



## The Daily Bulletin: 2017-06-30

### PUBLIC/HOUSE BILLS

H 243 (2017-2018) **STRENGTHEN OPIOID MISUSE PREVENTION (STOP)ACT**. Filed Mar 2 2017, *AN ACT STRENGTHENING OPIOID MISUSE PREVENTION BY EXTENDING STANDING ORDERS FOR OPIOID ANTAGONIST TO COMMUNITY HEALTH GROUPS; REQUIRING SUPERVISING PHYSICIANS TO PERSONALLY CONSULT WITH PHYSICIAN ASSISTANTS AND NURSE PRACTITIONERS WHO PRESCRIBE CERTAIN SCHEDULE II OR III CONTROLLED SUBSTANCES FOR LONG-TERM USE; REQUIRING ELECTRONIC PRESCRIBING OF CERTAIN SCHEDULE II AND III CONTROLLED SUBSTANCES; ESTABLISHING MAXIMUM LIMITS FOR INITIAL PRESCRIPTIONS OF SCHEDULE II AND III CONTROLLED SUBSTANCES; REQUIRING HOSPICE AND PALLIATIVE CARE PROVIDERS TO PROVIDE EDUCATION REGARDING PROPER DISPOSAL OF CERTAIN UNUSED CONTROLLED SUBSTANCES; CLARIFYING ALLOWABLE FUNDS FOR SYRINGE EXCHANGE PROGRAMS; REQUIRING VETERINARIAN PARTICIPATION IN THE CONTROLLED SUBSTANCES REPORTING SYSTEM; ESTABLISHING CIVIL PENALTIES FOR PHARMACIES THAT EMPLOY DISPENSERS WHO IMPROPERLY REPORT INFORMATION TO THE CONTROLLED SUBSTANCES REPORTING SYSTEM (CSRS); EXPANDING THE ROLE OF THE DEPARTMENTS OF HEALTH AND HUMAN SERVICES (DHHS) IN USING CSRS DATA TO DETECT AND PREVENT FRAUD AND MISUSE; MANDATING DISPENSER REGISTRATION FOR ACCESS TO THE CSRS; MANDATING DISPENSER AND PRACTITIONER USE OF THE CSRS; REQUIRING DHHS TO REPORT PRACTITIONERS WHO FAIL TO PROPERLY USE THE CSRS; CREATING A SPECIAL REVENUE FUND TO SUPPORT THE CSRS; AND REQUIRING AN ANNUAL REPORT FROM DHHS ON THE CSRS.*

AN ACT STRENGTHENING OPIOID MISUSE PREVENTION BY EXTENDING STANDING ORDERS FOR OPIOID ANTAGONIST TO COMMUNITY HEALTH GROUPS; REQUIRING SUPERVISING PHYSICIANS TO PERSONALLY CONSULT WITH PHYSICIAN ASSISTANTS AND NURSE PRACTITIONERS WHO PRESCRIBE CERTAIN SCHEDULE II OR III CONTROLLED SUBSTANCES FOR LONG-TERM USE; REQUIRING ELECTRONIC PRESCRIBING OF CERTAIN SCHEDULE II AND III CONTROLLED SUBSTANCES; ESTABLISHING MAXIMUM LIMITS FOR INITIAL PRESCRIPTIONS OF SCHEDULE II AND III CONTROLLED SUBSTANCES; REQUIRING HOSPICE AND PALLIATIVE CARE PROVIDERS TO PROVIDE EDUCATION REGARDING PROPER DISPOSAL OF CERTAIN UNUSED CONTROLLED SUBSTANCES; CLARIFYING ALLOWABLE FUNDS FOR SYRINGE EXCHANGE PROGRAMS; REQUIRING VETERINARIAN PARTICIPATION IN THE CONTROLLED SUBSTANCES REPORTING SYSTEM; ESTABLISHING CIVIL PENALTIES FOR PHARMACIES THAT EMPLOY DISPENSERS WHO IMPROPERLY REPORT INFORMATION TO THE CONTROLLED SUBSTANCES REPORTING SYSTEM (CSRS); EXPANDING THE ROLE OF THE DEPARTMENTS OF HEALTH AND HUMAN SERVICES (DHHS) IN USING CSRS DATA TO DETECT AND PREVENT FRAUD AND MISUSE; MANDATING DISPENSER REGISTRATION FOR ACCESS TO THE CSRS; MANDATING DISPENSER AND PRACTITIONER USE OF THE CSRS; REQUIRING DHHS TO REPORT PRACTITIONERS WHO FAIL TO PROPERLY USE THE CSRS; CREATING A SPECIAL REVENUE FUND TO SUPPORT THE CSRS; AND REQUIRING AN ANNUAL REPORT FROM DHHS ON THE CSRS. Enacted June 29, 2017. Sections 1, 2, 3, 4, 5, 7, 8, 11, and 13 are effective July 1, 2017. Subsections (a), (a1), and (a2) of GS 90-106, as amended by Section 6 of this act, are effective January 1, 2020. Subsections (a3) and (a4) of GS 90-106, as amended by Section 6 of this act, are effective January 1, 2018. Section 10 of this act and GS 90-113.75A and GS 90-11375B, as enacted by Section 12 of this act, are effective September 1, 2017. The remainder of the act is effective June 29, 2017, and applies to acts committed 30 days after the date the State CIO notifies the Revisor of Statutes that (i) the upgrades to the CSRS database described in subdivisions (1) and (2) of subsection (a) of Section 12F.7 of SL 2016-94 have been completed and (ii) the upgraded CSRS database is fully operational within the Department of Information Technology and connected to the statewide health information exchange.

**Intro. by Murphy, Davis, Malone, Horn.**

GS 90

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**Government, State Agencies, Department of Health and Human Services, Health and Human Services, Health, Health Care Facilities and Providers**

H 589 (2017-2018) [COMPETITIVE ENERGY SOLUTIONS FOR NC. \(NEW\)](#) Filed Apr 5 2017, *AN ACT TO REFORM NORTH CAROLINA'S APPROACH TO INTEGRATION OF RENEWABLE ELECTRICITY GENERATION THROUGH AMENDMENT OF LAWS RELATED TO ENERGY POLICY AND TO ENACT THE DISTRIBUTED RESOURCES ACCESS ACT.*

Conference report makes the following changes to the 4th edition.

#### Part II

Amends proposed GS 62-110.8 (Competitive Procurement of Renewable Energy). Directs the electric public utilities to issue RFPs to procure energy and capacity from renewable energy facilities in the aggregate amount of 2,660 MW (previously, in the aggregate amount of 2,200 MW), allocated over a 45-month term as previously described. Requires the Utilities Commission to determine the offering of a new renewable energy resources competitive procurement and the amount to be procured at the termination of the initial 45-month procurement period, based on a showing of need evidenced by the electric public utility's most recent biennial integrated resource plan or annual update approved by the Commission pursuant to GS 62-110.1(c). Deletes a provision set out in the limitations set forth for procured renewable energy capacity that prohibits compensation for curtailment from exceeding the market value of energy at the time of curtailment.

#### Part XI

Deletes proposed GS 62-351 (Decommissioning and reclamation of utility-scale solar projects; financial assurance requirements; recycling of project components required). Deletes the provision directing the Department of Environmental Quality to adopt temporary rules to implement the requirements of the new statute. Makes conforming changes.

Instead, adds new provision providing that if the act becomes law, then the North Carolina Utilities Commission and the Public Staff of the Utilities Commission are each authorized to create two positions funded from receipts of the Commission in order to meet requirements imposed by that act.

#### Part XIII

Modifies the proposed moratorium on permits for wind energy facilities, setting the moratorium period to begin January 1, 2018, and to end December 31, 2018 (was, to end December 31, 2020). Specifies that the moratorium pertains to the issuance of permits (was, the consideration of applications for a permit and on the issuance of permits) for wind energy facilities and wind energy facility expansions in the State. Modifies the timeline for the study required by Section 13(d). Now requires: (1) the RFP be issued on or before September 1, 2017 (was, December 31, 2017); (2) a contract to award the RFP be executed on or before November 1, 2017 (was, June 30, 2018); and (3) the study be completed and submitted to the Legislative Services Officer on or before May 31, 2018 (was, June 30, 2019) in order to inform the development of policies during the 2018 Regular Session (was, the 2019-20 General Assembly). Adds a new provision directing that \$150,000 reserved from the appropriation for pending legislation to support the requirements of this act, to instead be used to support the study required by Section 13(d).

**Intro. by Szoka, Arp, Watford.**

**STUDY, GS 62**

[View summary](#)

**Environment, Energy, Government, General Assembly, State Agencies, Department of Environmental Quality (formerly DENR), Department of Military & Veterans Affairs, Public Enterprises and Utilities**

H 656 (2017-2018) [COLLEGE OF ALBEMARLE/CONSTRUCTION FUNDS](#). Filed Apr 6 2017, *AN ACT TO PROVIDE FLEXIBILITY TO THE COLLEGE OF THE ALBEMARLE IN USING STATE FUNDS TO ENTER INTO CERTAIN CONSTRUCTION PROJECTS FOR EDUCATIONAL FACILITIES WITH THE COUNTIES SERVED BY THE COMMUNITY COLLEGE.*

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

Amends the whereas clauses.

Deletes the provision authorizing the Board of Trustees of the College of to Albemarle to expend State funds appropriated for capital improvements on the construction of two facilities and renovation of a third facility in Dare County.

**Intro. by Steinburg.**

UNCODIFIED

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**Education, Higher Education**

## PUBLIC/SENATE BILLS

S 8 (2017-2018) **BLDG. CODE EXEMPT/AIRPORT CHANGES (NEW)**. Filed Jan 25 2017, *AN ACT TO PROVIDE AN EXEMPTION TO BUILDING CODE PROVISIONS ALLOWING CONSTRUCTION OF A PARKING GARAGE TO EXTEND ACROSS A LOT LINE BETWEEN A CITY-OWNED LOT AND A PRIVATELY OWNED LOT WITHOUT MEETING CERTAIN REQUIREMENTS; TO RESTRICT THE STORMWATER RUNOFF REQUIREMENTS THAT A LOCAL GOVERNMENT CAN APPLY TO PUBLIC AIRPORTS; AND TO REVISE THE COMPOSITION OF THE LINCOLNTON-LINCOLN AIRPORT AUTHORITY, TO NAME THE AIRPORT, AND TO NAME THE AIRFIELD WITHIN THE AIRPORT.*

Conference report makes the following changes to the 4th edition.

Changes the long and short titles.

Deletes the proposed changes to GS 115C-562.5(a)(2), concerning nonpublic schools providing the State Education Assistance Authority with background checks on certain employees.

Makes conforming changes.

**Intro. by Wells, Brown, Pate.**

Lincoln, GS 115C, GS 143

[View summary](#)

**Development, Land Use and Housing, Building and Construction, Land Use, Planning and Zoning, Environment, Transportation**

S 384 (2017-2018) **CRIMINAL LAW CHANGES. (NEW)** Filed Mar 23 2017, *AN ACT TO AMEND THE LAW REGARDING THE USE OF MOTIONS FOR APPROPRIATE RELIEF; TO CLARIFY THE DEFINITION OF "FELONY OFFENSE" FOR PURPOSES OF THE HABITUAL FELON LAW AND TO REMOVE THE SUNSET ON DRIVERS LICENSE ELIGIBILITY FOR PERSONS CONVICTED OF HABITUAL IMPAIRED DRIVING; TO INCLUDE BREAKING AND ENTERING WITH THE INTENT TO TERRORIZE AS A HABITUAL BREAKING AND ENTERING STATUS OFFENSE; TO CLARIFY THAT WHEN A PERSON IS CHARGED WITH AN OFFENSE WHICH REQUIRES MANDATORY FINGERPRINTING, FINGERPRINTING WILL BE ORDERED BY THE COURT IF THE OFFENDER WAS NOT ARRESTED AND FINGERPRINTED AT THE TIME OF THE OFFENSE; AND TO PROVIDE THAT A PRIVATE CITIZEN'S SHOWING OF PROBABLE CAUSE TO THE MAGISTRATE SHALL INCLUDE SUFFICIENT INFORMATION SUPPORTED BY OATH OR AFFIRMATION THAT A CRIME HAS OCCURRED AND SHALL ISSUE AS A SUMMONS UNLESS A SUBSTANTIAL LIKELIHOOD EXISTS THAT THE DEFENDANT WILL NOT RESPOND TO A SUMMONS; AND TO AMEND THE SHERIFF'S SUPPLEMENTAL PENSION FUND.*

Conference report makes the following changes to the 5th edition.

Amends the long title.

Deletes proposed amendments to GS 14-54 (Breaking or entering buildings generally).

Deletes proposed GS 15A-1340.16E (Enhanced sentence if defendant is convicted of a violent felony and the defendant intentionally posts the crime on the Internet or other similar communications media).

**Intro. by Britt, Rabon, Meredith.**

GS 7A, GS 14, GS 15A, GS 143

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**Courts/Judiciary, Motor Vehicle, Criminal Justice, Corrections (Sentencing/Probation), Criminal Law and Procedure, Employment and Retirement, Government, Public Safety, State Agencies, Department of Public Safety**

## LOCAL/HOUSE BILLS

H 198 (2017-2018) [CITY & COUNTY AUTHORITY \(NEW\)](#). Filed Feb 27 2017, *AN ACT TO AMEND THE CHARTER OF THE CITY OF FAYETTEVILLE TO AUTHORIZE THE CITY TO ESTABLISH A SMALL BUSINESS ENTERPRISE PROGRAM TO PROMOTE THE DEVELOPMENT OF SMALL BUSINESSES IN THE CITY AND TO ENHANCE THE OPPORTUNITIES FOR SMALL BUSINESS TO PARTICIPATE IN CITY CONTRACTS AND TO AUTHORIZE CALDWELL COUNTY TO REQUIRE THE PAYMENT OF DELINQUENT PROPERTY TAXES BEFORE RECORDING DEEDS CONVEYING PROPERTY.*

AN ACT TO AMEND THE CHARTER OF THE CITY OF FAYETTEVILLE TO AUTHORIZE THE CITY TO ESTABLISH A SMALL BUSINESS ENTERPRISE PROGRAM TO PROMOTE THE DEVELOPMENT OF SMALL BUSINESSES IN THE CITY AND TO ENHANCE THE OPPORTUNITIES FOR SMALL BUSINESS TO PARTICIPATE IN CITY CONTRACTS AND TO AUTHORIZE CALDWELL COUNTY TO REQUIRE THE PAYMENT OF DELINQUENT PROPERTY TAXES BEFORE RECORDING DEEDS CONVEYING PROPERTY. Enacted June 29, 2017. Effective June 29, 2017.

**Intro. by B. Richardson.**

Caldwell, Cumberland, GS 105

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

H 393 (2017-2018) [MEBANE CHARTER/ALAMANCE-BURL BOE EXCHANGE \(NEW\)](#). Filed Mar 16 2017, *AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE CITY OF MEBANE AND TO REPEAL PRIOR CHARTER ACTS AND TO AUTHORIZE THE ALAMANCE-BURLINGTON BOARD OF EDUCATION TO DISPOSE OF CERTAIN REAL PROPERTY BY PRIVATE SALE OR EXCHANGE.*

AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE CITY OF MEBANE AND TO REPEAL PRIOR CHARTER ACTS AND TO AUTHORIZE THE ALAMANCE-BURLINGTON BOARD OF EDUCATION TO DISPOSE OF CERTAIN REAL PROPERTY BY PRIVATE SALE OR EXCHANGE. Enacted June 29, 2017. Effective June 29, 2017.

**Intro. by Ross, Riddell.**

Alamance, Orange

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

## LOCAL/SENATE BILLS

S 105 (2017-2018) [FAIRMONT VOL. ANNEX.; TROUTMAN LAND USE REG \(NEW\)](#). Filed Feb 16 2017, *AN ACT (1) TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF FAIRMONT, (2) TO TEMPORARILY EXTEND THE TERRITORIAL JURISDICTION OF THE TOWN OF TROUTMAN, AND (3) TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF GARNER.*

AN ACT (1) TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF FAIRMONT, (2) TO TEMPORARILY EXTEND THE TERRITORIAL JURISDICTION OF THE TOWN OF TROUTMAN,

AND (3) TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF GARNER. Enacted June 29, 2017. Effective June 29, 2017, except as otherwise provided.

**Intro. by Britt.**

[Iredell, Robeson, Wake](#)

[View summary](#)

S 217 (2017-2018) [RICHMOND/RIGHT-OF-WAY SAFETY](#). Filed Mar 8 2017, *AN ACT TO PROHIBIT THE DISCHARGE OF A FIREARM OR BOW AND ARROW FROM THE RIGHT-OF-WAY IN RICHMOND COUNTY.*

AN ACT TO PROHIBIT THE DISCHARGE OF A FIREARM OR BOW AND ARROW FROM THE RIGHT-OF-WAY IN RICHMOND COUNTY. Enacted June 29, 2017. Effective October 1, 2017.

**Intro. by McInnis.**

[Richmond](#)

[View summary](#)

S 253 (2017-2018) [PARTISAN ELECTIONS/CERTAIN SCHOOL BOARDS. \(NEW\)](#) Filed Mar 14 2017, *AN ACT TO CHANGE THE ELECTION METHOD OF THE FOLLOWING COUNTY BOARDS OF EDUCATION FROM NONPARTISAN TO PARTISAN: BEAUFORT, CARTERET, CLEVELAND, DARE, HYDE, MADISON, ONSLOW, PENDER, AND YANCEY.*

AN ACT TO CHANGE THE ELECTION METHOD OF THE FOLLOWING COUNTY BOARDS OF EDUCATION FROM NONPARTISAN TO PARTISAN: BEAUFORT, CARTERET, CLEVELAND, DARE, HYDE, MADISON, ONSLOW, PENDER, AND YANCEY. Enacted June 29, 2017. Effective June 29, 2017, except as otherwise provided.

**Intro. by Sanderson.**

[Beaufort, Carteret, Cleveland, Dare, Hyde, Madison, Onslow, Pender, Yancey, GS 115C](#)

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[Government, Elections, Local Government](#)

S 265 (2017-2018) [CREEDMOOR CHARTER REVISED & CONSOLIDATED](#). Filed Mar 15 2017, *AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE CITY OF CREEDMOOR.*

AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE CITY OF CREEDMOOR. Enacted June 29, 2017. Effective June 29, 2017.

**Intro. by McKissick.**

[Granville](#)

[View summary](#)

S 266 (2017-2018) [DURHAM AND WALKERTOWN ANNEXATIONS \(NEW\)](#). Filed Mar 15 2017, *AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE CITY OF DURHAM BECAUSE THE PROPERTY IS COMPLETELY SURROUNDED BY THE CITY'S CORPORATE LIMITS OR IS PARTIALLY ANNEXED TO THE CITY'S CORPORATE LIMITS AND ANNEXATION WILL ALLOW THE MORE EFFICIENT PROVISION OF EMERGENCY SERVICES TO THE PROPERTY.*

AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE CITY OF DURHAM BECAUSE THE PROPERTY IS COMPLETELY SURROUNDED BY THE CITY'S CORPORATE LIMITS OR IS PARTIALLY ANNEXED TO THE CITY'S CORPORATE LIMITS AND ANNEXATION WILL ALLOW THE MORE

EFFICIENT PROVISION OF EMERGENCY SERVICES TO THE PROPERTY. Enacted June 29, 2017. Effective June 30, 2017.

**Intro. by McKissick.**

Durham, Wake

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## ACTIONS ON BILLS

### PUBLIC BILLS

#### **H 528: BUDGET TECHNICAL CORRECTIONS. (NEW)**

*House: Concurred In S Amend SA1*

*House: Concurred In S Amend SA2*

*House: Concurred In S Amend SA3*

*House: Concurred In S Amend SA4*

*House: Concurred In S Amend SA5*

*House: Concurred In S Amend SA6*

*House: Concurred In S Amend SA7*

*House: Concurred In S Amend SA8*

*House: Concurred In S Amend SA9*

*House: Concurred In S Amend SA10*

*House: Concurred In S/Com Sub*

*House: Ordered Enrolled*

#### **H 589: COMPETITIVE ENERGY SOLUTIONS FOR NC. (NEW)**

*Senate: Conf Com Reported*

*Senate: Placed on Today's Calendar*

*Senate: Conf Report Adopted*

*House: Conf Com Reported*

*House: Added to Calendar*

*House: Conf Report Adopted*

#### **H 656: COLLEGE OF ALBEMARLE/CONSTRUCTION FUNDS.**

*Senate: Withdrawn From Com*

*Senate: Placed on Today's Calendar*

*Senate: Amend Adopted A1*

*Senate: Passed 2nd Reading*

*Senate: Passed 3rd Reading*

*Senate: Special Message Sent To House*

*House: Special Message Received For Concurrence in S Amend*

*House: Added to Calendar*

*House: Concurred In S Amend SA1*

*House: Ordered Enrolled*

#### **S 8: BLDG. CODE EXEMPT/AIRPORT CHANGES (NEW).**

*House: Conf Com Appointed*

*House: Conf Com Appointed*

*Senate: Conf Com Reported*

*Senate: Placed on Today's Calendar*

*Senate: Conf Report Adopted*

*House: Conf Com Reported*

*House: Added to Calendar*

*House: Conf Report Adopted*

**S 55: SCHOOL BUS CAMERAS/CIVIL PENALTIES.**

*House: Ordered Enrolled*

**S 223: EXCLUDE TIERS 1 & 2 FROM JDIG CAP (NEW).**

*Senate: Special Message Received For Concurrence in H Com Sub*

**S 384: CRIMINAL LAW CHANGES. (NEW)**

*House: Conf Com Appointed*

*Senate: Conf Com Reported*

*Senate: Conf Report Adopted*

*House: Conf Com Reported*

*House: Added to Calendar*

*House: Conf Report Adopted*

**S 407: EMPLOYEE MISCLASSIFICATION/IC CHANGES (NEW).**

*House: Special Message Sent To Senate*

**S 469: AMEND ENVIRONMENTAL LAWS-4. (NEW)**

*House: Withdrawn From Cal*

*House: Re-ref Com On Rules, Calendar, and Operations of the House*

**S 510: SURPLUS EQUIPMENT AUCTIONS.**

*House: Withdrawn From Cal*

*House: Re-ref Com On Rules, Calendar, and Operations of the House*

**S 552: OMNIBUS OCCUPANCY TAXES. (NEW)**

*Senate: Conf Report Adopted 2nd*

**S 582: AGENCY TECHNICAL CORRECTIONS (NEW).**

*House: Conf Com Appointed*

**S 686: ADJOURNMENT RESOLUTION.**

*Senate: Passed 2nd Reading*

*Senate: Passed 3rd Reading*

*Senate: Special Message Sent To House*

*House: Special Message Received From Senate*

*House: Passed 1st Reading*

*House: Cal Pursuant 32*

*House: Added to Calendar*

*House: Passed 2nd Reading*

*House: Passed 3rd Reading*

*House: Ordered Enrolled*

## LOCAL BILLS

**S 261: KANNAPOLIS DEANNEXATION.**

*House: Added to Calendar*

*House: Ordered Enrolled*

**S 289: VARIOUS DEANNEXATIONS. (NEW)**

*Senate: Concurred On 3rd Reading*

*Senate: Ordered Enrolled*

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