



The Daily Bulletin: 2021-02-17

PUBLIC/HOUSE BILLS

H 101 (2021-2022) [ADOPT HAYWOOD CO. AS ELK CAPITAL OF NC.](#) Filed Feb 17 2021, *AN ACT ADOPTING HAYWOOD COUNTY AS THE ELK CAPITAL OF THE STATE OF NORTH CAROLINA.*

Includes whereas clause. Enacts new GS 145-52 adopting Haywood County as the State's official elk capital.

Intro. by Pless, Clampitt.

[Haywood, GS 145](#)

[View summary](#)

[Animals, Government, Cultural Resources and Museums](#)

H 102 (2021-2022) [CLARIFY CAUSE OF DEATH.](#) Filed Feb 17 2021, *AN ACT TO CLARIFY THE CAUSE OF DEATH LISTED IN A MEDICAL EXAMINER'S REPORT AND TO BRING REPORTING IN LINE WITH CHANGES TO THE MOTOR VEHICLE CODE.*

Amends GS 130A-383 to specify a county medical examiner's jurisdiction includes the death of any person resulting from motor vehicle crash in their respective county. Such jurisdiction requires that the appropriate medical examiner be notified by a physician in attendance, hospital employee, law-enforcement officer, funeral home employee, emergency medical technician, relative, or any other person having suspicion of such a death, and that the body not be disturbed at the scene of death until authorized by the appropriate medical examiner, with a limited exception for law enforcement as specified in existing law.

Amends GS 130A-385 to include death by motor vehicle crash as an external cause of death to be included on the certificate of death completed by the medical examiner, if appropriate. Makes clarifying changes.

Applies to all deaths occurring on or after October 1, 2021.

Intro. by Clampitt, Pless, Greene.

[GS 130A](#)

[View summary](#)

[Health and Human Services, Health, Health Care Facilities and Providers, Public Health](#)

H 103 (2021-2022) [AUTOMATIC RENEWAL OF CONTRACTS.](#) Filed Feb 17 2021, *AN ACT TO AMEND THE REQUIREMENTS FOR CERTAIN AUTOMATICALLY RENEWING CONSUMER CONTRACTS.*

Makes the following modifications to the required disclosures regarding any contract for products or services sold, leased, or offered to a consumer which automatically renews unless the consumer cancels the contract, set out in GS 75-41. Currently state law requires the contract to disclose clearly and conspicuously the renewal clause, how to cancel the contract, and the contract terms that change upon automatic renewal. Now requires the provision of a disclosure statement that clearly and conspicuously provides notice: (1) that the contract will be automatically renewed if the consumer agrees to the contract; (2) the length of the initial term and the length of the renewal period(s); (3) the amount to be charged for the initial term and the amount to be charged for any renewal term; (4) a list and explanation of any contract terms that will change upon renewal; and (5) an email address, mailing address, toll-free phone number, or other cost-effective, timely, and easy-to-use mechanism that the consumer can use to terminate the automatic renewal. Adds a new requirement for the person engaged in commerce to obtain the consumer's affirmative consent before charging the consumer for an automatic renewal. Additionally, for any automatic renewal of 12 months or more (was, for those exceeding 60 days), requires the provision of notice to the consumer by personal delivery, email, first-class mail, or other form of notice agreed by the consumer, at least 15 days but no earlier than 60 days (was, no earlier than 45 days) before the date the contract is to be automatically renewed, notifying the consumer of

the contract renewal date unless cancelled by the consumer prior to that date. Applies to contracts entered into on or after January 1, 2022.

Intro. by Stevens.

[GS 75](#)

[View summary](#)

[Business and Commerce, Consumer Protection](#)

H 104 (2021-2022) [JUDICIAL DISCRETION OF FTA RELEASE CONDITIONS](#). Filed Feb 17 2021, *AN ACT TO REINSTATE THE DISCRETION OF A JUDICIAL OFFICIAL IN SETTING APPROPRIATE CONDITIONS OF PRETRIAL RELEASE FOR A DEFENDANT THAT HAS PREVIOUSLY FAILED TO APPEAR IN COURT FOR THE CHARGES TO WHICH THE CONDITIONS APPLY, AS RECOMMENDED BY THE COURTS COMMISSION.*

Amends GS 15A-534 to no longer mandate judicial officials to require a defendant to execute a secured appearance bond when imposing house arrest with electronic monitoring as a condition of pretrial release. Additionally, no longer mandates a judicial official to require a defendant who has failed to appear on one or more prior occasions to answer the charge(s) to which pretrial conditions apply to execute a secured appearance bond in an amount at least double the amount of the most recent previous secured or unsecured bond, or \$1,000 if no bond has been required of the charges. Instead, requires the judicial official to impose conditions of pretrial release provided by the statute, which includes imposing restrictions on travel, associations, conduct, or place of abode of the defendant. Effective December 1, 2021, and applies to conditions of pretrial release imposed on or after that date.

Intro. by John, Rogers, Zachary, Morey.

[GS 15A](#)

[View summary](#)

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

H 105 (2021-2022) [SUPERSEDING ORDERS/DOMESTIC VIOLENCE](#). Filed Feb 17 2021, *AN ACT TO CLARIFY WHEN SUBSEQUENT COURT ORDERS WILL SUPERSEDE SIMILAR PROVISIONS IN DOMESTIC VIOLENCE PROTECTIVE ORDERS, AS RECOMMENDED BY THE NORTH CAROLINA COURTS COMMISSION.*

Amends GS 50B-7 to provide that any subsequent order related to child custody, child and spousal support, and possession of property issued under GS Chapters 50 (Divorce and Alimony) or 110 (Child Welfare) supersedes similar provisions in protective orders issued pursuant to GS Chapter 50B (Domestic Violence). Applies to orders in effect on or after December 1, 2021.

Intro. by John, Rogers, Zachary, Morey.

[GS 50B](#)

[View summary](#)

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

H 107 (2021-2022) [DES COVID MODIFICATIONS AND TECHNICAL CHANGES](#). Filed Feb 17 2021, *AN ACT TO MAKE MODIFICATIONS TO THE 2020 COVID-19 RELIEF MEASURES ALLOWED FOR EMPLOYERS AND CLAIMANTS UNDER THE UNEMPLOYMENT INSURANCE SYSTEM, TO REDUCE THE SUTA TAX RATE FOR 2021, AND TO MAKE TECHNICAL AND CLARIFYING CHANGES REQUESTED BY THE DIVISION OF EMPLOYMENT SECURITY.*

Section 1

Amends GS 96-14.15, which provides for unemployment benefits payable in response to the coronavirus emergency, including eliminating the waiting week and work-search requirements, allowing employers to attach claims, and not charging such

benefits paid to the account of any base period employer of the individual. Makes clarifying changes to subsection (b) to specify that the exceptions allowed apply only to claims and benefits payable in response to the coronavirus emergency defined in subsection (a). Changes the sunset of the act to now apply to employment benefits filed for period beginning on or after March 10, 2020, and expiring for unemployment benefits filed for period beginning on or after the earlier of the date the Governor signs an order rescinding Executive Order No. 116, or December 31, 2021 (was December 31, 2020).

In determining whether the State is in an extended benefits period from November 1, 2020, to December 31, 2021, directs that the State disregard the prohibition of GS 96-14.14(b)(3) that bars an extended period from beginning before the fourteenth week following the end of a prior extended period which was in effect with respect to the State, thereby permitting back to back extended benefit periods with no waiting period.

Formally elects the option by which the State will coordinate the federal Pandemic Emergency Unemployment Compensation program (PEUC) and regular unemployment compensation program for individuals meeting four criteria specified in the identified December 31, 2020, Department of Labor Letter. Elects option one for the State to require exhaustion of certain PEUC claims prior to payment of new regular unemployment compensation claims for individuals whose benefit year has expired and must file a regular unemployment initial claim.

Sets the base contribution rate for an experienced-rated employer at 1.9% for the 2021 calendar year.

Section 2

Amends GS 96-14.14 to specify that extended benefits payable under GS 96-14.14(b)(5)c., which set unemployment thresholds that trigger an "on indicator" for extended benefits in the State for a certain week, are not required under federal law and can be paid only if 100% federally funded (previously, only covered extended benefits payable under GS 96-14.14(b)(5)b., which sets a percentage unemployment over a time period that triggers an "on indicator" for extended benefits in the State for a certain week).

Section 3

Amends GS 96-14 to require reduction of partial unemployment weekly benefit amounts by the amount of any wages earned by the individual (rather than by the amount of any wages the individual receives) during the benefit week in excess of 20% of the benefit amount applicable to total unemployment.

Sections 4 and 5

Makes a technical correction to GS 96-15. Further amends the statute to consistently refer to rules adopted by the Division of Employment Security (DES) concerning disputed claims.

Section 6

Further amends GS 96-15 to make the Board of Review's decision of an appealed claim final upon the earlier of 30 days after the date of notification or mailing of the decision, unless judicial review is sought (previously, the general rule made decisions final 30 days after the date of mailing unless judicial review was sought). Specifies that DES must furnish the names and address of the parties as found in DES records upon request of the petitioner seeking judicial review (previously did not specify that the party names and addresses must be found in DES records). Applies to decisions made on or after June 1, 2021.

Intro. by Howard, Warren, Bumgardner, Brody.

[GS 96](#)

[View summary](#)

[Employment and Retirement, Government, Public Safety and
Emergency Management, State Agencies, Department of
Commerce](#)

H 108 (2021-2022) [PERMANENCY INNOVATION INITIATIVE/FUNDS](#). Filed Feb 17 2021, *AN ACT TO APPROPRIATE FUNDS TO THE PERMANENCY INNOVATION INITIATIVE*.

Appropriates \$2,250,000 in recurring funds for each year of the 2021-23 fiscal biennium from the General Fund to the Department of Health and Human Services, Division of Social Services, to provide additional funds for the Permanency

Innovation Initiative Fund; requires these funds to be supplemented, not supplanted, by all available federal matching funds. Effective July 1, 2021.

Intro. by Potts, Hardister, Lambeth, White.

APPROP

[View summary](#)

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

H 109 (2021-2022) [CREATE PRETRIAL RELEASE STUDY COMMITTEE](#). Filed Feb 17 2021, *AN ACT TO CREATE A UNIFORM PRETRIAL RELEASE PROCEDURES STUDY COMMITTEE, AS RECOMMENDED BY THE NORTH CAROLINA COURTS COMMISSION.*

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

Intro. by John, Richardson, Ball, Morey.

STUDY

[View summary](#)

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

H 110 (2021-2022) [INCREASE BUILDING PERMIT EXEMPTION THRESHOLD](#). Filed Feb 17 2021, *AN ACT TO INCREASE THE BUILDING PERMIT EXEMPTION THRESHOLD FOR SINGLE FAMILY RESIDENCES AND FARM BUILDINGS.*

Amends GS 143-138(b5), concerning the permitting exception set out for any construction, installation, repair, replacement, or alteration performed in accordance with the current NC State Building Code in any single family residence or farm building that does not exceed a cost threshold, currently set at \$15,000. Gradually increases the cost threshold for the exception by \$1,000 every October 1 from 2021 through 2025, with the threshold set at \$20,000 on October 1, 2025. Maintains specified construction, installation, repairs, replacement, or alterations that require permitting under the Code or local ordinance.

Intro. by Hanig.

GS 143

[View summary](#)

Development, Land Use and Housing, Building and Construction, Property and Housing

H 112 (2021-2022) [A SAFE RETURN FOR IN-PERSON LEARNING](#). Filed Feb 17 2021, *AN ACT TO PROVIDE ACCESS TO IN-PERSON LEARNING FOR STUDENTS IN GRADES KINDERGARTEN THROUGH TWELVE.*

Identical to [S 78](#), filed 2/10/21.

Includes whereas clauses. Mandates that all public school units provide the option of in-person instruction to K-12 students of their unit for the remainder of the scheduled 2020-21 school year beginning no later than the first weekday that occurs 21 days following the date the act becomes law. Defines in-person instruction to require meal service and transportation services. Details criteria for the provision of in-person instruction, including compliance with the most current guidance in the Strong Schools NC Public Health Toolkit for implementation of Plan A (Minimal Social Distancing) and Plan B (Moderate Social Distancing) as appropriate for reopening. Requires instruction under Plan A or Plan B to all elementary school students (grades K-5), including those with an individualized education program or a section 504 plan, with the governing board determining whether in-person instruction under Plan A, Plan B, or both Plans is appropriate. Requires the use of Plan B for all middle and high school students in 6-12, including those with an individualized education program or a section 504 plan. Authorizes the governing board to provide in-person instruction under Plan A, Plan B, or both Plans to grades 6-12 students if the Department of Health and Human Services issues guidance for those students to return to school under Plan A. Requires inclusion of a remote instruction option for a student's parent or guardian to elect for the remainder of the 2020-21 school year to be available for all students.

Requires provision of in-person instruction and related services to students with an individualized education program in accordance with the student's program or 504 plan. Encourages local boards to prioritize daily in-person instruction to certain at-risk students, including students with disabilities in self-contained classrooms, as defined, students with excessive absenteeism, and students who are identified as at risk for academic failure.

Grants governing boards of education flexibility in school assignments to comply with Plan requirements and ensure efficiency in use of resources, and day-to-day shifts from in-person instruction to remote instruction due to COVID-19 exposures resulting in insufficient school personnel or required student quarantines. Requires a local board to report any shift by a school or classroom to remote instruction to the Department of Public Instruction (DPI) within 72 hours of the shift.

Encourages governing boards to coordinate with local health departments and vaccine providers to facilitate scheduling COVID-19 vaccination events for frontline K-12 school-based employees.

Directs the Department of Public Instruction to coordinate with DHHS to examine the impacts of reopening schools in the various Plans and report to the specified NCGA committee by June 15, 2021.

Intro. by Gill, Farkas, R. Smith.

STUDY, UNCODIFIED

Education, Elementary and Secondary Education, Government, Public Safety and Emergency Management, State Agencies, Department of Public Instruction, Local Government, Health and Human Services, Health

[View summary](#)

H 113 (2021-2022) [2021 AOC LEGISLATIVE CHANGES.-AB](#) Filed Feb 17 2021, *AN ACT TO MAKE VARIOUS CHANGES AND TECHNICAL CORRECTIONS TO THE LAWS GOVERNING THE ADMINISTRATION OF JUSTICE.*

Amends GS 7A-38.2 to add a court management staff member to the Dispute Resolution Commission, appointed by the Chief Justice of the Supreme Court. Adds a new subsection to grant civil immunity to members of the Dispute Resolution Commission and its employees for conduct undertaken in the course of their official duties.

Amends Rule 51 of the Rules of Civil Procedure to require the court to reduce oral jury instructions to writing for civil cases subject to Rule 9(j) of the Rules of Civil Procedure, regarding medical malpractice pleadings. Additionally encourages and authorizes the court to provide the jury a written copy of the oral instructions for the jury to take into the jury room during deliberation. Amends GS 7A-47.3 to direct the Senior Resident Superior Court Judge to designate a specific resident judge or a specific judge assigned to hold court in the district to preside over all proceedings in a case subject to Rule 9(j) of the Rules of Civil Procedure, regarding medical malpractice pleadings. Requires consultation with the Administrative Office of the Courts (AOC) and the parties to the case. Effective October 1, 2021.

Mandates that the 2022-23 master jury list contain not less than 1.25 times and not more than 3 times as many names as were drawn for jury duty in all courts in the county during the 2018-19 biennium if the jury commission determines that those numbers would be more representative of the required number of jurors than the number of names drawn during the previous

biennium. In counties preparing an annual 2022 master jury list, requires the list to contain not less than 1.25 times and not more than 3 times as many names drawn during 2019 if the commission determines that those numbers would be more representative of the required number of jurors than the number of names drawn during the previous biennium.

Makes the following modifications to the Judicial Standards Commission, governed by GS 7A-375. Requires the General Assembly to appoint alternate Judicial Standards Commission members for the Commission members the General Assembly has appointed to serve in the event of scheduling conflicts, conflicts of interest, disability, or other disqualification in a particular case. Deems the alternate members to have the same qualifications of appointment as the original members. Defines *vacancy* to arise upon the resignation or death of a member. Requires vacancies of NCGA appointed members to be filled by the alternate member appointed, or if the alternate member is unable to serve, then pursuant to the procedures of GS 120-122 (previously, required all vacancies to be filled under GS 120-122). Requires the chair to call upon the alternate member in instances in which NCGA appointed members become disabled or disqualified from participating in a disciplinary proceeding, previously filled as if there were a vacancy under GS 120-122 and limited to disability. Concerning other non-judge members, provides for their replacement with alternates by their respective appointing authority in instances of disability or disqualification from participating in a disciplinary proceeding. Specifies that the Chair, who is the Court of Appeals judge appointed by the Chief Justice, serves at the pleasure of the Chief Justice. Makes conforming changes and organizational changes.

Provides a severability clause.

Intro. by Stevens.

[GS 1A, GS 7A](#)

[View summary](#)

[Courts/Judiciary, Civil, Civil Law, Civil Procedure, Court System, Government, Ethics and Lobbying, General Assembly](#)

H 114 (2021-2022) [SURRY MEDICAL MINISTRIES FOUNDATION/FUNDS](#). Filed Feb 17 2021, *AN ACT APPROPRIATING FUNDS TO SURRY MEDICAL MINISTRIES FOUNDATION, INC., FOR CAPITAL IMPROVEMENTS AND OPERATING EXPENSES TO SUPPORT THE PROVISION OF FREE MEDICAL CARE TO INDIVIDUALS WHO ARE UNINSURED.*

Appropriates \$250,000 in nonrecurring funds for 2021-22 from the General Fund to Surry Medical Ministries Foundation, Inc., to be used to support the organization's mission. Effective July 1, 2021.

Intro. by Stevens, K. Hall.

[APPROP](#)

[View summary](#)

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

H 115 (2021-2022) [ADD MEMBER TO NC TRAINING STANDARDS COMMISS.](#) Filed Feb 17 2021, *AN ACT TO PROVIDE THAT THE NORTH CAROLINA FRATERNAL ORDER OF POLICE CAN APPOINT ONE FULL-TIME SWORN LAW-ENFORCEMENT OFFICER TO SERVE ON THE NORTH CAROLINA CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION.*

Amends GS 17C-3 to add a full-time sworn law enforcement officer selected by the North Carolina Fraternal Order of Police to the membership of the North Carolina Criminal Justice Education and Training Standards Commission.

Sets the initial term of the new member from July 1, 2021, to June 30, 2024; subsequent appointees will serve a term of three years, with services at the will of the appointing authority.

Intro. by Potts.

[GS 17C](#)

[View summary](#)

[Government, Public Safety and Emergency Management](#)

H 117 (2021-2022) [FAYETTEVILLE MLK JR. PARK FUNDS](#). Filed Feb 17 2021, *AN ACT TO APPROPRIATE FUNDS TO COMPLETE THE MARTIN LUTHER KING, JR. PARK.*

Appropriates \$1.5 million in nonrecurring funds for 2021-22 from the General Fund to the Fayetteville/Cumberland County Dr. Martin Luther King Jr. Committee to be used as title indicates. Effective July 1, 2021.

Intro. by Szoka, Lucas, Richardson, Wheatley.

APPROP

[View summary](#)

Government, Budget/Appropriations, Cultural Resources and Museums

PUBLIC/SENATE BILLS

S 31 (2021-2022) [POLITICAL SUBDIVISIONS/LOCAL BIDDERS NOTICE](#). Filed Feb 1 2021, *AN ACT PROVIDING THAT POLITICAL SUBDIVISIONS OF THE STATE SHALL NOTIFY PERSONS OR BUSINESSES WITHIN THEIR JURISDICTIONAL LIMITS BY REGULAR OR ELECTRONIC MAIL OF WORK REQUIRING AN ESTIMATED EXPENDITURE OF \$50,000 OR MORE BEING LET FOR BID BY THE POLITICAL SUBDIVISION.*

Senate committee substitute amends the 1st edition as follows.

Deletes the proposed changes to GS 143-129(b), regarding including notices to local persons and businesses in the procedure for letting of public contracts. Instead, enacts new subsection (b1) requiring proposals to be invited by regular mail or email notification to persons or businesses located within the respective jurisdictional boundaries of the political subdivision inviting proposals, if the person or business requested notices of work being bid, in addition to any other notice or publication required by law, if the contract to be let is for either construction or repair work, or the purchase of apparatus, supplies, materials, or equipment, which require the estimated expenditures of public money in an amount equal to or exceeding \$50,000. Requires the notice to be sent to the mail or email address provided to the political subdivision for this purpose at least seven full days before the opening of bids. Requires the notices to contain the same information required of other public contract advertisements set out in subsection (b). Maintains the act's effective date of October 1, 2021.

Intro. by Johnson, Proctor, Craven.

GS 143

[View summary](#)

Development, Land Use and Housing, Building and Construction, Government, Local Government

S 66 (2021-2022) [REGULATE USE OF DEER SECRETIONS FOR HUNTING](#). Filed Feb 8 2021, *AN ACT TO DISAPPROVE A RULE RELATED TO CERVID EXCRETIONS ADOPTED BY THE WILDLIFE RESOURCES COMMISSION AND TO DIRECT THE WILDLIFE RESOURCES COMMISSION TO REVISE THE RULE.*

Senate committee substitute replaces the content of the 1st edition with the following.

Disapproves of the amendment to 15A NCAC 10B .0201 (Prohibited Taking and Manner of Take), defined as the "Cervid Excretion Rule," adopted by the Wildlife Resources Commission (WRC) on February 25, 2020. Directs the WRC to implement the Cervid Excretion Rule by prohibiting the possession or use of any substance or material that contains or is labeled as containing any excretion collected from a cervid, as specified, for the purpose of taking or attempting to take, attracting, or scouting wildlife. Excludes labeled synthetics; natural substances collected by a hunter from a legal harvest; labeled natural substances collected by an NC Department of Agriculture and Consumer Services (DACs) licensed facility; labeled natural deer urine products containing excretions from NC DACs licensed facilities; and labeled natural deer urine products containing excretions from facilities determined to be free of chronic wasting disease (CWD), compliant with federal CWD protocols and a federally approved CWD herd certification program who participates in additional WRC herd management requirements. Requires the WRC to adopt a permanent rule to implement the Cervid Excretion Rule as described. Applies to any cervid excretions used for hunting on or after July 1, 2021.

Makes conforming changes to the act's long title.

Intro. by Perry, Britt, Johnson.

UNCODIFIED

[View summary](#)

Animals

S 69 (2021-2022) [DMV LICENSING REQ/AUTH. VENDOR FOR ROAD TESTS](#). Filed Feb 8 2021, *AN ACT TO REVISE DIVISION OF MOTOR VEHICLES PERMIT AND LICENSE REQUIREMENTS AND TO AUTHORIZE THE DIVISION TO UTILIZE COMMERCIAL DRIVER TRAINING SCHOOLS TO ADMINISTER ROAD TESTS*.

Senate committee substitute amends the 1st edition as follows.

Makes organizational changes regarding the proposed changes to GS 20-11, separating the proposed changes to subsections (c) and (d). Makes clarifying changes regarding the effective date of the act.

No longer eliminates the requirement of passing a road test from the limited provisional drivers license requirements for persons at least 16 but less than 18 years old, set out in GS 20-11(d). Instead, requires passing a road test administered by the Division of Motor Vehicles (DMV) or by a commercial driver training school certified by the DMV to administer road tests (currently, only DMV administered road tests are permitted).

Deletes the previous provisions mandating the DMV to use third-party vendors to administer the road tests. Instead, authorizes the DMV to certify commercial driver training school (training schools) licensed under Article 14 to administer road tests required by Article 2 of GS Chapter 20. Requires the DMV to oversee road tests administered by training schools. Requires documentation of passing applicants to be submitted to the DMV as the DMV specifies prior to license issuance. Directs the DMV to report to the specified NCGA committee by November 1, 2021, including the number of training schools certified, the change in the number of available road tests and the change in the number of days an applicant must wait to take a road test, and the effect on DMV customer service, or if no training schools are certified by November 1, 2021, the reasons for not implementing the provisions, and all measures taken and their effect to reduce wait times and improve customer service for road tests.

Makes conforming changes to the act's long title.

Intro. by Sawyer, McInnis, Britt.

GS 20

[View summary](#)

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

S 105 (2021-2022) [2021 APPROPRIATIONS ACT](#). Filed Feb 17 2021, *AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS*.

Blank bill.

Intro. by B. Jackson, Harrington, Hise.

APPROP

[View summary](#)

Government, Budget/Appropriations

S 106 (2021-2022) [2021 APPROPRIATIONS ACT](#). Filed Feb 17 2021, *AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS*.

Blank bill.

Intro. by Hise, Harrington, B. Jackson.

APPROP

[View summary](#)**Government, Budget/Appropriations**

S 107 (2021-2022) [2021 APPROPRIATIONS ACT](#). Filed Feb 17 2021, *AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS.*

Blank bill.

Intro. by Harrington, Hise, B. Jackson.

APPROP

[View summary](#)**Government, Budget/Appropriations**

S 108 (2021-2022) [TUITION GRANTS FOR NCSSM GRADUATES](#). Filed Feb 17 2021, *AN ACT TO ESTABLISH A PROGRAM FOR TUITION GRANTS TO BE PROVIDED TO STATE RESIDENTS WHO GRADUATE FROM THE NORTH CAROLINA SCHOOL OF SCIENCE AND MATHEMATICS TO ENROLL FULL-TIME AT CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA ON A RECURRING BASIS AND TO APPROPRIATE FUNDS FOR THIS PURPOSE.*

Adds new Part 5, Tuition Grant for Graduates of the North Carolina School of Science and Mathematics, in Article 23 of GS Chapter 116, providing as follows. Enacts GS 116-209.80 to establish the Tuition Grant for Graduates of the NC School of Science and Mathematics (NCSSM) Program (Program). Within the funds available to the Program, provides for the State Education Assistance Authority (Authority) to administer tuition grants in the amount of full tuition costs to eligible NCSSM graduates, beginning with the graduating students of 2020-21, who enroll full-time in a UNC constituent institution the next academic year for the full tuition amount, with continued eligibility for tuition grants for up to four years if the student is continuously enrolled in a UNC constituent institution. Allows for waiver of the continuous enrollment requirement for certain circumstances. Requires administration by the Authority, consistent with guidelines and procedures for the administration of other State-funded financial aid. Requires remittance of the grant directly to the constituent institution. Provides for refund of the grant for students who do not meet enrollment requirements; proportionate reduction of the grant for eligible students who receive other scholarships or grants covering the cost of attendance; and distribution of grants in pro rata amounts within available funds when funds are insufficient to provide each eligible student with a full tuition grant. Establishes the NC Tuition Grant Fund Reserve (Fund Reserve), administered by the Authority, to provide for tuition grants and administrative costs.

Appropriates \$1,124,950 from the General Fund to the UNC Board of Governors (BOG) for 2021-22 for the awarding of tuition grants for the 2021-22 academic year for the 2020-21 NCSSM graduating class.

Appropriates \$2,249,000 for 2021-22 and \$3,374,850 in recurring funds for 2022-23 from the General Fund to the Fund Reserve for the awarding of tuition grants.

States legislative intent to appropriate \$4,499,800 in recurring funds to the Fund Reserve for 2023-34 for the awarding of grants.

Effective July 1, 2021.

Intro. by Hise.

APPROP, GS 116

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

S 110 (2021-2022) [KNIGHT-LECOUNT ADVOCACY FOR MARROW ED. & REG.](#) Filed Feb 17 2021, *AN ACT DESIGNATING THE MONTH OF NOVEMBER AS MARROW DONATION AWARENESS MONTH; AND DIRECTING THE DEPARTMENT OF HEALTH*

AND HUMAN SERVICES AND THE DEPARTMENT OF MOTOR VEHICLES TO RAISE AWARENESS THROUGH PUBLIC SERVICE ANNOUNCEMENTS ABOUT BONE MARROW DONATION AND BONE MARROW DONATION REGISTRIES.

Includes whereas clauses.

Enacts GS 103-12.5 designating November as Marrow Donation Awareness Month.

Directs the Department of Health and Human Services (DHHS) to make available on its website a public service announcement regarding bone marrow donation and transplantation sufficient to allow an individual to make a decision about whether to participate in a local or national bone marrow donation registry.

Requires DHHS to provide a link to the public service announcement to the Division of Motor Vehicles (DMV), and requires DMV to make that link available on its website. Additionally requires the DMV to broadcast the public service announcement on monitors at drivers license office locations across the State.

Intro. by Crawford, Hise, Burgin.

GS 103

[View summary](#)

Government, Cultural Resources and Museums, State Agencies, Department of Health and Human Services, Department of Transportation, Health and Human Services, Health, Public Health

S 111 (2021-2022) **SENATE BOG ELECTIONS**. Filed Feb 17 2021, *A SENATE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.*

Adopts procedures for the Senate Select Committee on UNC Board of Governors (Senate Committee) for nominating and electing members of the UNC Board of Governors (BOG).

Makes it the duty of the Senate Committee to conduct a process for nominating and electing persons for each opening on the BOG to which the Senate is to elect members. Sets the time period for receiving BOG nominations as March 1 through March 5, 2021. The total number of open positions is six and each position is for a four-year term. Provides that a senator may propose candidates for nominations only for the openings available for election by the Senate and only on a written nomination form provided by the chair of the Senate Committee. Requires that the written nomination on the prescribed form be received in the office of the Senate principal clerk on or after Monday, March 1, 2021, and no later than 5:00 pm on Friday, March 5, 2021.

Requires nominees to file a completed Statement of Economic Interest with the North Carolina State Ethics Commission as required by law no later than 5:00 pm on Friday, March 5, 2021, as specified.

Requires the Senate Committee to list all nominees after the close of the nominations period on March 5, 2021. Directs the Senate Committee to screen the nominees as to their qualifications and background and provides that the Senate Committee may interview each nominee to ensure that suitable persons are nominated. Also provides that it is the duty of the Senate Committee to determine that each nominee is willing and able to serve and has no statutory disability. Requires the committee to vote to ensure that the slate of qualified candidates lists no more than twice the number of candidates for the total number of seats that are open. Directs the Senate Committee Chair to ascertain if the nominees are willing to serve if elected. Provides that any nominee may withdraw from nomination without the approval of that nominee's sponsoring Senator.

Requires that the ballot be prepared under the supervision of the committee chair and that it include only the names of proposed nominees who have consented to run and for whom the Senate is entitled to vote. Names are to be listed on the ballot in alphabetical order by surname. Requires that the Senate hold its election no later than Thursday, March 18, 2021. Requires that the committee chair explain the six specified voting rules before the voting begins. Senators are to vote for six persons for four-year terms and each ballot must be signed by the member casting the ballot. Prohibits counting any unsigned ballots.

Provides that the Senate Committee chair is responsible for canvassing the vote and declaring the results. Requires the Senate Principal Clerk to keep the ballots as part of the permanent records and keep the ballots open for immediate public inspection. Provides that when the Senate Committee chair determines that the Senate has chosen six persons to serve as members of the

BOG, the president of the Senate must entertain a motion for the simultaneous election of those persons; the vote must be called electronically. Requires the election results to be sent to the House of Representatives by special messenger.

Requires the Senate Committee chair to notify the secretary of the BOG of the names of the persons elected by the Senate and the term for which each person was elected.

Becomes effective upon adoption.

Intro. by Rabon.

SENATE RES

[View summary](#)

Government, General Assembly, State Agencies, UNC System

S 112 (2021-2022) [TEMP ALIGN PPP TREATMENT TO FEDERAL TREATMENT](#). Filed Feb 17 2021, *AN ACT TO ELIMINATE THE ADDBACK FOR BUSINESS EXPENSES DEDUCTED TO THE EXTENT THE PAYMENT RESULTS IN FORGIVENESS OF A COVERED LOAN UNDER THE FEDERAL CARES ACT FOR THE 2020 TAXABLE YEAR ONLY.*

Effective for taxable years beginning on or after January 1, 2020, repeals GS 105-130.5(a)(32) and GS 105-153.5(c2)(20), which require corporate and individual taxpayers to add to the taxpayer's adjusted gross income the amount of any expense deducted under the Internal Revenue Code to the extent that payment of the expense results in forgiveness of a covered loan pursuant to section 1106(b) of the federal CARES Act (governing the Payment Protection Program/PPP) and the income associated with the forgiveness is excluded from gross income pursuant to section 1106(i) of the CARES Act. Effective for taxable years beginning on or after January 1, 2021, these provisions are reenacted as they existed immediately before the repeal.

Intro. by Burgin, Corbin, Davis.

GS 105

[View summary](#)

Business and Commerce, Government, Public Safety and Emergency Management, Tax

S 113 (2021-2022) [MODIFY TERMINATION OF PARENTAL RIGHTS APPEALS](#). Filed Feb 17 2021, *AN ACT TO MODIFY THE RIGHT TO APPEAL IN TERMINATION OF PARENTAL RIGHTS CASES.*

Amends GS 7A-27 and GS 7B-1001 to change the right of appeal in termination of parental rights cases. Eliminates the right of appeal directly to the Supreme Court, and instead creates the right of appeal directly to the Court of Appeals, of any order that terminates parental rights or denies a petition or motion to terminate parental rights. Eliminates GS 7B-1001(a1), which established the right of appeal directly to the Supreme Court for orders eliminating reunification as a permanent plan when three specific conditions were satisfied. Maintains the direct right of appeal to the Court of Appeals for orders eliminating reunification as a permanent plan, set out in GS 7B-1001(a)(5). Makes conforming statutory reference change in GS 7B-1001(a2) and requires the Court of Appeals, rather than the Supreme Court, to review the order eliminating reunification together with an appeal of the order terminating parental rights. Maintains that the order terminating parental rights must be vacated if the order eliminating reunification is vacated. Applies to appeals filed on or after October 1, 2021.

Intro. by Britt, Sanderson, Daniel.

GS 7A, GS 7B

[View summary](#)

Courts/Judiciary, Juvenile Law, Abuse, Neglect and Dependency

LOCAL/HOUSE BILLS

H 35 (2021-2022) [VARIOUS COUNTY PUBLIC NOTICES](#). Filed Jan 28 2021, *AN ACT ALLOWING LOCAL GOVERNMENTS IN THE COUNTIES OF BURKE, CURRITUCK, DAVIDSON, DAVIE, IREDELL, MONTGOMERY, RICHMOND, ROCKINGHAM, ROWAN, RUTHERFORD, AND STANLY TO PUBLISH PUBLIC NOTICES ELECTRONICALLY ON THE COUNTY-MAINTAINED WEBSITE AND TO SET REASONABLE FEES TO COVER THE COST OF PROVIDING ELECTRONIC NOTICE.*

House committee substitute amends the 1st edition as follows.

Changes the scope of the act to the following counties only: Burke, Currituck, Davidson, Davie, Iredell, Montgomery, Richmond, Rockingham, Rowan, Rutherford, and Stanly (previously included Cabarrus, Catawba, Forsyth, Haywood, Jackson, and Swain; previously did not include Burke, Davie, and Iredell).

Section 1

No longer amends GS 153A-52. Instead, enacts GS 153A-52.3 to codify identical provisions as those previously proposed additions to GS 153A-52 regarding electronic public notice, with the following exceptions. Requires electronic notices published under an adopted ordinance to be published on the board of commissioners' website (rather than that of the governing board) within the time required by the applicable statute or local act. Adds a new requirement for the board of commissioners to maintain a website with sufficient staff to maintain the website if the board has adopted an ordinance pursuant to the statute. No longer includes county boards of election in the defined term *governing board*. Specifies that a county board of elections of a county where the board of county commissioners has adopted an ordinance is authorized to publish notices on the website of the board of county commissioners. Explicitly authorizes a city council to adopt an ordinance under the statute's provisions and publish notices in compliance with the statute's provisions through publication on the board of county commissioners' website where the city council is located if the county has also adopted an ordinance pursuant to the statute's provisions. Makes conforming changes regarding the scope of the act to the above specified counties. Makes conforming changes to the statutory references stated in the proposed changes to GS 160A-1, GS 153A-1, and GS 159-1.

Makes conforming changes to the proposed changes to GS 163-33, to allow election notices to be given by the county board of elections on the website of the county board of commissioners if the board of commissioners has adopted an ordinance pursuant to new GS 153A-52.3 (previously, authorized county boards of elections to adopt a policy pursuant to the previously proposed provisions to provide for electronic notices).

Makes conforming changes regarding the scope of the act to specify that Section 1 only applies to the counties of Burke, Currituck, Davidson, Davie, Iredell, Montgomery, Richmond, Rockingham, Rowan, Rutherford, and Stanly, and any municipality located wholly or in part in one of those counties, and applies to notices published on or after the date the act becomes law.

Section 2

Makes conforming changes to proposed GS 1-602.1 (was, GS 1-602), which allows publishing of any notice permitted or required to be published in a newspaper, by contracting with a county who has adopted an ordinance authorizing the county to publish such notices on a county-maintained website maintained, to specify that the statute applies only to the counties of Burke, Currituck, Davidson, Davie, Iredell, Montgomery, Richmond, Rockingham, Rowan, Rutherford, and Stanly. Makes technical changes.

Changes the act's long title.

Intro. by Warren, Adams, Hanig.

[Burke, Currituck, Davidson, Davie, Iredell, Montgomery, Richmond, Rockingham, Rowan, Rutherford, Stanly, GS 1, GS 153A, GS 159, GS 160A, GS 163](#)

[View summary](#)

[Courts/Judiciary, Civil, Civil Procedure, Government, Elections, Local Government](#)

H 51 (2021-2022) [EASTERN COUNTIES/PUBLIC NOTICES](#). Filed Feb 3 2021, *AN ACT ALLOWING LOCAL GOVERNMENTS IN THE COUNTIES OF BEAUFORT, BERTIE, CAMDEN, CARTERET, CHOWAN, CRAVEN, GATES, HARNETT, HERTFORD, PASQUOTANK, PERQUIMANS, TYRRELL, AND WASHINGTON TO PUBLISH PUBLIC NOTICES ELECTRONICALLY ON THE*

COUNTY-MAINTAINED WEBSITE AND TO SET REASONABLE FEES TO COVER THE COST OF PROVIDING ELECTRONIC NOTICE.

House committee substitute amends the 1st edition as follows.

Changes the scope of the act to the following counties only: Beaufort, Bertie, Camden, Carteret, Chowan, Craven, Gates, Harnett, Hertford, Pasquotank, Perquimans, Tyrrell, and Washington (previously did not include Carteret).

Section 1

No longer amends GS 153A-52. Instead, enacts GS 153A-52.3 to codify identical provisions as those previously proposed additions to GS 153A-52 regarding electronic public notice, with the following exceptions. Requires electronic notices published under an adopted ordinance to be published on the board of commissioners' website (rather than that of the governing board) within the time required by the applicable statute or local act. Adds a new requirement for the board of commissioners to maintain a website with sufficient staff to maintain the website if the board has adopted an ordinance pursuant to the statute. No longer includes county boards of election in the defined term *governing board*. Specifies that a county board of elections of a county where the board of county commissioners has adopted an ordinance is authorized to publish notices on the website of the board of county commissioners. Explicitly authorizes a city council to adopt an ordinance under the statute's provisions and publish notices in compliance with the statute's provisions through publication on the board of county commissioners' website where the city council is located if the county has also adopted an ordinance pursuant to the statute's provisions. Makes conforming changes regarding the scope of the act to the above specified counties. Makes conforming changes to the statutory references stated in the proposed changes to GS 160A-1, GS 153A-1, and GS 159-1.

Makes conforming changes to the proposed changes to GS 163-33, to allow election notices to be given by the county board of elections on the website of the county board of commissioners if the board of commissioners has adopted an ordinance pursuant to new GS 153A-52.3 (previously, authorized county boards of elections to adopt a policy pursuant to the previously proposed provisions to provide for electronic notices).

Makes conforming changes regarding the scope of the act to specify that Section 1 only applies to the counties of Beaufort, Bertie, Camden, Carteret, Chowan, Craven, Gates, Harnett, Hertford, Pasquotank, Perquimans, Tyrrell, and Washington, and any municipality located wholly or in part in one of those counties, and applies to notices published on or after the date the act becomes law.

Section 2

Makes conforming changes to proposed GS 1-602.1 (was, GS 1-602), which allows publishing of any notice permitted or required to be published in a newspaper, by contracting with a county who has adopted an ordinance authorizing the county to publish such notices on a county-maintained website maintained, to specify that the statute applies only to the counties of Beaufort, Bertie, Camden, Carteret, Chowan, Craven, Gates, Harnett, Hertford, Pasquotank, Perquimans, Tyrrell, and Washington. Makes technical changes.

Changes the act's long title.

Intro. by Penny.

Beaufort, Bertie, Camden, Carteret, Chowan, Craven, Gates, Harnett, Hertford, Pasquotank, Perquimans, Tyrrell, Washington, GS 1, GS 153A, GS 159, GS 160A, GS 163

[View summary](#)

Courts/Judiciary, Civil, Civil Law, Government, Elections, Local Government

H 106 (2021-2022) [SCHOOL CALENDAR FLEXIBILITY/PITT COUNTY](#). Filed Feb 17 2021, *AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY FOR A THREE-YEAR PERIOD TO CERTAIN LOCAL BOARDS OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR.*

Grants the Pitt County Board of Education (board) the flexibility to depart from the school calendar parameters of GS 115C-84.2(d) in determining the opening and closing dates for its public schools for the 2021-22, 2022-23, and 2023-24 school

years. Requires the board to hold a public hearing on whether to depart from the requirements, and upon deciding to depart from the requirements based on parent and community input at the hearing, requires the board to hold an additional hearing before selecting the opening and closing dates for its schools. Requires the board to report to the Department of Public Instruction (DPI) on the act's implementation and any related recommendations, as specified, by October 3, 2023. Requires DPI to provide an evaluation of these reports and provide an aggregated report to the specified NCGA committee by November 21, 2023.

Intro. by Farkas, Humphrey, K. Smith.

UNCODIFIED, Pitt

[View summary](#)

**Education, Elementary and Secondary Education,
Government, State Agencies, Department of Public
Instruction**

H 111 (2021-2022) [SCHOOL CALENDAR FLEXIBILITY/WSFCS](#). Filed Feb 17 2021, *AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO WINSTON-SALEM/FORSYTH COUNTY SCHOOLS IN ADOPTING THE SCHOOL CALENDAR*.

Includes whereas clauses. Under current law, GS 115C-84.2(d) provides authority to local boards of education to determine the opening and closing dates for public schools under GS 115C-84.2(a)(1). However, the local boards must comply with specified parameters for the opening and closing dates of public schools as provided. Subsection (d) also provides criteria under which the State Board of Education may waive those requirements upon a showing of good cause by a local board of education.

Amends GS 115C-84.2(d) as the title indicates. Allows Winston-Salem/Forsyth County Schools to open no earlier than August 11 (currently, no earlier than the Monday closest to August 26), excluding year-round schools. Deletes the provisions of subsection (d) concerning waiver of the requirements upon a showing of good cause. Adds new language to GS 115C-174.12 permitting assessments to be given before the conclusion of the fall semester for local boards that have implemented a school calendar that concludes the fall semester prior to December 31.

Applies beginning with the 2021-22 school year.

Intro. by Zenger, Lambeth, A. Baker, Terry.

Forsyth

[View summary](#)

Education, Elementary and Secondary Education

H 116 (2021-2022) [SCHOOL CALENDAR FLEX./CERTAIN SCHOOL SYSTEMS](#). Filed Feb 17 2021, *AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO CERTAIN BOARDS OF EDUCATION IN ADOPTING SCHOOL CALENDARS*.

Includes whereas clauses. Under current law, GS 115C-84.2(d) provides authority to local boards of education to determine the opening and closing dates for public schools under GS 115C-84.2(a)(1). However, the local boards must comply with specified parameters for the opening and closing dates of public schools as provided. Subsection (d) also provides criteria under which the State Board of Education may waive those requirements upon a showing of good cause by a local board of education.

Amends GS 115C-84.2(d) as the title indicates. Allows Randolph County Schools and Asheboro City Schools to open as early as August 1 (currently, no earlier than the Monday closest to August 26), excluding year-round schools. Requires first semester exams to be given before winter break. Deletes the provisions of subsection (d) concerning waiver of the requirements upon a showing of good cause. Authorizes the local board to schedule opening and closing dates for any school in the unit to coincide with the opening and closing dates of a community college servicing the city or county in which the unit is located. Makes conforming and technical changes.

Applies beginning with the 2021-22 school year.

Intro. by McNeill, Hurley.

Randolph

[View summary](#)

Education, Elementary and Secondary Education

H 118 (2021-2022) [STUDENTS, PARENTS, COMMUNITY RIGHTS ACT](#). Filed Feb 17 2021, *AN ACT TO PERMIT INCREASED ACCESS TO OUTDOOR SPORTING FACILITIES IN PUBLIC AND NONPUBLIC HIGH SCHOOLS IN UNION COUNTY*.

Includes whereas clauses. Limits the scope of the act to Union County only. Requires all public and nonpublic high schools to limit the number of spectators at outdoor sporting events for the remainder of the scheduled 2020-21 school year, as follows. Defines *spectator* to exclude athletes, school employees, entertainers, and event support staff. Caps spectators at 50% capacity of an outdoor facility's approved occupancy capacity under the fire code, or no more than seven persons for every 1,000 feet for those without an approved occupancy capacity. Requires high schools to comply with the requirements of the StrongSchoolsNC Public Health Toolkit as it existed on February 2, 2021, and the Interim Guidance for Administrators and Participants of Youth and Amateur Sports Programs as it existed on January 28, 2021, in allowing access to outdoor sporting facilities so long as the requirements are consistent with the act's provisions. Does not prohibit a school's implementation of stricter access to outdoor sporting events at that school.

Intro. by Willis, Arp, Brody.

UNCODIFIED, Union

[View summary](#)

[Education, Elementary and Secondary Education, Government, Public Safety and Emergency Management](#)

LOCAL/SENATE BILLS

S 109 (2021-2022) [LAW ENFORCEMENT RECORDINGS/WINSTON-SALEM](#). Filed Feb 17 2021, *AN ACT TO AMEND THE PUBLIC RECORD STATUTES WITH REGARD TO THE CITY OF WINSTON-SALEM RELATED TO LAW ENFORCEMENT AGENCY RECORDINGS AND CLOSED SESSIONS*.

Applies only to the City of Winston-Salem.

Amends GS 132-1.4A regarding law enforcement agency recordings. Expands purposes for which the custodial law enforcement agency can disclose or release a recording to now include disclosing or releasing a recording: (1) to partnering local agencies for any internal investigation, administration decision making, or training purpose; (2) to school resource officers for disclosure to a juvenile whose image or voice is captured in the recording, such juvenile's parents or legal guardians, and principals and school administrators where such juvenile is enrolled; (3) to a citizen review board, as defined, for review of complaints so long as board members have executed a confidentiality agreement; (4) to identify or locate a potential criminal suspect, victim of a crime, or missing person so long as single or limited random images extracted from the recording which depict only the face or other identifying characteristics of the suspect, victim, or missing person are disclosed or released; (5) to the city or county manager upon the manager's request for management and administrative purposes, as specified, so long as the manager has executed a confidentiality agreement; and (6) to the city or town council in closed session upon recommendation of the city or town manager and majority vote of the city or town council so long as council members have executed a confidentiality agreement. Prohibits release of recorded images to the public by a citizens review board, a city or county manager, or a city or town council unless required by court order. Allows council members to make public statements to restore confidence in law enforcement without breaching the confidentiality agreement. Makes it a Class 3 misdemeanor punishable by a fine at the court's discretion, not exceeding \$500, for any person to knowingly and willfully disclose or release a recording in violation of the statute.

Amends GS 143-318.11, allowing a public body to hold a closed session when required to view a recording regulated (was, released) pursuant to GS 132-1.4A, as amended.

Intro. by Lowe.

Forsyth

[View summary](#)

[Government, Public Records and Open Meetings, Public Safety and Emergency Management](#)

ACTIONS ON BILLS**PUBLIC BILLS****H 4: EXTEND ABC PERMIT RENEWAL FEE DEFERRAL.**

Senate: Regular Message Sent To House

House: Regular Message Received From Senate

House: Cal Pursuant 36(b)

House: Added to Calendar

House: Concurred In S Com Sub

House: Ordered Enrolled

H 58: HONOR DOUGLAS YONGUE, FORMER MEMBER.

House: Passed 2nd Reading

House: Passed 3rd Reading

House: Special Message Sent To Senate

Senate: Special Message Received From House

Senate: Passed 1st Reading

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

H 84: SEX OFFENDER PREMISES RESTRICTIONS.

House: Passed 1st Reading

House: Ref to the Com on Judiciary 2, if favorable, Rules, Calendar, and Operations of the House

H 86: INCREASE IN-SERVICE DEATH BENEFITS/LRS.

House: Passed 1st Reading

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

H 87: FUNDS/NEW NORTH CAROLINA MARITIME MUSEUM.

House: Passed 1st Reading

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

H 88: MODIFY BD. OF BARBER EXAMINERS FEES.

House: Passed 1st Reading

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

H 89: SEPTEMBER AS CHILDHOOD CANCER AWARENESS MONTH.

House: Passed 1st Reading

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

H 91: REDUCE REG. TO HELP CHILDREN WITH AUTISM.

House: Passed 1st Reading

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

H 93: REQUIRE NALOXONE SCRIPTS WITH OPIOID SCRIPTS.

House: Passed 1st Reading

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

H 95: IMPROVE ANATOMICAL GIFT DONATION PROCESS.

House: Passed 1st Reading

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

H 96: ALLOW PHARMACISTS TO ADMIN. INJECTABLE DRUGS.

House: Passed 1st Reading

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

H 101: ADOPT HAYWOOD CO. AS ELK CAPITAL OF NC.

House: Filed

H 102: CLARIFY CAUSE OF DEATH.

House: Filed

H 103: AUTOMATIC RENEWAL OF CONTRACTS.

House: Filed

H 104: JUDICIAL DISCRETION OF FTA RELEASE CONDITIONS.

House: Filed

H 105: SUPERSEDING ORDERS/DOMESTIC VIOLENCE.

House: Filed

H 107: DES COVID MODIFICATIONS AND TECHNICAL CHANGES.

House: Filed

H 108: PERMANENCY INNOVATION INITIATIVE/FUNDS.

House: Filed

H 109: CREATE PRETRIAL RELEASE STUDY COMMITTEE.

House: Filed

H 110: INCREASE BUILDING PERMIT EXEMPTION THRESHOLD.

House: Filed

H 112: A SAFE RETURN FOR IN-PERSON LEARNING.

House: Filed

H 113: 2021 AOC LEGISLATIVE CHANGES.-AB

House: Filed

H 114: SURRY MEDICAL MINISTRIES FOUNDATION/FUNDS.

House: Filed

H 115: ADD MEMBER TO NC TRAINING STANDARDS COMMISS.

House: Filed

H 117: FAYETTEVILLE MLK JR. PARK FUNDS.

House: Filed

S 31: POLITICAL SUBDIVISIONS/LOCAL BIDDERS NOTICE.

Senate: Reptd Fav Com Substitute

Senate: Com Substitute Adopted

Senate: Re-ref Com On Rules and Operations of the Senate

S 37: IN-PERSON LEARNING CHOICE FOR FAMILIES.

House: Conf Report Adopted

Senate: Ordered Enrolled

S 38: SMALL BUSINESS OWNERS/S CORP FAIRNESS ACT.

Senate: Regular Message Sent To House

House: Regular Message Received From Senate

House: Passed 1st Reading

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

S 43: PROTECT RELIGIOUS MEETING PLACES.

Senate: Withdrawn From Com

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

S 54: CONFIRM GOVERNOR'S APPTS/MINING COMMISSION.

House: Passed 2nd Reading

House: Passed 3rd Reading

House: Ordered Enrolled

S 60: DISAPPROVE VARIOUS SOLID WASTE RULE CHANGES.

Senate: Withdrawn From Com

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

S 66: REGULATE USE OF DEER SECRETIONS FOR HUNTING.

Senate: Reptd Fav Com Substitute

Senate: Com Substitute Adopted

Senate: Re-ref Com On Rules and Operations of the Senate

S 69: DMV LICENSING REQ/AUTH. VENDOR FOR ROAD TESTS.

Senate: Reptd Fav Com Substitute

Senate: Com Substitute Adopted

Senate: Re-ref Com On Commerce and Insurance

S 93: ASSISTING NC FAMILIES IN CRISIS.

Senate: Withdrawn From Com

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

S 94: TRAMPOLINE PARK REGULATION/STUDY/FUNDS.

Senate: Withdrawn From Com

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

S 101: REQUIRE COOPERATION WITH ICE 2.0.

Senate: Withdrawn From Com

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

S 102: REACT/PLATES/SIREN.

Senate: Passed 1st Reading

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

S 103: REDUCE REG. TO HELP CHILDREN WITH AUTISM.

Senate: Passed 1st Reading

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

S 104: ALIGN PPP TAX TREATMENT TO FEDERAL TREATMENT.

Senate: Passed 1st Reading

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

S 105: 2021 APPROPRIATIONS ACT.

Senate: Filed

S 106: 2021 APPROPRIATIONS ACT.

Senate: Filed

S 107: 2021 APPROPRIATIONS ACT.

Senate: Filed

S 108: TUITION GRANTS FOR NCSSM GRADUATES.

Senate: Filed

S 110: KNIGHT-LECOUNT ADVOCACY FOR MARROW ED. & REG.

Senate: Filed

S 111: SENATE BOG ELECTIONS.

Senate: Filed

S 112: TEMP ALIGN PPP TREATMENT TO FEDERAL TREATMENT.

Senate: Filed

S 113: MODIFY TERMINATION OF PARENTAL RIGHTS APPEALS.

Senate: Filed

LOCAL BILLS

H 35: VARIOUS COUNTY PUBLIC NOTICES.

House: Reptd Fav Com Substitute

House: Re-ref Com On Local Government

H 38: BD. OF TRUSTEES/ISOTHERMAL CC.

House: Passed 2nd Reading

House: Passed 3rd Reading

House: Special Message Sent To Senate

Senate: Special Message Received From House

Senate: Passed 1st Reading

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

H 51: EASTERN COUNTIES/PUBLIC NOTICES.

House: Reptd Fav Com Substitute

House: Re-ref Com On Local Government

H 85: PROTECT PRIVATE PROPERTY RIGHTS.

House: Passed 1st Reading

House: Ref to the Com on Judiciary 1, if favorable, Rules, Calendar, and Operations of the House

H 90: IN-PERSON LEARNING.

House: Passed 1st Reading

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

H 92: SCHOOL CALENDAR FLEXIBILITY/DAVIE COUNTY.

House: Passed 1st Reading

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

H 94: GRAHAM COUNTY OCCUPANCY TAX.

House: Passed 1st Reading

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

H 106: SCHOOL CALENDAR FLEXIBILITY/PITT COUNTY.

House: Filed

H 111: SCHOOL CALENDAR FLEXIBILITY/WSFCS.

House: Filed

H 116: SCHOOL CALENDAR FLEX./CERTAIN SCHOOL SYSTEMS.

House: Filed

S 109: LAW ENFORCEMENT RECORDINGS/WINSTON-SALEM.

Senate: Filed

© 2021 School of Government The University of North Carolina at Chapel Hill

This work is copyrighted and subject to "fair use" as permitted by federal copyright law. No portion of this publication may be reproduced or transmitted in any form or by any means without the express written permission of the publisher. Distribution by third parties is prohibited. Prohibited distribution includes, but is not limited to, posting, e-mailing, faxing, archiving in a public database, installing on intranets or servers, and redistributing via a computer network or in printed form. Unauthorized use or reproduction may result in legal action against the unauthorized user.

[Print Version](#)