



The Daily Bulletin: 2013-04-30

PUBLIC/HOUSE BILLS

H 13 (2013-2014) [STATE AGENCY PROPERTY USE/BIENNIAL REPORT](#). Filed Jan 30 2013, *AN ACT TO (1) REQUIRE STATE AGENCIES TO BIENNIALY REPORT TO THE DEPARTMENT OF ADMINISTRATION AND TO THE PROGRAM EVALUATION DIVISION ON THEIR USE OF REAL PROPERTY; (2) REQUIRE STATE AGENCIES TO REPORT ANNUALLY THE AMOUNT OF REVENUE GENERATED DURING THE PREVIOUS CALENDAR YEAR FROM THE LEASING OF SPACE ON AGENCY PROPERTY; (3) IMPROVE THE OVERSIGHT AND MANAGEMENT OF STATE-OWNED SUBMERGED LANDS, INCLUDING INITIATING A PROCESS TO INVENTORY CLAIMS ON STATE-OWNED SUBMERGED LANDS; AND (4) CLARIFY THE INFORMATION THAT MUST BE PROVIDED TO THE STATE BUREAU OF INVESTIGATION CONCERNING MISUSE OF STATE PROPERTY.*

Senate committee substitute to the 2nd edition amends the act's long title.

Intro. by Howard, W. Brawley, Moffitt, Wray.

[GS 143, GS 143C](#)

[View summary](#)

General Assembly, State Agencies, Department of Administration, Department of Public Instruction

H 173 (2013-2014) [REVISE CONTROLLED SUBSTANCES REPORTING](#). Filed Feb 27 2013, *A BILL TO BE ENTITLED AN ACT TO REVISE THE NORTH CAROLINA CONTROLLED SUBSTANCES REPORTING SYSTEM ACT, AS RECOMMENDED BY THE CHILD FATALITY TASK FORCE.*

House amendments make the following changes to the 2nd edition. Amendment #3 deletes proposed changes to GS 90-107.

Amendment #4 amends GS 90-113.74 to allow the release of data in the controlled substances reporting system to a sheriff, a police chief, or a designated policy investigator (was, a sheriff or designated deputy sheriff) who is assigned to investigate the diversion and illegal use of prescription medication or pharmaceutical products identified as Schedule II through V controlled substances and engaged in a bona fide investigation pursuant to a court order.

Intro. by Horn, Brisson, Fulghum, Hollo.

[GS 90](#)

[View summary](#)

Health

H 243 (2013-2014) [LIENS/SELF-SERVICE STORAGE FACILITIES](#). Filed Mar 6 2013, *A BILL TO BE ENTITLED AN ACT AUTHORIZING AN OWNER OF A SELF-STORAGE FACILITY WHO HAS A LIEN UPON PERSONAL PROPERTY TO DELIVER NOTICE OF THE PUBLIC SALE OF THE PROPERTY TO THE OCCUPANT BY CERTIFIED MAIL OR BY VERIFIED ELECTRONIC MAIL, TO PUBLISH NOTICE IN ANY COMMERCIALY REASONABLE MANNER, AND TO CONDUCT THE SALE THROUGH AN ONLINE, PUBLICLY ACCESSIBLE AUCTION WEB SITE, AND TO INCREASE THE MINIMUM LATE FEES FOR SELF-STORAGE FACILITY RENTAL CONTRACTS.*

Senate committee substitute to the 3rd edition makes the following changes. Amends GS 44A-40 to add definitions of independent bidder and verified electronic mail. Amends GS 44A-43 to clarify that notices may be sent by electronic mail if the occupant has made an election in the rental agreement to receive notice by electronic mail. Provides that for notice of public sale given by the lienor no less than 20 days before the sale, notice given by verified electronic mail is presumed delivered when it is transmitted. Makes conforming and clarifying changes. Amends the title.

Intro. by Stevens.

GS 44A, GS 66

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

H 327 (2013-2014) **FIRE AND RESCUE PENSION REVISIONS OF 2013.-AB** Filed Mar 18 2013, *AN ACT TO MODERNIZE, UPDATE, AND CLARIFY THE STATUTES GOVERNING THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND BY ADDING A DEFINITION SECTION TO THE STATUTES, TO REPEAL ARCHAIC AND UNNECESSARY PROVISIONS, TO MAKE THE PROVISIONS GENDER NEUTRAL, TO ELIMINATE THE BOARD OF TRUSTEES WHILE TRANSFERRING ITS AUTHORITY TO THE BOARD OF TRUSTEES OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, TO ESTABLISH A FIREFIGHTERS' AND RESCUE SQUAD WORKERS' ADVISORY PANEL, TO PROHIBIT CERTAIN FELONS FROM PARTICIPATING IN THE FUND, AND TO ESTABLISH AN AGGRAVATING FACTOR FOR DEFENDANTS WHO COMMIT OFFENSES DIRECTLY RELATED TO THEIR SERVICE AS FIREFIGHTERS OR RESCUE SQUAD WORKERS.*

House committee substitute to the 2nd edition makes the following changes. Amends GS 58-86-55 to reinstate the provision that no member is entitled to a pension until the member's official duties as a fireman or rescue squad worker for which the member is paid compensation have been terminated and the member has retired according to standards or rules fixed by the board of trustees.

Intro. by Howard, Elmore, Hager, Turner.

GS 15A, GS 25, GS 58, GS 147

[View summary](#)**Employment and Retirement, Public Safety and Emergency Management**

H 331 (2013-2014) **HOAS/UNIFORM LIEN PROCEDURE.** Filed Mar 18 2013, *A BILL TO BE ENTITLED AN ACT TO STABILIZE TITLES AND TO PROVIDE A UNIFORM PROCEDURE TO ENFORCE CLAIMS OF LIEN SECURING SUMS DUE CONDOMINIUM AND PLANNED COMMUNITY ASSOCIATIONS.*

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

Amends GS 47C-3-116.1 (*Lien for sums due the association; enforcement*), making technical and reorganizational changes. Specifies the procedures for service of process of the claim of lien on the record owner, providing it should be made and attempted in accordance with GS 1A-1, Rule 4(j), for service of a copy of a summons and a complaint. Also sets out the processes and procedures that should be followed when actual service is not achieved or in cases where the owner of record is not a natural person.

Amends GS 47C-3-116.1(f) providing that an association, through the executive board, may foreclose a claim of lien in like manner as a mortgage or deed of trust on real estate under the power of sale if the assessment remains unpaid for 90 days or more. Requires the association to vote to commence such a proceeding against the specific unit before the claim of lien can be foreclosed on. Establishes that any trustee appointed pursuant to GS 47C-3-116.1(f)(6), in the course of every nonjudicial power of sale foreclosure of a claim of lien, will have the same fiduciary duties and obligations as a trustee in the foreclosure of a deed of trust. Deletes the following language: "and if no person or entity other than counsel for the association serves as trustee in the foreclosure....," which provided a limit for the awarding of attorneys' fees in the amount of \$1,200, in regards to the foreclosure of claims of lien. Also deletes language that states that the obligation to pay and the amount of any sums due the association will be considered uncontested as long as the unit owner does not refuse to pay any portion of the sums claimed due by the association. Provides that any judgment, decree, or order in any action brought under GS 47C-3-116.1 will include costs and reasonable attorneys' fees for the prevailing party. Establishes that unit owners will be deemed to have the rights and remedies available to mortgagors under GS 45-21.34.

Amends GS 47C-3-116.1(g), providing that any judgment, decree, or order in any judicial foreclosure or civil action, relating to the collection of assessments, will include an award of costs and reasonable attorneys' fees for the prevailing party (previously, did not refer to the relation to the collection of assessments).

Amends GS 47C-3-116.1(i), providing that costs and expenses incurred in connection with any request that the association agrees to accept payment of all or part of sums due in installments can be included or considered in the calculation of fees chargeable under GS 47C-3-116.1(f)(12) (previously, excluded costs and expenses from being included in the calculation of chargeable fees).

Appears to amend GS 47F-3-116.1 (*Lien for sums due the association; enforcement*), providing that unless the declaration provides otherwise, fees, charges, late charges, and other charges imposed pursuant to GS 47F-3-102, 47F-3-107, 47F-3-107.1, and 47F-3-115, as well as any other sums due and payable to the association under the declaration, are secured by a claim of lien once filed and are enforceable in the same manner as unpaid assessments under this section.

Amends GS 47F-3-116.1(c), specifying the procedures for service of process of the claim of lien on the record owner under this section, providing it should be made and attempted in accordance with GS 1A-1, Rule 4(j), for service of a copy of a summons and a complaint. Also sets out the processes and procedures that should be followed when actual service is not achieved or in cases where the owner of record is not a natural person.

Amends GS 47F-3-116.1(f), providing that an association, through the executive board, may foreclose a claim of lien in like manner as a mortgage or deed of trust on real estate under the power of sale if the assessment remains unpaid for 90 days or more. Requires the association to vote to commence such a proceeding against the specific unit before the claim of lien can be foreclosed on. Makes technical and reorganizational changes. Establishes that any trustee appointed pursuant to GS 47F-3-116.1(f)(6), in the course of every nonjudicial power of sale foreclosure of a claim of lien, will have the same fiduciary duties and obligations as a trustee in the foreclosure of a deed of trust. Deletes the following language: "and if no person or entity other than counsel for the association serves as trustee in the foreclosure....," which provided for a limit for the awarding of attorneys' fees in the amount of \$1,200, in regards to the foreclosure of claims of lien. Also deletes language that states that the obligation to pay and the amount of any sums due the association will be considered uncontested as long as the unit owner does not refuse to pay any portion of the sums claimed due by the association. Provides that any judgment, decree, or order in any action brought under GS 47F-3-116.1(f) will include costs and reasonable attorneys' fees for the prevailing party. Establishes that lot owners will be deemed to have the rights and remedies available to mortgagors under GS 45-21.34.

Amends GS 4F-3-116.1(g), providing that any judgment, decree, or order in any judicial foreclosure or civil action, relating to the collection of assessments, will include an award of costs and reasonable attorneys' fees for the prevailing party (previously, did not refer to the relation to the collection of assessments).

Amends GS 47F-3-116.1(i), providing that costs and expenses incurred in connection with any request that the association agrees to accept payment of all or part of sums due in installments can be included or considered in the calculation of fees chargeable under GS 47C-3-116.1(f)(12) (previously, excluded costs and expenses from being included in the calculation of chargeable fees).

Intro. by Bryan, Stam.

[GS 47C, GS 47F](#)

[View summary](#)

[Banking and Finance, Property and Housing](#)

H 399 (2013-2014) [AMEND LAWS PERTAINING TO DHHS.-AB](#) Filed Mar 20 2013, *A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES REQUESTED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO LAWS PERTAINING TO CHILD ABUSE, NEGLECT, AND DEPENDENCY; MEDICAID; PUBLIC HEALTH; AND MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES.*

House amendment makes the following changes to the 3rd edition.

Amends GS 108C-3, *Medicaid and Health Choice provider screening*, adding dentists, orthodontists, and local health departments to the list of providers designated as "limited" categorical risk. Removes dentists and orthodontists from the list

of providers designated as "moderate" categorical risk and makes conforming changes.

Intro. by Burr.

[GS 7B, GS 28A, GS 36C, GS 108C, GS 130A](#)

[View summary](#)

[Abuse, Neglect and Dependency, Public Health, Public Assistance](#)

H 484 (2013-2014) [PERMITTING OF WIND ENERGY FACILITIES](#). Filed Mar 28 2013, *A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PERMITTING PROGRAM FOR THE SITING AND OPERATION OF WIND ENERGY FACILITIES.*

House committee substitute makes the following changes to the 3rd edition.

Amends the definition of *wind energy facility* in GS 143-215.115 to mean the turbines, accessory buildings, transmission facilities, and any other equipment necessary for the operation of the facility that cumulatively have a rated capacity of one megawatt or more of energy (previously, stated that the rating is per turbine or collectively, language now deleted).

Amends GS 143-215.117 (*Permit pre-application site evaluation meeting; notice; pre-application package requirements; annual review of military presence*), providing that a person must request, no less than 180 days prior to the filing of an application for a permit to construct, operate, or expand a wind energy facility, a pre-application site evaluation meeting. The pre-application site evaluation meeting must occur no less than 120 days prior to filing an application for a permit to construct, operate, or expand a wind energy facility. Requires the Department to send a written notice of pre-application site meeting to various state and federal agencies and departments no less than 21 days (was, 14 days) prior to the date of the meeting.

Amends GS 143-215.118 (*Permit application scoping meeting and notice*), providing that no less than 60 days (was, 30 days) prior to filing an application for a permit for a wind energy facility, the applicant must request the scheduling of a scoping meeting. Establishes that the scoping meeting must be held no less than 30 days prior to filing an application for a proposed wind energy facility or proposed wind energy facility expansion.

Amends GS 143-215.119(7) (*Permit application requirements; fees; notice of receipt of completed permit; public hearing; public comment*), requiring the applicant to include in the application for the permit specified documentation that demonstrates that the applicant has either (1) submitted Federal Aviation Administration Form 7460-1 for the associated turbines or (2) has initiated an informal review by the Department of Defense Siting Clearinghouse for the proposed wind energy facility or expansion. Specifies additional information that must be submitted with the application if the above steps have been finalized.

Amends GS 143-215.119(c) and (e), making technical and clarifying changes.

Amends GS 143-215.120 (*Criteria for permit approval; time frame; permit conditions; other approvals required*), providing that, in regards to the permit decision, the Department will not be required to make a final decision until it has received a written "Determination of No Hazard to Air Navigation" issued by the Federal Aviation Administration, pursuant to specified federal regulations. Amends the provisions regarding permit conditions, establishing that the Department must require the permit holder to obtain a written "Determination of No Hazard to Air Navigation," as described above, for the proposed facility or expansion; no permit will become effective until such is received. Specifies the process and procedure for instances where an authorized turbine or its actual configuration differs from the information submitted by the applicant pursuant to obtaining a "Determination of No Hazard to Air Navigation."

Amends GS 143-215.126(b), making a technical and clarifying change.

Intro. by J. Bell, Dixon, McElraft, Whitmire.

[GS 62, GS 143](#)

[View summary](#)

[Energy](#)

H 581 (2013-2014) [TROPHY WILDLIFE SALE PERMIT](#). Filed Apr 4 2013, *A BILL TO BE ENTITLED AN ACT TO DIRECT THE WILDLIFE RESOURCES COMMISSION TO ADOPT RULES TO IMPLEMENT THE TROPHY WILDLIFE SALE PERMIT.*

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

Directs the Wildlife Resources Commission (WRC) to adopt rules to implement the Trophy Wildlife Permit issued under GS 113-274(c)(3a). Deletes changes to GS 113-274(c)(3a) from the first edition, which provided that the WRC did not have to adopt rules prior to issuing Trophy Wildlife Permits.

Changes the title to reflect the changes to the bill content.

Intro. by Elmore, West.

[UNCODIFIED](#)

[View summary](#)

[Animals](#)

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.*

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

Changes short and long title.

Deletes and replaces all of the sections and provisions of the previous edition.

Establishes that the General Assembly finds that the ability of a city or county to efficiently and effectively provide public enterprise services is imperiled by the use by that local government of those revenues for purposes other than (1) the paying of costs of operating the public enterprise, (2) making debt service payments, (3) investing in improvements to the infrastructure of that public enterprise, and (4) reimbursing the unit of local government for actual direct services provided to the public enterprise.

States that the General Assembly also finds that any excess net revenues should be used to lower rates, advance fund debt service, and fund infrastructure improvements of that public enterprise.

Directs the Legislative Research Commission (Commission) to study the issues raised above as well as make recommendations in regards to the following:

- (1) Proper accounting controls to ensure transparency in budgeting and accounting for expenditures and interfund transfers of city and county public enterprise services.
- (2) Legislation which may be necessary to ensure proper funding of infrastructure maintenance and improvements for local government public enterprises.
- (3) Legislation which may be necessary to ensure that local governments monitor aging public enterprise infrastructure to ensure proper maintenance and repair.
- (4) Legislation to improve local government public enterprise management.

Provides that the Commission will consult with the Local Government Commission and the School of Government during the course of the study. The Commission will make an interim report to the 2013 Regular Session of the General Assembly prior to its reconvening in 2014 and will make a final report to the 2015 Regular Session of the General Assembly

Intro. by Moffitt, Murry, Daughtry, Collins.

[JOINT RES](#)

[View summary](#)**Local Government, General Assembly, Public Enterprises and Utilities**

H 754 (2013-2014) **LEASE PURCHASE OF REAL PROPERTY/COMM. COLL.** Filed Apr 10 2013, *A BILL TO BE ENTITLED AN ACT AUTHORIZING COMMUNITY COLLEGES TO ACQUIRE REAL PROPERTY BY LEASE PURCHASE.*

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

Amends GS 115D-58.15 to clarify that only local funds can be used for lease-purchase or installment-purchase contracts for real property (was, only non-state funds).

Intro. by Johnson.

GS 115D

[View summary](#)**Higher Education**

H 879 (2013-2014) **GRAND JURORS/SERVICE.** Filed Apr 11 2013, *A BILL TO BE ENTITLED AN ACT PROVIDING THAT JURORS WHO SERVE THEIR FULL TERM OF SERVICE ON A GRAND JURY SHALL NOT BE REQUIRED TO SERVE AGAIN AS A GRAND JUROR OR AS A JUROR FOR A PERIOD OF SIX YEARS.*

House amendment to the 2nd edition makes the following changes. Changes the act's effective date from when the act became law to January 1, 2014.

Intro. by Davis, Daughtry.

GS 9, GS 15A

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

H 903 (2013-2014) **UNC & COMM. COLLEGE CREDIT TRANSFERS.** Filed Apr 11 2013, *A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA TO FULLY ADHERE TO THE COMPREHENSIVE ARTICULATION AGREEMENT WITH THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM REGARDING THE TRANSFER OF COURSES AND ACADEMIC CREDITS BETWEEN THE TWO SYSTEMS AND THE ADMISSION OF TRANSFER STUDENTS AND TO DIRECT THE UNIVERSITY OF NORTH CAROLINA AND THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM TO REPORT BIANNUALLY REGARDING THE AGREEMENT TO THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE.*

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

Amends GS 116-11 to clarify that the transfer agreement referenced in these provisions is an existing agreement, known as the Comprehensive Articulation Agreement, between the constituent institutions of the University of North Carolina and the North Carolina Community College System.

Makes a conforming change to the title.

Intro. by Johnson.

GS 116

[View summary](#)**Higher Education****PUBLIC/SENATE BILLS**

S 101 (2013-2014) [WC/INFLATION INDEXING FOR ORGAN INJURY/LOSS \(NEW\)](#). Filed Feb 19 2013, *AN ACT TO ACCOUNT FOR INFLATION BY ADJUSTING THE MAXIMUM AMOUNT OF COMPENSATION PERMITTED UNDER THE WORKERS' COMPENSATION ACT FOR THE LOSS OF, OR PERMANENT INJURY TO, ANY IMPORTANT EXTERNAL OR INTERNAL ORGAN AND TO PROVIDE FOR THE ANNUAL ADJUSTMENT OF SAID COMPENSATION IN ACCORDANCE WITH THE CONSUMER PRICE INDEX.*

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

Changes the title of Article 9 of GS Chapter 7A to *District Attorneys and Prosecutorial (was, Judicial) Districts.*

Amends GS 13-1 to provide for the automatic restoration of citizenship upon the unconditional discharge of an inmate, probationer, or a parolee by the agency having jurisdiction of that person (was, by the Division of Adult Correction of the Department of Public Safety).

Amends GS 15A-145.5 to remove the requirement that a person seeking to petition for expunction be convicted of a nonviolent misdemeanor or nonviolent felony that is eligible under subsection (b) of the statute.

Amends GS 20-183.2(a1) to update the statutory reference to the description of historic vehicles.

Amends GS 28A-2-6(e) to provide that Rules 4 and 5 (was, Rule 4.5) of Civil Procedure apply to estate proceedings, unless the clerk of superior court directs otherwise.

Amends GS 115D-12 to make technical and clarifying changes.

Amends GS 143B-1100 to increase the number of voting members of the Governor's Crime Commission of the Department of Public Safety from 36 to 37 members and decreases the number of nonvoting members from six to five.

Intro. by Hartsell.

[GS 13, GS 14, GS 15A, GS 28A, GS 74, GS 90B, GS 115D, GS 120, GS 122C, GS 136, GS 140, GS 143B, GS 160A, GS 163](#)

[View summary](#)

Civil Procedure, Transportation, Criminal Law and Procedure, Corrections (Sentencing/Probation), Higher Education, Energy, Local Government, Cultural Resources and Museums, Elections, Public Safety and Emergency Management, Health Care Facilities and Providers, Social Services

S 129 (2013-2014) [LIMIT STATE FACILITIES FINANCE ACT DEBT](#). Filed Feb 25 2013, *A BILL TO BE ENTITLED AN ACT TO PROHIBIT ISSUANCE OF DEBT UNDER THE STATE CAPITAL FACILITIES FINANCE ACT.*

Senate committee substitute to the 1st edition makes the following changes. Deletes proposed amendments to GS 142-84 and instead amends GS 142-83 as follows. Allows the General Assembly to enact legislation to incur or issue special indebtedness only if it determines at the time the legislation is enacted that the amount of special indebtedness does not exceed the specified limitations. Provides that the determination is to be based on reasonable estimations and may be relied on as conclusive. Caps the sum of the special indebtedness authorized by the legislation and all of the special indebtedness authorized by legislation enacted after January 1, 2013, at 25% of the bond indebtedness of the state supported by the General Fund that was authorized pursuant to legislation enacted after January 1, 2013.

Intro. by Tucker.

[GS 142](#)

[View summary](#)

Budget/Appropriations, State Property

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

Senate committee substitute to the 2nd edition makes the following changes. Amends proposed GS 115C-450(b) to prohibit assessing indirect costs to a child nutrition program unless the program has a minimum of one month's operating balance (was, unless the program's food services account balance is greater than average month's cost of operation for the program). Specifies that one month's operating balance is to be derived from net cash resources divided by one month's operating costs. Defines net cash resources. Makes further conforming changes.

Requires the North Carolina Procurement Alliance to promote optional pricing for child nutrition program foods and supplies. Deletes the appropriation that was to provide administrative support for the Alliance to promote optional pricing for child nutrition program foods and supplies. Makes conforming changes.

Amends the act's long title.

Intro. by Hartsell.

GS 115C

[View summary](#)

Education

S 279 (2013-2014) [ESTATES/TRUSTS/GUARDIANSHIP AMENDMENTS](#). Filed Mar 12 2013, *A BILL TO BE ENTITLED AN ACT TO UPDATE AND CLARIFY PROVISIONS OF THE LAWS GOVERNING ESTATES, TRUSTS, GUARDIANSHIPS, POWERS OF ATTORNEY, AND OTHER FIDUCIARIES.*

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

Deletes all of the provisions of Part I which provided for the protection of rights to digital assets.

Amends GS 28A-18-2(a), wrongful death statute, to provide that all claims filed for the decedents' reasonable hospital, medical, and burial expenses are subject to the approval of the clerk of the superior court (was, all claims filed for hospital and medical expenses shall be approved by the clerk of the superior court). Makes a technical correction.

Amends GS 31-11.6, regarding how wills may be attested, to provide that any will executed in another state and shown by the executor offering the will for probate to have been made self-proved under the laws of that state is considered as self-proved. Deletes language providing that there is a rebuttable presumption that a will executed in another state is self-proving if on its face, the document appears to be a will executed, attested, and notarized under the laws of another state.

Amends GS 36C-8-816(16) to provide that the specific powers of a trustee includes exercising elections concerning taxes including considering discretionary distributions to a beneficiary as being made from capital gains received during the year.

Makes changes to the *North Carolina Investment Advisers Act*. Amends GS 78C-2(1)k to provide that the term "investment adviser" does not apply to any person not included in the definition of investment adviser under the federal Investment Advisers Act of 1940 or any rule or regulation declared under that act. Amends GS 78C-8(d) to provide that subdivision (c)(1) of this section, making it unlawful for an investment adviser to contract as an investment adviser without the inclusion of certain specifications regarding compensation in the terms of the contract, does not apply to any person who is exempt from registration under GS 78C-16(a)(4) or to the performance, renewal, or extension of any advisory contract entered into by an investment adviser at a time when the investment adviser was exempt from registration under GS 78C-16(a)(4). Amends GS 78C-16 to provide that it is unlawful for any person to transact business in this state as investment adviser unless the person has, during the preceding 12 months, had fewer than 15 clients, and has not presented himself or herself generally to the public as an investment adviser nor acted as an investment adviser to any investment company registered under the Investment Company Act of 1940, or a company that has elected to be a business development company under section 54 of the Investment Company Act of 1940.

Intro. by Hartsell, Barringer.

GS 1C, GS 28A, GS 30, GS 31, GS 32, GS 35A, GS 36C, GS 78C

[View summary](#)

Civil Law

S 284 (2013-2014) [OSC/GOV'T DATA ANALYTICS/STATE DATA SHARING \(NEW\)](#). Filed Mar 13 2013, *AN ACT TO RENAME THE GOVERNMENT BUSINESS INTELLIGENCE COMPETENCY CENTER IN THE OFFICE OF THE STATE CONTROLLER AS THE GOVERNMENT DATA ANALYTICS CENTER, TO AUGMENT ITS WORK BY CODIFYING ITS MISSION, POWERS, AND DUTIES, AND TO AMEND THE REVENUE AND MOTOR VEHICLE LAWS TO ENHANCE THE DATA SHARING REQUIRED TO INCREASE THE STATE'S BUSINESS INTELLIGENCE.*

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

Renames the Government Business Intelligence Competency Center (GBICC) as the Government Data Analytics Center (GDAC). Makes conforming changes replacing occurrences of the name Government Business Intelligence Competency Center or its acronym, GBICC, with the name Government Data Analytics Center or its acronym, GDAC, in new GS 143B-426.38A. Directs the Revisor of Statutes to make necessary changes to replace the name and the appropriate acronym wherever they are used in SL 2012-142.

Amends new GS 143B-426.38A to direct the Department of Revenue to furnish to the GDAC, upon request, other tax information that does not impair or violate any information-sharing agreements between the Department and the United States Internal Revenue Service (IRS). Makes a determination of whether supplying GDAC with the requested information would violate any information-sharing agreements between the Department and the IRS in the sole discretion of the Secretary of the Department.

Makes organizational changes and makes conforming changes to the long and short titles of the act.

Intro. by Hise.

[GS 105](#), [GS 20](#), [GS 143B](#)

[View summary](#)

[Office of State Controller](#)

S 341 (2013-2014) [AMEND INTERBASIN TRANSFER LAW](#). Filed Mar 18 2013, *A BILL TO BE ENTITLED AN ACT TO ESTABLISH AN EXPEDITED PROCESS FOR THE MODIFICATION OF INTERBASIN TRANSFER CERTIFICATES AND FOR THE ISSUANCE OF INTERBASIN TRANSFER CERTIFICATES IN THE CENTRAL COASTAL PLAIN CAPACITY USE AREA AND THE COASTAL AREA COUNTIES AND TO AMEND S.L. 2013-50, AN ACT TO PROMOTE THE PROVISION OF REGIONAL WATER AND SEWER SERVICES BY TRANSFERRING OWNERSHIP AND OPERATION OF CERTAIN PUBLIC WATER AND SEWER SYSTEMS TO A METROPOLITAN WATER AND SEWERAGE DISTRICT.*

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

Undoes the deletion of subsection (a)(2) of GS 143-215.22L, which requires obtaining a certificate from the Environmental Management Commission (Commission) prior to increasing the amount of an existing transfer from one river basin to another by 25% or more above the average daily amount transferred during the year ending July 1, 1993, if the total transfer, including the increase, is two million gallons or more per day.

Provides that the Department of Environment and Natural Resources (DENR) or the Commission can make modifications, after providing electronic notice to identified, interested parties, to updates requested by the certificate holder to conservation, drought management, or compliance and monitoring plans. Deletes provision allowing the Commission to make minor modifications after providing notice to interested parties.

Prohibits the Commission from granting a request to modify a certificate if the modification is inconsistent with the December 3, 2010, Settlement Agreement among the states of North and South Carolina, Duke Energy Carolinas, and the Catawba River Water Supply Project.

Amends Section 4.(b) of SL 2011-298 to provide that Section 1 of SL 2011-298 applies to the cumulative volume of water transfers by public water supply systems sharing a single intake. Reinstates language deleted from Section 4(b) in the 1st edition to provide that Section 1 of SL 2011-298 will expire if the cumulative volume of water transfers by any person that does not hold a certificate for an interbasin transfer on or before the effective date of SL 2011-298 exceeds eight million gallons per day (was amended in the 1st edition to make the cumulative volume of the water transfers exceed 20.3 million gallons per day).

Intro. by Rabon.

GS 143

[View summary](#)**Environment/Natural Resources, Department of
Environmental Quality (formerly DENR)**

S 368 (2013-2014) **COUNTY/SHERIFF FEE CHANGES/FELONY ESCAPE (NEW)**. Filed Mar 19 2013, *A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A TEN-DOLLAR CO-PAY FOR PRESCRIPTION MEDICATION DISPENSED IN A COUNTY JAIL, TO PROVIDE THE PISTOL PERMIT FEE TO BE AN APPLICATION FEE, AND TO MAKE IT A FELONY TO ESCAPE FROM A COUNTY FACILITY WHEN CHARGED WITH AND BEING HELD FOR A FELONY.*

Senate committee substitute to the 1st edition makes the following changes. Amends GS 14-404 to require a sheriff to charge \$10 (was, \$5) and clarifies that the fee is for each pistol permit requested. Amends the long title.

Intro. by Bingham.

GS 14, GS 153A

[View summary](#)**Criminal Law and Procedure, Corrections
(Sentencing/Probation)**

S 507 (2013-2014) **ELIMINATE OUTDATED ENV. REPORTS**. Filed Mar 27 2013, *A BILL TO BE ENTITLED AN ACT TO DELETE OR REPEAL VARIOUS ENVIRONMENTAL AND NATURAL RESOURCES REPORTING REQUIREMENTS.*

Senate committee substitute to the 1st edition makes the following changes. Repeals GS 143-215.108(g) (requires any person who is required to hold a permit under this section to submit a written description of his current and projected plans to reduce the emission of air contaminants under such permit by source reduction or recycling) and GS 143B-344.38 (*North Carolina Sustainable Communities Task Force--reports*). Makes organizational changes. Amends the act's long title.

Intro. by Jackson, Brock, Cook.

GS 74, GS 113, GS 143, GS 143B, GS 159I

[View summary](#)**Environment**

S 612 (2013-2014) **REGULATORY REFORM ACT OF 2013**. Filed Apr 2 2013, *AN ACT TO PROVIDE REGULATORY RELIEF TO THE CITIZENS OF NORTH CAROLINA BY CREATING A FAST TRACK PERMITTING PROCESS FOR CERTAIN ENVIRONMENTAL PERMITS; BY CLARIFYING THE PREEMPTION OF CITY ORDINANCES AND CLARIFYING THAT SIMILAR RULES APPLY TO COUNTY ORDINANCES; BY CLARIFYING THE LAWS RELATING TO GROUNDWATER COMPLIANCE BOUNDARIES; BY EXTENDING THE TERMS OF CERTAIN ENVIRONMENTAL PERMITS; BY CLARIFYING THAT THE DEFINITION OF 'BUILT-UPON AREA' INCLUDES ONLY IMPERVIOUS SURFACES; BY AMENDING THE ADMINISTRATIVE PROCEDURE ACT TO ELIMINATE THE REQUIREMENT THAT AN AGENCY PREPARE A FISCAL NOTE WHEN REPEALING A RULE; BY REQUIRING THE REPEAL OR REVISION OF EXISTING ENVIRONMENTAL RULES MORE RESTRICTIVE THAN FEDERAL RULES PERTAINING TO THE SAME SUBJECT MATTER; BY ALLOWING MUNICIPALITIES TO LEASE REAL PROPERTY FOR A TERM OF UP TO TWENTY FIVE YEARS TO PRIVATE COMPANIES CONSTRUCTING RENEWABLE ENERGY FACILITIES; BY ALLOWING GOING OUT OF BUSINESS SALE LICENSES TO BE ISSUED BY ANY MUNICIPAL OFFICIAL DESIGNATED BY THE GOVERNING BODY OF THE MUNICIPALITY; BY DIRECTING THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES AND THE DEPARTMENT OF TRANSPORTATION TO JOINTLY PETITION THE WILMINGTON DISTRICT OF THE UNITED STATES ARMY CORPS OF ENGINEERS TO ALLOW FOR GREATER FLEXIBILITY AND OPPORTUNITY TO PERFORM WETLANDS MITIGATION BEYOND THE IMMEDIATE WATERSHED WHERE DEVELOPMENT WILL OCCUR; BY CLARIFYING THAT THE DEFINITION OF 'BUILT-UPON AREA' INCLUDES ONLY IMPERVIOUS SURFACES; AND BY REQUIRING MEMBERS OF ADVISORY BODIES TO STATE AGENCIES AND BOARDS TO DISCLOSE POTENTIAL CONFLICTS OF INTEREST PRIOR TO MAKING ANY RECOMMENDATION.*

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

Changes the long title.

Part I, Fast Track Permitting for Certain Environmental Permits

Adds new Section 1.1(c), directing DENR to specify the types of licensed professionals who are qualified to certify various design criteria. Provides examples of "licensed professionals" and establishes the meaning of *qualified to certify*.

Makes technical changes to Section 1.2 and establishes that DENR must submit its final Minimum Design Criteria to the Environmental Review Commission no later than March 1, 2014 (previously, only stated that DENR's recommendations were to be submitted by that date).

Amends GS 113A-68, *Fast-track plan approval*, included in Section 1.4 of the act, providing that the fast-track permitting process would not include a technical review if the applicant (1) complies with the specified Minimum Design Criteria and (2) submits an application sealed by a specified appropriate professional (was, sealed by an engineer). Also allows, but no longer requires, consulting with a technical working group.

Section 1.5(a) provides that the Environmental Management Commission (EMC) must adopt temporary rules that implement Section 1.3 of the act no later than May 1, 2014 (previously, provided that rules must be adopted no later than February 1, 2014).

Section 1.5(b) provides that the Sedimentation Control Commission (SCC) must adopt temporary rules that implement Section 1.4 of the act no later than May 1, 2014 (previously, provided that rules must be adopted no later than February 1, 2014).

Section 1.6 of the act now amends GS 89C-19, *Public works; requirements where public safety involved*, prohibiting the state and any of its political subdivisions, in the course of conducting a technical review, from requiring revisions to the parts of an application or plan that constitutes the practice of engineering and has been supervised and sealed by a professional engineer, unless the employee or official requesting the revision is also a professional engineer or an engineering intern with the appropriate supervision. Such approved revisions must be provided by written notice, on agency letterhead, signed by the professional engineer reviewing the submission, including his state license number, and then provided to the permit applicants or the person that submitted the plan for approval.

Part II, Clarify Local Government Preemption

Amends GS 160A-174(b)(5a) and GS 153A-121(a1)(6), providing that an ordinance is not consistent with state or federal law when it (1) regulates a field that is also regulated by state or federal statutes enforced by, or a regulation promulgated by, an environmental agency and (2) is more stringent than the state or federal statute or regulation.

Enacts new GS 160A-174(c) and GS 153A-121(a2), providing that the limitation set out above does not apply to ordinances of cities, towns, or counties if they are or continue to be required by one of the following: (1) a serious and unforeseen threat to the public health, safety, or welfare; (2) an act of the General Assembly or U.S. Congress; (3) a provision in federal or state budget policy; (4) a federal regulation adopted or administered by the state; or (5) a court order.

Enacts new GS 160A-174(d) and GS 153A-121(a3), specifying which agencies are considered environmental agencies, for the purposes of promulgating state and federal regulations as they apply to ordinances that are not consistent with regulations.

Part III, Environmental Regulatory Reform

Deletes changes made to GS 130A-309.09B (*Local government waste reduction programs*) and GS 130A-294 (*Solid waste management program*) as provided for in the previous edition of this act.

Amends GS 130A-294(a)(4)a, which directs DENR to develop a permit system for solid waster management facilities, providing that demolition debris from the decommissioning of manufacturing buildings, that is disposed of on the same site as the decommissioned building is exempt from the permit requirement provided in this section and instead is governed pursuant to the regulations in GS 130A-301.3.

Enacts new GS 130A-301.3 (*Disposal of demolition debris generated from the decommissioning of manufacturing buildings, including electric generating stations, on site*), providing the regulations and specifications for the disposal of demolition debris from the specified buildings on site, which include requiring debris to meet five specifications, including, but not limited to (1) the debris is composed of only inert debris and cannot be characterized as a hazardous waste, and (2) the debris is placed at least 500 feet from the nearest drinking water well. Provides further requirements for the owner or operator after the

decommissioning is completed or terminated, such as requiring the debris to be covered with at least two feet of compacted earth and the cover is graded in a specified manner to minimize future negative environmental effects. Also provides certain time-sensitive surveying and recording requirements for the site where the disposal occurred. Requires copies of specified notices to be filed with DENR and the deed of the land to contain provisions alerting future interested parties that the property has been used for the disposal of demolition debris. Makes conforming changes to GS 47-29.

Amends GS 143-215.1 (*Control of sources of water pollution; permits required*), making clarifying changes and providing that individuals required to obtain a permit for a disposal system must also have a compliance boundary established; the compliance boundary will be located at the property boundary except as otherwise provided for by the EMC. Also requires that a groundwater violation "at or beyond the compliance boundary" (was, "outside the compliance boundary") be remedied as directed by the EMC.

Part IV, No Fiscal Note for Rule Repeal (New)

Previously, Part IV was titled *Clarify Master Meter Prohibition to Permit an All-inclusive Lease*. This section has been deleted by the committee substitute.

Creates new GS 150B-21.4(d), establishing that, in regards to the regulations governing the requirement of fiscal notes in the administrative rule-making process, an agency is not required to prepare a fiscal note on a proposed rule change if the proposal is for the repeal of an existing rule.

Part V, Exempt Certain Properties From Riparian Buffer Rules

Amends GS 143-214.18 (*Exemption to riparian buffer requirements for certain private properties in the Neuse River and Tar-Pamlico River Basin*), making a clarifying change providing that the temporary rules adopted January 1, 2000, and the permanent rule adopted August 1, 2000, regarding the protection and maintenance of existing riparian buffers in the Tar-Pamlico Basin, do not apply to tracts of land that meet specified criteria. Amends the criteria for exemption from the rules to no longer require that the property be platted before August 1, 2000.

Part VI, Reform of Existing Rules (New)

Previously, Part VI was titled *Expanded RRC Authority*. This section has been deleted by the committee substitute.

Provides the definition of *an agency authorized to implement and enforce State and federal environmental law* for the purposes of this section. Requires such agencies to identify all existing rules for the protection of the environment or natural resources that are stricter than a corresponding federal law or rule. Also requires the same agencies to initiate rulemaking proceedings by September 1, 2013, to either repeal the rules or to rewrite the identified rules to make them no more restrictive than the corresponding federal laws or rules. Exempts the rules adopted pursuant to this subsection from the Administrative Procedure Act. Establishes that the requirements of this section do not apply to a rule if it was and continues to be required by either (1) a serious and unforeseen threat to the public health, safety, or welfare; (2) an act of the General Assembly or U.S. Congress; (3) a provision in federal or state budget policy; (4) a federal regulation adopted or administered by the state; or (5) a court order.

Part VII, Permit Longer Alternative Energy Leasing Periods (New)

Amends GS 160A-272 (*Lease or rental of property*), allowing all cities to lease city-owned property for the siting and operation of a renewable energy facility for up to 25 years (previously, only certain cities were allowed to lease land for the operation of such a facility and then only for 20 years).

Part VIII, Going out of Business Sale Licensing Flexibility (New)

Amends GS 66-77 (*License required; contents of applications; inventory required; fees; bonds; extension of licenses; records; false statements*), providing that businesses required to obtain a permit to conduct a going-out-of-business sale must obtain that permit from an officer designated by the governing board of the city or town where such a sale is to be conducted (previously, businesses were required to obtain the permits from the clerk of the city/town or, if an unincorporated area, from the clerk. Makes conforming changes.

Part IX, Wetlands and Stream Mitigation HUC Flexibility (New)

Directs DENR and the Department of Transportation (DOT), no later than October 1, 2013, to petition the Wilmington District of Army Corps of Engineers for greater flexibility and opportunity to perform wetlands and stream mitigation outside the

eight-digit HUC. The departments will jointly report on the progress of their petition to the Environmental Review Commission no later than January 1, 2014.

Part X, Ethics/Advisory Boards (New)

Enacts new GS 138A-15 (*Duties of heads of State agencies*), directing the heads of state agencies and chairs of boards subject to GS Chapter 138A to require members of any advisory board to disclose any reasonably foreseeable financial benefits that may be received pursuant to the matter under recommendation when it can be inferred that the potential benefit could influence the participation of the member or impair the member's independent judgment. Also requires the members of any advisory board to provide a list of all grants awarded or employment held during the 24 months immediately before the recommendation.

Part XI, Severability and Effective Date Provisions

Provides that Sections 3.1 and 10 of this act become effective July 1, 2013. Section 4.1 of the act applies to all proposed rules published in the North Carolina Register on or after the date the act becomes law.

Intro. by Brown, Jackson, Brock.

[GS 47, GS 66, GS 89C, GS 113A, GS 130A, GS 138A, GS 143, GS 150B, GS 153A, GS 160A](#)

[View summary](#)

[Environment, Local Government, APA/Rule Making](#)

LOCAL/HOUSE BILLS

H 143 (2013-2014) [EDEN PAYMENT IN LIEU OF TAXES](#). Filed Feb 21 2013, *A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF EDEN TO NEGOTIATE ANNEXATION CONTRACTS.*

House amendment to the 1st edition makes the following changes. Deletes the section describing the properties that contracts under Section 1 of the act applied to and instead provides that contracts under Section 1 of the act apply only to the Miller Brewing Company Tracts I and II as described in SL 2002-74, Section 4.

Intro. by Jones.

[Rockingham](#)

[View summary](#)

H 234 (2013-2014) [CLARIFY PENDER COUNTY ABC LAWS \(NEW\)](#). Filed Mar 6 2013, *A BILL ENTITLED AN ACT TO CLARIFY THE DISTRIBUTION OF CERTAIN NET PROFITS FROM THE PENDER COUNTY BOARD OF ALCOHOLIC CONTROL FOR LAW*

ENFORCEMENT PURPOSES.

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

Changes the short and long title.

Amends Section 6 of SL 1963-50, as amended, establishing that the net profits from which money is to be deducted will be determined by quarterly audits and that the specified amount will be expended for law enforcement, in amounts determined by the Pender County Board of Alcoholic Control.

Repeals Chapter 107 (allowing the Pender County Commissioners to provide for ABC law enforcement) of the 1981 Session Laws.

Act becomes effective July 1, 2013 (was, when the act becomes law).

Intro. by Millis.

Pender

[View summary](#)

Alcoholic Beverage Control

H 531 (2013-2014) **WEAVERVILLE, BUNCOMBE & HENDERSON**. Filed Apr 2 2013, *A BILL TO BE ENTITLED AN ACT TO AMEND THE EXTRATERRITORIAL JURISDICTION AUTHORITY OF THE TOWN OF WEAVERVILLE, TO MAKE A SIMILAR TECHNICAL CORRECTION AS TO THE CITY OF ASHEVILLE, TO ALLOW THE COUNTY OF BUNCOMBE TO ZONE CERTAIN DONUT HOLES, TO REPEAL THE BUNCOMBE COUNTY CULTURE AND RECREATION AUTHORITY, AND TO ALLOW THE BOARD OF COMMISSIONERS OF HENDERSON COUNTY TO STANDARDIZE THE CEILING ON FIRE DISTRICT TAXES IN HENDERSON COUNTY.*

House amendment to the 3rd edition makes the following changes. Deletes the provision that gave Buncombe County the authority to continue to appoint residents of the county who reside within one mile of the municipal limits of Weaverville as if GS 160A-362 applied.

Intro. by Ramsey, Moffitt.

Buncombe

[View summary](#)

LOCAL/SENATE BILLS

S 380 (2013-2014) **CHARLOTTE DOUGLAS INT'L AIRPORT COMMISSION** Filed Mar 20 2013, *A BILL TO BE ENTITLED AN ACT TO CREATE THE CHARLOTTE DOUGLAS INTERNATIONAL AIRPORT COMMISSION UNDER THE CITY OF CHARLOTTE.*

Senate committee substitute to the 1st edition makes the following changes. Amends GS 130A-295.8 to add the following application fees: (1) \$2,500 for a new 10-year tire monofill permit; (2) \$2,000 for a 10-year tire monofill amendment; and (3) \$625 for a major modification to tire monofill.

Intro. by Jackson.

GS 130A

[View summary](#)

Environment, Department of Environmental Quality

(formerly DENR)

ACTIONS ON BILLS**PUBLIC BILLS****H 13: STATE AGENCY PROPERTY USE/BIENNIAL REPORT.***Senate: Reptd Fav Com Substitute**Senate: Com Substitute Adopted***H 31: AMEND HABITUAL DWI.***Senate: Withdrawn From Com**Senate: Re-ref Com On Judiciary I***H 40: AMEND HABITUAL DWI.***Senate: Withdrawn From Com**Senate: Re-ref Com On Judiciary I***H 149: CAYLEE'S LAW/REPORT MISSING CHILDREN.***Senate: Passed 2nd Reading**Senate: Passed 3rd Reading***H 153: ESTABLISH GENERAL GOV'T OVERSIGHT COMMITTEE.***House: Passed 2nd Reading**House: Passed 3rd Reading***H 173: REVISE CONTROLLED SUBSTANCES REPORTING.***House: Amend Adopted A3**House: Amend Adopted A4**House: Passed 3rd Reading**House: Ordered Engrossed***H 200: REQUIRE CERTAIN GENERAL REAPPRAISALS.***House: Reptd Fav**House: Cal Pursuant Rule 36(b)**House: Placed On Cal For 05/01/2013***H 243: LIENS/SELF-SERVICE STORAGE FACILITIES.***Senate: Reptd Fav Com Substitute**Senate: Com Substitute Adopted***H 247: FREEDOM TO NEGOTIATE HEALTH CARE RATES.***Ratified***H 293: MORTGAGES/S.A.F.E. ACT.***Senate: Reptd Fav**Senate: Re-ref Com On Judiciary I***H 327: FIRE AND RESCUE PENSION REVISIONS OF 2013.-AB***House: Reptd Fav Com Sub 2**House: Cal Pursuant Rule 36(b)**House: Placed On Cal For 05/01/2013*

H 331: HOAS/UNIFORM LIEN PROCEDURE.

House: Reptd Fav Com Substitute

House: Cal Pursuant Rule 36(b)

House: Placed On Cal For 05/01/2013

H 379: AMEND VETERINARY PRACTICE ACT/FEEES.

House: Passed 2nd Reading

House: Passed 3rd Reading

House: Passed 2nd Reading

House: Passed 3rd Reading

H 399: AMEND LAWS PERTAINING TO DHHS.-AB

House: Amend Adopted A1

House: Passed 2nd Reading

House: Passed 3rd Reading

House: Ordered Engrossed

H 440: NORTH CAROLINA BENEFIT CORPORATION ACT.

House: Re-assigned To Judiciary

House: Assigned To Judiciary Subcommittee B

H 484: PERMITTING OF WIND ENERGY FACILITIES.

House: Reptd Fav Com Sub 3

House: Cal Pursuant Rule 36(b)

House: Placed On Cal For 05/01/2013

H 488: REGIONALIZATION OF PUBLIC UTILITIES.

House: Rec From Senate

House: Rec To Concur S Com Sub

H 536: IGNITION INTERLOCK REQ'D/ALL DWIS.

House: Assigned To Judiciary Subcommittee B

H 581: TROPHY WILDLIFE SALE PERMIT.

House: Reptd Fav Com Substitute

House: Cal Pursuant Rule 36(b)

House: Placed On Cal For 05/01/2013

H 635: INVOLUNTARY COMMITMENT CUSTODY ORDERS.

House: Passed 2nd Reading

House: Passed 3rd Reading

H 650: GUARANTY ASSOCIATION ACT AMENDMENTS.

House: Reptd Fav

House: Cal Pursuant Rule 36(b)

House: Placed On Cal For 05/01/2013

H 662: LIMITED LICENSE/INSTALL BACKFLOW ASSEMBLIES.

House: Passed 2nd Reading

House: Passed 3rd Reading

H 676: ELIMINATE DIETETICS/NUTRITION BOARD.

House: Withdrawn From Com

House: Re-ref Com On Health and Human Services

H 706: PRESERVE LANDFILL SPACE.

Senate: Reptd Fav

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

House: Reptd Fav Com Substitute

House: Cal Pursuant Rule 36(b)

House: Placed On Cal For 05/01/2013

H 731: STUDY VOCATIONAL TRAINING/PERSONS WITH IDD.

House: Withdrawn From Com

House: Re-ref Com On Education

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

House: Reptd Fav Com Substitute

House: Cal Pursuant Rule 36(b)

House: Placed On Cal For 05/01/2013

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

House: Passed 2nd Reading

House: Passed 3rd Reading

H 768: PRETRIAL RELEASE/NO UNSECURED BOND.

House: Re-assigned To Judiciary

H 769: ZONING/LIMIT MANUFACTURED HOME RESTRICTIONS.

House: Passed 2nd Reading

House: Passed 3rd Reading

H 778: IMPLEMENT EFFICIENCIES IN STATE GOVERNMENT.

House: Postponed To 05/02/2013

H 788: WATER/SEWER AUTHORITY/RATE FLEXIBILITY.

House: Passed 2nd Reading

House: Passed 3rd Reading

H 789: USTS ELIGIBLE FOR BROWNFIELDS.

House: Passed 2nd Reading

House: Passed 3rd Reading

H 790: REIMBURSEMENT AGREEMENT CHANGES.

House: Withdrawn From Com

House: Re-ref Com On Government

H 807: BUILDING CODE COUNCIL/POST CODE ONLINE.

House: Postponed To 05/02/2013

H 817: STRATEGIC TRANSPORTATION INVESTMENTS (NEW).

House: Serial Referral To Appropriations Added

H 831: ED. SERVICES FOR CHILDREN IN PRTFS.

House: Withdrawn From Com

House: Re-ref Com On Education

H 866: PPROM AWARENESS.

House: Reptd Fav

House: Cal Pursuant Rule 36(b)
House: Placed On Cal For 05/01/2013

H 867: MEDICAID COUNTY OF RESIDENCE.

House: Reptd Fav
House: Cal Pursuant Rule 36(b)
House: Placed On Cal For 05/01/2013

H 879: GRAND JURORS/SERVICE.

House: Amend Adopted A1
House: Passed 2nd Reading
House: Passed 3rd Reading
House: Ordered Engrossed

H 894: SOURCE WATER PROTECTION PLANNING (NEW)

House: Passed 2nd Reading
House: Passed 3rd Reading
House: Passed 2nd Reading
House: Passed 3rd Reading

H 896: SUPERINTENDENT DESIGNEE/EMPLOYMENT HEARINGS.

House: Reptd Fav
House: Cal Pursuant Rule 36(b)
House: Placed On Cal For 05/01/2013

H 903: UNC & COMM. COLLEGE CREDIT TRANSFERS.

House: Reptd Fav Com Substitute
House: Cal Pursuant Rule 36(b)
House: Placed On Cal For 05/01/2013

H 937: AMEND VARIOUS FIREARMS LAWS.

House: Placed On Cal For 05/01/2013

S 25: HUNTING & FISHING/ACTIVE DUTY MILITARY.

Senate: Reptd Fav

S 83: ENCOURAGE VOLUNTEER CARE IN FREE CLINICS.

House: Passed 2nd Reading
House: Passed 3rd Reading

S 98: REQUIRE PULSE OXIMETRY NEWBORN SCREENING.

House: Reptd Fav
House: Cal Pursuant Rule 36(b)
House: Placed On Cal For 05/01/2013

S 101: WC/INFLATION INDEXING FOR ORGAN INJURY/LOSS (NEW).

Senate: Reptd Fav Com Substitute
Senate: Com Substitute Adopted
Senate: Reptd Fav Com Substitute
Senate: Com Substitute Adopted

S 117: LILY'S LAW.

House: Conf Report Adopted
Senate: Ordered Enrolled

S 129: LIMIT STATE FACILITIES FINANCE ACT DEBT.

Senate: Reptd Fav Com Substitute

Senate: Com Substitute Adopted

S 137: PROHIBIT CO-PAY WAIVER/MEDICAID PROVIDERS.

House: Rec From Senate

House: Passed 1st Reading

House: RefTo Com On Health and Human Services

S 189: AMEND LAW DEFINING HOME SCHOOLS.

House: Rec From Senate

House: Passed 1st Reading

House: RefTo Com On Education

S 193: MODIFY P3 ETHICS REPORTING REQUIREMENTS

Senate: Reptd Fav Com Substitute

Senate: Com Substitute Adopted

Senate: Reptd Fav Com Substitute

Senate: Com Substitute Adopted

S 240: DEVELOP RULES FOR RELEASE OF PATH MATERIALS.

Ratified

S 243: BACK TO BASICS.

House: Rec From Senate

House: Passed 1st Reading

House: RefTo Com On Education

S 279: ESTATES/TRUSTS/GUARDIANSHIP AMENDMENTS.

Senate: Reptd Fav Com Substitute

Senate: Com Substitute Adopted

S 284: OSC/GOV'T DATA ANALYTICS/STATE DATA SHARING (NEW).

Senate: Reptd Fav Com Substitute

Senate: Com Substitute Adopted

Senate: Re-ref Com On Judiciary I

S 341: AMEND INTERBASIN TRANSFER LAW.

Senate: Reptd Fav Com Substitute

Senate: Com Substitute Adopted

S 365: AFFORDABLE AND RELIABLE ENERGY ACT.

Senate: Withdrawn From Com

Senate: Re-ref to Finance. If fav, re-ref to Commerce

S 368: COUNTY/SHERIFF FEE CHANGES/FELONY ESCAPE (NEW).

Senate: Reptd Fav Com Substitute

Senate: Com Substitute Adopted

S 369: NAME CHANGE REQUIREMENTS FOR MINORS.

Ratified

S 378: ASSESS PROPANE DEALERS/DISTRIBUTORS.

House: Rec From Senate

House: Passed 1st Reading

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

S 399: CRIMINAL DEFENDANT MAY WAIVE JURY TRIAL.

Senate: Withdrawn From Cal

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

S 434: IGNITION INTERLOCK REQ'D / ALL DWIS.

Senate: Withdrawn From Com

Senate: Re-ref to Judiciary I. If fav, re-ref to Finance. If fav, re-ref to Appropriations/Base Budget

S 439: AMEND & RESTATE NC LIMITED LIABILITY CO. ACT.

House: Rec From Senate

House: Passed 1st Reading

House: Ref To Com On Judiciary Subcommittee C

S 452: JURISDICTIONAL AMTS/ARBITRATION/SM CLAIMS CT.

House: Rec From Senate

S 456: DESIGNATE PRIMARY STROKE CENTERS.

House: Reptd Fav

House: Cal Pursuant Rule 36(b)

House: Placed On Cal For 05/01/2013

S 460: RAIL CORRIDOR LEASE/CITY OF BELMONT (NEW).

House: Rec From Senate

S 505: CLARIFY AGRICULTURAL ZONING.

House: Rec From Senate

S 507: ELIMINATE OUTDATED ENV. REPORTS.

Senate: Reptd Fav Com Substitute

Senate: Com Substitute Adopted

S 516: PUBLIC SCHOOL REGULATORY REFORM.

House: Rec From Senate

S 520: WC/RECORD FULL IC HEARINGS.

House: Rec From Senate

S 568: BIOPTIC LENSES FOR DRIVERS LICENSE TESTS.

House: Rec From Senate

S 612: REGULATORY REFORM ACT OF 2013.

Senate: Reptd Fav Com Substitute

Senate: Com Substitute Adopted

LOCAL BILLS

H 108: ROWAN VEHICLE PERSONAL USE EXEMPTION.

House: Passed 2nd Reading

House: Passed 3rd Reading

H 143: EDEN PAYMENT IN LIEU OF TAXES.

House: Amend Adopted A1

House: Passed 2nd Reading

H 234: CLARIFY PENDER COUNTY ABC LAWS (NEW).

House: Reptd Fav Com Substitute

House: Cal Pursuant Rule 36(b)

House: Placed On Cal For 05/01/2013

H 404: CAMDEN LOCAL STORMWATER FEES.

House: Passed 2nd Reading

House: Passed 3rd Reading

H 412: EDEN/DUKE ENERGY/ANNEXATION AGREEMENT.

House: Passed 2nd Reading

H 422: MARSHVILLE CHARTER AMENDMENT/UTILITY BILLING.

House: Passed 2nd Reading

House: Passed 3rd Reading

H 501: BUNCOMBE CTY/COMMUNITY COLLEGE PROJECTS.

House: Reptd Fav

House: Re-ref Com On Finance

H 506: WEDDINGTON/FIRE DEPT AGREEMENTS.

Senate: Reptd Fav

H 531: WEAVERVILLE, BUNCOMBE & HENDERSON.

House: Amend Adopted A1

House: Passed 2nd Reading

House: Passed 3rd Reading

House: Ordered Engrossed

House: Amend Adopted A1

House: Passed 2nd Reading

House: Passed 3rd Reading

House: Ordered Engrossed

H 555: DESIGN-BUILD/BUNCOMBE.

House: Withdrawn From Com

House: Cal Pursuant Rule 36(b)

House: Placed On Cal For 05/01/2013

H 1005: STANLY COUNTY COMMISSIONERS AND BD. OF ED.

House: Passed 1st Reading

House: Ref To Com On Elections

S 75: ONSLOW PUBLIC-PRIVATE PARTNERSHIP.

House: Passed 2nd Reading

House: Passed 3rd Reading

House: Ordered Enrolled

S 152: CORRECT TECH. ERROR IN BURGAW OCCUPANCY TAX.

House: Passed 2nd Reading

House: Passed 3rd Reading

House: Ordered Enrolled

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

House: Rec From Senate

House: Passed 1st Reading

House: Ref to the Com on Agriculture, if favorable, Environment, if favorable, Judiciary, if favorable, Rules, Calendar, and Operations of the House

House: Rec From Senate

House: Passed 1st Reading

House: Ref to the Com on Agriculture, if favorable, Environment, if favorable, Judiciary, if favorable, Rules, Calendar, and Operations of the House

S 269: SALISBURY/DEANNEX ROWAN CTY AIRPORT PROPERTY.

Senate: Reptd Fav

Senate: Re-ref Com On Finance

S 380: CHARLOTTE DOUGLAS INT'L AIRPORT COMMISSION

Senate: Reptd Fav Com Substitute

Senate: Com Substitute Adopted

Senate: Re-ref Com On Finance

© 2019 School of Government The University of North Carolina at Chapel Hill

This work is copyrighted and subject to "fair use" as permitted by federal copyright law. No portion of this publication may be reproduced or transmitted in any form or by any means without the express written permission of the publisher. Distribution by third parties is prohibited. Prohibited distribution includes, but is not limited to, posting, e-mailing, faxing, archiving in a public database, installing on intranets or servers, and redistributing via a computer network or in printed form. Unauthorized use or reproduction may result in legal action against the unauthorized user.

[Print Version](#)