



## The Daily Bulletin: 2022-07-01

### PUBLIC/HOUSE BILLS

H 159 (2021) **EDUCATION LAW CHANGES. (NEW)** Filed Feb 24 2021, *AN ACT TO MAKE VARIOUS CHANGES TO EDUCATION LAWS.*

Conference committee substitute to the 8th edition makes the following changes.

Makes organizational changes.

Part I.

Adds the following provisions.

Requires the North Carolina Child Care Commission (Commission) to adopt a rule to amend the Credential Rule, 10A NCAC 09 .0102(32), consistent with the following and to implement the Credential Rule as follows until the effective date of that revised rule. Specifies that the North Carolina Early Childhood Credential (NC ECC) means the State early childhood credential that is based on any of the following: (1) an NC ECC based upon completion of required early childhood coursework taken at any State community college; (2) a currently active Child Development Associate Credential from the Council for Professional Recognition, a Certified Child Care Professional Credential from the National Early Childhood Program Accreditation, or a Montessori Credential from any of the the Montessori Accreditation Council for Teacher Education, American Montessori Society, National Center for Montessori Education, or Association Montessori Internationale; (3) a passing score on a test developed by the early childhood faculty of the NC Community College System designed to demonstrate an individual's mastery of the concepts taught in early childhood coursework taken at any State community college; or (4) other equivalencies as determined by the Division of Child Development and Early Education, Department of Health and Human Services (previously, allowed for an NC ECC based on completion of required early childhood coursework at any State community college; a Child Development Associate Credential from the Council for Professional Recognition; or a passing score on a test approved by the Commission to demonstrate mastery of early education concepts taught at any State community college). Deems other equivalencies earn the same education points in the Quality Rating Improvement System toward a Star Rating as the NC ECC.

Prohibits the Division of Child Development and Early Education, Department of Health and Human Services (DHHS) from requiring an individual working towards an associate degree to complete a minimum number of semester hours per year in order to be eligible for employment as a teacher assistant in the NC Pre-K program. Sunsets this provision on December 31, 2023.

Directs the Department of Public Instruction (DPI) to use funds received from the identified section of the federal Individuals with Disabilities Education Improvement Act to add a minimum of 13 full-time employee positions to provide professional development and support to teachers in public schools who work with students with disabilities ages 3 through 5.

Part II.

Adds the following provisions.

Amends GS 115C-218.45 regarding enrollment priority for charter school admissions to include grandchildren of the charter school's board of directors in addition to the children of board members, and adds grandchildren, in addition to children, of employees or those working full time in the daily operation of the school, capped at 15% of the school's total enrollment unless waived by the State Board of Education (State Board). Applies beginning with applications and enrollments for the 2022-23 school year.

Enacts the following provisions to Article 29B, GS Chapter 115C, now titled Educational Opportunities for Military Children. Puts the existing provisions in Part 1 and adds Part 2 which provides as follows. Defines *inactive members* to include inactive members of the National Guard or Reserves of any branch of US uniformed services. Requires local education authorities to

provide the same services to children of inactive members when there is an intrastate transfer, as those provided to military children under the Interstate Compact on Educational Opportunity for Military Children, when the inactive member is required to move to perform military service-related responsibilities and provides a copy of the relevant military order. Excepts interstate transfers, for which the local authority is required to attempt coordination of services with local authorities outside of the State, but cannot require such authorities outside of the state to provide service to children of inactive members transferring to or from the State. Applicable beginning with the 2022-23 academic school year.

Amends Section 3.5, SL 2021-25, as enacted in SL 2021-180, providing that of the funds appropriated to the Department of Public Instruction, of the \$18 million of the funds allocated to provide coaching support and professional development for principals and school improvement leadership teams in local school administrative units, up to 25% (was up to \$2 million) of the funds can be used for 28 (was, 20) time-limited or full-time equivalent positions for DPI to support the activities described.

Revises the proposed changes to GS 116-233, which increased membership of the Board of Trustees for the NC School of Science and Math from 30 to 31 members, to provide for 14 members appointed by the UNC Board of Governors from each of North Carolina's congressional districts, accounting for the State's additional congressional district following the decennial census. Eliminates these changes and instead requires Board membership to include the number of members equal to the membership of the US House of Representatives apportioned to the State by federal law, and eliminating the stated total membership required of the Board. Authorizes shorter initial terms for appointees of positions created by Congressional reapportionment in order to maintain staggered terms for appointments. Effective July 1, 2023. Provides for the person appointed to the position created to be appointed for a term ending June 30, 2027.

Makes technical changes to incorporate amendments made to Sections 8.3 and 8.19 of SL 2021-180 by Section 2.8, SL 2022-6.

#### Part IV.

Adds the following provisions.

Establishes mandatory reporting requirements for public school units, requiring all units to report information described to the Center for Safer Schools by November 15, 2022, including the unit's system to identify threats, the number and nature of any identified threats, and responses and results of such responses to identified threats. Requires the Center for Safer Schools to consult with DPI to report to the specified NCGA committee by February 15, 2023, on legislative recommendations on a system to identify and address threats in schools that could be implemented by public school units statewide and any additional funding such system would require. Details information units and the Center are required to report.

#### Part V.

Adds the following provisions.

Amends GS 115C-311 to extend the deadlines for the reports evaluating the advanced teaching roles and new compensation plans, now requiring reports by independent contractors during the first two years of the program by October 15, 2022, 2023, and 2024, with the State Board required to perform the evaluation and provide the reports beginning October 15, 2025, and annually thereafter (currently, provides for the independent reports to be made on October 15, 2021, and October 15, 2022, with the State Board to perform the evaluation and provide the report beginning October 15, 2023). Directs DPI to use \$200,000 of the funds appropriated to the DPI by SL 2021-180 for each year of the biennium, in each fiscal year for the State Board to contract for the program evaluations as required by GS 115C-311. Effective June 30, 2022.

**Intro. by Torbett, Blackwell.**

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

[View summary](#)

**[Business and Commerce, Occupational Licensing, Education, Elementary and Secondary Education, Higher Education, Government, Public Safety and Emergency Management, State Agencies, Community Colleges System Office, UNC System, Department of Health and Human Services, State Board of Education, Military and Veteran's Affairs](#)**

H 792 (2021) [BARBERS/ELECTROLYSIS BOARDS/MERGER](#). Filed May 3 2021, *AN ACT TO MERGE THE BARBER AND ELECTROLYSIS LICENSING BOARDS AND TO MAKE OTHER CHANGES*.

Senate amendment to the 3rd edition makes the following changes.

#### Part II.

Extends the deadline from March 1, 2023, to March 1, 2024, for the reports on the North Carolina Board of Barber and Electrolysis Examiners' review of (1) the licensing fee limitations and the fees adopted by rule by the State Board of Barber Examiners and the North Carolina Board of Electrolysis Examiners and determination as to whether the fee limitations and fees should be reduced to reflect savings and efficiencies generated by the consolidation of the Boards and (2) the licenses established by this act and the determination of whether certain licenses could be consolidated or eliminated as a result of the consolidation of the State Board of Barber Examiners and the North Carolina Board of Electrolysis Examiners.

Amends the appointment of the members of the Board of Electrolysis Examiners to the North Carolina Board of Barber and Electrolysis Examiners to refer to individuals who are serving as of December 31, 2022 (was, December 31, 2021).

Requires the appointments required by this act to be made on or before December 1, 2022 (was, 2021), and the initial terms of the appointees must begin on January 1, 2023 (was, 2022).

Changes the effective date of Section 1 (recodifying and reorganizing the boards) and Section 2 (amending Chapter 86B, Barber and Electrolysis Practice Act) of this act to January 1, 2023 (was, 2022).

#### Part III.

Adds the following new content.

Amends GS 143B-437.56A by adding that the annual grant approved for disbursement under the the Job Development Investment Grant Program payable to a business meeting all of the specified requirements is increased by 20%. Specifies that the amount of increase allowed is not included for calculating the award limitations in the specified statutes. Sets out the following requirements to be met for the increase: (1) the business was awarded the grant for locating a company headquarters; (2) the business announces during the base period the relocation from another state to a development tier one or two area and manufacturing operation of the business or a business that controls, is controlled by, or is under common control with the business; (3) the relocation will result in the business creating a number of positions to be filled by new full-time employees in the state (a) equal to or greater than the applicable minimum number of jobs set in the specified statute and (b) with withholdings equal to or greater than the amount of the bonus allowed under this subsection; and (4) the number of positions required are filled for the year in which the annual grant is increased.

Amends GS 143B-437.56, which requires that the amount of a grant be a percentage of the withholdings of eligible positions for a period of years. Removes the requirement that a project located in more than one area designation use the location with the highest area designation to determine the maximum percentage to be used in determining the amount of the grant awarded.

Amends Section 7 of House Bill 252 if it becomes law, to make the changes to GS 7A-142 and GS 163-9 concerning changes to filling a vacancy in the office of district judge, by making the changes applicable to vacancies occurring on or after the date the act becomes law. Removes the provision specifying that for vacancies occurring after the close of the filing period on March 4, 2022, and before September 9, 2022, the provisions of amended GS 7A-142(d)(2) apply.

Makes organizational changes and amends the act's long title.

**Intro. by Stevens.**

[GS 86A](#), [GS 86B](#), [GS 88A](#), [GS 143B](#)

[View summary](#)

**[Business and Commerce](#), [Occupational Licensing](#), [Courts/Judiciary](#), [Court System](#), [Development](#), [Land Use and Housing](#), [Community and Economic Development](#)**

## PUBLIC/SENATE BILLS

S 493 (2021) [JDIG MODIFICATION AND OTHER CHANGES. \(NEW\)](#) Filed Apr 1 2021, *AN ACT TO MODIFY MULTILOCATION PROJECT ENHANCEMENT FOR THE JOB DEVELOPMENT INVESTMENT GRANT PROGRAM; AND TO REPEAL A PROVISION CONCERNING CONFESSION OF JUDGMENT.*

House amendment makes the following changes to the 2nd edition.

Subject to House Bill 911 becoming law, adds a new section to repeal Section 11 of that act, which amends GS 53-181(c) to specify that subsection (c) of that statute does not prohibit a consumer finance licensee from taking a confession of judgment from a borrower following the borrower's failure to make a payment as required under a loan contract.

Changes the act's titles.

**Intro. by Newton, Craven.**

UNCODIFIED, GS 53, GS 143B

[View summary](#)

**Business and Commerce, Development, Land Use and Housing, Community and Economic Development**

S 671 (2021) [VIRTUAL EDUC./REMOTE ACAD./VIRTUAL CHARTERS. \(NEW\)](#) Filed Apr 7 2021, *AN ACT TO PROVIDE FOR VIRTUAL EDUCATION IN PUBLIC SCHOOL UNITS IN EMERGENCY CIRCUMSTANCES, TO EXTEND PLANNED VIRTUAL INSTRUCTION FOR THE 2022-2023 SCHOOL YEAR FOR ALL PUBLIC SCHOOL UNITS, TO PROVIDE FOR REMOTE ACADEMIES IN LOCAL SCHOOL ADMINISTRATIVE UNITS BEGINNING WITH THE 2023-2024 SCHOOL YEAR, TO EXTEND PLANNED VIRTUAL INSTRUCTION FOR CHARTER SCHOOLS THROUGH THE 2023-2024 SCHOOL YEAR, AND TO EXTEND THE VIRTUAL CHARTER SCHOOL PILOT THROUGH THE 2024-2025 SCHOOL YEAR.*

Conference report makes the following changes to the 3rd edition.

Part II.

Amends Part 3A, *Remote Academies*, in Article 16, GS Chapter 115C, as follows. Allows for a local school administrative unit (was, public school units) to apply to the State Board of Education (State Board) for approval of remote academies. Makes changes throughout the part to refer to "local school administrative units" instead of "public school units." Specifies that the instruction provided by a remote academy is to be delivered to students in a remote location outside of the school facility. Provides that a remote academy approved by the State Board may satisfy the minimum required number of instructional days or hours for the school calendar through remote instruction, notwithstanding GS 115C-84.3 (previously prevented a public school unit from providing the majority of instructional hours through remote instruction in a public school except as provided in this Part).

Amends proposed GS 115C-23.5 by removing the 15% cap a local school administrative unit was required to place on total enrollment in all remote academies.

Amends proposed GS 115C-234.10 to provide that except as provided in this Part, a remote academy must meet the same requirements in GS Chapter 115C as other public schools governed by the local boards of education (was, remote academy must meet all requirements for that type of public school that are in GS Chapter 115C).

Amends proposed GS 115C-234.15 to require the State Board to review and approve a plan for the creation of a remote academy that meets the requirements established in this Part for a term of five years (previously no term was specified).

Amends proposed GS 115C-234.20 by adding that a local board of education may apply for renewal of approval as a remote academy for additional terms of five years. Requires that the State Board consider compliance with the Part's requirements and success of the remote academy in the prior five years in determining whether to approve a renewal request.

Part III.

Deletes the provisions of Part III and instead provides as follows.

Allows a charter school that submitted a virtual instruction plan for the 2021-22 school year to the Department of Public Instruction to continue to provide virtual instruction in accordance with that plan for for the 2023-24 school year.

Amends Section 8.35 of SL 2014-100, as amended, to extend the length of the pilot program that authorized the operation of two virtual charter schools serving students in K-12, to a period of ten school years instead of eight, with the program now ending with the 2024-25 school year. Allows a virtual charter school that participated in this pilot program to be eligible to apply to the State Board for a charter renewal as provided in GS 115C-218.6.

Amends the act's long title.

**Intro. by Lee, Ballard, Galey.**

GS 115C

[View summary](#)

**Education, Elementary and Secondary Education,  
Government, State Agencies, State Board of Education**

S 917 (2021) [ADJOURNMENT RESOLUTION](#). Filed Jun 30 2022, *A JOINT RESOLUTION ADJOURNING THE 2021 REGULAR SESSION OF THE GENERAL ASSEMBLY TO A DATE CERTAIN AND LIMITING THE MATTERS THAT MAY BE CONSIDERED UPON RECONVENING.*

Senate amendment to the 1st edition makes the following changes. Adds to the items that may be considered during each of the reconvened sessions the adoption of conference reports for bills for which conferees were appointed by both chambers by July 1, 2022.

**Intro. by Rabon.**

JOINT RES

[View summary](#)

**Government, General Assembly**

## ACTIONS ON BILLS

### PUBLIC BILLS

#### **H 49: CONCEALED CARRY PERMIT LAPSE/REVISE LAW.**

*House: Ratified*

*House: Pres. To Gov. 7/1/2022*

#### **H 103: 2022 APPROPRIATIONS ACT (NEW).**

*Senate: Conf Report Adopted 3rd*

*House: Conf Report Adopted 3rd*

*House: Ordered Enrolled*

#### **H 103: AUTOMATIC RENEWAL OF CONTRACTS.**

*Senate: Conf Report Adopted 3rd*

*House: Conf Report Adopted 3rd*

*House: Ordered Enrolled*

*House: Ratified*

*House: Pres. To Gov. 7/1/2022*

#### **H 159: EDUCATION LAW CHANGES. (NEW)**

*Senate: Conf Com Reported*

*Senate: Placed on Today's Calendar*

*Senate: Conf Report Adopted*

*House: Conf Report Adopted*

*House: Ordered Enrolled*  
*House: Conf Report Adopted*  
*House: Ordered Enrolled*  
*House: Ratified*  
*House: Pres. To Gov. 7/1/2022*

**H 177: EXTEND SPIKING MORATORIUM/LGERS SURETY. (NEW)**

*House: Withdrawn From Com*  
*House: Added to Calendar*  
*House: Concurred In S Com Sub*  
*House: Ordered Enrolled*  
*House: Ratified*  
*House: Pres. To Gov. 7/1/2022*

**H 211: SOCIAL DISTRICT/Common Area Clarifications. (NEW)**

*House: Ratified*  
*House: Pres. To Gov. 7/1/2022*

**H 252: MODIFY SURETY/BAIL BOND/BONDSMEN PROVISIONS. (NEW)**

*House: Ratified*  
*House: Pres. To Gov. 7/1/2022*

**H 560: PUBLIC SAFETY REFORM.**

*House: Ratified*  
*House: Pres. To Gov. 7/1/2022*

**H 661: AGE REQ. MOD'S/CAP PROJ. OVERSIGHT/BEAD CORRECT. (NEW)**

*House: Concurred In S Com Sub*  
*House: Ordered Enrolled*

**H 674: REQUIRE DNA VARIOUS CONVICT'NS/OTHER MATTERS. (NEW)**

*House: Concurred In S Com Sub*  
*House: Ordered Enrolled*

**H 776: REMOTE ELECTRONIC NOTARIZATION. (NEW)**

*House: Conf Report Adopted*  
*House: Ordered Enrolled*

**H 791: LIC. COUNSELORS COMPACT/DHHS CONTRACTING. (NEW)**

*House: Concurred In S Com Sub*  
*House: Ordered Enrolled*

**H 792: BARBERS/ELECTROLYSIS BOARDS/MERGER.**

*Senate: Withdrawn From Com*  
*Senate: Placed on Today's Calendar*  
*Senate: Amend Adopted A1*  
*Senate: Passed 2nd Reading*  
*Senate: Passed 3rd Reading*  
*Senate: Special Message Sent To House*  
*House: Special Message Received For Concurrence in S Amend*  
*House: Added to Calendar*  
*House: Concurred In S Amend SA1*  
*House: Ordered Enrolled*

**H 823: CHILD ADVOCACY CENTERS/SHARE INFORMATION.**

*House: Concurred In S Com Sub*

*House: Ordered Enrolled*

**H 869: STATE BAR GRIEVANCE PROCESS/ETHICS RECORDS. (NEW)**

*House: Withdrawn From Com*

*House: Added to Calendar*

*House: Concurred In S Com Sub*

*House: Ordered Enrolled*

**H 911: REGULATORY REFORM ACT OF 2022.**

*House: Conf Report Adopted*

*House: Ordered Enrolled*

**H 1008: SEX OFFENDER/PROBATION/VICTIMS CHANGES. (NEW)**

*House: Withdrawn From Com*

*House: Added to Calendar*

*House: Failed Concur In S Com Sub*

*House: Conf Com Appointed*

**H 1018: GSC BAR ASS'N PROPOSALS/LANDMARK DESIGNATION.**

*House: Ratified*

*House: Pres. To Gov. 7/1/2022*

**H 1175: 2022 SPEAKER & PPT APPOINTMENTS.**

*Senate: Passed 2nd Reading*

*Senate: Passed 3rd Reading*

*Senate: Ordered Enrolled*

**H 1178: ADJOURNMENT RESOLUTION.**

*House: Withdrawn From Cal*

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

**S 101: REQUIRE COOPERATION WITH ICE 2.0.**

*Senate: Concurred In H Com Sub*

*Senate: Ordered Enrolled*

**S 138: FUNERAL DIR. EXAM/DEATH CERTS. (NEW)**

*Senate: Concurred In H Com Sub*

*Senate: Ordered Enrolled*

**S 201: VAR. MOTOR VEH. AND TRANSPORT. LAW CHANGES. (NEW).**

*Senate: Conf Report Adopted*

*House: Conf Report #2 Adopted*

*Senate: Ordered Enrolled*

**S 265: BOND INFO TRANSPARENCY/LGC TOOLKIT II. (NEW)**

*Senate: Ratified*

*Senate: Pres. To Gov. 7/1/2022*

**S 339: 2022 WRC AMENDMENTS. (NEW)**

*Senate: Concurred In H Com Sub*

*Senate: Ordered Enrolled*

**S 424: PRIVATE PROTECTIVE SRVS. LICENSING MODS.**

*Senate: Concurred In H Com Sub*

*Senate: Ordered Enrolled*

**S 435: TERMINATIONS OF STATES OF EMERGENCY.**

*Senate: Ratified*

*Senate: Pres. To Gov. 7/1/2022*

**S 470: ABC TECHNICAL AND OTHER CHANGES. (NEW)**

*Senate: Ratified*

*Senate: Pres. To Gov. 7/1/2022*

**S 493: JDIG MODIFICATION AND OTHER CHANGES. (NEW)**

*House: Serial Referral To Appropriations Stricken*

*House: Withdrawn From Com*

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

*House: Withdrawn From Com*

*House: Added to Calendar*

*House: Amend Adopted A1*

*House: Passed 2nd Reading*

*House: Passed 3rd Reading*

*House: Special Message Sent To Senate*

*Senate: Special Message Received For Concurrence in H Amend*

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

**S 593: SCHOOLS FOR THE DEAF AND BLIND. (NEW)**

*Senate: Withdrawn From Com*

*Senate: Placed on Today's Calendar*

*Senate: Concurred In H Com Sub*

*Senate: Ordered Enrolled*

**S 651: AMEND VETERINARY PRACTICE ACT/DACS BUDGET. (NEW)**

*Senate: Concurred In H Com Sub*

*Senate: Ordered Enrolled*

**S 671: VIRTUAL EDUC./REMOTE ACAD./VIRTUAL CHARTERS. (NEW)**

*Senate: Conf Com Reported*

*Senate: Placed on Today's Calendar*

*Senate: Conf Report Adopted*

*House: Conf Com Reported*

*House: Conf Report Adopted*

*House: Conf Report Adopted*

*Senate: Ordered Enrolled*

**S 768: GSC TECHNICAL CORRECTIONS 2022/ADDITIONAL TC. (NEW)**

*Senate: Ratified*

*Senate: Pres. To Gov. 7/1/2022*

**S 769: GSC POSTPONEMENT/JUDICIAL & EXECUTION SALES.**

*Senate: Ratified*

*Senate: Pres. To Gov. 7/1/2022*

**LOCAL BILLS**

**H 263: HIGH POINT/COUNCIL DELEGATE REZONING POWERS.**

*House: Concurred In S Amend SA1*

*House: Ordered Enrolled*



*House: Ratified*

**H 995: GREENSBORO DEANNEX/WELDON CITY BD OF ED PAY. (NEW)**

*House: Ratified*

**H 1035: HOLDEN BEACH/ON-STREET PARKING METER PROCEEDS.**

*Senate: Passed 3rd Reading*

*Senate: Ordered Enrolled*

**H 1044: BEECH MOUNTAIN AND MORGANTON DEANNEXATIONS. (NEW)**

*House: Concurred On 3rd Reading*

*House: Ordered Enrolled*

**H 1057: MITCHELL/HICKORY-CONOVER/BUNCOMBE OT CHANGES. (NEW)**

*House: Withdrawn From Com*

*House: Added to Calendar*

*House: Concurred In S Com Sub*

*House: Ordered Enrolled*

**H 1065: CLYDE/ANDREWS DEANNEX; VARIOUS LAND TRANSFERS. (NEW)**

*House: Concurred On 3rd Reading*

*House: Ordered Enrolled*

**S 269: WASHINGTON-WARREN AIRPORT AUTHORITY (NEW)**

*Senate: Concurred In H Com Sub*

*Senate: Ordered Enrolled*

**S 292: GREENSBORO SMALL BUSINESS ENTERPRISE.**

*House: Withdrawn From Com*

*House: Added to Calendar*

*House: Passed 2nd Reading*

*House: Passed 3rd Reading*

*House: Ordered Enrolled*

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