



## The Daily Bulletin: 2020-05-18

### PUBLIC/HOUSE BILLS

H 1129 (2019-2020) **ENSURE A SOUND BASIC EDUCATION**. Filed May 14 2020, *AN ACT TO CREATE NEW PROGRAMS AND MAKE CHANGES TO THE LAWS RELATED TO ELEMENTARY, SECONDARY, AND POSTSECONDARY PUBLIC SCHOOLS AND TO APPROPRIATE FUNDS*.

#### Part I.

Appropriates \$2.1 million in nonrecurring funds for 2020-21 from the General Fund to the Department of Public Instruction (DPI) for the purposes described in this act. Allocates: (1) \$1.5 million in additional recurring funds to DPI to expand the Advanced Teaching Roles Program in accordance with this act; and (2) \$600,000 in recurring funds to DPI for the establishment and operation of the Office of Equity Oversight as provided in this act.

Provides that the provisions of the State Budget Act are reenacted and incorporated into the act by reference.

Provides that except where expressly repealed or amended by this act, the provisions of other legislation enacted during the 2019 Regular Session expressly appropriating funds to an agency, department, or institution covered in this act, remain in effect.

Provides that if H966 (2019 Appropriations Act) becomes law and if there is a conflict with that act or the Committee Report, then this act controls.

Effective July 1, 2020.

#### Part II.

##### Section 2.1

Effective June 30, 2021, repeals the following laws related to the pilot program established to develop advanced teaching roles and organizational models that link teacher performance and professional growth to salary increases in selected local school administrative units for classroom teachers: Section 8.7 of SL 2016-94; Section 7.11(a) of SL 2017-57; Section 7.15(b) of SL 2017-57; and Section 7.9 of SL 2018-5.

Instead enacts GS 115C-311 with substantively similar provisions to the laws repealed. Directs the State Board of Education (State Board) to develop advanced teaching roles and organizational models that link teacher performance and professional growth to salary increases for classroom teachers in selected local school administrative units. Defines classroom teacher as a teacher who works in the classroom providing instruction at least 70% of the instructional day and who is not instructional support personnel. Details four purposes of the program, borrowing the identical language of Section 8.7 of SL 2016-94, as repealed. Requires the State Board, by September 15, 2020, and annually thereafter, to issue a Request for Proposal (RFP) for the program, and requires local boards to submit their proposals by October 15. Details information the RFP must require of proposals, borrowing much of the substantive requirements from Section 8.7 of SL 2016-94, as repealed, including descriptions of the program structure, descriptions of the advanced teaching roles and minimum qualifications, specified job responsibilities, notification requirements for local administrative units to inform employees and the public, the process for voluntary relinquishment of an advanced teaching role, salary supplement information, the implementation plan, plans for long-term financial sustainability, and a description of possible partnerships with local programs and institutions.

Requires the State Board to review the proposals and select local school units to participate in the program by December 15, 2020, and annually thereafter. Details criteria for the State Board's review and selection, to include the prioritization of available funds to a specified number of units with an average daily membership (ADM) from the previous year of 4,000 or fewer students, from 4,001 - 20,000 students, and more than 20,001 students. Requires approval of a proposal of any unit which is participating in an approved advanced teaching roles program pursuant to Section 8.7 of SL 2016-84 in the 20120-21 school year and whose application is not inconsistent with the statute. Requires all selected units to meet minimum criteria

established by the State Board consistent with the statute. Designates selected units as Advanced Teaching Roles units, and grants class size flexibility pursuant to subsection (i) of the statute to such units. Allows selected units to exceed the maximum class size requirements for grades K-3 subject to approval of the State Board.

Authorizes material revisions to a plan submitted by an Advanced Teaching Roles unit to the State Board only upon approval of the State Board.

Requires initially selected units to implement their approved plans beginning with the 2021-22 school year. Requires the State Board to review the unit for compliance every five years after the unit begins implementation. Grants the State Board authority to renew or terminate the plan and the unit's designation after its review and in its discretion. Requires the unit to provide any information or access requested by the State Board or a State Board selected independent research organization throughout the program.

Provides funds awarded to units are subject to availability and awarded for a term of up to three years at the discretion of the State Board. Limits eligibility to receipt of funding to one term. Details the restricted use of the funds, including use for the development of advanced teaching role plans, the development of specified professional development courses for teachers, transition costs associated with designing and implementing advanced teaching role models, and the development of the design and implementation of specified compensation plans.

Provides for the State Board to evaluate the program against six specified goals, at a minimum, through a contracted independent research organization during the first two years of the program and report on October 15, 2021, and October 15, 2022. Thereafter, requires the State Board to complete the program evaluation and provide the report annually, beginning October 15, 2023. Specifies NCGA offices and committees to which the State Board must provide the reports.

Allows the State Board to authorize local boards participating in the program to use any available State funds to provide salary supplements to classroom teachers in an advanced teaching role so long as the unit complies with specified policies.

Amends GS 115C-105.25 to require that DPI's report to the specified NCGA committee and division also include information on the use of the budget flexibility provided to Advanced Teaching Roles schools.

Requires that funds appropriated to DPI by this act for the 2020-21 fiscal year be used to (1) support teacher compensation models and advanced teaching roles pursuant to Section 8.7 of SL 2016-94, as amended, and (2) develop implementation plans for teacher compensation models and advanced teaching roles pursuant to GS 115C-311, as enacted. Specifies that the funds do not revert at the end of the fiscal year and remain available until expended.

Requires that beginning with the 2021-22 fiscal year, funds appropriated DPI for the advanced teaching roles program be used to support teacher compensation models and advanced teaching roles, and to develop implementation plans for teacher compensation models and advanced teaching roles, pursuant to GS 115C-311, as enacted. Provides that, beginning in the 2021-22 fiscal year, funds appropriated to DPI for the program and for the evaluation of the program do not revert at the end of the fiscal year and remain available until expended.

Beginning in the 2020-2021 fiscal year, of the funds appropriated to DPI by the act, authorizes DPI to use up to 4% each fiscal year to evaluate the program, contract with an independent research organization to evaluate the program, or continue any preexisting contract with an independent research organization formed pursuant to Section 8.7 of S.L. 2016-94, as repealed. Provides that any remaining funds may be awarded to selected local units in accordance with the act to support teacher compensation models and advanced teaching roles and to develop associated implementation plans.

Effective July 1, 2020.

## Section 2.2

Creates a 14-member Opportunity Gap Task Force (Task Force). Members are to include three representatives and three senators appointed by the Speaker of the House and President Pro Tem respectively, with other members named. Directs the Task Force to study the opportunity gap, approaches to closing the gap in grades K-12, and plans to reduce it for described subgroups by July 1, 2031. Enumerates 13 elements to be considered in the study, including teacher development and innovative budgeting. Lists 13 entities invited to provide input to the Task Force, including parents, principals, and teachers affected by the opportunity gap and organizations that have demonstrated success in dealing with the opportunity gap. Sets out meeting, quorum, and other administrative requirements. Requires that the Task Force report to the specified NCGA committee by December 1, 2021. The Task Force is to terminate on the earlier of the filing of the final report or December 1, 2021.

### Section 2.3

Requires SBOE to consult with DPI in developing a plan to establish a statewide leadership academy to provide, at a minimum, mentoring and coaching services for in-service principals. Requires a report to the specified NCGA committee by January 15, 2021.

### Section 2.4

Requires the SBOE to develop a plan to reduce the percentages of the following categories of teachers and school-based administrators employed in high-poverty schools to the following levels within five school years: (1) Lateral entry teachers and teachers with an emergency license, limited license, residency license, or who are otherwise unlicensed, to less than 5% of all teachers in the school; (2) school-based administrators with less than full licensure, to less than 5% of all administrators in the school; (3) teachers with fewer than three years of teaching experience to less than 10% of all teachers in the school; and (4) administrators with fewer than three years of experience as a school-based administrator to less than 10% of all administrators in the public school unit. Defines high-poverty school as a public school that has 75% or more students that are eligible for federally subsidized free or reduced-cost school meals. Requires SBOE to report its plan to the specified NCGA committee by January 15, 2021.

### Section 2.5

Requires the SBOE to develop a plan to increase the racial and ethnic diversity of teachers in public schools to accurately reflect the racial and ethnic diversity of the student population. Requires a report to the specified NCGA committee by January 15, 2021.

### Section 2.6

Amends GS 115C-83.15(d) to increase the weight of the school growth score in calculating the total school performance scores that are used to determine school performance grades. Changes the school achievement score to account for 51% (was 80%), and school growth score to account for 49% (was, 20%) of the total school performance score.

Applies beginning with the 2021-22 school year.

### Section 2.7

Amends GS 115C-84.2(d) to allow a local board of education to align the school calendar with the calendar of a community college serving the city or county in which the unit is located.

Applies beginning with the 2021-22 school year.

### Section 2.8

Enacts new Article 6E, Office of Equity Oversight, in GS Chapter 115C. Establishes the Office of Equity Oversight (Office) within DPI to provide internal oversight within DPI and SBOE specific to compliance with the State's constitutional role to provide each child the opportunity to receive a sound basic education. Requires the Office to review educational policies, programs, and initiatives and provide an independent, objective source of information to be used in evaluating substantial compliance with sound basic education standards. Gives the Office authority to obtain full and unrestricted access to all records, information, and data in the possession of or legally available to DPI or SBOE. Requires the Office to report on specified information by January 15, 2021, and semiannually thereafter, to the specified NCGA committee. Requires the Office, prior to reporting any deficiencies in progress, to give DPI and SBOE ample notice of the deficiencies and an opportunity to correct or improve the deficiencies and requires the Office to report on any efforts to do so. Creates the Deputy Superintendent of Equity Oversight to serve as the chief officer of the Office of Equity Oversight. Sets out procedures for appointing and removing the Deputy Secretary. Expires July 1, 2031.

Provides that of the funds appropriated in Section 1.2(2) of this act, the Deputy Superintendent of Equity Oversight may appoint up to four full-time, 10-year time-limited positions to staff the Office and assist in the administration of the Deputy Superintendent's duties. Sets out additional provisions governing these positions.

Effective July 1, 2020.

### Section 2.9

Requires the SBOE to develop and establish an advisory committee to provide a specific recommendation for an expanded school accountability model that accurately reflects the effectiveness of each North Carolina public school. Requires the advisory committee to ensure compliance with requirements upon which federal funds are conditioned and consider the five specified additional accountability measures. Requires the advisory committee to begin its work by June 1, 2021. Requires SBOE to submit a final report to the specified NCGA committee by June 15, 2022.

#### Section 2.10

Effective July 1, 2020, amends GS 115C-105.25 to no longer prohibit local boards of education from transferring funds out of the teacher assistants allotment category. No longer prohibits positions from being transferred out of the allocation for program enhancement teachers for kindergarten through fifth grade. Now allows funds in the driver education allotment category to be transferred to another allotment category. Allows funds allotted for textbooks and digital resources to only be used to acquire textbooks and digital resources and related technology, including any hardware, software, or equipment or devices necessary for the use of the digital resources (was, to purchase textbooks and digital resources only).

Repeals Section 4(b) of SL 2018-2 (which effective July 1, 2021 would have prohibited transferring positions out of the allocation for classroom teachers for kindergarten through twelfth grade, except as specified).

#### Section 2.11

Requires SBOE, by July 1, 2021, in coordination and cooperation with the UNC Board of Governors and the North Carolina Independent Colleges and Universities, to revise its standards for school administrator preparation programs so that the standards align with National Educational Leadership Preparation Program Recognition Standards.

#### Section 2.12

Repeals the following, effective July 1, 2020, related to the Opportunity Scholarship Grant Program for scholarship grants to attend nonpublic schools: (1) GS 115C-562.2 (Scholarship grants); (2) GS 115C-562.3 (Verification of eligibility); (3) GS 115C-562.4 (Identification of nonpublic schools and distribution of scholarship grant information); (4) GS 115C-562.7(c) (concerning annual reporting requirements); and GS 115C-562.8(b) (appropriating specified amounts to the Opportunity Scholarship Grant Fund Reserve).

Effective July 1, 2021, repeals the following additional statutes related to the Opportunity Scholarship Grant Program: (1) GS 115C-562.1 (Definitions); (2) GS 115C-562.5 (Obligations of nonpublic schools accepting eligible students receiving scholarship grants); (3) GS 115C-562.6 (Scholarship endorsement); (4) GS 115C-562.7 (Authority reporting requirements); and (5) GS 115C-562.8 (The Opportunity Scholarship Grant Fund Reserve).

Effective July 1, 2020, decreases the funds appropriated to the Board of Governors for the Opportunity Scholarship Grant Fund Reserve as part of the base budget for the 2020-21 fiscal year by \$74,840,000.

Amends GS 115C-112.6 and GS 115C-595 by making conforming changes, effective July 1, 2021.

#### Part III.

Effective when the act becomes law, except as otherwise indicated.

**Intro. by Meyer, Clemmons, Ball, R. Smith.**

**APPROP, GS 115C**

[View summary](#)

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

H 1130 (2019-2020) **INVEST IN A SOUND BASIC EDUCATION**. Filed May 14 2020, *AN ACT TO APPROPRIATE FUNDS TO CREATE NEW PROGRAMS AND MAKE CHANGES TO THE LAWS RELATED TO EARLY CHILDHOOD EDUCATION INITIATIVES AND ELEMENTARY, SECONDARY, AND POSTSECONDARY PUBLIC SCHOOLS.*

#### Part I.

Appropriates \$139,201,964 for 2020-21 from the General Fund for the purposes described in this act, to be allocated to the Department of Public Instruction (DPI), University of North Carolina, Child Development and Early Education, and Public Health in the specified amounts, with some funds recurring and others nonrecurring. Requires the funds to be allocated in specified amounts for the following purposes: expand Disadvantaged Student Supplemental Funding, the Instructional Support Allotment, expand the School Connectivity Initiative, implement the requirements of Section 2.3 of the act (concerning funds for children with disabilities), provide assistance and turnaround support to continually low-performing schools through the regional support structure, supplemental funding to specified cooperative innovative high schools, to create and disseminate curriculum materials addressing racial bias in classroom instruction, the North Carolina Teaching Fellows Program Trust Fund to provide for additional slots for forgivable loans, study strategies for educator preparation programs of institutions of higher education to effectively and proactively adjust the size of their programs and the number of faculty and staff for each program (includes additional requirements for the study), support adding approximately 300 beginning teachers from low-performing and high-poverty schools to participate in NC NTSP each year (includes hiring additional teaching coaches and enable partnerships), increase the reimbursement rate for slots for the NC Pre-K program. the Smart Start local partnerships, increase recruitment and retention of quality early childhood educators through specified measures, and to the North Carolina Infant-Toddler Program for increased staffing and professional development.

Provides that the provision of the State Budget Act are reenacted and incorporated into the act by reference.

Provides that except where expressly repealed or amended by this act, the provisions of other legislation enacted during the 2019 Regular Session expressly appropriating funds to an agency, department, or institution covered in this act, remain in effect.

Provides that if H966 (2019 Appropriations Act) becomes law and if there is a conflict with that act or the Committee Report, then this act controls.

## Part II.

### Section 2.1

Requires that funds appropriated in this act for disadvantaged student supplemental funding be used only to: (1) provide instructional positions or instructional support positions; (2) provide professional development; (3) provide intensive in-school or after-school remediation, or both; (4) purchase diagnostic software and progress-monitoring tools, and (5) provide funds for teacher bonuses and supplements. Requires the State Board of Education (SBOE) to set a maximum percentage of the funds that may be used for this purpose and allows the SBOE to require local school administrative units receiving funding under the Disadvantaged Student Supplemental Fund to purchase the Education Value-Added Assessment System (EVAAS), with data to be used only for instructional and curriculum decisions made in the best interest of children and for professional development for their teachers and administrators.

Requires disadvantaged student supplemental funding (DSSF) to be allotted to a local school administrative unit based on the unit's eligible DSSF population and the difference between a teacher-to-student ratio of 1:21 and the listed teacher-to-student ratios that vary depending the county's wealth.

### Section 2.2

Requires the SBOE and DPI, in collaboration with the Friday Institute at North Carolina State University, to expand the School Connectivity Initiative to improve student access to broadband Internet outside the classroom, to minimally include the creation of a competitive grant program administered by DPI for 2020-21. Requires DPI to prioritize grant applications that emphasize effective methods of providing sustainable, broadband Internet access. Require recipients to report on progress. Allows DPI to use up to \$200,000 of the funds appropriated for the School Connectivity Initiative by this act to administer the program. Requires SBOE to include related specified information in its January 15, 2021, report.

### Section 2.3

Requires the SBOE to allocate additional funds for children with disabilities on the basis of \$4,567 per child for 2020-21. Sets out the criteria for calculating how much each local school administrative unit is to receive.

### Section 2.4

Requires DPI and SBOE to review historical turnaround efforts that have demonstrated measurable successful outcomes and apply the most effective methods in using the funds appropriated by this act for the turnaround of continually low-performing schools. Requires DPI to use its regional support structure and give special consideration to the use of the six specified measures, including: (1) school-driven, school-led improvement plans that are guided and supported by DPI; (2) transformation coaches to act as insider advocates of the school in offering consistent and sustained expertise and support in the implementation of improvement plans; and (3) cooperative models of communication and consensus building to the greatest extent possible, with the goal of fostering morale in order to reduce leadership and staff turnover. Requires a report to the specified NCGA committee by January 15, 2022.

#### Section 2.5

Requires the UNC Board of Governors of The University of North Carolina, to collaborate with the specified entities in developing a curriculum training program that ensures that the instruction provided by educators in the State's public schools is designed to eliminate or reduce racial bias in the classroom. Specifies what is to be included, at a minimum, in the curriculum. Requires the curriculum materials to be made available by July 1, 2021, to public and private educator preparation programs for free. Requires the curriculum to be incorporated into existing State programs in educator preparation and professional development for teachers.

Amends GS 115C-269.20 to require that all Educator Preparation Programs include instruction in the reduction of racial bias in the delivery of instruction in the classroom. Applies beginning with instruction provided to candidates entering an educator preparation program in the 2022-23 academic year.

#### Section 2.6

Amends Part 3 of Article 23 of GS Chapter 116, the North Carolina Teaching Fellows Program (Program), as follows. 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 participation by up to eight (was, five) institutions of higher education with approved educator preparation programs and requires that selections represent a diverse selection of both postsecondary constituent institutions of UNC and private postsecondary institutions operating in the State. Amends the Program's loan forgiveness so that it applies to loan recipients who within 10 years after graduation from a program leading to teacher licensure, serving as a teacher for every year the teacher was awarded the forgivable loan, in any combination of: (1) one year at a North Carolina public school identified as a high-poverty (was, low-performing) school at the time the teacher accepts employment at the school or, if the teacher changes employment during this period, at another school identified as high poverty (was, low-performing), or (2) two years at a North Carolina public school not identified as a high-poverty (was, low-performing) school. Applies to the administration of the Program on or after July 1, 2020.

#### Section 2.7

States the NCGA's intent to enact additional legislation on the following topics: (1) increased compensation for teachers, principals, assistant principals, and central office personnel; (2) minimum hourly salary of at least \$15 per hour for noncertified public school employees; (3) additional funding for professional development for teachers, administrators, and instructional support personnel; (4) universal, broadband internet access for public school students by the 2024-25 school year; (5) additional funding appropriated incrementally for students with disabilities until a sum sufficient is reached such the SBOE would be directed to allocate additional funds for children with disabilities on the basis of two and three-tenths times the average per pupil allocation for average daily membership, except for the allocation for children with disabilities and for the allocation for children with limited English proficiency, each local school administrative unit receives these funds for all children who are identified as children with disabilities; (6) additional funding appropriated incrementally until supplemental funding for low-wealth counties is equal to 110% of the statewide average local revenue per student; (7) additional funding appropriated incrementally for the limited English proficiency allotment category and to provide that these funds must be made available for all children identified as having limited proficiency in the English language; and (8) support early literacy development by appropriating funding that aligns with the 2007-08 fiscal year teacher assistant funding formula, adjusted for inflation.

#### Part III.

Effective July 1, 2020, unless otherwise indicated.

**Intro. by von Haefen, Gill, Hunt, Russell.**

[APPROP, GS 115C, GS 116](#)

[View summary](#)

**Education, Preschool, Elementary and Secondary Education, Higher Education, Government, Budget/Appropriations, State Agencies, Community Colleges System Office, UNC System, Department of Public Instruction, State Board of Education**

H 1134 (2019-2020) [HOUSING AND FORECLOSURE PREVENTION ASSISTANCE](#). Filed May 14 2020, *AN ACT TO PROVIDE FINANCIAL ASSISTANCE ON BEHALF OF INDIVIDUALS AFFECTED BY THE COVID-19 PANDEMIC TO PREVENT FORECLOSURES, TO ESTABLISH AN EMERGENCY HOUSING OFFICE WITHIN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, AND TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO STUDY AND PROVIDE DATA ON HOMELESS INDIVIDUALS AND INDIVIDUALS FACING HOMELESSNESS.*

Directs the State Controller to transfer \$100 million from the Coronavirus Relief Reserve to the Coronavirus Relief Fund (both established in SL 2020-4) for the 2019-20 fiscal year; appropriates \$100 million in nonrecurring funds from the Fund to the Home Protection Program Fund (Program Fund).

Directs the Housing Finance Agency (Agency) to use the appropriated funds for the Home Protection Program consistent with GS 122A-5.14, which establishes and provides for the administration of the Program Fund, with the following modifications.

Establishes eligibility criteria to require individuals to be an NC property owner experiencing financial hardship from job loss as a result of the COVID-19 pandemic and unable to make mortgage payments; currently enrolled in the State's unemployment programs; and have a household income no more than 350% of the federal poverty level. Provides for eligible participants to be awarded mortgage assistance funds directly paid to their mortgagee. Details loan requirements under the program, including setting a one member per household restriction, restricting the program to property owners whose property is their sole and primary residence, capping awards at \$40,000, and setting loan terms at ten years with a 0% interest rate. Requires the balance of the loan to be forgiven at the end of the loan term unless the property has been sold for profit, as defined. Provides for housing counseling referrals for participants. Adds that the rulemaking exemption regarding application guidelines and notice and hearing requirements of GS 122A-5.14(c) apply to the act, and requires the Agency to include program information in its annual report required under GS 122A-5.14(d).

Establishes the Emergency Housing Office (Office) within the Division of Social Services of the Department of Health and Human Services (DHHS). Charges the Office with the collection of data on the homeless and at risk population, coordination with DHHS and other federal and local governments on distributing emergency aid and resources, and the provision of resources and referrals to nonprofits and other entities that offer assistance to the homeless and at risk population. Requires DHHS to submit a report to the specified NCGA committee and division at least semiannually on specified homelessness data, service activities and demand, and any legislative and funding recommendations.

Requires unspent funds from the 2019-20 fiscal year to carry over to the 2020-21 fiscal year, appropriated to implement the act and requirements and limitations of the CARES Act.

Requires any funds awarded under the program and returned or repaid to be deposited to the Program Fund to implement the act and requirements and limitations of the CARES Act.

**Intro. by Autry, Holley, Harris, Butler.**

[APPROP](#)

[View summary](#)

**Development, Land Use and Housing, Property and Housing, Government, Budget/Appropriations, Public Safety and Emergency Management, State Agencies, Department of Health and Human Services, Office of State Controller, Health and Human Services, Social Services, Public Assistance**

H 1135 (2019-2020) [HOUSING & UTILITIES ASSISTANCE/COVID-19](#). Filed May 14 2020, *AN ACT TO APPROPRIATE FUNDS FROM THE CORONAVIRUS RELIEF FUND UNDER THE CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY (CARES) ACT TO PROVIDE ASSISTANCE TO INDIVIDUALS AT RISK OF LOSING CERTAIN TYPES OF HOUSING AND PROVIDE ASSISTANCE WITH HOUSING UTILITIES DUE TO THE COVID-19 PANDEMIC.*

Directs the State Controller to transfer \$100 million from the Coronavirus Relief Reserve to the Coronavirus Relief Fund (both established in SL 2020-4) for the 2019-20 fiscal year. Appropriates \$100 million in nonrecurring funds from the Fund to the Department of Health and Human Services (DHHS) for the 2019-20 fiscal year to provide housing or utilities assistance, housing navigation, and case management services on behalf of an individual or family that are homeless or precariously housed, at risk of losing housing, or in need of assistance with housing utilities due to the COVID-19 pandemic, as follows.

Provides for up to \$1,000 a month for up to six months for an individual or family who is at or below 80% of the Area Medium Income (AMI) for housing assistance. Defines housing assistance to include, but not limited to, assistance with hotel housing, rental security deposits, move-in costs, and application or management fees. Provides for utilities assistance at up to \$1,000 over a six-month period for an individual or a family who is at or below 50% AMI, or up to \$500 over a six-month period for an individual or a family who is at or between 50% AMI to 80% AMI. Requires apportionment of funds such that 75% of the funds for utilities assistance are used for the first class of described eligible participants. Permits utilities assistance funds to be used for utility deposits, arrears, or ongoing utility bills.

Requires DHHS to establish a COVID-19 Emergency Housing Rental and Utilities Assistance program (program) to provide funds, as feasible, to local providers of these housing and utilities services or assistance with the limitations that (1) the income limit is 80% AMI for housing assistance and at or between 51% AMI and 80% AMI for utilities assistance, with CARES Act IRS stimulus payments excluded from income calculation; (2) eligibility does not require children to reside in the home; and (3) there is no resource limit requirement.

Permits DHHS to use up to 5% of the appropriated funds for program administration.

Directs that any unspent funds be carried over to the 2020-21 fiscal year to implement the act and the requirements and limitation set out in the CARES Act.

Exempts DHHS from the rulemaking requirements of Article 2A, GS Chapter 150B in its implementation of the program.

Requires DHHS to report to the specified NCGA committees and division by March 1, 2021, regarding its use of State funds appropriated in the act.

Applies retroactively to housing or utilities expenses incurred on or after March 1, 2020. Expires December 30, 2020.

**Intro. by Autry, Holley, Harrison, Butler.**

**APPROP**

[View summary](#)

**Development, Land Use and Housing, Property and Housing, Government, Budget/Appropriations, Public Safety and Emergency Management, State Agencies, Department of Health and Human Services, Office of State Controller, Health and Human Services, Social Services, Public Assistance, Public Enterprises and Utilities**

H 1136 (2019-2020) [FUNDS FOR NCSSM-MORGANTON CAMPUS](#). Filed May 14 2020, *AN ACT TO APPROPRIATE FUNDS TO ESTABLISH AND OPERATE THE MORGANTON CAMPUS OF THE NORTH CAROLINA SCHOOL OF SCIENCE AND MATHEMATICS.*

Identical to [S 783](#), filed 5/14/20.

Enacts new GS 116-235.5 authorizing the Board of Trustees of the NC School of Science and Mathematics (NCSSM) to establish a western campus in Morganton.



Appropriates \$3,340,591 in recurring funds for 2002-21 from the General Fund to the UNC Board of Governors to be allocated to the NCSSM for operating funds, purchase of equipment and supplies, and for 46 new positions at the Morganton campus.

Appropriates \$2,608,160 in recurring funds for 200-21 from the General Fund to the Office of State Budget and Management to be held in a reserve for allocation for the Morganton campus. Prohibits releasing the funds until July 1, 2021, and requires certification that the campus is to begin operation with the admittance of the first class of students beginning with the 2022-23 school year. Allows funds to be used, beginning with the 2021-22 fiscal year for operating expenses, equipment and supplies, and personnel.

States the NCGA's intent to appropriate from the General Fund to UNC Board of Governors the specified amounts in the 2021-22, 2022-23, and 2023-24 fiscal years or any financial obligations incurred to open and operate the Morganton campus.

Provides that if H 966 (2019 Appropriations Act) becomes law, then this act controls if any provision of that act or Committee Report conflicts with this act,

Effective July 1, 2020.

**Intro. by Blackwell, Fraley, Ager, Dobson.**

[APPROP, GS 116](#)

[View summary](#)

[Education, Elementary and Secondary Education, Higher Education, Government, State Agencies, UNC System, Office of State Budget and Management](#)

H 1139 (2019-2020) [LOCAL BOARDS OF EDUCATION BUDGET FLEXIBILITY](#). Filed May 14 2020, *AN ACT TO ALLOW BUDGET FLEXIBILITY FOR LOCAL BOARDS OF EDUCATION FOR THE 2020-2021 FISCAL YEAR*.

Effective July 1, 2020, authorizes local boards of education to transfer and approve transfers of funds between allotment categories for the 2020-21 fiscal year, subject to eight detailed limitations, including barring transfers out of children with disabilities, students with limited English proficiency, and academically or intellectually gifted students categories, and barring transfers into the central office allotment category. Specifically allows for the transfer of funds in the driver's education allotment category pursuant to these provisions.

Directs the Department of Education (DPI) to study the implementation and impact of the act's budget flexibility guidelines and report to the specified NCGA committee and division by April 1, 2021. Details required information of the report.

Appropriates \$50,000 in nonrecurring funds from the General Fund to DPI for the 2020-21 fiscal year to conduct the study.

Effective July 1, 2020.

**Intro. by Lofton, Horn, Fraley, Clemmons.**

[APPROP, STUDY](#)

[View summary](#)

[Education, Elementary and Secondary Education, Government, Budget/Appropriations, State Agencies, Department of Public Instruction, Local Government](#)

H 1140 (2019-2020) [LABOR/DOMESTIC WORKERS' BILL OF RIGHTS/FUNDS](#). Filed May 14 2020, *AN ACT AMENDING THE LABOR LAWS TO ESTABLISH THE DOMESTIC WORKERS' BILL OF RIGHTS AND APPROPRIATING FUNDS FOR ENFORCEMENT OF THOSE RIGHTS*.

Enacts Article 24, Domestic Workers' Bill of Rights, of GS Chapter 95. Sets out three defined terms applicable to the Article. Defines domestic worker (worker) to mean a person employed in a home or residence for the purpose of caring for a child, services as a companion to a sick, convalescing or elderly person, housekeeping, or for any other domestic service purpose; excludes any individual engaged in companionship services, as defined by specified federal law, who is employed by an employer or agency other than the family or household using his or her services.

Establishes the right of a worker to at least 24 consecutive hours of rest in each calendar week, and six identified holidays. Bars requiring a worker to work on his or her day of rest or one of the holidays. Requires overtime compensation for hours worked on a day of rest or a holiday, or twice the worker's regular rate if the hours constitute hours worked beyond 40 hours in a work week. Provides for workers to have at least seven paid sick days and five vacation days each year; requires 30 days' notice before the first vacation day. Requires 21 days' notice of termination of the worker. Failure to provide this termination notice makes the employer liable to the employee for back pay and the value of the cost of any benefits the employee would be entitled, as specified, for up to 60 days of the employer's violation or one-half the number of days that the employee was employed by the employer, whichever is smaller.

Provides for civil enforcement by the worker, the Commissioner of Labor (Commissioner), or the Attorney General for any employer or an agent, or officer or agent of any corporation, who pays or provides or agrees to provide any worker less than the wages or benefits applicable under the Article. Provides for recoverable damages, including attorneys' fees, as well as liquidated damages for willful violations up to 25% of payment due. Details the Commissioner and Attorney General's enforcement authority. Sets the statute of limitations at six years. Establishes powers of the Commission to order compliance with the Article, directing due payment, and assessing civil penalties for repeat violations or willful or egregious violations at double the amount found to be due. Requires orders for direct payment be for full payment of wages, benefits and civil penalties due. Establishes civil penalties for violations other than payment due at \$1,000 for the first violation, \$2,000 for a second violation, and \$3,000 for subsequent violations thereafter. Details considerations relating to assessing the penalty amount. Includes a severability clause.

Appropriates from the General Fund to the Department of Labor and the Department of Justice \$200,000 each for the 2020-21 fiscal year to fund enforcement and educational efforts regarding the new Article. Effective July 1, 2020.

**Intro. by Hawkins, Alston.**

APPROP, GS 95

[View summary](#)

**Civil Law, Employment and Retirement,  
Budget/Appropriations, Department of Justice, Department of  
Labor**

H 1141 (2019-2020) **STUDY IMPLICIT BIAS PROGRAM/MATERNAL HEALTH**. Filed May 14 2020, *AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF PUBLIC HEALTH, OFFICE OF MINORITY HEALTH AND HEALTH DISPARITIES, TO STUDY WHETHER IMPLEMENTATION OF AN EVIDENCE-BASED IMPLICIT BIAS PROGRAM FOR HEALTH CARE PROVIDERS WOULD IMPROVE MATERNAL HEALTH AND REDUCE INFANT MORTALITY AMONG AFRICAN AMERICANS RESIDING IN NORTH CAROLINA; AND APPROPRIATING FUNDS FOR THIS PURPOSE.*

Requires the Department of Health and Human Services (DHHS), Division of Public Health, Office of Minority Health and Health Disparities (Office), to study whether implementing an evidence-based implicit bias program for all health care providers involved in perinatal care of patients within specified types of facilities would improve maternal health and reduce infant mortality rates among African Americans residing in the state. Requires the Office to assume that 10 specified components would be included in the program, including: (1) identification of previous or current unconscious biases and misinformation; (2) identification of personal, interpersonal, institutional, structural, and cultural barriers to inclusion; (3) corrective measures to decrease implicit bias at the interpersonal and institutional levels; (4) discussion on power dynamics and organizational decision making; and (5) discussion on health inequities within the perinatal care field.

Allows the Office to contract with an independent third party to conduct research for the study using funds appropriated to DHHS in this act. Requires the Office to report its findings to the specified NCGA committee by April 15, 2021.

Appropriates \$50,000 in nonrecurring funds for 2020-21 to the Office to conduct the study.

Effective July 1, 2020.

**Intro. by Hawkins, von Haefen.**

APPROP, STUDY

[View summary](#)

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

**Human Services, Health, Health Care Facilities and Providers,  
Public Health**

H 1142 (2019-2020) **BENEFIT PARITY FOR EMS/TSERS/LGERS**. Filed May 14 2020, *AN ACT TO ALIGN BENEFITS FOR EMERGENCY MEDICAL SERVICES PERSONNEL WITH BENEFITS FOR LAW ENFORCEMENT OFFICERS UNDER THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, THE SUPPLEMENTAL RETIREMENT INCOME PLAN, AND THE SEPARATE INSURANCE BENEFITS PLAN.*

Part I

Amends GS 135-5, concerning the Teachers and State Employees' Retirement System (TSERS), and GS 128-24, GS 128-27, and GS 128-30, concerning the Local Governmental Employees' Retirement System (LGERS), to provide for emergency medical services personnel (EMS personnel) benefits under each system. Defines EMS personnel under the TSERS system to mean all full-time employees of any State department, agency, or institution who meet the definition of *emergency services personnel* in GS 131E-155 (which defines the term as it related to EMS regulations) and under LGERS to mean all rescue squad workers and full-time employees of any employer participating in LGERS who meet the definition of emergency services personnel under GS 131E-155.

Expands GS 135-5(a)(4) and GS 128-24(5)b1. and b2., expanding the retirement provisions applicable to law enforcement officers to EMS personnel, effective July 1, 2020, which provide for retirement at age 50 with 15 more years of creditable service or at age 55 for five or more years of service. Additionally under LGERS, includes retirement for EMS personnel after 25 years of service with at least 15 years in a law enforcement capacity.

Enacts GS 135-5(b22) and GS 128-27(b23) to detail the service retirement allowance provided under each system for members retiring from service on or after July 1, 2020, under subsections (a) or (a1) of each statute, which include both standard retirement and early retirement. Provides for the allowance calculation of law enforcement officers, eligible former law enforcement officers, EMS personnel, and eligible former EMS personnel, based on age at retirement and years of creditable service, setting the base allowance at 1.82% under TSERS and 1.85% under LGERS of the member's average final compensation multiplied by the years of creditable service for those retiring after the member's 55th birthday with five years of creditable service, or after 30 years of creditable service regardless of age. Provides for reductions for early retirement. Additionally, provides for the allowance calculation of members who are not law enforcement officers, eligible former law enforcement officers, EMS personnel, and eligible former EMS personnel, based on age at retirement and years of creditable service, setting the base allowance at 1.82% under TSERS and 1.85% under LGERS of the member's average final compensation multiplied by years of creditable service for those retiring after the member's 65th birthday with five years of creditable service, or after 30 years of creditable service regardless of age, or after the member's 60th birthday after 25 years of creditable service. Provides for reductions for early retirement. Makes conforming and clarifying changes under each System.

Effective July 1, 2020, amends GS 135-5(m)(1) to extend the alternative benefit option for a survivor of an EMS personnel member of TSERS who had obtained 15 years of service as EMS personnel and was killed in the line of duty. Provides for the retirement allowance to be computed pursuant to new GS 135-5(b22)(1)b., notwithstanding the requirement for the member to have obtained the age of 50.

Effective July 1, 2020, amends GS 128-30(d)(9) to require the actuary under LGERS to now include EMS personnel in its determination of the required employer contribution rate for law enforcement officers, which can only be adjusted by adoption of the Board of Trustees at a rate no less than the normal contribution rate the actuary determines.

Part II

Makes the following changes to Article 12D of GS Chapter 143, expanding the Article to address separation allowances for EMS personnel in addition to law enforcement officers.

Amends GS 143-166.43 to expand the provisions regarding separation buyouts for law enforcement officers to make the provisions also applicable to EMS personnel.

Enacts GS 143-166.44 and GS 143-166.45 to provide for an annual separation allowance for state and local EMS personnel at a rate of 0.85% of the annual equivalent of the base rate of compensation most recently applicable to the individual for each

year of creditable service, as defined, and so long as at least 50% of the service is as EMS personnel, beginning in the month the individual retires on a basic TSERS or LGERS retirement under GS 135-5(a) or GS 128-27(a). Defines *EMS personnel* for purposes of State or local allowance. Details qualifying criteria, including that the individual must have either completed 30 years of creditable service or be 60 years old and completed 25 years of creditable service, the individual has not attained 62 years old, and the individual has completed at least five years of continuous service rendered on or after July 1, 2020, as EMS personnel immediately preceding service retirement; excludes disability breaks. Terminates payments upon the individual's death, the individual's 62nd birthday, or reemployment with the State, unless exempt from the Human Resources Act in an agency other than the one the individual retired from, or a local government employer in any capacity, respective to the allowance benefit statute the individual qualifies under. Clarifies that no other benefits are affected by the statute. Prohibits legislative increases in the State benefit. Charges the head of each State department, agency, or institution, or the governing body of the local government employer, with determining benefit eligibility. Allows for the Director of the Budget to make transfers within the respective State entity budgets to implement the State benefit. Regarding the local benefit, allows a local government to employ retired EMS personnel in a public safety position in a capacity not requiring LGERS participation or any equivalent sponsored retirement plan and not causing the local benefit payment to cease. Makes conforming, clarifying, and technical changes to the Article.

### Part III

Makes the following changes to Articles 12C and 12E of GS Chapter 143 expanding the Articles to address separation allowances for EMS personnel in addition to law enforcement officers.

Enacts GS 143-166.31 and GS 143-166.51 to require State and local governments to make monthly contributions the Supplemental Retirement Income Plan accounts of EMS personnel at a rate of 5% of the participant's compensation. Provides for rights of participants under the Uniformed Services Employment and Reemployment Rights Act concerning employment interruption and return. Provides for forfeiture pursuant to GS 135-18.10A and GS 128-38.4A.

Makes conforming, clarifying, and technical changes to the Articles.

Effective July 1, 2020.

### Part IV

Recodifies specified subsections of GS 143-166.60 as new GS 143-166.61, and a specified subsection of GS 143-166.60 as new GS 143-166.62. Makes the following changes to Article 12F, as reorganized. Now titles the Article as Separate Insurance Benefits Plan for State and Local Government Law Enforcement Officers and Medical Emergency Services Personnel (was, only Law Enforcement Officers).

Amends GS 143-166.60. Adds seven defined terms, including *law enforcement officer*, *former law enforcement officer*, *former emergency services personnel*, and *emergency services personnel*. Establishes a Separate Insurance Benefits Plan (Plan) as an employee welfare plan for the benefit of law enforcement officers, former law enforcement officers, EMS personnel, and former EMS personnel. Maintains administration provisions of the Plan, requiring joint administration by the Boards of Trustees of TSERS and LGERS through the NC Teachers' and State Employees' Benefits Trust established under GS 135-7(g) (2). No longer specifies the dedication of Trust assets nor bars creditor claims under this statute. Makes further clarifying and organizational changes.

Amends the recodified provisions of GS 143-166.61, making modifications to expand the benefits provided under the Plan to EMS personnel and former EMS personnel, including required group life insurance benefits, accidental line-of-duty death benefits, and optional employer health insurance contributions and rates. No longer includes required accident and sickness disability insurance benefits under the Plan. Clarifies that the death benefit is payable to the estate if there is no surviving spouse. Makes further clarifying changes.

Effective June 1, 2020.

### Part V

Appropriates \$44 million in recurring funds for the 2020-21 fiscal year from the General Fund to the Office of State Budget and Management to be placed in reserve to assist State agencies and local government employers in providing the benefits specified in the act.

Effective July 1, 2020.

**Intro. by Logan.**

APPROP, GS 128, GS 135, GS 143

[View summary](#)

**Government, Budget/Appropriations, Public Safety and  
Emergency Management, State Government, State Personnel,  
Local Government, Health and Human Services, Health,  
Health Care Facilities and Providers**

H 1144 (2019-2020) [CARES ACT FUNDS FOR WINSTON-SALEM](#). Filed May 14 2020, *AN ACT TO APPROPRIATE FEDERAL CARES ACT FUNDS TO THE CITY OF WINSTON-SALEM TO BE USED TO PREVENT COMMUNITY SPREAD OF COVID-19.*

Directs the State Controller to transfer \$30 million from the Local Government Coronavirus Relief Reserve to the Coronavirus Relief Fund. Appropriates \$30 million from the Coronavirus Relief Fund to the Office of State Budget and Management (OSBM) in nonrecurring funds for the 2020-21 year to be allocated to the City of Winston-Salem (City) to be used for expenditures consistent with the most recently published US Treasury Department guidance for the federal Coronavirus Relief Fund created under the CARES Act. Makes the City liable to the State for any misuse or mishandling of the funds and makes the funds subject to clawback and other appropriate measures. Makes City officers, officials, and employees who violate this act subject to a civil action by the State and holds them personally liable to reimburse the State. Requires the City to report quarterly beginning October 1, 2020, to OSBM on the use of allocated funds until all funds are expended and accounted for.

Makes the guidance, reporting, and audit requirements contained in specified provisions of SL 2020-4 (the 2020 COVID-19 Recovery Act) applicable to this act.

Effective July 1, 2020.

**Intro. by Montgomery, Terry.**

APPROP, Forsyth

[View summary](#)

**Government, Budget/Appropriations, Public Safety and  
Emergency Management, Health and Human Services,  
Health, Public Health**

H 1145 (2019-2020) [FARMING MODERNIZATION ACT](#). Filed May 14 2020, *AN ACT TO PROVIDE FUNDING FOR FARMERS IMPACTED BY THE COVID-19 PANDEMIC TO TRANSITION TO PRODUCTION OF ALTERNATE CROPS.*

Directs the State Controller to transfer \$50 million for 2019-20 from the Coronavirus Relief Reserve to the Coronavirus Relief Fund (Fund). Appropriates \$50 million in nonrecurring funds for 2019-20 from the Fund to the Office of State Budget and Management (OSBM) to be allocated and used as provided in this act. Specifies that the funds remain available to expend until December 30, 2020.

Requires that the funds be allocated to the Department of Agriculture and Consumer Services (Department) to provide grants to eligible farmers for eligible expenses associated with offsetting economic impacts of the COVID-19 emergency by conversion of farm production to production of marijuana for medical use. Defines an eligible expense as the purchase or lease of equipment needed for planting, cultivation, harvest, or on-farm processing of marijuana; chemicals, fertilizers, or other soil supplements or treatments needed to prepare or maintain the suitability of farmland for the cultivation of marijuana; and the costs of filing applications for and maintaining licenses needed for the cultivation, harvest, or on-farm processing of marijuana for medical use. Defines *eligible farmer* as a person with a qualifying farmer sales tax exemption or conditional qualifying farmer sales tax exemption whose average annual income from farming operations for the three preceding taxable years does not exceed \$200,000.

Allows the funds to only be used: (1) for purposes consistent with the April 22, 2020, "Coronavirus Relief Fund Guidance for State, Territorial, Local, and Tribal Governments" provided by the US Department of the Treasury or with any subsequent

revised guidance or act of Congress and (2) if H401, or other substantially equivalent legislation legalizing the use of marijuana for medical use in this state becomes law.

Requires the Department to report to the specified NCGA committee and division by August 1, 2020, on its distribution of the funds and by February 1, 2020, on the use of funds by recipients.

**Intro. by Montgomery.**

APPROP

[View summary](#)

**Agriculture, Government, Budget/Appropriations, Public Safety and Emergency Management, State Agencies, Department of Agriculture and Consumer Services, Office of State Controller**

H 1146 (2019-2020) **PROF. TEACHERS & ADMIN. ACCOUNTABILITY ACT.** Filed May 14 2020, *AN ACT TO APPROPRIATE FUNDS TO REFORM THE PUBLIC EDUCATION SYSTEM.*

Part I.

Enacts GS 135-5.5, permitting any member of the Teachers' and State Employees' Retirement System (TSERS) who became a member before July 1, 2020, who is a teacher, assistant principal, or principal, to make an irrevocable election to be compensated on the same salary schedule as a teacher, assistant principal, or principal hired on or after July 1, 2020, classified as a contemporary salary educator for benefit purposes.

Amends GS 135-1 to define a *contemporary salary educator* as (1) a member of TSERS who became a member on or after July 1, 2020, and who is a teacher, assistant principal, or principal or (2) a member of TSERS who became a member before July 1, 2020, who is a teacher, assistant principal, or principal, who elected to be compensated on the same salary schedule as a teacher, assistant principal, or principal hired on or after July 1, 2020.

Amends GS 135-5, setting TSERS retirement benefit guidelines for members who are contemporary salary educators. Permits the members to retire and receive an unreduced retirement allowance upon electronic submission of a written application to the Board of Trustees if the member is at least 65 and has at least five years of membership service, and sets a date for retirement in the application. Requires the date of retirement to be the first day of a calendar month and be at least one day and no more than 120 days subsequent to the application's filing. Sets the retirement benefit for contemporary salary educator members at an allowance equal to 1.82% of the member's average final compensation, multiplied by the number of years of creditable service. Makes conforming and clarifying changes to distinguish provisions regarding other members' retirement. Further amends GS 135-5 to exclude contemporary salary schedule educator members from the early service retirement benefit provisions. Makes language gender-neutral.

Effective July 1, 2020.

Part II.

Sets a monthly salary schedule for licensed public school personnel who are classified as teachers and contemporary salary schedule educators for the 2020-21, 2021-22, and 2022-23 fiscal years, based on years of experience, ranging from \$3,936 to \$5,596 for 2020-21, \$4,426 to \$6,292 for 2021-22, and \$4,977 to \$7,076 for 2022-23. Additionally sets forth salary supplements for licensed teachers who have NBPTS certification (12%), are classified as "M" teachers (10%), have licensure based on academic preparation at the six-year degree level (\$126 over the supplement provided to "M" teachers), have licensure based on academic preparation at the doctoral degree level (\$253 over the supplement provided to "M" teachers), and certified nurses (10%), as specified.

Requires that the first step of the salary schedule for school psychologists, school speech pathologists licensed at the master's degree level or higher, and school audiologists licensed at the master's degree level or higher, must be equivalent to the sixth step of the "A" salary schedule. Provides for a 10% salary supplement. Deems these employees eligible to receive salary supplements equivalent to those of teachers for academic preparation at the six-year degree level or the doctoral degree level.

Requires that the twenty-sixth step of the salary schedule for school psychologists, school speech pathologists licensed at the master's degree level or higher, and school audiologists licensed at the master's degree level or higher, must be 7.5% higher than the salary received by these same employees on the twenty-fifth step of the salary schedule.

Sets annual longevity payments for teachers, payable in one lump sum, at 1.5% of base salary for 10-14 years' service, 2.25% of base salary for 15-19 years' service, 3.25% of base salary for 20-24 years' service, and 4.5% of base salary for 25 or more years' service.

Repeals Section 9.1(d) of SL 2014-100, which deemed longevity pay to be included in the salary schedule beginning with the 2014-15 fiscal year.

Requires teachers paid under the salary schedule provided for the 2020-23 fiscal years to receive the greater amount of (1) the applicable amount provided in the salary schedule by the act or (2) the sum of the salary and annual bonus the teacher received in the 2014-15 school year under Section 9.1 of SL 2014-100.

Specifies that "teacher" includes instructional support personnel.

Appropriates from the General Fund to the Department of Public Instruction (DPI) \$748 million, \$1.6 billion, and \$2.6 billion in recurring funds for the 2020-21, 2021-22, and 2022-23 fiscal years to implement the above provisions.

Effective July 1, 2020.

### Part III.

Sets an annual salary schedule for principals classified as contemporary salary schedule educators for the 2020-21, 2021-22, and 2022-23 fiscal years, beginning July 1, 2020, based on the school's average daily membership with increases for meeting or exceeding growth, ranging from \$75,914 to \$109,316 for 2020-21; \$85,624 to \$123,299 for 2021-22; and \$95,334 to \$137,281 for 2022-23. Details placement based on the average daily membership of the respective school and school growth scores in two of the last three school years. Details parameters for determining average daily membership and growth scores.

Sets a monthly salary supplement for principals with certification based on academic preparation at the six-year degree level at \$126 and at the doctoral degree level at \$253.

Provides for longevity pay for principals as provided for State employees under the Human Resources Act.

Requires principals paid under the salary schedule provided for the 2020-23 fiscal years to receive the greater amount of (1) the applicable amount provided in the salary schedule by the act or (2) the salary the principal received in the 2016-17 school year under Section 9.1 or 9.2 of SL 2016-94.

Appropriates from the General Fund to DPI the following recurring funds: \$33 million for the 2020-21 fiscal year, \$68 million for the 2021-22 fiscal year, and \$103 million for the 2022-23 fiscal year to implement the above provisions.

Effective July 1, 2020.

### Part IV.

Provides for the following salary provisions applicable to assistant principals who are classified as contemporary salary schedule educators, applicable for the 2020-21, 2021-22, and 2022-23 fiscal years.

Provides that for each of the 2020-23 fiscal years, assistant principals are to receive a monthly salary based on the "A" teacher salary schedule plus 19%, with placement based on total years the assistant principal has spent as a teacher, assistant principal, or both. Deems an administrator with a one-year provisional assistant principal's certificate equivalent to an assistant principal.

Requires assistant principals with certification based on academic preparation at the six-year degree level to be paid a salary supplement of \$126 per month, and at the doctoral degree level to be paid a salary supplement of \$253 per month.

Provides for a 10-month stipend for participants in an approved full-time master's in-school administration program. Details limitations and required certification.

Provides that in lieu of the amounts of annual longevity payments to assistant principals paid on the assistant principal salary schedule, beginning with the 2017-18 fiscal year, the amounts of those longevity payments are included in the monthly amounts provided to assistant principals pursuant to the act.

Requires assistant principals paid under the salary schedule provided for the 2020-23 fiscal years to receive the greater amount of (1) the applicable amount provided in the salary schedule by the act or (2) the salary the assistant principal received in the 2016-17 school year under Sections 9.1 or 9.2 of SL 2016-94.

Appropriates from the General Fund to DPI the following recurring funds: \$21 million for the 2020-21 fiscal year, \$45 million for the 2021-22 fiscal year, and \$71 million for the 2022-23 fiscal year.

Effective July 1, 2020.

#### Part V.

Directs the State Board of Education (State Board) to adopt a minimum salary grade and range for permanent, full-time teacher assistants whose salaries are supported from State funds that is at least \$10,000 higher than the current minimum salary grade and range for teacher assistants, beginning July 1, 2020. Provides the same for part-time employees pro rata.

Appropriates from the General Fund to DPI \$250 million in recurring funds for the 2020-21 fiscal year to implement this provision.

Effective July 1, 2020.

#### Part VI.

Amends GS 115C-302.1 to require teachers to be paid on a monthly basis as much as he or she would earn as a principal employed by the local school administrative unit if the teacher declines an offer as principal of a school in the unit. Applies to offers for employment as principal extended on or after July 1, 2020.

#### Part VII.

Repeals the following session laws relating to teacher compensation models and advanced teaching roles: Section 8.7 of SL 2016-94, Section 7.11(c) of SL 2017-57, Sections 7.15(a) and (b) of SL 2017-57, Section 7.9 of SL 2018-5, and Section 2.6 of SL 2018-97. Replaces these provisions as follows.

Enacts GS 115C-311 directing the State Board to establish a statewide program for implementation in all local school administrative units that uses advanced teaching roles and organizational models linking teacher performance and professional growth to salary increases for classroom teachers. Defines *classroom teacher* to mean a teacher who works in the classroom providing instruction at least 70% of the instructional day and who is not instructional support personnel. Details four purposes of the program. Requires the State Board to include nine components in the program's implementation, including (1) descriptions of advanced teaching roles, including the minimum qualifications for the positions as specified; (2) processes for local units to inform employees and the public of the criteria and selection for advanced teaching roles and role relinquishment; and (3) salary supplement information, up to 30% of the teacher salary schedule. Allows for funds awarded to local units to be used for salary supplements for advanced teaching roles, development of advanced teaching role plans, development of professional development courses, transition costs for designing and implementing the models in schools, and development of the design and implementation of plans that focus on professional growth and students outcomes and the transition costs to new plans. Allows for local units receiving funding pursuant to the statute to exceed the maximum average and individual class size requirements for grades K-3.

Appropriates from the General Fund to DPI \$416 million in recurring funds for the 2020-21 fiscal year to implement the above provisions and to provide at least seven advanced teaching roles for each local unit.

Effective July 1, 2020.

#### Part VIII.

Repeals Section 8.22 of SL 2013-360 and Section 8.3 of SL 2014-100, which phase out certain education-based salary supplements.

Restricts those teachers and instructional support personnel who can be paid on the "M" salary schedule or receive a salary supplement for academic preparation at the six-year degree level or at the doctoral degree level for the 2019-20 school year and subsequently thereafter to: certified school nurses and instructional support personnel in positions that require a master's degree for licensure; teachers and instructional support personnel who were paid on that salary schedule or received that salary



supplement prior to the 2014-15 school year; teachers and instructional support personnel who complete a degree at the master's, six-year, or doctoral level with at least one course completed prior to August 1, 2013, and who have qualified for the salary supplement under the specified State Board policy that was in effect on June 30, 2013; and other teachers and instructional support personnel who spend at least 70% of their work time in either classroom instruction related to graduate preparation in their area of licensure or work within the employee's area of graduate academic preparation, with this class of teachers and instructional support personnel salary schedule determinations made on an annual basis. Excludes those with an advanced degree in school administration, unless qualified under the second or third described classes.

Appropriates from the General Fund to DPI the following recurring funds: \$8 million for the 2020-21 fiscal year, \$9 million for the 2021-22 fiscal year, and \$10.5 million for the 2022-23 fiscal year.

Effective July 1, 2020.

#### Part IX.

Enacts GS 115C-302.5, directing the State Board to establish rules for local school administrative units to grant interval educational sabbatical leave to classroom teachers according to years of service in State public schools. Allows for request of up to six months' leave between seven to ten years of service, 12 to 15 years of service, and 20 to 25 years of service. Allows for a one-year request after 25 years of service. Prohibits leave more frequently than every five years. Excludes instructional support personnel. Requires enrollment in an accredited institution of higher education for at least one course for an educational research project related to the classroom teacher's job, as specified, and requires the classroom teacher to file a copy of the completed research project with the school and superintendent.

Appropriates from the General Fund to DPI \$150 million in recurring funds for the 2020-21 fiscal year to implement the above provisions.

Effective July 1, 2020, and applies beginning with the 2020-21 school year.

#### Part X.

Amends GS 115C-300.1 to require the State Board to include in its new teacher guidelines provisions to require each new teacher with an initial professional license to have one mentor, with each mentor limited to one mentee, and to require each mentor to prepare all of the mentee's lesson plans while the mentee has fewer than two years of experience. Requires the mentor to observe and counsel the mentee during the two-year period, and requires the mentor to refer a mentee to the Teacher Support Program if he or she believes necessary. Mandates that DPI provide any referred teacher to the Teacher Support Program with weekly access to a counselor, psychologist, psychiatrist, or social worker for six months. Allows mentors to rerefer a mentee as necessary. Requires compensation of mentors to the extent funds are appropriated for that purpose.

Appropriates from the General Fund to DPI \$170 million in recurring funds for the 2020-21 fiscal year to provide a monthly stipend of \$1,500 for each mentor.

Effective July 1, 2020, and applies beginning with the 2020-21 school year.

#### Part XI.

Appropriates \$5 million in recurring funds from the General Fund to DPI for the 2020-21 fiscal year to provide support to the NC Center for the Advancement of Teaching for professional development programs for principals and assistant principals with a focus on the principal's role in recruitment and retention of high-quality teachers. Details required uses of the funds to prepare school leaders for the responsibility of providing teacher support and promoting teacher success, including creating a collaborative learning environment for teachers.

Directs DPI to report to the specified NCGA committee by September 15, 2021, and annually thereafter on the delivery and outcome of the program.

Effective July 1, 2020.

#### Part XII.

Amends Part 3 of Article 23 of GS Chapter 116, the North Carolina Teaching Fellows Program (Program), as follows. 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 participation by any HBCU that is a constituent institution of The University of North Carolina with an approved educator preparation program (EPPs) (previously, limited participation to five institutions of higher learning with approved EPPs selected by the Commission that represents 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). Defines *HBCUs* as institutions of higher education designated as Historically Black Colleges and Universities located in North Carolina. Specifically requires Program recruitment to include including attracting candidates attending HBCUs. Requires that the Program provide forgivable loans of up to \$1,875 per semester for students enrolled at a participating HBCU, to be awarded in addition to any other forgivable loans available under the Program. Requires information in the annual report on the Program to include data reported by overall students and by students who were enrolled in a participating HBCU. Makes technical and conforming changes.

Appropriates \$3,250,000 in recurring funds for 2021-22 from the General Fund to the Program for additional forgivable loans under the Program beginning with the 2021-22 academic year.

Effective July 1, 2020, and applies beginning with forgivable loans awarded for the 2021-22 academic year.

#### Part XIII.

Adds new Article 35, Loan Repayment Assistance Program for Teachers, in GS Chapter 116, providing as follows. Requires the State Education Assistance Authority (Authority) to administer the Loan Repayment Assistance Program for Teachers (Assistance Program). Allows eligible teachers to apply for a repayment assistance loan to repay all or a portion of the teacher's eligible debt. Loans are available for up to six years for eligible debt accrued toward an undergraduate degree and for up to six years for eligible debt accrued toward a graduate degree. Defines an *eligible teacher* as a classroom teacher currently licensed in North Carolina who is rated as "highly effective" (as defined) on the most recent North Carolina Teacher Evaluation instrument through the North Carolina Educator Evaluation System or the equivalent on an out-of-state teacher's state or district instrument. Defines *eligible debt* as the outstanding principal, interest, and related fees from loans obtained for undergraduate or graduate educational expenses made by government or commercial lending institutions or educational institutions (specifically excludes loans made by a private individual or family member). Requires an eligible teacher to have been employed in a local school administrative unit in the state for a least one year before applying and requires signing a letter of intent to remain employed in North Carolina public schools for at least four years following each year that the teacher receives a repayment assistance loan. Requires repayment in full, with interest, if the teacher fails to complete the repayment assistance period due to voluntarily leaving employment in a North Carolina public school and fails to secure other qualifying employment.

Sets loan amounts at up to \$8,500 per calendar year for an eligible teacher whose eligible debt was accrued toward an undergraduate or graduate degree at an institution of higher education designated as an HBCU at the time of enrollment and \$6,500 per calendar year for other eligible teachers. Requires forgiving the repayment assistance loan in the amount of each annual disbursement once the eligible teacher remains employed in a North Carolina public school for four years following the receipt of funds. Sets out requirements for documenting that funds were applied toward loan repayment. Sets out conditions under which an eligible teacher is no longer eligible for the program but is not required to repay the loan. Establishes the Teachers' Loan Repayment Assistance Fund (Fund), consisting of funds appropriated to or received by the Authority to provide repayment assistance loans through the Assistance Program, all funds received as repayment of loans, and all earned interest. Limits the use of the Fund to repayment assistance loans and the Authority's administrative costs. Requires the Authority annually, with the first report due by December 1, 2021, to the specified NCGA committee on the Fund and repayment assistance loans awarded from the Fund.

Appropriates \$7,310,000 in recurring funds for 2020-21 from the General Fund to the UNC Board of Governors to implement the provisions of this section. Allows the Authority to use up to \$810,000 of these funds in each fiscal year for administration of the program.

Effective July 1, 2020.

#### Part XIV.

Enacts GS 115C-269.53 to establish the Regional Education Task Force (Task Force) to study educator preparation programs at constituent institutions to assist in evaluating the programs. Requires the Task Force to consider data collected and published under GS 115C-269.50 for constituent institution educator preparation programs and any other data available on the effectiveness of the programs. Sets out membership appointment requirements, with members coming from specified constituents according to three geographical categories: Western, Piedmont, and Eastern regions. Membership terms are for one year. Sets out provisions governing filling vacancies, naming chairperson, establishing a quorum, and setting meeting requirements. Requires the Task Force to report annually to the specified NCGA committee on the data compiled and its evaluation of the educator preparation programs. Requires the first report by September 1, 2021.

#### Part XV.

Amends GS 115C-102.6A by requiring the State school technology plan to also include a plan to equip all students in grades 7-12 with personal learning technology. Requires the plan to include six specified elements, including: (1) support student achievement through the integration of personal learning technologies that are content-focused and add value to existing instructional methods; (2) provide effective preparation, professional development, and training programs for teachers and other educators in the use and integration of learning technology tools in curriculum development, instructional methods, and student assessment systems; and (3) estimate the level of expenditure for purchases of portable computing devices or the anticipated principal and interest costs for the year of allocation for leases and other appropriate financing arrangements.

Appropriates \$50 million in recurring funds for 2020-21 from the General Fund to the State School Technology Fund for the State Board of Education (State Board) to implement the plan to equip all students in grades 7-12 with personal learning technology. Allows the State Board to phase in deployment of personal learning technology beginning with seventh and eighth grade students and then use available funds to deploy personal learning equipment to high school students in high school.

Effective July 1, 2020, and applies beginning with the 2021-22 school year.

#### Part XVI.

States NCGA findings concerning the historical and continued inequality in funding provided to constituent institutions of The University of North Carolina designated as Historically Black Colleges and Universities (HBCUs), and the need to increase funding.

Appropriates from the General Fund to the UNC Board of Governors specified amounts beginning at \$15 million and increasing to \$150 million over time beginning in the 2020-21 fiscal year and continuing to 2037-38 and subsequent years. Requires the funds to be in addition to any other State Fund appropriations and allocates the funds equally to: (1) North Carolina Central University, (2) North Carolina Agricultural and Technical State University, (3) Fayetteville State University, (4) Winston-Salem State University, and (5) Elizabeth City State University.

Requires each constituent institution receiving funds to establish a welcome center at the entrance of the institution's campus, or at another prominent campus location, dedicated to honoring the institution's history. Requires at least the following to be displayed in the welcome center: (1) object of remembrance highlighting the great achievements of the institution despite the historical gross inequalities faced by the institution and its student population, (2) alumni hall of fame, and (3) mission statement incorporating the institution's traditions into a future vision for the institution and the aspirations for its students.

Also requires each constituent institution receiving funds to establish a Department of Innovation offering a course of study and degree program to students seeking career paths where creativity and innovation are key to success and professional growth.

#### Part XVII.

Sets out NCGA findings.

Requires the Department of Health and Human Services, Division of Child Development and Early Education (Division) to (1) continue implementing the prekindergarten (NC Pre-K) program and serve children who are 4 years of age; (2) extend the program beginning January 1, 2021, to cover 12 months of the program year; and (3) expand the program beginning January 1, 2023, to serve children who are 3 years of age and covering 12 months of the program year. Requires a child to be either 3 or 4 years old on or before August 31 of the program year. Sets out income eligibility requirements. Also makes eligible for the program any age-eligible child who is a child of either (1) an active duty member of the US Armed Forces of the United States who was ordered to active duty within the last 30 months or is expected to be ordered within the next 18 months or (2) a

member of the US Armed Forces of the United States who was injured or killed while serving on active duty. Allows eligibility determinations to continue through local education agencies and local North Carolina Partnership for Children, Inc., partnerships. Prohibits considering the child's health as a factor in determining eligibility, other than developmental disabilities or other chronic health issues.

Appropriates \$36.9 million for 2020-21 from the General Fund to the Division for expanding the NC Pre-K program to eligible children who are 4 years of age to provide coverage for those children, without additional slots, for 12 months of the program year. States the NCGA's intent to provide funding during the 2021-23 fiscal biennium to expand the NC Pre-K program to eligible children who are 3 years of age to provide coverage for those children for 12 months of the program year.

Effective July 1, 2020.

#### Part XVIII.

Enacts new GS 115C-300.5, requiring the State Board of Education (State Board) to establish the Teacher Support Program (Program) to help teachers cope with stress, exhaustion, and disillusionment related to the profession by providing counseling services. Requires the State Board to adopt rules for Program implementation, including rules on a referral system for the Program; staff professional and licensure requirements; and a toll-free, 24-hour hotline for use by teachers. Requires teacher participation records to be kept confidential. Prohibits employing entities from considering participation in the Program when evaluating a teacher's performance or making any employment decision.

Appropriates \$1 million in recurring funds for 2020-21 from the General Fund to the Department of Public Instruction to establish and operate the Program.

Effective July 1, 2020, and applies beginning with the 2020-21 school year.

#### Part XIX.

Requires the Program Evaluation Division (PED) to conduct a measurability assessment of the State programs created by this act and the investment of State funds in raising teacher and principal salaries to determine whether these actions and programs are impacting student performance and outcomes, improving the retention and availability of employing high-quality teachers in the North Carolina public schools, and providing a return on investment of State funds. Requires PED to start the measurability assessment beginning in 2031 (appears to intend 2021) and compare data from the 2021-22 fiscal year to data collected up until the 2035-36 fiscal year. Requires PED to report the results of the measurability assessment to the NCGA.

#### Part XX.

Effective July 1, 2020, and applicable to sales made on or after that date, amends GS 105-164.4(a) to increase the privilege tax imposed on retailers from 4.75% to 5.35%. Effective July 1, 2021, and applicable to sales made on or after that date, increases the rate again to 5.5%. Effective July 1, 2022, and applicable to sales made on or after that date, increases the rate again to 5.75%.

Effective for taxable years beginning on or after January 1, 2021, amends GS 105-130.3 to increase the tax on class C corporations from 2.5% to 4.5%. Effective for taxable years beginning on or after January 1, 2022, increases the rate again to 5%. Effective for taxable years beginning on or after January 1, 2023, increases the rate again to 6%.

Effective for taxable years beginning on or after January 1, 2021, amends GS 105-153.7 to increase the individual income tax rate from 5.25% to 5.75%. Effective for taxable years beginning on or after January 1, 2022, increases the rate again to 5.8%.

#### Part XXI.

Appropriates departmental receipts for the 2020-21 fiscal year up to the amounts needed to implement the provisions in this act for the fiscal year.

Provides that the provision of the State Budget Act are reenacted and incorporated into the act by reference.

Provides that except where expressly repealed or amended by this act, the provisions of other legislation enacted during the 2019 Regular Session expressly appropriating funds to an agency, department, or institution covered in this act, remain in effect.

Provides that if H 966 (2019 Appropriations Act) becomes law and if there is a conflict with that act or the Committee Report, then this act controls.

Part XXII.

Except as otherwise provided, effective when the act becomes law.

**Intro. by Richardson.**

[APPROP, GS 105, GS 115C, GS 116, GS 135](#)

[View summary](#)

**Education, Preschool, Elementary and Secondary Education, Higher Education, Employment and Retirement, Government, Budget/Appropriations, General Assembly, State Agencies, UNC System, Department of Public Instruction, State Board of Education, State Government, State Personnel, Tax**

H 1147 (2019-2020) [AMEND SPAY/NEUTER PROGRAM ELIGIBILITY](#). Filed May 14 2020, *AN ACT TO REVISE THE DEFINITION OF "LOW-INCOME PERSON" FOR PURPOSES OF THE SPAY/NEUTER PROGRAM.*

Amends GS 19A-63 to modify eligibility for distributions under the Spay/Neuter Program to now include individuals whose annual household income is lower than 300% (was, 100%) than the federal poverty level guidelines published the US Department of Health and Human Services. Makes conforming changes regarding county guidelines for proof of income eligibility. Effective July 1, 2020.

**Intro. by Farmer-Butterfield.**

[GS 19A](#)

[View summary](#)

**Animals, Government, Local Government, Health and Human Services, Social Services, Public Assistance**

H1148 (2019-2020) [RESTORE MASTER'S PAY FOR CERTAIN TEACHERS](#). Filed May 14 2020, *AN ACT TO REINSTATE EDUCATION-BASED SALARY SUPPLEMENTS FOR CERTAIN TEACHERS.*

Repeals Section 8.22 of SL 2013-360 and Section 8.3 of SL 2014-100, which phase out certain education-based salary supplements.

Restricts those teachers and instructional support personnel who can be paid on the "M" salary schedule or receive a salary supplement for academic preparation at the six-year degree level or at the doctoral degree level for the 2019-20 school year and subsequently thereafter to: (1) certified school nurses and instructional support personnel in positions that require a master's degree for licensure; (2) teachers and instructional support personnel who were paid on that salary schedule or received that salary supplement prior to the 2014-15 school year; (3) teachers and instructional support personnel who complete a degree at the master's, six-year or doctoral level with at least one course completed prior to August 1, 2013 and who have qualified for the salary supplement under the specified State Board policy that was in effect on June 30, 2013; and (4) other teachers who spend at least 70% of their work time in classroom instruction related to their graduate preparation in their field or subject area within their area of licensure, with this class of teachers salary schedule determinations made on an annual basis. Excludes those with an advanced degree in school administration, unless qualified under the second or third described classes.

Directs the State Board of Education (State Board) to collaborate with the Professional Educator Preparation and Standards Commission to evaluate the provision of education-based salary supplements pursuant to the act, including considering whether any categories of teachers excluded under the fourth class of eligible teachers would have qualified for the supplement pursuant to the specified State Board policy in effect on June 30, 2013. Requires the State Board to report to the specified NCGA committee and division, the House Speaker, and the President Pro Tempore of the Senate by March 15, 2020.

Effective July 1, 2019.

**Intro. by Horn, Fraley, Clemmons.**

UNCODIFIED

[View summary](#)

**Education, Elementary and Secondary Education,  
Employment and Retirement, Government, State Agencies,  
State Board of Education, State Government, State Personnel**

H 1149 (2019-2020) **POLICE NOTICE OF PERSON W/ IDD IN VEHICLE**. Filed May 14 2020, *AN ACT TO DIRECT THE DIVISION OF MOTOR VEHICLES TO DEVELOP A DESIGNATION FOR DRIVERS LICENSES THAT MAY BE GRANTED UPON REQUEST TO A PERSON WITH AN INTELLECTUAL OR DEVELOPMENTAL DISABILITY AND TO APPROPRIATE FUNDS FOR THAT PURPOSE.*

Amends GS 20-7 to add to the special designations the Division of Motor Vehicles (DMV) is required to develop for drivers licenses. Directs the DMV to develop a drivers license designation that can be granted to a person with intellectual or developmental disability, upon request. Requires consultation with the Department of Public Safety (DPS), the Department of Health and Human Services (DHHS), Division of Mental Health, Developmental Disabilities and Substance Abuse Services (Division). Details nine specifications required of the designation, including (1) placement of a unique symbol on the front of the person's license and symbol and descriptor upon their vehicle registration upon their request; (2) substantiation of the disability, as specified; and (3) development of a process for voluntary removal of the designation upon request of the individual. Specifies that the new designation does not authorize issuance of a license to ineligible persons under GS 20-9.

Amends GS 17C-6 and GS 17E-4 to add to the duties of the North Carolina Criminal Justice Education and Training Standards Commission and the North Carolina Sheriffs' Education and Training Standards Commission. Requires the Commissions to establish minimum educational and training standards for employment and continuing education for criminal justice officers and officers concerning (1) recognizing and appropriately interacting with persons with intellectual or developmental disabilities, and (2) drivers license and vehicle registration identifiers of persons with intellectual or developmental disabilities, including that the identifiers are optional.

Appropriates \$10,000 in nonrecurring funds from the General Fund to the DMV for the 2020-21 fiscal year to implement the act.

Effective January 1, 2021.

**Intro. by Hawkins, White, Ball.**

APPROP, GS 17C, GS 17E, GS 20

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**Courts/Judiciary, Motor Vehicle, Government,  
Budget/Appropriations, State Agencies, Department of  
Transportation, Health and Human Services, Health**

H 1150 (2019-2020) **HONOR TONY RAND, FORMER MEMBER**. Filed May 18 2020, *A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ANTHONY EDEN "TONY" RAND, FORMER MEMBER OF THE GENERAL ASSEMBLY.*

As title indicates. Includes several whereas clauses.

Directs the Secretary of State to transmit a certified copy of the resolution to the family of the late Anthony Eden "Tony" Rand.

**Intro. by Lucas, Floyd, Richardson, Szoka.**

JOINT RES

[View summary](#)

**Government, General Assembly**

H 1152 (2019-2020) **EXTEND CERTAIN FILING DEADLINES**. Filed May 18 2020, *A JOINT RESOLUTION TO EXTEND CERTAIN FILING DEADLINES FOR THE SHORT SESSION.*

Amends Section 2 of Resolution 2020-1 to extend the deadlines specified for bills directly or primarily affecting the State budget, including the budget of an occupational licensing board for the 2020-21 fiscal year. Sets the deadline for submitting these bills to the Legislative Drafting Division at 4:00 p.m. on Wednesday, May 20, 2020 (was, Friday, May 1, 2020) and the deadline for introduction in the House or filing for introduction in the Senate at 4:00 p.m. Tuesday, May 26, 2020 (was, Thursday, May 14, 2020).

Additionally, exempts bills introduced on the report of the House Committees on Appropriations, Finance, or Rules, Calendar, and Operations from the deadlines set forth for bills directly and primarily affecting the 2020-21 Budget, bills primarily affecting State or local retirement systems, bills recommended by study commissions or certain committees, and local bills.

**Intro. by Lewis.**

[JOINT RES](#)

[View summary](#)

[Government, General Assembly](#)

## PUBLIC/SENATE BILLS

H 786 (2019-2020) [BE HEARD IN THE WORKPLACE/FUNDS](#). Filed May 14 2020, *AN ACT TO ENACT THE "BE HEARD IN THE WORKPLACE ACT," INCLUDING RAISING THE MINIMUM WAGE OF TIPPED EMPLOYEES, TO DEFINE PROTECTED CLASSES AND UNLAWFUL DISCRIMINATORY PRACTICES, AND TO APPROPRIATE FUNDS TO IMPLEMENT THE PROVISIONS OF THIS ACT.*

Reorganizes GS Chapter 99, Civil Rights. Places existing provisions into new Article 1. Enacts Article 2, Unlawful Discriminatory Practices, as follows. Defines five terms and provides for statutory construction. Titles the Act as the Bringing an End to Harassment by Enhancing and Rejecting Discrimination in the Workplace Act or the BE HEARD in the Workplace Act. States the act's purpose.

Deems it unlawful discriminatory practice for an employer to subject an individual to harassment because of an individual's protected class status or because the individual has opposed any practices forbidden by the Article, filed a complaint, testified, or assisted in any proceeding under the Article, regardless of whether the harassment would be considered severe or pervasive. Broadly defines protected class status to include 17 categories, including age, creed, disability, domestic violence victim status, gender identity or expression, familial status, lawful source of income (housing), marital status, military status, national origin, predisposing genetic characteristics, pregnancy-related condition, prior arrest or conviction record, race or color, sex, sexual orientation, or retaliation for opposing unlawful discriminatory practices. Further defines protected class status to include other persons with whom an individual who is a class member is or has been associated with and may be based upon a perception or belief, even if inaccurate, concerning an individual's protected class status. Defines employer to include employment agencies and labor organizations. Defines workplace harassment to include conduct-based protected class status regardless of whether it is direct or indirect, verbal or nonverbal, that unreasonably alters an individual's terms, conditions, or privileges of employment, including by creating an intimidating, hostile, or offensive work environment.

Deems it unlawful discriminatory practice to subject an individual to inferior terms, conditions, or privileges of employment because of membership in a protected category. Does not tie employer liability to whether an employee made a complaint or whether the employee can demonstrate the existence of an individual to whom their treatment must be compared. Provides an affirmative defense for conduct that a reasonable victim of discrimination with the same protected characteristic would consider petty slights or trivial inconveniences.

Deems it unlawful discriminatory practice to permit discrimination against a nonemployee in the employer's workplace, providing for employer liability for nonemployee contractors and the like, and their agents and employees, providing services under contract in the workplace when the employer, its agents or supervisors should have known that the nonemployee was subjected to an unlawful discriminatory practice in the employer's workplace and failed to take immediate and appropriate corrective action. Requires consideration of the employer's control and other legal responsibility over the conduct of the person engaging in such unlawful conduct.

Deems an unlawful discriminatory practice to be established when the complaining party demonstrates by meeting the burdens of production and persuasion that their protected class status was a motivating factor for any employment practice, even if

combined with other motivating factors.

Deems it unlawful discriminatory practice (1) for an employer to require an employee to submit to sexual harassment either explicitly or implicitly as a term or condition of employment; (2) for an employer to base an employment decision affecting an individual's employment upon submission to or rejection of sexual harassment; and (3) when sexual harassment alters an individual's terms, conditions, or privileges of employment, including creating an intimidating, hostile, or offense work environment. Defines sexual harassment as a sexual advance, a request for sexual favors, or any other conduct of a sexual nature. Details rules for determining whether conduct constitutes workplace harassment, including permitting a single incident to constitute workplace harassment, requiring incidents considered in the aggregate, and presenting factors to be considered such as duration of the conduct and whether the conduct was threatening. Specifies that conduct may be workplace harassment regardless of whether the complaining party is the individual harassed, the complaining party acquiesced or otherwise participated in the conduct, the conduct is experienced by others outside the protected class involved, the complaining party was able to continue their duties and responsibilities, the conduct did not cause a tangible or psychological injury, or the conduct occurred outside of the workplace.

Creates employer liability for the acts of any individual whose harassment of an employee has created or continued a retaliatory hostile work environment that is unlawful if at the time of the harassment (1) the individual was authorized by the employer to undertake or recommend tangible employment actions affecting the employee or to direct the employee's daily work activities, or (2) the negligence of the employer led to the creation or continuation of that environment.

Creates a civil right to action to enforce the rights provided in addition to any other legal or equitable remedies. Allows for punitive damages and attorneys' fees to be awarded. Sets the statute of limitations for claims of sexual harassment at three years of the alleged practice, and all other civil actions at one year of the practice.

Provides for severability of the Parts of Article 2.

Directs the Human Relations Commission, the Civil Rights Division of the Office of Administrative Hearings, and the Department of Labor to jointly develop training materials for employers and the public to prevent unlawful discriminatory practices, and to establish grant programs to prevent and respond to workplace discrimination and harassment.

Amends GS 95-241 to expand retaliatory employment discrimination prohibitions for employees who in good faith do or threaten to file a claim or complaint, or initiate any investigation, inspection or proceeding, or testify or provide any information with respect to GS Chapter 99D, as amended.

Amends GS 41A-4, making unlawful discriminatory housing practices described apply to discriminatory practices because of a person's protected class status, as defined in GS Chapter 99D, as amended (previously, limited to discrimination because of race, color, religion, sex, national origin, handicapping condition, or familial status). Adds protected class status to the defined terms set out in GS 41A-3. Makes conforming changes to GS 41A-5 and GS 41A-6 regarding proof of violations and exemptions.

Amends GS 143-422.2 to expand state policy to include protection of the right of all persons to seek, obtain and hold employment without discrimination or abridgment on account of protected class status, as defined in GS Chapter 99D, as amended, by employers who regularly employ one or more employees (previously protected classes included race, religion, color, national origin, age, sex, or handicap; previously applied to employers which regularly employ 15 or more employees).

Amends GS 126-16 and GS 126-34.02 to expand State employment policy to provide for equal opportunity for employment and compensation without regard to protected class status, as defined in GS Chapter 99D, as amended, to all qualified persons (previously protected classes included race, religion, color, national origin, sex, age, disability, or genetic information). Makes conforming changes to the provisions providing for State employee grievances regarding discrimination, harassment and retaliation.

Effective January 1, 2021, amends GS 95-25.3 to no longer allow for tips earned by tipped employee to be counted as wages (previously allowed for tips to be counted as wages up to a certain amount if specified notice and record keeping requirements are met).

Directs the Legislative Research Commission (LRC) to study the use of nondisparagement and nondisclosure agreements in the workplace and report to the 2021 General Assembly upon its convening.



Appropriates from the General Fund \$500,000 to (1) the Human Relations Commission, the Office of Administrative Hearings' Civil Rights Division, and (2) the Department of Labor, for the 2020-21 fiscal year to implement the act.

Effective July 1, 2020.

**Intro. by Smith.**

APPROP, STUDY, GS 41A, GS 95, GS 99D, GS 126, GS 143

[View summary](#)

**Business and Commerce, Courts/Judiciary, Civil, Civil Law, Employment and Retirement, Government, Budget/Appropriations, General Assembly, State Agencies, Department of Administration, Department of Labor, State Government, State Personnel**

S 788 (2019-2020) [SAVE OUR RESTAURANTS ACT](#). Filed May 14 2020, *AN ACT TO ENACT THE SAVE OUR AUTHENTIC RESTAURANTS ACT AND HOTEL STABILIZATION FUND*.

Directs the State Controller to transfer \$125 million for 2019-20 from the Coronavirus Relief Reserve to the Coronavirus Relief Fund. Appropriates \$125 million in nonrecurring funds for 2019-20 from the Coronavirus Relief Fund to the Office of State Budget and Management (OSBM) to be used as provided in this act. Specifies that the funds remain available to expend as provided in the act instead of reverting at the end of the 2019-20 fiscal year.

Allocates \$50 million to one or more community development financial institutions (CDFI) selected by the Director of the Budget for the purpose of making loans to assist qualifying businesses with business needs during periods of economic hardship occasioned by the COVID-19 pandemic. Defines a *qualifying business* as a restaurant or similar establishment in North Carolina, (1) with the primary purpose of preparing and serving food subject to the taxes imposed by Article 5 of this Chapter (appears to intend GS Chapter 105) and (2) capable of showing economic losses in gross revenue of greater than 50% as a result of the *State of Emergency* (defined as Executive Order No. 116 and any amendments issued by executive order). Excludes restaurants with more than 25 locations.

Sets out requirements for the loan program, including the following. Requires prioritizing loans on the following bases: (1) the establishment is independently owned and (2) the degree to which the establishment is capable of showing greater economic losses as a result of the State of Emergency. Requires the program to be operated in two phases: in the eight-week phase one, loans may be awarded only to qualifying businesses with franchises or restaurants with fewer than five locations and with cumulative gross receipts from business activities for the taxable year of less than \$10 million; in phase two, loans may also be awarded to qualifying businesses not meeting the eligibility requirement of phase one. Limits loan amounts to \$50,000 per qualifying business, sets the loan interest rate at 3.5%, and prohibits the term of the loan from exceeding 120 months. Sets out conditions under which a part of the loan is to be forgiven, including when a portion of the loan is used to purchase specified products from a North Carolina small farm. Requires qualifying small businesses to certify that: (1) it will use a loan for employee compensation, mortgage, rent, utilities, and other operating costs and expenses and (2) it has not and will not seek a duplication of benefits in the form of a loan for small business assistance authorized in SL 2020-4 and allocated to the Golden L.E.A.F. Inc. for business needs during periods of economic hardship occasioned by COVID-19. Requires working with specified entities to increase awareness of the program. Sets out requirements for the provisions to be included in the loan agreement, concerning how the loans are to be used, ensuring compliance, repayment of the loan, rejecting duplicate assistance, securing the loan, and providing for recapture of the loan. Ends the awarding of loans six months following the date that the State of Emergency ends.

Requires OSBM to report every six months on the specified information on the program to the specified NCGA committee and division. The reporting duty ends after the submission of the report following when OSBM has remitted the entirety of the net loan funds to the Coronavirus Relief Reserve. Requires that six months following the date the State of Emergency ends and every six months thereafter, that each CDFI remit the net loan funds that have been received to OSBM to be deposited into the Coronavirus Relief Reserve.

Requires that \$75 million of the funds be allocated to one or more CDFI selected by the Director of the Budget to make loans to assist qualifying businesses with business needs during periods of economic hardship occasioned by the COVID-19 pandemic. Defines a *qualifying business* as a hotel, motel, or similar establishment located in this state with the primary

purpose of providing temporary lodging at a per-night cost that is capable of showing economic losses in gross revenue of greater than 50% as a result of the State of Emergency (defined as Executive Order No. 116 and any amendments issued by executive order). Excludes vacation rentals by owner or other systems by which homeowners lease out space for short-term rentals using a facilitator.

Sets out requirements for the loan program, including the following. Requires prioritizing loans based on the degree to which the business is capable of showing greater economic losses as a result of the State of Emergency. Requires the program to be operated in two phases: in the eight-week phase one, loans may be awarded only to qualifying businesses with cumulative gross receipts of less than \$10 million; in phase two, loans may also be awarded to qualifying businesses not meeting the eligibility requirement of phase one. Limits loan amounts to \$50,000 per qualifying business, sets the loan interest rate at 3.5%, and prohibits the term of the loan from exceeding 120 months. Sets out conditions under which a part of the loan is to be forgiven. Requires qualifying businesses to certify that: (1) it will use a loan for employee compensation, mortgage, rent, utilities, and other operating costs and expenses and (2) it has not and will not seek a duplication of benefits in the form of a loan for small business assistance authorized in SL 2020-4 and allocated to the Golden L.E.A.F. Inc. for business needs during periods of economic hardship occasioned by COVID-19. Requires working with specified entities to increase awareness of the program. Sets out requirements for the provisions to be included in the loan agreement, concerning how the loans are to be used, ensuring compliance, repayment of the loan, rejecting duplicate assistance, securing the loan, and providing for recapture of the loan. Ends the awarding of loans six months following the date that the State of Emergency ends.

Requires OSBM to report every six months on the specified information on the program to the specified NCGA committee and division. The reporting duty ends after the submission of the report following when OSBM has remitted the entirety of the net loan funds to the Coronavirus Relief Reserve. Requires that six months following the date the State of Emergency ends and every six months thereafter, that each CDFI remit the net loan funds that have been received to OSBM to be deposited into the Coronavirus Relief Reserve.

Appropriates \$7 million in nonrecurring funds for 2019-20 from the General Fund to the ABC Commission for a one-time reimbursement of a pro-rata share of application fees to permittees with a valid ABC permit during the months of March-June 2020. These funds do not revert at the end of the fiscal year and remain available until June 30, 2021. Requires the ABC Commission to report by October 1, 2020, to the specified NCGA commission and division on: (1) amount of fund reimbursed; (2) number of permittees reimbursed; (3) amount each permittee was reimbursed; (4) if the funds were insufficient to provide a pro-rata share, the amount that would be needed to do so.

Requires a local ABC board that purchases any unopened bottles of liquor from a mixed beverages permittee on or after January 1, 2020, to remit the full purchase price to the permittee, including the mixed beverage tax and the sales tax. Effective retroactively to March 10, 2020, and applies to purchases of unopened bottles of liquor on or after that date. Expires on the later of June 30, 2020, or 30 days after Executive Order 116 is rescinded.

**Intro. by Chaudhuri, Peterson.**

**APPROP, UNCODIFIED**

[View summary](#)

**Alcoholic Beverage Control, Business and Commerce, Government, Budget/Appropriations, Public Safety and Emergency Management, State Agencies, Office of State Budget and Management, Office of State Controller**

S 790 (2019-2020) **HBCU/HMSI FUNDS/DOCT. PROG./TEACHING FELLOWS**. Filed May 14 2020, *AN ACT TO ALLOCATE ADDITIONAL FUNDS TO CONSTITUENT INSTITUTIONS DESIGNATED AS HISTORICALLY BLACK COLLEGES AND UNIVERSITIES TO ADDRESS UNDERFUNDING AT THOSE INSTITUTIONS, TO ALLOCATE ADDITIONAL FUNDS TO NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY AND NORTH CAROLINA CENTRAL UNIVERSITY TO SUPPORT THEIR DOCTORAL PROGRAMS, AND TO ADD CERTAIN INSTITUTIONS TO THE TEACHING FELLOWS PROGRAM.*

Identical to [S 789](#), filed 5/14/20.

States NCGA findings and appropriates \$20 million in additional recurring funds from the General Fund to the UNC Board of Governors to be allocated the following universities for 10 fiscal years, from 2020-21 until 2029-30: NC Central University,

NC A&T State University, Fayetteville State University, Winston-Salem State University, and Elizabeth City State University. Allows the funds to be used for scholarships, faculty recruitment, course development, and general operational support.

Appropriates \$10 million in additional recurring funds for 2020-21 from the General Fund to the UNC Board of Governors to be allocated to NC A&T State University to support its doctoral programs. Requires the funds to be used to support new faculty and graduate student services for the doctoral programs, including the specified fields.

Appropriates \$10 million in additional recurring funds for 2020-21 from the General Fund to the UNC Board of Governors to be allocated to NC Central University to support its doctoral programs. Requires the funds to be used to support new faculty and graduate student services for doctoral programs, including the specified fields.

Amends GS 116-209.62 by removing the cap (was, 5) on the number of institutions with which the NC Teaching Fellows Program is to be administered. Requires that at least the following be selected to participate in the Teaching Fellows Program: (1) one UNC constituent institution and one private postsecondary institution that are designated as Historically Black Colleges and Universities and (2) one women's college that primarily enrolls a female student population. Makes conforming changes. Applies beginning with the 2021-2022 academic year.

Effective July 1, 2020.

**Intro. by Smith, D. Davis.**

GS 116

[View summary](#)

**Education, Higher Education, Government, Budget/Appropriations, State Agencies, UNC System**

S 791 (2019-2020) **FUNDS FOR NC PRE-K**. Filed May 14 2020, *AN ACT TO APPROPRIATE ADDITIONAL FUNDS FOR ALL INCOME-ELIGIBLE, FOUR-YEAR OLD CHILDREN TO PARTICIPATE IN THE NORTH CAROLINA PREKINDERGARTEN (NC PRE-K) PROGRAM.*

Appropriates \$180 million in recurring funds for 2020-21 from the General Fund to the Department of Health and Human Services, Division of Child Development and Early Education (Division), for additional funds for all income-eligible, four-year-old children in this State to participate in the North Carolina Prekindergarten (NC Pre-K) program.

Appropriates \$20 million in recurring funds for 2020-21 from the General Fund to the Division to incentivize higher pay for NC Pre-K teachers. Requires the Division by July 1, 2021, to develop and implement a program to incentivize higher teacher education and compensation levels for teachers teaching in the NC Pre-K program through subsidy payment enhancements to child care programs that use a salary scale and only employing lead teachers with a minimum of an associate's degree in child development or a related field. Requires the amount of the incentive to be differentiated based on the level of degree attained. Requires the Division to submit a progress report on the development and implementation of the program to the specified NCGA committee by March 1, 2022.

Effective July 1, 2020.

**Intro. by Garrett, Mohammed.**

APPROP

[View summary](#)

**Education, Preschool, Government, Budget/Appropriations, State Agencies, Department of Health and Human Services, Health and Human Services, Social Services, Child Welfare**

## LOCAL/HOUSE BILLS

H 1151 (2019-2020) **ASHEVILLE-BUNCOMBE BD. OF TRUSTEES**. Filed May 18 2020, *AN ACT TO CLARIFY THE APPOINTMENTS MADE BY THE BOARDS OF EDUCATION TO THE ASHEVILLE-BUNCOMBE TECHNICAL COMMUNITY COLLEGE BOARD OF TRUSTEES.*

Amends GS 115D-12, as amended, to modify the election of the Asheville-Buncombe Technical Community College Board of Trustees. Of the four trustees elected in Group One, requires two trustees to be elected by the Asheville City Board of Education and two trustees to be elected by the Buncombe County Board of Education, for four year staggered terms beginning on July 1, 2021, through July 1, 2023, as provided. Previously provided for election of Group One by the board of education of the public school unity located in the administrative area of the institution, or jointly by boards of educations if there were more than one applicable public school administrative units with each board having one vote in each trustee elected. Applies to appointments made on or after July 1, 2021.

**Intro. by B. Turner, Fisher, Ager.**

[Buncombe](#)

[View summary](#)

[Education, Higher Education](#)

## LOCAL/SENATE BILLS

S 793 (2019-2020) [EXPAND LOCAL OPTION SALES TAX FOR EDUCATION](#). Filed May 18 2020, *AN ACT TO GIVE GUILFORD COUNTY GREATER FLEXIBILITY TO USE LOCAL OPTION SALES TAX REVENUES FOR EDUCATION*.

Identical to [H 1113](#), filed 5/14/20.

Applicable to Guilford County only, amends GS 105-537 to modify the ballot question for a referendum on the county's proposed one-quarter percent local sales and use tax, to now allow for any percentage rate and to additionally specify in the question that the tax is to be used for inclusion in conformity with the options listed in GS 105-538, as amended. Further, allows for a combined ballot question on the authorized tax and a bond referendum conducted pursuant to Part 2 of Article 4 of GS Chapter 159, which authorizes local governments to issue bonds. Provides for the combined form question and requires notice of the intent to combine the tax and bond questions, including anticipated revenue and the maximum amount of bonds authorized to be issued, in addition to other notice and information requirements required by law. Additionally adds an explicit provision to require any tax levied under the statute to be approved in referendum. Prohibits a referendum at an election within one year from the date of the last preceding election under the statute.

Amends GS 105-538 to limit the county's use of the net proceeds of the local sales and use tax to any of the following options: any public purpose, public education purposes, public school capital outlay purposes, teacher salary supplements, and/or community college support. Provides corresponding ballot language for each purpose specified. Additionally, adds definitions for the terms classroom teacher, net proceeds, public education purposes, and public school capital outlay purposes. Defines public education purposes to include public school capital outlay purposes, supplements of classroom teacher salaries, and financial support of community colleges.

Makes conforming changes to GS 159-61.

**Intro. by Robinson, Tillman, Garrett.**

[Guilford](#)

[View summary](#)

[Development, Land Use and Housing, Community and Economic Development, Education, Government, Tax](#)

S 794 (2019-2020) [NASH BD. OF ED. NAME CHANGE](#). Filed May 18 2020, *AN ACT TO CHANGE THE NAME OF THE NASH BOARD OF EDUCATION TO THE NASH COUNTY BOARD OF EDUCATION AND THE NASH SCHOOL ADMINISTRATIVE UNIT TO THE NASH COUNTY SCHOOL ADMINISTRATIVE UNIT*.

Amends Section 5 of SL 2016-14 to rename the "Nash School Administrative Unit" (previously named the "Nash-Rocky Mount School Administrative Unit") as the "Nash County Administrative Unit," and the "Nash Board of Education" (previously named the "Nash-Rocky Mount Board of Education") as the "Nash County Board of Education."

Effective June 30, 2020.

**Intro. by Horner.**

Nash

[View summary](#)**Education**

S 795 (2019-2020) **LAURINBURG-MAXTON AIRPORT COMMISSION**. Filed May 18 2020, *AN ACT RENAMING THE LAURINBURG-MAXTON AIRPORT COMMISSION AS THE SOUTHEAST REGIONAL AIRPORT AUTHORITY, INCREASING THE MEMBERSHIP OF THE AUTHORITY'S BOARD, AND CLARIFYING THE AUTHORITY'S POWERS AND DUTIES.*

Renames the Laurinburg-Maxton Airport Commission (Commission) as the Southeast Regional Airport Authority. Charges the Authority with continuing to be a body corporate and politic, having hereby enumerated and otherwise conferred powers and jurisdiction. Does not change the name of the Laurinburg-Maxton Airport.

Details Authority membership and appointment. Sets terms of service at two years, beginning on January 1, with terms staggered. Limits service to two successive terms, with initial terms counted as a term, and allows for service upon lapse of two years following the most recent term served. Provides for counting of appointed terms. Prohibits members from serving 60 days beyond the member's term. Provides for filling of vacancies. Requires members to take oaths of office. Excludes from successive membership restrictions the Scotland County Economic Development Director, who is an ex officio member. Provides for initial membership of the Authority.

Provides for member suspension or removal by the appointing authority for (1) cause affecting the member's duties and responsibilities as a member of the Authority, (2) misfeasance, malfeasance, or nonfeasance in office, (3) conduct tending to undermine the Authority's decisions, and (4) conduct exposing the Authority to liability for damages. Limits a member's personal liability within their scope as Authority members except for malfeasance.

Provides for the election of Authority officers, Authority meetings, and member compensation. Enumerates 18 powers of the Authority, including rulemaking, fee collection, real and personal property purchase, and bond issuance.

Deems the Authority eligible for the same tax and license fee exemptions and sales and use tax refunds as those provided for municipal corporations under state law.

Vests all right, title, and interest of the Commission in and to the Laurinburg-Maxton Airport property and facilities and all other properties owned by the Commission, real, personal, tangible or intangible, in the Authority, with no further action necessary to effectuate the vestment. Deems any lands acquired, owned, controlled, or occupied by the Authority to be so for a public purpose.

Requires the Authority to annually report to the Laurinburg City Council, Maxton Town Council, and the Scotland County Board of Commissioners regarding operations and transactions conducted pursuant to the act. Prohibits the Authority from pledging the credit of or imposing any obligation on either city, town, or county unless expressly granted by law.

Vests all rights and powers granted to counties and municipalities by general law relating to the development, regulation, and control of municipal airports and the regulation of aircraft, present and future, in the Authority. Authorizes the City of Laurinburg, Town of Maxton, and Scotland County to delegate their powers under these acts to the Authority, allowing the Authority to have concurrent rights with municipalities and counties to control, regulate, and provide for the development of aviation in Scotland County.

Authorizes the City of Laurinburg City Council, Town of Maxton Town Council, and Scotland County Board of Commissioners to appropriate funds to carry out the act's provisions, and authorizes the Authority to expend the appropriated funds for joint airport purposes and to pledge the credit of the Authority to the extent of the appropriated funds.

Includes a severability clause.

Provides for current Commission members' terms to expire December 31, 2020. Requires initial terms of Authority members to begin January 1, 2021.

Makes conforming repeals of specified session laws regarding the Laurinburg-Maxton Airport and the Commission.

**Intro. by McInnis.**

Scotland

[View summary](#)[Transportation](#)

## ACTIONS ON BILLS

### PUBLIC BILLS

#### **H 1108: PFAS CONTAMINATION MITIGATION MEASURES.**

*House: Passed 1st Reading*

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

#### **H 1109: PFAS MANUFACTURE/USE/SALE BAN.**

*House: Passed 1st Reading*

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

#### **H 1110: PFAS STUDIES.**

*House: Passed 1st Reading*

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

#### **H 1111: SUNSHINE AMENDMENT.**

*House: Passed 1st Reading*

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

#### **H 1112: 2020 OMNIBUS APPROPRIATIONS ACT.**

*House: Passed 1st Reading*

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

#### **H 1114: 2020 OMNIBUS APPROPRIATIONS ACT.**

*House: Passed 1st Reading*

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

#### **H 1115: RETIREMENT ALLOWANCE BENEFICIARY FLEXIBILITY.**

*House: Passed 1st Reading*

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

#### **H 1116: ENHANCING ACCESSIBILITY TO TEACHER PROF. DEV.**

*House: Passed 1st Reading*

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

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

*House: Passed 1st Reading*

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

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

*House: Passed 1st Reading*

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

#### **H 1119: FOOD WASTE REDUCTION ACT.**

*House: Passed 1st Reading*

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

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

*House: Passed 1st Reading*

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

**H 1121: LEGISLATIVE TRANSPARENCY.**

*House: Passed 1st Reading*

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

**H 1122: PROVIDE AFFORDABLE BROADBAND ACCESS TO NC.**

*House: Passed 1st Reading*

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

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

*House: Passed 1st Reading*

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

**H 1124: FUNDING FOR NC HOUSING TRUST FUND.**

*House: Passed 1st Reading*

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

**H 1125: WSSU/ONLINE EDUCATION/CARES ACT FUNDS.**

*House: Passed 1st Reading*

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

**H 1126: ENABLING OPPORTUNITY SCHOLARSHIP REPORTING.**

*House: Passed 1st Reading*

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

**H 1127: UNC STUDENT LEASE HOLD HARMLESS.**

*House: Passed 1st Reading*

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

**H 1128: STUDENT-ATHLETE COMPENSATION/STUDY.**

*House: Passed 1st Reading*

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

**H 1129: ENSURE A SOUND BASIC EDUCATION.**

*House: Passed 1st Reading*

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

**H 1130: INVEST IN A SOUND BASIC EDUCATION.**

*House: Passed 1st Reading*

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

**H 1131: TEACHER PIPELINE DEVELOPMENT.**

*House: Passed 1st Reading*

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

**H 1132: STUDY ON K-12 STUDENT RETENTION.**

*House: Passed 1st Reading*

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

**H 1133: UI/FLEXIBILITY FOR INTERSTATE WORK.**

*House: Passed 1st Reading*

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

**H 1134: HOUSING AND FORECLOSURE PREVENTION ASSISTANCE.**

*House: Passed 1st Reading*

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

**H 1135: HOUSING & UTILITIES ASSISTANCE/COVID-19.**

*House: Passed 1st Reading*

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

**H 1136: FUNDS FOR NCSSM-MORGANTON CAMPUS.**

*House: Passed 1st Reading*

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

**H 1137: NONPROFIT SALES TAX EXEMPTION.**

*House: Passed 1st Reading*

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

**H 1138: ADVISORY PANEL ON CANCER RESEARCH RECS.**

*House: Passed 1st Reading*

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

**H 1139: LOCAL BOARDS OF EDUCATION BUDGET FLEXIBILITY.**

*House: Passed 1st Reading*

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

**H 1140: LABOR/DOMESTIC WORKERS' BILL OF RIGHTS/FUNDS.**

*House: Passed 1st Reading*

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

**H 1141: STUDY IMPLICIT BIAS PROGRAM/MATERNAL HEALTH.**

*House: Passed 1st Reading*

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

**H 1142: BENEFIT PARITY FOR EMS/TSERS/LGERS.**

*House: Passed 1st Reading*

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

**H 1143: MODIFY TAX ON MARIJUANA PRODUCTS.**

*House: Passed 1st Reading*

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

**H 1144: CARES ACT FUNDS FOR WINSTON-SALEM.**

*House: Passed 1st Reading*

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

**H 1145: FARMING MODERNIZATION ACT.**

*House: Passed 1st Reading*

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

**H 1146: PROF. TEACHERS & ADMIN. ACCOUNTABILITY ACT.**

*House: Passed 1st Reading*

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



**H 1147: AMEND SPAY/NEUTER PROGRAM ELIGIBILITY.**

*House: Passed 1st Reading*

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

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

*House: Passed 1st Reading*

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

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

*House: Passed 1st Reading*

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

**H 1150: HONOR TONY RAND, FORMER MEMBER.**

*House: Filed*

*House: Passed 1st Reading*

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

**H 1152: EXTEND CERTAIN FILING DEADLINES.**

*House: Filed*

**S 734: REINSTATE EARNED INCOME TAX CREDIT.**

*Senate: Passed 1st Reading*

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

**S 735: STUDY GENX HEALTH IMPACTS.**

*Senate: Passed 1st Reading*

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

**S 736: WILLIAMSTON EMERGENCY FACILITIES 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 737: BAN USE OF METHYL BROMIDE IN LOG FUMIGATION.**

*Senate: Passed 1st Reading*

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

**S 738: EMERGENCY ARTS COUNCIL FUNDING.**

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

*Senate: Passed 1st Reading*

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

**S 740: FRONT LINE STATE EMPLOYEE HAZARD PAY/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 741: TIER 1 ECONOMIC STIMULUS GRANT PROGRAM.**

*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 742: INCREASE VETERANS ACCESS TO HEALTH CARE.**

*Senate: Passed 1st Reading*

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

**S 743: EXPAND FIRE GRANT FUND.**

*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 744: POLLUTER PAYS.**

*Senate: Passed 1st Reading*

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

**S 745: SMALL BUSINESS CAPITAL IMPROVEMENT ACCOUNT.**

*Senate: Passed 1st Reading*

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

**S 746: ADVISORY PANEL ON CANCER RESEARCH RECS.**

*Senate: Passed 1st Reading*

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

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

*Senate: Passed 1st Reading*

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

**S 748: EXPAND MIXED BEVERAGE SALE DURING PANDEMIC.**

*Senate: Passed 1st Reading*

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

**S 749: RO FILLING STATIONS FOR NEW HANOVER SCHOOLS.**

*Senate: Passed 1st Reading*

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

**S 750: FUNDS/WATER & AMP SEWER BONDS FOR PRISON.**

*Senate: Passed 1st Reading*

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

**S 751: UI/WORK SHARING OPTIONS/FUNDS.**

*Senate: Passed 1st Reading*

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

**S 752: VETERAN BUSINESS PARTICIPATION/TRACKING.**

*Senate: Passed 1st Reading*

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

**S 753: WATER INFRASTRUCTURE 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 754: FUNDS/MOSQUITO ERADICATION.**

*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 755: FUNDS/PLYMOUTH HEALTH CARE FACILITY.**

*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 756: FUNDING FOR EMERG. JUDGES AND CLERK NEEDS.**

*Senate: Passed 1st Reading*

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

**S 757: APPOINTMENT OF NORTH CAROLINA SURGEON GENERAL.**

*Senate: Passed 1st Reading*

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

**S 758: TRAMPOLINE PARK REGULATION/STUDY/FUNDS.**

*Senate: Passed 1st Reading*

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

**S 759: STUDENT-ATHLETE COMPENSATION/STUDY.**

*Senate: Passed 1st Reading*

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

**S 760: FUNDS TO STUDY ABATE OCULAR MELANOMA.**

*Senate: Passed 1st Reading*

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

**S 761: HUNTERSVILLE OCULAR MELANOMA STUDY FUNDS.**

*Senate: Passed 1st Reading*

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

**S 762: CLARIFY MOTOR VEHICLE CAUSE OF DEATH.**

*Senate: Passed 1st Reading*

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

**S 763: PAY EQUITY FOR ESSENTIAL EMPLOYEES.**

*Senate: Passed 1st Reading*

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

**S 764: CTE PILOT FOR GUILFORD CO. SCHOOLS.**

*Senate: Passed 1st Reading*

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

**S 765: EDUCATION OMNIBUS.**

*Senate: Passed 1st Reading*

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

**S 766: REBUILD A BETTER NC BOND ACT.**

*Senate: Passed 1st Reading*

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

**S 767: COMBAT-INJURED VETERANS TAX FAIRNESS ACT.**

*Senate: Passed 1st Reading*

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

**S 768: EASTERN TRIAD WORKFORCE DEVELOPMENT FUNDS.**

*Senate: Passed 1st Reading*

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

**S 769: MUNICIPAL BROADBAND EXPANSION.**

*Senate: Passed 1st Reading*

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

**S 770: MIXED BEVERAGES PERMIT FEES/REIMBURSE PORTION.**

*Senate: Passed 1st Reading*

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

**S 771: RESTORE EDUCATIONAL SALES TAX HOLIDAY.**

*Senate: Passed 1st Reading*

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

**S 772: DOMESTIC VIOLENCE VICTIMS SEPARATION WAIVER.**

*Senate: Passed 1st Reading*

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

**S 773: UNIVERSAL LICENSE RECOGNITION ACT.**

*Senate: Passed 1st Reading*

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

**S 774: PRISON SOCIAL DISTANCING AND REOPENING.**

*Senate: Passed 1st Reading*

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

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

*Senate: Passed 1st Reading*

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

**S 776: COVID-19 SMALL FARMER RELIEF.**

*Senate: Passed 1st Reading*

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

**S 777: RESTRAINT PROHIBITION AND I WILL ACT.**

*Senate: Passed 1st Reading*

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

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

*Senate: Passed 1st Reading*

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

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

*Senate: Passed 1st Reading*

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

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

*Senate: Passed 1st Reading*

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

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

*Senate: Passed 1st Reading*

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

**S 782: RAISE MERCHANDISE SALES LIMIT/CAMPAIGN FINAN.**

*Senate: Passed 1st Reading*

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

**S 783: FUNDS FOR NCSSM-MORGANTON CAMPUS.**

*Senate: Passed 1st Reading*

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

**S 784: ONLINE ORIENTATION/TRAINING FOR THE PUBLIC.**

*Senate: Passed 1st Reading*

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

**S 785: DISASTER FARM PRODUCTS DONATION TAX CREDIT.**

*Senate: Passed 1st Reading*

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

**S 786: BE HEARD IN THE WORKPLACE/FUNDS.**

*Senate: Passed 1st Reading*

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

**S 787: RESTORE MASTER'S PAY FOR TEACHERS.**

*Senate: Passed 1st Reading*

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

**S 788: SAVE OUR RESTAURANTS ACT.**

*Senate: Passed 1st Reading*

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

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

*Senate: Passed 1st Reading*

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

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

*Senate: Passed 1st Reading*

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

**S 791: FUNDS FOR NC PRE-K.**

*Senate: Passed 1st Reading*

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

**S 792: UI MODIFICATIONS/INCREASE BENEFITS/FUNDS.**

*Senate: Passed 1st Reading*

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

**LOCAL BILLS****H 1113: EXPAND LOCAL OPTION SALES TAX FOR EDUCATION.**

*House: Passed 1st Reading*

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

**H 1151: ASHEVILLE-BUNCOMBE BD. OF TRUSTEES.**

*House: Filed*

*House: Passed 1st Reading*

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

**S 793: EXPAND LOCAL OPTION SALES TAX FOR EDUCATION.**

*Senate: Filed*

**S 794: NASH BD. OF ED. NAME CHANGE.**

*Senate: Filed*

**S 795: LAURINBURG-MAXTON AIRPORT COMMISSION.**

*Senate: Filed*

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