



The Daily Bulletin: 2016-05-26

PUBLIC/HOUSE BILLS

H 169 (2015-2016) [REGULATORY REDUCTION ACT OF 2016 \(NEW\)](#) Filed Mar 5 2015, *AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH CAROLINA.*

Senate committee substitute makes the following changes to the 3rd edition. Deletes the language of the 3rd edition and now provides the following.

Changes the long title of the act to AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH CAROLINA.

Changes the short title to Regulatory Reduction Act of 2016.

Part I. Administrative Reforms

Section 1.1

Enacts new GS 150B-19.4 to add requirements on rules with substantial financial costs to the Administrative Procedure Act (APA).

Prohibits an agency from adopting a permanent rule or set of rules with a projected aggregate financial cost to all persons affected equal to or greater than \$100 million during any five-year period, notwithstanding any authority given to an agency to adopt a rule. Establishes that an agency's determination of the projected aggregate cost of a permanent rule or set of rules must comply with GS 150B-21.4(b1), requiring an agency to prepare a fiscal note regarding the substantial economic impact of a proposed rule, which must be approved by the Office of State Budget and Management. Provides that an agency may not include any financial benefits of the permanent rule or set of rules in its determination of the projected aggregate financial cost of the rule or set of rules.

Provides three requirements that must be met, if applicable, in adopting a permanent rule or set of rules if an agency determines that a proposed permanent rule or set of rules will have a projected aggregate financial cost of \$10 million during any five-year period, as follows. Requires that, if the agency is a board, commission, a council, or other similar unit of government, a certification that the adoption of the rule or set of rules must be approved by at least 60% of those voting on the rule or set of rules. Requires that, for an agency headed by a member of the Council of State, the adoption of the rule or set of rules must be accompanied by a certification signed by the member of the Council of State and indicate that member's review and support of the rule or set of rules. Requires that, for all other agencies, the adoption of the rule or set of rules must be accompanied by a certification signed by the Governor indicating the Governor's review and support of the rule or set of rules.

Establishes that a permanent rule or set of rules subject to subsection (b) of the statute, as previously described, are subject to the provisions of GS 150B-21.3(b1), concerning delayed effective dates of rules, as if, pursuant to GS 150B-21.3(b2), concerning objections to a permanent rule, the rule or set of rules received written objections from 10 or more persons and a bill specifically disapproving the rule or set of rules was introduced in a house of the General Assembly before the 31st legislative day.

Applies to rules adopted or undergoing the review process on or after the effective date of the act.

Section 1.2

Amends GS 150B-21.6, concerning incorporating material in a rule by reference without repeating the text of the

reference material, by moving all or part of a code, standard, or regulation adopted by the federal government from existing subsection (2) to new subsection (4). Adds new stipulation to establish that if an agency incorporates all or part of a code, standard, or regulation adopted by the federal government by reference in a rule, without repeating the text of the referenced material, the agency must establish a procedure by which any change by the federal government is reviewed and approved by the agency within 30 days of the change. Makes technical change.

Section 1.3

Amends GS 150B-19.3(a) to provide that an agency that is authorized to implement and enforce State and federal environmental laws may not adopt a permanent rule (currently, a rule) for the protection of the environment or natural resources that imposes a more restrictive standard, limitation, or requirement than those imposed by federal law or rule, if a federal law or rule on the same subject matter has been adopted, unless adoption of the rule is required by one of subsection (a) of the statute.

Establishes that a permanent rule required by a serious and unforeseen threat to the public health, safety, or welfare are subject to the limitation and legislative review provisions of GS 150B-19.4(b) and (c), as enacted by this act. Makes conforming change to (a)(1) of the statute.

Applies to rules adopted or undergoing the review process on or after the effective date of the act.

Section 1.4

Amends GS 150B-21.3A, concerning periodic review and expiration of existing rules, by combining existing subsections (e) and (e1) into one subsection, (e).

Applies to rules adopted or undergoing the review process on or after the effective date of the act.

Part II. Business Regulation

Section 2.1

Amends the North Carolina State Building Code (Building Code) in GS 143-138 by enacting a new subsection (b16) to direct the Building Code Council to provide for an exemption from any requirements in the energy efficiency standards pursuant to Chapter 13 of the 2012 Building Code and the 2012 Energy Conservation Code, and subsequent amendments to the Building Code and the Energy Conservation Code, for the specified use and occupancy classifications under Chapter 3 of the 2012 Building Code. Specifies the following: Section 306, Factory Group F; Section 311, Storage Group S; and Section 312, Utility and Miscellaneous Group U.

Section 2.2

Amends GS 45-91, concerning the assessment of fees, processing of payments and publication of statements in mortgage debt collection and servicing, to enact a new subsection (6). Establishes that the statement mailing requirements and borrower notification requirements of the statute are deemed satisfied by compliance with the disclosure requirements contained in Regulation Z, 12 CFR 1026.41, which is a federal regulation titled Truth In Lending, and statutory provisions for periodic statements for residential mortgage loans.

Section 2.3

Amends GS 18B-1105(a), providing for the permissible activities of a holder of a distillery permit, by amending subsection (2) to replace language establishing that a permit holder may sell, deliver, and ship spirituous liquor in closed containers, subject to the laws of other jurisdictions, at wholesale or retail to private or public agencies or establishments of other states or nations, by adding new subsection (2a) to provide that a permit holder may sell spirituous liquor in closed containers at wholesale or retail, subject to the laws of other jurisdictions, for delivery outside the State. Amends subsection (4), allowing distilleries to sell spirituous liquor distilled at the distillery in closed containers to visitors who tour the distillery for consumption on the premises, to establish that consumers purchasing spirituous liquor under subsection (4) are limited to purchasing, and the selling distillery is limiting to selling to each

consumer, no more than one bottle of each product at the distillery of spirituous liquor per 12 month period. Makes a technical change.

Amends GS 18B-804, concerning alcoholic beverage pricing, to establish that, when a holder of a distillery permit sells spirituous liquor for delivery outside the State, pursuant to GS 18B-1105(a)(2a) as enacted by this act, the retail price of the spirituous liquor is to be the distiller's price.

Amends GS 18B-800(a), concerning the sale of alcoholic beverages in ABC stores, to provide that, to additionally except the provisions of Article 11 of GS Chapter 18B, as amended by Section 2.3(a), from the rule statute establishing that spirituous liquor may be sold only in ABC stores operated by local boards.

Directs the Alcoholic Beverage Control Commission to adopt temporary rules to amend its rules consistent with Section 2.3 of the act.

Provides that the provisions of Section 2.3 are effective July 1, 2016.

Part III. State and Local Government Regulation

Section 3.1(a)

Provides the definitions for *Hospital Facilities Rules* and *Guidelines* as they apply to Section 3.1 of the act.

Section 3.1(b)

Directs the Secretary of the Department of Health and Human Services and the Medical Care Commission (Commission) to repeal the Hospital Facilities Rules (Rules) on or before December 31, 2016. Defines *Hospital Facilities Rules* to mean 29 NCAC regulations, as specified in Section 3.1(a)(1).

Section 3.1(c)

Requires the Commission to adopt temporary rules to replace the Rules before the effective date of the repeal of the Rules required in Section 3.1(b). Requires the Commission to incorporate by reference all applicable rules, standards, and requirements of the most current edition of the Guidelines. Defines *Guidelines* to mean the American Society for Healthcare Engineering's Facility Guidelines Institute 'Guidelines for Design and Construction of Hospitals and Outpatient Facilities.'

Provides that if temporary rules are not adopted before the repeal of the Rules, the Commission must use the 2014 Edition of the Guidelines until the temporary rules are adopted.

Requires the Commission to adopt permanent rules pursuant to Section 3.1(c).

Section 3.1(d)

Directs the Commission to adopt rules to replace the Hospital Facilities Rules. Requires the rules adopted pursuant to Section 3.1(d) to conform to the provisions of Section 3.1(c) of the act, notwithstanding GS 150B-19(4), and are not subject to Part 3 of Article 2A of GS Chapter 150B (Adoption of Rules under the APA).

Provides that rules adopted pursuant to Section 3.1(d) are effective as provided in GS 150B-21.3(b1) (effective dates of rules) as though 10 or more written objections had been received as provided in GS 150B-21.3(b2) (objection of rules), similar to new GS 150B-19.4(c) concerning legislative review of rules with substantial financial costs, as enacted by this act.

Exempts rules adopted pursuant to Section 3.1(d) from the provisions of GS Chapter 150B that require the preparation of fiscal notes for any rule proposed to incorporate the Guidelines by reference.

Section 3.1(e)

Exempts the Hospital Facilities Rules from periodic review pursuant to GS 150B-21.3A until the Rules are repealed

pursuant to Section 3.1(b) of the act.

Section 3.2

Repeals GS 143-64.12, which provided for the authority and duties of the Department of Environmental Quality regarding the development, implementation and review of State agencies and State institutions of higher learning to better manage energy, water, and other utilities used by those facilities.

Repeals GS 116-30.3B(c), which required constituent institutions of the University of North Carolina to submit annual reports on the funds authorized pursuant to the statute as required under GS 143-64.12.

Section 3.3

Amends GS 115C-174.12(c), regarding the responsibilities of agencies in testing in elementary and secondary education, by eliminating the provision encouraging the local school administrative units to continue to develop local testing programs designed to diagnose student needs.

Part IV. Agriculture, Energy, Environmental, and Natural Resources Regulation

Section 4.1

Repeals Part 2H of Article 9 of GS Chapter 130A, which are provisions for discarded computer equipment and television management of solid waste management statutes.

Makes conforming change by repealing GS 130A-309.10(f)(14).

Makes conforming change by repealing GS 130A-309.10(f)(15).

Makes conforming change by repealing GS 130A-309.10(f1)(7).

Makes conforming change by repealing GS 130A-309.10(f1)(8).

Section 4.1(f)

Makes conforming change by repealing GS 130A-309A(d)(8).

Section 4.2

Amends GS 130A-290, concerning solid waste management, by amending the definition of *yard trash* to mean solid waste resulting from landscaping and yard maintenance, including brush, grass, tree limbs, and similar vegetative material (previously, defined as solid waste consisting entirely of vegetative matter resulting from landscaping maintenance). Enacts new subsection (46) to define *yard waste* to mean yard trash and land-clearing debris, including stumps, limbs, leaves, grass, and untreated wood.

Amends GS 130A-294, setting out the solid waste management program, by adding a new subsection (v) to exempt yard waste diverted from the waste stream or collected as source separated material from permitting for solid waste transfer, treatment, processing, storage, or disposal in a permitted solid waste management facility. Requires operators of facilities where yard waste is subject to transfer, treatment, processing, storage, or disposal, to comply with all other federal, State, or local laws, ordinances, rules, regulations, or orders, including zoning, flood plain, and wetland restrictions, sedimentation and erosion control requirements, and mining regulations. Provides that nothing in new subsection (v) is to be construed as limiting the authority of any local government to manage the transfer, treatment, processing, storage, or disposal of yard waste.

Provides that the provisions of Section 4.2 are effective July 1, 2017, and applies to the transfer, treatment, processing, storage, or disposal of yard waste occurring on or after that date.

Section 4.3

Repeals GS 113A-109, which provides for county letters of intent and a timetable for preparation of land-use under the Coastal Area Management Act.

Repeals GS 113A-112, which provides for planning grants under the Coastal Area Management Act.

Section 4.4

Repeals SL 2001-355, Section 4(c), which provides for the Soil and Water Conservation Commission to approve a point system for pasture management practices.

Section 4.5

Directs the Commission for Public Health to repeal 10A NCAC 41A. 0301 (Definitions) and 10A NCAC 41A .0302 (Sale of Turtles Restricted) on or before December 1, 2016. Prohibits the Department of Health and Human Services, the Department of Environmental Quality, or any other political subdivision of the State from implementing or enforcing those regulations until the effective date of the repeal, as required under Section 4.5 of this act.

Section 4.6

Amends GS 143-215.107A(c), which specifies the counties covered by the motor vehicle emissions testing and maintenance program, by removing Burke, Cleveland, Rutherford, Stokes, Surry and Wilkes Counties from the counties covered by the statute.

Section 4.6

Requires the Department of Environmental Quality (DEQ) to prepare and submit to the United States Environmental Protection Agency (EPA) for approval by that agency a proposed North Carolina State Implementation Plan (SIP) amendment based on the change to the motor vehicle emissions testing program provided in Section 4.6(a) of the act, no later than December 31, 2016.

Provides that Section 4.6 of the act becomes effective on the later of the following dates and applies to motor vehicles inspected, or due to be inspected, on or after the effective date of the act: (1) July 1, 2017; or (2) the first day of a month that is 60 days after the DEQ certifies to the Revisor of Statutes that the EPA has approved an amendment to the SIP submitted as required by Section 4.6(b) of the act. Requires the DEQ to provide notice along with the effective date of the act on its Web site and by written or electronic notice to emissions inspection mechanic license holders, emissions inspection station licensees, and self-inspector licensees in the counties where motor vehicle emissions inspection requirements are removed by the act.

Part V. Eliminate, Consolidate, and Amend Reports to the Environmental Review Commission

Section 5.1

Repeals GS 74-54.1(c), which required the Department of Environmental Quality to report annually to the Environmental Review Commission, the Fiscal Research Division, and the North Carolina Mining Commission on the cost of implementing the Mining Act of 1971 (Article 7 of GS Chapter 74).

Section 5.2

Repeals GS 143-135.39(f) and (g), which required the Department of Administration to annually report on the implementation of the Sustainable Energy Efficient Buildings Program to the General Government Appropriations Subcommittees of both the Senate and the House of Representatives, the Environmental Review Commission, and the Joint Legislative Commission on Governmental Operations.

Repeals GS 143-135.40(b), which required the Department of Administration to report the results of its monitoring of construction standards and sustainable building standards under the statute.

Section 5.3

Amends GS 143-215.9B to eliminate the requirement of the Environmental Management Commission to report on its progress in developing and implementing the collection system permit program required by the statute as part of its quarterly report to the Environmental Review Commission pursuant to GS 143B-282(b).

Section 5.4

Repeals GS 143-215.107C(d) and (e), which both required annual reports from the Department of Transportation (DOT) detailing plans to reduce miles driven by public and private sector employees.

Section 5.5

Amends GS 143-341(8)(i).2b to eliminate an annual report by the Department of Administration concerning the number of new cars bought plus savings or costs for the purchases of those cars and fuel, as far as their duties concerning the operation of a central motor pool.

Section 5.6

Repeals GS 143B-279.5, which established and required a Biennial State of the Environment Report.

Section 5.7

Repeals GS 143B-279.7(c), deleting a requirement that the Department of Environmental Quality must annually report on the fish kill activity in North Carolina.

Section 5.8

Amends Section 11.1 of SL 1999-329, deleting a reporting requirement that the Environmental Management Commission must report on progress concerning the development of engineering standards for municipal and domestic wastewater collection systems to allow interconnection.

Section 5.9

Amends Section 13.9(d) of SL 2000-67, deleting a requirement that the Department of Environment and Natural Resources must revise the beach management and restoration plan every two years.

Section 5.10

Repeals Section 29(j) and 29(k) of SL 2014-120 concerning annual reporting requirements by Regulatory Authorities concerning the informal review process for reviewing engineering work as specified.

Section 5.11

Amends GS 143B-279.8(e) to only require a report from the commissions specified regarding the progress of the Coastal Habitat Protection Plans when significant revisions have been made to those plans (previously required each Commission to report annually regarding the plan). Also repeals GS 143B-279.8(f) which required an additional report from the Secretary of Environmental Quality concerning the Coastal Habitat Protection Plan upon making substantial revisions.

Section 5.12

Amends GS 143-215.3A(c) concerning required reporting from the Department of Environmental Quality (DEQ) to the Environmental Review Commission(ERC) and the Fiscal Research Division about environmental permitting programs, reducing the reporting to only on or before January 1 of each odd-numbered year (was, November of each year). Also adds language that requires this report to be submitted with the report required in GS 143B-279.17, concerning permit processing times. Also amends GS 143B-279.17, concerning reporting on permit processing times for the One-Stop for Certain Environmental Permits Program and the Express Permit and Certification Reviews, reducing the reporting requirement to only on or before January 1 of each odd-numbered year (was, by March of each year). Adds conforming language reflecting the above requirement that this report be submitted with that required in GS 143-215.3A(c). Provides

that the first joint report is to be submitted no later than January 1, 2017.

Section 5.13

Amends GS 143B-282(b) and GS 143-215.1(h), both concerning reporting requirements of the Environmental Management Commission (EMC) (specifically concerning the operation and activities of the EMC as well as information on the modification of existing permits as specified), now providing that the specified reports shall be submitted on an annual basis, by January 1 of each year (was, on quarterly basis). Further provides that the required reports are to be submitted jointly, with the first combined report to be submitted to the ERC no later than January 1, 2017.

Section 5.14

Amends the following statutes concerning reporting requirements, GS 130A-309.140(a)(concerning recycling of discarded computers and televisions); GS 130A-310.40 (concerning evaluation of the Brownfields Property Reuse Act); GS 130A-310.10(a) (concerning the Inactive Hazardous Waste Response Act); GS 143-215.104U(a) (concerning the Dry-Cleaning Solvent Cleanup Act); and GS 130A-294(i) (concerning the implementation and cost of the hazardous waste management program), deleting the reporting requirements and replacing them with language that requires the same information and reports to be included and submitted with the annual solid waste management report required to be submitted by the DEQ on or before January 15 of each year, pursuant to GS 130A-309.06(c). Amends GS 130A-309.06(c) to add and include all of the above reports and information into the annual report on the status of solid waste management submitted by the DEQ to the ERC and the Fiscal Research Division. Provides that the first combined report as provided above will be submitted to the ERC and the Fiscal Research Division no later than January 15, 2017. Makes clarifying and technical changes.

Section 5.15

Amends both GS 113A-67 (concerning reporting of the implementation of the Sedimentation Pollution Control Act of 1973) and GS 143-214.7(e)(concerning reporting on stormwater control programs) to require the specified reports to be submitted together to the ERC. Also provides that the report in GS 143-214.7(e) is to be submitted by the DEQ (previously, required the NC Environmental Management Commission). Requires the first combined report to be submitted to the ERC no later than October 1, 2016.

Section 5.16

Repeals GS 143-355(n) and GS 143-355(o)(9), which respectively included requirements to report on the development of a State water supply plan and a basinwide hydrologic model. These requirements are now found in newly enacted GS 143-355(p), which directs the DEQ to report to the ERC, no later than November 1 of each year, concerning the development of a State water supply plan and a basinwide hydrologic model. Further directs the DEQ to submit this report with the report on basinwide water quality management plans required pursuant to GS 143-215.8B(d), as a single report. Amends GS 143-215.8B(d) making conforming changes reflecting the joint reporting requirements above. Requires the first combined report to be submitted to the ERC no later than November 1, 2016.

Section 5.17

Amends GS 159G-26(a) (reporting requirements concerning the Water Infrastructure Fund) and GS 159G-72 (reporting of State Water Infrastructure Authority findings) to combine the required reports into one report to be submitted by November 1 of each year. The report is to be submitted to the ERC, the Joint Legislative Oversight Committee on Agricultural and Natural and Economic Resources, and the Fiscal Research Division. Previously required the State Water Infrastructure Authority to submit the report to the Senate Appropriations Committee on Natural and Economic Resources and the House of Representatives Appropriations Subcommittee on Natural and Economic Resources, these requirements have now been deleted. Requires the first combined report to be submitted no later than November 1, 2016. Makes clarifying and technical changes.

Section 5.18

Amends GS 106-850(e) and GS 106-860(e) (both concerning reporting requirements of the Soil and Water Conservation Commission, either for the Agriculture cost share program or the Community Conservation Assistance Program) to require that the reports be submitted together as one report, no later than January 31 of each year. Also amends GS 139-60(d) (concerning the Agricultural Water Resources Assistance Program) to conform all of its reporting requirements to those of GS 106-850(e) (previously, was not required to submit report to the Fiscal Research Division). Further requires that the first combined report to the ERC and the Fiscal Research Division is to be made no later than January 31, 2017. Makes technical changes.

Section 5.19

Amends GS 113A-115.1(i) concerning required reports of the Coastal Resources Commission in regards to the terminal groins pilot project, providing that a report on the implementation of the project must be submitted to the ERC by January 1, 2017, and then every five years after that (previously required submittal of the report every year).

Section 5.20

Amends GS 143B-135.48(d) concerning required reports of the Department of Natural and Cultural Resources regarding the Parks System Plan, providing that the report must be submitted to the ERC, the Joint Legislative Oversight Committee on Agricultural and Natural and Economic Resources, and the Fiscal Research Division no later than October 1, 2016, and then every five years after that that (previously required submittal of the report every year). Also deletes requirement that the report also be submitted to the Senate and House of Representatives appropriations committees that have jurisdiction over natural and cultural resources. Makes conforming changes.

Section 5.21-5.23

Amends reporting requirements found in Section 15.6 of SL 1999-237 (concerning funds used from the Superfund), GS 87-98(e) (concerning expenditures from the Bernard Allen Emergency Drinking Water Fund), and GS 143B-135.56(f) (concerning allocations from the Recreation Trust Fund), deleting various reporting requirements and now providing that the required reports in Section 15.6 of SL 1999-237 be submitted only to the Joint Legislative Oversight Committee on Agricultural and Natural and Economic Resources, and that those in GS 87-98(e) be submitted to the Joint Legislative Oversight Committee on Agricultural and Natural and Economic Resources and the Fiscal Research Division, and those in GS 143B-135.56(f) go to the Joint Legislative Oversight Committee on Agricultural and Natural and Economic Resources, the Fiscal Research Division, and the ERC.

Part VI Severability Clause and Effective Date

Section 6.1

Includes a severability clause.

Section 6.2

Unless otherwise provided, the act is effective when it becomes law.

Intro. by Hager, Presnell.

[GS 18B](#), [GS 45](#), [GS 74](#), [GS 87](#), [GS 106](#), [GS 113A](#), [GS 115C](#), [GS 116](#), [GS 130A](#), [GS 139](#), [GS 143](#), [GS 143B](#), [GS 150B](#), [GS 159G](#)

[Alcoholic Beverage Control](#), [Animals](#), [Development](#), [Land Use and Housing](#), [Building and Construction](#), [Property and Housing](#), [Education](#), [Elementary and Secondary Education](#), [Higher Education](#), [Environment](#), [Environment/Natural Resources](#), [Government](#), [APA/Rule Making](#), [State Agencies](#), [Department of Administration](#), [Department of Natural and Cultural Resources \(formerly](#)

[View summary](#)

Dept. of Cultural Resources), Department of Environmental Quality (formerly DENR), Department of Transportation, Health and Human Services, Health, Health Care Facilities and Providers, Public Health, Transportation

H 632 (2015-2016) [STUDENT ONLINE PROTECTION ACT. \(NEW\)](#) Filed Apr 13 2015, *AN ACT TO PROTECT STUDENT ONLINE PRIVACY.*

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

Amendment #1 amends the requirements for operators under GS 115C-401.2 (student online privacy protection) to require the operator to delete a student's covered information within 45 days when the K-12 school or local board of education notifies the operator of completion of services with that operator, in addition to when the K-12 school or local board of education requests deletion of the covered information that is under the control of the board or school.

Amendment #2 adds GS 115C-401.2(g) to allow a parent, K-12 school, teacher, local board of education, or the State Board of Education to report an alleged violation of the statute to the Attorney General. Allows the Attorney General to bring a civil action for injunctive and other relief. Adds that nothing in the statute creates a private right of action.

Intro. by Saine.

[GS 115C](#)

[View summary](#)

[Education, Elementary and Secondary Education](#)

H 817 (2015-2016) [ENACT UNIFORM LAW ON ADULT GUARDIANSHIP.](#) Filed Apr 14 2015, *AN ACT ENACTING THE UNIFORM ADULT GUARDIANSHIP AND PROTECTIVE PROCEEDINGS JURISDICTION ACT OF 2016.*

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

Amends GS 35B-10, concerning jurisdiction to appoint a guardian or issue a protective order, to provide that a court of this State has jurisdiction if one of the specified criteria is met (was, if all of the specified criteria was met).

Changes the effective date of the act from December 1, 2015, to December 1, 2016, and makes conforming changes.

Updates the act's long title.

Intro. by Turner, Meyer.

[GS 35B](#)

[View summary](#)

[Health and Human Services, Social Services, Adult Services](#)

PUBLIC/SENATE BILLS

S 575 (2015-2016) [NC/SC ORIGINAL BORDER CONFIRMATION.](#) Filed Mar 26 2015, *AN ACT TO MAKE LEGISLATIVE CHANGES TO FACILITATE THE WORK OF THE BOUNDARY COMMISSION IN CONFIRMING AND REESTABLISHING THE ORIGINAL BOUNDARY EXISTING BETWEEN THE STATES OF NORTH CAROLINA AND SOUTH CAROLINA.*

Senate amendment makes the following changes to the 4th edition.

Amends Section 3(d) of the act to make clarifying changes.

Intro. by Tucker.

[GS 18B](#)

[View summary](#)

[Government, State Government, State Property](#)

S 770 (2015-2016) [NC FARM ACT OF 2016 \(NEW\)](#) Filed Apr 27 2016, *AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE AGRICULTURAL COMMUNITY.*

Senate committee substitute makes the following changes to the 2nd edition.

Amends GS 106-65.105D to remove assault on an agent acting under their duties under Article 4H (bedding) from those acts that are punishable as a Class 2 misdemeanor. Deletes the provision defining *impede, oppose, intimidate, or interfere* to include the use of profane and indecent language, or any act or gesture which tends to cast disrespect on an inspector.

Amends GS 90-91 to require that chorionic gonadotropin be administered by injection for veterinary use or in the presence of a licensed veterinarian (was, or upon the order of a licensed veterinarian) in order to be excluded from the definition of anabolic steroid.

Amends GS 113A-52.01 to define mulch, as it is used in the statute (which exempts specified activities from the Sedimentation Pollution Control Act), to mean substances composed primarily of plant remains or mixtures of such substances.

Intro. by B. Jackson, Brock, Cook.

[GS 19A, GS 75, GS 87, GS 90, GS 105, GS 106, GS 113, GS 113A, GS 115C, GS 139, GS 143, GS 143B, GS 150B, GS 153A, GS 160A, GS 166A](#)

[Agriculture, Animals, Business and Commerce, Development, Land Use and Housing, Building and Construction, Education, Elementary and Secondary Education, Environment, Environment/Natural Resources, Government, APA/Rule Making, State Agencies, Department of Agriculture and Consumer Services, Tax, Local Government, Health and Human Services, Health, Public Health](#)

[View summary](#)

S 867 (2015-2016) [PROTECT STUDENTS IN SCHOOLS](#). Filed May 10 2016, *AN ACT TO REQUIRE CRIMINAL BACKGROUND CHECKS FOR TEACHER LICENSURE AND SCHOOL PERSONNEL EMPLOYMENT.*

Senate committee substitute makes the following changes to the 2nd edition.

Amends proposed new GS 115C-297.1 to require that the State Board of Education require applicants to be checked for a criminal history (was, required the criminal history of applicants who have not been previously licensed in the State) before issuing a license.

Intro. by Barefoot, Wade, Newton.

[GS 115C, GS 143B](#)

[Education, Elementary and Secondary Education,](#)

ACTIONS ON BILLS

PUBLIC BILLS

H 169: REGULATORY REDUCTION ACT OF 2016 (NEW)

Senate: Reptd Fav Com Substitute

Senate: Com Substitute Adopted

Senate: Placed On Cal For 05/31/2016

H 632: STUDENT ONLINE PROTECTION ACT. (NEW)

Senate: Amend Adopted A1

Senate: Amend Adopted A2

Senate: Passed 2nd Reading

Senate: Passed 3rd Reading

Engrossed

H 817: ENACT UNIFORM LAW ON ADULT GUARDIANSHIP.

Senate: Reptd Fav Com Substitute

Senate: Com Substitute Adopted

Senate: Placed On Cal For 05/31/2016

H 995: MOTIONS FOR APPROPRIATE RELIEF.

Senate: Reptd Fav

Senate: Re-ref Com On Appropriations/Base Budget

H 1011: RETIREMENT TECHNICAL CORRECTIONS ACT OF 2016.-AB

Senate: Regular Message Received From House

Senate: Passed 1st Reading

Senate: Ref To Com On Pensions & Retirement and Aging

H 1141: OBSERVANCE OF MEMORIAL DAY.

Senate: Special Message Received From House

Senate: Passed 1st Reading

Senate: Placed on Today's Calendar

Senate: Passed 2nd Reading

Senate: Passed 3rd Reading

Senate: Ordered Enrolled

S 71: COMM'N APPOINTMENT MODIFICATIONS (NEW).

Senate: Regular Message Received For Concurrence in H Com Sub

Senate: Placed on Today's Calendar

Senate: Failed Concur In H Com Sub

Senate: Conf Com Appointed

S 575: NC/SC ORIGINAL BORDER CONFIRMATION.

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

S 748: CHANGE REPORT - BUILD. & INFRASTRUCTURE COMM.

Senate: Regular Message Sent To House
House: Regular Message Received From Senate

S 770: NC FARM ACT OF 2016 (NEW)

Senate: Reptd Fav Com Substitute
Senate: Com Substitute Adopted
Senate: Re-ref Com On Finance

S 792: STATE IT CONTRACTS/CONTRACTOR LIABILITY.

Senate: Passed 2nd Reading
Senate: Passed 3rd Reading

S 805: FIDUCIARY ACCESS TO DIGITAL ASSETS.

Senate: Reptd Fav
Senate: Placed On Cal For 05/31/2016

S 814: DESIGNATE STATE CIO AS SECRETARY OF DEPT.

Senate: Passed 2nd Reading
Senate: Passed 3rd Reading

S 838: MEDICAID TRANSFORMATION MODIFICATIONS.

Senate: Regular Message Received For Concurrence in H Com Sub
Senate: Placed On Cal For 05/31/2016

S 867: PROTECT STUDENTS IN SCHOOLS.

Senate: Reptd Fav Com Substitute
Senate: Com Substitute Adopted
Senate: Re-ref Com On Finance

S 873: ACCESS TO AFFORDABLE COLLEGE ED. ACT.

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

S 889: RIGHT TO HUNT AND FISH.

Senate: Passed 1st Reading
Senate: Ref To Com On Rules and Operations of the Senate

LOCAL BILLS

S 739: TOWN OF ROLESVILLE/ANNEXATION.

Senate: Passed 3rd Reading

S 774: MARVIN AND ASHEBORO/DEANNEXATION (NEW).

Senate: Passed 3rd Reading

S 787: STOKES COUNTY/LOCAL ACTS - BY REQUEST.

Senate: Regular Message Sent To House

House: Regular Message Received From Senate

S 831: DUPLIN/SAMPSON/DETENTION CONTRACTS ANIMALS (NEW).

Senate: Regular Message Sent To House

House: Regular Message Received From Senate

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