

The Daily Bulletin: 2017-02-22

PUBLIC/HOUSE BILLS

H 19 (2017-2018) [ORGANIZATIONAL MEETING/LOCAL ELECTED BOARDS \(NEW\)](#). Filed Jan 25 2017, *AN ACT AMENDING THE LAWS REGARDING WHEN LOCAL ELECTED BOARDS SELECT A CHAIR AND OTHER OFFICERS OF THE BOARD WHEN THERE IS A DELAY IN THE DETERMINATION OF ELECTION RESULTS.*

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

Amends GS 130A-56 by making clarifying changes, replacing the term "chair" with "chairperson."

Intro. by Davis.

[GS 115C, GS 130A, GS 153A, GS 160A](#)

[View summary](#)

[Government, Local Government](#)

H 100 (2017-2018) [RESTORE PARTISAN ELECTIONS/SUP. & DIST. COURT](#). Filed Feb 14 2017, *AN ACT TO RESTORE PARTISAN JUDICIAL ELECTIONS FOR NORTH CAROLINA SUPERIOR AND DISTRICT COURTS.*

House amendment makes the following changes to the 1st edition.

Amends GS 163-122, concerning unaffiliated candidates nominated by petition, to provide that unaffiliated candidates seeking the office of superior court judge or district court judge must file written petitions with the State Board of Elections (Board) supporting that voter's candidacy for a specified office, regardless of whether the district lies entirely in one county or in more than one county. Requires these petitions to be filed with the Board on or before noon on the last Friday in June preceding the general election, and be signed by qualified voters of the district equal to 2% of the total number of registered voters in the district as reflected by the voter registration records of the Board as of January 1 of the year in which the general election is to be held. Requires each petition to be presented to and examined by the chairman of the board of elections of the county in which the signatures were obtained. Provides that certification by the chairman and the deadline for submission to the county board is the same as specified in subdivision (1) of subsection (a). Makes conforming changes.

Intro. by Burr, Saine, Bumgardner, Henson.

[GS 18C, GS 163](#)

[View summary](#)

[Courts/Judiciary, Government, Elections](#)

H 164 (2017-2018) [CHECK-OFF DONATION: CANCER SCREENING](#). Filed Feb 22 2017, *AN ACT TO PROVIDE SPACE ON THE INCOME TAX RETURN FOR INDIVIDUALS TO MAKE DONATIONS FOR EARLY DETECTION OF BREAST AND CERVICAL CANCER, AS PROVIDED BY THE BREAST AND CERVICAL CANCER CONTROL PROGRAM.*

Enacts new GS 105-269.8 to allow an individual entitled to a refund of income taxes under Part 2 of Article 4 of GS Chapter 105 to elect to contribute all or part of the refund to be used for early detection of breast and cervical cancer at the Cancer Prevention and Control Branch of the Division of Public Health of the Department of Health and Human Services. Directs the Secretary of Revenue to provide appropriate language and space on the individual income tax form with an explanation that the contribution is irrevocable and will be used for early detection of breast and cervical cancer only. Directs the Secretary of Revenue to transmit contributions made pursuant to this statute to the State Treasurer, and directs the State Treasurer to distribute the contributions to the Cancer Prevention and Control Branch to be used in accordance with North Carolina's Breast and Cervical Cancer Control Program's policies and procedures.

Clarifies that funds generated by this act are not intended to replace current appropriations for early detection of breast and cervical cancer. Effective for taxable years beginning on or after January 1, 2017, and expires for taxable years beginning on or after January 1, 2021.

Intro. by Dollar, Howard, Stevens, S. Martin.

GS 105

[View summary](#)

Government, Tax, Health and Human Services, Health, Nonprofits

H 165 (2017-2018) **CITIZENS REVIEW BOARDS ESTABLISHED**. Filed Feb 22 2017, *AN ACT TO AUTHORIZE THE USE OF CITIZEN REVIEW BOARDS TO INVESTIGATE OR REVIEW ALLEGATIONS OF CERTAIN POLICE MISCONDUCT AND TO REQUIRE THAT CERTAIN TRAINING BE PROVIDED TO MEMBERS OF NEIGHBORHOOD CRIME WATCH PROGRAMS ESTABLISHED BY COUNTIES AND CITIES.*

Enacts new GS 153A-212.3 regarding the establishment of a citizen review board by a county. Provides that a county may establish, by ordinance, a citizen review board or use an existing citizen review board to investigate or review allegations of misconduct by law enforcement officers employed by a law enforcement agency within that county. Requires that the ordinance specify at minimum the following: (1) the composition of the citizen review board, (2) the minimum qualifications to serve on the board, (3) the procedure for appointing persons to the board, (4) the duration of the terms for board members, and (5) the manner in which hearings of the board are to be held. Additionally specifies the powers and the duties of the board, which include the authority to make findings and decisions on disciplinary action of a law enforcement officer alleged to have committed misconduct, and the authority to subpoena witnesses, administer oaths, and compel the production of evidence. Includes definitions of terms as used in this statute, information regarding an appeals process and petitioning for judicial review. Provides that a county and one or more cities in that county may establish a joint citizen review board. Indicates exceptions to the general authority of a citizen review board established by a county under this section.

Enacts a new GS 160A-289.3 regarding the establishment of a citizen review board by a city. Provisions parallel and are the same as those for the establishment of a review board by a county.

Amends GS 153A-212.2, regarding establishing neighborhood crime watch programs within a county, and amends GS 160A-289.2, regarding establishing neighborhood crime watch programs within a city, to require that the county or city, respectively, provide training that meets specified standards for members of a neighborhood crime watch program.

Effective December 1, 2017, and applies to any misconduct committed on or after that date.

Intro. by R. Moore, Quick.

GS 153A, GS 160A

[View summary](#)

Government, Public Safety, Local Government

H 168 (2017-2018) **STUDY/DAMAGE FROM ATV USE**. Filed Feb 22 2017, *AN ACT TO STUDY THE DAMAGE CAUSED TO VARIOUS TYPES OF PROPERTIES FROM UNAUTHORIZED USE OF AN ALL-TERRAIN VEHICLE.*

Directs the Department of Transportation (DOT) to study the impact and damage from the unauthorized use of all-terrain vehicles on State rights-of-way, private property, and farmland. Defines *all-terrain vehicle* to have the same meaning as defined in GS 20-4.01. Directs DOT to report its findings and recommendations to the Joint Legislative Transportation Oversight Committee by December 1, 2017.

Intro. by C. Graham, Pittman, Pierce.

STUDY

[View summary](#)

Courts/Judiciary, Motor Vehicle, Government, State Agencies, Department of Transportation, Transportation

H 169 (2017-2018) [KAPPA ALPHA PSI/SPECIAL PLATE FEE](#). Filed Feb 22 2017, *AN ACT TO INCREASE THE FEE FOR A KAPPA ALPHA PSI FRATERNITY SPECIAL REGISTRATION PLATE*.

Amends GS 20-79.7 to set the additional fee amount for the Kappa Alpha Psi Fraternity special registration plate at \$20. Directs the Division of Motor Vehicles (DMV) to credit \$10 of the additional fee amount for this special plate to the Special Registration Plate Account (SRPA) and \$10 of the additional fee to the Collegiate and Cultural Attraction Plate Account (CCAPA). Directs the DMV to transfer the money in the CCAPA from the sale of the Kappa Alpha Psi special plates to the Kappa Alpha Psi Fraternity Inc. quarterly to provide funding for scholarships, education, professional development, or similar programs. Clarifies that none of the proceeds from this special plate are to be distributed to any board member as compensation or as an honorarium. Effective July 1, 2017.

Intro. by Hanes, Reives, Willingham.

[GS 20](#)

[View summary](#)

[Courts/Judiciary, Motor Vehicle, Government, State Agencies, Department of Transportation](#)

H 170 (2017-2018) [PILOT/SPORTS FOR STUDENTS WITH DISABILITIES](#). Filed Feb 22 2017, *AN ACT TO AUTHORIZE THE DEPARTMENT OF PUBLIC INSTRUCTION TO USE FUNDS TO CONDUCT A PILOT PROGRAM ON INTEGRATED COMMUNITY-BASED ADAPTED SPORTS PROGRAMS FOR STUDENTS WITH DISABILITIES*.

Allows the Department of Public Instruction (Department) to use up to \$300,000 each fiscal year, from the funds appropriated to the Department or State Aid for Public Schools for the 2017-19 fiscal biennium, to develop and implement a pilot program for an integrated community-based adapted sports program for students with disabilities in grades K-12. Requires the pilot program to be consistent with the "Dear Colleague" letter addressing equal access to extracurricular athletics for students with disabilities released by the US Department of Education, Office for Civil Rights, on January 25, 2013. Sets out further requirements for the program. Effective July 1, 2017.

Intro. by Hanes, Lambeth.

[STUDY](#)

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[Education, Government, State Agencies, Department of Public Instruction](#)

H 171 (2017-2018) [CHANGE EXCLUSION FOR SOLAR ENERGY SYSTEMS](#). Filed Feb 22 2017, *AN ACT TO CHANGE THE PROPERTY TAX EXCLUSION FOR SOLAR ENERGY ELECTRIC SYSTEMS*.

Amends GS 105-275(45) to exclude from property taxation 60% (was, 80%) of the appraised value of a solar electric system, as defined by the statute to mean all equipment used directly and exclusively for the conversion of solar energy to electricity. Effective July 1, 2017, and applies to taxes imposed for taxable years beginning on or after that date.

Intro. by Dixon, J. Bell, Brenden Jones, McElraft.

[GS 105](#)

[View summary](#)

[Development, Land Use and Housing, Property and Housing, Government, Tax, Public Enterprises and Utilities](#)

H 172 (2017-2018) [INCLUDE SOLAR PROPERTY AS NONSYSTEM PROPERTY](#). Filed Feb 22 2017, *AN ACT TO INCLUDE CERTAIN SOLAR ENERGY PROPERTY AS NONSYSTEM PROPERTY*.

Amends GS 105-333(12) to establish that real and personal property used directly and exclusively for the conversion of solar energy to electricity are to be treated as nonsystem property as that term is used in Article 23 of GS Chapter 105 (Public Service Companies). Applies to taxes imposed for taxable year beginning on or after the July 1, 2017, effective date.

Intro. by Dixon, J. Bell, Brody.

[GS 105](#)

[View summary](#)

[Development, Land Use and Housing, Property and Housing, Government, Tax, Public Enterprises and Utilities](#)

H 173 (2017-2018) [REVISIONS TO OUTDOOR ADVERTISING LAWS](#). Filed Feb 22 2017, *AN ACT TO INCREASE PERMIT FEES FOR OUTDOOR ADVERTISING, TO CLARIFY THE STANDARDS FOR DETERMINING JUST COMPENSATION IN STATE AND LOCAL GOVERNMENT EMINENT DOMAIN ACTIONS THAT CAUSE THE REMOVAL OF LAWFULLY ERECTED OUTDOOR ADVERTISING, AND TO MAKE VARIOUS REVISIONS TO THE LAWS GOVERNING OUTDOOR ADVERTISING MODERNIZATION AND OUTDOOR ADVERTISING VEGETATION CUTTING OR REMOVAL.*

Makes revisions to laws pertaining to outdoor advertising as the title indicates.

Current law sets the fee for a selective vegetation removal permit issued under GS 136-18(5), (7), and (9) at \$200. Amends GS 136-18.7 to set the fee for a selective vegetation permit issued under Article 11, Outdoor Advertising Control Act, of GS Chapter 136 for an outdoor advertising location at \$600 for the initial three-year period listed in GS 136-133.4 and \$200 for any subsequent three-year renewal period. Amends GS 136-133.4 to extend the duration of selective vegetation removal permits from one year to three years. Effective when the act becomes law and applies to applications for permits received on or after that date.

Amends GS 136-131 to authorize the Department of Transportation (DOT) or any municipality, county, local or regional zoning authority, or other political subdivision (was, DOT) to acquire outdoor advertising and all property rights pertaining thereto, if the advertising is in lawful existence on the effective date of the Article or provided that it is lawfully erected after the effective date of the Article. Specifies that the statute applies to all acquisitions, purchases, or condemnations by DOT that cause the removal of any lawfully erected outdoor advertising, regardless of the advertising's location and proximity to the interstates or primary systems. Identifies factors to be used in determining just compensation for lawfully erected outdoor advertising. Directs the DOT to minimize adverse impacts to the outdoor advertiser displaced by any condemnation by the DOT. Effective when the act becomes law and applies to determinations of just compensation made on or after that date.

Amends GS 136-131.2 by adding that nothing in the statute prohibits a municipality, county, local or regional zoning authority, or other political subdivision from using its zoning authority to regulate the initial erection of outdoor advertising that has not been relocated, or outdoor advertising in which a permit issued by DOT under this Article has been voluntarily cancelled or lawfully revoked, and any appeals under GS 136-134.1 have been exhausted. Provides that no decision of an administrative official charged with enforcement of a local ordinance, rule, or regulation is effective against an owner or operator of outdoor advertising for any activity authorized by this statute, and no appeal under GS 153A-345.1 or GS 160A-388 is required to protect the outdoor advertiser's rights under this statute. Allows any outdoor advertising adjacent to a highway on the National System of Interstate and Defense Highways or a highway on the Federal-aid Primary Highway System for which there is in effect a valid permit issued by DOT under this Article to be relocated subject to the three requirements listed in the statute. Specifies that a new site for relocation must not be denied by DOT because of the presence of vegetation obstructing the visibility of the outdoor advertising from the viewing zone. Allows the owner or operator of the outdoor advertising to improve the visibility of the sign by removing any vegetation on private property upon receiving written consent of the landowner and on the right-of-way of the interstate or primary highway systems in this State under a selective vegetation removal permit.

Amends GS 136-133.1 to allow DOT, at the request of a selective vegetation removal permittee, to approve plans for the cutting, thinning, pruning, or removal of vegetation outside of the cut or removal zone defined in the statute along or within gores, medians, or other areas of the primary highway system so long as the view to the outdoor advertising sign will be improved and the safety of the traveling public is protected. Adds new language setting out requirements to be met when relocating or replacing any native dogwood or native redbuds existing within specified areas.

Intro. by J. Bell, Shepard, McElraft, Wray.

[GS 136](#)

[View summary](#)

**Business and Commerce, Government, State Agencies,
Department of Transportation, Local Government**

H 174 (2017-2018) **CONCEALED CARRY/CHURCH SCHOOL PROP.** Filed Feb 22 2017, *AN ACT TO PROVIDE THAT A PERSON WHO HAS A CONCEALED HANDGUN PERMIT MAY CARRY A HANDGUN ON EDUCATIONAL PROPERTY THAT IS THE LOCATION OF BOTH A SCHOOL AND A PLACE OF RELIGIOUS WORSHIP OUTSIDE THE OPERATING HOURS OF THE SCHOOL.*

Amends GS 14-269.2 to allow a person who has a concealed handgun permit issued pursuant to Article 54B of GS Chapter 14 or considered valid under the reciprocity provisions of GS 14-415.24, or is exempt from obtaining a permit pursuant to GS 14-415.25, to possess and carry a handgun on the premises of a place of religious worship and any associated parking lot where that location is both a school and a building that is a religious place of worship under GS 14-54.1, so long as possession on the premises is outside the operating hours of the school.

Amends GS 14-415.11(c), which specifies places where a person may not carry a concealed handgun even with a permit, by making a technical change to remove areas prohibited by GS 14-269.3 and GS 14-277.2 from the areas listed. Qualifies the existing prohibition in areas prohibited by GS 14-269.2 (Weapons on campus and other educational property) to allow persons to carry a concealed handgun with a permit as allowed under the provisions of GS 14-269.2(m) (enacted by this act), GS 14-269.3 (weapons in assemblies and establishments where alcohol is sold and consumed), and GS 14-277.2 (weapons at parades).

Effective December 1, 2017.

Intro. by R. Turner.

GS 14

[View summary](#)

**Courts/Judiciary, Criminal Justice, Criminal Law and
Procedure, Education, Elementary and Secondary Education**

H 175 (2017-2018) **DEQ/EMPHASIZE URBAN ENVTL ISSUES.** Filed Feb 22 2017, *AN ACT TO DIRECT THE DEPARTMENT OF ENVIRONMENTAL QUALITY TO EMPHASIZE THE PROTECTION OF AT-RISK URBAN COMMUNITIES FROM ENVIRONMENTAL DEGRADATION.*

Enacts GS 160A-459.2 to provide that an urban empowerment zone is an area designated within a city's corporate limits that is impacted by unemployment higher than the citywide average, average household income below the citywide average, or rates of personal and property crime above the citywide average. Provides that an urban empowerment zone must be designated by city ordinance and that urban empowerment zones may only be designated by a city with a population of greater than 275,000.

Enacts GS 143-214.16 to direct the Department of Environmental Quality (DEQ) to prioritize the restoration of creeks, streams, and wetlands within urban empowerment zones by working with State and local environmental organizations and local government environmental agencies to mitigate water and waste issues contributing to the degradation of urban streams within the urban empowerment zone. Directs DEQ to study air pollution issues associated with quarries and manufacturing activities located within an urban empowerment zone and recommend local ordinances or legislation necessary to address any issues. Directs DEQ to annually convene a conference of local and State environmental organizations, elected officials, neighborhood groups, city and county governmental agencies, Chambers of Commerce and other business organizations, and the federal Environmental Protection Agency to develop a comprehensive plan to improve air and water quality within identified urban empowerment zones. Requires DEQ to convene the first conference by December 31, 2017. Sets forth five issues the conference is to focus on. Provides that the annual conference requirement expires December 31, 2023.

Intro. by Alexander, Harrison.

GS 143, GS 160A

[View summary](#)

**Environment, Government, State Agencies, Department of
Environmental Quality (formerly DENR), Local Government**

H 176 (2017-2018) **PENSIONS INTEGRITY ACT OF 2017.-AB** Filed Feb 22 2017, *AN ACT TO MAKE CHANGES THAT WILL ASSIST IN PREVENTING AND DETECTING FRAUD, WASTE, AND ABUSE AND IN ENSURING THE FISCAL INTEGRITY OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE RETIREE HEALTH BENEFIT, AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM.*

Recodifies GS 135-1(7b) as GS 135-1(7c), and GS 128-21(7b) as GS 128-21(7c).

Amends GS 135-6, pertaining to the administration of the Retirement System for Teachers and State Employees, and GS 128-28, pertaining to the administration of the Retirement System for Counties, Cities and Towns, to expand access by the Retirement Systems Divisions to persons and records needed in the Divisions' course of conducting fraud investigations to also include the same access when conducting compliance investigations. Enacts GS 135-1(7b) and GS 128-21(7b) to define *compliance investigation* to mean an independent review or examination by Retirement Systems Division staff or authorized representatives who are assisting the Division staff of records, activities, actions, or decisions by employers or other affiliated or associated entities having an impact on a Retirement System or benefits administered by the Board of Trustees. Establishes that the purpose of a compliance investigation is to help detect errors and ensure compliance and full accountability in the use of pension funds. Further amends GS 135-6 and GS 128-28 to require the Directors of the Retirement Systems to maintain a complete file of all compliance investigative reports for 10 years in addition to fraud investigative reports. Makes conforming changes to include compliance investigative reports in related provisions concerning investigative reports. Makes further conforming and technical changes to GS 135-6 and GS 128-28.

Under current law, GS 135-4(jj) and GS 128-26(y) pertaining to the contribution-based benefit cap under the Retirement Systems, the Retirement Systems can allow an employer of a member who became a member before January 1, 2015, or who has not earned at least five years of membership service in the retirement system after January 1, 2015, to pay the lump-sum amount required in these subsections on an installment plan to the annuity savings fund in order to restore the member's retirement allowance to the pre-cap amount. Current law requires that payment of the lump-sum on an installment plan must begin no less than 90 days after the retirement of the member and end no less than one year after the retirement of the member. This act instead provides that payment of the lump-sum amount on an installment plan can be under two options: (1) an installment plan ending no more than 15 months after the retirement of the member or (2) an installment plan ending no more than 27 months after the retirement of the member with interest assessed on the principal amount of the contribution-based benefit cap liability owed and applied to any installment payment plan term exceeding 12 months at a rate corresponding with the interest rate-based assumption based on the most recent actuarial valuation approved by the Board of Trustees. Makes conforming changes.

Amends GS 128-38.3 to provide that, for local employers who made arrangements with the Retirement System prior to January 1, 2017, any beneficiary who is a retiree from an employer in the Retirement System under Article 3 of GS Chapter 128 may authorize the periodic deduction from the beneficiary's retirement benefits as a designated lump sum to be paid to the beneficiary's former employer for the purpose of providing health benefits. Sets forth that the authorization will remain in effect until revoked by the beneficiary. Requires proof of the authorization to be available upon request by the Department of the State Treasurer. Prohibits the Department of the State Treasurer from making any arrangements to deduct from a beneficiary's retirement benefits an amount to be paid to the beneficiary's former employer for the purpose of providing health benefits.

Amends GS 115C-436 to direct the school financial officer to transmit a copy of the report generated under GS 135-8(f)(2)f from the Teachers' and State Employees' Retirement System to the local board of education upon receipt of the report. This report contains a list of employees for whom the local board of education made a contribution to the Retirement System likely to require an additional employer contribution should the employee elect to retire in the following 12 months. Directs the school financial officer to also notify the board of county commissioners of the county in which the local administrative unit is located that the report was received and the number of employees listed in the report.

Enacts GS 135-8(j) and GS 128-30(j) to require the employer's chief financial officer to transmit a copy of the reports generated by the Retirement Systems under GS 135-8(f)(2)f concerning additional employee contributions required if the employee retires in 12 months to the chief executive of the employer and/or governing body of the employer, if applicable.

Effective July 1, 2017, and expiring July 1, 2022, amends GS 143-166.84 to set out a definition of *eligible service as sheriff* for the purposes of the Sheriff's Supplemental Pension Fund.

Amends GS 105-259(b) to allow the disclosure of tax information for the purpose of furnishing the Department of State Treasurer with information it requests related to an investigation or audit under GS 135-6(q) or GS 128-28(r).

Prohibits the Executive Administrator and the Board of Trustees of the State Health Plan from approving resolutions electing to cover retirees under the Plan for local government entities authorized under SL 2004-124, SL 2006-7, SL 2005-276, and SL 2006-249 to participate in the Plan but that did not opt to cover the retiree before January 1, 2017.

Amends GS 135-8(d) and GS 128-30(d), pertaining to contributions to and payments from the pension accumulation fund, to provide that, for fiscal years beginning subsequent to January 1, 2017, the sum of the "normal contribution" and the "accrued liability contribution" cannot be less than the employee contribution required under GS 135-8(b)(1) or GS 128-30(b), respectively.

Includes a severability clause.

Intro. by Ross, Collins, McNeill.

[GS 105, GS 115C, GS 128, GS 135, GS 143](#)

[View summary](#)

Education, Elementary and Secondary Education, Employment and Retirement, Government, State Government, State Personnel, Tax, Local Government, Health and Human Services, Health, Health Insurance

H 177 (2017-2018) [ELIMINATE SECOND PRIMARIES](#). Filed Feb 22 2017, *AN ACT TO ELIMINATE SECOND PRIMARIES*.

Amends GS 163-111 (currently provides for determination of primary results; second primaries), deleting the provisions applicable to second primaries, and makes a conforming change to the statute's catch line. Enacts new provisions that specify the procedures for instances where candidates receive the same number of votes. Provides that these provisions override any local act to the contrary. Deletes the provisions related to second primaries in various statutes of GS Chapter 163.

Amends GS 160A-23.1(d) to delete the provisions governing a second primary. Requires cities using the nonpartisan primary and election method under GS 163-294 to hold the primary on the primary election date for county officers in the second year following a federal decennial census and requires the election to be held at the same time of the election for county officers in that year. Provides new language establishing that instead of a second primary, runoff results for those using the election and runoff method will be determined by the nonpartisan plurality election method pursuant to GS 163-292. Makes conforming changes.

Repeals the following statutes that relate to second primaries: GS 163-227.1, 163-227.3(b), and 163-278.13B(d).
Makes additional technical changes.

Applies to elections held on or after the date the act becomes law.

Intro. by Floyd, Jordan, Michaux, C. Graham.

[GS 160A, GS 163](#)

[View summary](#)

Government, Elections, Local Government

H 178 (2017-2018) [EXPAND HUMAN RELATIONS COMMN. EEOC AUTHORITY](#). Filed Feb 22 2017, *AN ACT TO DIRECT THE HUMAN RELATIONS COMMISSION TO SEEK EQUAL EMPLOYMENT OPPORTUNITY STATUS AS A FAIR EMPLOYMENT PRACTICE AGENCY PURSUANT TO TITLE VII OF THE FEDERAL CIVIL RIGHTS ACT OF 1964*.

Repeals GS 143-422.3, which grants the Human Relations Commission of the Department of Administration the authority to receive, investigate, and conciliate charges of discrimination from the Equal Employment Opportunity Commission.

Enacts new GS 143-422.4 to designate the Human Relations Commission (Commission) as the state's deferral agency for cases deferred by the Equal Employment Opportunity Commission (EEOC) to the Commission as provided in Section 706 of 42 USC 2000e-5 (Civil Rights Act of 1964) for charges filed by an employee of an employer that regularly employs 15 or more employees. Directs and authorizes the Commission to contract with the EEOC to serve as a deferral agency and to carry out the

functions of a deferral agency. Provides that a deferral charge under the contract is a charge that is filed by a person employed and alleges an unlawful employment practice prohibited under federal law. Provides that a deferred charge may be filed with the Commission or the EEOC. Sets forth that the date a deferred charge is filed with either agency is considered to be the commencement of proceedings under State law and for purposes of 42 USC 2000e-5(c) and (d). Establishes that the standards of confidentiality by federal statute or regulation for discrimination charges apply to deferred cases heard by the Commission. Clarifies that nothing in this statute is to be construed as limiting the authority of any federal agency to act under any federal statute or regulation. Establishes that this statute does not apply to charges filed by State or local government employees covered under GS Chapter 126.

Enacts GS 143-422.5 to provide the process for a person who claims to have been injured by an unlawful discriminatory employment action to file a complaint with the Commission. Requires the Director of the Commission to serve the respondent with a copy of the complaint and a notice of all procedural rights and obligations under Article 49A of GS Chapter 143. Requires a complaint to be filed within 180 days after the date the alleged unlawful discriminatory employment action occurred. Provides that a respondent may file an answer to the complaint within 10 days after receiving a copy of the complaint. Allows complaints and answers to be amended with leave of the Commission. Requires the Commission to dismiss untimely complaints. Prohibits filing of a complaint during any period in which the Commission is not authorized to act as a deferral agency as provided in 42 USC 2000e-5.

Allows for complaints to be resolved at any time by informal procedure. Provides that nothing said or done in informal procedures may be made public by the Commission or used as evidence in a subsequent proceeding under Article 49A of GS Chapter 143 without written consent of the person concerned.

Requires the Commission to start an investigation of the complaint within 30 days of its filing, and requires the Commission to make a determination within 90 days of the filing as to whether there are reasonable grounds to believe that an unlawful discriminatory employment action has occurred. Authorizes the Commission to commence a civil action for appropriate temporary or preliminary relief pending final disposition of a complaint in certain circumstances. Requires the Commission to dismiss the complaint and issue a complainant a right-to-sue letter entitling the complainant to bring the civil action in superior court if the Commission finds no reasonable grounds to believe that an unlawful discriminatory employment action has occurred or is about to occur.

Directs the Commission to proceed to try to resolve the dispute by informal procedure if the Commission finds reasonable grounds to believe that an unlawful discriminatory employment action has occurred or is about to occur. Sets out requirements for any conciliation agreements arising out of conciliation efforts by the Commission. Requires the Commission to notify the parties in writing that conciliation efforts have failed if the Commission is unable to resolve the allegations set forth in the complaint.

Allows a complainant to make a written request to the Commission for a right-to-sue letter within 10 days following receipt of a notice of reconciliation failure or after 130 days following the filing of a complaint if the Commission has not issued a notice of reconciliation failure. Requires a civil action brought pursuant to subsection (f) or (i) to be commenced within one year after the right-to-sue letter is issued. Provides relief and damages the court may grant in a civil action. Alternatively to a civil action brought under subsection (j), if the complainant does not request a right-to-sue letter after receipt of a notice of conciliation failure, the complainant, respondent, or the Commission can elect to have the claims and issues asserted in the reasonable grounds determination in a civil action commenced and maintained by the Commission, as specified. Provides relief and damages the court may grant in a civil action brought under subsection (k).

Sets forth the procedure for the Office of Administrative Hearings to designate an administrative law judge to preside over the hearing of the case where the Commission has issued a notice of conciliation failure and the complainant does not request a right-to-sue letter and no election for a civil action is made pursuant to subsection (k). Sets the parameters for cases heard by an administrative law judge under this statute, and sets forth relief that may be granted and penalties that may be assessed against the respondent. Provides for a right to judicial review of final agency decision following a hearing.

Provides that the Commission or party entitled to relief may file a certified copy of the Commission's final order with the clerk of superior court in the county where the unlawful discriminatory employment action occurred if within 30 days after service on the parties of the Commission's order no party has petitioned for judicial review. Directs the clerk to enter an order enforcing the Commission's final order upon receipt of that filing.

Effective January 1, 2018.

Appropriates \$788,076 from the General Fund to the Human Relations Commission for the 2017-18 and 2018-19 fiscal years. Requires \$242,669 of those funds to be used for four new personnel positions, as specified. Effective July 1, 2017.

Intro. by Floyd.

[APPROP, GS 143](#)

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[Employment and Retirement, Government, Budget/Appropriations, State Agencies, Department of Administration](#)

H 179 (2017-2018) [DOG BREEDING STDS./LAW ENFORCEMENT TOOLS](#). Filed Feb 22 2017, *AN ACT TO ESTABLISH STANDARDS OF CARE FOR LARGE COMMERCIAL DOG BREEDING FACILITIES AND TO PROVIDE LAW ENFORCEMENT WITH TOOLS TO ENSURE THAT DOGS AT THOSE FACILITIES ARE TREATED HUMANELY.*

Enacts new GS 14-362.4 requiring a person who owns, has custody of, or maintains 10 or more female dogs over six months of age that are capable of reproduction and kept primarily for purposes of breeding and selling the offspring as pets to meet 12 specified standards of care including daily exercise, appropriate veterinary care, primary enclosures that meet specified requirements, and protection from adverse or extreme weather. Requires that the facilities and primary enclosures be kept clean and free from debris and odor. Makes violations a Class 3 misdemeanor punishable by a fine of no less than \$25 per animal and no more than \$1,000 unless the person has previously pled guilty or nolo contendere to, or been found guilty of, a violation of the statute, in which case the violation is a Class 1 misdemeanor. Exempts kennels or boarding facilities where the majority of the dogs are (1) bred or trained primarily for hunting, sporting, field trials, or show; (2) being maintained for hunting, sporting, field trials, or show; or (3) kept primarily for purposes other than the sale of offspring as pets. Also exempts veterinary hospitals, veterinary clinics, veterinary practices, veterinarians, and persons employed by those entities or facilities that, in the ordinary course of the provision of veterinary care or veterinary services, have custody of 10 or more female dogs over the age of six months that are capable of reproduction and that do not have custody of the dogs for the purpose of breeding and selling the offspring as pets. Specifies issues that the statute does not address.

Includes a severability clause.

Applies to offenses committed on or after December 1, 2017.

Intro. by Saine, Jordan, Bradford, Harrison.

[GS 14](#)

[View summary](#)

[Animals, Courts/Judiciary, Criminal Justice, Criminal Law and Procedure](#)

H 180 (2017-2018) [NAT. GUARD REEMPLOYMENT RIGHTS/ARBITRATION](#). Filed Feb 22 2017, *AN ACT TO INVALIDATE ANY AGREEMENT THAT REDUCES A NATIONAL GUARD MEMBER'S REEMPLOYMENT RIGHTS.*

Identical to [S 106](#), filed 2/16/17.

Enacts new GS 127A-204 to invalidate a predispute arbitration agreement if the agreement requires arbitration of a dispute arising under Article 16 (National Guard Reemployment Rights) of GS Chapter 127A. Specifies that Article 16 supersedes any agreement that reduces, limits, or eliminates any right or benefit provided by the Article, including the establishment of an additional prerequisite to the exercise of a right or the receipt of any benefit. Applies to contracts entered into on or after the date that the act becomes law.

Intro. by Brenden Jones, G. Martin, Szoka.

[GS 127A](#)

[View summary](#)

[Employment and Retirement, Military and Veteran's Affairs](#)

Part I.

Amends GS 105-153.5 to allow an eligible firefighter or an eligible rescue squad worker to deduct \$250 from their adjusted gross income when calculating income tax. Allows each spouse to qualify separately for the deduction when filing a joint return. Prohibits claiming a deduction as both an eligible firefighter and as an eligible rescue squad worker in a single taxable year. Defines an *eligible firefighter* as an unpaid member of a volunteer fire department who attended at least 36 hours of fire department drills and meetings during the taxable year. Defines an eligible rescue squad worker as an unpaid member of a volunteer rescue or emergency medical services squad who attended at least 36 hours of rescue squad training and meetings during the taxable year. Effective for taxable years beginning on or after January 1, 2017.

Part II.

Enacts new GS 105-277.1E to designate a permanent residence owned and occupied by a qualifying owner as a special class of property under Section 2(2) of Article V of the North Carolina Constitution and excludes the appraised value of the residence from taxation. Prohibits a qualifying owner receiving this exclusion from receiving other property tax relief. Defines a *qualifying owner* as an owner, as defined in G.S. 105-277.1, who is a North Carolina resident and is the surviving spouse who has not remarried of an emergency personnel officer (as defined in the statute) who was killed in the line of duty. Provides that an owner does not lose the benefit of this exclusion because of a temporary absence from his or her permanent residence for reasons of health or because of an extended absence while confined to a rest home or nursing home if the residence is unoccupied or occupied by a dependent of the owner. Sets out provisions governing multiple owners and establishing the application procedure.

Makes conforming changes to GS 105-282.1.

Effective for taxes imposed for taxable years beginning on or after July 1, 2017.

Part III.

Amends GS 122C-261, concerning the process for affidavit and petition before a clerk or magistrate when immediate hospitalization is not necessary, which allows a clerk or magistrate who finds reasonable grounds to believe that the facts alleged in the affidavit are true and that the respondent has a mental illness and is either dangerous to self or others, or in need of treatment in order to prevent further disability or deterioration that would predictably result in dangerousness, to issue an order to take the respondent into custody for examination by a physician or eligible psychologist. The statute is amended to expand upon the list of individuals who may take the respondent into custody to also include a company police officer commissioned under GS Chapter 74E who is present at and assigned to the 24-hour facility or area facility where the respondent is located, and a security officer employed by the facility or employed by a company contracting with the facility who is present at and assigned to the 24-hour facility or area facility where the respondent is located. Makes additional technical change and modernizes language used throughout the statute.

Part IV.

Requires the Department of Transportation (DOT) to study the needs of law enforcement, emergency medical and emergency management personnel, and firefighters to improve access to or within the interstate system within this State for the benefit of public safety. Allows consultation with the Division of Emergency Management of the Department of Public Safety, the Office of State Fire Marshal of the Department of Insurance, the Office of Emergency Medical Services of the Department of Health and Human Services, and any other State or local government organizations the DOT determines may be of assistance in the course of the study. Specifies steps DOT must take in performing the study. Requires DOT to report its findings and recommendations to the Joint Legislative Oversight Committee on Justice and Public Safety, Joint Emergency Management Oversight Committee, and Joint Legislative Transportation Oversight Committee by March 1, 2018.

Part V.

Amends GS 58-84-35 to allow the board of trustees to disburse funds from a Local Firefighter Relief Fund to provide assistance, upon approval by the Executive Director of the North Carolina State Firefighters' Association, to a destitute member firefighter

who has served or is serving honorably with a certified fire department (was, served honorably for at least five years). Effective July 1, 2017, and applies to distributions to local firefighters' relief funds on or after that date.

Part VI.

Amends GS 20-7(a)(3), which provides that a Class C license authorizes the holder to drive a Class A or B fire fighting, rescue, or EMS motor vehicle or a combination thereof when the operator is a volunteer member of a fire department, rescue squad, or emergency medical service in the performance of duty. The statute is amended to define *performance of duty*, for these purposes, to include any official business of a fire department, rescue squad, or emergency medical service that requires use of the vehicle.

Amends GS 20-37.16 to also waive a commercial driver's license for any vehicle when used as firefighting or emergency equipment for official business of a fire department, rescue squad, or emergency medical service that requires use of the vehicle. Defines *official business* as including training and the performance of maintenance.

Part VII.

Enacts new GS 14-401.14A to make it a Class H felony to assault another person because the person is emergency personnel and inflict serious bodily injury on the first responder. Makes it a Class F felony to assault another person with a firearm because the person is emergency personnel. Makes it a Class E felony to, with the intent of harming a person who is emergency personnel, lure the person to a location by falsely reporting or having another falsely report that emergency services are needed and then assaults that person because the person is emergency personnel.

Applies to offenses committed on or after December 1, 2017.

Part VIII.

Amends GS 14-269 to exclude emergency medical services personnel who are deployed providing tactical medical assistance to law enforcement in an emergency from the prohibition on carrying concealed weapons. Requires that in order to qualify for the exemption, the emergency services personnel must have completed an approved tactical medical assistance course for supporting tactical law enforcement operations that includes specified elements and is sponsored by one of the listed organizations.

Requires state and local law enforcement agencies to provide paramedics rendering tactical medical assistance during a Special Weapons and Tactic Operation with the same protective equipment provided to other members of a Special Weapons and Tactic operation.

Part IX.

Effective when the act becomes law, unless otherwise provided.

Intro. by Warren, Clampitt, Ford, Potts.

[STUDY, GS 14, GS 20, GS 58, GS 105, GS 122C](#)

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[Courts/Judiciary, Motor Vehicle, Criminal Justice, Criminal Law and Procedure, Government, Public Safety, State Agencies, Department of Transportation, Tax, Health and Human Services, Mental Health](#)

H 182 (2017-2018) [LEADERSHIP TERM LIMITS](#). Filed Feb 22 2017, *AN ACT TO AMEND THE NORTH CAROLINA CONSTITUTION TO LIMIT THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT PRO TEMPORE OF THE SENATE TO SERVE FOR FOUR CONSECUTIVE TWO-YEAR TERMS IN THOSE OFFICES.*

Subject to voter approval at the general election on November 6, 2018, amends Sections 14 and 15 of Article II of the Constitution to prohibit (1) any person from serving as Speaker of the House of Representatives for more than four consecutive terms in that office, and (2) any person from serving as President Pro Tempore of the Senate for more than four consecutive terms in that office. Provides that service as Speaker or President Pro Tempore in the 2019 and subsequent regular sessions of the General Assembly will be considered in applying the limit established by these constitutional amendments.

Intro. by Warren, Hardister, Blust.

[CONST](#)

H 183 (2017-2018) **RETIREMENT ADMIN. CHANGES ACT OF 2017.-AB** Filed Feb 22 2017, *AN ACT TO MAKE CLARIFYING AND ADMINISTRATIVE CHANGES TO THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENT EMPLOYEES' RETIREMENT SYSTEM LAWS AND RELATED STATUTES.*

Section 1

Amends GS 58-86-90 to provide that any overpayment of benefits to a member in a State-administered retirement system, the Disability Salary Continuation Plan, or the Disability Income Plan of North Carolina, including any benefits paid to, or State Health Plan premiums paid on the behalf of, any member who is later determined to have been ineligible for those benefits can be offset against any retirement allowance, return of contributions, or any other right accruing under Article 86 of GS Chapter 58 (North Carolina Firefighters' and Rescue Squad Workers' Pension Fund) to the same person, the person's estate, or designated beneficiary.

Current law, GS 135-5(n), pertaining to the Retirement System for Teachers and State Employees, and GS 128-27(i), pertaining to the Retirement System for Counties, Cities, and Towns, prohibits a State, City, or either Retirement System from bringing any action against any member or former member or beneficiary respecting any overpayment of benefits or contributions more than three years after the overpayment was made. This act adds that those provisions do not affect the right of either Retirement System from recouping overpaid benefits as provided in GS 135-9 and GS 128-31, respectively.

Section 2

Amends GS 135-8(a) and GS 128-30(a) to provide that all the assets of both Retirement Systems must be credited according to the purpose for which they are held to one of two funds, namely, the annuity savings fund and the pension accumulation fund (was, to one of four funds, including the annuity reserve fund and the pension reserve fund). Makes technical changes to GS 135-8(b)(1) and GS 128-30(b)(1) by removing outdated language, and establishes that, with respect to the period of service commencing on July 1, 1975, each employer must uniformly deduct 6% of the compensation received by any member from the salary of each member on every payroll of the employer for every payroll period.

Makes conforming changes by repealing GS 135-8(b)(4) (providing for member of the Retirement System for Teachers and State Employees redepositing into the annuity savings funds amount equal to amount previously withdrawn), GS 135-8(c) (providing for the annuity reserve fund pertaining to the Retirement System for Teachers and State Employees), and GS 128-30(c) (providing for the annuity reserve fund pertaining to the Retirement System for Counties, Cities and Towns).

Amends GS 135-8(d), concerning contributions to and payment from the pension accumulation fund under the Retirement System for Teachers and State Employees, to provide for contributions by employers based on the actuarially determined employer contribution rate (previously based on valuations as specified by statute). Provides that the actuarially determined employer contribution rate is to be calculated annually by the actuary using assumptions and a cost method approved by the Actuarial Standards Board of the American Academy of Actuaries and selected by the Board of Trustees. Mandates that the total amount payable each year to the pension accumulation fund cannot be less than the sum of the actuarially determined employer contribution rate of the total earned compensation of all members during the preceding year as adjusted higher under a contribution rate policy adopted by the Board of Trustees, known as the required employer contribution rate. Prohibits the Board of Trustees from adopting a contribution policy that results in a rate less than the normal contribution rate. Requires that all pension and benefits in lieu thereof payable from contributions of employer must be paid from the pension accumulation fund (previously, excepted those payable on account of members who received no prior service allowance). Makes conforming and technical changes. Makes language gender neutral. Makes conforming changes to GS 135-8(f)(2)e.

Amends GS 128-30(d), concerning contributions to and payments from the pension accumulation fund under the Retirement System for Counties, Cities and Towns, to provide for contributions based on the actuarially determined employer contribution rate (previously based on valuations as specified by statute). Provides that the actuarially determined employer contribution rate is to be calculated annually by the actuary using assumptions and a cost method approved by the Actuarial Standards Board of the American Academy of Actuaries and selected by the Board of Trustees. Replaces the term accrued liability contribution with the term past service liability contribution. Sets the past service contribution rate for an employer to be the per centum of the total annual compensation of all members employed by the employer which is estimated to extinguish the liability in 24 years.

Mandates that the total amount payable each year to the pension accumulation fund cannot be less than the sum of the actuarially determined employer contribution rate and the past service liability contribution rate of the total earned compensation of all members during the preceding year as adjusted by the Board of Trustees and known as the required employer contribution rate. Requires the actuary to set an additional rate for the required employer contribution for law enforcement officers rate that may be adjusted under a contribution rate policy adopted by the Board of Trustees and added to the employer's past service liability rate. Prohibits the Board of Trustees from adopting a contribution rate policy that results in a rate less than the normal contribution rate. Make conforming and technical changes. Makes language gender neutral.

Makes conforming changes by repealing GS 135-8(e) (providing for the pension reserve fund pertaining to the Retirement System for Teachers and State Employees), GS 128-30(e) (providing for the pension reserve fund pertaining to the Retirement System for Counties, Cities and Towns), and GS 135-8(f)(2)b (providing for the collection of employers' contributions until the first valuation has been made and computed as specified in subsection (d)).

Amends GS 135-7(f) to establish that it is the intent of the General Assembly that the Retiree Health Benefit Fund (Fund) be a trust that provides an irrevocable source of funding to be used, to the extent the Fund's assets are sufficient, only for health benefits to retired and disabled employees and their applicable beneficiaries. Defines eligible Plan members to mean eligible retired and disabled employees, and their applicable beneficiaries, who are members of the State Health Plan for Teachers and State Employees as provided by GS Chapter 135. Clarifies that the Fund is a trust fund to be used only to provide health benefits to eligible Plan members after payment of any accrued reasonable investment and administrative expenses. Provides that employer and non-employer contributions to the Fund and earnings on those contributions are irrevocable (previously, did not include non-employer contributions). Exempts the assets of the Fund from the claims of any creditors of the contributing employers or non-employers, the Fund's trustees and administrators, or claims of creditors of eligible Plan members. Allows for Fund assets to be used to administer benefits provided by the Fund, at the approval of the Board of Trustees. Specifically includes offsets to the State budget to the Retirement Systems Division for staff administration of benefits. Makes conforming, clarifying, and technical changes.

Amends GS 135-110 to establish that it is the intent of the General Assembly that the Disability Income Plan of North Carolina Trust Fund (Fund) be a trust that provides an irrevocable source of funding to be used, to the extent the Fund's assets are sufficient, only for disability benefits to participants and beneficiaries. Removes the language allowing for other charges beyond benefits and expenses against the Plan to be drawn and disbursed from the Fund. Provides that employer and non-employer contributions to the Fund and earnings on those contributions are irrevocable. Exempts the assets of the Fund from the claims of any creditors of the contributing employers or non-employers, the Fund's trustees and administrators, or claims of creditors of participants and beneficiaries. Authorizes the assets of the Fund to be used for reasonable expenses to administer benefits provided by the Fund as approved by the Board of Trustees.

Amends GS 135-7 to set out that it is the intent of the General Assembly that a master trust fund be created that provides an irrevocable source of funding to be used, to the extent the fund's assets are sufficient, only for the death benefits and disability benefits to the Plans' members, participants, and beneficiaries, pursuant to GS 120-4.27, GS 128-27(l), GS 128-27(12) through (16), GS 135-5(l), GS 135-64(k) and GS 143-166.60. Creates the North Carolina Teachers' and State Employees' Benefit Trust (Trust) as a master trust to which all recipients, transfers, appropriations, contributions, investments earnings, and all other income belonging to the Plans must be deposited, and all benefits and expenses against the Plan must be disbursed. Defines Plans to mean the retiree group death benefit trust established under GS 120-4.27, the Group Life Insurance Plan established under GS 128-27(l), the retiree group death benefit trust fund established under GS 128-27, the Group Life Insurance Plan established under GS 135-5(l), the retiree group death benefit trust fund established under GS 135-5(l), the retiree group death benefit trust fund established under GS 135-64(k), and the Separate Insurance Benefits Plan established under GS 143-166.60. Establishes the Board of Trustees of both the Teachers' and State Employees' Retirement System and the Local Governmental Employees' Retirement System as the trustee of the Trust. Requires the funds within the Trust to be accounted for separately and not commingled. Clarifies that the assets of one plan cannot be used to pay for liabilities of another plan within the Trust. Provides that employer and non-employer contributions to the Trust and earnings on those contributions are irrevocable. Exempts the assets of the Trust from the claims of any creditors of the contributing employers or non-employers, the Fund's trustees and administrators, or claims of creditors of members, participants and beneficiaries. Makes conforming and clarifying changes to GS 120-4.27, GS 128-27(l), GS 128-27(16), GS 135-5(l), GS 135-64(k), and GS 143-166.60(b). Additionally, makes those statutes gender neutral.

Effective June 30, 2017.

Section 3

Amends GS 135-5(f), GS 135-5(l) as amended by this act, GS 135-63, GS 128-27(f), GS 128-27(l), and GS 120-4.25 to remove the qualification that the member of each respective Plan must nominate a beneficiary prior to completing 10 years of service to receive the member's accumulated contributions upon the member's death prior to the member retiring. Makes language gender neutral. Effective January 1, 2018.

Section 4

Amends GS 135-1(11), which defines the term *employer* as the term is used in the provisions for the Retirement System for Teachers and State Employees, to include that for purposes of reporting under the pronouncements by the Governmental Accounting Standards Board, the Retirement System is a multi-employer plan. Effective June 30, 2017.

Section 5

Amends GS 135-7 and GS 128-29 to establish the Legislative Enactment Implementation Arrangement (LEIA) for the Retirement System for Teachers and State Employees and for the Retirement System for Counties, Cities and Towns, effective October 1, 2017, under the management of each Board of Trustees of the Retirement Systems. Establishes that the purpose of each LEIA is to provide for timely administrative implementation of legislative provisions regarding the retirement of, or payment of retirement benefits to, public officers and employees. Sets out parameters for each LEIA's administration and funding. Prohibits the Board of Trustees from directing any employer contributions to the LEIA after November 1, 2021. Authorizes the Board of Trustees to allocate LEIA funds to the implementation of legislative provisions regarding the retirement of, or payment for the retirement benefits to, public officers or public employees, subject to the specified restrictions. Directs that any assets of the LEIA not used to pay allowed administrative expenses for timely administrative implementation of legislative provisions be transferred to the respective Retirement System as an additional employer contribution. Directs the Department of State Treasurer to report to the respective Board of Trustees, the Joint Legislative Commission on Government Operations, and the Fiscal Research Division on or before August 1 of each year on specified information. Directs each Board of Trustees to post their respective report on its public website. Effective October 1, 2017.

Section 6

Enacts GS 147-68.2 to classify information contained in records held by the State about outstanding, unpaid warrants issued by the State as confidential and not available for public inspection to the extent that the Treasurer determines that information would be sufficient to counterfeit a warrant.

Section 7

Amends GS 147-9.4 to allow the chief executive officer of an employer, on behalf of the employer, to contribute to a deferred compensation account of a teacher or employee additional funds, not in excess of limitations under federal law, so long as the funds are not constructively received by the teacher or employer in the year in which the funds were earned for State and federal income tax purposes. Makes clarifying changes. Makes language gender neutral.

Section 8

Amends GS 150B-1 to exempt from the rule making provisions of the APA the Retirement System Board of Trustees established under GS 128-28 and GS 135-6 when adopting actuarial tables, assumptions, and contribution-based benefit cap factors after presentation of recommendations from the actuary. Sets out specific assumptions and rates this exemption applies to but is not limited to.

Amends GS 135-6(n) and GS 128-28(o) to direct the Board of Trustees of each Retirement System to adopt necessary contribution-based benefit cap factors for their respective Retirement System.

Section 9

Amends GS 143B-426.40G (Issuance of warrants upon State Treasurer; delivery of warrants and disbursement for non-State entities) to provide that the State Treasurer can impose a fee on an agency with non-State funds (previously, did not clarify an agency with non-State funds) for each check drawn against the agency's disbursing account that causes the balance in the account to overdraft or while the account is in overdraft. Further provides that the financial officer must pay the fee from the agency's

non-State funds (previously, from non-State or personal funds) to the General Fund to the credit of the miscellaneous nontax revenue account by the agency. Effective October 1, 2017.

Section 10

Amends GS 135-4(e) and GS 128-26(e) to require that creditable sick leave must be reported to the respective Retirement System as days granted as if the policy awarded sick leave with a day being equal to eight hours within a 40-hour workweek. Makes language gender neutral. Effective January 1, 2018.

Section 11

Includes severability clause.

Intro. by Collins, Ross, McNeill.

[GS 58](#), [GS 120](#), [GS 128](#), [GS 135](#), [GS 143](#), [GS 147](#), [GS 150B](#)

[View summary](#)

**Education, Elementary and Secondary Education,
Employment and Retirement, Government, APA/Rule
Making, State Government, State Personnel**

H 185 (2017-2018) [LEGALIZE MEDICAL MARIJUANA](#). Filed Feb 22 2017, *AN ACT ESTABLISHING THE NORTH CAROLINA MEDICAL CANNABIS ACT*.

Adds new Article 43, "North Carolina Medical Cannabis Act," to GS Chapter 90. Provides broad civil and criminal immunity for a "qualified patient" or a "designated caregiver" for purchasing or possessing cannabis for medical use if the quantity does not exceed an "adequate supply" for the patient as determined by his or her physician. *Adequate supply* is defined by the Act to, among other things, (1) apply only to cannabis from an intrastate source, (2) limit permitted supply or garden space to amount needed for 3-month period and not more than 24 ounces, (3) limit use to alleviating symptoms or effects of a *debilitating medical condition* (also defined in the act). Requires the Department of Health and Human Services (DHHS) to issue "registry identification cards" to persons who qualify as qualified patients or designated caregivers, and provides that a card creates a rebuttable presumption of permissible use if the person does not possess more than an adequate supply. Specifies conditions under which provisions of the Act are applicable to minors. Prohibits a school, employer, or landlord from refusing to enroll, employ, or lease to, or to otherwise penalize, a person because of his or her status under the Act or the permissible possession or use of cannabis. Also provides immunity and protection from penalties for licensed producers of medical cannabis and for physicians for conduct consistent with the act. Provides other protections relating to conduct of law enforcement, child custody or visitation, constructive possession, and the unauthorized substances tax.

The Act does not permit a person to control a motor vehicle, aircraft, or motorboat while impaired by cannabis; undertake any task under the influence of cannabis that would constitute negligence or malpractice; or smoke cannabis in a school bus or on public transportation, on school grounds, in a correctional facility, or in any public place in the state. No government-sponsored medical assistance program or private health insurer is required by the Act to cover costs of medical use of cannabis, and an employer is not required to accommodate use in the workplace. Makes fraudulent representation to law enforcement of any fact relating to medical use of cannabis to avoid arrest or prosecution a Class 2 misdemeanor punishable by a fine of up to \$500 and any other applicable penalty. Specifies criteria and procedures for DHHS's issuance or renewal of registry identification cards and requires that DHHS maintain a confidential list of persons to whom cards are issued. Allows DHHS to verify for law enforcement whether a card is valid and to report to law enforcement about falsified or fraudulent information submitted to DHHS. Makes violation of the confidentiality provision a Class 1 misdemeanor, subject to a fine of up to \$1,000.

Directs the Department of Agriculture and Consumer Services to establish a medical cannabis supply system to provide a safe, regulated supply of quality medical cannabis for use by qualified patients with a valid registry identification card and to generate revenue sufficient to maintain and operate the system. Prohibits use of appropriations from the General Fund to establish or operate the system, which must be funded by authorized fees. Establishes criteria for licensing of medical cannabis supply centers and producers of medical cannabis, as well as for suspending or revoking licenses. Requires the Department of Agriculture and Consumer Services to maintain a confidential list of licensees and specifies when it may release information to law enforcement. Requires the North Carolina Medical Care Commission to adopt rules to implement the supply system, and provides for temporary rules in the interim. Specifies when medical use of cannabis may be asserted as an affirmative defense to a criminal

charge. Expresses the General Assembly's intent that the University of North Carolina system undertake scientific research regarding the efficacy and safety of the medical use of cannabis and, subject to approval by the UNC Board of Governors, directs the University to create the North Carolina Cannabis Research Program. Makes conforming changes to GS 106-121 (definitions under Food, Drugs, and Cosmetics Act). Amends GS 105-164.4(a) to impose a privilege tax of 5% on specified cannabis sales.

Effective only upon approval of a constitutional amendment to legalize the medical use and cultivation of cannabis for individuals with debilitating medical conditions verified by a NC licensed physician. Upon such approval act is effective December 1, 2018.

Intro. by Alexander, Carney, Harrison, R. Moore.

[GS 90](#), [GS 105](#), [GS 106](#)

[View summary](#)

Courts/Judiciary, Criminal Justice, Criminal Law and Procedure, Government, State Agencies, Department of Agriculture and Consumer Services, Department of Health and Human Services, Tax, Health and Human Services, Health

H 186 (2017-2018) [REPEAL HB2/STATE NONDISCRIMINATION POLICIES](#). Filed Feb 22 2017, *AN ACT REPEALING S.L. 2016-99 AND S.L. 2016-3; PREEMPTING REGULATION OF ACCESS TO BATHROOMS, SHOWERS, AND CHANGING FACILITIES; EXPANDING STATE PROTECTED CLASSES AS TO EMPLOYMENT AND PUBLIC ACCOMMODATIONS; ALLOWING LOCAL NONDISCRIMINATION ORDINANCES AND OPTIONAL REFERENDA; AND ENHANCING CRIMINAL PENALTIES RELATED TO OFFENSES IN CERTAIN PUBLIC ACCOMMODATIONS.*

Section 1

Repeals SL 2016-3 (Public Facilities Privacy & Security Act, commonly known as House Bill 2) and SL 2016-99 (Restore State Claim for Wrongful Discharge, which amended House Bill 2).

Section 2

States that the regulation of access to multiple occupancy bathrooms, to showers, and to changing facilities is a matter of general, statewide concern and the entire field of regulation of such access is preempted from regulation except as provided by an act of the General Assembly.

Section 3

Specifies that only the General Assembly may regulate access to multiple occupancy bathrooms, to showers, and to changing facilities within the state, except where owned or under the direct control of a city.

Section 4

Changes the name of GS Chapter 143, Article 49A to Equal Employment and Equal Access to Public Accommodations Act (was, Equal Employment Practices), and makes the following changes to the Article.

Amends GS 143-422.2 to make it the State's public policy to protect and safeguard the right and opportunity of all persons to seek, obtain and hold employment without discrimination or abridgement on account of race, sex, national origin, citizenship, religion, age, veteran status, genetic information, pregnancy, handicap, or disability (was, limited to race, religion, color, national origin, age, sex, or handicap) by employers which regularly employ 15 or more employees. Adds that it is the public policy of the State to protect and safeguard the right and opportunity of all individuals within the State to enjoy fully and equally the goods, services, facilities, privileges, advantages, and accommodations of places of public accommodations free of discrimination because of race, sex, national origin, citizenship, religion, age, veteran status, genetic information, pregnancy, handicap, or disability. Defines place of public accommodations, as it is used in the Article, as having the same meaning as defined in GS 168A-3(8), excluding any private club or other establishment that is not open to the public. GS 168A-3(8) defines place of public accommodations to include, but is not limited to, any place, facility, store, other establishment, hotel, or motel, which supplies goods or services on the premises to the public or which solicits or accepts the patronage or trade of any person. Deletes from the statute the statement that this Article and other applicable provisions of the General Statutes supersede and preempt any

ordinance, regulation, resolution, or policy adopted or imposed by a unit of local government or other political subdivision of the State that regulates or imposes any requirement upon an employer pertaining to the regulation of discriminatory practices in employment, except such regulations applicable to personnel employed by that body that are not otherwise in conflict with State law.

Amends GS 143-422.3 to give the Human Relations Commission in the Department of Administration the authority to receive, investigate, and conciliate complaints of discrimination in places of public accommodations and requires the Commission to use its good offices to effect an amicable resolution of the complaints of discrimination.

Section 5.1

Amends GS 41A-4 to expand on the specified discriminatory housing practices to also prohibit discrimination based on citizenship, disability, genetic information, pregnancy, or veteran status.

Section 5.2

Amends GS 41A-5 to expand on protections under the State Fair Housing Act to also prohibit discrimination based on citizenship, disability, genetic information, pregnancy, or veteran status.

Section 6.1

Enacts new GS 160A-499.5 to allow a city, after providing at least 30 days' public notice of the text of the proposed ordinance, to enact an ordinance that expands within the city's territorial jurisdiction the protected classes established under Article 49A of GS Chapter 143 and GS Chapter 41A by a majority vote of the governing board. Specifies that the ordinance becomes effective 90 days after adoption unless a petition to override the ordinance is presented to the governing board; such a petition must be signed by at least the number of registered voters that is equal to 10% of the number of registered voters who cast votes in the most recent municipal election. If presented with a valid override petition, the county board of elections is required to conduct a referendum during the next general or municipal election, whichever is earliest, on whether the ordinance should become effective. Sets out additional requirements for the referendum. Prohibits an ordinance adopted under this statute from: (1) applying to the city's extraterritorial jurisdiction; (2) applying to a State or county entity; (3) modifying the restrictions on city contracts in GS 160A-20.1(a); (4) regulating access to multiple occupancy bathrooms, to showers, or to changing facilities, unless the property is owned by, or under the direct control of, the city; (5) applying to a charitable organization or a religious institution, as defined in the statute; and (6) being construed to prevent a city from establishing nondiscrimination policies for its own employees.

Section 6.2

GS 160A-20.1 allows a city to contract with and appropriate money to any person, association, or corporation, in order to carry out any public purpose that the city is authorized by law to engage in. Amends the statute to prohibit a city from requiring a private contractor under the statute to abide by regulations or controls on the contract's employment practices or mandate or prohibit the provision of good, services, or accommodations to any member of the public as a condition of bidding on a contract or a qualification-based selection, except as otherwise required or allowed by state law.

Section 6.3

Amends GS 115D-77 to expand on protections in the nondiscrimination policy of the State Board of Community Colleges and of local boards of trustees of the State to also prohibit discrimination on the basis of sex (was, gender), citizenship, veteran, genetic information, pregnancy, and handicap status. Also extends the nondiscrimination policy to prohibit discrimination against visitors. Authorizes local boards of trustees to adopt nondiscrimination policies for those institutions. Makes conforming changes to the nondiscrimination policy of the State Board of Community Colleges and of local boards of trustees concerning employment practices, and authorizes the State Board of Community Colleges to adopt nondiscrimination policies for its own employees.

Section 6.4

Enacts GS 116.44.1A to set forth nondiscrimination policies for the Board of Governors of the University of North Carolina system to prohibit discrimination among students or against visitors, and in employment practices based on race, religion, color (for employment practices only), national origin, citizenship, sex, age, veteran status, pregnancy, handicap, disability, or genetic information, except where specific age, sex, or physical or mental requirements constitute bona fide occupational qualifications.

Authorizes the Board to adopt nondiscrimination practices for its own employees. Sets forth an identical nondiscrimination policy for the board of trustees for each constituent institution.

Section 7

Enacts GS 15A-1340.16E to enhance the sentencing of a defendant who committed any of the specified felonies in a public changing facility or a changing facility in a place of public accommodation. Defines a changing facility as a facility designed or designated to be used by a person in various states of undress, including but not limited to a restroom, locker room, changing room, or shower room. Defines places of public accommodations as the term is defined in GS 168A-3(8). Applies to convictions of the following offenses: second degree forcible rape, second degree forcible sexual offense, indecent exposure for purpose of arousing sexual desire, secretly peeping into room occupied by another person (specifically GS 14-202(g), or (h)), taking indecent liberties with children, and taking indecent liberties with a student. Provides that if a person is convicted of any of these felonies and it is found that the felony was committed in a public changing facility or a changing facility in a place of public accommodations, the person is guilty of a felony one class higher than the underlying felony for which the person was convicted. Sets out information that must be included in the indictment. Requires the State to prove the issue beyond a reasonable doubt during the same trial in which the defendant is tried for the felony. If the defendant pleads guilty or no contest to the felony but pleads not guilty to the issue above then a jury must be impaneled to determine that issue.

Section 8

Amends GS 14-202 to establish that it is a Class A1 misdemeanor for any person who secretly peeps into any room occupied by another person where the room is a public changing facility or a changing facility in a place of public accommodations. Establishes that it is a Class I felony for any person who secretly peeps into any room occupied by another person while in possession of any device which may be used to create a photographic image where the room is a public changing facility or a changing facility in a place of public accommodations. Establishes that it is a Class A1 misdemeanor for any person who secretly peeps underneath or through the clothing being worn by another person for the purpose of viewing the body or undergarments or another person without their consent while in a public changing facility or in a changing facility in a place of public accommodations. Makes conforming changes.

Section 9

Amends GS 14-277.3A(d) to establish that a defendant who commits the offense of stalking while in a public changing facility or in a changing facility in a place of public accommodations is guilty of a Class H felony.

Section 10

Amends GS 14-27.33 to establish that it is a Class I felony for any person to commit the offense of sexual battery in a public changing facility or a place of public accommodations.

Section 11

Amends GS 14-33 to establish that it is a Class A1 misdemeanor for any person to commit an assault while in a public changing facility or in a changing facility in a place of public accommodations.

Section 12

Amends GS 14-190.9(a) to establish that it is a Class 1 misdemeanor for to willfully expose the private parts of his or her person in the presence of another person in a public changing facility or in a changing facility in a place of public accommodations, unless the conduct is punishable under subsection (a1) of the statute.

Section 13

Sections 7-12 of the act are effective December 1, 2017, and apply to offenses committed on or after that date. The remainder of the act is effective when it becomes law.

Intro. by McGrady, Lucas, Goodman, Davis.

[GS 15A, GS 41A, GS 115D, GS 116, GS 143, GS 160A](#)

[View summary](#)

[Courts/Judiciary, Criminal Justice, Criminal Law and Procedure, Development, Land Use and Housing, Property](#)

PUBLIC/SENATE BILLS

S 123 (2017-2018) [RELEASE OF LEO RECORDINGS](#). Filed Feb 22 2017, *AN ACT TO PROVIDE FOR LAW ENFORCEMENT AGENCIES TO HAVE SOLE DISCRETION TO RELEASE RECORDINGS FOR THE PURPOSES OF SUSPECT IDENTIFICATION OR APPREHENSION AND FOR NONCRIMINAL INVESTIGATIVE PURPOSES.*

Amends GS 132-1.4A(h) to provide that a custodial law enforcement agency can disclose or release a recording for the purposes listed in the statute at the sole discretion of the custodial law enforcement agency (previously, did not clarify disclosure or release for the specified purposes was at the their sole discretion). Further, adds to the three existing specified purposes for which a custodial law enforcement agency may disclose or release a recording to allow disclosure or release for (1) the purpose of suspect identification or apprehension and (2) noncriminal investigative purposes such as community-oriented publicity or goodwill.

Intro. by D. Davis, Pate.

GS 132

[View summary](#)

Government, Public Records and Open Meetings, Public Safety

S 124 (2017-2018) [LEO MANAGED CBD OIL DROP BOX](#). Filed Feb 22 2017, *AN ACT TO REQUIRE RESIDUAL OIL FROM HEMP EXTRACT TO BE DISPOSED AT ESTABLISHED SPECIFIC SECURE COLLECTION BOXES MANAGED BY LAW ENFORCEMENT.*

Amends GS 90-94.1, which sets out a limited exemption for the use or possession of hemp extract from the penalties provided under GS Chapter 90, to add that any individual who possess or uses hemp extract, as the term is defined by the statute in subsection (a), must dispose of all residual oil from the extract at a secure collection box managed by a law enforcement agency. Amends GS 90-113.105 to require a neurologist who approves of the dispensation of hemp extract to a registered caregiver to inform the registered caregiver of the disposal requirement under GS 90-94.1. Effective December 1, 2017.

Intro. by D. Davis, Hise.

GS 90

[View summary](#)

Government, Public Safety, Health and Human Services, Health

S 125 (2017-2018) [CHILDREN OF WARTIME VETERANS MODIFICATIONS](#). Filed Feb 22 2017, *AN ACT TO ENSURE THAT ALL ELIGIBLE CHILDREN CAN OBTAIN SCHOLARSHIPS UNDER PART 2 OF ARTICLE 14 OF CHAPTER 143B OF THE GENERAL STATUTES.*

Amends GS 143B-1224(3), which sets out the meaning of the term *child* as it applies to the provisions concerning the higher education scholarship program for eligible children of veterans administered by the Department of Military and Veterans Affairs. Adds that a child as the term is defined in 37 USC 401 who also meets the existing specified criteria in subdivision (3) may be eligible to obtain a scholarship under the program. Makes technical changes.

Intro. by D. Davis, Brown.

GS 143B

[View summary](#)

Education, Higher Education, Military and Veteran's Affairs

S 126 (2017-2018) [CHANGE THE LOST ADJUSTMENT FACTOR](#). Filed Feb 22 2017, *AN ACT TO CHANGE THE LOCAL OPTION SALES TAX (LOST) ADJUSTMENT FACTOR TO ONE THAT VARIES BY ECONOMIC DEVELOPMENT TIERS*.

Current law requires the Secretary of Revenue (Secretary) to allocate the net proceeds of the additional 1/2% sales and use tax, imposed under Article 40 of GS Chapter 105, to the taxing counties on a per capita basis according to the most recent annual population estimates certified to the Secretary by the State Budget Officer. Further, current law requires the Secretary to adjust the amount allocated to each county by multiplying the amount by the appropriate adjustment factor set out in the table provided in GS 105-486(b), which lists adjustment factors by county or counties.

This act establishes that the adjustment factor the Secretary is to use in allocating the net proceeds from the additional 1/2% sales and use tax to counties is to be based on the development tier designation of the county under GS 143B-437.08 (establishes provisions for determining an area's development tier designation to be assigned and ranked annually by the Secretary of Commerce). Also, establishes that the development tier designation of a county is effective for the fiscal year following the designation. The adjustment factor for tier one is 1.10, for tier two is 1.00, and for tier three is 0.90. Makes conforming changes to the table provided in GS 105-486(b).

Effective July 1, 2017, and applies to local option sales taxes collected on or after that date and distribution to counties and cities on or after September 1, 2017.

Intro. by Brown.

[GS 105](#)

[View summary](#)

[Government, Tax](#)

S 128 (2017-2018) [KAPPA ALPHA PSI/SPECIAL PLATE FEE](#). Filed Feb 22 2017, *AN ACT TO INCREASE THE FEE FOR A KAPPA ALPHA PSI FRATERNITY SPECIAL REGISTRATION PLATE*.

Identical to [H 169](#) filed on 2/22/17.

Amends GS 20-79.7 to set the additional fee amount for the Kappa Alpha Psi Fraternity special registration plate at \$20. Directs the Division of Motor Vehicles (DMV) to credit \$10 of the additional fee amount for this special plate to the Special Registration Plate Account (SRPA) and \$10 of the additional fee to the Collegiate and Cultural Attraction Plate Account (CCAPA). Directs the DMV to transfer the money in the CCAPA from the sale of the Kappa Alpha Psi special plates to the Kappa Alpha Psi Fraternity Inc. quarterly to provide funding for scholarships, education, professional development, or similar programs. Clarifies that none of the proceeds from this special plate are to be distributed to any board member as compensation or as an honorarium. Effective July 1, 2017.

Intro. by Lowe.

[GS 20](#)

[View summary](#)

[Courts/Judiciary, Motor Vehicle, Government, State Agencies, Department of Transportation](#)

S 129 (2017-2018) [TRACK OUTCOMES OF VETERANS PROGRAMS](#). Filed Feb 22 2017, *AN ACT TO REQUIRE THE DEPARTMENT OF MILITARY AND VETERANS AFFAIRS TO STUDY PROGRAM OUTCOMES FOR MILITARY VETERANS AND THEIR FAMILIES*.

Requires the Department of Military and Veterans Affairs to study potential methods for documenting, collecting, and analyzing the outcomes for individual military veterans and their families in this state of the various programs designed to serve them and report its findings and recommendation to the chairs of the Senate and House of Representatives appropriations subcommittees on General Government by December 1, 2017.

Intro. by D. Davis, Brown, Meredith.

[STUDY](#)

[View summary](#)

Government, State Agencies, Department of Military & Veterans Affairs, Military and Veteran's Affairs

S 130 (2017-2018) [PROVIDE FUNDING/NC MILITARY BUSINESS CENTER](#). Filed Feb 22 2017, *AN ACT TO APPROPRIATE RECURRING FUNDING FOR THE NORTH CAROLINA MILITARY BUSINESS CENTER AND TO PROHIBIT THE REDUCTION OF FUNDS TO THE NORTH CAROLINA MILITARY BUSINESS CENTER TO MEET MANAGEMENT FLEXIBILITY REDUCTIONS.*

Appropriates from the General Fund to the Community Colleges System Office \$250,000 for 2017-18 and \$250,000 for 2018-19 to support the operations of the North Carolina Military Business Center. Prohibits reducing funds allocated to the North Carolina Military Business Center in order to meet any portion of a management flexibility reduction. Effective July 1, 2017.

Intro. by D. Davis, Meredith, Sanderson.

[APPROP](#)

[View summary](#)

Government, Budget/Appropriations, State Agencies, Community Colleges System Office, Military and Veteran's Affairs

LOCAL/HOUSE BILLS

H 166 (2017-2018) [SCHOOL CALENDAR FLEXIBILITY/CLEVELAND COUNTY](#). Filed Feb 22 2017, *AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO CLEVELAND COUNTY SCHOOLS IN ADOPTING THE SCHOOL CALENDAR.*

Under current law, GS 115C-84.2(d) sets the parameters within which local boards of education must determine the opening and closing dates of public schools under subdivision (a)(1) of this statute. Amends GS 115C-84.2(d) to provide the local board of education for the Cleveland County Schools with additional flexibility in adopting its school calendar. Limits application of this provision to the Cleveland County Schools.

Applies beginning with the 2017-18 school year.

Intro. by Lewis.

[Cleveland](#)

[View summary](#)

Education, Elementary and Secondary Education

H 167 (2017-2018) [SCHOOL CALENDAR FLEX./FRANKLIN COUNTY](#). Filed Feb 22 2017, *AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO THE FRANKLIN COUNTY BOARD OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR.*

Under current law, GS 115C-84.2(d) sets the parameters within which local boards of education must determine the opening and closing dates of public schools under subdivision (a)(1) of this statute. Amends GS 115C-84.2(d) to provide the local board of education for the Franklin County Schools with additional flexibility in adopting its school calendar. Limits application of this provision to the Franklin County Schools.

Applies beginning with the 2017-18 school year.

Intro. by B. Richardson.

[Franklin](#)

[View summary](#)

Education, Elementary and Secondary Education

H 184 (2017-2018) [CERTAIN TOWNS/SEWER FEE COLLECTIONS](#). Filed Feb 22 2017, *AN ACT AUTHORIZING THE TOWNS OF LA GRANGE, FAIRMONT, PROCTORVILLE, AND ST. PAULS TO BILL AND COLLECT FEES FOR SEWER SERVICES AS PROPERTY TAXES.*

As title indicates.

Intro. by C. Graham.

[Lenoir, Robeson](#)

[View summary](#)

[Public Enterprises and Utilities](#)

LOCAL/SENATE BILLS

S 122 (2017-2018) [REPEAL CENTERVILLE CHARTER](#). Filed Feb 22 2017, *AN ACT TO REPEAL THE CHARTER OF THE TOWN OF CENTERVILLE IN FRANKLIN COUNTY.*

Repeals SL 1965-695, the Centerville Town Charter. Provides that the governing board of Centerville as of the date that the act becomes law is continued in office for 30 days thereafter for the purpose of liquidating the Town's assets and liabilities and filing any required financial reports. Requires the Town's net assets to be paid over to the Centerville Fire Department, which must use those funds for a public purpose.

Intro. by Barefoot.

[Franklin](#)

[View summary](#)

S 127 (2017-2018) [1ST SENATORIAL DISTRICT LOCAL ACT-1](#). Filed Feb 22 2017, *AN ACT RELATING TO THE 1ST SENATORIAL DISTRICT.*

Blank bill.

Intro. by Cook.

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

[View summary](#)

ACTIONS ON BILLS

PUBLIC BILLS

H 6: [ED. FINANCE REFORM TASK FORCE/PED REPORT.](#)

House: Passed 2nd Reading

House: Withdrawn From Cal

House: Placed On Cal For 02/23/2017

H 7: [LRC/STRENGTHEN SAVINGS RESERVE.](#)

Senate: Withdrawn From Com

Senate: Re-ref to Appropriations/Base Budget. If fav, re-ref to Finance. If fav, re-ref to Rules and Operations of the Senate

H 19: ORGANIZATIONAL MEETING/LOCAL ELECTED BOARDS (NEW).

House: Passed 2nd Reading

House: Amend Adopted A1

House: Passed 3rd Reading

House: Ordered Engrossed

H 27: CLARIFY EXPIRATION OF VEHICLE REGISTRATION.

House: Passed 2nd Reading

House: Passed 3rd Reading

H 39: AMEND APPOINTMENTS/UNC BD OF GOVERNORS.

Pres. To Gov. 2/22/2017

H 59: REVENUE LAWS TECHNICAL CHANGES.

House: Passed 3rd Reading

H 75: HONOR PAUL LUEBKE, FORMER MEMBER.

House: Withdrawn From Com

House: Placed On Cal For 02/27/2017

H 92: BLUE RIBBON COMMITTEE/TRANSPORTATION FUNDING.

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

H 100: RESTORE PARTISAN ELECTIONS/SUP. & DIST. COURT.

House: Amend Adopted A1

House: Passed 2nd Reading

House: Passed 3rd Reading

House: Ordered Engrossed

H 117: PROTECT STUDENTS IN SCHOOLS.

House: Withdrawn From Com

House: Re-ref to the Com on Education - K-12, if favorable, Finance

H 119: CLARIFY VACANCY ELECTIONS - COUNTY COMMISSION.

House: Passed 2nd Reading

House: Passed 3rd Reading

H 135: TECHNICAL CHANGES TO COURSES OF STUDY STATUTE.

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

House: Withdrawn From Com

House: Re-ref Com On Education - K-12

H 139: MENTAL HEALTH WORKERS' BILL OF RIGHTS.

House: Passed 1st Reading

House: Ref to the Com on Health, if favorable, Judiciary III

H 140: DENTAL PLANS PROVIDER CONTRACTS/TRANSPARENCY.

House: Passed 1st Reading

House: Ref To Com On Insurance

H 141: MAINTENANCE BOND FOR SUBDIVISION ROADS.

House: Passed 1st Reading

House: Ref to the Com on State and Local Government II, if favorable, Transportation

H 142: INCREASE OVERSIGHT OF OLBS.

House: Passed 1st Reading

House: RefTo Com On Judiciary III

H 144: CREDIT UNION/TRUST INSTITUTION CHANGES.

House: Passed 1st Reading

House: RefTo Com On Banking

H 145: REPEAL CONST. REG. OF CONCEALED WEAPONS.

House: Passed 1st Reading

House: RefTo Com On Rules, Calendar, and Operations of the House

H 146: CITIZEN'S ALLEGIANCE TO U.S. CONSTITUTION.

House: Passed 1st Reading

House: RefTo Com On Rules, Calendar, and Operations of the House

H 147: AMEND NC CONSTITUTION - REMOVE SECESSION.

House: Passed 1st Reading

House: RefTo Com On Rules, Calendar, and Operations of the House

H 148: AMEND NC CONSTITUTION - LITERACY REQUIREMENT.

House: Passed 1st Reading

House: RefTo Com On Rules, Calendar, and Operations of the House

H 149: STUDENTS W/DYSLEXIA AND DYSCALCULIA.

House: Passed 1st Reading

House: RefTo Com On Education - K-12

H 150: STANDARDS FOR CHIROPRACTIC PEER REVIEW.

House: Passed 1st Reading

House: Ref to the Com on Insurance, if favorable, Judiciary III

H 152: HATE CRIME/INCREASE SCOPE & PENALTY.

House: Passed 1st Reading

House: RefTo Com On Judiciary III

H 155: MODIFY EDUCATOR LICENSURE REQUIREMENTS.

House: Passed 1st Reading

House: RefTo Com On Education - K-12

H 156: EYEGLASSES EXEMPTION FROM MEDICAID CAPITATION.

House: Passed 1st Reading

House: RefTo Com On Health

H 157: CERTIFYING QUESTION MECHANISM.

House: Passed 1st Reading

House: RefTo Com On Judiciary III

H 158: SPECIAL ASSESSMENTS/CRITICAL INFRASTRUCTURE.

House: Passed 1st Reading

House: Ref to the Com on Finance, if favorable, State and Local Government II

H 159: CHARTER SCHOOL TSERS ELECTION.

House: Passed 1st Reading

House: Ref to the Com on Education - K-12, if favorable, Pensions and Retirement

H 160: FORFEITURE OF RETIREMENT BENEFITS/JUDGES.

House: Passed 1st Reading

House: RefTo Com On Pensions and Retirement

H 161: DIVESTMENT FROM COMPANIES THAT BOYCOTT ISRAEL.

House: Passed 1st Reading

House: RefTo Com On Pensions and Retirement

H 164: CHECK-OFF DONATION: CANCER SCREENING.

House: Filed

H 165: CITIZENS REVIEW BOARDS ESTABLISHED.

House: Filed

H 168: STUDY/DAMAGE FROM ATV USE.

House: Filed

H 169: KAPPA ALPHA PSI/SPECIAL PLATE FEE.

House: Filed

H 170: PILOT/SPORTS FOR STUDENTS WITH DISABILITIES.

House: Filed

H 171: CHANGE EXCLUSION FOR SOLAR ENERGY SYSTEMS.

House: Filed

H 172: INCLUDE SOLAR PROPERTY AS NONSYSTEM PROPERTY.

House: Filed

H 173: REVISIONS TO OUTDOOR ADVERTISING LAWS.

House: Filed

H 174: CONCEALED CARRY/CHURCH SCHOOL PROP.

House: Filed

H 175: DEQ/EMPHASIZE URBAN ENVT'L ISSUES.

House: Filed

H 176: PENSIONS INTEGRITY ACT OF 2017.-AB

House: Filed

H 177: ELIMINATE SECOND PRIMARIES.

House: Filed

H 178: EXPAND HUMAN RELATIONS COMMN. EEOC AUTHORITY.

House: Filed

H 179: DOG BREEDING STDS./LAW ENFORCEMENT TOOLS.

House: Filed

H 180: NAT. GUARD REEMPLOYMENT RIGHTS/ARBITRATION.

House: Filed

H 181: FIRST RESPONDERS ACT OF 2017.

House: Filed

H 182: LEADERSHIP TERM LIMITS.

House: Filed

H 183: RETIREMENT ADMIN. CHANGES ACT OF 2017.-AB

House: Filed

H 185: LEGALIZE MEDICAL MARIJUANA.

House: Filed

H 186: REPEAL HB2/STATE NONDISCRIMINATION POLICIES.

House: Filed

S 16: AMEND ADMINISTRATIVE PROCEDURE LAWS.

Senate: Reptd Fav

S 106: NAT. GUARD REEMPLOYMENT RIGHTS/ARBITRATION.

Senate: Withdrawn From Com

Senate: Re-ref to Judiciary. If fav, re-ref to Rules and Operations of the Senate

S 108: FUNDS/GREENE COUNTY MULTIPURPOSE CENTER.

Senate: Withdrawn From Com

Senate: Re-ref to Appropriations/Base Budget. If fav, re-ref to Rules and Operations of the Senate

S 113: CREDIT UNION/TRUST INSTITUTION CHANGES.

Senate: Passed 1st Reading

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

S 114: ANNUAL REPORT MODERNIZATION.

Senate: Passed 1st Reading

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

Senate: Withdrawn From Com

Senate: Re-ref to Judiciary. If fav, re-ref to Commerce and Insurance. If fav, re-ref to Rules and Operations of the Senate

S 116: AUTO INSURANCE/PROTECT LIENHOLDERS.

Senate: Passed 1st Reading

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

S 117: FORFEITURE OF RETIREMENT BENEFITS/JUDGES.

Senate: Passed 1st Reading

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

S 118: SPECIAL ASSESSMENTS/CRITICAL INFRASTRUCTURE.

Senate: Passed 1st Reading

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

S 119: PISGAH CONSERVANCY SPECIAL REGISTRATION PLATE.

Senate: Passed 1st Reading

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

S 120: SEC. MILITARY/VETERANS AFFAIRS CONFIRMATION.

Senate: Passed 1st Reading

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

S 121: SUPREME COURT BICENTENNIAL CELEBRATION.

Senate: Passed 1st Reading

Senate: RefTo Com On Rules and Operations of the Senate

S 123: RELEASE OF LEO RECORDINGS.

Senate: Filed

S 124: LEO MANAGED CBD OIL DROP BOX.

Senate: Filed

S 125: CHILDREN OF WARTIME VETERANS MODIFICATIONS.

Senate: Filed

S 126: CHANGE THE LOST ADJUSTMENT FACTOR.

Senate: Filed

S 128: KAPPA ALPHA PSI/SPECIAL PLATE FEE.

Senate: Filed

S 129: TRACK OUTCOMES OF VETERANS PROGRAMS.

Senate: Filed

S 130: PROVIDE FUNDING/NC MILITARY BUSINESS CENTER.

Senate: Filed

LOCAL BILLS

H 143: SANFORD OCCUPANCY TAX.

House: Passed 1st Reading

House: Ref to the Com on State and Local Government II, if favorable, Finance

H 151: STANLY CTY/ECONOMIC DEVELOPMENT COMMISSION.

House: Passed 1st Reading

House: RefTo Com On State and Local Government II

House: Withdrawn From Com

House: Re-ref Com On State and Local Government I

H 153: FILLING VACANCY/ONSLow COUNTY BOARD OF COMM.

House: Passed 1st Reading

House: RefTo Com On State and Local Government I

H 154: GASTONIA CHARTER REVISIONS.

House: Passed 1st Reading

House: Ref to the Com on State and Local Government I, if favorable, Finance

H 166: SCHOOL CALENDAR FLEXIBILITY/CLEVELAND COUNTY.

House: Filed

H 167: SCHOOL CALENDAR FLEX./FRANKLIN COUNTY.

House: Filed

H 184: CERTAIN TOWNS/SEWER FEE COLLECTIONS.

House: Filed

S 105: FAIRMONT/VOLUNTARY ANNEXATION.

Senate: Withdrawn From Com

Senate: Re-ref to State and Local Government. If fav, re-ref to Finance. If fav, re-ref to Rules and Operations of the Senate

S 112: 24TH SENATORIAL DISTRICT LOCAL ACT-1.

Senate: Passed 1st Reading

Senate: RefTo Com On Rules and Operations of the Senate

S 115: PROCTORVILLE/SEWER FEE COLLECTIONS.

Senate: Passed 1st Reading

Senate: RefTo Com On Rules and Operations of the Senate

Senate: Withdrawn From Com

Senate: Re-ref to State and Local Government. If fav, re-ref to Finance. If fav, re-ref to Rules and Operations of the Senate

S 122: REPEAL CENTERVILLE CHARTER.

Senate: Filed

S 127: 1ST SENATORIAL DISTRICT LOCAL ACT-1.

Senate: Filed

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