



## The Daily Bulletin: 2019-04-29

### PUBLIC/HOUSE BILLS

H 29 (2019-2020) [STANDING UP FOR RAPE VICTIMS ACT OF 2019](#). Filed Feb 5 2019, *AN ACT TO REQUIRE TESTING OF ALL SEXUAL ASSAULT EXAMINATION KITS*.

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

Eliminates the proposed \$3 million appropriation to the Department of Justice for each fiscal year of the 2019-21 fiscal biennium for testing of untested sexual assault examination kits in accordance with new GS 114-66, and the proposed \$800,000 appropriation in recurring funds for 2019-20 to the Department for the creation of six full-time equivalent forensic scientist positions. Makes conforming deletions.

**Intro. by Boles, Belk, C. Smith, Richardson.**

GS 15A

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**Courts/Judiciary, Criminal Justice, Criminal Law and Procedure, Government, Public Safety and Emergency Management, State Agencies, Department of Justice**

H 108 (2019-2020) [PED/SAFEKEEPER HEALTH CARE COST RECOV. PRACT.](#) Filed Feb 19 2019, *AN ACT TO IMPROVE DATA COLLECTION AND COST RECOVERY PRACTICES FOR HEALTH CARE SERVICES FOR SAFEKEEPERS, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION COMMITTEE*.

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

Amends proposed GS 148-19.3 to eliminate the requirement that the county sheriff be notified by the Department of Health and Human Services (DHHS) of the potential Medicaid eligibility of county prisoners housed in the State prison system under safekeeping orders who receive health care services outside the prison. Specifies that the requirement for health care providers to submit to the Inmate Medicate Costs Management Plan all charges that are the responsibility of the transferring county for health care services provided to prisoners held under a safekeeping order applies to prisoners held under a safekeeping order pursuant to GS 162-39, as amended (previously did not include a statutory reference). Changes the proposed statute's title.

**Intro. by Horn, Lucas.**

GS 149, GS 162

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**Courts/Judiciary, Criminal Justice, Corrections (Sentencing/Probation), Government, Public Safety and Emergency Management, State Agencies, Department of Public Safety, Local Government, Health and Human Services, Health, Social Services, Public Assistance**

H 136 (2019-2020) [CONCEALED CARRY PERMIT LAPSE/REVISE LAW](#). Filed Feb 20 2019, *AN ACT PROVIDING THAT A CONCEALED CARRY PERMITTEE WHO ALLOWS THE PERMIT TO LAPSE DOES NOT HAVE TO TAKE ANOTHER FIREARMS SAFETY AND TRAINING COURSE UPON APPLYING FOR RENEWAL UNDER CERTAIN CONDITIONS*.

House committee substitute to the 1st edition makes the following changes. Amends GS 14-415.16 by providing that if a permittee applies to renew a concealed carry permit no more than 60 days after the permit expires, the sheriff must waive the requirement of taking another firearms safety and training course. If the permittee applies to renew the permit more than 60

days after the permit expires, but no more than 180 days after it expires, then the sheriff must waive the the requirements of taking another firearms and safety training course if the permittee takes the listed steps. Makes conforming changes to the act's long title.

**Intro. by Cleveland, Adams, Speciale.**

GS 14

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**Courts/Judiciary, Criminal Justice, Criminal Law and Procedure**

H 217 (2019-2020) **DIT CHANGES.-AB** Filed Feb 27 2019, *AN ACT TO MAKE MISCELLANEOUS AND TECHNICAL CHANGES TO THE STATUTES RELATING TO THE DEPARTMENT OF INFORMATION TECHNOLOGY; AMEND VARIOUS STATUTES RELATING TO STATE AGENCY CYBERSECURITY; AND AMEND VARIOUS STATUTES RELATING TO THE EMERGENCY TELEPHONE SERVICE AND THE 911 BOARD.*

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

Section 7

Eliminates proposed GS 143B-1403(a1), which provided that no subscriber or communications service provider is liable to any person or entity for billing or remitting a different number of 911 service charges than that required by the Part for any services billed prior to 180 days following the date the act becomes law. Amends GS 143B-1406(f), concerning the requirements to be met in order for a PSAP to receive a distribution, by limiting the telecommunicators required courses to those telecommunicators who are not required to be certified by the North Carolina Sheriffs' Education and Training Standards Commission. Makes clarifying changes.

**Intro. by Saine, Jones, K. Hall.**

GS 143B

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**Government, Public Safety and Emergency Management, State Agencies, Department of Information Technology, Office of Information Technology Services**

H 222 (2019-2020) **MODIFY CRIM PENALTIES/NAIC FRAUD ACT-AB. (NEW)** Filed Feb 27 2019, *AN ACT TO INCORPORATE PORTIONS OF THE NAIC'S INSURANCE FRAUD PREVENTION MODEL ACT LANGUAGE INTO NORTH CAROLINA'S INSURANCE LAWS AND TO MODIFY CRIMINAL PENALTIES ASSOCIATED WITH CERTAIN INSURANCE FRAUD STATUTES, AS RECOMMENDED BY THE DEPARTMENT OF INSURANCE.*

House committee substitute to the 2nd edition makes the following changes to Part I of the act. Modifies the proposed changes to GS 58-2-50, concerning examinations, hearings, and investigations under GS Chapter 58. Now authorizes the Commissioner of Insurance (Commissioner) to investigate and assist in the prosecution of, rather than prosecute, suspected fraudulent insurance acts and persons engaged in the business of insurance. Modifies the authorities granted to the Commissioner to now include the authority to issue and serve subpoenas (rather than serve, only), and the authority to obtain and execute search warrants and arrest warrants for criminal violations of the Chapter (rather than execute, only).

**Intro. by Setzer, Bumgardner, Corbin.**

GS 58

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**Business and Commerce, Insurance, Courts/Judiciary, Criminal Justice, Criminal Law and Procedure, Government**

H 348 (2019-2020) **WHISTLE-BLOWER PROTECTION/MUNICIPAL LEOS.** Filed Mar 13 2019, *AN ACT TO PROTECT MUNICIPAL LAW ENFORCEMENT OFFICERS WHO REPORT IMPROPER OR UNLAWFUL GOVERNMENT ACTIVITY FROM RETALIATION.*

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

Modifies proposed GS 160A-290 (Protection from retaliation for municipal law enforcement officers) to exempt from the statute's provisions an employing agency that has a binding personnel policy, a code of conduct, or other procedures (rather than other binding procedures) protecting employees from retaliation.

**Intro. by Grange, Conrad, Hanig, Richardson.**

[GS 160A](#)

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[Courts/Judiciary, Criminal Justice, Criminal Law and Procedure, Employment and Retirement, Government, Public Safety and Emergency Management, Local Government](#)

H 630 (2019-2020) [PRIVATE PROTECTIVE SERVICES CHANGES](#). Filed Apr 8 2019, *AN ACT TO MAKE VARIOUS CHANGES TO THE PRIVATE PROTECTIVE SERVICES ACT AND TO CREATE CERTAIN FEES*.

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

Further amends GS 74C-3 to now provide that *detection of deception examiner* is limited to those persons who provide the service for a fee or other valuable consideration (was, limited to the provision of the service for a fee only). Modifies the proposed provisions regarding former NC private detectives receiving a close personal protection license to now provide for their licensure upon payment of the applicable fee and proof that the private investigator has provided services pursuant to former GS 74C-3(a)(8) (concerning private detectives and private investigators) within the five years prior to July 1, 2020 (was, within five years prior to the effective date of the act).

**Intro. by McNeill, Hardister, Faircloth.**

[GS 14, GS 74C](#)

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[Business and Commerce, Occupational Licensing, Courts/Judiciary, Criminal Justice, Criminal Law and Procedure, Government, Public Safety and Emergency Management](#)

H 633 (2019-2020) [STRENGTHEN CRIMINAL GANG LAWS](#). Filed Apr 9 2019, *AN ACT TO STRENGTHEN THE LAWS AGAINST CRIMINAL GANGS*.

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

Part II.

Further amends the definition of *criminal gang leader or organizer* in GS 14-50.16A. Modifies one of the qualifying criteria under the term to no longer include participation in the commission of criminal gang activity; maintains the remainder of the qualification (participation in the direction, planning, or organizing of criminal gang activity).

**Intro. by Davis, Faircloth, McNeill, Richardson.**

[GS 8C, GS 14, GS 15A](#)

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

H 641 (2019-2020) [MODIFICATIONS TO VARIOUS DPS PROVISIONS](#). Filed Apr 9 2019, *AN ACT TO MAKE CHANGES TO LAWS RELATED TO PUBLIC SAFETY, AS RECOMMENDED BY THE DEPARTMENT OF PUBLIC SAFETY*.

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

## Part II.

Changes the Part's descriptive title.

Changes the proposed new statute number to GS 143B-605 (was GS 143B-600.1). Modifies the statute to now allow an employee of the Department of Public Safety (Department) to perform work involving the construction, maintenance, or repair of any buildings, appliances, or equipment located in or constituting improvements located on State-owned land without being licensed if the work performed is valued at less than \$100,000 or all work is performed as force-account work otherwise authorized by law up to the value authorized (previously also provided for installation work, and included described work on wiring, piping and devices). Limits the scope to employees on the Department's permanent payroll. Makes organizational changes.

## Part IV.

Deletes the proposed changes to GS 143-341.

## Part VI.

Changes the Part's descriptive title.

## Part VII.

Changes the Part's descriptive title.

Further amends GS 14-258 to specify that sentences imposed for prisoners' possession of tools for escape must run consecutively to and commence at the expiration of any sentence being served for any offense by the person sentenced.

## Part VIII.

Modifies proposed GS 143-18.2, regarding prisoner property, to consistently refer to the personal property of an inmate throughout. Makes technical changes.

Modifies proposed GS 143-295.2 to establish that an inmate's only recourse for property lost, stolen, or otherwise damaged through the negligent handling of the Division of Adult Correction and Juvenile Justice's staff is as provided in new GS 148-18.2 (previously, more specifically provided for the Department to reimburse the inmate for the value of the item or provide its replacement as described in new GS 148-18.2). Makes technical changes.

Modifies the proposed changes to GS 143-291 to more specifically establish that the Industrial Commission (Commission) has no jurisdiction over any claim for personal injury brought by an inmate in the custody of the Division unless the inmate has exhausted Department's Administrative Remedy Procedure set out in GS 148-118.2.

Modifies and adds to the proposed changes in GS 143-291.2 to specify that the Commission can tax costs of any action or appeal against an incarcerated inmate granted indigent status if the inmate's claim under Article 31 is dismissed on the grounds that it is frivolous, malicious, not within the statute of limitations, exceeds the exclusive jurisdiction of the Industrial Commission (Commission), or fails to state a claim upon which relief can be granted, and the inmate has brought an action which has been dismissed for one of the same reasons on three or more prior occasions while incarcerated or detained in any State facility (previously prohibited granting indigent status for a currently incarcerated inmate who had three or more prior dismissals as described).

Deletes the proposed changes to GS 143-295 and instead allow claims for personal injury by an inmate in custody of the Division to settle for an amount no more than \$25,000 without the approval of the Industrial Commission (previously made changes to authorize claims to be settled upon agreement between the various departments, institutions, and agencies of the State and the claimant without approval of the Commission for an amount not to exceed \$25,000). Allows the Department Secretary to delegate the authority to settle these claims. Specifies that filing of an affidavit under GS 143-297 is not required for these settlements.

Deletes the proposed changes to GS 143-299.1A, regarding when the public duty doctrine can be used as an affirmative defense.

Clarifies that Part XIII applies to claims filed on or after July 1, 2019.

## Part IX.

Makes technical and clarifying changes to the proposed additions to GS 20-54 and GS 20-110. Makes further technical changes to GS 20-110.

Changes the effective date of Part IX to September 1, 2019 (was, 90 days after the act becomes law).

## Part XI.

Makes a clarifying change to the proposed to GS 8-53.10 to refer to consistently refer to emergency personnel officers.

## Part XII.

Enacts GS 143B-1022, establishing the Green Alert System (System) within the NC Center for Missing Persons (Center) to provide a statewide system for the rapid dissemination of information regarding a missing person who is believed to be suffering from posttraumatic stress disorder that requires them to be protected from potential abuse or other physical harm, neglect, or exploitation. Requires the Center to issue an alert and disseminate information on such a missing person upon request and as quickly as possible upon report to law enforcement. Requires the Center to adopt guidelines and develop procedures for issuing alerts. Directs the Center to provide education and training to encourage broadcasters' participation in the alert, provided specific health information is not made public. Requires consultation with the Department of Transportation (DOT) to develop a procedure for using the overhead permanent message signs to provide missing person information under the statute. Requires the Center and DOT to develop guidelines for using the message signs.

**Intro. by Boles, Pierce, Speciale, R. Turner.**

GS 8, GS 14, GS 15, GS 20, GS 127A, GS 143, GS 143B, GS 148

**Courts/Judiciary, Criminal Justice, Corrections (Sentencing/Probation), Criminal Law and Procedure, Government, Public Safety and Emergency Management, State Agencies, Department of Public Safety, Military and Veteran's Affairs, Transportation**

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H 665 (2019-2020) **NC COMPLETES COLLEGE/COMPETITIVE WORKFORCE**. Filed Apr 9 2019, *AN ACT TO IMPLEMENT VARIOUS POLICY CHANGES TO IMPROVE STUDENT OUTCOMES, INCLUDING REDUCING TIME TO DEGREE AT PUBLIC INSTITUTIONS OF HIGHER EDUCATION, AND TO RECOGNIZE THE NEED FOR AND VALUE OF NON-DEGREE WORKFORCE CERTIFICATIONS, AS RECOMMENDED BY THE STATE BOARD OF COMMUNITY COLLEGES AND THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.*

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

## Part I.

Eliminates the proposed appropriation for enrollment adjustments for UNC of \$43,578,223 in additional recurring funds for 2019-20. Makes conforming changes.

## Part III.

Eliminates the proposed appropriation to the Community Colleges System Office of \$11,520,449 in additional recurring funds for 2019-20 for short-term workforce training continuing education programs that lead to a State- or industry-recognized credential.

## Part IV.

Eliminates the proposed changes to GS 115D-21.5, concerning matching requirements of the NC Career Coach Program. Eliminates the proposed appropriation of \$2.8 million in recurring funds for 2019-20 to the Community Colleges System Office to support the NC Career Coach Program.

Qualifies the effective date of July 1, 2019, conditioning the effectiveness of the act on whether funds are appropriated by the Current Operations Appropriations Act of 2019 for the act.

**Intro. by Fraley.**

APPROP, GS 115D, GS 116

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**Education, Higher Education, Government, Budget/Appropriations, State Agencies, Community Colleges System Office, UNC System, Office of State Budget and Management**

H 668 (2019-2020) **VARIOUS HIGHER EDUCATION CHANGES**. Filed Apr 9 2019, *AN ACT TO MAKE VARIOUS CHANGES TO HIGHER EDUCATION LAWS, AS RECOMMENDED BY THE STATE BOARD OF COMMUNITY COLLEGES AND THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.*

House committee substitute to the 1st edition makes the following changes. Amends GS 115D-3 to make the report from the Community Colleges President on the reorganization of the System Office due by June 30 (was, March 1) and adds the NCGA Fiscal Research Division to the report's recipients. Deletes the provisions in Part II that amended the NC Teaching Fellows Program and that amended provisions related to UNC laboratory schools. Make a clarifying change.

**Intro. by Fraley.**

GS 115D, GS 116, GS 126

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**Education, Higher Education, Government, State Agencies, Community Colleges System Office, UNC System**

H 675 (2019-2020) **2019 BUILDING CODE REGULATORY REFORM**. Filed Apr 9 2019, *AN ACT TO MAKE VARIOUS CHANGES AND CLARIFICATIONS TO THE STATUTES GOVERNING THE CREATION AND ENFORCEMENT OF BUILDING CODES.*

House amendment #1 makes the following changes to the 3rd edition.

Makes a clarifying change to proposed GS 160A-413.5(a1).

**Intro. by Brody, Riddell, Hardister, Richardson.**

GS 87, GS 143, GS 153A, GS 160A

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**Business and Commerce, Occupational Licensing, Development, Land Use and Housing, Building and Construction, Land Use, Planning and Zoning, Property and Housing, Government, State Agencies, Department of Insurance, Local Government**

H 724 (2019-2020) **TRUTH IN CALLER ID ACT**. Filed Apr 11 2019, *AN ACT TO PROHIBIT THE USE OF MISLEADING TELEPHONE IDENTIFICATION METHODS FOR TELEPHONE SOLICITATION BY VOICE OR TEXT.*

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

Expands the definitions of the terms *telephone solicitation* and *unsolicited telephone call* set forth in GS 75-101 to include text communications in addition to voice communications which meet the existing definitions. Makes conforming changes to the act's long title.

**Intro. by Moore, Saine, Shepard, Humphrey.**

GS 75

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**Business and Commerce, Consumer Protection**

H 758 (2019-2020) [MSD EXPANSION AND GOVERNANCE](#). Filed Apr 15 2019, *AN ACT TO EXPAND THE MEMBERSHIP OF CERTAIN METROPOLITAN SEWERAGE DISTRICTS*.

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

Amends proposed GS 162A-68.5 to expand upon the items that the district board must send to the Environmental Management Commission (EMC) and the requesting county upon receiving a resolution to expand a metropolitan sewerage district to include the requesting county, by including among the items in the proposed extension of sewerage services an analysis of the inclusion of the territory in the district. Provides that after the public hearing, the EMC must determine that the inclusion of the territory will not adversely affect customer service in the district and will preserve and promote the public health and welfare of the district before adopting a resolution expanding and defining the boundaries of the district to include the territory in the district. Deletes the provision which required the district board to be expanded by up to one member if either of the two triggering effects occurred after the expansion of the district, concerning increase in customers of the requesting county or increase in the amount of untreated sewage in the requesting county. Makes additional clarifying and technical changes.

**Intro. by McGrady.**

GS 162A

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**Government, Local Government, Public Enterprises and Utilities**

H 770 (2019-2020) [FREEDOM TO WORK](#). Filed Apr 15 2019, *AN ACT TO REQUIRE ADMINISTRATIVE AGENCIES, GOVERNMENTAL OFFICIALS, AND COURTS IN CIVIL PROCEEDINGS TO CONSIDER A CERTIFICATE OF RELIEF FAVORABLY, TO REQUIRE INCREASED STANDARDS FOR A LICENSING BOARD'S USE OF AN APPLICANT'S CRIMINAL HISTORY IN MAKING DETERMINATIONS, AND TO REQUIRE RECOGNITION BY LICENSING BOARDS OF CERTAIN APPRENTICESHIP AND TRAINING EXPERIENCES*.

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

Modifies proposed GS 93B-8.6 to exempt from the statute's requirements (regarding recognition of apprenticeships and training) occupational licensing boards governing professions which require advanced knowledge acquired by a prolonged course of specialized intellectual study such as a bachelor's or advanced degree. Now directs the State Board of Community Colleges, rather than the Commissioner of Labor, and licensing boards to adopt rules to implement the statute.

**Intro. by Stevens, Bell, Jones, Zachary.**

GS 15A, GS 93B

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**Business and Commerce, Occupational Licensing, Courts/Judiciary, Criminal Justice, Criminal Law and Procedure, Employment and Retirement**

H 873 (2019-2020) [SYSTEM DEVELOPMENT FEE/CLARIFY TIME OF CHARGE](#). Filed Apr 16 2019, *AN ACT TO CLARIFY THE TIMING OF COLLECTION OF SYSTEM DEVELOPMENT FEES FOR EACH CATEGORY OF NEW DEVELOPMENT*.

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

Modifies and adds to the proposed changes to GS 162A-213 regarding time for collection of system development fees based on the category of *new development*. Maintains existing language regarding the time for collection of system development fees for new development involving land subdivision and new construction development as defined by GS 163A-201(6)a., b. or c., as amended (previously required the resolution or ordinance establishing the fee to specify the time for collection for these types of new development). No longer establishes a default time for collection. Now sets the amount of the system development fee to be imposed to be the system development fee in effect on the date the system development fee is paid (was, on the date the new development action occurs).

Establishes a new exception from system development fees for new construction development as defined by GS 162A-201(6)b. or c. (as amended includes either initial construction on undeveloped property or any use or extension of use which increases the number of service units) if two criteria are met: (1) the water or sewer lines were installed to the individual unit of development prior to October 1, 2017, or tap fees were paid for the individual unit of development prior to October 1, 2017; and (2) the local governmental unit did not impose a fee for capacity prior to October 1, 2017, or the facility was operated as a county or city public enterprise under Article 15 of GS Chapter 153A or Article 16 of GS Chapter 160A as of October 1, 2017.

Makes technical changes to the effective date provision.

**Intro. by Arp, Boles, McNeill.**

[GS 162A](#)

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

H 899 (2019-2020) [ENACT KINCARE ACT](#). Filed Apr 16 2019, *AN ACT AMENDING THE WAGE AND HOUR ACT TO ALLOW EMPLOYEES TO USE SICK LEAVE FOR THE CARE OF FAMILY MEMBERS*.

House committee substitute to the 1st edition makes a technical change.

**Intro. by Clemmons, Grange, Carney.**

[GS 95](#)

[View summary](#)

[Employment and Retirement](#)

H 971 (2019-2020) [MODERN LICENSURE MODEL FOR ALCOHOL CONTROL](#). Filed Apr 25 2019, *AN ACT TO MODERNIZE THE LICENSURE MODEL UTILIZED BY THE STATE FOR THE SALE OF SPIRITUOUS LIQUOR*.

Part I.

Amends GS Chapter 18B (Chapter), Regulation of Alcoholic Beverages, as follows.

Amends the definitions used in the Chapter by deleting the following terms: *ABC system, antique spirituous liquor, antique spirituous liquor seller, bailment surcharge, finance officer, general manager, and local board*. Amends the definition of *special ABC areas* to remove reference to the approval or establishment of ABC stores and instead refers to areas where the off-premises sale of spirituous liquor is lawful.

Amends the duties of the North Carolina Alcoholic Beverage Control Commission (Commission) by (1) removing all duties related to ABC stores, including the authority to approve or disapprove the opening and location of ABC stores; (2) removing duties related to local ABC boards, including promulgating rules to establish performance standards for local boards; (3) removing authority to provide for the distribution of spirituous liquor to installations of the Armed Forces and to the Eastern Band of Cherokee Indians; and (4) removing duties related to Commission warehouses. Makes conforming changes throughout the Chapter by removing provisions related to ABC stores, local boards, and the operation of a warehouse. Amends GS 18B-112 to allow the Eastern Band of Cherokee Indians tribe to adopt an ordinance allowing for the sale of spirituous liquor beginning at 10am on Sunday under the licensed premises' permit. Makes conforming changes.

Amends GS 18B-600 to allow a county to hold an off-premises spirituous liquor election instead of an ABC store election. Allows a county to hold a mixed beverage election only if the county already voted to allow the off-premises sale of spirituous liquor or a county election on off-premises spirituous liquor is to be held at the same time as the mixed beverage election. Makes the conforming changes to when a city may hold a malt beverage or unfortified wine election. Allows a city to hold an off-premises spirituous liquor election if (1) the city has at least 1,000 registered voters and (2) the county in which the city is located does not allow the of-premises sale of spirituous liquor. Makes conforming changes to city mixed beverages elections, small city mixed beverage elections, ski resorts elections, small town mixed beverages elections, multicounty/city elections, small resort town elections, township elections, and beautification district elections. Provides in GS 18B-603 that if an off-premises spirituous liquor election is held and the off-premises sale of spirituous liquor is approved, the Commission may issue



off-premises spirituous liquor permits to qualified persons and establishments in the jurisdiction. Makes conforming changes throughout the Chapter to refer to these elections.

Amends GS 18B-1001 to allow the Commission to issue an off-premises spirituous liquor permit that authorizes (1) the retail sale of spirituous liquor in the manufacturer's original container for consumption off the premises and (2) the holder of the permit to ship spirituous liquor in closed containers to individual purchasers inside and outside the state. Prohibits any person, firm, or corporation from having interest in more than 30% of the number of off-premises spirituous liquor permits authorized for issuance in an eligible county or municipality. Allows issuance of the permit to: (1) food businesses; (2) retail businesses; or (3) if a food business or retail business does not seek or qualify for an off-premises spirituous liquor permit in an eligible county or municipality, then to the governing board of the county or municipality. Amends GS 18B-1100 to allow the Commission to issue spirituous liquor wholesaler and nonresident spirituous liquor vendor permits. Amends GS 18B-1002 by removing the authority to issue an antique spirituous liquor permit. Sets the following application fees: (1) \$1,000 for an off-premises spirituous liquor permit, (2) \$1,000 for a spirituous liquor wholesaler permit, and (3) \$5,000 for a nonresident spirituous liquor vendor permit. Makes conforming changes throughout to make existing provisions also applicable to spirituous liquor.

Sets the total number of off-premises spirituous liquor permits available for issuance as the sum of: (1) 1,500 base permits and (2) beginning January 1, 2021, and annually thereafter, the Commission shall make available for issuance in a county or municipality one off-premises spirituous liquor permit for each additional 7,500 person increase over the population in that county or municipality as of April 1, 2010, and requires the Commission to make additional off-premises spirituous liquor permits available for issuance on the basis of population for any county or municipality that holds an election in which the majority votes for the sale of off-premises spirituous liquor. Requires the Commission to make available for issuance one base permit to each county and municipality for each ABC store established and operating in the county or municipality as of January 1, 2019. Provides that if there are more applicants than the available number of off-premises spirituous liquor permits, the Commission must use a method of double random selection by public drawing to determine which applicants are to be considered for issuance of permits. Sets out additional requirements for this process, including requiring an additional \$100 filing fee.

Amends GS 18B-902 concerning ABC permit applications by adding the requirement that the Commission make all forms necessary to apply for and receive a permit available on the Commission's website, and requires the Commission to allow for electronic submission of these forms. Allows the Commission to charge a processing fee of up to \$5.

Enacts new GS 18B-1003.1 to require each off-premises spirituous liquor permittee to display warning signs on the store's premises to inform the public of the effects of alcohol consumption during pregnancy. Sets out requirements for the signs.

Amends GS 18B-1105 to add the following to the authority of a distiller permit holder. Allows the holder to sell, deliver, and ship spirituous liquor in closed containers to licensed wholesalers, except that spirituous liquor may be sold to exporters and nonresident wholesalers only when the purchase is not for resale in this state. Specifies that this does not prohibit a permit holder from selling spirituous liquor to a nonresident wholesaler, nonresident spirituous liquor vendor, bottler, or other similar party for resale in this state if the spirituous liquor is shipped from the distillery to wholesalers licensed under this Chapter. Allows the permit holder to receive, in closed containers, and sell at the distillery, spirituous liquor produced inside or outside North Carolina under contract with a contract distillery. Makes the contract distillery that manufactures the spirituous liquor be responsible for all aspects associated with manufacturing the product. Allows the contract spirituous liquor to be sold at affiliated retail outlets of the distillery physically located on or adjacent to the distillery. Requires any spirituous liquor received from a contract distillery under these provisions to be made available for sale by the distillery to wholesalers for distribution to retailers in the same manner as if the spirituous liquor was being imported by the distillery. Allows contract distilling between affiliated distilleries. Allows the permit holder to obtain a spirituous liquor wholesaler permit to sell, deliver, and ship at wholesale only spirituous liquor manufactured by the distillery, applicable to a distillery that sells, to consumers at the distillery, to wholesalers, to retailers, and to exporters, fewer than 100,000 proof gallons of spirituous liquor produced by it per year. Also allows a distillery not exceeding this sales quantity limitation to sell the spirituous liquor manufactured by the distillery, and malt beverages, at not more than three other locations in the state, where the sale is legal, upon obtaining the appropriate permits. Requires a distillery permit holder who obtains a spirituous liquor wholesaler permit to provide a sales report to the Commission within 60 days of such a request; lists what is to be included in the report.

Amends GS 18B-1105.1 to allow the holder of a liquor importer/bottler permit to (1) import spirituous liquor from outside the United States in closed containers; (2) bottle, package, or label in this state spirituous liquor imported under this statute; (3)

store the spirituous liquor; and (4) sell the spirituous liquor to spirituous liquor wholesalers for resale. Deletes all other existing provisions of the statute.

Enacts new GS 18B-1109.1 to authorize a spirituous liquor wholesale permit holder to: (1) receive, possess, and transport shipments of spirituous liquor; (2) sell, deliver, and ship, in closed containers and in quantities of one case or container or more, spirituous liquor of any brand filed pursuant to GS 18B-1403(a) to wholesalers or retailers licensed under this Chapter, as authorized by the ABC laws; (3) furnish and sell spirituous liquor filed pursuant to GS 18B-1403(a) to its employees subject to the rules of the Commission and the Department of Revenue; and (4) in locations where the sale is legal, furnish spirituous liquor of any brand filed pursuant to GS 18B-1403(a) to guests and any other person who does not hold an ABC permit, for promotional purposes, subject to the Commission's rules.

Amends GS 18B-1111 to allow the holder of a salesman permit to sell and transport spirituous liquor for a spirituous liquor wholesaler.

Enacts new GS 18B-113.1 to allow the holder of a nonresident spirituous liquor vendor permit to sell, deliver, and ship spirituous liquor in this state only to wholesalers, importers, and bottlers licensed under this Chapter, as authorized by the ABC laws. Allows such a permit to be issued to a distillery, an importer, or a bottler outside North Carolina who desires to sell, deliver, and ship spirituous liquor into this state.

Amends GS 18B-1115, concerning commercial transportation, to prohibit obtaining a permit to transport spirituous liquor unless the transportation is for delivery to a federal reservation over which the State has ceded jurisdiction to the United States, for delivery to a spirituous liquor wholesaler, for delivery to an off-premises spirituous liquor permit holder, for delivery to a mixed beverages permit holder, or for transport through this state to another. Makes additional conforming changes.

Enacts new Article 14, Spirituous Liquor Franchise Law. Sets out purpose of the Article. Sets out exemptions from specified provisions of the Article for a distillery holding a valid spirituous liquor wholesaler permit when acting as its own master wholesaler. Sets out six conditions that constitute prima facie evidence of an agreement (defined as a commercial relationship between a spirituous liquor wholesaler and a distillery). Prohibits a distiller from (1) inducing, coercing, or attempting to do so, any spirituous liquor wholesaler to accept delivery of any alcoholic beverage or any other commodity which has not been ordered by the spirituous liquor wholesaler; (2) inducing, coercing, or attempting to, any spirituous liquor wholesaler to do any illegal act by any means, including threatening to amend, cancel, terminate, or refuse to renew any agreement existing between a distillery and a spirituous liquor wholesaler; (3) requiring a spirituous liquor wholesaler to assent to any condition, stipulation, or provision limiting the wholesaler in his or her privilege to sell a product offered by any other distillery; or (4) unlawfully discriminating on the basis of race, color, creed, sex, religion, or national origin in awarding or maintaining agreements covered by this Article. Requires each agreement to designate the wholesaler's sales territory and prohibits a distillery from entering into more than one agreement for each brand of spirituous liquor or beverage it offers in any territory. Prohibits a wholesaler from distributing any brand of spirituous liquor to a retailer whose premises are located outside the territory designated in the agreement for that brand. Allows, with the Commission's approval, a wholesaler to distribute spirituous liquor outside the wholesaler's designated territory during periods of temporary service interruption when requested to do so by the distillery and the wholesaler whose service is interrupted. Requires, upon request from a retail permit holder, each wholesaler to make a good-faith effort to make available any brand of spirituous liquor the wholesaler is authorized to distribute in the territory.

Prohibits a distillery from amending, canceling, terminating, or refusing to continue to renew any agreement, or cause a wholesaler to resign from an agreement, unless good cause exists for amendment, termination, cancellation, nonrenewal, noncontinuation, or resignation. Sets out what constitutes good cause. Places the burden of proving good cause on the distillery.

Requires a distillery to give a wholesaler at least 90 days' prior written notice of any intention to amend, terminate, cancel, or not renew any agreement; sets out an exception to the notice requirement in five specified circumstances, including bankruptcy or receivership of the wholesaler, or revocation of the wholesaler's permit or license. Provides that when the reasons relate to conditions that can be rectified by the wholesaler, he or she has 60 days in which to do so; sets out additional requirements for such situations.

Prohibits a distillery from unreasonably withholding or delaying consent to any transfer of the wholesaler's business or transfer of the stock or other interest in the wholesaleship whenever the wholesaler to be substituted meets the material and reasonable qualifications and standards required of the distillery's wholesalers. Prohibits a distillery from withholding consent to, or in any

manner retaining a right of prior approval of, the transfer of the wholesaler's business to a member or members of the family of the wholesaler.

Allows a wholesaler to sue a distillery that violates the Article. Allows a court to grant injunctive and other appropriate relief, including damages to compensate the wholesaler for the value of the agreement and any good will, to remedy violations of this Article. Requires any distillery that amends, cancels, terminates, or refuses to renew any distillery agreement, or causes a wholesaler to resign from an agreement, to compensate the spirituous liquor wholesaler for the spirituous liquor wholesaler's spirituous liquor inventory. Sets out actions the Commission may take against a distillery that violates this Article.

Prohibits a distillery from directly or indirectly fixing or maintaining the prices at which the wholesaler may sell any spirituous liquor or beverage.

Prohibits retaliatory action against a wholesaler who files or manifests an intention to file a complaint alleging that the distillery violated a State or federal law or rule.

Prohibits a distillery from requiring or prohibiting any change in management or personnel of any wholesaler unless the current or potential management or personnel fails to meet reasonable qualifications and standards required by the distillery.

Prohibits a distillery from discriminating among its wholesalers in any business dealings, unless the classification among its wholesalers is based upon reasonable grounds.

Makes the purchaser of a distillery, and any successor to the import rights of a distillery, obligated to all the terms and conditions of an agreement in effect on the date of the purchase or other acquisition of the right to distribute a brand, except for good cause.

Makes it a violation of the Article for a distillery to: (1) restrict the sale of any equity or indebtedness or the transfer of any securities of any wholesaler or in any way prevent or attempt to prevent the transfer, sale, or issuance of shares of stock or indebtedness to employees, personnel of the wholesaler, or heirs of the principal owner, as long as basic financial requirements of the distillery are complied with and the sale, transfer, or issuance does not have the effect of accomplishing a sale of the wholesaler; (2) impose unreasonable standards of performance upon a wholesaler; or (3) prohibit directly or indirectly the right of free association among wholesalers for any lawful purpose.

Makes conforming repeals of the following: GS 18B-204 (State warehouse); GS 18B-205 (accounts and reports required); GS 18B-501 (local ABC officers); GS 18B-902(d)(43) (Antique spirituous liquor permit fee); GS 18B-1001(20) (Antique spirituous liquor permit); Article 7 (local ABC boards); Article 8 (operation of ABC stores); GS 105-113.68(a)(4a) (defining Antique spirituous liquor); GS 105-113.107(d) (tax levied on illicit mixed beverages); and GS 105-113.108(b)(4) (concerning illicit mixed beverage reporting).

Deems any city or county that has authorized the establishment and operation of an ABC store in accordance with Article 6 of this Chapter as of the effective date of this Part to have authorized the off-premises sale of spirituous liquor for purposes of Article 6.

This Part is effective January 1, 2020.

## Part II.

Amends GS 105-113.68 to modify the definition of *wholesaler or importer* as used in Article 2C, Alcoholic Beverage License and Excise Taxes. Now includes resident distilleries that produce fewer than 100,000 proof gallons of spirituous liquor per year when the term is used with reference to wholesalers or importers of spirituous liquor.

Amends GS 105-113.77 and GS 113.78 to provide for a \$15 city tax for an off-premises spirituous liquor license, and a \$25 county tax for an off-premises spirituous liquor license.

Amends GS 105-113.79 to authorize a city to charge an annual tax of up to \$37.50 for a city spirituous liquor wholesaler license.

Changes the excise tax of spirituous liquor set out in GS 105-113.80 to \$28 per gallon (was 30% of the seller's price). Makes conforming changes.

Amends GS 105-113.81 to expand the scope of the four existing exemptions from excise tax on malt beverages and wine (unsalable by major disaster, sales to oceangoing vessels, sales to US Armed Forces, and out-of-state sales) to exempt sales of spirituous liquor under the same circumstances.

Amends GS 105-113.82 to require the Secretary of Revenue (Secretary) to distribute 25 percent of the net excise tax proceeds collected on spirituous liquor to the counties or cities where the sale is authorized, with both the county and city receiving distributions allocated based on population in circumstances where retail sales are authorized in both the city and the county, or solely to the city if otherwise prohibited in the county. Additionally, provides that in a county in which the off-premises sale of spirituous liquor is lawful, the revenue is distributed as if the entire county approved retail sales. Restricts the use of funds distributed to counties and cities for taxes levied on spirituous liquor to: 4 percent for the treatment of alcoholism and substance abuse, 15 percent for research or education on alcohol or substance abuse, and 11 percent for costs incurred by local law enforcement from enforcing ABC laws (GS Chapter 18B). Allows any remaining funds to be used for any public purpose. Further, requires the Secretary to annually distribute the following amounts of the net excise taxes collected on spirituous liquor during the preceding year: \$2 million to the Department of Health and Human Services for the treatment of alcoholism or substance abuse, or for research or education on alcohol or substance abuse and \$8.5 million to the ABC Commission to be used for the operating and administrative costs of the Commission.

Amends GS 105-113.83 to require the resident wholesale or importer who first handles the liquor in the state to pay the Secretary the excise tax monthly, payable on or before the 15<sup>th</sup> day of the month following the month in which the liquor is first sold or otherwise disposed of in the state by the wholesaler or importer. Limits the tax to one time on the same liquor, and requires the wholesaler or importer to submit verified sale report records to the Secretary for the month in which the taxes are paid, as specified.

Makes conforming changes to GS 105-164.4 concerning the privilege tax for certain retailers.

Amends GS 105-113.106, which sets forth the definitions applicable to Article 2D, Unauthorized Substances Taxes. Removes illicit mixed beverage from the term *unauthorized substance*. Makes conforming changes.

Applies to the sale of spirituous liquor on or after January 1, 2020.

#### Part III.

Amends GS 66-58 concerning the sale of merchandise or services by governmental units. Specifies that the statute does not prohibit the off-premises sale of spirituous liquor by a county or municipality under the authority of GS 18B-1001.

Makes conforming changes to GS 20-187.2, GS 147-69.3, and GS 105-251.2.

Amends GS 153A-145.7 and GS 160A-205.3 to authorize counties and cities to adopt an ordinance allowing for the sale of spirituous liquor beginning at 10:00 a.m. on Sunday pursuant to permits issued under GS 18B-1001.

Effective January 1, 2020.

#### Part IV.

Directs the Commission to sell the State warehouse by January 1, 2020. Further directs the Commission to sell any spirituous liquor within its possession. Mandates the Commission to sell the warehouse and spirituous liquor by public sale to the highest bidder(s). Limits sales of spirituous liquor to permitted spirituous liquor wholesalers. Directs that proceeds be credited to the General Fund and remain unspent until appropriated.

Similarly, directs local ABC boards to liquidate all assets by public sale to the highest bidder(s) by January 1, 2020. Limits sales of spirituous liquor to permitted spirituous liquor wholesalers. Specifies that local boards remain subject to any liabilities arising or remaining from the liquidation. Directs that proceeds be paid to the general fund of the local board's respective county or municipality and restrict use of the proceeds to capital expenses for public schools located within the county or municipality.

**Intro. by McGrady, Saine, Hardister, Harrison.**

[GS 18B](#), [GS 20](#), [GS 66](#), [GS 105](#), [GS 147](#), [GS 153A](#), [GS 160A](#)

[View summary](#)

**[Alcoholic Beverage Control](#), [Government](#), [Tax](#), [Local Government](#)**

H 989 (2019-2020) [HOSPITAL ASSESSMENT REVISION/PROF. PAYMENTS](#). Filed Apr 25 2019, *AN ACT TO REVISE AND UPDATE HOSPITAL ASSESSMENTS IN A MANNER THAT WILL CONFORM WITH MEDICAID TRANSFORMATION, TO REPEAL PAST DIRECTIVES TO ELIMINATE GRADUATE MEDICAL EDUCATION TO ALIGN WITH MEDICAID TRANSFORMATION, TO REVISE THE SUPPLEMENTAL PAYMENT PROGRAM FOR ELIGIBLE MEDICAL PROFESSIONAL PROVIDERS, AND TO ENACT THE MEDICARE RATE SUPPLEMENTAL AND DIRECTED PAYMENT PROGRAM.*

Part I.

Repeals Article 7 of GS Chapter 108A, Hospital Provider Assessment Act, effective October 1, 2019. Effective October 1, 2019, enacts new Article 7A, Hospital Assessment Act, in GS Chapter 108A, providing as follows.

Provides that the assessments apply to all licensed North Carolina hospitals, except exempts from the supplemental assessment and the base assessment critical access hospitals, freestanding psychiatric hospitals, freestanding rehabilitation hospitals, long-term care hospitals, state-owned and state-operated hospitals, and the primary affiliated teaching hospital for each UNC medical school. Exempts public hospitals from the supplemental assessment.

Requires both the base and supplemental assessments to be a percentage, established by the NCGA, of total hospital costs. Requires the Department of Health and Human Service's (Department) proposed supplemental assessment rate on: (1) the percentage change in aggregate payments to hospitals subject to the supplemental assessment for Medicaid and NC Health Choice enrollees, excluding hospital access payments made under 42 CFR § 438.6 and (2) any changes in the federal medical assistance percentage rate applicable to the Medicaid or NC Health Choice programs for the applicable year. Requires the proposed base assessment rate to be based on: (1) the change in the State's annual Medicaid payment for the applicable year; (2) the percentage change in aggregate payments to hospitals subject to the base assessment for Medicaid and NC Health Choice enrollees, excluding hospital access payments made under 42 CFR § 438.6, as determined by the Department; (3) any changes in the federal medical assistance percentage rate applicable to the Medical or NC Health Choice programs for the applicable year; and (4) any changes, as determined by the Department, in reimbursement under the Medicaid State Plan, managed care payments authorized under 42 CFR § 438.6 for which the nonfederal share is not funded by General Fund appropriations, and reimbursement under the NC Health Choice program. Provides that beginning October 1, 2019, assessments are due quarterly. Allows a hospital to appeal a determination of the assessment amount owed through a reconsideration review. Provides that if the Centers for Medicare and Medicaid Services (CMS) determines that an assessment is impermissible or revokes approval of an assessment, then that assessment must not be imposed and the Department's authority to collect the assessment is repealed.

Provides that if a hospital exempt from both the base and supplemental assessments under this Part (1) makes an intergovernmental transfer to the Department to be used to draw down matching federal funds and (2) has acquired, merged, leased, or managed another hospital on or after March 25, 2011, then the exempt hospital must transfer an additional amount to the State. Sets out the formula for calculating that amount.

Requires that the proceeds of the assessments imposed under this Part, and all corresponding matching federal funds, must be used to make the State's annual Medicaid payment to the State, to fund payments to hospitals made directly by the Department, to fund a portion of capitation payments to prepaid health plans attributable to hospital care, and to fund the nonfederal share of graduate medical education payments.

Sets the percentage to be used in calculating the supplemental assessment and for calculating the base assessment both at 3 percent for the taxable year October 1, 2019, through September 30, 2020.

Allows the Department to submit any State Plan amendment or other necessary documents to the CMS to implement these provisions.

Part II.

Repeals Section 12H.12(b) of SL 2014-100 (which replaced the individualized base rates for hospital inpatient services under the Medicaid and NC Health Choice programs with a specified single statewide base rate for hospital inpatient services) and Section 12H.23 of SL 2015-241 (which prohibited Medicaid providers from receiving reimbursement for Graduate Medical Education (GME) in addition to their DRG Unit Value rate).

## Part III.

Requires the Department of Health and Human Services (Department) to revise the supplemental payment program for eligible medical professional providers. Effective October 1, 2019, the following two changes to the program must be implemented: (1) the program must no longer utilize a limit on the number of eligible medical professional providers that may be reimbursed through the program, and must instead use a limit on the total payments made under the program and (2) payments under the program must consist of supplemental payments that increase reimbursement to the average commercial rate under the State Plan and directed payments that increase reimbursement to the average commercial rate under the managed care system.

Requires that the limitation on total payments made under the Average Commercial Rate Supplemental and Directed Payment Program for eligible medical professional providers apply to the combined amount of payments made as supplemental payments under the State Plan and payments made as directed payments under the managed care system and must be based on the amount of supplemental payments made during the 2018-2019 fiscal year as specified depending on when services were provided.

Requires the Department to limit the total amount of supplemental and directed payments that may be received by the eligible providers affiliated with East Carolina University Brody School of Medicine and the University of North Carolina at Chapel Hill Health Care System. Provides that average commercial rate supplemental payments and directed payments must not be made for services provided in Wake County. Repeals SL 2014-100, Section 12H.13(b) (which required UNC and ECU to submit an annual report based on their preceding fiscal year to the Joint Legislative Oversight Committee on Health and Human Services on each individual provider for whom the specified supplemental payment was made), effective October 1, 2019.

## Part IV.

Requires the Department of Health and Human Services (Department) to create the Medicare Rate Supplemental and Directed Payment Program (Program), with payments under the program consisting of supplemental payments made to eligible professionals that increase reimbursement to the Medicare rate under the State Plan, and directed payments made to eligible professionals that increase reimbursements to the Medicare rate under the managed care system. Professionals eligible to receive payments under the Program include Medicaid-enrolled NC physicians, advance care practitioners, and other related professionals who are employed or contracted by any of the six specified entities. Eligibility is further conditioned for contracted eligible professionals upon a demonstration that the contracts account for at least 80 percent of net professional fees from commercial payers or that the contracts address the overall financial risk of the professional's practice or group.

Adds new Part 3, Professional Assessment, to Article 7A of GS Chapter 108A, providing as follows. Imposes a professional assessment on all licensed North Carolina hospitals, except: critical access hospitals, freestanding psychiatric hospitals, freestanding rehabilitation hospitals, hospitals owned by the University Health Systems of Eastern Carolina, doing business as Vidant Health, hospitals owned by the University of North Carolina Health Care System, long-term care hospitals, public hospitals, and State-owned and State-operated hospitals. Sets the assessment as a percentage, established by the NCGA, of total hospital costs. Requires the Department to base the proposed professional assessment rate on: (1) the percentage change in aggregate payments to hospitals subject to the professional assessment for Medicaid and NC Health Choice enrollees, excluding hospital access payments made under 42 C.F.R § 438.6, (2) any required increases or decreases in Medicare rate supplemental or directed payments, and (3) any changes in the federal medical assistance percentage rate applicable to the Medicaid or NC Health Choice programs for the applicable year. Requires the proceeds of the assessment, and all corresponding matching federal funds, to be used to fund a portion of fee-for-service Medicare rate supplemental payments to professionals made directly by the Department and to fund a portion of capitation Medicare rate directed payments to prepaid health plans.

Provides that the the percentage rate to be used in calculating the professional assessment under is 3 percent for the taxable year October 1, 2019, through September 30, 2020.

Requires the Department of Health and Human Services to submit a State Plan amendment, or other necessary documents, to the Centers for Medicare and Medicaid (CMS) to implement the Medicare Rate Supplemental and Directed Payment Program and the Professional Assessment, required under this act.

Makes the proposed new Part and the percentage rate for October 1, 2019, through September 30, 2020, effective upon certification by the Office of State Budget and Management (OSBM) that the implementation of the Medicare Rate

Supplemental and Directed Payment Program and the Professional Assessment is not expected to result in total spending under the 1115 waiver that exceeds the budget neutrality limit during the demonstration period.

Requires that if at any point during the operation of the 1115 waiver, CMS determines that the budget neutrality limit in the waiver has been reached, then (1) the Department must immediately discontinue the Medicare Rate Supplemental and Directed Payment Program, (2) Part 3 of Article 7A of GS Chapter 108A is repealed, and (3) the Department must notify the Revisor of Statutes of CMS's determination.

Except as otherwise provided, this act is effective July 1, 2019.

**Intro. by Dobson, Lambeth.**

GS 108A

**Government, State Agencies, Department of Health and Human Services, Health and Human Services, Health, Health Care Facilities and Providers, Health Insurance, Social Services, Public Assistance**

[View summary](#)

H 1002 (2019-2020) **EXPAND USE OF CAM SYSTEMS & CREATE CAM FUND**. Filed Apr 25 2019, *AN ACT TO EXPAND THE USE OF CONTINUOUS ALCOHOL MONITORING SYSTEMS IN PUNISHMENTS IMPOSED FOR CERTAIN IMPAIRED DRIVING CONVICTIONS, TO PROVIDE FOR THE PAYMENT OF AN ADMINISTRATIVE FEE AND COSTS ASSOCIATED WITH A CONTINUOUS ALCOHOL MONITORING SYSTEM, AND TO CREATE A CONTINUOUS ALCOHOL MONITORING SYSTEM FUND TO ASSIST INDIGENT DEFENDANTS.*

Amends GS 20-179 (Sentencing hearing after conviction for impaired driving; determination of grossly aggravating and aggravating and mitigating factors; punishments). Amends the provisions of subsection (g), describing Level One Punishment, and subsection (h), describing Level Two Punishment. Currently both levels provide for suspension of a term of imprisonment, subject to one of two alternate conditions for special probation: one of imprisonment for a specified reduced term, and the other of abstinence from consuming alcohol, as proved by a continuous alcohol monitoring system. Currently, the abstinence and monitoring special probation condition under Level One Punishment additionally requires a period of at least 10 days' imprisonment. Amends the abstinence from consumption and monitoring condition under Level One Punishment to require abstinence and monitoring for at least 120 days (was, 60 days), with no required imprisonment. Authorizes crediting up to 120 (was, 60) days of pretrial abstinence and monitoring toward the abstinence and monitoring requirement for Level One Punishment special probation. Amends the imprisonment condition of Level Two Punishment special probation to increase the minimum term of imprisonment from seven to fourteen days. Authorizes crediting of up to 90 (was, 60) days of pretrial abstinence and monitoring toward the Level Two Punishment abstinence and monitoring special probation condition. Amends both Level One and Level Two Punishments to provide that if the judge orders a term of imprisonment as a condition of probation, and orders the imprisonment to be served as an inpatient, the judge must impose an additional consumption abstinence and monitoring condition of special probation for at least 60 days under Level One Punishment, and for at least 30 days under Level Two punishment. Authorizes a judge to impose abstinence and monitoring as a condition for the period of a defendant's entire probation (was, for a period between 30 days and the defendant's entire probation). Authorizes a court to order the Division of Adult Correction and Juvenile Justice to pay the costs of a continuous alcohol monitoring system when the court finds that a defendant should not be required to pay the costs of the system. Amends the conditions that must be satisfied for a defendant to be placed on unsupervised probation to clarify that the defendant must additionally complete any recommended abstinence and monitoring period.

Enacts new GS 20-179.5 (Continuous alcohol monitoring; administrative fee and costs for monitoring; Continuous Alcohol Monitoring Fund). Provides that costs incurred to comply with continuous alcohol monitoring requirements imposed by a court are to be paid by the monitored person. Specifies an administrative fee of between \$20 and \$30 to be paid at the time of receipt of the monitoring equipment. Requires the vendor of a monitoring system to remit fees under this statute to the Division of Adult Correction and Juvenile Justice on a quarterly basis. Directs the Division of Adult Correction and Juvenile Justice to use half of the fees to pay costs incurred in ensuring compliance with court-imposed monitoring requirements, and to place the other half in the Continuous Alcohol Monitoring Fund. Creates the Continuous Alcohol Monitoring Fund, to be used to provide access to monitoring as a sentence option for indigent persons, subject to a court order that the Division of Adult Correction and Juvenile Justice should pay the cost of continuous alcohol monitoring for such a person.

Effective December 1, 2019, and applicable to offenses committed on or after that date.

**Intro. by Rogers.**

GS 20

[View summary](#)

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

H 1013 (2019-2020) **NC FINANCIAL AND INSURANCE REGULATORY SANDBOX**. Filed Apr 25 2019, *AN ACT TO ENACT THE NORTH CAROLINA FINANCIAL AND INSURANCE REGULATORY SANDBOX ACT AND TO ESTABLISH THE NORTH CAROLINA FINANCIAL AND INSURANCE INNOVATION COMMISSION*.

Enacts GS Chapter 53D, NC Financial and Insurance Regulatory Sandbox act. Sets forth the act's short title, legislative findings, and defined terms.

Establishes the seven-member NC Financial and Insurance Innovation Commission (Commission) within the Office of the Commissioner of Banks (Office), charged with oversight of the Regulatory Sandbox under the Chapter and developing a regulatory environment that encourages and supports innovation, investment, and job creation in the financial and insurance industries in the State. Provides for Commission membership, quorum and public member compensation.

Authorizes a Regulatory Sandbox registrant to test products and services on consumers in accordance with the Chapter, adopted rules, or conditions of the Commission. Limits testing to no more than 25,000 consumers and prohibits tests from affecting transactions or policies over \$50,000 per consumer, unless permitted by the Commission. Provides that the statute controls over conflicting state law, except for GS Chapters 24 (Insurance), 25A (Retail Installment Sales Act), 25B (Credit), and 75 (Monopolies, Trusts and Consumer Protection), and Article 20 (Loan Brokers) of GS Chapter 66.

Provides for the application process for persons to register in the Regulatory Sandbox. Requires applicants or their designee to provide specified information to the Commission, verified by oath or affirmation, including criminal conviction records for the preceding ten-year period. Also requires detailed information about the product or service to be tested by the applicant, including state laws that would be superseded if the Commission allowed the applicant to test the product or service, and a plan for testing, monitoring and assessing the product or service. Sets the application fee at \$500.

Directs the Commission to notify the Office upon receipt of an application. Requires the Office to investigate the applicant's financial condition and responsibility, financial and business experience, and character and general fitness, as well as the proposed testing's risk to consumers and the adequacy of the applicant's proposed plan. Requires consultation with the Department of Insurance for products or services which are insurance innovations. Directs the Office to report its findings to the Commission.

Provides for abandoned applications. Requires the Commission to make a decision on applications within 90 days of submission. Allows for issuance of registration upon the Commission making six specified findings regarding the applicant's qualifications. Authorizes the Commission to impose conditions on a registrant's test. Requires the Commission to inform an applicant denied registration each ground for the denial.

Establishes that registration is valid for two years after issuance. Provides for registration renewal 30 days' prior to expiration upon submission of the same information and fee as required of the initial application. Subjects renewal applications submitted after the 30 days before expiration but before expiration to a \$100 late fee. Provides for renewal applications to be considered and investigated in the same manner as initial applications. Deems registration effective during the pendency of the renewal application.

Authorizes the Commission to require a registrant to (1) post a surety bond for the benefit of any consumers harmed by the test, as specified by the Commission, or (2) obtain insurance coverage to address any cybersecurity risks of the test. Provides for certain deposits in lieu of a surety bond. Requires the surety bond or deposit to remain in place for at least one year after the registrant ceases to be registered. Requires a registrant to give the Commissioner of Banks (Commissioner) 90 days' written notice before cancelling the surety bond or withdrawing the deposit.



Details prohibited conduct of registrants, including directly or indirectly defrauding or misleading a person, making false statements or material omissions concerning state and federal filings, investigations, and examinations, and knowingly withholding or destroying evidence during an investigations or examination by the Commissioner under the Chapter.

Authorizes the Commissioner to investigate and examine a registrant's compliance with the Chapter. Enumerates the powers of the Commissioner related to compliance investigations and examinations, including retaining attorneys, accountants and other professionals and specialists to conduct or assist in conducting the investigation or examination.

Prohibits the Commissioner from prohibiting a registrant access to its own records necessary to conduct its ordinary business unless the Commissioner has reason to believe there is a risk that the records will be altered or destroyed to conceal a violation of the Chapter. Authorizes the Commissioner to assess costs for conducting an extraordinary review against the registrant.

Provides for confidential treatment of all information obtain by the Commissioner as provided in GS 53C-2-7. Authorizes the Commissioner to enter into agreements or arrangements with state and federal agencies for sharing confidential information, with information shared maintaining all applicable privileges and confidentiality protections.

Authorizes the Commissioner to take disciplinary action against a registrant's registration for any violation of the Chapter or rules adopted thereunder. Authorizes the Commissioner to issue cease and desist orders or to apply for an injunction against a registration for violations. Allows consumers harmed by a test conducted by a registrant to bring an action against the registrant for damages.

Provides for a registrant's consent to state jurisdiction and appointment of the Secretary of State as its agent for accepting service of process for actions arising under the Chapter. Deems the Commissioner to have complied with service requirements upon mailing certified notice, as specified.

Authorizes the State Banking Commission to adopt implementing rules.

Effective October 1, 2020.

**Intro. by Saine.**

[GS 53D](#)

[View summary](#)

[Banking and Finance, Business and Commerce, Insurance](#)

## LOCAL/HOUSE BILLS

H 240 (2019-2020) [ALBEMARLE/CITY LABOR FOR BUSINESS CTR.](#) Filed Feb 28 2019, *AN ACT TO ALLOW THE CITY OF ALBEMARLE TO USE CITY LABOR FOR WORK RELATED TO THE CONSTRUCTION OF A BUSINESS CENTER WITHOUT REGARD TO THE DOLLAR VALUE OF THE LABOR.*

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

Modifies and adds to the act, which authorizes the City of Albemarle to use qualified labor on the permanent payroll of the City for work related to the construction of a business center and exempts the work from the dollar limitations of GS 143-125 and the provisions of Article 8, GS Chapter 143, concerning public contracts. Makes organizational changes. Now also exempts from the provisions of Article 8, GS Chapter 143, and allows Albemarle to use qualified labor on the City's permanent payroll for the installation of any water or sewer line other than a trunk line owned and maintained by the City. Additionally makes the work subject to GS 143-128.2 (Construction, design, and operation of solid waste management and sludge management facilities) and GS 143-128.3 (Exemption of General Assembly from certain purchasing requirements). Adds a sunset provision of December 31, 2028.

**Intro. by Sasser, Goodman.**

[Stanly](#)

[View summary](#)

[Development, Land Use and Housing, Building and Construction, Employment and Retirement](#)

H 286 (2019-2020) [FAYETTEVILLE ETJ & AMP ANNEXATION OF SHAW HEIGHTS](#). Filed Mar 6 2019, *AN ACT AUTHORIZING THE CITY OF FAYETTEVILLE TO EXERCISE EXTRATERRITORIAL JURISDICTION OVER THE SHAW HEIGHTS AREA*.

House committee substitute to the 1st edition makes the following changes. Deletes the provision that added the described territory to the corporate limits of the City of Fayetteville, effective June 30, 2022, and subjected the territory to municipal taxes imposed for taxable years beginning on or after July 1, 2022. Makes conforming changes to the act's long title. Makes additional technical changes.

**Intro. by Floyd, Richardson.**

[Cumberland](#)

[View summary](#)

H 375 (2019-2020) [AUTHORIZE TEACHER-GOV'T EMP'EE HOUSING/BERTIE](#). Filed Mar 18 2019, *AN ACT TO AUTHORIZE BERTIE COUNTY TO PROVIDE AFFORDABLE RENTAL HOUSING UNITS TO TEACHERS AND OTHER STATE AND LOCAL GOVERNMENT EMPLOYEES*.

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

Deletes the proposed changes to Section 2.1 of SL 1965-559, which granted the Windsor Township Development Commission (Commission) the authority to acquire and hold title to real and personal property, and to borrow money and incur debt, for public purposes. Instead, authorizes Bertie County (County) to contract with any person, partnership, corporation, or other business entity to construct, provide, or maintain affordable rental housing on property owned by the County, and authorizes the County to enter into contracts to manage, lease, and maintain rental housing units constructed, or enter into residential housing unit lease agreements for housing units owned by the County (previously authorized the County to enter into leases, management agreements, or similar arrangements with the Commission for the County to manage, lease, and maintain these rental housing units). Adds to the rental restrictions, requiring the County to limit the rental of these units to exclusively Bertie County Public Schools teachers and employees (previously did not specify exclusively), unless units cannot be filled by school employees, in which case units are to be rented to employees of Bertie County, the Town of Windsor, and State employees residing in Bertie County during the period of time any teach or employee is employed by the State or local government (previously did not specify a qualifying period). Deems the County Board of Commissioners to have the authority to set reasonable rents for the units and allows the Board to charge below-market rates in its discretion. Adds that the housing units constructed, provided, maintained, or leased under the act are not exempt from applicable building codes, zoning ordinances, or any other health and safety statutes, rules, ro regulations (previously only specified rental units constructed or leased pursuant to the act were subject to these laws, rules and regulations).

Changes the act's long title.

**Intro. by Goodwin.**

[Bertie](#)

[View summary](#)

[Development, Land Use and Housing, Property and Housing, Education, Elementary and Secondary Education](#)

## LOCAL/SENATE BILLS

S 63 (2019-2020) [CITY OF KANNAPOLIS/ANNEXATION](#). Filed Feb 13 2019, *AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE CITY OF KANNAPOLIS*.

AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE CITY OF KANNAPOLIS. Enacted April 29, 2019. Effective April 29, 2019, except as otherwise provided.

**Intro. by Ford.**

Rowan

[View summary](#)

## ACTIONS ON BILLS

## PUBLIC BILLS

### **H 29: STANDING UP FOR RAPE VICTIMS ACT OF 2019.**

*House: Reptd Fav Com Substitute*

*House: Re-ref Com On Appropriations, Justice and Public Safety*

*House: Serial Referral To Appropriations Stricken*

*House: Withdrawn From Com*

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

### **H 66: REQ ACTIVE TIME FELONY DEATH MV/BOAT.**

*House: Passed 2nd Reading*

*House: Passed 3rd Reading*

### **H 108: PED/SAFEKEEPER HEALTH CARE COST RECOV. PRACT.**

*House: Reptd Fav Com Sub 3*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/30/2019*

### **H 130: ALLOW GAME NIGHTS.**

*House: Added to Calendar*

*House: Concurred In S Com Sub*

*House: Ordered Enrolled*

### **H 136: CONCEALED CARRY PERMIT LAPSE/REVISE LAW.**

*House: Reptd Fav Com Substitute*

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

### **H 169: LOGGERHEAD TURTLE/STATE SALTWATER REPTILE.**

*House: Reptd Fav*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/30/2019*

### **H 217: DIT CHANGES.-AB**

*House: Reptd Fav Com Sub 2*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/30/2019*

### **H 219: NAIC ACCREDITATION AMENDMENTS.-AB**

*Senate: Regular Message Received From House*

*Senate: Passed 1st Reading*

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

### **H 222: MODIFY CRIM PENALTIES/NAIC FRAUD ACT-AB. (NEW)**

*House: Reptd Fav Com Sub 2*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/30/2019*

**H 233: STATE AUDITOR/VARIOUS AMENDMENTS.-AB**

*House: Reptd Fav*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/30/2019*

**H 256: ADOPT OFFICIAL FRIED CHICKEN FESTIVAL.**

*House: Passed 2nd Reading*

*House: Passed 3rd Reading*

**H 268: DISAPPROVE CERTAIN ON-SITE WASTEWATER RULES. (NEW)**

*House: Regular Message Sent To Senate*

*Senate: Regular Message Received From House*

*Senate: Passed 1st Reading*

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

**H 278: PARITY FOR FIRST RESPONDERS.**

*House: Withdrawn From Com*

*House: Re-ref to the Com on Pensions and Retirement, if favorable, Rules, Calendar, and Operations of the House*

**H 296: RESPECT FOR FAMILIES- LEOS/FIREFIGHTERS/EMS. (NEW)**

*House: Reptd Fav*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/30/2019*

**H 300: EXTEND FUNDS DEADLINE FOR AUCTIONEERS.**

*House: Reptd Fav*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/30/2019*

**H 310: CLARIFY INSURANCE PROD'R CRIM. BCKGRD CHECK.**

*Senate: Regular Message Received From House*

*Senate: Passed 1st Reading*

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

**H 327: FEES/RETURNED CHECKS/LOAN PROCESSING.**

*House: Withdrawn From Cal*

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

**H 348: WHISTLE-BLOWER PROTECTION/MUNICIPAL LEOS.**

*House: Reptd Fav Com Substitute*

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

**H 393: MODERNIZING SEXUAL ASSAULT LAWS.**

*House: Passed 2nd Reading*

*House: Passed 3rd Reading*

**H 425: INCREASE AND EXPAND ASSAULT ON/RESIST OF LEO.**

*House: Regular Message Sent To Senate*

*Senate: Regular Message Received From House*

*Senate: Passed 1st Reading*

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

**H 432: WATER/SEWER TO CONTIGUOUS DWELLING UNITS.**

*House: Passed 2nd Reading*

*House: Passed 3rd Reading*

**H 434: SUICIDE RISK REF./MENTAL HEALTH/TEEN VIOLENCE.**

*Senate: Regular Message Received From House*

*Senate: Passed 1st Reading*

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

**H 451: TITUS'S LAW.**

*House: Passed 2nd Reading*

*House: Passed 3rd Reading*

**H 492: SIMPLIFY BUILDER INVENTORY EXCLUSION.**

*House: Serial Referral To Finance Stricken*

**H 493: ABUSE & NEGLECT RESOURCES.**

*Senate: Regular Message Received From House*

*Senate: Passed 1st Reading*

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

**H 507: ANIMAL FIGHTS/CRIMINALIZE ATTENDANCE OF MINOR.**

*House: Reptd Fav*

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

**H 511: NC NATIONAL GUARD/COURTS-MARTIAL.**

*House: Regular Message Sent To Senate*

*Senate: Regular Message Received From House*

*Senate: Passed 1st Reading*

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

**H 521: TRANSITIONAL LICENSE/TEACHER FROM OTHER STATE (NEW)**

*Senate: Regular Message Received From House*

*Senate: Passed 1st Reading*

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

**H 522: STUDY OUTSIDE WATER RATES.**

*Senate: Regular Message Received From House*

*Senate: Passed 1st Reading*

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

**H 532: DNCR ADD NEW TRAILS & VARIOUS CHANGES.**

*House: Passed 2nd Reading*

*House: Passed 3rd Reading*

*House: Special Message Sent To Senate*

*Senate: Special Message Received From House*

*Senate: Passed 1st Reading*

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

**H 537: ALT. HWY USE TAX VEHICLE SUBSCRIPTIONS.**

*Senate: Withdrawn From Com*

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

**H 554: FUNERAL PRACTICE LICENSURE TECH. CORRECTIONS.**

*Senate: Regular Message Received From House*

*Senate: Passed 1st Reading*

*Senate: RefTo Com On Rules and Operations of the Senate*

**H 563: 30 MIN. DUTY-FREE LUNCH FOR TEACHERS.**

*Senate: Regular Message Received From House*

*Senate: Passed 1st Reading*

*Senate: RefTo Com On Rules and Operations of the Senate*

**H 577: LIMIT OWNERSHIP OF CERTAIN ANIMALS.**

*House: Reptd Fav*

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

**H 578: MODIFY LEGITIMATIONS PROVISIONS.**

*House: Passed 2nd Reading*

*House: Passed 3rd Reading*

**H 598: BOTTLENOSE DOLPHIN AS STATE MARINE MAMMAL.**

*Senate: Regular Message Received From House*

*Senate: Passed 1st Reading*

*Senate: RefTo Com On Rules and Operations of the Senate*

**H 604: SMALL BUSINESS RETIREMENT PROGRAM.**

*Senate: Regular Message Received From House*

*Senate: Passed 1st Reading*

*Senate: RefTo Com On Rules and Operations of the Senate*

**H 608: SBI EMERGENCY PEN REGISTER/TRAP AND TRACE.**

*House: Reptd Fav*

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

**H 619: RETHINKING GUARDIANSHIP.**

*House: Serial Referral To Health Stricken*

*House: Withdrawn From Com*

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

**H 628: 2019 BANKING & MORTGAGE CORRECTIONS & CHANGES.**

*Senate: Regular Message Received From House*

*Senate: Passed 1st Reading*

*Senate: RefTo Com On Rules and Operations of the Senate*

**H 629: LAW-ENFORCEMENT MUTUAL AID.**

*House: Passed 2nd Reading*

*House: Passed 3rd Reading*

**H 630: PRIVATE PROTECTIVE SERVICES CHANGES.**

*House: Reptd Fav Com Substitute*

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

**H 633: STRENGTHEN CRIMINAL GANG LAWS.**

*House: Reptd Fav Com Substitute*

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

**H 635: PURCHASE & CONTRACTS BENCHMARKS/PROPERTY.**

*House: Reptd Fav*

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

**H 641: MODIFICATIONS TO VARIOUS DPS PROVISIONS.**

*House: Reptd Fav Com Substitute*

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

**H 653: SCHOOL TRANSP. PERSONNEL SALARY CHANGES.**

*Senate: Regular Message Received From House*

*Senate: Passed 1st Reading*

*Senate: RefTo Com On Rules and Operations of the Senate*

**H 654: CAR DEALER DISPLAYS MUST CONTAIN CONTACT INFO.**

*Senate: Regular Message Received From House*

*Senate: Passed 1st Reading*

*Senate: RefTo Com On Rules and Operations of the Senate*

**H 664: MYFUTURENC/POSTSECONDARY ATTAINMENT GOAL.**

*Senate: Regular Message Received From House*

*Senate: Passed 1st Reading*

*Senate: RefTo Com On Rules and Operations of the Senate*

**H 665: NC COMPLETES COLLEGE/COMPETITIVE WORKFORCE.**

*House: Reptd Fav Com Substitute*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/30/2019*

**H 668: VARIOUS HIGHER EDUCATION CHANGES.**

*House: Reptd Fav Com Substitute*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/30/2019*

**H 675: 2019 BUILDING CODE REGULATORY REFORM.**

*House: Amend Adopted A1*

*House: Passed 2nd Reading*

*House: Passed 3rd Reading*

*House: Ordered Engrossed*

**H 679: EXPAND EMERGENCY JUDGE ASSIGNMENTS.**

*House: Reptd Fav*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/30/2019*

**H 681: U.S. ARMY SPECIAL FORCES REG PLATE/FEEES.**

*Senate: Regular Message Received From House*

*Senate: Passed 1st Reading*

*Senate: RefTo Com On Rules and Operations of the Senate*

**H 685: CLARIFY DVPO EXPIRATION AND FIREARM SURRENDER.**

*House: Reptd Fav*

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

**H 687: ENCOURAGE ATTY CLE EXEMPT FOR NCGA EMPLOYEES. (NEW)**

*House: Reptd Fav*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/30/2019*

**H 697: STATE SURPLUS PROP. COMPUTERS FOR NONPROFITS.**

*House: Passed 2nd Reading*

*House: Passed 3rd Reading*

**H 702: MODIFY JUVENILE CRIME PREVENTION COUNCILS.**

*House: Reptd Fav*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/30/2019*

**H 715: SHRA/STRONGER WHISTLEBLOWER PROTECTION.**

*House: Reptd Fav*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/30/2019*

**H 724: TRUTH IN CALLER ID ACT.**

*House: Reptd Fav Com Substitute*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/30/2019*

**H 747: NC MISSING PERSON INFORMATION SHARING.**

*House: Reptd Fav*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/30/2019*

**H 757: PENDER COUNTY PROPERTY TRANSFER.**

*House: Reptd Fav*

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

**H 758: MSD EXPANSION AND GOVERNANCE.**

*House: Reptd Fav Com Substitute*

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

**H 760: EXPAND LOSS PREVENTION INVESTIGATIONS.**

*House: Reptd Fav*

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

**H 764: WOMEN'S CANCER RESEARCH & PREVENT. TASK FORCE.**

*House: Regular Message Sent To Senate*

*Senate: Regular Message Received From House*

*Senate: Passed 1st Reading*

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

**H 770: FREEDOM TO WORK.**

*House: Reptd Fav Com Substitute*

*House: Re-ref Com On Finance*

**H 773: ESTABLISH SUDEP AWARENESS WEEK.**

*House: Regular Message Sent To Senate*

*Senate: Regular Message Received From House*

*Senate: Passed 1st Reading*

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

**H 806: HOA/CONDO CRIME & FIDELITY INSURANCE POLICIES.**

*House: Reptd Fav*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/30/2019*



**H 866: CLARIFY PRIORITY STATUS OF CERTAIN LIENS.**

*House: Reptd Fav*

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

**H 867: KNIGHT-LECOUNT ADVOCACY FOR MARROW ED. & REG.**

*House: Reptd Fav*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/30/2019*

**H 873: SYSTEM DEVELOPMENT FEE/CLARIFY TIME OF CHARGE.**

*House: Reptd Fav Com Substitute*

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

**H 899: ENACT KINCARE ACT.**

*House: Reptd Fav Com Substitute*

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

**H 966: 2019 APPROPRIATIONS ACT.**

*House: Serial Referral To Pensions and Retirement Stricken*

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

*House: Serial Referral To Appropriations Stricken*

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

*House: Serial Referral To Appropriations Added*

*House: Serial Referral To Pensions and Retirement Added*

**H 997: FUNDS FOR NC SENIOR GAMES.**

*House: Passed 1st Reading*

*House: Ref to the Com on Appropriations, Health and Human Services, if favorable, Rules, Calendar, and Operations of the House*

**H 998: INDEPENDENT LIVING ACT.**

*House: Passed 1st Reading*

*House: Ref to the Com on Appropriations, Health and Human Services, if favorable, Rules, Calendar, and Operations of the House*

**H 999: REVISE, STUDY, & AMP FUND LEP ALLOTMENT.**

*House: Passed 1st Reading*

*House: Ref to the Com on Appropriations, Education, if favorable, Rules, Calendar, and Operations of the House*

**H 1000: COMPETENCY-BASED MATH PILOT.**

*House: Passed 1st Reading*

*House: Ref to the Com on Education - K-12, if favorable, Appropriations, Education, if favorable, Rules, Calendar, and Operations of the House*

**H 1001: FUNDS TO AID JAILS WITH ADDICTION TREATMENT.**

*House: Passed 1st Reading*

*House: Ref to the Com on Appropriations, Justice and Public Safety, if favorable, Rules, Calendar, and Operations of the House*

**H 1002: EXPAND USE OF CAM SYSTEMS & AMP CREATE CAM FUND.**

*House: Passed 1st Reading*

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

**H 1003: FUNDS FOR GROWING HIGH POINT.**

*House: Passed 1st Reading*

*House: Ref to the Com on Appropriations, General Government, if favorable, Rules, Calendar, and Operations of the House*

**H 1004: HIGH POINT LEAP/FUNDS FOR LITERACY PROGRAMS.**

*House: Passed 1st Reading*

*House: Ref to the Com on Appropriations, Education, if favorable, Rules, Calendar, and Operations of the House*

**H 1005: FUNDS TO HELP HIGH POINT REDUCE VIOLENCE.**

*House: Passed 1st Reading*

*House: Ref to the Com on Appropriations, General Government, if favorable, Rules, Calendar, and Operations of the House*

**H 1006: HIGH POINT ECONOMIC DEVELOPMENT.**

*House: Passed 1st Reading*

*House: Ref to the Com on Appropriations, Agriculture and Natural and Economic Resources, if favorable, Rules, Calendar, and Operations of the House*

**H 1007: STEM ELECTIVE COURSE USING BALLISTICS SCIENCE.**

*House: Passed 1st Reading*

*House: Ref to the Com on Education - K-12, if favorable, Appropriations, Education, if favorable, Rules, Calendar, and Operations of the House*

**H 1008: REAL PROPERTY DONATION TAX CREDIT.**

*House: Passed 1st Reading*

*House: Ref to the Com on Finance, if favorable, Rules, Calendar, and Operations of the House*

**H 1009: FUNDS FOR SOS TO OFFSET LEASE.**

*House: Passed 1st Reading*

*House: Ref to the Com on Appropriations, General Government, if favorable, Rules, Calendar, and Operations of the House*

**H 1010: CRIMINAL LAW REFORM.**

*House: Passed 1st Reading*

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

**H 1011: FELONIOUS GAMING MACHINES.**

*House: Passed 1st Reading*

*House: Ref To Com On Rules, Calendar, and Operations of the House*

**H 1012: SAFETY UPDATES FOR RENTAL PROPERTIES.**

*House: Passed 1st Reading*

*House: Ref to the Com on Appropriations, Health and Human Services, if favorable, Rules, Calendar, and Operations of the House*

**H 1013: NC FINANCIAL AND INSURANCE REGULATORY SANDBOX.**

*House: Passed 1st Reading*

*House: Ref to the Com on Banking, if favorable, Insurance, if favorable, Finance, if favorable, Rules, Calendar, and Operations of the House*

**S 673: N.C. CITIZENS REDISTRICTING COMMISSION.**

*Senate: Passed 1st Reading*

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

**LOCAL BILLS**

**H 31: ALLOW DURHAM PUB. SCHOOLS TO PROVIDE HOUSING.**

*House: Reptd Fav*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/30/2019*

**H 55: ALEXANDER COUNTY/SHERIFF VACANCIES.**

*House: Reptd Fav*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/30/2019*

**H 105: RED LIGHT CAMERAS. (NEW)**

*Senate: Regular Message Received From House*

*Senate: Passed 1st Reading*

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

**H 134: FILLING VACANCY/ON SLOW COUNTY BOARD OF COMM.**

*House: Passed 2nd Reading*

*House: Passed 3rd Reading*

**H 240: ALBEMARLE/CITY LABOR FOR BUSINESS CTR.**

*House: Reptd Fav Com Substitute*

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

**H 286: FAYETTEVILLE ETJ & ANNEXATION OF SHAW HEIGHTS.**

*House: Reptd Fav Com Substitute*

*House: Re-ref Com On Finance*

**H 324: CLEVELAND/CALDWELL COUNTIES HUNTING OMNIBUS. (NEW)**

*Senate: Regular Message Received From House*

*Senate: Passed 1st Reading*

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

**H 375: AUTHORIZE TEACHER-GOV'T EMP'EE HOUSING/BERTIE.**

*House: Reptd Fav Com Substitute*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/30/2019*

**H 383: TOPSAIL BEACH CHARTER/BOARD VACANCIES.**

*House: Reptd Fav*

*House: Cal Pursuant Rule 36(b)*

*House: Placed On Cal For 04/30/2019*

**H 459: LEE COUNTY DEER HUNTING.**

*House: Reptd Fav*

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

**H 464: SMALL BUSINESS HEALTH CARE ACT.**

*House: Withdrawn From Com*

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

**H 502: VOTING MACHINES/CERTAIN COS. (NEW)**

*House: Reptd Fav*

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

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