



The Daily Bulletin: 2020-05-14

PUBLIC/HOUSE BILLS

H 1072 (2019-2020) [GSC TECHNICAL CORRECTIONS 2020](#). Filed May 14 2020, *AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES AND SESSION LAWS AND TO PROVIDE THAT THE REGISTER OF DEEDS DOES NOT NEED TO VERIFY THE CAPACITY OR AUTHORITY OF THE PERSON LISTED AS THE DRAFTER OF A DEED OR DEED OF TRUST, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.*

Amends GS 28A-2-6, regarding transfers of estate proceedings, to consistently refer to "estate proceeding" rather than "trust" throughout.

Amends GS 36C-8B-13, regarding special-needs fiduciary authority, to no longer specify that the fiduciary's decanting power is subject to expanded distributive discretion.

Changes the title of Article 49, GS Chapter 58, to no longer include the regulation of multiple employer welfare arrangements.

Makes technical changes to statutory cross references in GS 58-50-40, GS 58-51-55, GS 58-65-90, and GS 58-67-75. Makes technical change to GS 58-50-115.

Corrects an Article cross-reference in GS 58-50-61.

Changes the title of GS 58-50A-60.

Corrects an internal subsection cross-reference and makes technical and clarifying changes to GS 75A-5.

Corrects a state agency name in GS 136-44.2E.

Amends SL 2018-80 to change the effective dates of Section 2.1 of the act (amending GS 47-17.1 concerning the designation of draftsmen of registered documents) to July 1, 2020, applicable to deeds and deeds of trust presented for registration on or after that date, and Section 2.2 of the act (amending GS 47-18.3 concerning the execution of corporate instruments) to July 1, 2020, applicable to all instruments entered into on or after that date. Both Sections 2.1 and 2.2 of the act are effective as of June of 2018 under the existing effective date provisions of SL 2018-80.

Amends GS 47-17.1 to no longer require the register of deeds to verify or make inquiry concerning the capacity or authority of the person or entity shown as the drafter on the instrument (thereby eliminating language added by SL 2018-80).

Amends SL 2019-113 to require the Revisor of Statutes to print all explanatory comments of the drafters of Sections 5 and 6 of the act at the discretion of the Revisor. Sections 5 and 6 amend GS 36C-2-203 and GS 36C-4-411 concerning modification of a trust to remove and replace trustees.

Repeals Section 4(c) of SL 2019-158, which amended GS 15A-151.5 to include expunction records of certain offenses committed by human trafficking victims among the confidential files that the Administrative Office of the Courts must make electronically available to prosecutors if expunged after July 1, 2018, effective December 1, 2019, and applicable to petitions filed on or after that date. Instead, amends GS 15A-151.5 to enact an identical provision, effective retroactively to December 1, 2019 (with no scope of application provided).

Makes a technical change to the introductory language in Section 3(e) of SL 2019-176. Makes conforming technical correction to repeal GS 147-69.2(a)(15a). Effective July 1, 2020.

Intro. by Davis.

[GS 15A](#), [GS 28A](#), [GS 36C](#), [GS 47](#), [GS 58](#), [GS 75A](#), [GS 136](#), [GS 147](#)

[View summary](#)

[Business and Commerce](#), [Courts/Judiciary](#), [Civil](#), [Civil Law](#), [Criminal Justice](#), [Criminal Law and Procedure](#), [Education](#),

**Elementary and Secondary Education, Environment,
Aquaculture and Fisheries, Government, State Agencies,
Department of Transportation, Health and Human Services,
Health, Health Insurance**

H 1073 (2019-2020) **NC FREEDOM TO WORK ACT**. Filed May 14 2020, *AN ACT GUARANTEEING THE CONSTITUTIONAL RIGHT OF NORTH CAROLINIANS TO ENJOYMENT OF THE FRUITS OF THEIR OWN LABOR AND THE PURSUIT OF HAPPINESS BY LIMITING CERTAIN PENALTIES FOR VIOLATIONS OF EXECUTIVE ORDERS AND LOCAL PROHIBITIONS AND ACTIONS BY OCCUPATIONAL LICENSING BOARDS.*

Establishes criminal immunity for any violation of the following five executive orders, issued between March 17, 2020, and April 23, 2020, and any subsequent extensions or amendments thereto: No. 118; No. 120; No. 121; No. 131; and No. 135. Additionally, establishes criminal immunity for any violation of any executive order issued after April 23, 2020, in response to the COVID-19 emergency pursuant to specified statutory authority regarding state of emergencies. Provides that all prosecutions for violation of the described executive orders are abated.

Further, establishes criminal immunity for any violation of local prohibitions and restrictions that mirror or exceed the limitations contained in the above described executive orders in response to the COVID-19 emergency, and provides that all prosecutions for violations of such prohibitions or restrictions are abated. Caps civil penalties for any violation of these local prohibitions or restrictions at \$25 for the first violation and \$1 per day for each subsequent violation. Provides for citizen refunds of fines already collected less \$25 for the first violation and \$1 per day for each subsequent violation, and any amount deposited pursuant to the constitutional requirement concerning county school funds. Provides that no court costs will be assessed for violations of this act.

Bars disciplinary action by occupational licensing boards against any licensee who violates any of the described executive orders or local prohibitions or restrictions.

The above provisions apply retroactively to March 17, 2020.

Appropriates \$5,000 in nonrecurring funds from the General Fund to the Secretary of State for the 2019-20 fiscal year to provide the public with educational materials relating to the act. Requires consultation with State occupational licensing boards in the development and dissemination of the materials.

Intro. by McNeely, Sasser, Hanig, Jarvis.

APPROP, UNCODIFIED

**Business and Commerce, Occupational Licensing,
Courts/Judiciary, Criminal Justice, Criminal Law and
Procedure, Government, Budget/Appropriations, Public
Safety and Emergency Management, State Agencies,
Secretary of State, State Government, Executive, Local
Government**

[View summary](#)

H 1074 (2019-2020) **OMITTED MEMBERSHIP SERVICE/TSERS/LGERS**. Filed May 14 2020, *AN ACT TO AMEND THE LAWS GOVERNING THE PURCHASE OF OMITTED MEMBERSHIP SERVICE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM.*

Amends GS 135-4 and GS 128-26 concerning omitted membership service under the Teachers' and State Employees' Retirement System and the Local Government Employees' Retirement System. Adds identical provisions to each statute to require an employer to provide written notification of the total hours an employee worked in the preceding 12 months upon request from the employee classified as part-time. Requires the employer to provide a copy of the notification to the Retirement Systems Division upon request. Requires an employer to pay the applicable employer contributions if an employee is found to have been classified as part-time in error and was not eligible to earn membership service due to that error so long

as the employee has paid a lump sum equal to the applicable employee contributions within one year of the omission. Effective January 1, 2021, and applies to the purchase of service for work performed on or after January 1, 2020.

Intro. by Belk, Gill, Martin, Hurley.

[GS 128, GS 135](#)

[View summary](#)

[Education, Employment and Retirement, Government, State Government, State Personnel, Local Government](#)

H 1075 (2019-2020) [UI MODIFICATIONS/INCREASE BENEFITS/FUNDS](#). Filed May 14 2020, *AN ACT AMENDING THE EMPLOYMENT SECURITY LAWS BY INCREASING BENEFIT ELIGIBILITY TO A TWENTY-SIX WEEK PERIOD AND THE MAXIMUM WEEKLY BENEFIT AMOUNT TO FOUR HUNDRED FIFTY DOLLARS, BASING THE CALCULATION OF THE BENEFIT AMOUNT ON THE AVERAGE OF THE TWO HIGHEST PAID QUARTERS, PROVIDING BENEFITS IN CASES WHERE AN INDIVIDUAL LEAVES EMPLOYMENT FOR SPOUSAL RELOCATION OR HEALTH REASONS OR DUE TO AN UNDUE HARDSHIP, AND APPROPRIATING FUNDS TO INFORM THE PUBLIC OF THESE CHANGES; AND AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE FEASIBILITY OF ESTABLISHING A SHORT-TERM COMPENSATION PROGRAM TO BENEFIT EMPLOYERS AND EMPLOYEES.*

Amends GS 96-14.2, changing the weekly benefit amount for total unemployment. Now, provides for the weekly benefit amount to equal the average of the wages paid to the individual in the two highest paid quarters of the individual's base period divided by 52 and rounded to the next lower whole dollar (previously, was equal to the wages paid in the last two completed quarters of the individual's base period, divided and rounded as described). Also increases the cap for the weekly benefit amount from \$350 to \$450.

Amends GS 96-14.3, eliminating the current duration parameters for unemployment benefits. Instead, establishes a standard maximum period of 26 weeks for any eligible individual entitled to receive unemployment benefits, unless expressly extended by state or federal law. Makes conforming changes to the total allowable benefits amount.

Amends GS 96-14.8 to expand the reasons for leaving work provided which do not disqualify an individual for benefits, and which are not chargeable to the employer's account. Adds instances where an individual leaves work due solely to a disability incurred or other health condition, whether or not related to work, so long as the individual shows an adequate disability of the employee, a minor in the legal custody of the individual, an aged or disabled parent of the individual, or a disabled member of the individual's immediate family, at the time of leaving, that prevented the employee from doing the greater of other alternative work at minimum wage or 85 percent of the individual's regular wage, and that the individual gave the employer reasonable notice of the disability or health condition. Adds instances where an individual is unable to accept a particular shift due to inability to obtain child care for a minor under 14 years of age in the legal custody of the individual or elder care for an aged or disabled parent of the individual. Finally, adds instances where an individual leaves work to accompany a spouse to a new place of residence where the spouse has secured work in a location that is too far removed for the claimant reasonably to continue to work.

The above provisions apply to claims for unemployment insurance benefits filed on or after the date the act becomes law.

Appropriates \$100,000 from the General Fund to the Division of Employment Security for the 2020-21 fiscal year to conduct a statewide public information campaign concerning the act's modifications. Effective July 1, 2020.

Directs the Legislative Research Commission to study the feasibility of establishing an unemployment insurance work-sharing or short-term compensation program and report to the 2021 General Assembly upon its regular convening.

Intro. by Alston, Batch, Holley, Hunt.

[APPROP, STUDY, GS 96](#)

[View summary](#)

[Business and Commerce, Insurance, Employment and Retirement, Government, Budget/Appropriations, General Assembly, State Agencies, Department of Commerce, Health and Human Services, Social Services, Public Assistance](#)

H 1076 (2019-2020) [PPE FOR WORKING INMATES AND PRISON PPE REPORT](#). Filed May 14 2020, *AN ACT TO REQUIRE THAT INMATES WORKING IN A STATE PRISON OR FOR CORRECTION ENTERPRISES BE PROVIDED PERSONAL PROTECTIVE EQUIPMENT DURING THE CURRENT STATE OF EMERGENCY; TO DIRECT THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF ADULT CORRECTION AND JUVENILE JUSTICE, TO REPORT TO THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON JUSTICE AND PUBLIC SAFETY REGARDING ITS DISTRIBUTION OF PERSONAL PROTECTIVE EQUIPMENT DURING THE CURRENT STATE OF EMERGENCY; AND TO APPROPRIATE FUNDS.*

Requires the Department of Public Safety, Division of Adult Correction and Juvenile Justice (Division) to provide personal protective equipment to inmates who are working in a State prison or for Correction Enterprises and requires providing personal protective equipment, to the extent possible, to all other inmates. Expires on the earlier of the date the Governor rescinds Executive Order No. 116, or March 1, 2021.

Requires the Division, by October 1, 2020, to report on its distribution of personal protective equipment during the COVID-19 emergency (the time between March 10, 2020 and the date that the Division submits its report) to the specified NCGA committee.

Appropriates \$100,000 in nonrecurring funds for 2020-21 from the General Fund to the Division for personal protective equipment and inmate medical costs caused by the COVID-19 emergency. Effective July 1, 2020.

Intro. by Alston, Morey.

[APPROP, UNCODIFIED](#)

[Courts/Judiciary, Criminal Justice, Corrections \(Sentencing/Probation\), Government, Budget/Appropriations, Public Safety and Emergency Management, State Agencies, Department of Public Safety, Health and Human Services, Health, Public Health](#)

[View summary](#)

H 1077 (2019-2020) [BAN THE BOX FOR COVID-19 STATE OF EMERGENCY](#). Filed May 14 2020, *AN ACT TO BAN THE BOX FOR EMPLOYMENT AND PROHIBIT HOUSING DISCRIMINATION BASED UPON A PERSON'S CRIMINAL HISTORY DURING THE COVID-19 EMERGENCY AND TO APPROPRIATE FUNDS.*

Part I

Sunsetts the following provisions on the earlier of the date the Governor rescinds Executive Order No. 116 (Declaration of a State of Emergency to Coordinate Response and Protective Actions to Prevent the Spread of COVID-19), or March 1, 2021.

Defines the following terms as they apply in this act: (1) criminal history means a state or federal history of conviction for a misdemeanor or felony relevant to an applicant's fitness for public employment but does not include a record of arrest that did not result in a conviction; (2) employer means the State, its agencies or political subdivisions, and any person in the State employing four or more individuals, any person acting in the interest of an employer, or any person undertaking for compensation to procure employees or opportunities for employment; (3) hiring authority means the person, board, commission, or department of the State responsible by law for the hiring of persons for public employment; and (4) public employment means any job, work for pay, or employment, including seasonal or temporary work, where the State or any local political subdivision of the State is the employer.

Prohibits an employer or hiring authority from (1) asking about or considering or requiring the disclosure of the criminal history of an applicant for employment, or (2) including such an inquiry on any initial employment application form until the hiring authority has made a conditional offer of employment to the applicant. Declares that this does not apply to positions where the employer or hiring authority is required by law to consider the applicant's criminal record. Provides that nothing in this act is to be construed to prevent any employer or hiring authority in its discretion from adopting the provisions of this act.

Prohibits any person from being disqualified for employment solely or in part because of a previous conviction unless the conviction is determined to be substantially related to the qualifications, functions, or duties of the position after all of the

following factors are considered: (1) the level and seriousness of the crime; (2) the date of the crime; (3) the age of the person at the time of the crime; (4) the circumstances surrounding the commission of the crime; (5) the connection between the criminal conduct and the duties of the position; (6) the prison, jail, probation, parole, rehabilitation, and employment records of the person since the date the crime was committed; and (7) the subsequent commission of a crime by the person. Clarifies that an arrest record that did not result in a conviction, convictions that have been sealed, dismissed, or expunged, and infractions or misdemeanors for which no jail sentence can be imposed cannot be the basis for disqualification from employment.

Requires an employer or hiring authority to inform an individual of a potential adverse hiring decision based on a prior conviction and provide the applicant an opportunity to provide evidence that the applicant was not correctly identified in the criminal history report, evidence that the report is incorrect or inaccurate, or evidence of mitigation or rehabilitation.

Requires the employer or hiring authority to provide the applicant written notice of the conviction(s) that are the basis for the potential denial, a copy of the applicant's criminal history, and examples of mitigation or rehabilitation evidence that the applicant can provide, all prior to a final hiring decision. Grants applicants five business days from receipt of these materials to respond, and requires the employer or hiring authority to wait to make a final hiring decision until after the applicant has failed to respond or after reviewing the applicant's timely response.

Requires an employer or hiring authority to give an applicant written notice of a denial based solely or in part of a prior conviction and include the fact of the denial, the grounds for the denial, and any complaint or grievance procedure available.

Places responsibility to receive, investigate, and respond to alleged violations of the act with the Attorney General's Office. Provides for right to apply for injunction in superior court and identifies proper venue. Allows the Attorney General's Office to delegate this authority.

Requires State and political subdivisions to contract with businesses that comply with the act, but does not require either to breach existing contracts.

Exempts from the above provisions the hiring practices for: law enforcement officers; security service positions; State court positions; positions at corrections facilities in the State; positions at medical facilities in the State; positions who maintain or distribute controlled substances; positions that provide direct supervision of minors; and positions that provide direct support to the any of these described positions. Allows for employers or hiring authorities to adopt the hiring practices of this act.

Requires employers and hiring authorities to maintain hiring records for two years, which must be available to the Attorney General's Office. Deems the records confidential and not public record.

Deems the act's provisions to supersede any conflicting laws and rules. Provides a savings clause for valid proceedings regarding public employment.

Part II

Sunsetts the following provisions on the earlier of the date the Governor rescinds Executive Order No. 116 (Declaration of a State of Emergency to Coordinate Response and Protective Actions to Prevent the Spread of COVID-19), or March 1, 2021.

Requires all provisions of GS 41A-4, which details unlawful discriminatory housing practices, to also include prohibiting discrimination against an individual based on the individual's criminal history. Defines criminal history to mean information transmitted orally or in writing or by any other means, and obtained from any source regarding one or more convictions or arrests, a conviction that has been sealed, dismissed, vacated, expunged, voided, invalidated, or otherwise rendered inoperative by judicial action or by statute; a determination or adjudication in the juvenile justice system; a matter considered in or processed through the juvenile justice system; or participation in or completion of a diversion or a deferral of judgment program. Excludes circumstances where State or federal law requires consideration of criminal history.

Part III

Appropriates \$130,952 in recurring funds from the General Fund to the specified legal services fund code of the Department of Justice for the 2020-21 fiscal year to fund one attorney position to receive, investigate, and respond to complaints alleging violations of Part I of the act. Effective July 1, 2020.

[View summary](#)

Business and Commerce, Occupational Licensing, Courts/Judiciary, Criminal Justice, Development, Land Use and Housing, Property and Housing, Employment and Retirement, Government, Budget/Appropriations, State Government, State Personnel, Local Government

H 1078 (2019-2020) **FUNDING ASSISTANCE FOR SMALL-SCALE LANDLORDS**. Filed May 14 2020, *AN ACT TO ESTABLISH A LOAN PROGRAM WITH THE NORTH CAROLINA HOUSING FINANCE AGENCY TO ASSIST CERTAIN SMALL-SCALE LANDLORDS DUE TO THE COVID-19 EMERGENCY*.

Identical to [S 728](#), filed 5/13/20.

Directs the NC Housing Finance Agency (Agency) to provide loans to eligible landlords experiencing economic hardship caused by the COVID-19 pandemic. Defines eligible landlord to mean a landlord of residential property who has no more than 25 existing tenants residing in property situated in the State and who relies on rents received from rental properties as the landlord's primary source of income. Details limitations and requirements of the loans, including that the loans have a 0% interest rate; capping the term and amount of loans at 66 months and \$5,000 per eligible landlord; limiting application to one individual per household (though spouses can be listed together); requiring repayment upon the occurrence of a triggering event (defined to include the expiration of the State of Emergency period, breach of the loan agreement, notice of housing code or rental property ordinance violations, and failure to keep the premises in a fit and habitable condition); and prioritizing landlords with current tenants who are displaced students or individuals unable to pay rent as a result of the COVID-19 pandemic.

Appropriates \$3 million in nonrecurring funds from the General Fund to the Agency for the 2019-20 fiscal year for the loan program. Requires the Agency to exhaust any federal funds received for the same purpose before using any State funds.

Requires the Agency to submit a quarterly report to the specified NCGA committee on the number of loan applicants, loans issued, loan amounts, location of loans, loan repayment, and defaulted loans, loans with triggering events, and recapture.

Intro. by Alston, Morey.

APPROP

[View summary](#)

Development, Land Use and Housing, Property and Housing, Government, Budget/Appropriations

H 1079 (2019-2020) **VARIOUS SALES TAX CHANGES**. Filed May 14 2020, *AN ACT TO MAKE VARIOUS SALES AND USE TAX CHANGES, AS RECOMMENDED BY THE REVENUE LAWS STUDY COMMITTEE*.

Identical to [S 718](#), filed 5/13/20.

Part I

Amends GS 105-164.13E to modify and add to items that may be exempt from sales and use tax by qualified farmers. Exemptions now include (1) baby chicks and poults, without the qualification that the baby chicks and poults be sold for commercial poultry or egg production, and (2) livestock, which previously were not included in the exemptions. Effective July 1, 2020, and applies to sales occurring on or after that date.

Adds livestock to the defined terms set out in GS 105-164.3 as it applies to sales and use tax under Article 5. Defines the term to include cattle, sheep, goats, swine, horses, or mules. Effective July 1, 2020, and applies to sales occurring on or after that date.

Amends GS 105-237.1, which authorizes the Secretary of Revenue (Secretary) to compromise a taxpayer's liability under the general tax collection law when the Secretary makes one or more of eight specified findings and also determines that the compromise is in the best interest of the State. Adds to the specified findings to extend this authority to include when the Secretary finds that the assessment is for sales tax an auctioneer licensed in the State failed to collect for the sale of livestock at

auction. Adds further required predeterminations, including that the taxpayer made a good faith effort to comply with the tax laws, including being registered as a retailer on or before July 1, 2020. Specifies that the new provisions apply to assessments for any tax due for a reporting period ending prior to July 1, 2020. Excludes persons that received specific written advice from the Secretary for the transactions at issue.

Amends GS 105-164.4J to establish a grace period for filings beginning on or after February 1, 2020, and ending prior to October 1, 2020, to prohibit the Department of Revenue from taking any action to assess any tax due during the grace period for a person who conducted a sale of tangible personal property on behalf of the property owner, for which the person was compensated, that was conducted at the owner's home or farm, regardless of how the sale was conducted. Excludes persons who received specific written advice from the Secretary for the transactions at issue or persons who collected tax and failed to remit it to the Department of Revenue.

Part II

Amends GS 105-164.13 concerning identified agricultural sales and use tax exemptions. Amends the exemption set out for sales of equipment, accessories, attachments or repair parts for equipment that are sold to a large fulfillment facility or used in the facility for distribution, so long as the sales do not include electricity. Expands the exemption to also include equipment, accessories, attachments or repair parts for equipment that are sold to a contractor or subcontractor if the purchase is for the use in the performance of a contract with the large fulfillment facility, or the equipment is used at the facility for baling previously used packaging for resale, federally required sanitizing, or material handling. Effective July 1, 2020, and applies to sales occurring on or after that date.

Allows a refund for large fulfillment facilities that are eligible taxpayers of State and local sales and use taxes paid on purchases eligible for exemption under amended GS 105-164.13 if the purchases were made on or after April 1, 2020, but before July 1, 2020. Details refund request procedures and requirements, and requires the requests to be made on or after July 1, 2020, and before October 1, 2020. Bars refunds after this date and deems those taxes that are not refunded not an overpayment and not subject to interest.

Part III

Expands the sales and use tax exemptions set out in GS 105-164.13 to exempt from retail sales and use tax (1) sales of a digital audio work or a digital audiovisual work that is a qualifying education expense under specified State law to the operator of a home school, and (2) sales of a digital audio work or digital audiovisual work that consists of nontaxable service content when the electronic transfer of the work occurs contemporaneously with the provision of the nontaxable service in real-time.

Amends and adds to the definitions set out in GS 105-164.3 that apply to Article 5 concerning sales and use tax. Adds the term additional digital goods, defined to mean a magazine, newspaper, newsletter, report or other publication, a photograph, or a greeting card, if transferred electronically. Adds the term digital book, defined to mean a work that is generally recognized in the ordinary and usual sense as a book that is transferred electronically. Adds the term educational service, defined to mean the delivery of instruction or training, whether provided in real-time, on-demand, or at another set time, by or on behalf of a qualifying entity where at least one of four criteria applies, including: the instruction or training is part of an enrolled student's curriculum or encompassed within the institution's accreditation or prepares enrolled students for gainful employment in a recognized occupation, or the participant is evaluated by an instructor or connected to the presenter or instructor by the internet or other networks that provide live interaction. Adds the term qualifying educational entity, defined to mean an elementary or secondary school or an institution of higher education, as those terms are defined by specified USC sections as of January 1, 2020. Finally, adds the defined term specified digital products, defined to mean digital audio works, digital audiovisual works, and digital books. Rewrites the definition for certain digital property, now defined to mean specified digital products and additional digital goods, as those terms are defined; excludes an information service or an education service. Modifies terminology to now define digital audio work and digital audiovisual work, rather than audio work and audiovisual work, and adds to the definition of each to specify that the terms are limited to work transferred electronically.

Authorizes the Revisor of Statutes to make organizational, technical and conforming changes.

Applies to sales occurring on or after October 1, 2019.

Intro. by Howard, Ross, Setzer, Szoka.

[GS 105](#)

[View summary](#)

[Agriculture, Business and Commerce, Development, Land Use](#)

H 1080 (2019-2020) **REVENUE LAWS RECOMMENDATIONS**. Filed May 14 2020, *AN ACT TO MAKE VARIOUS CHANGES TO THE REVENUE LAWS*.

Identical to [S 727](#), filed 5/13/20.

Part I. IRC Update

Amends GS 105-228.90 to update the term Code as it applies to the general administration of taxation to mean the Internal Revenue Code as enacted as of May 1, 2020 (currently, January 1, 2019).

Amends GS 105-130.5 to expand the additions to federal taxable income that must be made in determining State corporate net income to include: (1) a taxpayer's interest expense deduction that exceeds the interest expense deduction allowed under the Code as of January 1, 2020, for the 2019 and 2020 taxable year (provides that the provision is meant to decouple from the modification of limitation on business interest allowed under the CARES Act); and (2) the amount of any forgiveness of indebtedness on a covered loan, as defined in the federal CARES Act (provides that this provision is meant to decouple from the loan forgiveness allowed under the federal CARES Act).

Amends GS 105-153.5(a)(2)a., concerning charitable contributions, to provide for the term Code to mean the IRC as enacted as of January 1, 2020, for taxable year 2020, as it applies to the subdivision. Also, adds that for taxable years beginning on or January 1, 2021, a taxpayer can only carry forward the charitable contributions from taxable year 2020 that exceed the applicable percentage limitation for the 2020 taxable year allowed under the subdivision. Provides that the purpose of the new provisions is to decouple from the modification of limitations on charitable contributions during 2020 allowed under the federal CARES Act.

Amends GS 105-153.5(a)(2)b. to modify the allowable itemized deduction an individual may elect to deduct from their gross income for mortgage expense and property tax. Prohibits the amount allowed as a deduction for interest paid or accrued during the taxable year under the Code with respect to any qualified residence from including the amount for mortgage insurance premiums treated as qualified residence interest for taxable years 2014 through 2020 (currently limited to taxable year 2014, 2015, 2016, and 2017).

Similarly, amends GS 105-153.5(c2) to modify the required adjustments to an individual's gross income, which are decoupled from federal requirements. Requires the taxpayer to add the amounts excluded from the taxpayer's gross income for the discharge of qualified principal residence indebtedness and qualified tuition and related expenses under the Code for taxable years 2014 through 2020 (currently limited to taxable year 2014, 2015, 2016, and 2017).

Further amends GS 105-153.5(c2), adding 12 new decoupling provisions and requiring taxpayers to make the specified additional adjustments to their adjusted gross income as specified relating to deductible 2018, 2019 and 2020 net operating losses, excess business losses, excess net operating loss carryforward deductions, excess interest expense deductions, employer paid qualified education loans excluded from gross income, deductions of qualified charitable contributions, and forgiveness of covered debt on a covered loan.

Part II. Excise Tax Changes

Section 2.1

Amends GS 105-113.4 to modify the definition of sale under Article 2A, Tobacco Products Tax, to more specifically include transfer of possession and transfer of ownership, rather than a transfer generally.

Section 2.2

Amends GS 105-113.4A to require licensees under Article 2A to more specifically display a license at each place of business for which it is issued (was, display at the place of business for which it is issued) and specifies that it be in a conspicuous place. Requires the Secretary of Revenue (Secretary) to make available, rather than provide, a list of licensees upon request of a manufacturer licensee. Amends GS 105-259 to similarly allow the Department of Revenue (Department) to make available,

rather than provide, this tax information to all entities licensed under Article 2A (was, to aid in the administration of the tobacco products).

Amends GS 105-449.77 to require the Secretary to make available, rather than annually provide, to each licensee a list of all licensees under Article 36C, governing motor fuels tax. Makes conforming changes to maintain the Secretary's duty to monthly update the list.

Amends GS 105-449.139 to similarly require the Secretary to make available, rather than provide, a list of licensed alternative fuel providers under Article 36D to each licensed bulk-end user and licensed retailer, and vice-versa. Makes conforming changes to maintain the Secretary's duty to annually update the lists.

Section 2.3

Amends GS 105-113.4B, concerning licensees under Article 2A, and GS 105-449.76, concerning licensees under Article 36C, to more clearly differentiate license cancellation and revocation procedures. Makes changes to cancellation procedures to now require the licensee's request to cancel to include a proposed effective date of cancellation and requires the license be returned to the Secretary on or before the proposed effective date (previously required immediate return upon request). Adds that a request to cancel that does not include a proposed effective date will result in the cancellation of the license 15 days after the Department receives the written request. Establishes protocol for when a license is unable to be returned. Requires the Secretary to notify the licensee when the license is canceled. Finally, in regards to license revocation, provides that if a person whose license may be revoked fails to attend the noticed hearing on the revocation, the license revocation is effective 15 days after the noticed hearing.

Section 2.4

Amends GS 105-113.4E to require the manufacturer of modified risk tobacco products rather than the taxpayer to substantiate that the product qualifies as a modified risk tobacco product. Also subjects the manufacturer rather than the taxpayer to the reduced tax rate provided under the statute, and makes the manufacturer rather than the taxpayer responsible for notifying the Department of expiration or USFDA withdrawal of product qualification. Makes conforming changes.

Section 2.5

Enacts GS 105-113.4G to establish general recordkeeping requirements for licensees under Article 2A and all persons required to make reports under Article 2A. Requires the records to be open to inspection by the Secretary or an authorized representative at all times, and requires records to be preserved for a period of three years. Makes conforming changes to repeal GS 105-113.26 and GS 105-113.40.

Section 2.6

Amends GS 105-113.13, concerning licensed distributors of cigarettes, and GS 105-113.38, concerning wholesaler dealers or retailer dealers of other tobacco products, to remove the qualification of requiring a bond to protect the State from loss, specifically, in the event of the distributor or dealer's failure to pay taxes. Instead, provides for the bond requirement simply to protect the State.

Section 2.7

Amends GS 105-113.27, which prohibits the sale or offering for sale non-tax-paid cigarettes, to add a qualifying phrase to provide for instances which exceptions to this general prohibition are provided for in Article 2A.

Section 2.8

Amends GS 105-187.76, GS 105-187.77 and GS 105-187.80 to correct the name of the Mining and Energy Commission as the Oil and Gas Commission.

Section 2.9

Amends GS 105-449.37 to update the term International Fuel Tax Agreement as the term is used in Article 36B, which governs motor carrier taxation. Now defines the term to mean the Articles of Agreement adopted by the International Fuel Tax Association, Inc., as amended as of December 1, 2018 (was, as of January 1, 2017).

Section 2.10

Amends GS 105-449.49 to allow licensed motor carriers in the State that are subject to the International Fuel Tax Agreement to apply for a temporary permit authorizing the motor carrier to operate a qualified motor vehicle in the State for 30 days without the required decal. Requires the licensed motor carrier to be in compliance with the motor carrier tax provisions of Article 36B. Describes application parameters. Requires a motor carrier operating under a temporary permit to keep a copy of the permit in the motor vehicle. Makes conforming changes to GS 105-449.47.

Section 2.11

Amends GS 105-449.69A to add to the provisions concerning the issuance of temporary licenses for importing, exporting, distributing, or transporting motor fuel in the State in response to a disaster declaration. Expands the provisions to also include temporary licensing during a state of emergency, defined by statutory cross-reference. Modifies the provisions concerning the duration of the temporary licenses issued in response to a disaster declaration, which previously stated that the temporary licenses expires upon the expiration of the disaster declaration. Now provides that a temporary license issued in response to a disaster declaration or a state of emergency is effective on the date the applicant engages in business in the State and expires 30 days after that date. Allows for a request for a 30 day extension of the temporary license prior to its expiration if the disaster declaration or state of emergency remains in effect. Prohibits issuance or renewal if the licensee failed to comply with Article 36C (previously, if the licensee failed to file the requested returns or make payments of the required taxes). Modifies the application requirements to now require application within seven calendar days of engaging in business in the State (was, from the date of the disaster declaration). Further specifies that the application must be filed when a state of emergency or a disaster declaration is in effect. Maintains the existing application criteria concerning required information.

Section 2.12

Amends GS 105-449.134 to specify that the revocation and cancellation procedures set forth for licensure under Article 36C, concerning motor fuels, apply to revocation and cancellation of licenses under Article 36D, concerning alternative fuels (previously only referred to revocation procedures).

Section 2.13

Amends GS 119-19 to require the Secretary to give notice of summary revocation of a kerosene license and notice of a hearing on the proposed revocation of a kerosene license to be sent by certified mail rather than registered mail.

Part III. Sales and Use Tax Changes

Section 3.1

Amends GS 105-164.14 to allow nonprofit entities a semiannual refund, and certain governmental entities an annual refund, of sales and use taxes paid by it under Article on direct purchases of items (was, tangible personal property and services, which are now included in the defined term items by SL 2019-169). Effective July 1, 2020, and applies to purchases made on or after that date.

Section 3.2

Amends GS 105-164.16 to make clarifying changes regarding use tax on purchases by removing references to out of state purchases.

Section 3.3

Amends GS 105-164.4J, which governs marketplace-facilitated sales. Redefines the scope of the statute to make the statute applicable to a marketplace facilitator engaged in business in the State (previously, limited to marketplace facilitators that make sales sourced to this State that meet certain gross sale or transaction thresholds in the previous or current calendar year). Makes conforming changes. Effective July 1, 2020, and applies to sales occurring on or after that date.

Section 3.4

Amends GS 105-164.4, concerning privilege tax, to specify that the retail sale or the use, storage, or consumption in the State of a digital code is treated the same as the retail sale or the use, storage, or consumption in the State of certain digital property for which the digital code relates. Under existing provisions, the general tax rate of 4.75% applies to the sales price of certain digital property.

Section 3.5

Amends GS 153A-154.1, concerning local meals taxes imposed by counties, and GS 160A-214.1, concerning local meals taxes imposed by cities, to set forth uniform provisions governing local meals taxes. Establishes that the each statute preempts local acts in the event of conflict, respectively. Places responsibility of remitting the local meals tax on prepared food and beverages on retailers that are required to remit State and local sales and use tax; requires the tax to be remitted to the county or city on or after the effective date of the levy of the local meals tax. Adds defined terms to GS 153A-154.1. Adds to the defined terms set forth in GS 160A-214.1 to include prepared food and beverages. Both statutes define prepared food and beverages to include prepared food, and alcoholic beverages that meet at least one of the conditions of prepared food, as the term is defined under the Code. Makes organizational changes. Effective July 1, 2020, and applies to sales occurring on or after that date.

Part IV. Personal Income Tax Changes

Section 4.1

Corrects a statutory cross reference in GS 105-131.8, concerning income tax credits.

Section 4.2

Repeals GS 105-153.5(b)(10) to eliminate the state income tax deduction allowed for cancelation of debt income recognized as federal income for certain taxable years.

Section 4.3

Amends GS 105-154 concerning tax payments on behalf of nonresident owners or partners. Current law allows a business manager to include a copy of an affirmation of a nonresident partner, who is not an individual, to pay the tax with its corporate, partnership, trust, or estate income tax return, with the manager's report to the Secretary regarding the business earnings in the State and the distributive share of the income of each nonresident owner or partner. Adds that the affirmation must be annually filed by the nonresident partner and submitted by the manager by the due date of the report or the manager is required to pay the tax on the nonresident partner's share.

Section 4.4

Enacts GS 105-252.1 to prohibit using a truncated taxpayer identification number (TTIN) on any state tax return, statement, or other document required to be filed with or furnished to the Department unless specifically authorized by GS Chapter 105.

Amends GS 105-228.90 to add taxpayer identification number (TIN) and TTIN to the defined terms set out that apply to the general administration of the Chapter. Makes conforming changes to GS 105-163.1(12a).

Section 4.5

Amends GS 105-241.13 concerning taxpayer requests for review of the Department's proposed denial of a refund or a proposed assessment, including the Department scheduling a conference with the taxpayer. Specifies that the conference can be rescheduled if there is mutual agreement of the Department and the taxpayer.

Part V. Corporate Tax Changes

Section 5.1

Amends GS 105-122, concerning corporate franchise or privilege tax. Requires the addition for the amount of indebtedness the corporation owes that creates net interest expense, but does not create qualified interest expense, as defined by statutory cross reference (previously, detailed adjustments for borrowed capital). Makes conforming changes. Effective for taxable years beginning on or after January 1, 2021, and applicable to the calculation of franchise tax reported on the 2020 and later corporate income tax returns.

Section 5.2

Amends GS 105-130.4, concerning allocation and apportionment for corporate tax purposes. Provides that a wholesale content distributor's amount of receipts sourced to the State (was, amount of income apportioned to the State) cannot be less than 2% of the total domestic gross receipts of the wholesale content distributor from advertising and licensing activities. Amends GS 105-122(c1) to eliminate duplicate language. Effective for taxable years beginning on or after January 1, 2020.

Section 5.3

Repeals GS 105-130.5(a)(21) and (b)(25), concerning adjustments to federal income in determining State income tax, to conform to the repeal of GS 105-153.5(b)(10) that eliminates the State income tax deduction allowed for cancellation of debt income recognized as federal income for certain taxable years.

Section 5.4

Amends GS 105-130.5A, concerning the Department's proposed assessment or refund for corporations. Provides that when a refund is determined in whole or in part by a proposed assessment to an affiliated group member pursuant to the statute, the refund cannot be issued until the proposed assessment to the affiliated group member has become collectable under state law. Requires the refund to reflect any changes made by the Department under the statute.

Section 5.5

Repeals GS 105-130.11(b)(4), which set out an income tax exemption for nonrelated business income concerning parking facilities for nonprofit entities.

Part VI. Tax Enforcement and Administration Changes

Section 6.1

Amends GS 105-236.1 to authorize the Secretary to appoint employees of the Criminal Investigations Section of the Tax Enforcement Division to serve as revenue law enforcement officers having the responsibility and subject matter jurisdiction to enforce GS 105-259, which governs secrecy of tax information by State officers, employees and agents, when the offense involves a tax imposed under GS Chapter 105.

Section 6.2

Amends GS 105-241.8 to allow the Secretary to propose a tax assessment at any time with no statute of limitations if the taxpayer, as a trustee, collected taxes on behalf of the State but did not remit all the taxes held in trust when due. Applies to assessments not barred by the statute of limitations on or after the date the act becomes law.

Section 6.3

Amends GS 105-242.2, concerning personal civil liability for unpaid taxes of a business entity, to define the scope of the act to exclude the criminal liability of any person.

Section 6.4

Amends GS 105-243.1 to redefine overdue tax debt to mean any part of a tax debt that remains unpaid 60 days or more (was, 90 days or more) after it becomes collectible under state law and excludes tax debt for which an installment agreement was in place for the tax debt within 60 days (was, 90 days) after the tax debt become collectible. Provides for a collection assistance fee of 20% to be imposed on any overdue tax debt (previously, imposed on an overdue tax debt that remains unpaid 60 days or more after the debt is deemed collectible under state law). Requires the Department to notify the taxpayer that the fee will be imposed at least 60 days prior to its imposition and allows the Department to include the fee notice on the notice of collection. Makes conforming changes. Effective August 1, 2020, and applies to tax debts that become collectible on or after that date.

Amends SL 2019-169, Section 5.1, to postpone related changes made by Section 5.1 of that act to GS 105-243.1 from January 1, 2020, to August 1, 2020.

Section 6.5

Amends GS 93B-1 to exclude the Department from the term State agency licensing board, as the term applies to occupational licensing regulations.

Part VII. Extend Certain Sunsets

Amends GS 105-269.8 to extend the sunset for individuals to donate all or a portion of their State tax refunds to aid in the early detection of breast cancer and cervical cancer from taxable years beginning on or after January 1, 2021, to on or after taxable years beginning on or after January 1, 2026.

Amends GS 160A-239.1 to extend the sunset of Article 10A, Special Assessments for Critical Infrastructure Needs, from July 1, 2020, to July 1, 2025, which allows local governments to finance certain infrastructure needs through special assessments, for projects that have not been approved under a final assessment resolution.

Part VIII. Effective Date

Intro. by Howard, Ross, Setzer, Szoka.

[GS 93B](#), [GS 105](#), [GS 119](#), [GS 153A](#), [GS 160A](#)

[View summary](#)

**Business and Commerce, Government, State Agencies,
Department of Revenue, Tax, Local Government**

H 1081 (2019-2020) [UNC CAPITAL PROJECTS](#). Filed May 14 2020, *AN ACT TO AUTHORIZE THE ACQUISITION OR CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN CAPITAL IMPROVEMENT PROJECTS OF THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA.*

Identical to [S 733](#), filed 5/13/2020.

Provides that the act's purpose is to authorize: (1) the acquisition or construction of specified UNC capital improvement projects for specified constituent institutions and (2) the financing of the projects with described funds available, or other funds, or any combination of the funds, but not including funds received for tuition or appropriated from the General Fund unless previously authorized by statute. Specifies the authorized capital improvement projects and their costs to be the Morehead Chemistry Laboratory HVAC Upgrades at UNC-Chapel Hill (\$22 million), Phase 1 of the Campus-Wide Life Safety Upgrades at UNC-Chapel Hill (\$6.5 million), and Phase 2 of the Lower Campus Residence Halls at Western Carolina University (\$20 million). Allows financing to include revenue bonds and/or special obligation bonds. Authorizes the Director of the Budget to increase or decrease the cost, or change the method, of funding for the projects at the request of the UNC Board of Governors (UNC BOG) and on a determination that it is in the best interest of the State. Permits consultation with the Joint Legislative Commission on Governmental Operations.

Authorizes the UNC BOG to issue at one time or from time to time special obligation bonds, pursuant to GS 116D-26 and subject to the approval of the Director of Budget, for the purpose of paying all or any part of the cost of providing for the authorized projects. Caps the maximum principal amount of the bonds at the specified project cost provided by the act plus 5% to pay issuance expenses, fund reserve funds, pay capitalized interest, and pay any other additional costs, plus any increase in the specific project costs authorized pursuant to the act.

Intro. by Fraley, Saine, Howard.

[UNCODIFIED](#)

[View summary](#)

Government, State Agencies, UNC System

H 1082 (2019-2020) [ABC ADMINISTRATIVE PENALTIES/PED STUDY](#). Filed May 14 2020, *AN ACT DIRECTING THE ALCOHOLIC BEVERAGE CONTROL COMMISSION TO (I) CREATE A POLICY THAT ESTABLISHES A RATIONALE FOR ADMINISTRATIVE PENALTIES AND IMPROVES TRANSPARENCY FOR PERMITTEES, (II) STUDY AND REPORT ON THE FEASIBILITY OF IMPLEMENTING A THROUGHPUT-BASED OR SALES-BASED PENALTY STRUCTURE FOR DETERMINING MONETARY PENALTIES FOR ADMINISTRATIVE VIOLATIONS, AND (III) INCLUDE EFFECTIVENESS CRITERIA ON ITS WEB SITE TO EVALUATE THE EFFECTIVENESS OF ADMINISTRATIVE PENALTIES AT REDUCING THE NUMBER OF REPEAT OFFENDERS, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE.*

Amends GS 18B-104 to require the Alcoholic Beverage Control Commission (ABC Commission) to develop a written policy regarding actions the ABC Commission may take against permittees for ABC law violations. Requires the policy to detail (1) the guidelines followed by the ABC Commission in determining which authorized action to take against a permittee for a first or repeat violation, (2) when it is appropriate to deviate from the guidelines, (3) the justification for differences in the severity of actions taken for similar violations, and (4) the justification for dismissing an alleged violation case. Requires the policy to be posted on the ABC Commission's website and requires 30 days' notice to be posted on the website prior to policy revision.

Additionally, establishes a new reporting requirement mandating that the ABC Commission annually posts specified information regarding alleged ABC law violations on its website.

Requires the ABC Commission to post the policy now required under GS 18B-104, as amended, by October 1, 2020.

Directs the ABC Commission to study the feasibility of setting the amount of Commission-assessed fines for ABC law violations based on the value of alcohol sales made by the permittee or the volume of alcohol sold by the permittee. Details required components of the study, including any necessary legislative changes necessary to implement either approach.

Requires the ABC Commission to submit the report to the specified NCGA Committee by December 1, 2020.

Intro. by Hurley, Lucas.

[STUDY, GS 18B](#)

[View summary](#)

[Alcoholic Beverage Control](#)

H 1083 (2019-2020) [HUNTERSVILLE OCULAR MELANOMA STUDY FUNDS](#). Filed May 14 2020, *AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF HUNTERSVILLE TO STUDY AND ABATE FREQUENT CASES OF OCULAR MELANOMA IN THE AREA.*

Appropriates \$100,000 in nonrecurring funds from the General Fund to the Town of Huntersville for the 2020-21 fiscal year to be used as the title indicates. Effective July 1, 2020.

Intro. by Clark.

[APPROP, STUDY, Mecklenburg](#)

[View summary](#)

[Government, Budget/Appropriations, Health and Human Services, Health](#)

H 1084 (2019-2020) [BOB JORDAN TEACHING FELLOWS RESTORATION ACT](#). Filed May 14 2020, *AN ACT TO ENACT THE BOB JORDAN TEACHING FELLOWS RESTORATION PROGRAM ACT AND TO APPROPRIATE FUNDS TO IMPLEMENT THE ACT.*

Makes the following changes to the NC Teaching Fellows Program (Program), Part 3, Article 23, GS Chapter 116.

Amends GS 116-209.62, expanding the purpose of the Program to now be to recruit, prepare, and support students residing in or attending higher education institutions in the State for preparation as highly effective teachers in the State's public schools, rather than specifically targeting STEM or special education teachers. Makes conforming changes throughout Part 3 to remove references limiting the provisions' application to STEM or special education teachers. Expands the Program to include the 17 specifically named institutions, which all have approved educator preparation programs (EPPs) (previously, limited participation to five institutions of higher learning with approved EPPs selected by the Commission that represent both postsecondary constituent UNC institutions and private postsecondary institutions operating in the State that meet the specified standards for selection, adopted by the Commission, as specified). Makes technical and conforming changes.

Appropriates \$2,987,500 in additional recurring funds for 2020-21 from the General Fund to the Program, to provide for additional slots for forgivable loans beginning with the 2021-22 academic year. States the NCGA's intent to appropriate from the General Fund to the Program the following to provide a total of 200 slots for forgivable loans beginning with the 2024-25 academic year: (1) \$2,987,500 in additional recurring funds for 2021-22; (2) \$2,987,500 in additional recurring funds for 2022-23; and (3) \$2,987,500, in additional recurring funds for 2023-24.

Effective July 1, 2020, and applies to the administration of the Program on or after that date.

Intro. by Hunt, Ball, Brewer, Quick.

[APPROP, GS 116](#)

[View summary](#)

[Education, Elementary and Secondary Education, Higher Education, Government, Budget/Appropriations, State Agencies, UNC System](#)

H 1085 (2019-2020) **FRONT LINE STATE EMPLOYEE HAZARD PAY/FUNDS**. Filed May 14 2020, *AN ACT MANDATING HAZARD PAY FOR THE MANDATORY STATE EMPLOYEES ON THE FRONT LINE FIGHTING THE COVID-19 COMMUNICABLE DISEASE PANDEMIC AND APPROPRIATING FUNDS FOR THAT PURPOSE AND DIRECTING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE PROVISION OF HAZARD PAY TO PRIVATE AND LOCAL GOVERNMENTAL EMPLOYEES IN THIS STATE.*

Enacts GS 126-8.6 to establish State agency responsibilities concerning mandatory operations and mandatory employees during a pandemic or epidemic. Sets forth legislative findings and policy concerning mandatory essential functions of government and mandatory State employees.

Defines a mandatory employee to mean an employee with a permanent, probationary, or time-limited appointment who is required to report to a designated work site (particularly when all other employees are restricted from coming into the workplace), other than their personal residence, and only for those specific dates and times that such onsite reporting is required during a public health emergency. Mandatory employees include, but are not limited to, employees in positions that directly impact: (i) public health and patient care, (ii) public safety, (iii) operation of critical infrastructure and facilities, (iv) operation and safety of sensitive research labs and ongoing care for research animals and the custody or care of persons or property whom the State has a duty to continue to serve. Mandatory employees may also be referred to as "essential employees." Defines *State agency or agency* as the legislative, executive, and judicial branches of State government and their departments, divisions, and other units; also includes the University of North Carolina. Other defined terms include *epidemic, high-risk employees, isolation, pandemic, quarantine, and social distancing*.

Deems it the responsibility of each agency to consult public health officials at all levels to determine what actions the agency should take. Requires agencies to (1) comply with and adhere to any control measures, orders, or instructions from public health agencies to prevent communicable disease transmission; (2) require management and employees to follow public health guidelines; and (3) immediately inform management and other employees, and the local health department, of any evidence of communicable disease in the workplace that could seriously endanger employees' and others' health.

Mandates that each agency head predetermine and designate mandatory operations and mandatory employees to staff the operations even when isolation, quarantine, and social distancing are public health control measures that may be required to protect public health during a communicable disease pandemic or epidemic.

Allows mandatory employees to be excused from work if the employee is *high risk*, as defined; isolated, quarantined, ill, or subject to other public health control measures; or required to care for an immediate family member who is isolated, quarantined, or ill or who requires the employee's care due to the closure of a public or private school, a day care center, or an elder care facility. Grants supervisors discretion in excusing mandatory employees who are parents or guardians and required to stay home with underage children because of the closure of care or school facilities. Provides for compulsion of mandatory employees to return to work for compelling reasons if operational needs change, excluding employees with documented advice by a health care provider to quarantine due to exposure.

Requires agency heads to maintain a list of mandatory employees along with an alternative plan in case those employees are unable to work, as specified. Requires agencies to notify so designated employees.

Provides for hazard pay for mandatory employees of at least time and a half or an equivalent in compensatory time when an agency is closed or when management determines that only mandatory employees are required to report to a specific work site. Grants agency heads discretion to determine other appropriate compensation options. Requires compensatory time to be used within 24 months of award; the time expires and cannot be paid out or transferred. Requires agencies to make every effort to give employees the opportunity to use compensatory time.

Provides for disciplinary action against mandatory employees for willful failure to report for or remain at work, including termination. Provides for appeals of a denial of exemption or any disciplinary action.

Defines the scope of the statute to include all State employees.

Makes conforming change to GS 126-8, concerning minimum leave granted to State employees.

Amends GS 126-34.02 to include among the issues that can be heard as contested cases, a mandatory employee's denial of an exemption, the adequacy of hazard pay, and any disciplinary action under new GS 126-8.6.

Directs the Legislative Research Commission to study the practices of private and local government employers regarding hazard pay and report to the 2021 General Assembly upon its convening.

Appropriates \$5 million from the General Fund to the Office of State Budget and Management for the 2020-21 fiscal year to fund mandatory hazard pay and to implement the act's provisions. Effective July 1, 2020.

Intro. by Hunt, Harrison, Fisher, Autry.

APPROP, STUDY, GS 126

[View summary](#)

Courts/Judiciary, Court System, Employment and Retirement, Government, Budget/Appropriations, General Assembly, Public Safety and Emergency Management, State Agencies, UNC System, Office of State Budget and Management, State Government, Executive, State Personnel, Health and Human Services, Health, Public Health

H 1086 (2019-2020) **CREATE PRETRIAL RELEASE STUDY COMMITTEE**. Filed May 14 2020, *AN ACT TO CREATE A UNIFORM PRETRIAL RELEASE PROCEDURES STUDY COMMITTEE, AS RECOMMENDED BY THE NORTH CAROLINA COURTS COMMISSION.*

Establishes the 23-member Joint Legislative Study Committee on Uniform Pretrial Release Procedures (Committee) to study and develop recommendations for: (1) uniform statewide standards and procedures regarding pretrial release programs; (2) uniform statewide standards and procedures for the treatment of criminal defendants that have failed to appear in court or have failed to comply with a judgment that ordered the payment of monies; (3) uniform statewide standards and procedures for conditions of pretrial release imposed upon criminal defendants that have been arrested for a crime for which there is no possibility of jail time, whether due to the crime charged or the defendant's prior criminal history; and (4) uniform statewide procedures and cost estimates for a house arrest and electronic monitoring program funded entirely by the State. Sets out membership requirements of the Committee, including appointment authority. Allows the President Pro Tempore of the Senate and the Speaker of the House to each appoint a co-chair. Provides for a quorum, staffing, meeting space, Committee powers, and the filling of vacancies. Allows the Committee to make an interim report to the specified NCGA Committee by September 1, 2021, and requires a final report by January 15, 2022. Terminates the Committee upon the earlier of January 15, 2022, or the filing of the final report.

Intro. by John, Morey, Ball, Brewer.

STUDY

[View summary](#)

Courts/Judiciary, Court System, Criminal Justice, Corrections (Sentencing/Probation), Criminal Law and Procedure

H 1087 (2019-2020) **HEALTH CARE FUNDING REQUESTS/COVID-19 - 1**. Filed May 14 2020, *AN ACT TO PROVIDE ADDITIONAL FUNDING FOR VARIOUS HEALTH CARE RELATED NEEDS IN RESPONSE TO THE COVID-19 PANDEMIC.*

Requires the State Controller to transfer \$300,000 for 2019-20 from the Coronavirus Relief Reserve to the Coronavirus Relief Fund (Relief Fund) under the CARES Act of 2020. Appropriates that \$300,000 in nonrecurring funds for 2019-20 from the Relief Fund to the Department of Health and Human Services (DHHS) for various health care needs related to public health and safety during the COVID-19 pandemic. Provides that the funds do not revert but remain available until December 30, 2020.

Requires DHHS to report to the specified NCGA committees and division by March 1, 2021, on the use of the appropriated funds.

Intro. by Lambeth.

APPROP

[View summary](#)**Government, Budget/Appropriations, Public Safety and
Emergency Management, State Agencies, Department of
Health and Human Services, Health and Human Services,
Health**

H 1088 (2019-2020) [INVEST NC BOND ACT OF 2020](#). Filed May 14 2020, *AN ACT TO ENACT THE INVEST NC BOND ACT OF 2020*.

Titles the act as the Invest NC Bond Act of 2020. States the act's purpose and legislative findings, and provides seven defined terms.

Subject to voter approval at the statewide election on November 3, 2020, authorizes the State Treasurer to issue and sell, either at one time or from time to time, general obligation bonds and notes up to \$3.9 billion, subject to consent of the Council of State. Restricts use of the proceeds of the public improvement bonds and notes to specified projects and amounts, with general total amounts totals of: \$2 billion for public instruction, \$800 million for water and sewer infrastructure, \$500 million for community colleges, \$500 million for the University of North Carolina, and \$100 million for the Department of Natural and Cultural Resources. Details special allocation provisions applicable to the following uses of bond and note proceeds.

Concerning proceeds used for public schools capital assistance, requires (1) equal allocation among counties of \$1 billion; (2) allocation of \$250 million among local administrative units located in counties whose wealth is less than the State average wealth, as specified; (3) allocation of \$750 million among local administrative units on the basis of average daily membership for the 2018-19 fiscal year, as specified; (4) except for low-wealth counties, local matching of proceeds at a \$1 match for every \$3 of proceeds for units in development tier one areas, \$1 match for every \$2 of proceeds for units in development tier two areas, and \$1 match for every \$1 of proceeds for units in development tier three areas, with periodic reports on matching to the State Board of Education and annual reports on the impact of funds provided on the property tax rate, and provisions for reallocating unmatched funds; and (5) guarantees proceeds received are used for acquisition of real property and construction, acquisition, reconstruction, enlargement, renovation or replacement of buildings and other structures, and that proceeds only supplement and do not decrease local funds for those projects.

Concerning proceeds used for water and sewer infrastructure, requires the Department of Environmental Quality (DEQ) to create a grant and loan program within the Wastewater Reserve and the Drinking Water Reserve, with priority for (1) requests to substantially increase a water and/or sewer infrastructure system's financial system viability, (2) requests used to promote increased resiliency of systems at risk of catastrophic damages from flooding or storm events, and (3) requests allowed for loans from the Drinking Water Reserve under GS 159G-34. Details program administration.

Concerning proceeds used for the Community College Prosperity Zone Projects, requires the NC State Board of Community Colleges to create a grant program for allocation of funds labeled as such Prosperity Zone Projects to fund large construction projects or substantial renovations of existing facilities for majority use in the training and education areas of advanced health sciences, information technology, public safety, and transportation. Requires collaboration of at least two colleges in the prosperity zone on the use of the requested facility. Requires participating colleges to document an operation plan in its loan application. Specifies that no match is required.

Concerning proceeds used for community colleges for new construction, repairs, and renovations, requires the proceeds be used for new construction or rehabilitation of existing facilities and repairs and renovations only. Requires all such purchases and replacements to have a useful life of at least 10 years and any renovation must extend the useful life of the facility at least 10 years. Requires matching of proceeds for new construction projects only at \$1 match for every \$3 of proceeds for projects in development tier one areas, \$1 match for every \$2 of proceeds for projects in development tier two areas, and \$1 match for every \$1 of proceeds for projects in development tier three areas.

Details the allocation and accounting of improvement bond proceeds. Allows for investment by the State Treasurer and use of investment earnings as specified. Sets forth further parameters regarding use of proceeds with other available monies and disbursement. Requires the State Treasurer or a designee to set up a comprehensive system of tracking the proceeds to account for use and compliance. Allows the State Treasurer to withhold proceeds for not complying with tracking requirements.

Details the procedure and requirements for issuance of the improvement bonds and notes, including: required terms and conditions; required signatures, forms, and registration; the manner of sale and expenses; notes and repayment; refunding of bonds and notes; tax exemption; investment eligibility; faith and credit of the State pledged; and other agreements the State Treasurer can provide for bond insurance and other derivative products.

Provides for the variable rate demand authority of the State Treasurer of the bonds and notes and sets restrictions concerning the aggregate principal amounts payable by the State under a credit facility, as defined by the act.

Provides guidance for the act's interpretation, including that the act is meant to provide an additional or alternative financing method, statutory cross references may be amended, the act is to be construed broadly, the act supersedes other conflicting law; and the act's provisions are severable.

Intro. by Harris, von Haefen, R. Smith, K. Smith.

UNCODIFIED

[View summary](#)

Development, Land Use and Housing, Community and Economic Development, Education, Elementary and Secondary Education, Environment, Environment/Natural Resources, Government, Cultural Resources and Museums, State Agencies, Community Colleges System Office, UNC System, Department of Natural and Cultural Resources (formerly Dept. of Cultural Resources), Department of State Treasurer, Local Government, Health and Human Services, Health, Public Health

H 1089 (2019-2020) [ADOPT RHODODENDRON AS STATE SHRUB](#). Filed May 14 2020, *AN ACT TO ADOPT THE RHODODENDRON AS THE STATE SHRUB AND TO APPROPRIATE FUNDS FOR PROMOTION.*

Identical to [S 709](#), filed 5/2/2020.

Includes several whereas clauses. Enacts GS 145-52 as title indicates. Appropriates \$10,000 in nonrecurring funds from the General Fund to the Department of Natural and Cultural Resources for the 2019-20 fiscal year to promote the rhododendron as the official State shrub. Effective July 1, 2020.

Intro. by Dobson.

APPROP, GS 145

[View summary](#)

Government, Budget/Appropriations, Cultural Resources and Museums, State Agencies, Department of Natural and Cultural Resources (formerly Dept. of Cultural Resources)

H 1090 (2019-2020) [FUNDS/STATE AGENCIES FOR LOSS OF RECEIPTS](#). Filed May 14 2020, *AN ACT TO APPROPRIATE FUNDS TO THE OFFICE OF STATE BUDGET AND MANAGEMENT FOR ALLOCATION TO STATE AGENCIES NEGATIVELY IMPACTED BY THE LOSS OF ANTICIPATED RECEIPTS DUE TO THE COVID-19 EMERGENCY.*

Appropriates \$30 million in nonrecurring funds from the General Fund to the Office of State Budget and Management to be allocated to State agencies negatively impacted by the loss of anticipated receipts due to the COVID-19 emergency. Requires OSBM to report to the specified NCGA commission prior to any transfer of funds. Effective July 1, 2020.

Intro. by McNeill.

APPROP

[View summary](#)

Government, Budget/Appropriations, Public Safety and Emergency Management, State Agencies, Office of State Budget and Management

H 1091 (2019-2020) [TEACHNC LICENSE PLATE](#). Filed May 14 2020, *AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A "TEACHNC" SPECIAL REGISTRATION PLATE*.

Adds to GS 20-79.4(b) as title indicates. Provides for the plate to bear a phrase or logo promoting the Department of Public Instruction's TeachNC teacher recruitment initiative. Requires background design to conform to the standard special plate design developed by the Division of Motor Vehicles under GS 20-79.4(a3). Requires 500 applications for the plate to have a full-color background. Specifies that the plate is not subject to the new plate requirements under GS 20-79.3A and the expiration of special plates under GS 20-79.8.

Intro. by B. Jones, Saine, D. Hall.

[GS 20](#)

[View summary](#)

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

H 1092 (2019-2020) [HEALTH CARE FUNDING REQUESTS/COVID-19 - 2](#). Filed May 14 2020, *AN ACT TO PROVIDE ADDITIONAL FUNDING FOR VARIOUS HEALTH CARE RELATED NEEDS IN RESPONSE TO THE COVID-19 PANDEMIC*.

Substantively identical to [H 1087](#), filed 5/14/20.

Requires the State Controller to transfer \$300,000 for 2019-20 from the Coronavirus Relief Reserve to the Coronavirus Relief Fund (Relief Fund) under the CARES Act of 2020. Appropriates that \$300,000 in nonrecurring funds for 2019-20 from the Relief Fund to the Department of Health and Human Services (DHHS) for various health care needs related to public health and safety during the COVID-19 pandemic. Provides that the funds do not revert but remain available until December 30, 2020.

Requires DHHS to report to the specified NCGA committees and division by March 1, 2021, on the use of the appropriated funds.

Intro. by Dobson.

[APPROP](#)

[View summary](#)

[Government, Budget/Appropriations, Public Safety and Emergency Management, State Agencies, Department of Health and Human Services, Health and Human Services, Health](#)

H 1093 (2019-2020) [FUNDS FOR EMERGENCY RELEASE NOTIFICATIONS](#). Filed May 14 2020, *AN ACT TO IMPROVE AND FUND IMPROVEMENTS IN NOTIFICATION OF EMERGENCY RELEASES FROM CERTAIN FEDERALLY LICENSED HYDROELECTRIC PROJECTS*.

Enacts GS 143-215.31A to require adoption of permanent rules, and allows the adoption of temporary rules, by the Environmental Management Commission (EMC) regarding High Flow notifications for releases of NC dams licensed by the Federal Energy Regulatory Commission (FERC). Limits the scope of the rules to dams that are (1) associated with a hydroelectric generating station and licensed by FERC and (2) located adjacent to or less than two miles upstream from either the corporate limits of a city with a population greater than 500,000 or the boundaries of a county with a population greater than 750,000.

Consistent with FERC rules, mandates that the EMC's rules require FERC licensees to provide notification to local first responders and emergency management personnel serving an impacted area, as defined, at least three hours prior to high flow releases as required by FERC rules. Allows the rules to provide for a shorter notification period if needed to avoid significant damage to the dam or associated hydroelectric generating station.

Appropriates \$1 million in nonrecurring funds from the General Fund to the Division of Emergency Management for the 2020-21 fiscal year for the development and purchase of emergency notification systems and equipment by fire departments and local governments to implement the act. Effective July 1, 2020.

Intro. by Logan, Alexander, Clark.

[APPROP, GS 143](#)

[View summary](#)

[Environment, Energy, Environment/Natural Resources, Government, Budget/Appropriations, Public Safety and Emergency Management, State Agencies, Department of Public Safety, Local Government](#)

H 1094 (2019-2020) [PROTECT ST. EMP. & CONTRACTOR RIGHTS/FUNDS](#). Filed May 14 2020, *AN ACT APPROPRIATING FUNDS FOR THE 2020-2021 FISCAL YEAR TO PROTECT THE RIGHTS OF STATE GOVERNMENT EMPLOYEES AND CONTRACTORS BY ESTABLISHING THE OMBUD'S OFFICE UNDER THE STATE HUMAN RESOURCES COMMISSION FOR THE INDEPENDENT REVIEW OF WORKPLACE COMPLAINTS AND PROHIBITING THE MISTREATMENT OF CONTRACT EMPLOYEES WORKING IN STATE GOVERNMENT.*

Amends GS 126-4 to require the State Human Resources Commission (SHRC) to establish policies and rules governing delegation of authority to an Ombud's Office charged with providing independent review of State employee workplace complaints and assistance to State employees in resolving workplace issues. Requires the Ombud's Office to establish education and training programs for State employees and their supervisors concerning employee rights and appropriate dispute resolution.

Enacts Article 17, Contract Employee Protection, to GS Chapter 126. Provides defined terms for the Article. Establishes that it is against State policy for any State employee to mistreat a contract employee in the government workplace or in connection with a State-controlled project. Defines contract employee to mean an employee of a private third-party employer, as defined, who is assigned to work in a State government workplace or on a State-controlled project. Makes it the responsibility of each supervisor to take reasonable steps to prevent mistreatment of contract employees.

Prohibits State employees from taking or causing a private third-party employer to initiate adverse action against a contract employee in retaliation, and prohibits a private third-party employer from taking an adverse action against a contract employee for retaliation, for the contract employee: (1) making a complaint or providing information in good faith to the NC Department of Labor or the US Department of Labor about possible labor law violations by the employer or a State agency, department or institution; (2) testifying in any investigation or other proceeding under State, local or federal law relating to a State government workplace or State-controlled project; (3) exercising any legally protected employee rights; or (4) complaining about workplace bullying in a State government workplace or State-controlled project. Defines adverse action to include reassignment to less desired work location, a reduction in compensation, failure to give promised or customary compensation or work status increase, disciplinary action, more intensive or critical supervision, withdrawal of previously allowed privileges, or assignment of more difficult duties. Defines workplace bullying to mean a persistent pattern of mistreatment from others in the workplace that causes either physical, emotional, or financial harm. Subjects any State employee who violates the prohibition to disciplinary action up to and including termination.

Requires investigation of violations by the NC Department of Labor. Permits civil penalties against a private third-party employer ranging from \$1,000 to \$20,000 per violation. Makes a private third-party employer determined in violation of the statute to be ineligible to contract with any State agency, department or institution for a period of five years. Establishes a cause of action for the contract employee to bring against the private third-party employer for a violation, and allows for remedies including reinstatement, back pay, and any other relief the court deems appropriate. Requires the prevailing party to also receive attorneys' fees and litigation costs. Directs the Department of Labor and the SHRC to jointly develop and distribute educational and training materials about contract employee rights, including physical posters and online materials.

Defines the scope of the Article to include all State employees including those subject to and exempt from the provisions of the State Human Resources Act, GS Chapter 126; excludes contracts to which the federal government is a party. Requires the State employer and the private third-party employer to post notice and use other appropriate means to keep all employees informed of their protections and obligations under the Article. Clarifies that the rights and obligations under the Article supplement

other rights and obligations under state law. Directs the NC Department of Labor and the SHRC to collaborate and adopt rules to implement the Article.

Appropriates \$180,000 in recurring funds from the General Fund to the SHRC for the 2020-21 fiscal year for two new personnel positions to support the establishment of the Ombud's Office created by the act.

Appropriates \$100,000 in nonrecurring funds from the General Fund to the SHRC for the 2020-21 fiscal year to fund enforcement, training, and educational efforts concerning new GS 126-101 and to combat workplace bullying in State government.

Appropriates \$77,000 in recurring funds from the General Fund to the Department of Labor for the 2020-21 fiscal year for one new personnel position to conduct investigations related to enforcement of new GS 126-101.

Effective July 1, 2020.

Intro. by Logan, K. Smith.

[APPROP, GS 126](#)

[View summary](#)

[Courts/Judiciary, Civil, Civil Law, Employment and Retirement, Government, Budget/Appropriations, State Agencies, Department of Labor, State Government, State Personnel](#)

H 1095 (2019-2020) [POLICY AND FUNDING FOR PREVIOUS JPS REQUESTS](#). Filed May 14 2020, *AN ACT TO CLARIFY RECENTLY ENACTED HUMAN TRAFFICKING LANGUAGE, TO RESTRICT THE TRANSFER OF CERTAIN DISTRICT ATTORNEY FUNDS, TO DIRECT THE SCHOOL OF GOVERNMENT OF THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL TO STUDY THE FEASIBILITY AND COST OF CREATING AN OFFICE OF PROSECUTORIAL SERVICES, TO DIRECT THE REIMBURSEMENT OF CERTAIN FUNDS TO THE CONFERENCE OF DISTRICT ATTORNEYS, TO EXPAND ELIGIBILITY FOR THE CRIMINAL JUSTICE FELLOWS PROGRAM, TO INCREASE COURT COSTS TO FUND THE CRIMINAL JUSTICE EDUCATION AND STANDARDS COMMISSION, TO CREATE RECEIPT-SUPPORTED POSITIONS FOR THE STATE CAPITOL POLICE, TO ALLOW THE USE OF CERTAIN SEIZED AND FORFEITED PROPERTY BY THE DEPARTMENTS OF JUSTICE AND PUBLIC SAFETY, TO TRANSFER FUNDS RELATED TO THE STATE MISDEMEANANT CONFINEMENT PROGRAM, TO ALLOW FOR THE REIMBURSEMENT OF COUNTIES FOR HOUSING AND MEDICAL EXPENSES OF STATE INMATES, AND TO APPROPRIATE FUNDS.*

Part I

Section 1

Appropriates \$535,465 in recurring funds from the General Fund to the Administrative Office of the Courts (AOC) for the 2020-21 fiscal year. Allocates specified amounts to: the Human Trafficking Commission for one full-time Executive Director position and operating costs; the NC Innocence Inquiry Commission to support one full-time staff attorney, one part-time administrative secretary, and investigative services; and the Sentencing and Policy Advisory Commission to support one full-time research associate.

Appropriates \$3,757,060 in nonrecurring funds from the General Fund to AOC for the 2020-21 fiscal year. Allocates specified amounts for the implementation of the Integrated Case Management System, and the Innocence Inquiry Commission to support one full-time staff attorney, one part-time administrative secretary, and investigative services.

Effective July 1, 2020.

Section 2

Repeals Section 4(c) of SL 2019-158, which amended GS 15A-151.5 to include expunction records of certain offenses committed by human trafficking victims among the confidential files that the AOC must make electronically available to prosecutors if expunged after July 1, 2018, effective December 1, 2019, and applicable to petitions filed on or after that date. Instead, amends GS 15A-151.5 to enact an identical provision, effective retroactively to December 1, 2019 (with no scope of application provided).

Section 3

Requires consent of the Conference of District Attorneys (CDA) for any transfer of funds from the identified District Attorney fund code for the 2019-20 fiscal year.

Directs the UNC School of Government (SOG) to study the feasibility and cost of creating an Office of Prosecutorial Services (Office). Requires consultation with the CDA, AOC, the Office of Indigent Defense Services, and other relevant stakeholders. Requires a comparison of the State's judicial branch structure to that of other states concerning the organizational placement of prosecutorial services and to also determine the resources and costs of making the Office a viable independent agency. Requires SOG to report to the specified NCGA committees by April 1, 2020.

Section 4

Requires AOC to reimburse the CDA for all expenses accrued during the fiscal year of funds expended from the Mortgage Settlement Fund, for the 2019-20 fiscal year and thereafter. Requires that the funds be available in lapsed salary savings of the district attorneys from the amount actually appropriated for that purpose for the reimbursement, otherwise the reimbursement must be paid from the Court Information Technology Fund.

Part II

Section 5

Appropriates \$375,000 in recurring funds from the General Fund to the Criminal Justice Fellows Program for the 2020-21 fiscal year to continue to recruit qualified individuals for forgivable community college loans to pursue a law enforcement career in rural counties. Effective July 1, 2020.

Section 6

Amends GS 17C-20, expanding the Criminal Justice Fellows Program to include counties with a population of less than 125,000 and counties designated as a development tier one area as eligible counties under the Program (previously, limited to counties with a population of less than 75,000). Applies to Program recipients selected on or after the date the act becomes law.

Section 7

Effective December 1, 2020, amends GS 7A-304 to increase court costs for the services, staffing, and operations of the Criminal Justice Education and Standards Commission from \$2 to \$3. Appropriates the receipts from this increase to Criminal Justice Education and Standards Commission in the 2021-22 fiscal year with requirements increased accordingly, effective July 1, 2021.

Part III

Section 8

Appropriates \$2,914,274 in recurring funds from the General Fund to the Department of Public Safety (DPS) for the 2020-21 fiscal year. Allocates specified amounts to: Alcohol Law Enforcement (ALE) to lease additional office space and for eight administrative support positions; Adult Correction and Juvenile Justice to create 32 intermediate inmate substance abuse treatment slots; Adult Correction and Juvenile Justice for positions and case management software, as specified; Division of Emergency Management (DME) for additional support positions for federal grants and operations; and National Guard Tarheel Challenge Academy to support 31 new positions to meet federal staffing regulations.

Appropriates \$64,385 in nonrecurring funds from the General Fund to DPS for the 2020-21 fiscal year. Allocates specified amounts to: DME for additional support positions for federal grants and operations; and National Guard Tarheel Challenge Academy to support 31 new positions to meet federal staffing regulations.

Effective July 1, 2020.

Section 9

Authorizes the State Capital Police to contract with agencies to create receipt-supported positions for agency building security services. Requires the Capital Police to annually report to the specified NCGA committee on all positions in the Capital Police, as specified, and the contract for each receipt-supported position.

Requires the Capital Police to report the creation of any receipt-supported position for agency building security services to specified NCGA committees and division within 30 days, and report specified information on the position.

Requires electronic submission of the reports.

Section 10

Requires any seized and forfeited assets transferred to the Department of Justice (DOJ) or DPS in the 2019-21 fiscal biennium under federal law to be credited to the recipient's budget and result in an increase of law enforcement resources for that department. Requires the departments to report to the specified NCGA committee chairs upon asset receipt, prior to use of assets, and on receipts, expenditures, encumbrances, and availability of the assets for the previous fiscal year.

States legislative findings concerning the use of seized and forfeited assets transferred for certain new positions, new projects, real property acquisition, building repair and construction of or additions to buildings, and requires prior legislative approval to use transferred assets for the described purposes.

Clarifies that State law enforcement agencies are not barred from receiving funds from specified federal agencies.

Directs the Joint Legislative Oversight Committee to study the impact on State and local law enforcement efforts of the receipt of seized and forfeited assets and report to the 2021 Regular Session of the NCGA.

Section 11

Of the funds appropriated for the Statewide Misdemeanant Confinement Program for the 2019-21 biennium, requires \$1 million to be transferred in the 2020-21 fiscal year to the NC Sheriffs' Association to support the Program and for the Association's administrative and operating expenses. Also allocates \$225,000 of the appropriations to the Division of Adult Correction and Juvenile Justice for the Program's administrative and operating expenses for the 2020-21 fiscal year.

Section 12

Authorizes DPS to use available funds for the 2019-21 biennium to reimburse counties for the cost of housing specified individuals involved in the justice system awaiting transfer to the State prison system. Caps reimbursement at \$40 per day per prisoner. Directs DPS to quarterly report to the specified NCGA chairs on such reimbursement.

Intro. by McNeill, Boles, Davis.

APPROP, STUDY, GS 7A, GS 15A, GS 17C

Courts/Judiciary, Court System, Criminal Justice, Corrections (Sentencing/Probation), Criminal Law and Procedure, Education, Higher Education, Government, Budget/Appropriations, General Assembly, Public Safety and Emergency Management, State Agencies, UNC System, Department of Justice, Department of Public Safety, State Government, State Personnel, Local Government

[View summary](#)

H 1096 (2019-2020) [UNC OMNIBUS CHANGES/UNC FUNDS](#). Filed May 14 2020, *AN ACT TO MAKE VARIOUS CHANGES AND PROVIDE FOR FUNDS RELATED TO THE UNIVERSITY OF NORTH CAROLINA SYSTEM.*

To be summarized.

Intro. by Fraley, Clemmons, Horn.

[View summary](#)

H 1097 (2019-2020) [SUPERSEDING ORDERS/DOMESTIC VIOLENCE](#). Filed May 14 2020, *AN ACT TO CLARIFY WHEN SUBSEQUENT COURT ORDERS WILL SUPERSEDE SIMILAR PROVISIONS IN DOMESTIC VIOLENCE PROTECTIVE ORDERS, AS*

RECOMMENDED BY THE NORTH CAROLINA COURTS COMMISSION.

Amends GS 50B-7 to provide that any subsequent order related to child custody, child and spousal support, and possession of property issued under GS Chapters 50 (Divorce and Alimony) or 110 (Child Welfare) supersedes similar provisions in protective orders issued pursuant to GS Chapter 50B (Domestic Violence). Applies to orders in effect on or after December 1, 2020.

Intro. by John, Rogers, Morey, Brewer.

[GS 50B](#)

[View summary](#)

[Courts/Judiciary, Civil, Family Law, Criminal Justice, Criminal Law and Procedure, Health and Human Services, Social Services, Child Welfare](#)

H 1098 (2019-2020) [MISDEMEANORS/MANDATE FIRST APPEARANCES](#). Filed May 14 2020, *AN ACT TO REQUIRE A FIRST APPEARANCE BEFORE A DISTRICT COURT JUDGE FOR A DEFENDANT CHARGED WITH A MISDEMEANOR OFFENSE AND HELD IN CUSTODY, AS RECOMMENDED BY THE COURTS COMMISSION.*

Amends GS 15A-601 to require any defendant charged with a misdemeanor under a magistrate's order or by criminal process who is held in the custody to have a first appearance before a district court judge in the district in which the crime is charged to have been committed. Clarifies that this first appearance is not a critical stage of the proceedings. Makes technical changes and language gender neutral. Effective December 1, 2020, and applies to criminal processes served on or after that date.

Intro. by John, Rogers, Morey, Brewer.

[GS 15A](#)

[View summary](#)

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

H 1099 (2019-2020) [AGTECH CLUSTER FUNDS](#). Filed May 14 2020, *AN ACT TO APPROPRIATE FUNDS FOR THE RESEARCH TRIANGLE REGIONAL PARTNERSHIP'S AGTECH CLUSTER.*

Appropriates \$250,000 in recurring funds for 2020-21 to the Department of Agriculture and Consumer Services to be used as title indicates. Effective July 1, 2020.

Intro. by Strickland.

[APPROP](#)

[View summary](#)

[Agriculture, Government, Budget/Appropriations, State Agencies, Department of Agriculture and Consumer Services](#)

H 1100 (2019-2020) [RELIEF FOR BUSINESS/RELIGIOUS ORGS/COVID-19](#). Filed May 14 2020, *AN ACT TO ALLOW OPERATION OF CERTAIN BUSINESSES AND RELIGIOUS ORGANIZATIONS THAT COMPLY WITH SOCIAL DISTANCING GUIDELINES DURING OPERATION AND TO PROVIDE LIMITED LIABILITY PROTECTIONS FROM VIOLATION OF AN EXECUTIVE ORDER OR LOCAL PROHIBITION OR RESTRICTION.*

Provides that no criminal liability applies to any provision of an executive order issued by the Governor in response to the COVID-19 emergency or a prohibition or restriction issued by a city or a county in response to the COVID-19 emergency that restricts a business owner or religious organization's ability to operate if the owner or religious organization makes reasonable efforts to maintain and enforce social distancing. Abates all prosecutions for violation of any provisions described above and prohibits charging court costs. Provides that any business operating as required above must not be closed by any law enforcement entity for violation of an executive order if the business is operating in compliance with the above. Excludes businesses or establishments engaged in providing the use of video gaming machines. Allows a business or establishment

providing the use of video gaming machines along with other goods and services, that otherwise meets the criteria above, to operate the portions of its business that do not involve video gaming machines. Sets the maximum civil fine that may be levied against any person who is liable for a violation referenced in above at \$5.

Appropriates \$5,000 in nonrecurring funds for 2019-20 from the General Fund to the Department of Commerce, to develop and provide educational materials to businesses and religious organizations on the provisions of this act.

Applies retroactively to March 23, 2020.

Intro. by Kidwell, K. Hall, Setzer, Speciale.

APPROP

[View summary](#)

Business and Commerce, Courts/Judiciary, Criminal Justice, Criminal Law and Procedure, Government, Budget/Appropriations, Public Safety and Emergency Management, State Agencies, Department of Commerce, State Government, Executive, Local Government

H 1101 (2019-2020) [UNCG/NC A&T/GUILFORD CO. FUNDS/UNC](#). Filed May 14 2020, *AN ACT TO MAKE VARIOUS CHANGES RELATED TO THE UNIVERSITY OF NORTH CAROLINA SYSTEM AND TO APPROPRIATE FUNDS RELATED TO NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY, THE UNIVERSITY OF NORTH CAROLINA AT GREENSBORO, AND GUILFORD COUNTY.*

To be summarized.

Intro. by Clemmons, Hardister, Quick, Faircloth.

[View summary](#)

H 1102 (2019-2020) [DEFECTIVE AGRICULTURAL EQUIPMENT](#). Filed May 14 2020, *AN ACT TO PROVIDE REMEDIES FOR CONSUMERS OF AGRICULTURAL EQUIPMENT THAT DOES NOT CONFORM TO EXPRESS WARRANTIES.*

Enacts Article 6, New Farm Equipment Warranties, of GS Chapter 106. States the Article's purpose and sets forth defined terms. Defines agricultural equipment as any self-propelled vehicle designated primarily for and used in the occupation or business of farming.

Requires a manufacturer, an agent or authorized dealer of the manufacturer to make or arrange for repairs necessary to conform agricultural equipment to the express written warranties if the consumer reports the nonconformity during the later of the term of the express written warranties or one year from the date of original delivery to the first consumer. Requires replacement with comparable equipment acceptable to the consumer when nonconformity is not corrected and substantially impairs the use and market value of the equipment to the consumer after a reasonable number of attempts, whereby the consumer can only be charged the reasonable allowance for prior use of the equipment, or requires the manufacturer or authorized dealer to accept a return of the equipment and refund the cash price to the consumer less a reasonable allowance for prior use. Provides for refunds to the consumer and lien holder or holder of a security interest, if any. Defines reasonable allowance for prior use.

Establishes a presumption that a reasonable number of attempts have been undertaken to conform equipment to the applicable express written warranties if, within the warranty term or one year following the date of the original delivery to the first consumer, (1) the same nonconformity subject to repair four or more times continues to exist, or (2) the equipment has been out of service for repair for a cumulative total of 30 or more calendar days, as specified. Allows for extensions whereby repair services are unavailable due to war, natural disasters or the like. Prevents application of the presumption unless the manufacturer received prior direct written notice from or on behalf of the consumer and has been offered an opportunity to cure the defect, as specified.

Establishes affirmative defenses against claims alleging nonconformity which does not substantially impair the use and market value, or a nonconformity that is the result of abuse, neglect, or modifications or alterations of the equipment not authorized by the manufacturer.

Establishes a consumer's right to civil action for violations of the Article. Sets a six month or 24 month statute of limitations on an action under the Article, determined by the later of six months following the expiration of the warranty term or 24 months following the date of the original delivery to the consumer. Provides that other remedies are not effected and remain available to the consumer.

Effective January 1, 2021, and applies to agricultural equipment sold on or after that date.

Appropriates \$100,000 in nonrecurring funds from the General Fund to the Department of Agriculture and Consumer Services for the 2020-21 fiscal year for consumer education and enforcement of the act.

Intro. by Hardister, Corbin.

[APPROP, GS 106](#)

[View summary](#)

[Agriculture, Business and Commerce, Consumer Protection, Courts/Judiciary, Civil, Civil Law, Government, Budget/Appropriations, State Agencies, Department of Agriculture and Consumer Services](#)

H 1103 (2019-2020) [2020 OMNIBUS APPROPRIATIONS ACT](#). Filed May 14 2020, *AN ACT MAKING APPROPRIATIONS FOR THE CURRENT OPERATIONS OF STATE GOVERNMENT AND OTHER CHANGES IN THE BUDGET OPERATIONS OF THE STATE*.

Blank bill.

Intro. by Lambeth, Saine, McGrady.

[APPROP](#)

[View summary](#)

[Government, Budget/Appropriations](#)

H 1104 (2019-2020) [ACCESS TO AFFORDABLE HEALTH COVERAGE FOR ALL](#). Filed May 14 2020, *AN ACT TO CREATE ACCESS TO AFFORDABLE HEALTH INSURANCE THROUGH THE FEDERAL HEALTH BENEFITS EXCHANGE FOR INDIVIDUALS IN THE COVERAGE GAP*.

States legislative intent to provide a refundable premium tax credit designed to help eligible individuals in the coverage gap to afford health insurance purchased through the federal Health Insurance Marketplace, or the Health Benefits Exchange, modeled after the federal refundable premium tax credit under the Affordable Care Act. Establishes eligibility requirements as: (1) that the individual has a modified adjusted gross income that is below 100% of the federal poverty level; (2) the individual is at least 19 and under 65 years of age; (3) the individual is not entitled to or enrolled in Medicaid benefits under Parts A or B of Title XVIII of the Social Security Act; (4) the individual is not eligible for Medicaid coverage or NC Health Choice coverage under the State Plan providing minimum essential coverage; (5) the individual is not eligible for coverage under TRICARE; and (6) the individual is not able to obtain affordable coverage through an eligible employer-sponsored plan that provides minimum value and minimum essential coverage.

Directs the Department of Health and Human Services (DHHS) Secretary and the Department of Revenue Secretary to collaborate and design a program to implement the described State premium tax credit that (1) estimates the amount of credit that the individual will be eligible for in a given tax year, and (2) allows an individual to direct any amount of the estimated credit in advance directly to an insurance company offering health benefit plans in the State on the Health Benefits Exchange. Requires the Secretaries to submit a report by March 1, 2021, to the NCGA outlining the program, setting out recommendations, and providing any necessary legislative changes for implementation, as well as the costs associated with program administration. States legislative intent that program costs do not exceed \$1 billion.

Appropriates \$100,000 in nonrecurring funds from the General Fund to each DHHS and the Department of Revenue for the 2020-21 fiscal to design the program.

Intro. by Brockman.

APPROP, UNCODIFIED

[View summary](#)

Government, Budget/Appropriations, State Agencies, Department of Health and Human Services, Department of Revenue, Tax, Health and Human Services, Health, Health Insurance, Social Services, Public Assistance

H 1105 (2019-2020) [COVID/SUPPLEMENTARY G.R.E.A.T. GRANT PERIOD](#). Filed May 14 2020, *AN ACT TO PROVIDE FUNDING TO THE DEPARTMENT OF INFORMATION TECHNOLOGY TO EXPEDITE AND EXPAND BROADBAND INFRASTRUCTURE IN THE STATE WITH A SUPPLEMENTARY GRANT PERIOD FOR THE G.R.E.A.T. PROGRAM.*

To be summarized.

Intro. by Arp, Saine, B. Jones, Reives.

[View summary](#)

H 1106 (2019-2020) [JUDICIAL DISCRETION OF FTA RELEASE CONDITIONS](#). Filed May 14 2020, *AN ACT TO REINSTATE THE DISCRETION OF A JUDICIAL OFFICIAL IN SETTING APPROPRIATE CONDITIONS OF PRETRIAL RELEASE FOR A DEFENDANT THAT HAS PREVIOUSLY FAILED TO APPEAR IN COURT FOR THE CHARGES TO WHICH THE CONDITIONS APPLY, AS RECOMMENDED BY THE COURTS COMMISSION.*

Amends GS 15A-534 to no longer mandate judicial officials to require a defendant to execute a secured appearance bond when imposing house arrest with electronic monitoring as a condition of pretrial release. Additionally, no longer mandates a judicial official to require a defendant who has failed to appear on one or more prior occasions to answer the charge(s) to which pretrial conditions apply to execute a secured appearance bond in an amount at least double the amount of the most recent previous secured or unsecured bond, or \$1,000 if no bond has been required of the charges. Instead, requires the judicial official to impose conditions of pretrial release provided by the statute, which includes imposing restrictions on travel, associations, conduct, or place of abode of the defendant. Effective December 1, 2020, and applies to conditions of pretrial release imposed on or after that date.

Intro. by John, Rogers, Zachary, Brewer.

GS 15A

[View summary](#)

Courts/Judiciary, Criminal Justice, Criminal Law and Procedure

H 1112 (2019-2020) [2020 OMNIBUS APPROPRIATIONS ACT](#). Filed May 14 2020, *AN ACT MAKING APPROPRIATIONS FOR THE CURRENT OPERATIONS OF STATE GOVERNMENT AND OTHER CHANGES IN THE BUDGET OPERATIONS OF THE STATE.*

Blank bill.

Intro. by Lambeth, Saine, Dobson, Faircloth.

APPROP

[View summary](#)

Government, Budget/Appropriations

H 1114 (2019-2020) [2020 OMNIBUS APPROPRIATIONS ACT](#). Filed May 14 2020, *AN ACT MAKING APPROPRIATIONS FOR THE CURRENT OPERATIONS OF STATE GOVERNMENT AND OTHER CHANGES IN THE BUDGET OPERATIONS OF THE STATE.*

Blank bill.

Intro. by Lambeth, Saine, Arp, Brisson.

[APPROP](#)

[View summary](#)

[Government, Budget/Appropriations](#)

H 1121 (2019-2020) [LEGISLATIVE TRANSPARENCY](#). Filed May 14 2020, *AN ACT TO APPROPRIATE FUNDS TO INCREASE LEGISLATIVE TRANSPARENCY.*

Includes whereas clauses.

Appropriates \$15,000 in nonrecurring funds for 2020-21 from the General Fund to the General Assembly's Division of Information Systems to be used to (1) determine how to enhance the General Assembly's current web-based bill tracking system and (2) plan, install, deploy, and test a closed captioning system for video broadcasts and video replays of daily legislative sessions and recorded committee meetings. Effective July 1, 2020.

Intro. by Ball, John, Lofton.

[APPROP](#)

[View summary](#)

[Government, Budget/Appropriations, General Assembly](#)

H 1128 (2019-2020) [STUDENT-ATHLETE COMPENSATION/STUDY](#). Filed May 14 2020, *AN ACT TO PERMIT A STUDENT-ATHLETE TO RECEIVE COMPENSATION FOR THE USE OF HIS OR HER NAME, IMAGE, AND LIKENESS IN RELATION TO AN ATHLETIC PROGRAM AND TO PROHIBIT CERTAIN CONDUCT IN RESPONSE TO A STUDENT-ATHLETE RECEIVING COMPENSATION OR REPRESENTATION FROM AN AGENT; AND TO ESTABLISH THE STUDY COMMITTEE ON STUDENT-ATHLETE COMPENSATION AND TO PROVIDE FUNDS FOR CONSULTANT SERVICES FOR THE COMMITTEE.*

Identical to [S 759](#), filed 5/14/20.

Enacts Article 37, Student-Athlete Compensation, of GS Chapter 116. States legislative findings and sets forth three defined terms.

Permits student-athletes to receive compensation for the use of the student-athlete's name, image, or likeness related to an athletic program at an institution of higher education, which is defined to include a constituent institution of UNC or a private college or university in the State. Defines athletic program to mean a sport program played at the collegiate level for which eligibility requirements for participation by a student-athlete are established by a national association for the promotion or regulation of intercollegiate athletics. Further, allows student-athletes to contract for athlete agent or attorney representation pursuant to state and federal law.

Prohibits an institution of higher education or an athletic group or organization with authority over intercollegiate athletics from providing a prospective student-athlete with compensation in relation to his or her name, image, or likeness; excludes scholarships.

Details specified retaliatory actions prohibited to be taken by institutions of higher education or groups or organizations with authority over intercollegiate athletics in response to a student-athlete taking action permitted by the statute. Prohibited actions include those taken against the student-athlete and the athletic team.

Establishes requirements regarding contracts entered into by student-athletes for compensation, including that there is no conflict with the team contract and disclosure of the compensation contract to a designated official for the institution of higher

education. Requires the institution of higher education to disclose to the student-athlete or his or her representative any conflict identified in the compensation contract and the team contract. Further, prohibits a team contract from preventing a student-athlete from using the athlete's name, image, and likeness for a commercial purpose when the athlete is not engaged in official team activities.

Amends GS 78C-94 to modify the standard form of agency contract provided for student-athletes, conforming to the authorities now provided in new Article 37, GS Chapter 116. Makes conforming repeal of GS 78C-98(b)(6).

The above provisions are effective January 1, 2023, and apply to contracts entered into on or after that date.

Establishes the 18-member NC Study Committee on Student-Athlete Compensation (Committee). Details Committee membership and appointment, chairs, and meetings. Charges the Committee with studying and making recommendations on ensuring implementation of a fair and equitable system of compensation for student-athletes. Allows for contracting with an independent consultant as necessary. Requires consideration of at least five specified factors, including (1) whether receiving compensation will impact eligibility for scholarships or other financial assistance for student-athletes and (2) whether there continues to be significant limitations related to rules of athletic associations, conferences, or other groups or organizations with authority over intercollegiate athletics. Provides for member compensation and committee powers, expenses, staffing, and meeting location.

Appropriates \$10,000 from the General Fund to the NCGA to support the Committee's operations.

Requires the Committee to report to the 2021 Regular Session of the NCGA upon its convening. Terminates the Committee upon the earlier of its filing a final report or June 1, 2021.

The above provisions are effective July 1, 2020.

Intro. by Hawkins.

[APPROP, STUDY, GS 78C, GS 116](#)

[View summary](#)

[Business and Commerce, Courts/Judiciary, Civil, Civil Law, Education, Higher Education, Government, Budget/Appropriations, General Assembly, State Agencies, UNC System](#)

H 1137 (2019-2020) [NONPROFIT SALES TAX EXEMPTION](#). Filed May 14 2020, *AN ACT TO PROVIDE A SALES TAX EXEMPTION FOR CERTAIN NONPROFIT ENTITIES*.

Amends GS 105-164.13 to add a new sales tax exemption for tangible personal property, digital property, and services for use in carrying on the work of seven specified entities, so long as the entity is not owned or controlled by the State.

The exemption applies to (1) nonprofit hospitals, including hospitals and medical accommodations operated by an authority or other public hospital described in Article 2 of GS Chapter 131E; (2) organizations exempt from income tax under 501(c)(3) of the Internal Revenue Code (Code) and not classified in the National Taxonomy of Exempt Entities major group areas of Community Improvement and Capacity Building, Public and Societal Benefit, or Mutual and Membership Benefit; (3) volunteer fire departments and volunteer emergency medical services squads exempt from income tax under the Code, financially accountable to a city as defined in GS 160A-1, a county, or a group of cities and counties, or both; (4) organizations that are single member LLCs disregarded for income purposes so long as the owner of the LLC is an organization exempt from income tax under 501(c)(3) of the Code, the LLC is a nonprofit entity that would be eligible for an exemption under 501(c)(3) of the Code if it were not disregarded for income tax purposes, and the LLC is not an organization that would be properly classified in the National Taxonomy of Exempt Entities major group areas of Community Improvement and Capacity Building, Public and Societal Benefit, or Mutual and Membership Benefit; (5) qualified retirement facilities whose property is excluded from property tax under GS 105-278.6A; (6) university-affiliated nonprofit organizations, including an entity exempt from taxation as a disregarded entity of the nonprofit organization, that procures, designs, constructs, or provides facilities to or for use by a constituent UNC institution; and (7) over-the-counter drugs purchased for use in carrying out the work of a hospital not listed in one of the above entities.

Specifies this exemption includes indirect sales to a nonprofit entity of digital property and tangible personal property purchased by a real property contractor that becomes a part of or permanently installed or applied to any building or structure owned or leased by the nonprofit entity and is being erected, altered, or repaired for use by the nonprofit entity for carrying on its nonprofit activities. Further specifies that a sale to fulfill a real property contract with an entity that holds an exemption certificate is exempt to the same extent as if purchased directly by the entity that holds the exemption certificate. Requires a real property contractor that purchases an item allowed an exemption to provide (1) an exemption certificate to the retailer that includes the name of the nonprofit entity holding the exemption certificate, (2) the exemption certificate number issued to that holder, and (3) the information required pursuant to GS 105-164.28.

Specifies that this exemption does not apply to (1) purchases of electricity, telecommunications service, ancillary service, piped natural gas, video programming, a prepaid meal plan, aviation gasoline and jet fuel, and spirituous liquor or (2) sales and use tax liability indirectly paid by a nonprofit entity through reimbursement to an authorized person of the entity for tax incurred by the person on an item or transaction subject to tax under Article 5 of GS Chapter 105.

Caps the aggregate annual exemption allowed to an entity under this provision for a fiscal year at \$31,700,000. Directs the real property contractor who pays local sales and use taxes on property qualifying for an exemption under this provision on behalf of an entity to give the entity for whose project the property was purchased a signed statement with the date the property was purchased, the type of property purchased, the project for which the property was used, and the county in which the property was purchased in this State or used if purchased in another State. Directs the real property contractor to attach a copy of the sales or purchase receipt to the statement if the property was purchased in this State.

Enacts GS 105-164.29C, requiring a nonprofit entity to obtain a sales tax exemption number from the Department of Revenue (Department) to be eligible for the exemption provided in GS 105-164.13(52a), enacted above. Directs the Department Secretary to assign a sales tax exemption number to a nonprofit entity that submits a proper application, as specified. Requires a nonprofit entity that does not use the items purchased with its exemption number to pay the tax that would have been paid on the items purchased, plus interest from the date the tax would otherwise have been paid.

Amends GS 105-467(b), concerning exemptions and refunds for local sales and use tax. Provides that the State exemptions and exclusions contained in Article 5 of GS Chapter 105 (Sales and Use Tax) apply to the local sales and use tax authorized to be levied and imposed under Article 39 (currently, specifies only exemptions and exclusions in GS 105-164.13 and GS 105-164.57A apply). Caps the aggregate annual local exemption amount allowed an entity under new GS 105-164.13(52a) for a fiscal year at \$13,300,000 in tax.

Makes conforming changes to GS 105-467(b).

Amends GS 105-236(a)(5a) to add that the offense of misusing of an exemption certificate under this subdivision, penalized by a \$250 penalty, includes improper use of a certificate of exemption issued to a nonprofit entity pursuant to GS 105-164.29C, as enacted, for direct and indirect purchases by the entity or another person.

Effective October 1, 2019, and applies to sales and purchases made on or after that date; expires July 1, 2021, for sales and purchases made on or after that date. Does not affect the rights or liabilities of the State, a taxpayer, or another person arising under a statute amended or repealed by this act before the effective date of its amendment or repeal, and does not affect the right to any refund or credit of a tax that accrued under the amended or repealed statute before the effective date of its amendment or repeal.

Intro. by Lofton, von Haefen, Harris.

GS 105

[View summary](#)

Government, Tax, Nonprofits

H 1138 (2019-2020) [ADVISORY PANEL ON CANCER RESEARCH RECS.](#) Filed May 14 2020, *AN ACT IMPLEMENTING THE RECOMMENDATIONS OF THE ADVISORY PANEL ON CANCER RESEARCH AND APPROPRIATING FUNDS FOR THIS PURPOSE.*

Identical to [S 746](#), filed 5/14/20.

Amends GS 130A-208 to designate the central cancer registry (registry) as the lead agency for cancer cluster inquiries and investigations in the State as provided in new GS 130A-208.1. Makes conforming and clarifying changes.

Enacts GS 130A-208.1, charging the registry with coordination of State-level efforts and activities related to cancer cluster inquiries and investigations to maximize efficiency and effectiveness. Requires the Department of Health and Human Services (DHHS) to maintain a website designated to cancer cluster investigations that must identify and provide contact information for the cancer epidemiologist to serve as point of contact for the State-level cancer cluster activities.

Enacts GS 130A-208.2 to require the registry to employ and retain a cancer epidemiologist to be primarily responsible for the coordination and communication of State-level cancer cluster activities. Details the powers and duties of the cancer epidemiologist, including leading State-level cancer cluster inquiries and investigations, conducting routine cancer surveillance activities, proactively monitoring cancer rates statewide, and developing and disseminating reports.

Enacts GS 130A-208.3 to direct the registry to establish and periodically update an enhanced statewide cancer cluster protocol for addressing suspected cancer clusters within the State based on the most current CDC guidelines. Requires collaboration with the Cancer Cluster Subcommittee, established by the act. Details four minimum components of the protocol, including incorporating the best practices for all phases of cancer cluster assessment, and state and local infrastructure needs.

Enacts GS 130A-33.52, creating the Cancer Cluster Subcommittee of the Advisory Committee on Cancer Coordination and Control (Subcommittee). Details Subcommittee membership and meeting requirements. Requires the Subcommittee to provide advice and assistance on the enhanced statewide cancer cluster protocol and any State-level cancer cluster activities being conducted across the State.

Directs the Central Cancer Registry to develop and implement a one-year pilot project by October 1, 2020, to establish a statewide environmental public health tracking web portal that allows users to view aggregated environmental health data. Requires Registry staff and the Occupational and Environmental Epidemiology Branch to work collaboratively with the cancer epidemiologist to develop and implement the portal. Requires the Registry to report the results of the pilot project to the specified NCGA committee by December 1, 2021, included projected annual costs.

Appropriates specified amounts from the General Fund to the Division of Public Health (DPH) for the 2020-21 fiscal year for the following purposes: (1) to create one full-time equivalent Cancer Epidemiologist position within the Registry dedicated to cancer cluster investigations, (2) to create one full-time equivalent public health educator II position within the Occupational and Environmental Epidemiology Branch to assist with communication during cancer cluster investigations, (3) to create one full-time equivalent geographic information systems analyst position within the Registry, (4) to create one full-time equivalent business and technology application specialist within the Registry for website support, (5) to create two full-time equivalent certified tumor registrar positions within the Registry, and (6) to purchase geographic information system software for the Registry. Prohibits the funds from supplanting other funding sources for the positions created. Effective July 1, 2020.

Effective October 1, 2020, unless otherwise provided.

Intro. by Fraley, McNeely.

[APPROP, STUDY, GS 130A](#)

[View summary](#)

[Environment, Government, Budget/Appropriations, General Assembly, State Agencies, Department of Environmental Quality \(formerly DENR\), Department of Health and Human Services, Health and Human Services, Health, Public Health](#)

PUBLIC/SENATE BILLS

S 734 (2019-2020) [REINSTATE EARNED INCOME TAX CREDIT](#). Filed May 14 2020, *AN ACT TO REENACT THE EARNED INCOME TAX CREDIT*.

Reenacts GS 105-151.31, which sunset on January 1, 2014, concerning the earned income tax credit an individual could claim under section 32 of the Internal Revenue Code. Sets the earned income tax credit at 5% (previously, 4.5% for taxable year 2013 and 5% for all other taxable years). Repeals the reenacted statute effective for taxable years beginning on or after January 1, 2024. Effective January 1, 2020.

Intro. by deViere, Foushee, Garrett.

GS 105

[View summary](#)**Government, Tax**

S 735 (2019-2020) **STUDY GENX HEALTH IMPACTS**. Filed May 14 2020, *AN ACT TO APPROPRIATE FUNDS FOR A BIOMONITORING HEALTH STUDY FOR PERSONS IN SOUTHEASTERN NORTH CAROLINA IMPACTED BY PFAS*.

Requires the Department of Health and Human Services (DHHS) to develop and implement a biomonitoring health study program (Program) in consultation with the Department of Environmental Quality to identify and measure concentrations of toxic chemicals in the population within the PFAS Study Area that was exposed to PFAS chemicals (as defined) in order to establish foundational baseline data to support future epidemiological and public health studies and to assess the effectiveness of public health efforts and regulatory programs to decrease exposure to specific toxic chemicals. Defines PFAS Study area as the area within 100 miles of the boundary of the industrial facility located at 22828 NC Highway 87 in Fayetteville. Specifies research DHHS is to consider.

Requires DHHS to complete the study by December 31, 2022. Requires progress reports, in the meantime, every six months to the specified NCGA committee, beginning by January 1, 2021.

Appropriates \$100,000 in nonrecurring funds for 2020-21 from the General Fund to DHHS to carry out the Program. Effective July 1, 2020.

Intro. by deViere, Murdock, Peterson.

APPROP, STUDY

[View summary](#)

Environment, Government, State Agencies, Department of Environmental Quality (formerly DENR), Department of Health and Human Services, Health and Human Services, Health, Public Health

S 736 (2019-2020) **WILLIAMSTON EMERGENCY FACILITIES FUNDS**. Filed May 14 2020, *AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF WILLIAMSTON TO ASSIST THE TOWN IN OBTAINING FEDERAL FUNDING TO IMPROVE THE TOWN'S EMERGENCY SERVICES FACILITIES*.

Appropriates \$270,000 in nonrecurring funds for 2019-2020 from the General Fund to the Town of Williamston, to be used to assist the town in obtaining federal funds to improve the Town's emergency services facilities. Effective July 1, 2019.

Intro. by Smith.

APPROP, Martin

[View summary](#)

Government, Budget/Appropriations, Public Safety and Emergency Management

S 737 (2019-2020) **BAN USE OF METHYL BROMIDE IN LOG FUMIGATION**. Filed May 14 2020, *AN ACT TO BAN THE USE OF METHYL BROMIDE IN LOG FUMIGATION OPERATIONS IN ORDER TO PROTECT THE ENVIRONMENT AND THE PUBLIC'S HEALTH AND SAFETY*.

Includes whereas clauses.

Amends GS 143-443 to make it unlawful to use methyl bromide as a fumigant for whole logs, but allows the North Carolina Pesticide Board (Board) to give a person a temporary permit allowing the person to do so until November 30, 2023. Effective

December 1, 2020.

Requires the Board to adopt emergency rules to impose a standard of 5 ppm for average airborne exposure in any eight-hour period for log fumigation operation employees issued a temporary permit. Requires the temporary permit to include: (1) provisions requiring compliance with the Acceptable Ambient Level standards for control of log fumigation operation emissions adopted by the Environmental Management Commission; and (2) monitoring of ambient emissions at the facility boundary at least monthly by the permittee, to be reported to the Board and the Division of Air Quality and, to the extent legally allowed, made available to the public.

Appropriates \$50,000 in nonrecurring funds for 2020-21 to the Department of Agriculture and Consumer Services to implement the act. Effective July 1, 2020.

Intro. by Peterson.

[APPROP, GS 143](#)

[View summary](#)

[Environment, Environment/Natural Resources, Government, Budget/Appropriations, State Agencies, Department of Agriculture and Consumer Services, Department of Environmental Quality \(formerly DENR\), Health and Human Services, Health, Public Health](#)

S 738 (2019-2020) [EMERGENCY ARTS COUNCIL FUNDING](#). Filed May 14 2020, *AN ACT TO PROVIDE FUNDING FOR NONPROFIT ARTS ORGANIZATIONS NEGATIVELY IMPACTED BY THE COVID-19 PANDEMIC*.

Identical to [H 1068](#), filed 5/12/2020.

States legislative findings regarding the impact of COVID-19 on nonprofit community arts organizations.

Directs the State Controller to transfer \$3 million from the Coronavirus Relief Reserve to the Coronavirus Relief Fund (Reserve and Relief Fund, respectively; both established in SL 2020-4) for the 2019-20 fiscal year. Appropriates \$3 million in nonrecurring funds from the Relief Fund to the Department of Natural and Cultural Resources (DNCR) for the 2019-20 fiscal year. Specifies that the funds remain available until December 1, 2020. Requires the funds to be allocated to the NC Arts Council (Council) to be distributed to nonprofit arts organizations negatively impacted by the COVID-19 emergency for continuity of operation purposes. Restricts use to purposes consistent with specified federal Treasury guidance or subsequent congressional act. Directs DNCR and the Council to develop criteria for the disbursement of grants.

Directs the Council to report to the specified NCGA committee and division by August 1, 2020, on the distribution of funds, and by February 1, 2020, on recipient use of funds. Provides for transfer of any allocation disallowed by federal law back to the Reserve, as specified.

Intro. by Peterson, deViere, Garrett.

[APPROP](#)

[View summary](#)

[Government, Cultural Resources and Museums, State Agencies, Department of Natural and Cultural Resources \(formerly Dept. of Cultural Resources\), Office of State Budget and Management, Nonprofits](#)

S 739 (2019-2020) [PERSONAL DELIVERY DEVICE/PDD/DELIVERY ROBOTS](#). Filed May 14 2020, *AN ACT TO DEFINE AND REGULATE PERSONAL DELIVERY DEVICES*.

Amends GS 20-4.01 to define *personal delivery device* (PDD) to mean an electronically powered device for transporting cargo that is equipped with automated driving technology that enables the operation of the device with the remote support and supervision of a human. Modifies the definition given for the defined term *vehicle* to exclude a personal delivery device from the term.

Enacts Article 10B, Personal Delivery Devices, of GS Chapter 20. Authorizes a business entity to operate a PDD if the entity registers with the Secretary of State and operates the PDD in compliance with the Article. Otherwise, makes it unlawful to operate or cause the operation of a PDD.

Requires annual registration and payment of a nonrefundable registration fee of \$250. Requires the registration form to include proof of insurance requirements met, proof the business entity is authorized to do business in the State, and information for a resident agent for service of process.

Sets out six restrictions and requirements for PDD operation, including: (1) the PDD is monitored by a human agent of the business entity who is able to exercise remote control over the navigation and operation of the PDD; (2) operation complies with requirements concerning pedestrian areas; (3) the PDD yields the right-of-way to all vehicles and pedestrians; (4) the PDD does not unreasonably interfere with any vehicle or pedestrian; (5) the PDD does not transport certain hazardous materials; and (6) the PDD is only operated at no more than 12 miles per hour in pedestrian areas and 20 miles per hour on highways.

Requires PDDs to have: (1) a marker that clearly identifies the name and contact information of the owner and a unique ID number; (2) a braking system for controlled stops; and (3) front and rear lights for night operation visible and recognizable on all sides up to 500 feet from the PDD when directly in front of a vehicle projecting low-beam headlights.

Prohibits local governments from regulation PDD operation inconsistent with the Article. Grants State and local law enforcement officers the authority to enforce the Article.

Requires a registered business entity to maintain general liability insurance that covers at least \$100,000 per claim for damages arising from the operation of the PDD.

Makes the registered business entity strictly liable for operation of the PDD unless an agent acts outside the scope of the agent's authority. Provides for limited civil and criminal immunity for persons that request delivery or service by a PDD operated by a registered business entity.

Authorizes the Secretary of State to refuse, revoke, suspend or restrict registration and take enforcement action if a business entity's PDD operation is found to endanger public safety. Directs the Secretary of State to adopt necessary rules, orders, and forms for administration and enforcement of the Article.

Appropriates \$5,000 in nonrecurring funds for 2019-20 from the General Fund to the Secretary of State to implement the act.

Intro. by Perry, Searcy, Sawyer.

[APPROP, GS 20](#)

[View summary](#)

[Business and Commerce, Courts/Judiciary, Motor Vehicle, Government, Budget/Appropriations, State Agencies, Secretary of State, Transportation](#)

S 740 (2019-2020) [FRONT LINE STATE EMPLOYEE HAZARD PAY/FUNDS](#). Filed May 14 2020, *AN ACT MANDATING HAZARD PAY FOR THE MANDATORY STATE EMPLOYEES ON THE FRONT LINE FIGHTING THE COVID-19 COMMUNICABLE DISEASE PANDEMIC AND APPROPRIATING FUNDS FOR THAT PURPOSE AND DIRECTING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE PROVISION OF HAZARD PAY TO PRIVATE AND LOCAL GOVERNMENTAL EMPLOYEES IN THIS STATE.*

Identical to [H 1085](#), filed 5/14/20.

Enacts GS 126-8.6 to establish State agency responsibilities concerning mandatory operations and mandatory employees during a pandemic or epidemic. Sets forth legislative findings and policy concerning mandatory essential functions of government and mandatory State employees.

Defines a mandatory employee to mean an employee with a permanent, probationary, or time-limited appointment who is required to report to a designated work site (particularly when all other employees are restricted from coming into the workplace), other than their personal residence, and only for those specific dates and times that such onsite reporting is required during a public health emergency. Mandatory employees include, but are not limited to, employees in positions that

directly impact: (i) public health and patient care, (ii) public safety, (iii) operation of critical infrastructure and facilities, (iv) operation and safety of sensitive research labs and ongoing care for research animals and the custody or care of persons or property whom the State has a duty to continue to serve. Mandatory employees may also be referred to as "essential employees." Defines State agency or agency as the legislative, executive, and judicial branches of State government and their departments, divisions, and other units; also includes the University of North Carolina. Other defined terms include epidemic, high-risk employees, isolation, pandemic, quarantine, and social distancing.

Deems it the responsibility of each agency to consult public health officials at all levels to determine what actions the agency should take. Requires agencies to (1) comply with and adhere to any control measures, orders, or instructions from public health agencies to prevent communicable disease transmission; (2) require management and employees to follow public health guidelines; and (3) immediately inform management and other employees, and the local health department, of any evidence of communicable disease in the workplace that could seriously endanger employees' and others' health.

Mandates that each agency head predetermine and designate mandatory operations and mandatory employees to staff the operations even when isolation, quarantine, and social distancing are public health control measures that may be required to protect public health during a communicable disease pandemic or epidemic.

Allows mandatory employees to be excused from work if the employee is high risk, as defined; isolated, quarantined, ill, or subject to other public health control measures; or required to care for an immediate family member who is isolated, quarantined, or ill or who requires the employee's care due to the closure of a public or private school, a day care center, or an elder care facility. Grants supervisors discretion in excusing mandatory employees who are parents or guardians and required to stay home with underage children because of the closure of care or school facilities. Provides for compulsion of mandatory employees to return to work for compelling reasons if operational needs change, excluding employees with documented advice by a health care provider to quarantine due to exposure.

Requires agency heads to maintain a list of mandatory employees along with an alternative plan in case those employees are unable to work, as specified. Requires agencies to notify so designated employees.

Provides for hazard pay for mandatory employees of at least time and a half or an equivalent in compensatory time when an agency is closed or when management determines that only mandatory employees are required to report to a specific work site. Grants agency heads discretion to determine other appropriate compensation options. Requires compensatory time to be used within 24 months of award; the time expires and cannot be paid out or transferred. Requires agencies to make every effort to give employees the opportunity to use compensatory time.

Provides for disciplinary action against mandatory employees for willful failure to report for or remain at work, including termination. Provides for appeals of a denial of exemption or any disciplinary action.

Defines the scope of the statute to include all State employees.

Makes conforming change to GS 126-8, concerning minimum leave granted to State employees.

Amends GS 126-34.02 to include among the issues that can be heard as contested cases, a mandatory employee's denial of an exemption, the adequacy of hazard pay, and any disciplinary action under new GS 126-8.6.

Directs the Legislative Research Commission to study the practices of private and local government employers regarding hazard pay and report to the 2021 General Assembly upon its convening.

Appropriates \$5 million from the General Fund to the Office of State Budget and Management for the 2020-21 fiscal year to fund mandatory hazard pay and to implement the act's provisions. Effective July 1, 2020.

Intro. by Peterson, Garrett.

APPROP, STUDY, GS 126

[View summary](#)

Courts/Judiciary, Court System, Employment and Retirement, Government, Budget/Appropriations, General Assembly, Public Safety and Emergency Management, State Agencies, UNC System, Office of State Budget and Management, State Government, Executive, State Personnel, Health and Human Services, Health, Public Health

S 741 (2019-2020) **TIER 1 ECONOMIC STIMULUS GRANT PROGRAM**. Filed May 14 2020, *AN ACT TO ESTABLISH AN ECONOMIC STIMULUS GRANT PROGRAM FOR TIER 1 COUNTIES*.

Appropriates \$150 million in nonrecurring funds for 2020-21 from the General Fund to the Department of Commerce (DOC). Require DOC to establish an economic stimulus grant program for counties designated as a development tier one area for the 2020 calendar year. Requires the program to be used to provide funds to assist local governments in: (1) conducting laborshed studies for areas or regions from which employment centers draw commuting workers in order to assist various entities in understanding the workforce characteristics of local labor markets, (2) identifying, planning assistance for, and developing regional low-wealth corridors, (3) studying and addressing disparities experienced by women- and minority-owned businesses, and (4) other programs and activities designed to increase prosperity and ameliorate economic distress in development tier one areas.

Intro. by deViere, Fitch, Lowe.

APPROP

[View summary](#)

Business and Commerce, Development, Land Use and Housing, Community and Economic Development, Government, Budget/Appropriations, State Agencies, Department of Commerce, Local Government

S 742 (2019-2020) **INCREASE VETERANS ACCESS TO HEALTH CARE**. Filed May 14 2020, *AN ACT TO EXPRESS THE GENERAL ASSEMBLY'S INTENT TO INCREASE VETERANS ACCESS TO HEALTH CARE IN NORTH CAROLINA BY EXPANDING ELIGIBILITY FOR THE MEDICAID PROGRAM TO VETERANS WITH A MODIFIED ADJUSTED GROSS INCOME THAT IS BELOW ONE HUNDRED PERCENT OF THE FEDERAL POVERTY LEVEL*.

States the NCGA's intent to expand Medicaid eligibility to the following population of the State's veterans: (1) veterans with a modified adjusted gross income below 100% of the federal poverty level; (2) veterans who are 19 or older, and under 65; (3) veterans who are not entitled to or enrolled in Medicare benefits under Part A or Part B of Title XVIII of the federal Social Security Act; and (4) veterans who are not otherwise eligible for Medicaid coverage under the North Carolina State Plan as it existed on January 1, 2020. Defines a veteran as a State resident who is entitled to any benefits or rights under the laws of the US by serving in and discharging honorably from the US Armed Forces.

States the NCGA's intent that the costs associated with Medicaid expansion to the veteran population described above be paid entirely from the following and without federal assistance: (1) the General Fund; (2) an increase in assessments on hospitals similar to the Hospital Provider Assessment Act; and (3) a tax on prepaid health plan premiums and an assessment on managed care organizations operating in this State.

Appropriates \$250,000 in nonrecurring funds for 2020-21 from the General Fund to the Department of Health and Human Services, Division of Health Benefits, for planning and preparation related to implementation of the Medicaid coverage described in this act.

Intro. by deViere, Mohammed, Fitch.

APPROP

[View summary](#)

Government, Budget/Appropriations, State Agencies, Department of Health and Human Services, Health and Human Services, Health, Health Insurance, Social Services, Public Assistance, Military and Veteran's Affairs

S 743 (2019-2020) **EXPAND FIRE GRANT FUND**. Filed May 14 2020, *AN ACT TO APPROPRIATE ADDITIONAL FUNDS TO THE NORTH CAROLINA VOLUNTEER FIRE DEPARTMENT FUND FOR TARGETED RELIEF TO FIRE DEPARTMENTS LOCATED IN ECONOMICALLY DISADVANTAGED AREAS*.

Appropriates \$5 million in nonrecurring funds from the General Fund to the Department of Insurance for the 2020-21 fiscal year to be allocated to the Volunteer Fire Department Fund. Requires separate accounting of the appropriated funds.

Makes the procedures and requirements of GS 58-87-1, concerning grants from the Volunteer Fire Department Fund, apply to grants made using appropriated funds, with the following modifications. Limits grants to counties designated as development tier one in the most recent annual ranking. Requires applicant match of funds at \$1 for every \$3 of grant funds. Caps grants at \$50,000.

Effective July 1, 2020.

Intro. by deViere, Fitch, Lowe.

[APPROP](#)

[View summary](#)

[Government, Budget/Appropriations, Public Safety and Emergency Management, State Agencies, Department of Insurance](#)

S 744 (2019-2020) [POLLUTER PAYS](#). Filed May 14 2020, *AN ACT TO MAKE PERSONS CAUSING OR CONTRIBUTING TO CONTAMINATION RESPONSIBLE FOR COSTS OF CLEANUP AND PROVISION OF ALTERNATIVE WATER SUPPLIES TO PERSONS WITH WATER SUPPLIES AFFECTED BY SUCH CONTAMINATION AND TO PROHIBIT AN ELECTRIC PUBLIC UTILITY FROM RECOVERING COSTS RELATED TO THE MANAGEMENT OF COAL COMBUSTION ASH AND UNLAWFUL DISCHARGES FROM COAL ASH PONDS.*

Identical to [S 651](#), filed 4/3/19.

Amends GS 143-215.3, which establishes the general and auxiliary powers of the Environmental Management Commission (Commission) and the Department of Environmental Quality (DEQ). Authorizes the Secretary of DEQ (Secretary) to order persons causing or contributing to water or air pollution that is causing danger to the health or safety of the public, revealed by an investigation pursuant to Article 21 (Water and Air Resources) or Article 21B (Air Pollution Control) of GS Chapter 143, to immediately reduce or discontinue the emission or discharge, or take other necessary measures or omissions, within a period of time specified at the discretion of the Secretary. Permits the Secretary to order the person to provide alternate water supplies or to establish a permanent replacement water supply to persons with water supplies damaged by the water or air pollution in question at the discretion of the Secretary. Specifies that the establishment of a permanent replacement water supply must be by connection to a public water supply, unless an affected household opts for a whole house filtration system that the responsible person will be required to install and maintain. Additionally, the Secretary is authorized to assess the person causing or contributing to the pollution in question for any actual and necessary costs incurred by the State in removing, correcting, or abating any adverse effects upon the water or air resulting from the pollution for which the person is responsible. Authorizes the Secretary to file a civil action in superior court in the county where the pollution in question occurred or where the person resides or has its principal place of business to recover sums assessed if a person refuses or fails to pay within a reasonable time.

Amends GS 143-215.2, which authorizes the Commission to issue a special order or other instrument to any person responsible for causing or contributing to any pollution of state waters within an area for which standards have been adopted pursuant to GS 143-214.1 or GS 143-215. Adds to the Commission's authority to issue special orders by specifying that a special order can include a requirement that the responsible person provide temporary alternate or permanent replacement water supplies to persons with supplies damaged by the water pollution in question.

Amends GS 62-133.13, adding a new provision prohibiting electric public utilities from recovering from the retail electric customers of the state costs incurred on or after January 1, 2014, that are related to the management of coal combustion residuals disposed of in coal combustion residuals surface impoundments, including costs associated with complying with the coal ash management provisions of Part 2I of Article 9 of GS Chapter 130A. Modifies existing language to now prohibit electric public utilities from recovering from the retail electric customers of the state costs incurred on or after January 1, 2014, that are related to an unlawful discharge to the surface waters of the state from a coal combustion residuals surface impoundment, unless the Commission determines the discharge was due to an event of force majeure (currently, this provision is not limited to costs incurred on or after a certain date). Specifies that "costs related to unlawful discharges to the surface waters of the state" includes any corrective actions required of the electric public utility under state or federal law. Removes

the provision providing that "unlawful discharge" is the discharge that results in a violation of state or federal surface water quality standards. Makes organizational changes.

Appropriates \$75,000 from the General Fund to DEQ to implement the act.

Exempts the act from the provisions of GS 143C-5-2, concerning the order of appropriations bills.

Intro. by Garrett, Marcus.

[APPROP, GS 62](#)

[View summary](#)

Environment, Environment/Natural Resources, Government, Budget/Appropriations, State Agencies, Department of Environmental Quality (formerly DENR), Public Enterprises and Utilities

S 745 (2019-2020) [SMALL BUSINESS CAPITAL IMPROVEMENT ACCOUNT](#). Filed May 14 2020, *AN ACT TO ALLOW SMALL BUSINESSES TO ELIMINATE STATE INCOME TAXES ON A PORTION OF REVENUE IF USED FOR CAPITAL EXPENDITURES*.

Amends GS 105-153.5 (modifications to adjusted gross income) as title indicates. Adds to subsection (b) (other deductions) new subdivision (7a) allowing small businesses, as defined, to deduct a percentage of revenue used for capital expenditures, also defined, the percentage of which is determined by the amount of adjusted gross income. Adds to subsection (c) (additions to adjusted gross income) new subdivision (7a) requiring a taxpayer to include the amount deducted in a prior taxable year pursuant to (b)(7a) if the amount was withdrawn and not used to pay for capital improvements.

Effective for taxable years beginning on or after January 1, 2020.

Intro. by Garrett, deViere, Searcy.

[GS 105](#)

[View summary](#)

Business and Commerce, Government, Tax

S 746 (2019-2020) [ADVISORY PANEL ON CANCER RESEARCH RECS](#). Filed May 14 2020, *AN ACT IMPLEMENTING THE RECOMMENDATIONS OF THE ADVISORY PANEL ON CANCER RESEARCH AND APPROPRIATING FUNDS FOR THIS PURPOSE*.

Amends GS 130A-208 to designate the central cancer registry (registry) as the lead agency for cancer cluster inquiries and investigations in the State as provided in new GS 130A-208.1. Makes conforming and clarifying changes.

Enacts GS 130A-208.1, charging the registry with coordination of State-level efforts and activities related to cancer cluster inquiries and investigations to maximize efficiency and effectiveness. Requires the Department of Health and Human Services (DHHS) to maintain a website designated to cancer cluster investigations that must identify and provide contact information for the cancer epidemiologist to serve as point of contact for the State-level cancer cluster activities.

Enacts GS 130A-208.2 to require the registry to employ and retain a cancer epidemiologist to be primarily responsible for the coordination and communication of State-level cancer cluster activities. Details the powers and duties of the cancer epidemiologist, including leading State-level cancer cluster inquiries and investigations, conducting routine cancer surveillance activities, proactively monitoring cancer rates statewide, and developing and disseminating reports.

Enacts GS 130A-208.3 to direct the registry to establish and periodically update an enhanced statewide cancer cluster protocol for addressing suspected cancer clusters within the State based on the most current CDC guidelines. Requires collaboration with the Cancer Cluster Subcommittee, established by the act. Details four minimum components of the protocol, including incorporating the best practices for all phases of cancer cluster assessment, and state and local infrastructure needs.

Enacts GS 130A-33.52, creating the Cancer Cluster Subcommittee of the Advisory Committee on Cancer Coordination and Control (Subcommittee). Details Subcommittee membership and meeting requirements. Requires the Subcommittee to provide advice and assistance on the enhanced statewide cancer cluster protocol and any State-level cancer cluster activities being conducted across the State.

Directs the Central Cancer Registry to develop and implement a one-year pilot project by October 1, 2020, to establish a statewide environmental public health tracking web portal that allows users to view aggregated environmental health data. Requires Registry staff and the Occupational and Environmental Epidemiology Branch to work collaboratively with the cancer epidemiologist to develop and implement the portal. Requires the Registry to report the results of the pilot project to the specified NCGA committee by December 1, 2021, included projected annual costs.

Appropriates specified amounts from the General Fund to the Division of Public Health (DPH) for the 2020-21 fiscal year for the following purposes: (1) to create one full-time equivalent Cancer Epidemiologist position within the Registry dedicated to cancer cluster investigations, (2) to create one full-time equivalent public health educator II position within the Occupational and Environmental Epidemiology Branch to assist with communication during cancer cluster investigations, (3) to create one full-time equivalent geographic information systems analyst position within the Registry, (4) to create one full-time equivalent business and technology application specialist within the Registry for website support, (5) to create two full-time equivalent certified tumor registrar positions within the Registry, and (6) to purchase geographic information system software for the Registry. Prohibits the funds from supplanting other funding sources for the positions created. Effective July 1, 2020.

Effective October 1, 2020, unless otherwise provided.

Intro. by Sawyer, Perry, Johnson.

APPROP, STUDY, GS 130A

[View summary](#)

Environment, Government, Budget/Appropriations, General Assembly, State Agencies, Department of Environmental Quality (formerly DENR), Department of Health and Human Services, Health and Human Services, Health, Public Health

S 747 (2019-2020) \$15/HOUR MIN. PAY FOR NONCERT. SCH. EMPLOYEES. Filed May 14 2020, *AN ACT TO REQUIRE THE HOURLY RATE OF THE MINIMUM SALARY FOR NONCERTIFIED PUBLIC SCHOOL EMPLOYEES TO BE AT LEAST FIFTEEN DOLLARS PER HOUR.*

Requires the hourly rate of the minimum salary for all noncertified public school employees to be at least \$15 per hour and requires the State Board of Education (SBE) to increase the minimum of salary grades and ranges as necessary. Allows funds provided to local school administrative units under this act to be used to supplement the salaries of noncertified public school employees whose salaries are supported from non-State funds to meet the required \$15 per hour rate. Prohibits the funds from being used to supplant already provided funds.

Appropriates \$110 million in recurring funds for 2020-21 from the General Fund to the Department of Public Instruction to implement the act. Reenacts the provisions of the State Budget Act (GS Chapter 143C) and incorporates them into the act by reference. Specifies that except where expressly repealed or amended in this act, the provisions of any other act enacted in the 2019 Regular Session that expressly appropriates funds to an agency, department, or institution covered by this act, remains in effect. Provides that if H966 (2019 Appropriations Act) becomes law and any provision of the act or the committee report conflict with this act, then this act controls.

Effective July 1, 2020.

Intro. by deViere, Garrett, Peterson.

APPROP

[View summary](#)

Education, Elementary and Secondary Education, Government, Budget/Appropriations, State Agencies, Department of Public Instruction

S 748 (2019-2020) EXPAND MIXED BEVERAGE SALE DURING PANDEMIC. Filed May 14 2020, *AN ACT AUTHORIZING THE CHAIRMAN OF THE ALCOHOLIC BEVERAGE CONTROL COMMISSION TO ALLOW CERTAIN SALES DURING THE*

CORONAVIRUS EMERGENCY.

Authorizes the Chairman of the ABC Commission (Chairman) to allow mixed beverage permittees to engage in retail sales for consumption off the premises, including delivery by the permittee, an employee of the permittee, or independent contractor. Makes coordinating authorizations concerning delivery service permittees. Allows the Chairman to set terms and conditions for the sales and deliveries, but requires that products sold or delivered under the provision to be (1) packaged in a container with a secure lid or cap and in a manner designed to prevent consumption without removal, (2) sold only with food, and (3) limited to two servings per meal or food item ordered.

Appropriates \$50,000 in nonrecurring funds from the General Fund to the ABC Commission for the 2019-20 fiscal year to cover the act's implementation.

Expires on the date that Executive Order 116, declaring a state of emergency to coordinate COVID-19 response, expires or is rescinded.

Intro. by Peterson, Chaudhuri.

APPROP

[View summary](#)

Alcoholic Beverage Control, Business and Commerce, Government, Budget/Appropriations, Public Safety and Emergency Management

S 749 (2019-2020) **RO FILLING STATIONS FOR NEW HANOVER SCHOOLS.** Filed May 14 2020, *AN ACT TO PROVIDE FUNDS FOR REVERSE OSMOSIS WATER FILTRATION FILLING STATIONS IN NEW HANOVER COUNTY SCHOOLS TO AMELIORATE DRINKING WATER CONTAMINATION FROM PER-FLUOROALKYL AND POLY-FLUOROALKYL SUBSTANCES.*

Requires up to \$600,000 of unexpended and unencumbered funds appropriated to the Department of Public Instruction for the 2019-20 fiscal year to be allocated to New Hanover County Schools for the 2020-21 fiscal year, rather than reverting to the General Fund. Requires the funds to be used to install at least 10 specified water filtration filling systems in every school. Details requirements for the installation, maintenance and supply of the filling stations, including that the number of filling stations be based on a school's average daily membership, and requiring installation by lease agreement of no more than 36 months. Makes the funds available until June 30, 2023. Effective June 30, 2020.

Intro. by Peterson.

UNCODIFIED, New Hanover

[View summary](#)

Education, Elementary and Secondary Education, Government, State Agencies, Department of Public Instruction, Health and Human Services, Health, Public Health

S 750 (2019-2020) **FUNDS/WATER & AMP SEWER BONDS FOR PRISON.** Filed May 14 2020, *AN ACT TO APPROPRIATE FUNDS TO PAY OFF THE PRINCIPAL OF WATER AND SEWER BONDS THAT WERE USED TO SET UP INFRASTRUCTURE FOR THE PRISON.*

Appropriates \$3,253,000 in nonrecurring funds for 2020-21 from the General Fund to Tyrell County to pay off the principal of water bonds that were used to set up prison infrastructure. Also appropriates \$2,074,000 in nonrecurring funds for 2020-21 from the General Fund to the Town of Columbia to pay off the principal of the sewer bonds that were used to set up prison infrastructure. Effective July 1, 2020.

Intro. by Steinburg.

APPROP, Tyrrell

[View summary](#)

Government, Budget/Appropriations

S 751 (2019-2020) [UI/WORK SHARING OPTIONS/FUNDS](#). Filed May 14 2020, *AN ACT ESTABLISHING A WORK SHARING OPTION FOR EMPLOYERS UNDER THE UNEMPLOYMENT SECURITY LAWS OF NORTH CAROLINA AND APPROPRIATING FUNDS FOR IMPLEMENTATION OF THE PROGRAM.*

Enacts Article 6, Work-Sharing and Short-Time Compensation, of GS Chapter 96. Establishes a short-time compensation program that allows employers to submit a short-time compensation plan for approval by the Division of Employment Security (Division) for an affected unit of the employer to avert layoffs and offer short-time compensation to workers in the affected unit under an approved plan.

Requires an employer to submit a signed, written short-time compensation plan (plan) to the Division for approval. Requires the Division to develop an application form that includes nine specified components, including (1) the affected units and employees covered; (2) the employees' usual weekly hours of work, as defined, and the employer's proposed reduction percentage during weeks covered by the plan, which must be between 10 and 60 percent; (3) certification of continued health and retirement benefits, as defined, during weeks covered by the plan; (4) certification that the aggregate reduction of work hours is in lieu of layoffs; and (5) the effective date and duration of the plan, which cannot exceed 12 months. Provides for flexibility in the application process for demonstrated good cause, such as modes of operation that preclude setting specific dates and hours in the application. Excludes overtime work from the term usual weekly hours of work, and prohibits the hours from exceeding 40.

Requires the Division to approve or disapprove the plan in writing within 30 days of receipt and to promptly notify the employer. Requires notice of disapproval to include specific reasoning. Allows submission of another plan after 90 days of disapproval.

Details parameters regarding the effective date and duration of the plan, allowing plans to expire earlier than the end of the twelfth calendar month after its effective date. Allows an employer to terminate the plan at any time upon written notice to the Division. Allows an employer to submit a new application at any time after the expiration or termination date of a plan.

Allows for the Division to revoke plan approval for good cause at any time. Requires revocation to be in writing and include specific reasoning. Provides that revocation terminates the plan on the date specified in the order. Authorizes the Division to periodically review plans to assure no good cause exists for revocation, such as failure to comply with the assurances given in the plan, unreasonable revision of productivity standards for the affected unit, conduct or occurrence tending to defeat the intent and effective operation of the plan, and violation of any criteria on which approval of the plan was based.

Details requirements and limitations regarding plan modification. Prohibits any modification from extending the original plan's expiration date. Requires reporting of any modification that is not substantial which does not require Division approval.

Details eligibility for short-time compensation and benefits included under an approved plan. Eligibility criteria are that the individual be monetarily eligible and not disqualified for unemployment compensation who: (1) during the week, is employed as a member of an affected unit under a prior approved plan and the plan is in effect with respect to the week for which compensation is claimed; (2) is available for his or her usual hours of work with the employer, including training; and (3) is deemed unemployed in any week during the duration of the plan when remuneration as an employee in an affected unit is reduced based on a reduction of the individual's usual weekly hours of work under an approved plan. Defines unemployment compensation to mean the unemployment benefits payable under new Article 6 other than short-time compensation including any amounts payable pursuant to an agreement under any federal law providing for compensation, assistance, or allowances with respect to unemployment. Sets the weekly compensation amount to be the product of the regular weekly unemployment compensation amount for a week of total unemployment multiplied by the percentage of reduction in the individual's usual weekly hours of work. Bars eligibility for combined benefits in any benefit year in an amount more than the maximum entitlement for regular unemployment compensation and payment for more than 52 weeks under the plan. Details further parameters and limitations for compensation, including relation to regular unemployment compensation and the impact of working or not working for a short-time employer and/or another employer during weeks covered by the plan.

Provides that short-time compensation benefits must be charged to an employers' experience rating accounts in the same manner as unemployment compensation charged under GS Chapter 96. Adds that employers liable for payments in lieu of contributions must have short-time compensation attributed to service in their employ in the same manner as unemployment compensation is attributed.

Deems an individual who has received all of the short-time compensation or combined unemployment compensation and short-time compensation available in a benefit year to be an exhaustee of extended benefits unless otherwise eligible for extended benefits.

Includes a severability clause.

Effective 60 days after the date the act becomes law. Applies to claims arising and plans submitted on or after February 15, 2020.

Effective July 1, 2020, appropriates \$100,000 from the General Fund to the Division of Employment Security for the 2020-21 fiscal year to implement the provisions of new Article 6, GS Chapter 96.

Intro. by Nickel.

APPROP, GS 96

[View summary](#)

Business and Commerce, Employment and Retirement, Government, Budget/Appropriations, State Agencies, Department of Commerce, Health and Human Services, Social Services, Public Assistance

S 752 (2019-2020) **VETERAN BUSINESS PARTICIPATION/TRACKING**. Filed May 14 2020, *AN ACT TO ENCOURAGE AND PROMOTE THE USE OF VETERAN CONTRACTORS IN STATE PURCHASING OF GOODS AND SERVICES, STATE CONSTRUCTION CONTRACTS, AND STATE INFORMATION TECHNOLOGY PROCUREMENT AND TO REQUIRE THE DEPARTMENT OF ADMINISTRATION TO COLLECT AND COMPILE THE DATA ON THE USE OF VETERAN BUSINESSES IN STATE CONTRACTS AND TO REPORT IT TO THE GENERAL ASSEMBLY.*

Expands state policy established in GS 143-48 to encourage and promote the use of veteran contractors in State purchasing of goods and services in addition to the other groups identified. Requires public entities to cooperate with the Department of Administration (Department) in efforts to use veteran contractors. Amends the annual reporting requirements of specified public entities to include the percentage of its contract purchases for goods and services that were from veteran-owned businesses in the report. Provides a statutory cross reference to define *veteran*. Makes technical changes.

Enacts GS 143-128.3A to establish state policy to encourage and promote the use of veteran businesses in State building projects. Similar to GS 143-48, as amended, defines *veteran* by statutory cross-reference. Requires all specified public entities to report to the Department specified information regarding contracts awarded to veteran businesses and outreach efforts made by the Department to identify veteran businesses capable of performing State building projects. Requires the Department to collect and compile the reported data from public entities to the specified NCGA committee and division by February 1 of each year.

Amends GS 143B-1361 to expand State policy concerning the purchase of goods and services relating to information technology to include the encouragement and promotion of the use of veteran contractors in the State agency procurement.

Appropriates \$50,000 in nonrecurring funds from the General Fund to the Department for the 2020-21 fiscal year to implement the act.

Effective July 1, 2020.

Intro. by deViere, Searcy, Fitch.

APPROP, GS 143, GS 143B

[View summary](#)

Business and Commerce, Government, Budget/Appropriations, State Agencies, Department of Administration, Local Government, Military and Veteran's Affairs

S 753 (2019-2020) [WATER INFRASTRUCTURE FUNDS](#). Filed May 14 2020, *AN ACT TO PROVIDE FUNDS FOR FINANCIALLY DISTRESSED PUBLIC ENTERPRISES.*

Appropriates \$5,427,000 in nonrecurring funds for 2019-20 from the General Fund to the Department of Environmental Quality to be allocated to the Division of Water Infrastructure for the following projects: (1) \$3,353,000 to Tyrrell County to fund payoff of principal for a federal loan for construction of a wastewater treatment plant and for emergency coverage of operating deficits in the County's water and wastewater system and (2) \$2,074,000 to the Town of Columbia to fund payoff of principal for a federal loan for construction of a wastewater treatment plant.

Intro. by Steinburg.

[APPROP, Tyrrell](#)

[View summary](#)

[Government, Budget/Appropriations, State Agencies, Department of Environmental Quality \(formerly DENR\), Public Enterprises and Utilities](#)

S 754 (2019-2020) [FUNDS/MOSQUITO ERADICATION](#). Filed May 14 2020, *AN ACT TO APPROPRIATE FUNDS FOR THE PURCHASE AND DISTRIBUTION OF MALATHION TO AID IN THE ERADICATION OF WIDESPREAD MOSQUITO INFESTATION.*

Appropriates \$75,000 in nonrecurring funds for 2020-21 from the General Fund to the Hyde County Health Department to be used as title indicates. Effective July 1, 2020.

Intro. by Steinburg.

[APPROP, Hyde](#)

[View summary](#)

[Government, Budget/Appropriations, Health and Human Services, Health, Public Health](#)

S 755 (2019-2020) [FUNDS/PLYMOUTH HEALTH CARE FACILITY](#). Filed May 14 2020, *AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A NEW HEALTH CARE FACILITY IN THE TOWN OF PLYMOUTH.*

Appropriates \$500,000 in nonrecurring funds for 2020-21 from the General Fund to Metropolitan Community Health Services, Inc., to be allocated to Agape Health Services to be used for a new health care facility located in Plymouth. Effective July 1, 2020.

Intro. by Steinburg.

[APPROP](#)

[View summary](#)

[Government, Budget/Appropriations, Health and Human Services, Health, Health Care Facilities and Providers](#)

S 756 (2019-2020) [FUNDING FOR EMERG. JUDGES AND CLERK NEEDS](#). Filed May 14 2020, *AN ACT TO APPROPRIATE FUNDS FOR EMERGENCY JUDGES, REMOTE WORKING TECHNOLOGY FOR CLERKS' OFFICES, AND TEMPORARY POSITIONS FOR CLERKS' OFFICES.*

Appropriates \$7,771,675 in nonrecurring funds for 2020-21 from the General Fund to the Administrative Office of the Courts to be allocated in specified amounts for: (1) costs associated with additional emergency judges needed for clearing the backlog of cases due to COVID-19; (2) purchase of 3,000 laptops for statewide court personnel to aide in remote working due to COVID-19; and (3) to hire temporary staff to help statewide clerks' offices manage the backlog of cases due to COVID-19. Defines COVID-19 as the Coronavirus disease 2019. Effective July 1, 2019.

Intro. by Nickel.

[APPROP](#)

[View summary](#)

**Courts/Judiciary, Court System, Government,
Budget/Appropriations, Public Safety and Emergency
Management**

S 757 (2019-2020) **APPOINTMENT OF NORTH CAROLINA SURGEON GENERAL**. Filed May 14 2020, *AN ACT ESTABLISHING THE POSITION OF NORTH CAROLINA SURGEON GENERAL; AUTHORIZING THE GOVERNOR TO APPOINT A NORTH CAROLINA SURGEON GENERAL TO SERVE AS THE STATE'S CHIEF PUBLIC HEALTH ADVOCATE; AND APPROPRIATING FUNDS TO THE OFFICE OF THE GOVERNOR FOR THE CREATION OF THIS POSITION.*

Enacts new Article 3E, North Carolina Surgeon General, in GS Chapter 147, providing as follows. Establishes the North Carolina Surgeon General to be appointed by the Governor and serve a term of four years. Requires that the Senate confirm the appointment, beginning January 1, 2024. Allows appointment to consecutive terms. Requires the Surgeon General to report to the Governor and work closely with the Secretary of the Department of Health and Human Services (Secretary) to ensure compliance with the Department of Health and Human Services strategic plans, policies, and implementation activities. Requires the Surgeon General to advise the Governor and Secretary on health policy and be a key spokesperson on public health issues. Sets out qualifications to be the Surgeon General, including being a physician licensed to practice in this state, and being a recognized leader in addressing the root causes of health disparities. Requires salary to be fixed by the Governor.

Appropriates \$150,000 in recurring funds for 2020-21 from the General Fund to the Office of the Governor to create the Surgeon General position.

Effective July 1, 2020.

Intro. by Nickel.

APPROP, GS 147

[View summary](#)

**Government, Budget/Appropriations, General Assembly,
State Agencies, Department of Health and Human Services,
State Government, Executive, Health and Human Services,
Health**

S 758 (2019-2020) **TRAMPOLINE PARK REGULATION/STUDY/FUNDS**. Filed May 14 2020, *AN ACT REGULATING TRAMPOLINE PARKS IN THIS STATE IN THE SAME MANNER AS ZIP LINES AND CHALLENGE COURSES BY REQUIRING THE OPERATOR TO OBTAIN LIABILITY INSURANCE AND DIRECTING THE DEPARTMENT OF LABOR TO STUDY TRAMPOLINE PARK FINANCIAL RESPONSIBILITY AND APPROPRIATING FUNDS FOR THAT PURPOSE.*

Amends Article 47 of GS Chapter 66, expanding the Article's provisions concerning financial responsibility at zip line and challenge courses to include trampoline parks. Defines trampoline park to mean a facility or facilities containing one or more trampolines that is open to the public and for which a fee is charged. Requires trampoline park owners or operators to carry insurance coverage of at least \$1 million per occurrence and \$2 million per aggregate against liability for injury to persons or property arising out of the facility's operation or use of the device. Requires proof of insurance as required under existing law. Exempts from the Article a trampoline installed at a private residence that is not open to the public and for which no fee is charged.

Directs the Department of Labor (Department) to study the financial liability of trampoline parks operating in NC and to report to the 2021 NCGA by June 30, 2021. Appropriates \$50,000 from the General Fund to the Department for the 2020-21 fiscal year to conduct the study. Effective July 1, 2020.

Intro. by Nickel.

APPROP, GS 66

[View summary](#)

**Business and Commerce, Government,
Budget/Appropriations, State Agencies, Department of Labor**

S 759 (2019-2020) [STUDENT-ATHLETE COMPENSATION/STUDY](#). Filed May 14 2020, *AN ACT TO PERMIT A STUDENT-ATHLETE TO RECEIVE COMPENSATION FOR THE USE OF HIS OR HER NAME, IMAGE, AND LIKENESS IN RELATION TO AN ATHLETIC PROGRAM AND TO PROHIBIT CERTAIN CONDUCT IN RESPONSE TO A STUDENT-ATHLETE RECEIVING COMPENSATION OR REPRESENTATION FROM AN AGENT; AND TO ESTABLISH THE STUDY COMMITTEE ON STUDENT-ATHLETE COMPENSATION AND TO PROVIDE FUNDS FOR CONSULTANT SERVICES FOR THE COMMITTEE.*

Enacts Article 37, Student-Athlete Compensation, of GS Chapter 116. States legislative findings and sets forth three defined terms.

Permits student-athletes to receive compensation for the use of the student-athlete's name, image, or likeness related to an athletic program at an *institution of higher education*, which is defined to include a constituent institution of UNC or a private college or university in the State. Defines *athletic program* to mean a sport program played at the collegiate level for which eligibility requirements for participation by a student-athlete are established by a national association for the promotion or regulation of intercollegiate athletics. Further, allows student-athletes to contract for athlete agent or attorney representation pursuant to state and federal law.

Prohibits an institution of higher education or an athletic group or organization with authority over intercollegiate athletics from providing a prospective student-athlete with compensation in relation to his or her name, image, or likeness; excludes scholarships.

Details specified retaliatory actions prohibited to be taken by institutions of higher education or groups or organizations with authority over intercollegiate athletics in response to a student-athlete taking action permitted by the statute. Prohibited actions include those taken against the student-athlete and the athletic team.

Establishes requirements regarding contracts entered into by student-athletes for compensation, including that there is no conflict with the team contract and disclosure of the compensation contract to a designated official for the institution of higher education. Requires the institution of higher education to disclose to the student-athlete or his or her representative any conflict identified in the compensation contract and the team contract. Further, prohibits a team contract from preventing a student-athlete from using the athlete's name, image, and likeness for a commercial purpose when the athlete is not engaged in official team activities.

Amends GS 78C-94 to modify the standard form of agency contract provided for student-athletes, conforming to the authorities now provided in new Article 37, GS Chapter 116. Makes conforming repeal of GS 78C-98(b)(6).

The above provisions are effective January 1, 2023, and apply to contracts entered into on or after that date.

Establishes the 18-member NC Study Committee on Student-Athlete Compensation (Committee). Details Committee membership and appointment, chairs, and meetings. Charges the Committee with studying and making recommendations on ensuring implementation of a fair and equitable system of compensation for student-athletes. Allows for contracting with an independent consultant as necessary. Requires consideration of at least five specified factors, including (1) whether receiving compensation will impact eligibility for scholarships or other financial assistance for student-athletes and (2) whether there continues to be significant limitations related to rules of athletic associations, conferences, or other groups or organizations with authority over intercollegiate athletics. Provides for member compensation and committee powers, expenses, staffing, and meeting location.

Appropriates \$10,000 from the General Fund to the NCGA to support the Committee's operations.

Requires the Committee to report to the 2021 Regular Session of the NCGA upon its convening. Terminates the Committee upon the earlier of its filing a final report or June 1, 2021.

The above provisions are effective July 1, 2020.

Intro. by Nickel, Lowe.

[APPROP, STUDY, GS 78C, GS 116](#)

[View summary](#)

[Business and Commerce, Courts/Judiciary, Civil, Civil Law, Education, Higher Education, Government,](#)

**Budget/Appropriations, General Assembly, State Agencies,
UNC System**

S 760 (2019-2020) **FUNDS TO STUDY ABATE OCULAR MELANOMA**. Filed May 14 2020, *AN ACT APPROPRIATING FUNDS TO STUDY AND ABATE OCULAR MELANOMA IN NORTHERN MECKLENBURG COUNTY*.

Appropriates \$100,000 in nonrecurring funds for 2020-21 from the General Fund to the Department of Health and Human Services to be allocated to the Nicholas School of the Environment at Duke University to study the potential causes of and solutions for abating ocular melanoma in the towns of Huntersville and Cornelius and the surrounding area. Requires coordination with the North Carolina Policy Collaboratory in conducting the study and requires employing the specified strategies recommended by the North Carolina Policy Collaboratory. Requires a report on the results of the study to the specified NCGA committee on or before December 1, 2021. Effective July 1, 2020.

Intro. by Marcus.

APPROP, STUDY

[View summary](#)

**Education, Higher Education, Government,
Budget/Appropriations, State Agencies, UNC System, Health
and Human Services, Health**

S 761 (2019-2020) **HUNTERSVILLE OCULAR MELANOMA STUDY FUNDS**. Filed May 14 2020, *AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF HUNTERSVILLE TO STUDY AND ABATE FREQUENT CASES OF OCULAR MELANOMA IN THE AREA*.

Identical to [H 1083](#), filed 5/14/20.

Appropriates \$100,000 in nonrecurring funds from the General Fund to the Town of Huntersville for the 2020-21 fiscal year to be used as the title indicates. Effective July 1, 2020.

Intro. by Marcus.

APPROP, STUDY, Mecklenburg

[View summary](#)

**Government, Budget/Appropriations, Health and Human
Services, Health**

S 762 (2019-2020) **CLARIFY MOTOR VEHICLE CAUSE OF DEATH**. Filed May 14 2020, *AN ACT ESTABLISHING MOTOR VEHICLE COLLISION AS A DISTINCT CATEGORY OF DEATH OVER WHICH THE MEDICAL EXAMINER HAS JURISDICTION TO INVESTIGATE AND REQUIRING THAT MOTOR VEHICLE COLLISION BE LISTED AS A DISTINCT CAUSE OF DEATH ON THE CERTIFICATE OF DEATH; AND APPROPRIATING FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF PUBLIC HEALTH, VITAL RECORDS SECTION, TO UPDATE CERTIFICATE OF DEATH FORMS ACCORDINGLY*.

Amends GS 130A-383 to require that upon a person's death due to motor vehicle collision, that the medical examiner of the county in which the deceased's body is found be notified.

Amends GS 130A-385 to require the medical examiner to state on the certificate of death when the manner of death was a motor vehicle collision. Makes statute language gender neutral.

The above provisions apply to all deaths occurring on or after October 1, 2020.

Appropriates \$5,000 in nonrecurring funds from the General Fund to the Division of Public Health, Vital Records Section, to update the State's certificate of death form to include collision by motor vehicle as a manner of death. Effective July 1, 2020.

Intro. by Edwards, Sawyer, Daniel.

APPROP, GS 130A

[View summary](#)

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

S 763 (2019-2020) [PAY EQUITY FOR ESSENTIAL EMPLOYEES](#). Filed May 14 2020, *AN ACT TO PROVIDE AN INCOME TAX BENEFIT FOR ESSENTIAL EMPLOYEES FOR INCOME EARNED FOR NECESSARY SERVICES DURING TIMES OF EMERGENCY.*

Adds the following to the deductions permitted for individual income tax under GS 105-153.5. Allows for a deduction of a percentage of income that is earned by an essential employee and derived from activities for which the employee is deemed essential during the period of March 28, 2020, to December 31, 2020. Defines essential employee to mean an employee working in a critical infrastructure sector identified in the specified federal advisory list published by the federal Cybersecurity & Infrastructure Security Agency. Sets the percentage at 50% for the first \$110,000 of income, and 70% for the remainder. Effective for taxable years beginning on or after January 1, 2020.

Intro. by Smith, Nickel.

GS 105

[View summary](#)

Government, Public Safety and Emergency Management, Tax

S 768 (2019-2020) [EASTERN TRIAD WORKFORCE DEVELOPMENT FUNDS](#). Filed May 14 2020, *AN ACT TO APPROPRIATE FUNDS FOR THE EASTERN TRIAD WORKFORCE SOLUTIONS COLLABORATIVE.*

Appropriates \$9 million in nonrecurring funds for 2020-21 from the General Fund to Community Foundation of Greater Greensboro, Inc., for the Eastern Triad Workforce Solutions Collaborative to be used for a pilot apprenticeship program in targeted industries throughout the Eastern Triad region. Effective July 1, 2020.

Intro. by Garrett.

APPROP

[View summary](#)

**Development, Land Use and Housing, Community and
Economic Development, Employment and Retirement,
Government, Budget/Appropriations**

S 771 (2019-2020) [RESTORE EDUCATIONAL SALES TAX HOLIDAY](#). Filed May 14 2020, *AN ACT TO REENACT THE SALES AND USE TAX HOLIDAY FOR SCHOOL SUPPLIES.*

As title indicates. Effective July 1, 2020.

Intro. by Garrett, Chaudhuri, Nickel.

GS 105

[View summary](#)

**Education, Elementary and Secondary Education,
Government, Tax**

S 779 (2019-2020) [PPE FOR WORKING INMATES AND PRISON PPE REPORT](#). Filed May 14 2020, *AN ACT TO REQUIRE THAT INMATES WORKING IN A STATE PRISON OR FOR CORRECTION ENTERPRISES BE PROVIDED PERSONAL PROTECTIVE EQUIPMENT DURING THE CURRENT STATE OF EMERGENCY; TO DIRECT THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF ADULT CORRECTION AND JUVENILE JUSTICE, TO REPORT TO THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON JUSTICE AND PUBLIC SAFETY REGARDING ITS DISTRIBUTION OF PERSONAL PROTECTIVE EQUIPMENT DURING THE CURRENT STATE OF EMERGENCY; AND TO APPROPRIATE FUNDS.*

Identical to [H 1076](#), filed 5/14/2020.

Requires the Department of Public Safety, Division of Adult Correction and Juvenile Justice (Division) to provide personal protective equipment to inmates who are working in a State prison or for Correction Enterprises and requires providing personal protective equipment, to the extent possible, to all other inmates. Expires on the earlier of the date the Governor rescinds Executive Order No. 116, or March 1, 2021.

Requires the Division, by October 1, 2020, to report on its distribution of personal protective equipment during the COVID-19 emergency (the time between March 10, 2020 and the date that the Division submits its report) to the specified NCGA committee.

Appropriates \$100,000 in nonrecurring funds for 2020-21 from the General Fund to the Division for personal protective equipment and inmate medical costs caused by the COVID-19 emergency. Effective July 1, 2020.

Intro. by Murdock, Waddell, Peterson.

APPROP, UNCODIFIED

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

[View summary](#)

S 792 (2019-2020) UI MODIFICATIONS/INCREASE BENEFITS/FUNDS. Filed May 14 2020, *AN ACT AMENDING THE EMPLOYMENT SECURITY LAWS BY INCREASING BENEFIT ELIGIBILITY TO A TWENTY-SIX WEEK PERIOD AND THE MAXIMUM WEEKLY BENEFIT AMOUNT TO FOUR HUNDRED FIFTY DOLLARS, BASING THE CALCULATION OF THE BENEFIT AMOUNT ON THE AVERAGE OF THE TWO HIGHEST PAID QUARTERS, PROVIDING BENEFITS IN CASES WHERE AN INDIVIDUAL LEAVES EMPLOYMENT FOR SPOUSAL RELOCATION OR HEALTH REASONS OR DUE TO AN UNDUE HARDSHIP, AND APPROPRIATING FUNDS TO INFORM THE PUBLIC OF THESE CHANGES; AND AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE FEASIBILITY OF ESTABLISHING A SHORT-TERM COMPENSATION PROGRAM TO BENEFIT EMPLOYERS AND EMPLOYEES.*

Identical to [H 1075](#), filed 5/14/2020.

Amends GS 96-14.2, changing the weekly benefit amount for total unemployment. Now, provides for the weekly benefit amount to equal the average of the wages paid to the individual in the two highest paid quarters of the individual's base period divided by 52 and rounded to the next lower whole dollar (previously, was equal to the wages paid in the last two completed quarters of the individual's base period, divided and rounded as described). Also increases the cap for the weekly benefit amount from \$350 to \$450.

Amends GS 96-14.3, eliminating the current duration parameters for unemployment benefits. Instead, establishes a standard maximum period of 26 weeks for any eligible individual entitled to receive unemployment benefits, unless expressly extended by state or federal law. Makes conforming changes to the total allowable benefits amount.

Amends GS 96-14.8 to expand the reasons for leaving work provided which do not disqualify an individual for benefits, and which are not chargeable to the employer's account. Adds instances where an individual leaves work due solely to a disability incurred or other health condition, whether or not related to work, so long as the individual shows an adequate disability of the employee, a minor in the legal custody of the individual, an aged or disabled parent of the individual, or a disabled member of the individual's immediate family, at the time of leaving, that prevented the employee from doing the greater of other alternative work at minimum wage or 85 percent of the individual's regular wage, and that the individual gave the employer reasonable notice of the disability or health condition. Adds instances where an individual is unable to accept a particular shift due to inability to obtain child care for a minor under 14 years of age in the legal custody of the individual or elder care for an aged or disabled parent of the individual. Finally, adds instances where an individual leaves work to accompany a spouse to a

new place of residence where the spouse has secured work in a location that is too far removed for the claimant reasonably to continue to work.

The above provisions apply to claims for unemployment insurance benefits filed on or after the date the act becomes law.

Appropriates \$100,000 from the General Fund to the Division of Employment Security for the 2020-21 fiscal year to conduct a statewide public information campaign concerning the act's modifications. Effective July 1, 2020.

Directs the Legislative Research Commission to study the feasibility of establishing an unemployment insurance work-sharing or short-term compensation program and report to the 2021 General Assembly upon its regular convening.

Intro. by Nickel, Chaudhuri.

APPROP, STUDY, GS 96

[View summary](#)

Business and Commerce, Insurance, Employment and Retirement, Government, Budget/Appropriations, General Assembly, State Agencies, Department of Commerce, Department of Health and Human Services, Health and Human Services, Social Services, Public Assistance

ACTIONS ON BILLS

PUBLIC BILLS

H 536: ABC OMNIBUS REGULATORY REFORM.

Senate: Withdrawn From Com

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

H 902: MILITARY-TRAINED/SPOUSE LICENSURE PRACTICES.

Senate: Withdrawn From Com

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

H 1038: OMNIBUS COVID-19 RESPONSE FUNDS. (NEW)

House: Withdrawn From Com

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

H 1070: CREDIT FOR CERTAIN MILK PRODUCERS.

House: Passed 1st Reading

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

H 1071: STATE/FEDERAL FUNDS FOR SCHOOL CONNECTIVITY.

House: Passed 1st Reading

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

H 1072: GSC TECHNICAL CORRECTIONS 2020.

House: Filed

House: Passed 1st Reading

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

H 1073: NC FREEDOM TO WORK ACT.

House: Filed

House: Passed 1st Reading

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

H 1074: OMITTED MEMBERSHIP SERVICE/TSERS/LGERS.

House: Filed

House: Passed 1st Reading

House: Ref to the Com on Pensions and Retirement, if favorable, Rules, Calendar, and Operations of the House

H 1075: UI MODIFICATIONS/INCREASE BENEFITS/FUNDS.

House: Filed

House: Passed 1st Reading

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

H 1076: PPE FOR WORKING INMATES AND PRISON PPE REPORT.

House: Filed

House: Passed 1st Reading

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

H 1077: BAN THE BOX FOR COVID-19 STATE OF EMERGENCY.

House: Filed

House: Passed 1st Reading

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

H 1078: FUNDING ASSISTANCE FOR SMALL-SCALE LANDLORDS.

House: Filed

House: Passed 1st Reading

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

H 1079: VARIOUS SALES TAX CHANGES.

House: Filed

House: Passed 1st Reading

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

H 1080: REVENUE LAWS RECOMMENDATIONS.

House: Filed

House: Passed 1st Reading

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

H 1081: UNC CAPITAL PROJECTS.

House: Filed

House: Passed 1st Reading

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

H 1082: ABC ADMINISTRATIVE PENALTIES/PED STUDY.

House: Filed

House: Passed 1st Reading

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

H 1083: HUNTERSVILLE OCULAR MELANOMA STUDY FUNDS.

House: Filed

House: Passed 1st Reading

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

H 1084: BOB JORDAN TEACHING FELLOWS RESTORATION ACT.

House: Filed

House: Passed 1st Reading

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

H 1085: FRONT LINE STATE EMPLOYEE HAZARD PAY/FUNDS.

House: Filed

House: Passed 1st Reading

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

H 1086: CREATE PRETRIAL RELEASE STUDY COMMITTEE.

House: Filed

House: Passed 1st Reading

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

H 1087: HEALTH CARE FUNDING REQUESTS/COVID-19 - 1.

House: Filed

House: Passed 1st Reading

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

H 1088: INVEST NC BOND ACT OF 2020.

House: Filed

House: Passed 1st Reading

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

H 1089: ADOPT RHODODENDRON AS STATE SHRUB.

House: Filed

House: Passed 1st Reading

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

H 1090: FUNDS/STATE AGENCIES FOR LOSS OF RECEIPTS.

House: Filed

House: Passed 1st Reading

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

H 1091: TEACHNC LICENSE PLATE.

House: Filed

House: Passed 1st Reading

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

H 1092: HEALTH CARE FUNDING REQUESTS/COVID-19 - 2.

House: Filed

House: Passed 1st Reading

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

H 1093: FUNDS FOR EMERGENCY RELEASE NOTIFICATIONS.

House: Filed

House: Passed 1st Reading

House: Ref to the Com on Energy and Public Utilities, if favorable, Appropriations, if favorable, Rules, Calendar, and Operations of the House

H 1094: PROTECT ST. EMP. & AMP CONTRACTOR RIGHTS/FUNDS.

House: Filed

House: Passed 1st Reading

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

H 1095: POLICY AND FUNDING FOR PREVIOUS JPS REQUESTS.

House: Filed

House: Passed 1st Reading

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

H 1096: UNC OMNIBUS CHANGES/UNC FUNDS.

House: Filed

House: Passed 1st Reading

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

H 1097: SUPERSEDING ORDERS/DOMESTIC VIOLENCE.

House: Filed

House: Passed 1st Reading

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

H 1098: MISDEMEANORS/MANDATE FIRST APPEARANCES.

House: Filed

House: Passed 1st Reading

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

H 1099: AGTECH CLUSTER FUNDS.

House: Filed

House: Passed 1st Reading

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

H 1100: RELIEF FOR BUSINESS/RELIGIOUS ORGS/COVID-19.

House: Filed

House: Passed 1st Reading

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

H 1101: UNCG/NC A&T/GUILFORD CO. FUNDS/UNC.

House: Filed

House: Passed 1st Reading

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

H 1102: DEFECTIVE AGRICULTURAL EQUIPMENT.

House: Filed

House: Passed 1st Reading

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

H 1103: 2020 OMNIBUS APPROPRIATIONS ACT.

House: Filed

House: Passed 1st Reading

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

H 1104: ACCESS TO AFFORDABLE HEALTH COVERAGE FOR ALL.

House: Filed

House: Passed 1st Reading

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

H 1105: COVID/SUPPLEMENTARY G.R.E.A.T. GRANT PERIOD.

House: Filed

House: Passed 1st Reading

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

H 1106: JUDICIAL DISCRETION OF FTA RELEASE CONDITIONS.

House: Filed

House: Passed 1st Reading

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

H 1107: NCSSM TUITION GRANT PROGRAM.

House: Filed

House: Passed 1st Reading

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

H 1108: PFAS CONTAMINATION MITIGATION MEASURES.

House: Filed

H 1109: PFAS MANUFACTURE/USE/SALE BAN.

House: Filed

H 1110: PFAS STUDIES.

House: Filed

H 1111: SUNSHINE AMENDMENT.

House: Filed

H 1112: 2020 OMNIBUS APPROPRIATIONS ACT.

House: Filed

H 1114: 2020 OMNIBUS APPROPRIATIONS ACT.

House: Filed

H 1115: RETIREMENT ALLOWANCE BENEFICIARY FLEXIBILITY.

House: Filed

H 1116: ENHANCING ACCESSIBILITY TO TEACHER PROF. DEV.

House: Filed

H 1117: PROTECT CHILD CARE WORKERS/COVID-19 PANDEMIC.

House: Filed

H 1118: STUDY ON FIXED IN-STATE TUITION PLAN FOR UNC.

House: Filed

H 1119: FOOD WASTE REDUCTION ACT.

House: Filed

H 1120: UNC/CC/HUNGER FREE CAMPUS INITIATIVE.

House: Filed

H 1121: LEGISLATIVE TRANSPARENCY.

House: Filed

H 1122: PROVIDE AFFORDABLE BROADBAND ACCESS TO NC.

House: Filed

H 1123: STUDY OF RETENTION OF K-12 TEACHERS.

House: Filed

H 1124: FUNDING FOR NC HOUSING TRUST FUND.*House: Filed***H 1125: WSSU/ONLINE EDUCATION/CARES ACT FUNDS.***House: Filed***H 1126: ENABLING OPPORTUNITY SCHOLARSHIP REPORTING.***House: Filed***H 1127: UNC STUDENT LEASE HOLD HARMLESS.***House: Filed***H 1128: STUDENT-ATHLETE COMPENSATION/STUDY.***House: Filed***H 1129: ENSURE A SOUND BASIC EDUCATION.***House: Filed***H 1130: INVEST IN A SOUND BASIC EDUCATION.***House: Filed***H 1131: TEACHER PIPELINE DEVELOPMENT.***House: Filed***H 1132: STUDY ON K-12 STUDENT RETENTION.***House: Filed***H 1133: UI/FLEXIBILITY FOR INTERSTATE WORK.***House: Filed***H 1134: HOUSING AND FORECLOSURE PREVENTION ASSISTANCE.***House: Filed***H 1135: HOUSING & UTILITIES ASSISTANCE/COVID-19.***House: Filed***H 1136: FUNDS FOR NCSSM-MORGANTON CAMPUS.***House: Filed***H 1137: NONPROFIT SALES TAX EXEMPTION.***House: Filed***H 1138: ADVISORY PANEL ON CANCER RESEARCH RECS.***House: Filed***H 1139: LOCAL BOARDS OF EDUCATION BUDGET FLEXIBILITY.***House: Filed***H 1140: LABOR/DOMESTIC WORKERS' BILL OF RIGHTS/FUNDS.***House: Filed***H 1141: STUDY IMPLICIT BIAS PROGRAM/MATERNAL HEALTH.***House: Filed***H 1142: BENEFIT PARITY FOR EMS/TSERS/LGERS.**

House: Filed

H 1143: MODIFY TAX ON MARIJUANA PRODUCTS.

House: Filed

H 1144: CARES ACT FUNDS FOR WINSTON-SALEM.

House: Filed

H 1145: FARMING MODERNIZATION ACT.

House: Filed

H 1146: PROF. TEACHERS & AMP ADMINS. ACCOUNTABILITY ACT.

House: Filed

H 1147: AMEND SPAY/NEUTER PROGRAM ELIGIBILITY.

House: Filed

H 1148: RESTORE MASTER'S PAY FOR CERTAIN TEACHERS.

House: Filed

H 1149: POLICE NOTICE OF PERSON W/ IDD IN VEHICLE.

House: Filed

S 709: ADOPT RHODODENDRON AS STATE SHRUB.

Senate: Withdrawn From Com

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

S 715: 2020 REDISTRICTING COUNTY CLUSTER PROCESS.

Senate: Passed 1st Reading

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

S 717: PED/MILITARY OCCUPATIONAL LICENSURE.

Senate: Passed 1st Reading

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

Senate: Withdrawn From Com

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

S 718: VARIOUS SALES TAX CHANGES.

Senate: Passed 1st Reading

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

Senate: Withdrawn From Com

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

S 719: RETIREMENT PROTECTION ACT.

Senate: Passed 1st Reading

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

Senate: Withdrawn From Com

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

S 720: GSC CONFORMING AMENDS./2019 LAND-USE CHANGES.

Senate: Passed 1st Reading

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

Senate: Withdrawn From Com

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

S 721: NC A&T STATE UNIVERSITY/AG/DOCTORAL FUNDS.

Senate: Passed 1st Reading

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

Senate: Withdrawn From Com

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

S 722: UMSTEAD EXEMPT/DAIRY/NC A&T STATE UNIVERSITY.

Senate: Passed 1st Reading

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

S 723: PED STUDY - DPS/HEALTH SERVICES/FUNDS FOR FTE.

Senate: Passed 1st Reading

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

Senate: Withdrawn From Com

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

S 724: PED OVERSIGHT/EPP CHANGES.

Senate: Passed 1st Reading

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

Senate: Withdrawn From Com

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

S 725: PED/LOW-PERFORMING SCHOOL DISTRICTS.

Senate: Passed 1st Reading

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

S 726: PED REPORT/STUDENT FINANCIAL ASSISTANCE.

Senate: Passed 1st Reading

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

Senate: Withdrawn From Com

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

S 727: REVENUE LAWS RECOMMENDATIONS.

Senate: Passed 1st Reading

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

Senate: Withdrawn From Com

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

S 728: FUNDING ASSISTANCE FOR SMALL-SCALE LANDLORDS.

Senate: Passed 1st Reading

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

Senate: Withdrawn From Com

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

S 729: GSC MODERNIZE PARTITION LAWS.

Senate: Passed 1st Reading

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

Senate: Withdrawn From Com

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

S 730: THE NO PATIENT LEFT ALONE ACT.

Senate: Passed 1st Reading

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

S 732: CREATE MEDICAID ACCESS TO DOULA SERVICES.

Senate: Passed 1st Reading

Senate: RefTo Com On Rules and Operations of the Senate

S 733: UNC CAPITAL PROJECTS.

Senate: Passed 1st Reading

Senate: RefTo Com On Rules and Operations of the Senate

Senate: Withdrawn From Com

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

S 734: REINSTATE EARNED INCOME TAX CREDIT.

Senate: Filed

S 735: STUDY GENX HEALTH IMPACTS.

Senate: Filed

S 736: WILLIAMSTON EMERGENCY FACILITIES FUNDS.

Senate: Filed

S 737: BAN USE OF METHYL BROMIDE IN LOG FUMIGATION.

Senate: Filed

S 738: EMERGENCY ARTS COUNCIL FUNDING.

Senate: Filed

S 739: PERSONAL DELIVERY DEVICE/PDD/DELIVERY ROBOTS.

Senate: Filed

S 740: FRONT LINE STATE EMPLOYEE HAZARD PAY/FUNDS.

Senate: Filed

S 741: TIER 1 ECONOMIC STIMULUS GRANT PROGRAM.

Senate: Filed

S 742: INCREASE VETERANS ACCESS TO HEALTH CARE.

Senate: Filed

S 743: EXPAND FIRE GRANT FUND.

Senate: Filed

S 744: POLLUTER PAYS.

Senate: Filed

S 745: SMALL BUSINESS CAPITAL IMPROVEMENT ACCOUNT.

Senate: Filed

S 746: ADVISORY PANEL ON CANCER RESEARCH RECS.

Senate: Filed

S 747: \$15/HOUR MIN. PAY FOR NONCERT. SCH. EMPLOYEES.

Senate: Filed

S 748: EXPAND MIXED BEVERAGE SALE DURING PANDEMIC.

Senate: Filed

S 749: RO FILLING STATIONS FOR NEW HANOVER SCHOOLS.*Senate: Filed***S 750: FUNDS/WATER & AMP SEWER BONDS FOR PRISON.***Senate: Filed***S 751: UI/WORK SHARING OPTIONS/FUNDS.***Senate: Filed***S 752: VETERAN BUSINESS PARTICIPATION/TRACKING.***Senate: Filed***S 753: WATER INFRASTRUCTURE FUNDS.***Senate: Filed***S 754: FUNDS/MOSQUITO ERADICATION.***Senate: Filed***S 755: FUNDS/PLYMOUTH HEALTH CARE FACILITY.***Senate: Filed***S 756: FUNDING FOR EMERG. JUDGES AND CLERK NEEDS.***Senate: Filed***S 757: APPOINTMENT OF NORTH CAROLINA SURGEON GENERAL.***Senate: Filed***S 758: TRAMPOLINE PARK REGULATION/STUDY/FUNDS.***Senate: Filed***S 759: STUDENT-ATHLETE COMPENSATION/STUDY.***Senate: Filed***S 760: FUNDS TO STUDY ABATE OCULAR MELANOMA.***Senate: Filed***S 761: HUNTERSVILLE OCULAR MELANOMA STUDY FUNDS.***Senate: Filed***S 762: CLARIFY MOTOR VEHICLE CAUSE OF DEATH.***Senate: Filed***S 763: PAY EQUITY FOR ESSENTIAL EMPLOYEES.***Senate: Filed***S 764: CTE PILOT FOR GUILFORD CO. SCHOOLS.***Senate: Filed***S 765: EDUCATION OMNIBUS.***Senate: Filed***S 766: REBUILD A BETTER NC BOND ACT.***Senate: Filed***S 767: COMBAT-INJURED VETERANS TAX FAIRNESS ACT.**

Senate: Filed

S 768: EASTERN TRIAD WORKFORCE DEVELOPMENT FUNDS.

Senate: Filed

S 769: MUNICIPAL BROADBAND EXPANSION.

Senate: Filed

S 770: MIXED BEVERAGES PERMIT FEES/REIMBURSE PORTION.

Senate: Filed

S 771: RESTORE EDUCATIONAL SALES TAX HOLIDAY.

Senate: Filed

S 772: DOMESTIC VIOLENCE VICTIMS SEPARATION WAIVER.

Senate: Filed

S 773: UNIVERSAL LICENSE RECOGNITION ACT.

Senate: Filed

S 774: PRISON SOCIAL DISTANCING AND REOPENING.

Senate: Filed

S 775: FUNDS/EST. BLACK WOMEN & GIRLS TASK FORCE.

Senate: Filed

S 776: COVID-19 SMALL FARMER RELIEF.

Senate: Filed

S 777: RESTRAINT PROHIBITION AND I WILL ACT.

Senate: Filed

S 778: UNC/CC/HUNGER FREE CAMPUS INITIATIVE.

Senate: Filed

S 779: PPE FOR WORKING INMATES AND PRISON PPE REPORT.

Senate: Filed

S 780: STUDY ON FIXED IN-STATE TUITION PLAN FOR UNC.

Senate: Filed

S 781: FREEDOM OF SPEECH/PRESS/EXERCISE OF RELIGION.

Senate: Filed

S 782: RAISE MERCHANDISE SALES LIMIT/CAMPAIGN FINAN.

Senate: Filed

S 783: FUNDS FOR NCSSM-MORGANTON CAMPUS.

Senate: Filed

S 784: ONLINE ORIENTATION/TRAINING FOR THE PUBLIC.

Senate: Filed

S 785: DISASTER FARM PRODUCTS DONATION TAX CREDIT.

Senate: Filed

S 786: BE HEARD IN THE WORKPLACE/FUNDS.

Senate: Filed

S 787: RESTORE MASTER'S PAY FOR TEACHERS.

Senate: Filed

S 788: SAVE OUR RESTAURANTS ACT.

Senate: Filed

S 789: HBCU/HMSI FUNDS/DOCT. PROG./TEACHING FELLOWS.

Senate: Filed

S 790: HBCU/HMSI FUNDS/DOCT. PROG./TEACHING FELLOWS.

Senate: Filed

S 791: FUNDS FOR NC PRE-K.

Senate: Filed

S 792: UI MODIFICATIONS/INCREASE BENEFITS/FUNDS.

Senate: Filed

LOCAL BILLS**H 85: EMISSIONS/ONSLow COUNTY.**

Senate: Withdrawn From Com

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

H 1113: EXPAND LOCAL OPTION SALES TAX FOR EDUCATION.

House: Filed

S 716: 30TH SENATORIAL DISTRICT LOCAL ACT-1.

Senate: Passed 1st Reading

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

S 731: 20TH SENATORIAL DISTRICT LOCAL ACT-1.

Senate: Passed 1st Reading

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

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