



The Daily Bulletin: 2013-05-21

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

Changes the long title.

Directs the Department of Administration (DOA) to modify the existing state property database, no later than April 15, 2014, to provide for a field which indicates whether an item includes submerged land, and report to the Joint Legislative Commission on Governmental Operations on the modification.

Provides that no structures can be placed on state-owned submerged lands after the effective date of this act without an easement from the DOA. The easements are required to be recorded in the database field added above. Directs the DOA to adopt rules that specify the process for obtaining utility easements on submerged lands no later than April 15, 2014, with a report to the Joint Legislative Commission on Governmental Operations regarding the new rules no later than April 15, 2014, as well.

Directs the DOA to develop and implement procedures in conjunction with DENR for implementing GS 146-8, regarding the disposition of mineral deposits in state lands under water. Implementation and a report to the Joint Legislative Commission on Governmental Operations regarding the implementation process must occur no later than April 15, 2014.

Enacts new GS 146-20.2, *Non-coastal submerged lands inventory*, providing that DENR, Division of Water Resources, in conjunction with DOA and the Office of the Attorney General, will inventory all state-owned submerged lands in non-coastal counties in order to determine the validity of the claims submitted under this section. Provides that in evaluating claims, public ownership and public trust rights of submerged lands are to be favored.

Provides that any person claiming an interest in any part of the bed lying under navigable waters of any non-coastal county of North Carolina or a right of fishery in navigable waters of any non-coastal county superior to that of the general public must register the grant, charter, or other authorization for the claim with the Division of Water Resources. Specifies claims processes and procedures. Declares all rights and titles not registered by December 31, 2015, as null and void. Requires an annual report to be submitted, on or before September 1 of each year, by DENR, Division of Water Resources, to the Joint Legislative Commission on Governmental Operations and sets out five requirements of the report, including that it must report the total number of new claims registered and the number of unresolved claims.

Amends GS 114-15.1, *Department heads to report possible violations of criminal statutes involving misuse of State property to State Bureau of Investigation*, providing that information concerning damage or loss resulting from motor vehicle accidents or unintentional loss of property is exempt from the reporting requirements of subsection (a). Makes clarifying changes in regards to investigations conducted pursuant to this section. Makes organizational changes.

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

[GS 114](#), [GS 143](#), [GS 143C](#), [GS 146](#)

[View summary](#)

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

H 236 (2013-2014) [PERM. REG. PLATES/SOLID WASTE AUTHORITIES \(NEW\)](#). Filed Mar 6 2013, *A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE PERMANENT REGISTRATION PLATES TO REGIONAL SOLID WASTE MANAGEMENT AUTHORITIES.*

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

Changes the short and long title.

Amends GS 20-84(b)(18) to provide that a motor vehicle owned by a regional solid waste management authority, created under GS Chapter 153A, Article 22, can be issued permanent plates by the DMV (previously, the act provided for the issuance of permanent plates to vehicles owned by a public authority or special district, as defined in GS 159.7).

Intro. by McElraft.

[GS 20](#)

[View summary](#)

[Transportation, Department of Transportation](#)

H 971 (2013-2014) [A FAMILY FOR EVERY CHILD/FOSTER CARE](#). Filed Apr 17 2013, *A BILL TO BE ENTITLED AN ACT ESTABLISHING THE FAMILY FOR EVERY CHILD FOSTER CARE INITIATIVE TO IMPROVE PERMANENCY OUTCOMES FOR CHILDREN LIVING IN FOSTER CARE.*

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

Changes the appointment date for the initial members of the Permanency Innovation Initiative Oversight Committee to provide that they must be appointed on or after July 1, 2013 (was, January 1, 2014).

Provides that one of the four members of the committee appointed upon recommendation of the Speaker of the House will be a member of the House and will be appointed for a one-year term (previously, the act did not provide for a member of the House to be appointed). Makes a conforming change.

Provides that one of the four members of the committee appointed upon recommendation of the President Pro Tempore of the Senate will be a member of the Senate and will be appointed for a one-year term (previously, the act did not provide for a member of the Senate to be appointed). Makes a conforming change.

Amends GS 131D-10.9B, *Permanency Innovation Initiative Fund*, making technical changes.

Amends the appropriations provided for in the act, appropriating from the General Fund to the Division of Social Services, for the purpose of the fund for services provided by the Children's Home Society of North Carolina, \$1 million (was \$2.5 million) for the 2013-14 fiscal year and \$2.75 million (was, \$4.25 million) for the 2014-15 fiscal year.

Intro. by Avila, Samuelson, Burr, Stam.

[APPROP, GS 108A, GS 131D](#)

[View summary](#)

[Budget/Appropriations, Department of Health and Human Services, Child Welfare](#)

H973 (2013-2014) [FUNDS/TWO-TIERED PAY FOR THREE-WAY CONTRACTS](#). Filed Apr 17 2013, *A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, TO DEVELOP A TWO-TIERED SYSTEM OF PAYMENT FOR LOCAL INPATIENT PSYCHIATRIC BEDS OR BED DAYS BASED ON ACUITY LEVEL; REQUIRING THE DEPARTMENT TO ESTABLISH AND ANNUALLY REPORT ON PERFORMANCE MEASURES FOR THIS TWO-TIERED SYSTEM OF PAYMENT; AND APPROPRIATING FUNDS TO THE DEPARTMENT TO IMPLEMENT THIS TWO-TIERED SYSTEM OF PAYMENT.*

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

Amends Section 1(b) of the 1st edition to direct the Department of Health and Human Services to develop and provide a description of the established performance measures in a report to specified legislative entities no later than June 30, 2013.

Intro. by Martin, Burr, Avila, Hollo.

APPROP

[View summary](#)

Budget/Appropriations, Mental Health

PUBLIC/SENATE BILLS

S 402 (2013-2014) **APPROPRIATIONS ACT OF 2013**. Filed Mar 25 2013, *A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES.*

Senate committee substitute, as amended, makes various changes to the 1st edition. We will not be including a summary of the Appropriations Act. For the content of the bill, please follow the View NCGA Bill Details link located above. Further information on the budget, including the committee report, can be found on the "News" section of the General Assembly's website at: <http://www.ncleg.net/gascripts/News/NewsArchive.pl>.

Intro. by Brunstetter, Brown, Hunt.

GS 116, GS 105, APPROP, GS 115C, GS 1A, GS 7A, GS 7B, GS 14, GS 15A, GS 18B, GS 18C, GS 20, GS 48, GS 58, GS 63A, GS 65, GS 66, GS 74F, GS 75A, GS 84, GS 87, GS 90, GS 93E, GS 95, GS 101, GS 106, GS 108A, GS 108C, GS 110, GS 111, GS 113, GS 113A, GS 113B, GS 114, GS 115D, GS 116B, GS 120, GS 120C, GS 121, GS 122C, GS 124, GS 126, GS 127A, GS 130A, GS 131D, GS 131E, GS 136, GS 138A, GS 143, GS 143B, GS 143C, GS 146, GS 147, GS 148, GS 150B, GS 153A, GS 159G, GS 160A, GS 163, GS 164, GS 165

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Budget/Appropriations

ACTIONS ON BILLS

PUBLIC BILLS

H 13: STATE AGENCY PROPERTY USE/BIENNIAL REPORT.

Senate: Amend Adopted A1
Senate: Passed 3rd Reading
Engrossed

H 67: PERMANENT LICENSE PLATES FOR CHARTER SCHOOLS.

House: Reptd Fav
House: Re-ref Com On Finance

H 169: HONOR FALLEN SOLDIERS.

House: Withdrawn From Cal
House: Re-ref Com On Rules, Calendar, and Operations of the House

H 236: PERM. REG. PLATES/SOLID WASTE AUTHORITIES (NEW).

House: Reptd Fav Com Substitute

House: Re-ref Com On Finance

H 243: LIENS/SELF-SERVICE STORAGE FACILITIES.

House: Failed Concur In S Com Sub

House: Conf Com Appointed

H 254: ZONING CHANGES/NOTICE TO MILITARY BASES.

House: Concurred In S Amend SA1

House: Ordered Enrolled

H 267: CAPTIVE INSURANCE AMENDMENTS (NEW).

House: Amend Failed A1

House: Passed 3rd Reading

House: Amend Failed A1

House: Passed 3rd Reading

H 433: LAND USE SURROUNDING MILITARY INSTALLATIONS.

House: Failed Concur In S Com Sub

House: Conf Com Appointed

H 437: CREATE NC VETERANS FUND & TAX RETURN CHECKOFF.

House: Withdrawn From Com

House: Re-ref Com On Finance

H 508: HONOR FOUNDERS OF MECKLENBURG COUNTY.

House: Adopted

H 576: HONOR TOWN OF WADE.

House: Adopted

H 577: HONOR THE TOWN OF LINDEN.

House: Adopted

H 580: ESTABLISH STATEWIDE TELEPSYCHIATRY PROGRAM.

House: Reptd Fav

House: Re-ref Com On Appropriations

H 971: A FAMILY FOR EVERY CHILD/FOSTER CARE.

House: Reptd Fav Com Substitute

House: Re-ref Com On Appropriations

H 973: FUNDS/TWO-TIERED PAY FOR THREE-WAY CONTRACTS.

House: Reptd Fav Com Substitute

House: Re-ref Com On Appropriations

H 1010: HONOR LEANDER RESPASS.

House: Adopted

S 402: APPROPRIATIONS ACT OF 2013.

Senate: Reptd Fav Com Sub Amend

Senate: Com Amend Adopted 1

Senate: Com Amend Adopted 2

Senate: Com Amend Adopted 3

Senate: Com Amend Adopted 4
Senate: Com Amend Adopted 5
Senate: Re-ref Com On Finance
Senate: Unfav Com Sub as Amended
Senate: Com Substitute Adopted

S 430: CLARIFY ELECTRIC LOAD CONTROL PROCESS.

House: Withdrawn From Com
House: Cal Pursuant Rule 36(b)
House: Placed On Cal For 05/22/2013

S 574: GROUNDWATER CONTAMINATION/MODIFY RESPONSE (NEW).

House: Withdrawn From Com
House: Re-ref Com On Judiciary Subcommittee C
House: Withdrawn From Com
House: Re-ref Com On Judiciary Subcommittee C

LOCAL BILLS

S 269: SALISBURY/DEANNEX ROWAN CTY AIRPORT PROPERTY.

House: Withdrawn From Com
House: Re-ref Com On Finance

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