



The Daily Bulletin: 2021-09-03

PUBLIC/HOUSE BILLS

H 95 (2021) [WHOLESALE RX DISTRIBUTION LICENSEE CHANGE. \(NEW\)](#) Filed Feb 16 2021, *AN ACT TO AUTHORIZE THE COMMISSIONER OF AGRICULTURE TO REVIEW AN APPLICATION AND ISSUE OR DENY A LICENSE FOR WHOLESALE DISTRIBUTION OF PRESCRIPTION DRUGS THAT IS CONDITIONED UPON APPROVAL OF A PRESCRIPTION DRUG UNDER FEDERAL LAW WHILE THE FEDERAL APPROVAL PROCESS IS PENDING.*

AN ACT TO AUTHORIZE THE COMMISSIONER OF AGRICULTURE TO REVIEW AN APPLICATION AND ISSUE OR DENY A LICENSE FOR WHOLESALE DISTRIBUTION OF PRESCRIPTION DRUGS THAT IS CONDITIONED UPON APPROVAL OF A PRESCRIPTION DRUG UNDER FEDERAL LAW WHILE THE FEDERAL APPROVAL PROCESS IS PENDING. SL 2021-135. Enacted Sept. 2, 2021. Effective Sept. 2, 2021.

Intro. by Sasser, Potts, Carney, K. Baker.

[GS 106](#)

[View summary](#)

[Agriculture, Government, State Agencies, Department of Agriculture and Consumer Services, Health and Human Services, Health](#)

H 264 (2021) [EMERGENCY POWERS ACCOUNTABILITY ACT.](#) Filed Mar 10 2021, *AN ACT TO CLARIFY THE EXPIRATION OF A STATEWIDE STATE OF EMERGENCY AND THE EXERCISE OF CERTAIN POWERS UNDER A STATEWIDE STATE OF EMERGENCY, TO CLARIFY THE ABATEMENT OF STATEWIDE IMMINENT HAZARDS, AND TO CLARIFY STATEWIDE QUARANTINES.*

Senate committee substitute (corrected) amends the 2nd edition as follows.

Amends the proposed definition given to the term *concurrence of Council of State* under GS 166A-19.3, to specifically require the Governor to document the contact and response of each Council of State member on the same website the related executive order is published. Adds that the Governor's release of the information must be prior to, or simultaneously with, exercising the stated authority if consensus is achieved.

Revises the proposed changes to GS 166A-19.20(c), which provides for the expiration of a gubernatorial or legislative declaration of a state of emergency, distinguished by whether the declaration applies to a statewide emergency area. For statewide emergency areas, requires concurrence of Council of State to continue (was, to extend) a declaration beyond its expiration seven days following issuance. Now provides for the declaration to expire 45 days after issuance with concurrence of Council of State, unless the NCGA extends the declaration by enactment of general law. Bars the Governor from issuing a substantially similar declaration arising from the same events that were the basis for an initial declaration that was not legislatively extended.

Corrects statutory cross-references in new GS 130A-145(f) regarding the State Health Director's quarantine and isolation authority.

Changes the act's long title.

Intro. by Kidwell, D. Hall, Bell, Moffitt.

[GS 130A, GS 166A](#)

[View summary](#)

[Courts/Judiciary, Civil, Civil Law, Government, Public Safety and Emergency Management, State Agencies, Department of Environmental Quality \(formerly DENR\), Department of](#)

**Health and Human Services, State Government, Executive,
Local Government, Health and Human Services, Health,
Public Health**

H 436 (2021) [SUPPORT LAW ENFORCEMENT MENTAL HEALTH](#). Filed Mar 29 2021, *AN ACT TO REQUIRE PSYCHOLOGICAL SCREENINGS OF LAW ENFORCEMENT OFFICERS PRIOR TO CERTIFICATION OR EMPLOYMENT; TO EDUCATE LAW ENFORCEMENT OFFICERS ON MAINTAINING GOOD MENTAL HEALTH, AND TO PROVIDE INFORMATION TO LAW ENFORCEMENT OFFICERS ON MENTAL HEALTH RESOURCES AVAILABLE; AND TO CREATE A PHYSICAL FITNESS STUDY.*

AN ACT TO REQUIRE PSYCHOLOGICAL SCREENINGS OF LAW ENFORCEMENT OFFICERS PRIOR TO CERTIFICATION OR EMPLOYMENT; TO EDUCATE LAW ENFORCEMENT OFFICERS ON MAINTAINING GOOD MENTAL HEALTH, AND TO PROVIDE INFORMATION TO LAW ENFORCEMENT OFFICERS ON MENTAL HEALTH RESOURCES AVAILABLE; AND TO CREATE A PHYSICAL FITNESS STUDY. SL 2021-136. Enacted Sept. 2, 2021. Subsections (a) through (d) are effective January 1, 2022. The remainder is effective Sept. 2, 2021.

Intro. by K. Baker, Szoka, Hunter.

[STUDY, GS 17C, GS 17E](#)

[View summary](#)

**Business and Commerce, Occupational Licensing,
Courts/Judiciary, Criminal Justice, Employment and
Retirement, Government, Public Safety and Emergency
Management, Local Government, Health and Human
Services, Mental Health**

H 536 (2021) [LAW ENFORCEMENT DUTY TO INTERVENE](#). Filed Apr 13 2021, *AN ACT TO ESTABLISH A DUTY FOR LAW ENFORCEMENT OFFICERS TO INTERVENE IN AND REPORT EXCESSIVE USE OF FORCE; TO REQUIRE USE OF THE NATIONAL DECERTIFICATION INDEX MAINTAINED BY THE INTERNATIONAL ASSOCIATION OF DIRECTORS OF LAW ENFORCEMENT STANDARDS AND TRAINING IN THE CERTIFICATION PROCESS FOR CERTIFIED PERSONNEL; AND TO REQUIRE REPORTING RELATED TO GIGLIO MATERIAL.*

AN ACT TO ESTABLISH A DUTY FOR LAW ENFORCEMENT OFFICERS TO INTERVENE IN AND REPORT EXCESSIVE USE OF FORCE; TO REQUIRE USE OF THE NATIONAL DECERTIFICATION INDEX MAINTAINED BY THE INTERNATIONAL ASSOCIATION OF DIRECTORS OF LAW ENFORCEMENT STANDARDS AND TRAINING IN THE CERTIFICATION PROCESS FOR CERTIFIED PERSONNEL; AND TO REQUIRE REPORTING RELATED TO GIGLIO MATERIAL. SL 2021-137. Enacted Sept. 2, 2021. Effective Sept. 2, 2021, except as otherwise provided.

Intro. by Szoka, K. Baker, Hunter.

[GS 15A, GS 17C, GS 17E](#)

[View summary](#)

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

H 650 (2021) [OMNIBUS DMV BILL](#). Filed Apr 22 2021, *AN ACT TO MAKE MULTIPLE CHANGES TO MOTOR VEHICLE LAWS.*

AN ACT TO MAKE MULTIPLE CHANGES TO MOTOR VEHICLE LAWS. SL 2021-134. Enacted Sept. 4, 2021. Effective Oct. 1, 2021, except as otherwise provided.

Intro. by B. Jones, Iler, Shepard.

[STUDY, GS 20](#)

[View summary](#)

**Business and Commerce, Occupational Licensing,
Courts/Judiciary, Motor Vehicle, Development, Land Use and
Housing, Property and Housing, Government, State Agencies,**

PUBLIC/SENATE BILLS

S 300 (2021) **CRIMINAL JUSTICE REFORM**. Filed Mar 15 2021, *AN ACT TO INCREASE PROTECTIONS, TRAINING, AND OVERSIGHT FOR STATE AND LOCAL LAW ENFORCEMENT OFFICERS; TO CREATE A DECERTIFICATION DATABASE; TO REQUIRE USE OF THE FEDERAL BUREAU OF INVESTIGATION'S NEXT GENERATION IDENTIFICATION SYSTEM AND RAP BACK SERVICE FOR LAW ENFORCEMENT; TO REQUIRE REPORTING RELATED TO GIGLIO MATERIAL; TO EXPAND TRANSPORTATION OF INVOLUNTARY COMMITMENT RESPONDENTS; TO STANDARDIZE LAW ENFORCEMENT OFFICER ENTRY REQUIREMENTS AND ONGOING REQUIREMENTS; TO REQUIRE PSYCHOLOGICAL SCREENINGS OF LAW ENFORCEMENT OFFICERS PRIOR TO CERTIFICATION OR EMPLOYMENT; TO EDUCATE LAW ENFORCEMENT OFFICERS ON MAINTAINING GOOD MENTAL HEALTH, AND TO PROVIDE INFORMATION TO LAW ENFORCEMENT OFFICERS ON MENTAL HEALTH RESOURCES AVAILABLE; TO CREATE A PHYSICAL FITNESS STUDY; TO DECRIMINALIZE CERTAIN LOCAL ORDINANCES AND PROVIDE COMPLIANCE AS A DEFENSE TO AN ORDINANCE VIOLATION; TO MANDATE MISDEMEANOR FIRST APPEARANCES WHEN A DEFENDANT IS IN CUSTODY; TO REQUIRE USE OF THE NATIONAL DECERTIFICATION INDEX MAINTAINED BY THE INTERNATIONAL ASSOCIATION OF DIRECTORS OF LAW ENFORCEMENT STANDARDS AND TRAINING IN THE CERTIFICATION PROCESS FOR CERTIFIED PERSONNEL; TO ESTABLISH A DUTY FOR LAW ENFORCEMENT OFFICERS TO INTERVENE IN AND REPORT EXCESSIVE USE OF FORCE; TO ADDRESS CONSTITUTIONAL ISSUES WITH SATELLITE-BASED MONITORING RAISED IN STATE VERSUS GRADY AND CREATE A PROCESS TO REVIEW WHETHER OFFENDERS SUBJECT TO THAT CASE WHICH WERE REMOVED FROM SATELLITE-BASED MONITORING ARE OTHERWISE ELIGIBLE; TO REMOVE THE STANDARDS COMMISSIONS FROM A NONEXCLUSIVE LIST OF STATE AGENCY LICENSING BOARDS; TO PROTECT LAW ENFORCEMENT OFFICERS; TO AMEND THE LAW TO PROVIDE IMMEDIATE DISCLOSURE OF BODY-WORN CAMERA RECORDINGS RELATED TO DEATH OR SERIOUS BODILY INJURY; AND TO ESTABLISH THE BIPARTISAN NORTH CAROLINA LEGISLATIVE WORKING GROUP TO MAKE RECOMMENDATIONS FOR THE RECODIFICATION OF NORTH CAROLINA'S CRIMINAL LAWS.*

AN ACT TO INCREASE PROTECTIONS, TRAINING, AND OVERSIGHT FOR STATE AND LOCAL LAW ENFORCEMENT OFFICERS; TO CREATE A DECERTIFICATION DATABASE; TO REQUIRE USE OF THE FEDERAL BUREAU OF INVESTIGATION'S NEXT GENERATION IDENTIFICATION SYSTEM AND RAP BACK SERVICE FOR LAW ENFORCEMENT; TO REQUIRE REPORTING RELATED TO GIGLIO MATERIAL; TO EXPAND TRANSPORTATION OF INVOLUNTARY COMMITMENT RESPONDENTS; TO STANDARDIZE LAW ENFORCEMENT OFFICER ENTRY REQUIREMENTS AND ONGOING REQUIREMENTS; TO REQUIRE PSYCHOLOGICAL SCREENINGS OF LAW ENFORCEMENT OFFICERS PRIOR TO CERTIFICATION OR EMPLOYMENT; TO EDUCATE LAW ENFORCEMENT OFFICERS ON MAINTAINING GOOD MENTAL HEALTH, AND TO PROVIDE INFORMATION TO LAW ENFORCEMENT OFFICERS ON MENTAL HEALTH RESOURCES AVAILABLE; TO CREATE A PHYSICAL FITNESS STUDY; TO DECRIMINALIZE CERTAIN LOCAL ORDINANCES AND PROVIDE COMPLIANCE AS A DEFENSE TO AN ORDINANCE VIOLATION; TO MANDATE MISDEMEANOR FIRST APPEARANCES WHEN A DEFENDANT IS IN CUSTODY; TO REQUIRE USE OF THE NATIONAL DECERTIFICATION INDEX MAINTAINED BY THE INTERNATIONAL ASSOCIATION OF DIRECTORS OF LAW ENFORCEMENT STANDARDS AND TRAINING IN THE CERTIFICATION PROCESS FOR CERTIFIED PERSONNEL; TO ESTABLISH A DUTY FOR LAW ENFORCEMENT OFFICERS TO INTERVENE IN AND REPORT EXCESSIVE USE OF FORCE; TO ADDRESS CONSTITUTIONAL ISSUES WITH SATELLITE-BASED MONITORING RAISED IN STATE VERSUS GRADY AND CREATE A PROCESS TO REVIEW WHETHER OFFENDERS SUBJECT TO THAT CASE WHICH WERE REMOVED FROM SATELLITE-BASED MONITORING ARE OTHERWISE ELIGIBLE; TO REMOVE THE STANDARDS COMMISSIONS FROM A NONEXCLUSIVE LIST OF STATE AGENCY LICENSING BOARDS; TO PROTECT LAW ENFORCEMENT OFFICERS; TO AMEND THE LAW TO PROVIDE IMMEDIATE DISCLOSURE OF BODY-WORN CAMERA RECORDINGS RELATED TO DEATH OR SERIOUS BODILY INJURY; AND TO ESTABLISH THE BIPARTISAN NORTH CAROLINA LEGISLATIVE WORKING GROUP TO MAKE RECOMMENDATIONS FOR THE RECODIFICATION OF NORTH CAROLINA'S CRIMINAL LAWS. SL 2021-138. Enacted Sept. 2, 2021. Effective Sept. 2, 2021, except as otherwise provided.

Intro. by Britt, Daniel, Lee.

STUDY, GS 14, GS 15A, GS 17A, GS 17C, GS 17E, GS 20, GS 74E, GS 74G, GS 93B, GS 114, GS 122C, GS 132, GS 143B, GS 150B, GS 153A, GS 160A

[View summary](#)

Business and Commerce, Occupational Licensing, Courts/Judiciary, Motor Vehicle, Criminal Justice, Corrections (Sentencing/Probation), Criminal Law and Procedure, Government, APA/Rule Making, General Assembly, Public Records and Open Meetings, Public Safety and Emergency Management, State Agencies, Department of Justice, Department of Public Safety, Local Government, Health and Human Services, Health, Health Care Facilities and Providers, Public Health, Mental Health

S 421 (2021) [CC/IN-STATE TUITION & BOARD ELECTIONS. \(NEW\)](#) Filed Mar 31 2021, *AN ACT TO AUTHORIZE COMMUNITY COLLEGES TO DETERMINE ELIGIBILITY FOR IN-STATE TUITION FOR RECENT HIGH SCHOOL GRADUATES MEETING CERTAIN CRITERIA AND TO CLARIFY THE STATE BOARD OF COMMUNITY COLLEGES ELECTION PROCESS.*

AN ACT TO AUTHORIZE COMMUNITY COLLEGES TO DETERMINE ELIGIBILITY FOR IN-STATE TUITION FOR RECENT HIGH SCHOOL GRADUATES MEETING CERTAIN CRITERIA AND TO CLARIFY THE STATE BOARD OF COMMUNITY COLLEGES ELECTION PROCESS. SL 2021-133. Enacted Sept. 2, 2021. Effective Sept. 2, 2021.

Intro. by Craven, Woodard, Barnes.

GS 115D

[View summary](#)

Education, Elementary and Secondary Education, Higher Education, Government, General Assembly, State Agencies, Community Colleges System Office

S 636 (2021) [DONOR PRIVACY.](#) Filed Apr 6 2021, *AN ACT TO PROTECT THE PRIVACY OF CHARITABLE DONORS.*

The Governor vetoed the act on 09/03/21. The Governor's objections and veto message are available here: <https://webservices.ncleg.gov/ViewBillDocument/2021/53016/0/S636-BD-NBC-9162>.

Intro. by Sanderson, Steinburg, Krawiec.

GS 55A, GS 58, GS 120, GS 131E, GS 131F, GS 132, GS 138, GS 163

[View summary](#)

Courts/Judiciary, Criminal Justice, Criminal Law and Procedure, Government, Elections, General Assembly, Public Records and Open Meetings, State Government, State Personnel, Local Government, Health and Human Services, Health, Nonprofits

LOCAL/HOUSE BILLS

H 229 (2021) [EXTEND MAYOR'S TERM TO 4 YRS./CAROLINA SHORES.](#) Filed Mar 4 2021, *AN ACT TO EXTEND THE TERM OF MAYOR FROM TWO TO FOUR YEARS IN THE TOWN OF CAROLINA SHORES.*

AN ACT TO EXTEND THE TERM OF MAYOR FROM TWO TO FOUR YEARS IN THE TOWN OF CAROLINA SHORES. SL 2021-139. Enacted Sept. 3, 2021. Effective Sept. 3, 2021.

Intro. by Iler.

UNCODIFIED, Brunswick

[View summary](#)

ACTIONS ON BILLS

PUBLIC BILLS

H 181: WILDLIFE RESOURCES COMM'N. AMENDMENTS.-AB

House: Cal Pursuant 36(b)

House: Placed On Cal For 09/08/2021

H 324: ENSURING DIGNITY & NONDISCRIMINATION/SCHOOLS. (NEW)

House: Ratified

House: Pres. To Gov. 9/3/2021

H 402: BEGIN MODERNIZING IGNITION INTERLOCK LAWS.

Senate: Withdrawn From Com

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

H 447: THE JEFF RIEG LAW/PATIENTS RELIGIOUS RIGHTS.

House: Ratified

S 60: DISAPPROVE VARIOUS SOLID WASTE RULE CHANGES.

Senate: Ratified

S 99: CLARIFY LAW ON THEFT OF CATALYTIC CONVERTERS.

Senate: Ratified

S 321: AMEND NC CONTROLLED SUBSTANCES ACT.

Senate: Ratified

S 389: DEQ/DNCR OMNIBUS.-AB

Senate: Regular Message Received For Concurrence in H Com Sub

Senate: Placed On Cal For 09/08/2021

S 542: SHP COMBAT FRAUD/PROPERTY FINDERS STNDS. (NEW)

Senate: Ratified

S 550: MODIFY SURETY/BAIL BOND/BONDSMEN PROVISIONS.

Senate: Sequential Referral To Finance Added After Judiciary

S 636: DONOR PRIVACY.

Senate: Vetoed 09/03/2021

LOCAL BILLS

H 3: CRAVEN BD OF ED/PARTISAN ELECTORAL DISTRICTS. (NEW)

House: Cal Pursuant 36(b)

House: Placed On Cal For 09/08/2021

H 24: CHIMNEY ROCK/LAKE LURE DEANNEX-ANNEX. (NEW)

House: Special Message Received For Concurrence in S Com Sub

House: Cal Pursuant 36(b)

House: Ruled Material

House: Placed On Cal For 09/08/2021

H 143: SWAIN COUNTY SHERIFF VACANCIES.

House: Cal Pursuant 36(b)

House: Placed On Cal For 09/08/2021

H 229: EXTEND MAYOR'S TERM TO 4 YRS./CAROLINA SHORES.

House: Ratified

House: Ch. SL 2021-139

H 248: SPRING LAKE CHARTER AMENDMENT.

House: Special Message Received For Concurrence in S Com Sub

House: Cal Pursuant 36(b)

House: Placed On Cal For 09/08/2021

© 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](#)