**H 643: PROTECT OFFICERS FROM RETALIATION.**

*House: Passed 1st Reading*

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

**H 644: PREVENT HAZARDOUS DRUG EXPOSURE.**

*House: Passed 1st Reading*

*House: Ref To Com On Health and Human Services*

**H 645: ENERGY SAVINGS CONTRACTING AMENDMENTS.**

*House: Passed 1st Reading*

*House: Ref To Com On Public Utilities and Energy*

**H 646: AIRPORTS EXEMPT FROM LOCAL TREE ORDINANCES.**

*House: Passed 1st Reading*

*House: Ref To Com On Government*

**H 647: NONDISCRIMINATION IN STATE/TEACHER EMPLOYMENT.**

*House: Passed 1st Reading*

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

**H 648: VOTE CENTERS FOR SECOND PRIMARIES.**

*House: Passed 1st Reading*

*House: Ref To Com On Elections*

**H 649: SMALL GROUP HEALTH INS. TECHNICAL CHANGES.**

*House: Passed 1st Reading*

*House: Ref To Com On Insurance*

**H 650: GUARANTY ASSOCIATION ACT AMENDMENTS.**

*House: Passed 1st Reading*

*House: Ref To Com On Insurance*

**H 651: DISCLOSURE OF PREMIUM INCREASES DUE TO PPACA.**

*House: Passed 1st Reading*

*House: Ref To Com On Insurance*

**H 652: MODIFY JUDICIAL DISCIPLINE (NEW).**

*House: Passed 1st Reading*

*House: Ref To Com On Judiciary Subcommittee C*

**H 653: CITIZENS UNITED DISCLOSURES.**

*House: Passed 1st Reading*

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

**H 654: ENERGY SAVINGS INCENTIVES/STATE AGENCIES.**

*House: Passed 1st Reading*

*House: Ref To Com On Public Utilities and Energy*

**H 655: POLITICAL ROBO CALLS.**

*House: Passed 1st Reading*

*House: Ref to the Com on Elections, if favorable, Judiciary Subcommittee A*

**H 656: FORFEITURE FOR SPEEDING TO ELUDE REVISIONS.**

*House: Passed 1st Reading*

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

**H 657: STUDY/HIGHWAY PATROL WARNING TICKETS.**

*House: Passed 1st Reading*

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

**H 658: USE ACTUAL ALCOHOL CONCENTRATION RESULT.**

*House: Passed 1st Reading*

*House: Ref to the Com on Transportation, if favorable, Judiciary*

**H 659: COUNTY AND CITY ETHICS.**

*House: Passed 1st Reading*

*House: Ref to the Com on Government, if favorable, Appropriations*

**H 660: AMEND FUNERAL PROCESSION LAW.**

*House: Passed 1st Reading*

*House: Ref To Com On Judiciary Subcommittee A*

**H 661: REWRITE LANDSCAPE CONTRACTOR LAWS.**

*House: Passed 1st Reading*

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

**H 662: LIMITED LICENSE/INSTALL BACKFLOW ASSEMBLIES.**

*House: Passed 1st Reading*

*House: Ref To Com On Regulatory Reform*

**H 663: DEFINE PRACTICE OF LAW.**

*House: Passed 1st Reading*

*House: Ref to the Com on Agriculture, if favorable, Judiciary Subcommittee A*

*House: Passed 1st Reading*

*House: Ref to the Com on Agriculture, if favorable, Judiciary Subcommittee A*

**H 664: CELL TOWER DEPLOYMENT ACT.**

*House: Passed 1st Reading*

*House: Ref to the Com on Public Utilities and Energy, if favorable, Finance*

**H 665: INSPECTION REQUIREMENTS FOR SALVAGED VEHICLES.**

*House: Passed 1st Reading*

*House: Ref To Com On Transportation*

**H 666: STUDY/SILENT ALARMS IN SCHOOLS.**

*House: Passed 1st Reading*

*House: Ref To Com On Education*

**H 667: HONOR US ARMY RESERVE.**

*House: Passed 1st Reading*

*House: Cal Pursuant 32(a)*

*House: Placed On Cal For 04/16/2013*

**H 668: HONOR TOWN OF DALLAS ON 150TH ANNIVERSARY.**

*House: Passed 1st Reading*

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

**H 669: 2013 APPOINTMENTS BILL (NEW).**

*House: Passed 1st Reading*

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

**H 670: DSS STUDY/EXTEND FOSTER CARE TO AGE 21.**

*House: Passed 1st Reading*

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

**H 672: CHARTER SCHOOL ELECTION.**

*House: Passed 1st Reading*

*House: Ref To Com On Education*

**H 673: BIOPTIC LENSES FOR DRIVERS LICENSE TESTS.**

*House: Passed 1st Reading*

*House: Ref To Com On Transportation*

**H 674: STUDY MEDICAID PROVIDER HEARINGS.**

*House: Passed 1st Reading*

*House: Ref To Com On Health and Human Services*

**H 675: AMEND PHARMACY LAWS.**

*House: Passed 1st Reading*

*House: Ref To Com On Commerce and Job Development*

**H 702: TOURISM ABC PERMITS.**

*House: Filed*

**H 703: LOCAL GOVT AUTHORITY/PRECIOUS METALS DEALERS.**

*House: Filed*

**H 704: STUDY AND ENCOURAGE USE OF TELEMEDICINE.**

*House: Filed*

**H 705: PREEMPTION AFFIRMATION ACT.**

*House: Filed*

**H 706: PRESERVE LANDFILL SPACE.**

*House: Filed*

**H 707: ENSURE SAFE NAVIGATION CHANNELS.**

*House: Filed*

**H 708: STUDY PUBLIC ENTERPRISE SYSTEMS/USE OF FUNDS (NEW).**

*House: Filed*

**H 709: STUDENT INNOVATION TUITION WAIVER.**

*House: Filed*

**H 710: WATER UTILITY RECOVERY.**

*House: Filed*

**H 711: DEFINE PARENTAL RIGHTS STANDARD/STATUTORY LAW.**

*House: Filed*

**H 712: CLARIFYING CHANGES/SPECIAL ED SCHOLARSHIPS**

*House: Filed*

*House: Filed*

**H 713: DOT/BROADBAND INFRASTRUCTURE.**

*House: Filed*

**H 714: DISPOSITION OF ABANDONED FIREARMS (NEW).**

*House: Filed*

**H 715: COURTS COMMISSION CHAIRS.**

*House: Filed*

**H 716: CLARIFY LAW/PROHIBIT SEX-SELECTIVE ABORTION.**

*House: Filed*

**H 717: EXEMPT NC PRE-K/BLDG SPECIFICATION REQUIREMNT.**

*House: Filed*

**H 718: STUDY ISSUES IN EDUCATION (NEW).**

*House: Filed*

*House: Filed*

**H 719: EDUCATION IMPROVEMENT ACT OF 2013.**

*House: Filed*

**H 720: HONOR DAVIDSON COMMUNITY COLLEGE.**

*House: Filed*

**H 721: TITLE PLEDGE AMENDMENTS.**

*House: Filed*

**H 722: CAPITAL PROCEDURE/SEVERE DISABILITY.**

*House: Filed*

**H 723: LEGAL NOTICES/REQUIRE INTERNET PUBLICATION.**

*House: Filed*

**H 724: MOBILITY FUND MODIFICATIONS.**

*House: Filed*

**H 725: YOUNG OFFENDERS REHABILITATION ACT.**

*House: Filed*

**H 727: ALT. PROCEDURE FOR OBTAINING SALVAGE TITLE.**

*House: Filed*

**H 728: NC FIRST.**

*House: Filed*

**H 729: UNIFORMITY IN APPLICATION OF FALLS LAKE RULES.**

*House: Filed*

**H 730: INSURANCE & HEALTH CARE CONSCIENCE PROTECTION (NEW).**

*House: Filed*

**H 731: STUDY VOCATIONAL TRAINING/PERSONS WITH IDD.***House: Filed***H 732: CLARIFY DOT TOLL ENFRMNT/COLLECTN./CONTRACT.***House: Filed***H 733: COMMON CORE STANDARDS STUDY.***House: Filed***H 734: INTERSTATE AGREEMENTS TO IMPROVE VOTER ROLLS.***House: Filed***H 735: STUDENT ORGANIZATIONS/RIGHTS & RECOGNITION***House: Filed***H 736: PROMOTE MORE DIVERSITY ON THE UNC BOG.***House: Filed***H 737: PROTECT AND SUPPORT THE UNEMPLOYED.***House: Filed***H 738: AMEND DWLR LAW.***House: Filed***H 739: CIVIL PROCEDURE/REQUIRE CERTIFICATE OF MERIT.***House: Filed***H 740: RIGHT TO CHOOSE ATHLETIC/SPORTS TRAINER.***House: Filed***H 741: AMEND CIVIL NO-CONTACT LAWS/STALKING.***House: Filed***H 742: NC CARE IN RADIOLOGIC IMAGING.***House: Filed***H 743: UI LAWS ADMINISTRATIVE CHANGES.***House: Filed***H 744: STUDY UNC ALLOCATION OF R&R FUNDS.***House: Filed***H 745: CHARTER SCHOOLS/TRANSPORT/FOOD SERVICES.***House: Filed***H 746: FLEET INS./NO DENIALS FOR OLD CONVICTIONS.***House: Filed***H 747: PRINCIPALS MONITOR STUDENT COSTS.***House: Filed***H 748: DOT/OVERSIGHT STANDARDS FOR GREENWAYS.***House: Filed***H 749: LOCAL SCHOOL FLEXIBILITY.**

*House: Filed*

**H 750: CHARTER SCHOOL FLEXIBILITY/PILOT.**

*House: Filed*

**H 751: NC RELIGIOUS FREEDOM RESTORATION ACT.**

*House: Filed*

**H 752: INDEPENDENT CANDIDATES.**

*House: Filed*

**H 753: COMMUNITIES IN SCHOOLS FUNDS.**

*House: Filed*

**H 754: LEASE PURCHASE OF REAL PROPERTY/COMM. COLL.**

*House: Filed*

**H 755: LEGAL NOTICES/REQUIRE INTERNET PUBLICATION**

*House: Filed*

**H 756: REFORM RECREATIONAL USE STATUTE.**

*House: Filed*

**H 757: DEFINE/DV PERSONAL RELATIONSHIP/CRIM PRO LAWS.**

*House: Filed*

**H 758: STUDENT SCREEN AND ED./EATING DISORDERS.**

*House: Filed*

**H 759: REQUIRED NUMBER OF OPERATING BRAKE LIGHTS.**

*House: Filed*

**H 760: SUMMER READING CAMPS.**

*House: Filed*

**H 761: REGULATORY REFORM ACT OF 2014.**

*House: Filed*

*House: Filed*

**H 762: AMEND CERTAIN BAIL BOND PROCEDURES.**

*House: Filed*

**H 763: ALLOW ALIMONY/POST SEP SUPP DURING MARRIAGE.**

*House: Filed*

**H 764: OCC LIC BD/AUDIT BUSINESS IT REGULATES/TAXES.**

*House: Filed*

**H 765: JURY INSTRUCTIONS FOR SCHOOL BUDGET DISPUTE.**

*House: Filed*

**H 766: SIMPLE ELECTION ACT.**

*House: Filed*

**H 767: CORPORAL PRUITT RAINEY BRASS TO CLASS ACT.**



*House: Filed*

**H 768: PRETRIAL RELEASE/NO UNSECURED BOND.**

*House: Filed*

**H 769: ZONING/LIMIT MANUFACTURED HOME RESTRICTIONS.**

*House: Filed*

**H 770: ENVIRONMENTAL PRACTICALITY ACT.**

*House: Filed*

**H 771: INFORM PATIENT/DRUG COST LESS THAN INS. COPAY.**

*House: Filed*

**H 772: STUDY FREE AND REDUCED LUNCH.**

*House: Filed*

**H 773: LOCAL GOV'TS/BLDGS/STRUCTURES/INSPECTIONS.**

*House: Filed*

**H 774: BUILDING CODE EXCLUSION/PRIMITIVE STRUCTURES.**

*House: Filed*

**H 775: MORATORIUM ON HIGH-STAKES TESTING.**

*House: Filed*

**H 776: LRC STUDY/BANKING LAW AMENDMENTS.**

*House: Filed*

**H 777: SEX OFFENDER/EXPAND RESIDENTIAL RESTRICTIONS.**

*House: Filed*

**H 778: IMPLEMENT EFFICIENCIES IN STATE GOVERNMENT.**

*House: Filed*

**H 779: LRC STUDY INFRASTRUCTURE/FORECLOSED PROPERTY (NEW).**

*House: Filed*

**H 780: STUDY ANTIBIOTICS FED TO LIVESTOCK.**

*House: Filed*

**H 781: INCREASE SMALL BREWERY LIMITS.**

*House: Filed*

**H 782: FORTIFIED MALT BEVERAGES ACT.**

*House: Filed*

**H 783: PYROTECHNICS TECHNICAL AND CONFORMING CHANGES.**

*House: Filed*

**H 784: WORTHLESS CHECK/PRESENT CASHED CHECK.**

*House: Filed*

**H 785: COST-SHARING/TRANSPORTATION IMPROVEMENTS.**

*House: Filed*

**H 786: RECLAIM NC ACT.***House: Filed***H 787: PROTECT RURAL LAND USE RIGHTS.***House: Filed***H 788: WATER/SEWER AUTHORITY/RATE FLEXIBILITY.***House: Filed***H 789: USTS ELIGIBLE FOR BROWNFIELDS.***House: Filed***H 790: REIMBURSEMENT AGREEMENT CHANGES.***House: Filed***H 791: INCENTIVES STUDY BILL.***House: Filed***H 792: ALLOW HUMAN CONSUMPTION OF RAW MILK.***House: Filed***H 793: HOAS/FIDELITY BONDS.***House: Filed***H 794: VOTER FREEDOM ACT OF 2013.***House: Filed***H 795: CREDIT FOR ACCESS CONSTRUCTION/RENOVATION.***House: Filed***H 796: EXEMPT CERTAIN COLUMBARIUMS/CEMETERY ACT.***House: Filed***H 797: BUSINESS FACILITIES DEVELOPMENT.***House: Filed***H 798: RELEASE OF MEDICAL RECORDS.***House: Filed***H 799: CROSSING SOLID LINE TO PASS CERTAIN VEHICLES.***House: Filed***H 800: GRAND JURY INVEST./PROSECUTOR TRAINING STUDY.***House: Filed***H 801: MULTIPLE EXPUNCTIONS/DISMISSAL OR NOT GUILTY.***House: Filed***H 802: LANDLORD/TENANT/SHORTEN EVICTION TIME.***House: Filed***H 803: HEALTHY AND HIGH PERFORMANCE SCHOOLS ACT.***House: Filed***H 804: GREAT LEADERS FOR GREAT SCHOOLS/STUDY.**

*House: Filed*

**H 805: BAN SMOKING IN FOSTER CARE SETTING/INFANTS.**

*House: Filed*

**H 806: STUDY BUSINESS LICENSE INFORMATION OFFICE.**

*House: Filed*

**H 807: BUILDING CODE COUNCIL/POST CODE ONLINE.**

*House: Filed*

**H 808: MERGE CEMETERY COMM./FUNERAL SERVICE BOARD.**

*House: Filed*

**H 809: GAME NIGHTS/NONPROFIT FUNDRAISERS.**

*House: Filed*

**H 810: MODIFY CERTAIN CEMETERY REQUIREMENTS.**

*House: Filed*

**H 811: AMEND PRACTICE OF FUNERAL SERVICE LAWS.**

*House: Filed*

**H 812: SPECIAL LICENSE PLATE DWI OFFENDERS.**

*House: Filed*

**H 813: BAN SYNTHETIC CANNABINOIDS (NEW).**

*House: Filed*

**H 814: STUDY WATER & SEWER SERVICE DISTRICTS.**

*House: Filed*

**H 815: BAN USE OF CREDIT HISTORY IN HIRING/FIRING.**

*House: Filed*

**H 816: TOBACCO GROWERS ASSESSMENT ACT (NEW).**

*House: Filed*

**H 817: STRATEGIC TRANSPORTATION INVESTMENTS (NEW).**

*House: Filed*

**H 818: UNIVERSITY ENERGY SAVINGS CONTRACTS (NEW).**

*House: Filed*

**H 819: HONOR BOBBY HAROLD BARBEE.**

*House: Filed*

**H 820: JUDICIAL REFORM ACT.**

*House: Filed*

**H 821: TRIAD FARMERS MKT/RENAME FOR SEN. BOB SHAW.**

*House: Filed*

**H 822: THREE-FIFTHS VOTE TO LEVY TAXES.**

*House: Filed*

**H 823: TAXPAYER TRANSPARENCY ACT.***House: Filed***H 824: EPI PEN IN SCHOOLS.***House: Filed***H 825: MINOR CAN'T BE PROSECUTED FOR PROSTITUTION.***House: Filed***H 826: WAGE THEFT/MISCLASSIFICATION/REMEDIES.***House: Filed***H 827: DESIGNATE PRIMARY STROKE CENTERS.***House: Filed***H 828: UPDATE PHYSICAL THERAPY PRACTICE ACT.***House: Filed***H 829: SALE OF GROWLERS BY CERTAIN ABC PERMITTEES.***House: Filed***H 830: ADOPT STATE SYMBOLS.***House: Filed***H 831: ED. SERVICES FOR CHILDREN IN PRTFs.***House: Filed***H 832: EXPAND PHARMACISTS' IMMUNIZING AUTHORITY.***House: Filed***H 833: MEASURABILITY ASSESSMENTS.***House: Filed***H 834: MODERN STATE HUMAN RESOURCES MANAGEMENT/RTR (NEW).***House: Filed***H 835: HONOR DEPUTY WARREN LEWIS.***House: Filed***H 836: SUPPORT RESTORATION OF GLASS-STEAGALL ACT.***House: Filed***H 837: GOVERNMENT TRANSPARENCY ACT.***House: Filed***H 838: EXCEPTIONAL CHILDREN'S SERVICES/STUDY.***House: Filed***H 839: PUBLIC SCHOOL REPORTING REFORM.***House: Filed***H 840: TASK FORCE ON DEAF EDUCATION (NEW).***House: Filed***H 841: URBAN FARMS/ZONING LAWS EXCLUSION.**

*House: Filed*

**H 842: STUDY OF SPIRITOUS LIQUOR SALES-DISTILLERY (NEW).**

*House: Filed*

**H 843: STUDENTS & ADMINISTRATION EQUALITY ACT.**

*House: Filed*

**H 844: INDIAN TRIBE RECOGNITION.**

*House: Filed*

**H 845: COUNTY RECYCLABLE COLLECTIONS PROGRAMS.**

*House: Filed*

**H 846: JOB AND EDUCATION PRIVACY ACT.**

*House: Filed*

**H 847: MISSION FOUNDATION SPECIAL PLATE.**

*House: Filed*

**H 848: STUDY--CHILDREN'S HEALTH AND TOXIC CHEMICALS (NEW).**

*House: Filed*

**S 42: CONFIDENTIALITY OF UC INFORMATION (NEW).**

*House: Withdrawn From Com*

*House: Re-ref Com On Education*

*House: Withdrawn From Com*

*House: Re-ref Com On Education*

**S 98: REQUIRE PULSE OXIMETRY NEWBORN SCREENING.**

*Senate: Reptd Fav*

**S 124: SHOOT GUN INSIDE/TO INCITE FEAR.**

*Senate: Passed 2nd Reading*

*Senate: Passed 3rd Reading*

**S 140: FINANCIAL EXPLOITATION OF OLDER ADULTS.**

*House: Rec From Senate*

**S 148: EXEMPT CERTAIN STEEL TUBING/ELECTRICAL K'ORS.**

*House: Reptd Fav*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/11/2013*

**S 154: AUTOMOBILE INSURANCE REGULATORY MODERNIZATION.**

*Senate: Withdrawn From Com*

*Senate: Re-ref Com On Rules and Operations of the Senate*

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

*Senate: Passed 2nd Reading*

*Senate: Passed 3rd Reading*

*Senate: Passed 2nd Reading*

*Senate: Passed 3rd Reading*

**S 175: BANKING LAWS CLARIFICATIONS/CORRECTIONS.**

*Ratified*

**S 187: PM2.5 STUDIES ON HUMANS UNLAWFUL.**

*Senate: Withdrawn From Com*

*Senate: Re-ref Com On Rules and Operations of the Senate*

**S 196: HONOR RUTH GRAHAM.**

*Senate: Reptd Fav Com Substitute*

*Senate: Com Substitute Adopted*

*Senate: Placed on Today's Calendar*

*Senate: Adopted*

**S 206: STRENGTHEN CONTROLLED SUB. REPORTING SYSTEM.**

*Senate: Withdrawn From Com*

*Senate: Re-ref Com On Judiciary II*

**S 228: HOAs/Lim. Com. Elements/Amend of Declaration (NEW).**

*House: Reptd Fav*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/11/2013*

**S 234: HUNTER EDUCATION/APPRENTICE PERMIT.**

*Senate: Passed 2nd Reading*

*Senate: Passed 3rd Reading*

**S 253: LEO MAY INSPECT PHARMACEUTICAL RECORDS.**

*Senate: Withdrawn From Com*

*Senate: Re-ref Com On Judiciary II*

**S 286: MANDATE USE/CONTROLLED SUB. REPORTING SYSTEM.**

*Senate: Withdrawn From Com*

*Senate: Re-ref Com On Judiciary II*

**S 337: NC CHARTER SCHOOL ADVISORY BOARD (NEW).**

*Senate: Reptd Fav*

*Senate: Re-ref Com On Appropriations/Base Budget*

**S 344: VINTAGE AUTO INSPECTIONS.**

*Senate: Withdrawn From Cal*

*Senate: Placed On Cal For 04/16/2013*

**S 353: HEALTH AND SAFETY LAW CHANGES (NEW).**

*House: Passed 1st Reading*

*House: Ref to the Com on Rules, Calendar, and Operations of the House, if favorable, Transportation, if favorable, Judiciary Subcommittee B*

**S 355: TECH CORRECTION/GASTON, NASH, UNION LOCAL ACT.**

*House: Reptd Fav Com Substitute*

*House: Re-ref Com On Transportation*

*House: Reptd Fav Com Substitute*

*House: Re-ref Com On Transportation*

**S 358: GUARANTEED ASSET PROTECTION WAIVERS.**

*Senate: Reptd Fav Com Substitute*

*Senate: Com Substitute Adopted*

**S 388: UNEMPLOYMENT INSURANCE LAW CHANGES--2 (NEW).**

*Senate: Passed 2nd Reading*

*Senate: Passed 3rd Reading*

*Senate: Passed 2nd Reading*

*Senate: Passed 3rd Reading*

**S 411: ETHICS REQUIREMENTS FOR MPOS/RPOS.**

*Senate: Passed 2nd Reading*

*Senate: Passed 3rd Reading*

**S 470: NO BEER/WINE IF PERMIT REVOKED OR SUSPENDED.**

*Senate: Reptd Fav Com Substitute*

*Senate: Com Substitute Adopted*

**S 528: CLARIFY PETIT JUROR OATH.**

*Senate: Passed 2nd Reading*

*Senate: Passed 3rd Reading*

**S 594: OMNIBUS JUSTICE AMENDMENTS.**

*Senate: Reptd Fav Com Substitute*

*Senate: Com Substitute Adopted*

*Senate: Re-ref Com On Health Care*

*Senate: Reptd Fav Com Substitute*

*Senate: Com Substitute Adopted*

*Senate: Re-ref Com On Health Care*

**S 603: CLARIFY ISSUANCE OF PLATES/CERTIFICATES LAW.-AB**

*Senate: Reptd Fav*

**S 659: MAP 21 CONFORMING REVISIONS.-AB**

*Senate: Reptd Fav*

**S 709: DOT STUDY 75 MPH SPEED/DEVELOP PILOT PROPOSAL (NEW).**

*Senate: Reptd Fav*

**LOCAL BILLS****H 193: EXPAND USES FOR MECK CT/CHARLOTTE LOCAL TAXES.**

*Senate: Reptd Fav*

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

*Senate: Reptd Fav Com Substitute*

*Senate: Com Substitute Adopted*

*Senate: Placed On Cal For 04/16/2013*

**H 224: ASHEVILLE ETJ AND ANNEXATION.**

*Senate: Reptd Fav*

*Senate: Placed On Cal For 04/16/2013*

**H 261: KANNAPOLIS/DEANNEXATION.**

*House: Passed 2nd Reading*

**H 290: RUTHERFORD AIRPORT AUTHORITY.**

*House: Passed 2nd Reading*

*House: Passed 3rd Reading*

**H 334: BUNCOMBE CTY LOTTERY FUND USE EXPANSION (NEW).**

*House: Passed 2nd Reading*

*House: Passed 3rd Reading*

**H 375: INCREASE ALLOWED SIZE OF PASSENGER BUSES.**

*House: Passed 2nd Reading*

*House: Passed 3rd Reading*

**H 456: DV FATALITY REVIEW TEAM/MECKLENBURG CO.**

*House: Reptd Fav*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/11/2013*

**H 500: KANNAPOLIS ANNEXATIONS.**

*House: Withdrawn From Com*

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

**H 567: LUMBERTON DEANNEXATION.**

*House: Withdrawn From Com*

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

**H 568: ASHEVILLE DEANNEXATION.**

*House: Withdrawn From Com*

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

**H 671: MILLS RIVER/DEANNEXATION.**

*House: Passed 1st Reading*

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

**H 726: WAKE COUNTY COMM. RESP. FOR SCHOOL CONSTR. (NEW).**

*House: Filed*

**S 290: WAYNESVILLE ANNEXATION.**

*Senate: Reptd Fav*

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