JOURNAL

OF THE

House of Representatives

OF THE

2013

GENERAL ASSEMBLY

OF THE

STATE OF NORTH CAROLINA

FIRST
SESSION 2013

VOLUME I

This publication is printed on permanent, acid-free paper in compliance with the General Statutes of the State of North Carolina. 301 copies of this publication were printed at a cost of $49.65 per two volume set.

OFFICERS AND MEMBERS

OF THE

HOUSE OF REPRESENTATIVES

2013 FIRST SESSION

Thom Tillis, *Speaker* ..... Cornelius, Mecklenburg County
Paul Stam, *Speaker Pro Tempore* ..... Apex, Wake County
Denise G. Weeks, *Principal Clerk* ..... Raleigh, Wake County
Clyde Cook, Jr., *Sergeant-at-Arms* ..... Garner, Wake County

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REPRESENTATIVES

1st District: Camden, Chowan, Currituck, Pasquotank (Part), Perquimans, and Tyrrell.
Bob Steinburg (R) ..... Chowan ..... Edenton

2nd District: Granville (Part) and Person.
W. A. (Winkie) Wilkins (D) ..... Person ..... Roxboro

3rd District: Beaufort (Part), Craven (Part), and Pamlico.
Michael Speciale (R) ..... Craven ..... New Bern

4th District: Duplin (Part) and Wayne (Part).
Jimmy Dixon (R) ..... Duplin ..... Mt. Olive

5th District: Bertie, Gates, Hertford, and Pasquotank (Part).
Annie W. Mobley (D) ..... Hertford ..... Ahoskie

6th District: Beaufort (Part), Dare, Hyde, and Washington.
Paul Tine (D) ..... Dare ..... Kitty Hawk

7th District: Franklin (Part) and Nash (Part).
*Angela R. Bryant (D) ..... Nash ..... Rocky Mount
(Bobbie Richardson – Appointed 1/9/13)

8th District: Pitt (Part) and Wilson (Part).
Susan Martin (R) ..... Wilson ..... Wilson

9th District: Pitt (Part).
Brian Brown (R) ..... Pitt ..... Greenville

10th District: Craven (Part), Greene (Part), Lenoir (Part), and Wayne (Part).
John R. Bell, IV (R)..... Wayne.....Goldsboro

11th District: Wake (Part).
Duane Hall (D) ..... Wake..... Raleigh

12th District: Craven (Part), Greene (Part), Lenoir (Part).
George Graham (D) ..... Lenoir..... Kinston

13th District: Carteret and Jones.
Pat McElraft (R) ..... Carteret ..... Emerald Isle

14th District: Onslow (Part).
George G. Cleveland (R) ..... Onslow.....Jacksonville

15th District: Onslow (Part).
Phil Shepard (R) ..... Onslow.....Jacksonville

16th District: Onslow (Part) and Pender.
Chris Millis (R)..... Pender .....Hampstead

17th District: Brunswick (Part).
Frank Iler (R) ..... Brunswick ..... Oak Island

18th District: Brunswick (Part) and New Hanover (Part).
Susi H. Hamilton (D) ..... New Hanover ..... Wilmington

19th District: New Hanover (Part).
Ted Davis, Jr. (R)..... New Hanover ..... Wilmington

20th District: New Hanover (Part).
Rick Catlin (R)..... New Hanover ..... Wilmington

21st District: Duplin (Part), Sampson (Part), and Wayne (Part).
Larry M. Bell (D)..... Sampson..... Clinton

22nd District: Bladen (Part), Johnston (Part), and Sampson (Part).
William D. Brisson (D)..... Bladen..... Dublin

23rd District: Edgecombe and Martin.
Joe P. Tolson (D)……..Edgecombe.……Pinetops

24th District: Pitt (Part) and Wilson (Part).
Jean Farmer-Butterfield (D)…..Wilson……..Wilson

25th District: Franklin (Part) and Nash (Part).
Jeff Collins (R) ..... Nash ..... Rocky Mount

26th District: Johnston (Part).
N. Leo Daughtry (R) ..... Johnston ..... Smithfield

27th District: Halifax and Northampton.
Michael H. Wray (D) ..... Northampton ..... Gaston

28th District: Johnston (Part).
James H. Langdon, Jr. (R) ..... Johnston ..... Angier

29th District: Durham (Part).
Larry D. Hall (D) ..... Durham ..... Durham

30th District: Durham (Part).
Paul Luebke (D) ..... Durham ..... Durham

31st District: Durham (Part).
Henry M. Michaux, Jr. (D) ..... Durham ..... Durham

32nd District: Granville (Part), Vance, and Warren.
Nathan Baskerville (D) ..... Vance ..... Henderson

33rd District: Wake (Part).
Rosa U. Gill (D) ..... Wake ..... Raleigh

34th District: Wake (Part).
**Deborah K. Ross (D) ..... Wake ..... Raleigh
(Grier Martin – Appointed 6/1/13)

35th District: Wake (Part).
Chris Malone (R) ..... Wake ..... Wake Forest

36th District: Wake (Part).
Nelson Dollar (R) ..... Wake ..... Cary

37th District: Wake (Part).
Paul Stam (R) ..... Wake ..... Apex

38th District: Wake (Part).
Yvonne Lewis Holley (D) ..... Wake ..... Raleigh

39th District: Wake (Part).
Darren G. Jackson (D) ..... Wake ..... Raleigh

40th District: Wake (Part).
Marilyn Avila (R) ..... Wake ..... Raleigh

41st District: Wake (Part).
Tom Murry (R) ..... Wake ..... Morrisville

42nd District: Cumberland (Part).
Marvin W. Lucas (D)..... Cumberland ..... Spring Lake

43rd District: Cumberland (Part).
Elmer Floyd (D)..... Cumberland ..... Fayetteville

44th District: Cumberland (Part).
Rick Glazier (D)..... Cumberland ..... Fayetteville

45th District: Cumberland (Part).
John Szoka (R)..... Cumberland ..... Fayetteville

46th District: Bladen (Part), Columbus, and Robeson (Part).
Ken Waddell (D)..... Columbus ..... Chadbourn

47th District: Robeson (Part).
Charles Graham (D)..... Robeson ..... Lumberton

48th District: Hoke (Part), Richmond (Part), Robeson (Part) and Scotland (Part).
Garland E. Pierce (D) ..... Scotland ..... Wagram

49th District: Wake (Part).
Jim Fulghum, M.D. (R) ..... Wake ..... Raleigh

50th District: Durham (Part) and Orange (Part).
***Valerie P. Foushee (D) ..... Orange ..... Chapel Hill
(Graig R. Meyer – Appointed 10/30/13)

51st District: Harnett (Part) and Lee (Part).
Mike C. Stone (R)..... Lee ..... Sanford

52nd District: Moore (Part).
James L. Boles, Jr. (R)..... Moore..... Southern Pines

53rd District: Harnett (Part).
David R. Lewis (R).....Harnett .....Dunn

54th District: Chatham and Lee (Part).
****Deb McManus (D).....Chatham..... Siler City
(Robert T. Reives, II – Appointed 1/29/14)

55th District: Anson and Union (Part).
Mark Brody (R) .....Union .....Monroe

56th District: Orange (Part).
Verla Insko (D).....Orange .....Chapel Hill

57th District: Guilford (Part).
Pricey Harrison (D).....Guilford.....Greensboro

58th District: Guilford (Part).
Alma Adams (D).....Guilford .....Greensboro

59th District: Guilford (Part).
Jon Hardister (R).....Guilford .....Greensboro

60th District: Guilford (Part).
Marcus Brandon (D).....Guilford ..... High Point

61st District: Guilford (Part).
John Faircloth (R).....Guilford ..... High Point

62nd District: Guilford (Part).
John M. Blust (R) .....Guilford .....Greensboro

63rd District: Alamance (Part).
Stephen M. Ross (R).....Alamance ..... Burlington

64th District: Alamance (Part).
Dennis Riddell (R).....Alamance .....Snow Camp

65th District: Caswell and Rockingham (Part).
Bert Jones (R) .....Rockingham..... Reidsville

66th District: Hoke (Part), Montgomery (Part), Richmond (Part), Robeson (Part), and Scotland (Part).
Ken Goodman (D) .....Richmond..... Rockingham

67th District: Montgomery (Part) and Stanly.
Justin P. Burr (R) .....Stanly .....Albemarle

68th District: Union (Part).
D. Craig Horn (R) ..... Union ..... Weddington

69th District: Union (Part).
Dean Arp (R) ..... Union ..... Monroe

70th District: Randolph (Part).
Pat B. Hurley (R) ..... Randolph ..... Asheboro

71st District: Forsyth (Part).
Evelyn Terry (D)..... Forsyth ..... Winston-Salem

72nd District: Forsyth (Part).
Edward Hanes, Jr. (D) ..... Forsyth ..... Winston-Salem

73rd District: Alexander, Wilkes (Part), and Yadkin.
Mark W. Hollo (R) ..... Alexander..... Taylorsville

74th District: Forsyth (Part).
Debra Conrad (R) ..... Forsyth ..... Winston-Salem

75th District: Forsyth (Part).
Donny Lambeth (R) ..... Forsyth ..... Winston-Salem

76th District: Cabarrus (Part) and Rowan (Part).
Carl Ford (R) ..... Rowan ..... China Grove

77th District: Rowan (Part).
Harry Warren (R)..... Rowan ..... Salisbury

78th District: Moore (Part) and Randolph (Part).
Allen McNeill (R)..... Randolph ..... Asheboro

79th District: Davie and Forsyth (Part).
Julia C. Howard (R) ..... Davie..... Mocksville

80th District: Davidson (Part).
*****Jerry C. Dockham (R) ..... Davidson ..... Denton
(Roger Younts – Appointed 7/15/13)

81st District: Davidson (Part).
Rayne Brown (R) ..... Davidson ..... Lexington

82nd District: Cabarrus (Part).
Larry G. Pittman (R) ..... Cabarrus ..... Concord

83rd District: Cabarrus (Part).
Linda P. Johnson (R) ..... Cabarrus ..... Kannapolis

84th District: Iredell (Part).
Rena W. Turner (R) ..... Iredell ..... Olin

85th District: Avery, McDowell, and Mitchell.
******Mitch Gillespie (R) ..... McDowell ..... Marion
(Josh Dobson – Appointed 1/29/13)

86th District: Burke (Part).
Hugh Blackwell (R) ..... Burke ..... Valdese

87th District: Caldwell.
Edgar V. Starnes (R) ..... Caldwell ..... Hickory

88th District: Mecklenburg (Part).
Rob Bryan (R) ..... Mecklenburg ..... Charlotte

89th District: Catawba (Part).
Mitchell S. Setzer (R) ..... Catawba ..... Catawba

90th District: Surry and Wilkes (Part).
Sarah Stevens (R) ..... Surry ..... Mt. Airy

91st District: Rockingham (Part) and Stokes.
Bryan R. Holloway (R) ..... Stokes ..... King

92nd District: Mecklenburg (Part).
Charles Jeter (R) ..... Mecklenburg ..... Huntersville

93rd District: Ashe and Watauga.
Jonathan C. Jordan (R) ..... Ashe ..... West Jefferson

94th District: Alleghany and Wilkes (Part).
Jeffrey Elmore (R) ..... Wilkes ..... North Wilkesboro

95th District: Iredell (Part).
C. Robert Brawley (R) ..... Iredell ..... Mooresville

96th District: Catawba (Part).
Andy Wells (R) ..... Catawba ..... Hickory

97th District: Lincoln.
Jason Saine (R) ..... Lincoln ..... Lincolnton

98th District: Mecklenburg (Part).
Thom Tillis (R) ..... Mecklenburg ..... Cornelius

99th District: Mecklenburg (Part).
Rodney W. Moore (D) ..... Mecklenburg ..... Charlotte

100th District: Mecklenburg (Part).
Tricia Ann Cotham (D) ..... Mecklenburg ..... Matthews

101st District: Mecklenburg (Part).
Beverly M. Earle (D) ..... Mecklenburg ..... Charlotte

102nd District: Mecklenburg (Part).
Becky Carney (D) ..... Mecklenburg ..... Charlotte

103rd District: Mecklenburg (Part).
William Brawley (R)..... Mecklenburg ..... Matthews

104th District: Mecklenburg (Part).
Ruth Samuelson (R)..... Mecklenburg ..... Charlotte

105th District: Mecklenburg (Part).
Jacqueline Michelle Schaffer (R) Mecklenburg ..... Charlotte

106th District: Mecklenburg (Part).
Carla D. Cunningham (D)..... Mecklenburg ..... Charlotte

107th District: Mecklenburg (Part).
Kelly M. Alexander, Jr. (D) .... Mecklenburg ..... Charlotte

108th District: Gaston (Part).
John A. Torbett (R) ..... Gaston ..... Stanley

109th District: Gaston (Part).
Dana Bumgardner (R)..... Gaston ..... Gastonia

110th District: Cleveland (Part) and Gaston (Part).
Kelly E. Hastings (R)..... Gaston ..... Cherryville

111th District: Cleveland (Part).
Tim Moore (R)..... Cleveland ..... Kings Mountain

112th District: Burke (Part) and Rutherford.
Mike Hager (R) ..... Rutherford ..... Rutherfordton

113th District: Henderson (Part), Polk, and Transylvania.
Chris Whitmire (R) ..... Transylvania ..... Brevard

114th District: Buncombe (Part).
Susan C. Fisher (D) ..... Buncombe ..... Asheville

115th District: Buncombe (Part).
Nathan Ramsey (R) ..... Buncombe ..... Fairview

116th District: Buncombe (Part).
Tim D. Moffitt (R) ..... Buncombe ..... Asheville

117th District: Henderson (Part).
Chuck McGrady (R) ..... Henderson ..... Hendersonville

118th District: Haywood (Part), Madison, and Yancey.
Michele D. Presnell (R) ..... Yancey ..... Burnsville

119th District: Haywood (Part), Jackson, and Swain.
Joe Sam Queen (D) ..... Haywood ..... Waynesville

120th District: Cherokee, Clay, Graham, and Macon.
Roger West (R) ..... Cherokee ..... Marble

*Rep. Angela R. Bryant resigned 1/4/13
**Rep. Deborah K. Ross resigned 6/1/13
***Rep. Valerie P. Foushee resigned 9/23/13
****Rep. Deb McManus resigned 12/11/13
*****Rep. Jerry C. Dockham resigned 7/1/13
******Rep. Mitch Gillespie resigned 1/6/13

HOUSE JOURNAL

SESSION 2013

FIRST DAY

HOUSE OF REPRESENTATIVES
Wednesday, January 9, 2013

This day, in accordance with the Constitution of the State of North Carolina and G.S. 120-11.1, which fixes the date for the meeting of the General Assembly of North Carolina, the Members of the House of Representatives assemble in the House Chamber of the State Legislative Building in the City of Raleigh at 9:00 a.m. and are called to order by the Honorable Denise G. Weeks, Principal Clerk of the 2011 House of Representatives.

On motion of Representative T. Moore, the House recesses at 9:01 a.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Principal Clerk.

The following prayer is offered by the Honorable Dan Forest, Lieutenant Governor:

"Our Gracious and Merciful Heavenly Father,

"We humble ourselves before You in this solemn occasion, as we acknowledge that You are the Sovereign God of the Universe. We acknowledge that You ordained this moment before the foundation of the earth, and even before the beginning of time. And we acknowledge, Lord, that for Your purposes You establish leaders and You depose leaders. Thank you, God, for this day You created, and we ask that You lead, guide, and direct these Representatives that You have appointed us for such a time as this.

"You tell us in Romans Chapter 12 to offer our bodies as living sacrifices, holy and pleasing to God, that this is our spiritual act of worship. And we are not to conform to the patterns of this world, but to be transformed by the renewing of our minds. Lord, these men and women whom You have called have made great sacrifices to be in this position of leadership, and we ask that You bless them with great wisdom as they perform their duties in the House. As Your word also tells us, if we lack wisdom, all we have to do is ask You and You will give us wisdom generously, without reproach. We ask that You protect these leaders from the follies and temptations of this world and that You protect their families, especially during times when they are separated from one another.

"Lord, will You establish new relationships, build friendships, and grant understanding that stretches beyond political boundaries in the timeframe of this Session, and break down any walls of political instability.

"Now Lord, we pray that Your hand of favor would be upon this North Carolina House of Representatives during this 2013 Session and that the decisions they make and the laws they establish will honor You and bless the people of this our great State. I offer this prayer in the name of my Lord, Savior, and Redeemer, Jesus Christ. Amen."

The North Carolina National Guard Color Guard presents the colors.

The Honorable Steve Troxler, Commissioner of Agriculture, leads the Body in the Pledge of Allegiance.

The National Anthem is sung by Miss Emma Fornes of Wake County.

There are no excused absences for today.

The following children, who are relatives of the Members, serve as Honorary Pages for today: Isley Bell, Kylan Bell, Tommy Blackwell, Katelyn Carr Brann, Sarah-Kate Brinson, Autumn Brisson, Elizabeth Bryan, Heyward Bryan, Jane Murry Bryan, Millie Bryan, Mauryn Faith Campbell, Rachel Renee Campbell, Ian Dollar, Campbell Elmore, Carter Elmore, Daniel Estes, Will Estes, Therese Farmer, Alexandra Fisher, Annabelle Fisher, Ashlyn Fisher, Gabriel Fisher, Jordan Flemming, Stanley Foushee II, Terrence Foushee, Isabella Goebelt, Cate Goodman, Madison Graham, Vincent Graham, Jr., Benjamin Gullette, Harrison Gullette, Lonnie Hall, Parker Hamilton, Sophia Ballou Hastings, Caroline Marie Jeter, Charles Roper Jeter III, Elizabeth Leigh Jeter, Ethan Johns, Chloe LeAnn Johnson, Linzi Nicole Johnson, Tyler Benjamin Johnson, Wesley Scott Johnson, Caroline Jones, Amy Langdon, Chris Ledford, Joslyn Lindsay,

Abby Martin, Rachel Martin, McRae Moore, Wilson Moore, Ella Murry, Gretchen Murry, Ava Noyes, Bryan Presnell, Eric Presnell, John Quick, Adam Riddell, Allie Riddell, Brandon Riddell, Kelsie Riddell, Lindsay Riddell, Nathan Riddell, Reagan Riddell, Isabel Rizer, Sade Rorie, Ashlyn Ross, Aidan Stam, Gavin Stam, Mary Catherine Starnes, Connor Stone, Gabrielle Stone, Franklin Terry, Alex Tine, Jack Tine, Brittany Waddell, Taylor Waddell, Alexandra Warren, Morgan Warren, Elliott Wells, Jonathan Wells, Patrick Wells, Allie Whitmire, Luke Whitmire, Weston Whitmire, and Morgan Wood.

CERTIFICATION OF ELECTION
STATE OF NORTH CAROLINA
DEPARTMENT OF THE SECRETARY OF STATE

THE 2013 NORTH CAROLINA HOUSE OF REPRESENTATIVES

I, Elaine F. Marshall, Secretary of State of the State of North Carolina, do hereby certify that the State Board of Elections met Tuesday, the 27th day of November, A.D., 2012, in accordance with Chapter 163 of the General Statutes of North Carolina, at which time the Board did open, canvass and judicially determine the returns of votes cast in the election held on Tuesday, November 6th, 2012, and certified to me the persons duly elected as members of the House of Representatives from the various Representative Districts comprising of more than one county, and all others have been certified to me in the abstracts by the State Board of Elections as having the highest number of votes cast in the election for the House of Representatives from districts composed of one county only, for the General Assembly of 2013, to wit:

DISTRICT	NAME
First	Bob Steinburg
Second	W.A. (Winkie) Wilkins
Third	Michael Speciale
Fourth	Jimmy Dixon
Fifth	Annie Ward Mobley
Sixth	Paul Tine

January 9, 2013

Seventh	Angela R. Bryant
Eighth	Susan Martin
Ninth	Brian Brown
Tenth	John Bell
Eleventh	Duane Hall
Twelfth	George Graham
Thirteenth	Patricia (Pat) McElraft
Fourteenth	George G. Cleveland
Fifteenth	Phillip Shepard
Sixteenth	Chris Millis
Seventeenth	Frank Iler
Eighteenth	Susi Hamilton
Nineteenth	Ted Davis, Jr.
Twentieth	Rick Catlin
Twenty-first	Larry M. Bell
Twenty-second	William Brisson
Twenty-third	Joe Tolson
Twenty-fourth	Jean Farmer-Butterfield
Twenty-fifth	Jeffrey L. (Jeff) Collins
Twenty-sixth	Leo Daughtry
Twenty-seventh	Michael H. Wray
Twenty-eighth	James H. (J.H.) Langdon, Jr.

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Twenty-ninth	Larry D. Hall
Thirtieth	Paul Luebke
Thirty-first	H.M. (Mickey) Michaux
Thirty-second	Nathan Baskerville
Thirty-third	Rosa U. Gill
Thirty-fourth	Deborah K. Ross
Thirty-fifth	Chris Malone
Thirty-sixth	Nelson Dollar
Thirty-seventh	Paul Stam
Thirty-eighth	Yvonne Lewis Holley
Thirty-ninth	Darren Jackson
Fortieth	Marilyn Avila
Forty-first	Tom Murry
Forty-second	Marvin W. Lucas
Forty-third	Elmer Floyd
Forty-fourth	Rick Glazier
Forty-fifth	John Szoka
Forty-sixth	Ken Waddell
Forty-seventh	Charles Graham
Forty-eighth	Garland E. Pierce
Forty-ninth	Jim Fulghum
Fiftieth	Valerie Foushee

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Fifty-first	Michael (Mike) Stone
Fifty-second	James L. (Jamie) Boles, Jr.
Fifty-third	David Lewis
Fifty-fourth	Deb McManus
Fifty-fifth	Mark Brody
Fifty-sixth	Verla Insko
Fifty-seventh	Mary Price (Pricey) Harrison
Fifty-eighth	Alma Adams
Fifty-ninth	Jon Hardister
Sixtieth	Marcus Brandon
Sixty-first	John Faircloth
Sixty-second	John M. Blust
Sixty-third	Stephen M. Ross
Sixty-fourth	Dennis Riddell
Sixty-fifth	Bert Jones
Sixty-sixth	Ken Goodman
Sixty-seventh	Justin P. Burr
Sixty-eighth	Craig Horn
Sixty-ninth	Dean Arp
Seventieth	Pat B. Hurley
Seventy-first	Evelyn Terry
Seventy-second	Edward (Ed) Hanes, Jr.

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Seventy-third	Mark W. Hollo
Seventy-fourth	Debra Conrad
Seventy-fifth	Donny C. Lambeth
Seventy-sixth	Carl Ford
Seventy-seventh	Harry Warren
Seventy-eighth	Allen Ray McNeill
Seventy-ninth	Julia Craven Howard
Eightieth	Jerry C. Dockham
Eighty-first	Rayne Brown
Eighty-second	Larry G. Pittman
Eighty-third	Linda P. Johnson
Eighty-fourth	Rena W. Turner
Eighty-fifth	Mitch Gillespie
Eighty-sixth	Hugh Blackwell
Eighty-seventh	Edgar V. Starnes
Eighty-eighth	Rob Bryan
Eighty-ninth	Mitchell Smith Setzer
Ninetieth	Sarah Stevens
Ninety-first	Bryan Holloway
Ninety-second	Charles Jeter
Ninety-third	Jonathan C. Jordan
Ninety-fourth	Jeffrey Elmore

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Ninety-fifth	C. Robert Brawley
Ninety-sixth	Andy Wells
Ninety-seventh	Jason R. Saine
Ninety-eighth	Thom Tillis
Ninety-ninth	Rodney W. Moore
One hundredth	Tricia Cotham
One hundred-first	Beverly Miller Earle
One hundred-second	Becky Carney
One hundred-third	Bill Brawley
One hundred-fourth	Ruth Samuelson
One hundred-fifth	Jacqueline Schaffer
One hundred-sixth	Carla Cunningham
One hundred-seventh	Kelly Alexander
One hundred-eighth	John A. Torbett
One hundred-ninth	Dana Bumgardner
One hundred-tenth	Kelly E. Hastings
One hundred-eleventh	Tim Moore
One hundred-twelfth	Mike Hager
One hundred-thirteenth	Chris Whitmire
One hundred-fourteenth	Susan C. Fisher
One hundred-fifteenth	Nathan Ramsey
One hundred-sixteenth	Tim Moffitt

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One hundred-seventeenth	Chuck McGrady
One hundred-eighteenth	Michele D. Presnell
One hundred-nineteenth	Joe Sam Queen
One hundred-twentieth	Roger West

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal.

DONE IN OFFICE at Raleigh, this 13th day of December, 2012.

S/Elaine F. Marshall
Secretary of State

The roll is called and one hundred eighteen Members-elect are present. Representative Bryant resigned effective January 4, 2013 and Representative Gillespie resigned effective January 6, 2013. The Governor issued the following proclamation appointing Representative Bryant's replacement.

THE RECEIVING OF PETITIONS, MEMORIALS AND PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO THE HOUSE

THE APPOINTMENT OF BOBBIE J. RICHARDSON

2013-2014

BY THE GOVERNOR OF THE STATE OF NORTH CAROLINA

A PROCLAMATION

WHEREAS, the Honorable Angela Bryant, elected Representative from the Seventh House District 2013-2014 General Assembly, has resigned; and

WHEREAS, the provisions of General Statute § 163-11 require that the vacancy created by the resignation of the Honorable Angela Bryant be filled by appointment of the person recommended by the Seventh State House District Executive Committee of the Democratic Party; and

WHEREAS, the Seventh State District House Executive Committee of the Democratic Party has notified me of its recommendation of Bobbie J. Richardson of Franklin County, North Carolina, to fill the unexpired term;

I do, by these presents, appoint

BOBBIE J. RICHARDSON

as a member of the

NORTH CAROLINA HOUSE OF REPRESENTATIVES

2013-2014 General Assembly

IN WITNESS WHEREOF, I have hereunto signed my name and affixed the Great Seal of the State of North Carolina at the Capitol in the City of Raleigh, this ninth day of January in the year of our Lord two thousand thirteen, and of the Independence of the United States of America the two hundred and thirty-seventh.

S/ Pat McCrory
Governor

ATTEST:

S/ Elaine F. Marshall
Secretary of State

The Chair states that Representative Richardson will occupy Seat 94.

The Chair declares a quorum to be present.

The Members-elect and appointed Member, take and subscribe to the following oath of office, which is administered by Senior Associate Justice Mark D. Martin, North Carolina Supreme Court.

OATH FOR MEMBERS OF THE
HOUSE OF REPRESENTATIVES
2013 SESSION

"I do solemnly and sincerely swear that I will support the Constitution of the United States; that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will

endeavor to support, maintain and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; so help me God.

"I do swear that I will well and truly execute the duties of the office of a member of the North Carolina House of Representatives according to the best of my skill and ability, according to law; so help me, God."

The foregoing oath was administered to Representative Edward Hanes, Jr., by District Court Judge Denise Hartsfield on January 1, 2013; Representative Chris Millis by Justice Paul M. Newby, Associate Justice of the North Carolina Supreme Court on January 1, 2013; Representative Phil R. Shepard by Justice Paul M. Newby, Associate Justice of the North Carolina Supreme Court on January 1, 2013; Representative Evelyn Terry by District Court Judge Denise Hartsfield on January 1, 2013; Representative Brian Brown by Justice Paul M. Newby, Associate Justice of the North Carolina Supreme Court on January 2, 2013; Representative Mitch Gillespie by Chief Judge C. Randy Pool, District Court 29A on January 2, 2013; Representative Chris Malone by Justice Paul M. Newby, Associate Justice of the North Carolina Supreme Court on January 2, 2013; Representative Susan Martin by Justice Paul M. Newby, Associate Justice of the North Carolina Supreme Court on January 2, 2013; Representative Bob Steinburg by Justice Paul M. Newby, Associate Justice of the North Carolina Supreme Court on January 2, 2013; Representative C. Robert Brawley by District Court Judge H. Tom Church, on January 3, 2013; Representative Jon Hardister by Justice Paul M. Newby, Associate Justice of the North Carolina Supreme Court on January 3, 2013; Representative Bert Jones by Justice Paul M. Newby, Associate Justice of the North Carolina Supreme Court on January 3, 2013; Representative Donny Lambeth by Justice Paul M. Newby, Associate Justice of the North Carolina Supreme Court on January 3, 2013; Representative Tim Moffitt by the Honorable Alan Z. Thornburg, Senior Resident Superior Court Judge, 28th Judicial District on January 3, 2013; Representative Tim Moore by the Honorable Donna S. Stroud, Justice of the Court of Appeals of North Carolina on January 3, 2013; Representative Nathan Ramsey by the Honorable Alan Z. Thornburg, Senior Resident Superior Court Judge, 28th Judicial District on January 3, 2013; Representative Dennis Riddell by Justice Paul M. Newby, Associate Justice of the North Carolina Supreme Court on January 3, 2013; Representative Stephen M. Ross by Justice Paul M. Newby, Associate Justice of the North Carolina Supreme Court on January 3, 2013; Representative Dean Arp by Justice Paul M. Newby, Associate Justice of the North Carolina Supreme Court on January 4, 2013; Representative Mark Brody by Justice Paul M. Newby, Associate Justice of the North Carolina Supreme Court on January 4, 2013; Representative Rob Bryan by Justice Paul M. Newby, Associate Justice of the North Carolina

Supreme Court on January 4, 2013; Representative Jim Fulghum by Henry V. Barnette, Jr., former Wake County Superior Court Judge on January 4, 2013; Representative D. Craig Horn by Justice Paul M. Newby, Associate Justice of the North Carolina Supreme Court on January 4, 2013; Representative Charles Jeter by Justice Paul M. Newby, Associate Justice of the North Carolina Supreme Court on January 4, 2013; Representative Tom Murry by Wake County District Court Judge Michael J. Denning on January 4, 2013; Representative Jason Saine by Justice Paul M. Newby, Associate Justice of the North Carolina Supreme Court on January 4, 2013; Representative Jacqueline Michelle Schaffer by Justice Paul M. Newby, Associate Justice of the North Carolina Supreme Court on January 4, 2013; Representative Chris Whitmire by Justice Paul M. Newby, Associate Justice of the North Carolina Supreme Court on January 4, 2013; Representative John Szoka by Justice Paul M. Newby, Associate Justice of the North Carolina Supreme Court on January 5, 2013; Representative Michael Speciale by Justice Paul M. Newby, Associate Justice of the North Carolina Supreme Court on January 6, 2013; Representative Valerie P. Foushee by Judge Beverly Scarlett, North Carolina District 15B on January 8, 2013; Representative Ken Waddell by the Honorable Dewey J. Hooks, Jr., Special Superior Court Judge, Judicial District 13 on January 8, 2013; and Representative Nathan Baskerville by Judge Randolph Baskerville, District Court Judge for Judicial District 9B on January 9, 2013.

ELECTION OF SPEAKER

The Principal Clerk announces that the first order of business is the election of a Speaker and explains the voting procedure to be used in the absence of adopted rules. The Clerk declares that nominations are in order.

The Chair recognizes Representative Howard who places the name of Representative Thom Tillis as the Republican nominee for the Speaker of the House of Representatives.

"To all Members of the House, distinguished guests, ladies and gentlemen:

"Today I have the distinct honor of placing into nomination for Speaker of the House an individual who was born to be a leader. Our next Speaker's leadership skills have been recognized throughout his entire adult life. In high school, he was elected student body president. In the business world, he became a partner in one of the world's largest accounting and management consulting firms in almost record time. In the world of public service, his leadership and consensus building skills have allowed him to rise from serving on his local town council to serving as Minority Whip to now serving as the Speaker of the North Carolina House of Representatives.

"Leadership is the ability to transform vision into reality. Over the last two years, our next Speaker has done just that. He has set a bold vision to move North Carolina from great to greatest. He has championed bipartisan solutions to some of the toughest problems facing our State. These successes include helping this House address an historic budget deficit by prioritizing state spending on our most pressing needs while at the same time protecting taxpayers.

"His leadership has also resulted in common sense reforms that will create jobs and put people back to work. Our next Speaker will continue to reach across the aisles to find the best ideas from both parties that will help us solve the challenges facing our great State. He has the right leadership qualities at the right time in our State's history to help put North Carolina back on the right track.

"Ladies and gentlemen, it is my honor and great privilege to place in nomination for Speaker of the North Carolina House of Representatives, my friend, the gentleman from Mecklenburg County, the Honorable Thom Tillis."

The nomination is seconded by Representative Daughtry.

"It is a high honor and a privilege to second the nomination of Thom Tillis for Speaker of the North Carolina House of Representatives on this historic occasion.

"Thom Tillis is not a silver-spooned man. He arrived on the wings of hard work and fair dealings. He knows the struggles of everyday North Carolinians because he lived them in full. He understands the cost of success and the value of family. He is an honest and decent person with a forged vision and determination to make our State government work. He will keep us from getting sidetracked on matters that are not germane to our important work. He will push us to do the people's business with a clear understanding that we all, regardless of our political party, love this State and we can - with good ideas - put our collective shoulders to the grindstone of North Carolina and work for the good of everyone, rich and poor, sick and well, young and old.

"For our wonderful State, these are not altogether the best of times. It is easy to look around government and find a plethora of difficult problems that involve almost every facet of our deliberations and require all of our collective skills.

"Providence has sent us a man who can stand on the mountain and see what is best for our State. That man is Thom Tillis and I unequivocally second his nomination as Speaker of the North Carolina House of Representatives."

Representative T. Moore moves that the nominations be closed and that Representative Tillis be elected by acclamation. In compliance with Article VI, Section 5 of the North Carolina Constitution, the election is confirmed by vote of the Members and Representative Tillis is elected Speaker of the 2013 House of Representatives by acclamation.

The Speaker, escorted to the Chair by Representatives Arp, Avila, Catlin, Hager, Hurley, McElraft, Samuelson, and Starnes, takes and subscribes to the following oath of office administered by Senior Associate Justice Mark D. Martin, North Carolina Supreme Court.

OATH FOR SPEAKER OF THE
2013 HOUSE OF REPRESENTATIVES

"I, THOM TILLIS, do solemnly and sincerely swear that I will support the Constitution of the United States; that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; so help me God.

"I, THOM TILLIS, do swear that I will well and truly execute the duties of the office of Speaker of the North Carolina House of Representatives according to the best of my skill and ability, according to law; so help me, God."

The Speaker, Mr. Thom Tillis, approaches the dais and makes the following remarks.

"Thank you. Madame Principal Clerk, Governor McCrory, Lieutenant Governor Forest, Justices Martin, Edmunds, Newby and Jackson, state officials, and other distinguished guests, thank you for honoring us with your presence here today. Governor McCrory and Lieutenant Governor Forest come to us today in their new capacities in the top two Constitutional offices, but they have come to me many times in the past simply as good friends.

"To the returning members of the House, welcome back. I look forward to continuing the work we started two years ago. To the freshman class, 40 strong and fully one third of this body, thank you for your willingness to serve and welcome to the People's House. We are thrilled to have your expertise as teachers, small business owners, business executives, engineers, doctors, and school board members. To the spouses of all members - thank you for sharing your loved ones with the people of North Carolina. You, too, are public servants, and your sacrifice is to be commended. I am blessed to be joined today by my greatest supporter, my chief advisor, and the love of my life - my wife, Susan, along with our daughter, our son, my momma and many other family members.

"Two years ago, I stood before you and accepted the highest honor of my professional and political career. I am deeply moved and doubly honored by the unanimous support given to me today. To Minority Leader Hall and the Democratic Caucus, thank you for your statesmanship. I pledge to you and to all members of the Democratic Caucus that we will work together. In times when we disagree, I will ensure civil, respectful discourse.

"To the freshmen members of the Democratic Caucus, I was sitting where you are just six years ago - a freshman member in the minority caucus. I was a so-called 'back bencher' with what is considered one of the worst offices in the legislative building. When I received my office and my back-row seat assignments, I uttered two words…'thank you.' I focused on legislation that could gain the support of the leadership, and I worked within the political realities of the time. Four years later, I was blessed to be elected Speaker. I tell you this not to brag, but to demonstrate that you have tremendous potential and that you will have many opportunities to do great things. You have my personal commitment to work with you on legislation consistent with our policy direction. I owe it to you because it was help from then Democratic majority members like Representative Wilkins, Representative Lucas, and former Representative Grier Martin that helped me have an impact early in my tenure.

"Though our approaches may vary and our views are driven by differing ideologies, I firmly believe we have a common goal…to improve our great State. Our mission is to make our great State even greater - in fact - to make North Carolina the greatest State in the Union. Over the past two years, we have made significant progress but there is much more to do. We have made hard choices in the face of economic uncertainty, and we have governed responsibly despite heated rhetoric and political battles. The doomsday predictions of those who opposed our decisions have not come to pass and there are clear indications that the State's economy is moving in the right direction, yet we have much more work to do.

"So, how do we make North Carolina the greatest State? We will do it by continuing to implement policies that position us to deliver the best possible service to our constituents in a professional, business-like manner.

"The best-run businesses have the best products and services, the best paid employees, and the best employee morale. While the democratic processes of the General Assembly are not a business, there is the business of government and there is substantial room for improvement. We simply must commit to advancing an agenda that will transform our business, our State, with the goal of being the very best at everything we do.

"We must be willing to make tough decisions and we must embrace forward-thinking policies that result in better education outcomes, better healthcare outcomes, improved public safety, reduced tax burdens, and responsible regulations.

"We must continue our work on sound fiscal management by passing responsible budgets that force us to live within our means and that minimize the tax burden on citizens and businesses.

"We must fully exploit North Carolina's position with the best workforce in the nation. North Carolina workers are experienced, diverse, and dedicated. They are our greatest asset, and their success will secure our future prosperity. We must protect our workers and their right to work and we must send the very clear message to businesses already in North Carolina and those considering expanding here that North Carolina will continue to be the least unionized state in the nation.

"We must place a priority on securing our leadership position in higher education and we must step up our efforts to improve traditional K-12 education. Education accounts for almost 60% of our state budget, and therefore it deserves the lion's share of our time and our best efforts. North Carolina's higher education system is a national standard. Our community colleges and universities are second-to-none, and they produce some of the brightest minds in the nation. But we cannot rest on our laurels. Our community college and university systems must preserve their leadership position in the nation, and we must put even more distance between North Carolina and the rest of the pack.

"We must redouble our focus on traditional K-12 public education. The problems with our K-12 system did not begin a year or so ago. The problems have existed for decades and the State and the Federal Government have made it even more difficult for education professionals to pursue their passion…educating North Carolina's youth. We must open our

minds, our eyes, and our ears. We must reach out to the hardworking teachers, principals, and superintendents and implement policies based on their training and practical experience. We can and must give teachers and principals more flexibility to run their classrooms and schools as they see fit. We must continue a tradition started in 2011 to give local school districts budgeting certainty by passing our budget well before the end of June. We must encourage cost-efficient innovation in our schools by focusing on new technologies such as digital learning. We must reward school systems for becoming more efficient by allowing them to reinvest savings into areas they believe will improve education outcomes.

"I recently had a discussion with the superintendent of one of our largest school systems in the state. He said that he and many of his colleagues are considering seeking approval to set up a charter school within their systems. I asked him what would motivate him to do that and he said that the added flexibility would provide more opportunities for innovation. I asked him rather than simply giving him flexibility at a single school, wouldn't it make more sense to provide the school systems with broad flexibility enjoyed by charter schools. Thousands of children are receiving educations that do not live up to the high standards our educators are capable of achieving because traditional K-12 public schools are inundated with regulations, controls and other impediments that get in the way of teaching. We must find meaningful ways to deregulate K-12 public schools and we must do it now.

"Of course, we will continue to advocate for charter schools and parental involvement in where their children go to school, but I firmly believe North Carolina can build on many promising efforts already underway in our traditional public schools. There are many success stories that have received national and international attention. Exciting projects like 'Mission Possible' in Guilford County, 'Project Lift' in Mecklenburg County, 'Project K-Nect' in Onslow County, and 'Digital Conversion' in Mooresville Graded School District are examples of great ideas born out of the innovation and the hard work of our education professionals. We must encourage and reward innovative ideas like these and we must find ways to ensure every student has similar opportunities in the future.

"To lay the groundwork for long-term success in education and all other areas of government, the importance of responsible and reliable budgeting cannot be overstated. Over the last two years, we passed the state budget well before counties and schools were required to finalize their budgets which provided certainty local governments have not seen in years. It may sound like a minor point but it is not if you have ever been in a position where you had to make assumptions about state spending weeks or months before you knew how much the state was actually going to provide.

"We were confronted with a multi-billion dollar structural deficit yet we passed a budget in record time. We managed to live within our means, and we lived up to our promise to cut taxes…returning nearly $1.5 BILLION a year to the private economy. By confronting the fiscal challenges, we now face a more stable foundation and the challenges of this year's budget pale in comparison to the challenges we faced just two years ago.

"But we must continue to find ways to increase the efficiency and reduce the cost of government. We must eliminate waste and protect against abuses of the system. We must fight efforts to raise taxes and, in fact, we must find ways to reduce taxes. Most importantly, we must pass budgets that put the interests of taxpayers ahead of the interests of those who want to expand the scope and the cost of government.

"We must also make progress on major issues that have been ignored for far too long. North Carolina's tax system is outdated and is built for a world that existed decades ago. The high level of taxes and the complexity of our taxation system weaken North Carolina's competitive position. We must implement common-sense reforms that are fair, that provide relief to North Carolina's citizens and businesses, and that stimulate our economy rather than hamper its expansion. We must proceed pragmatically and we must be sensitive to the implications of broad-based tax reform. But reform we must, by considering both simple and complex approaches - from streamlining tax returns to restructuring the tax code…all options must be on the table. Like so many other issues that we have tackled thus far, I know we are up to the task and I know we will come up with a solution.

"We must continue to build on the progress we made during the last two years on regulatory reform. In fact I believe it is the key for increasing our competitive position for job creation and economic development. Some regulations are necessary but many are burdensome and represent nothing more than bureaucratic red tape. We must eliminate unnecessary regulations that stifle growth and job creation. Right-sized regulations will also make for right-sized regulatory agencies. Think about it…fewer regulations will require fewer regulators. Through these efforts, we will make North Carolina an advocate - not an adversary - to small business owners and job creators.

"Over the next two years, this House will face many difficult choices, some of which are unforeseen to us now. In this Chamber, no matter the weight, importance, or partisan flavor of the issue, we will remain civil and courteous while we maintain an efficient and effective pace of government. As the Speaker, I will work hard to ensure that the North Carolina House of Representatives is a house of reason, rationale, and respectability.

January 9, 2013

"All stakeholders will have a seat at the table. All voices will be heard. And as all 120 of us confront issues great and small over the coming biennium, I am confident that we will make great strides towards transforming North Carolina from the great State it is today to the greatest State in the Union.

"Thank you for the high honor of leading this august Body. God bless you, and God bless the great State of North Carolina."

The Speaker assumes the duties of the Chair.

ADOPTION OF TEMPORARY RULES

Representative T. Moore is recognized and states that he has placed a resolution with the Clerk for consideration by the Body.

The Speaker directs the Clerk to number the resolution and places **H.R. 1**, A HOUSE RESOLUTION TO ADOPT TEMPORARY RULES FOR THE 2013 SESSION OF THE HOUSE OF REPRESENTATIVES, before the Body.

The resolution is adopted, by electronic vote (87-32), and ordered printed.

ELECTION OF SPEAKER PRO TEMPORE

The Speaker states that nominations are in order for Speaker Pro Tempore.

The Chair recognizes Representative Dollar who places in nomination the name of Representative Stam as the Republican nominee for Speaker Pro Tempore.

"Mr. Speaker, honored guests, ladies and gentlemen, Members of the House:

"It is my high honor and distinct privilege to place in nomination the name of Paul Stam of Wake County for the office of Speaker Pro Tempore of the North Carolina House.

"Paul Stam has a long and distinguished record of service. He has served his country as a Marine. He has served his church as a Sunday School teacher. He has served his community and profession as a noted attorney. He has served his party as a local and state leader. Paul Stam has served this House as both its Minority and Majority Leader.

"Over the years, Paul Stam has been one of the leading conservative Republican activists in North Carolina. He has worked tirelessly for the enactment of conservative principles and drafting of our party platform, in the election of countless state and local officials, and in his service as a caucus leader.

"Paul Stam is a legislator's legislator. Long respected on both sides of the aisle for his knowledge of the issues and the law, his ability to craft legislation, and his steadfast honesty and integrity. Paul Stam is an open book, and his word is his bond. He is a man of unshakeable character. After difficult legislative battles, when the rhetoric can often become heated, Skip Stam is as quick to offer a smile and a handshake to his adversaries as he is his allies.

"He serves as an example in our democratic process, that you can fight passionately for deeply held beliefs, and when the battle is over, win or lose, hold no grudges or ill will for his opponents, in a campaign, in court, or in this Chamber. The best compliment and highest recommendation I can make on behalf of Paul Stam is simply this - he lives, works, and serves with the Christian ideals he believes in.

"Now allow me just a moment to close with a true story. 'Jack' Veach was a prominent business man and community leader in western North Carolina, and also a national leader in the forest products industry. One year, after helping a young man get elected to Congress, Mr. Veach went to see the new Congressman-elect. His advice was brief and to the point, 'Son, when a person gets elected to Congress, and goes to Washington, they have two choices: you can grow or you can swell.' After a moment of silence, Mr. Veach leaned forward and said 'GROW.' Jack Veach's words challenge us all, newly elected Members and veteran Members alike.

"Over the years, Paul Stam has become a trusted and valued servant leader in this House. He chose to grow and this Body has benefited from that choice. I humbly ask the Members of this House to choose him today as our Speaker Pro Tem. Thank you."

Representative McElraft seconds the nomination.

"Ladies and gentleman of the House, it is my honor to second the nomination of Representative Paul Stam as Speaker Pro Tem.

"Representative Stam has served seven terms in our House, serving as the House Republican leader since 2007 and the House majority leader since 2011. He has been a strong and steadying force in the Legislature. As a true statesman, Representative Stam is someone who can respect opposing

views without wavering from his consistently conservative principles. These are just a few of the reasons why I encourage you, my colleagues, to join me in voting for Representative Paul Stam for Speaker Pro Tempore of the North Carolina House of Representatives."

Representative T. Moore moves that the nominations be closed and that Representative Stam be elected by acclamation. In compliance with Article VI, Section 5 of the North Carolina Constitution, the election is confirmed by vote of the Members and Representative Stam is elected Speaker Pro Tempore of the 2013 House of Representatives by acclamation.

The Speaker Pro Tempore, escorted to the Well of the House by Representatives Blackwell, Brody, Conrad, D. Hall, Hardister, Jeter, and Terry, takes and subscribes to the following oath of office administered by Senior Associate Justice Mark D. Martin, North Carolina Supreme Court.

OATH FOR SPEAKER PRO TEMPORE OF THE HOUSE OF REPRESENTATIVES 2013 SESSION

"I, PAUL STAM, do solemnly and sincerely swear that I will support the Constitution of the United States; that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; so help me God.

"I, PAUL STAM, do swear that I will well and truly execute the duties of the office of Speaker Pro Tempore of the North Carolina House of Representatives according to the best of my skill and ability, according to law; so help me, God."

Speaker Pro Tempore Stam makes the following remarks.

"I accept your election. Your Excellencies Governor McCrory and Lieutenant Governor Forest, Mr. Speaker, Madam Clerk, Members, families, visitors, and especially my wife, Dottie. She has supported me faithfully for almost thirty years in this legislative effort. And she is a wonderful grandmother. She brought along two of my seven grandchildren today. I would like to speak about the way the House can operate by using three examples from my grandchildren.

"First, any grandfather likes to talk about his grandchildren. And second, if you did not have them about half of you would not be here. You are here because you want to ensure the future of your grandchildren and great grandchildren and posterity. My grandchildren go from seven, six, five, four, two, and two one-year olds.

"The older boys like to watch, over and over and over again, the musical 'Phantom of the Opera.' They like the music and the romance, but especially they like picking out the bad guys and the good guys. The bad guy wears a cape and a sword but so does the good guy, who also wears a cape and a sword. They always want to know how you tell the difference. Fortunately in that musical the bad guy usually wears a mask so it's easy to tell. But sometimes we can't tell who the good guy is. What is the right course to go down legislatively here? Which members of the public can be believed and which ones cannot? We have to discern good from evil.

"My older boys also believe that all sports are contact sports, whether it is swimming or basketball. On Christmas day we all played soccer, about a dozen of us, including the four little boys. Even those who were on the same team were tackling each other and were on the ground constantly.

"Here in the General Assembly (Representative Lewis you must have some youngsters because you understand this concept) there is little need to engage in aggressive contact especially with members of the same team, that is, Members of the House. We can save it for the Senate.

"One of the favorite things they like to do with me is to play chess. The younger boys, ages two and four, like to challenge me to play by saying 'Yeye let's play chess. I am going to take all your pieces.' And that challenge is enough to get me out of my chair to take them on. We have different ways of playing; they don't know all the rules yet. As they get older they realize they can win without taking all of the pieces. And this is partially a matter of strategy but also a matter of character.

"One of my older boys was challenged to a game of chess with a very ill relative. These are two of the most competitive people I know. He was four years old at the time. His relative, my brother, was fifty-seven. They were emailing about how they were going to defeat each other in chess when they got together. They finally began this game, and I noticed that my four-year old grandson was giving away his pieces. We asked him, 'Will, why are you doing this, why are you giving away your pieces and not trying to win?' He said he was trying to 'be kind.' We can all learn from

that: we don't have to take all of our opponent's pieces (in order to win). Second, as we defeat them, we can be kind. That is true in the House as well, in the Assembly, and in all of government.

"I wish you all, everyone here, well as we embark on what I think will be a great and historic Session. Thank you for this opportunity, Mr. Speaker."

ELECTION OF PRINCIPAL CLERK

The Speaker announces that nominations are in order for Principal Clerk of the House of Representatives.

Representative Samuelson places the name of Denise G. Weeks of Wake County in nomination for Principal Clerk.

"THANK YOU Mr. Speaker, ladies and gentlemen of the House and all our friends and family gathered with us on this special day.

"It is my honor to place into nomination Denise Weeks as our Principal Clerk.

"We often hear folks talk about the **ideal** of servant leadership in our society, yet we also often hear folks lament that they believe they see so little of it.

"Well, this chamber and the great State of North Carolina have been blessed for the past 20 years through the servant leadership of Ms. Weeks. Her **generous and faithful service** to us has been, and will continue to be, a model for how we all should treat each other and the people we serve.

"In a very tangible way, **she has loved us.**

"So, if you chose the Christian Bible for your swearing in today, you will see in 1 Corinthians 13:5-7 the type of love I have in mind.

"It says, 'Love is patient, love is kind. It does not envy, it does not boast, it is not proud. It is not rude, it is not self-seeking, it is not easily angered, it keeps no record of wrongs. Love does not delight in evil but rejoices with the truth. It always protects, always trusts, always hopes, always perseveres.'

"**Mr. Speaker,** I believe this describes Ms. Weeks and qualifies her in every way for another term as our House Principal Clerk.

"**Members,** I urge your continued support and encourage you to emulate her leadership as we work with one another."

Representative L. Hall seconds the nomination.

"To all who are present, to all who would be here and hear, I want to tell you about our House Principal Clerk and why she should be elected to another term.

"You know, service spans generations and from my 88 year old mother who is in the gallery to my nephew who is on the floor, to all of you and your children and families who are throughout this chamber, we have benefited from the service of Denise Weeks.

"And I sat there as we, by acclamation, elected the Speaker for another term, it came to me that the person probably most qualified to lead this House and who leads this House without that distinction has been Denise Weeks. The person who's probably most responsible for legislation is not any of you, whether you are long-serving Members or freshmen, or anyone you replace, but the Principal Clerk, who has guided so many of you through both training and through the movement of your bills. And so as we continue to look to our official leader, and our unofficial leader who really makes things happen regardless as to the party in charge, we still look to Denise Weeks for her leadership. She is the referee on the field, she is the guardian of the game that goes on here sometimes. And she's the one who has the credibility to keep us all inbounds on every play.

"So again, I would second, and commend to you Denise Weeks as House Principal Clerk."

Representative T. Moore moves that the nominations be closed and that Ms. Weeks be elected by acclamation. In compliance with Article VI, Section 5 of the North Carolina Constitution, the election is confirmed by vote of the Members and Denise G. Weeks is elected Principal Clerk of the 2013 House of Representatives by acclamation.

Denise G. Weeks takes and subscribes to the following oath of office administered by the Speaker of the House, Thom Tillis, as authorized under G.S. 120-5.

January 9, 2013

OATH FOR PRINCIPAL CLERK OF THE HOUSE OF REPRESENTATIVES 2013 SESSION

"I, DENISE G. WEEKS, do solemnly and sincerely swear that I will support the Constitution of the United States; that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; so help me God.

"I, DENISE G. WEEKS, do swear that I will well and truly execute the duties of the office of Principal Clerk of the North Carolina House of Representatives according to the best of my skill and ability, according to law; so help me, God."

APPOINTMENT OF SERGEANT-AT-ARMS

Pursuant to Rule 45(c), the Speaker appoints Clyde Cook, Jr. as Sergeant-at-Arms for the 2013 House of Representatives.

The Speaker administers the following oath of office to the Sergeant-at-Arms.

OATH FOR SERGEANT-AT-ARMS OF THE HOUSE OF REPRESENTATIVES 2013 SESSION

"I, CLYDE COOK, JR., do solemnly and sincerely swear that I will support the Constitution of the United States; that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; so help me God.

"I, CLYDE COOK, JR., do swear that I will well and truly execute the duties of the office of Sergeant-at-Arms of the North Carolina House of Representatives according to the best of my skill and ability, according to law; so help me, God."

January 9, 2013

COURTESIES

On motion of Representative Starnes and without objection, the courtesies of the floor are extended to the following family members of Speaker Tillis: Susan Tillis, Ryan Tillis, Lindsay Tillis, David Hixson, Margie Tillis, Ron Tillis, Terry Pullias, Ken Pullias, Jeanette Campbell, and Richard Campbell and to other family, friends, and guests of the Speaker.

The Speaker extends courtesies of the floor to the family and guests of the Speaker Pro Tempore, Representative Stam. The Speaker also extends courtesies of the floor and gallery to the many friends and family members who have joined us today.

CAUCUS LEADERS ANNOUNCED

Representative Starnes is recognized and he reports that the Republican Caucus has been held and that he has been elected the Majority Leader. Representative Hager has been elected as Majority Whip and Representatives McElraft and Boles have been elected as Deputy Majority Whips. Representative Samuelson has been elected as Conference Leader. Representative Catlin has been elected as Republican Freshman Leader and Representative Arp has been elected as Majority Freshman Whip.

Representative L. Hall is recognized and he reports that the Democratic Caucus has been held and that he has been elected the Democratic Leader. Representative Wray has been elected as Deputy Democratic Leader, and Representatives Wilkins, Fisher, and Gill have been elected as Democratic Whips. Representatives D. Ross and Lucas have been elected Democratic Conference Co-chairs.

SPECIAL MESSAGE TO THE SENATE

The Speaker orders a Special Message be sent to the Senate informing that Honorable Body that the House of Representatives is organized and ready to proceed with public business for the Regular Session of the 2013 General Assembly.

SPECIAL MESSAGE FROM THE SENATE

2013 GENERAL ASSEMBLY
FIRST SESSION 2013

Senate Chamber
January 9, 2013

January 9, 2013

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives informing that Honorable Body that the Senate is organized and is now ready to proceed with the public business of the State. For your further information, the following officers have been elected for the 2013 Session:

Senator Philip Berger	President *Pro Tempore*
Senator Louis Pate	Deputy President *Pro Tempore*
Ms. Sarah Lang Clapp	Principal Clerk
Mr. Lee Settle	Reading Clerk
Mr. Philip King	Sergeant-at-Arms

Further be advised that the Senate has been notified of the election of the following party officers:

Senator Harry Brown	Majority Leader
Senator Jerry Tillman	Majority Whip
Senator Fletcher Hartsell	Majority Caucus Secretary
Senator Andrew Brock	Majority Joint Caucus Leader
Senator Martin Nesbitt	Minority Leader
Senator Josh Stein	Minority Whip
Senator Dan Blue	Minority Caucus Co-Chair
Senator Dan Clodfelter	Minority Caucus Co-Chair
Senator Ellie Kinnaird	Minority Caucus Secretary
Senator Gladys Robinson	Deputy Minority Leader
Senator Floyd McKissick	Deputy Minority Leader
Senator Clark Jenkins	Deputy Minority Leader

Respectfully,
S/ Sarah Lang Clapp
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

2013 GENERAL ASSEMBLY
FIRST SESSION 2013

Senate Chamber
January 9, 2013

Mr. Speaker:

January 9, 2013

It is ordered that a message be sent to your Honorable Body that pursuant to a Proclamation issued by Governor Pat McCrory on January 7, 2013, Angela R. Bryant has been appointed to fill the vacancy created by the death of Senator Ed Jones from the Fourth District.

Respectfully,
S/ Sarah Lang Clapp
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

S.J.R. 2, A JOINT RESOLUTION ADJOURNING THE 2013 REGULAR SESSION OF THE GENERAL ASSEMBLY TO A DATE CERTAIN, AS PROVIDED BY LAW, is read the first time.

Pursuant to Rule 32(a), the resolution is placed on the Calendar for immediate consideration.

The resolution passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

COMMITTEE ASSIGNMENTS

The Speaker makes the following committee assignments:

AGRICULTURE: Representatives Dixon and Langdon, Chairs; Representatives J. Bell, Brisson, C. Graham, Lewis, Ramsey, and Steinburg, Vice Chairs; Representatives Baskerville, Brody, Cleveland, Daughtry, Foushee, G. Graham, Hardister, Holley, Horn, Hurley, Jones, Jordan, Lambeth, Lucas, Luebke, Martin, McGrady, McManus, McNeill, Mobley, Pittman, Presnell, Queen, Riddell, Starnes, Szoka, Terry, Tolson, Turner, Waddell, Wells, West, Whitmire, and Wilkins.

APPROPRIATIONS: Representative Dollar (Senior Chair); Representatives Burr, Holloway, and Johnson, Chairs; Representatives Avila, Blackwell, Boles, Brisson, R. Brown, Cleveland, Faircloth, Hollo, Horn, Howard, Hurley, McElraft, McGrady, Saine, Shepard, Starnes, Torbett, and West, Vice Chairs; Representatives Adams, Arp, Baskerville, J. Bell, L. Bell,

Brody, B. Brown, Bryan, Bumgardner, Catlin, Conrad, Cunningham, Daughtry, Dixon, Dockham, Earle, Elmore, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Harrison, Hastings, Iler, Insko, Jackson, Jeter, Lambeth, Langdon, Lucas, Malone, Martin, McNeill, Michaux, Millis, Mobley, R. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, S. Ross, Samuelson, Speciale, Stam, Steinburg, Stevens, Szoka, Terry, Tolson, Whitmire, Wilkins, and Wray.

APPROPRIATIONS SUBCOMMITTEE ON EDUCATION: Representatives Blackwell, Horn, and McGrady, Chairs; Representatives Bryan and Whitmire, Vice Chairs; Representatives L. Bell, B. Brown, Conrad, Elmore, Gill, Glazier, Goodman, Lucas, Malone, Michaux, Stam, and Steinburg.

APPROPRIATIONS SUBCOMMITTEE ON GENERAL GOVERNMENT: Representatives R. Brown and Cleveland, Chairs; Representatives Brody, Fisher, Floyd, and Pittman, Vice Chairs; Representatives J. Bell, Cunningham, Harrison, Queen, Riddell, S. Ross, and Saine.

APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES: Representatives Avila, Brisson, and Hollo, Chairs; Representatives Lambeth, Martin, and Murry, Vice Chairs; Representatives Earle, Farmer-Butterfield, Ford, Fulghum, and Insko.

APPROPRIATIONS SUBCOMMITTEE ON INFORMATION TECHNOLOGY: Representative Saine, Chair; Representative Tolson, Vice Chair; Representatives Avila, Blackwell, Boles, Cleveland, Glazier, Jackson, Martin, McElraft, Mobley, and Torbett.

APPROPRIATIONS SUBCOMMITTEE ON JUSTICE AND PUBLIC SAFETY: Representatives Boles, Daughtry, Faircloth, and Hurley, Chairs; Representatives Jackson, McNeill, Mobley, and Stevens, Vice Chairs; Representatives Foushee, C. Graham, G. Graham, Speciale, Szoka, and Turner.

APPROPRIATIONS SUBCOMMITTEE ON NATURAL AND ECONOMIC RESOURCES: Representatives McElraft and West, Chairs; Representatives Dixon, Pierce, and Presnell, Vice Chairs; Representatives Bumgardner, Catlin, Langdon, Millis, R. Moore, Richardson, Wilkins, and Wray.

January 9, 2013

APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION: Representatives Shepard and Torbett, Chairs; Representatives Arp, Iler, and Jeter, Vice Chairs; Representatives Adams, Baskerville, Dockham, D. Hall, Hastings, Ramsey, and Terry.

BANKING: Representative Samuelson, Chair; Representatives Alexander, Dockham, Hardister, and S. Ross, Vice Chairs; Representatives J. Bell, Brandon, R. Brawley, W. Brawley, Carney, Cotham, Daughtry, Fisher, Glazier, Goodman, Hager, L. Hall, Hanes, Hurley, Jeter, Jordan, Lambeth, R. Moore, Setzer, Stone, Szoka, and Wells.

COMMERCE AND JOB DEVELOPMENT: Representative Murry, Chair; Representatives W. Brawley, Conrad, Millis, Moffitt, R. Moore, Saine, Stone, and Torbett, Vice Chairs; Representatives Alexander, Avila, L. Bell, Blackwell, Boles, R. Brawley, Brody, B. Brown, Bumgardner, Carney, Catlin, Collins, Cunningham, Dockham, Dollar, Earle, Farmer-Butterfield, Fisher, Floyd, Fulghum, Goodman, C. Graham, G. Graham, Hager, D. Hall, Hamilton, Hanes, Holley, Holloway, Howard, Jeter, Johnson, Lambeth, Lewis, Lucas, Malone, Martin, Pierce, Presnell, Riddell, Samuelson, Schaffer, Setzer, Shepard, Speciale, Starnes, Steinburg, Szoka, Terry, Tine, Tolson, Waddell, Warren, Wells, West, Whitmire, and Wray.

EDUCATION: Representatives Johnson and Langdon, Chairs; Representatives Brandon, B. Brown, Cotham, Elmore, Horn, Lucas, Malone, and Riddell, Vice Chairs; Representatives Adams, Arp, L. Bell, Bryan, Bumgardner, Carney, Cleveland, Collins, Daughtry, Dixon, Dockham, Fisher, Gill, Glazier, C. Graham, G. Graham, L. Hall, Hardister, Iler, Jeter, Jones, Jordan, Lambeth, Luebke, Martin, McManus, Michaux, Pittman, Presnell, D. Ross, Saine, Schaffer, Shepard, Speciale, Stam, Tine, Tolson, Torbett, Turner, Warren, Whitmire, and Wilkins.

ELECTIONS: Representatives Lewis and T. Moore, Chairs; Representatives Burr and Jones, Vice Chairs; Representatives Avila, Blust, R. Brown, Bryan, Conrad, Cotham, Cunningham, Davis, Dixon, Faircloth, Fisher, Floyd, Ford, Fulghum, G. Graham, D. Hall, Harrison, Iler, McManus, McNeill, Michaux, Mobley, Murry, Richardson, Riddell, D. Ross, Saine, Schaffer, Speciale, Stam, Starnes, and Terry.

ENVIRONMENT: Representatives McElraft and West, Chairs; Representatives Catlin, Hager, McGrady, and Samuelson, Vice Chairs; Representatives Alexander, W. Brawley, Brisson, Cunningham, Dixon, Hamilton, Hanes, Harrison, Hastings, Iler, Insko, Millis, T. Moore, Queen, Starnes, Stone, and Wells.

January 9, 2013

ETHICS: Representatives Carney and Howard, Chairs; Representatives D. Ross and Setzer, Vice Chairs; Representatives Adams, Avila, Boles, Brisson, R. Brown, Farmer-Butterfield, Jackson, McGrady, Michaux, and Stevens.

FINANCE: Representative Howard (Senior Chair); Representatives R. Brawley, Lewis, and Setzer, Chairs; Representatives Burr, Collins, Dollar, Johnson, Luebke, Stam, and Starnes, Vice Chairs; Representatives Alexander, Blust, Brandon, W. Brawley, Carney, Cotham, Davis, Hager, L. Hall, Hamilton, Hanes, Hardister, Holley, Jones, Jordan, McManus, Moffitt, T. Moore, D. Ross, Samuelson, Schaffer, Stone, Tine, Waddell, Warren, and Wells.

GOVERNMENT: Representatives Stone and Warren, Chairs; Representatives Adams, Boles, R. Brown, and Langdon, Vice Chairs; Representatives J. Bell, Brandon, Brody, Burr, Cleveland, Collins, Davis, Earle, Elmore, Faircloth, Fisher, Floyd, Ford, Foushee, Gill, Goodman, D. Hall, Holley, Holloway, Luebke, McGrady, McNeill, Mobley, Moffitt, R. Moore, Pittman, Presnell, Ramsey, S. Ross, Setzer, Turner, and Wilkins.

HEALTH AND HUMAN SERVICES: Representatives Hollo and Jones, Chairs; Representatives Avila, Burr, Dollar, Earle, Farmer-Butterfield, and Fulghum, Vice Chairs; Representatives Baskerville, Blackwell, Brisson, Brody, Cotham, Ford, Hurley, Insko, Jackson, Lewis, Martin, Murry, Pierce, Samuelson, Stevens, Szoka, and Wray.

HOMELAND SECURITY, MILITARY, AND VETERANS AFFAIRS: Representatives Cleveland, Hastings, and Pittman, Chairs; Representatives Blust, Goodman, Speciale, and Szoka, Vice Chairs; Representatives Arp, Avila, J. Bell, L. Bell, Boles, B. Brown, Floyd, D. Hall, Hanes, Hollo, Horn, Malone, R. Moore, Queen, Schaffer, Tolson, Torbett, and Waddell.

INSURANCE: Representative Dockham, Chair; Representatives R. Brawley, Collins, and McElraft, Vice Chairs; Representatives Baskerville, Bryan, Bumgardner, Burr, Cunningham, Davis, Dollar, Earle, Floyd, Fulghum, Glazier, C. Graham, Hamilton, Hastings, Holloway, Howard, Insko, Johnson, Malone, Murry, Pierce, Ramsey, Richardson, Shepard, Steinburg, Tine, Warren, and Wray.

JUDICIARY: Representative Daughtry, Chair; Representatives Blust, Jordan, McGrady, T. Moore, and Stevens, Vice Chairs; Representatives Adams, Arp, Baskerville, J. Bell, Blackwell, Brandon, R. Brown, Bryan, Burr, Cleveland, Conrad, Davis, Faircloth, Farmer-Butterfield, Foushee, Glazier, L. Hall, Hardister, Harrison, Horn, Howard, Hurley, Insko, Jackson, McNeill, Michaux, Mobley, Queen, Ramsey, Richardson, D. Ross, S. Ross, Saine, Schaffer, Stam, Steinburg, and Turner.

January 9, 2013

JUDICIARY SUBCOMMITTEE A: Representative Blust, Chair; Representative Schaffer, Vice Chair; Representatives Adams, Arp, Blackwell, Brandon, Burr, L. Hall, Hardister, Howard, Jackson, McNeill, D. Ross, and Steinburg.

JUDICIARY SUBCOMMITTEE B: Representatives Jordan and McGrady, Chairs; Representatives Faircloth, Glazier, Hurley, Michaux, and Stam, Vice Chairs; Representatives Bryan, Conrad, Foushee, Horn, Queen, Richardson, and S. Ross.

JUDICIARY SUBCOMMITTEE C: Representative Stevens, Chair; Representatives Davis, Harrison, Insko, and Turner, Vice Chairs; Representatives Baskerville, J. Bell, R. Brown, Cleveland, Farmer-Butterfield, Mobley, T. Moore, Ramsey, and Saine.

PUBLIC UTILITIES: Representative Hager, Chair; Representatives Hamilton, Holloway, Samuelson, and Warren, Vice Chairs; Representatives Alexander, Arp, Blackwell, Catlin, Collins, Dockham, Dollar, Earle, Elmore, Gill, D. Hall, Hanes, Harrison, Hollo, Howard, Jeter, Johnson, Lucas, Luebke, Martin, Millis, R. Moore, T. Moore, Pierce, Richardson, Riddell, West, Whitmire, and Wray.

REGULATORY REFORM: Representative Moffitt, Chair; Representatives Blackwell, L. Hall, Jordan, Murry, Setzer, Wells, and Wray, Vice Chairs; Representatives Adams, Avila, Baskerville, L. Bell, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Catlin, Conrad, Cunningham, Dixon, Dollar, Elmore, Faircloth, Farmer-Butterfield, Foushee, Fulghum, Hager, Hanes, Hardister, Harrison, Holley, Horn, Iler, Insko, Jones, Lambeth, Lewis, Lucas, Malone, Martin, McElraft, McManus, Millis, Pierce, Presnell, Queen, Ramsey, Richardson, D. Ross, Schaffer, Shepard, Speciale, Stam, Steinburg, Stevens, Terry, Tine, Waddell, and Whitmire.

RULES, CALENDAR, AND OPERATIONS OF THE HOUSE: Representative T. Moore, Chair; Representatives Burr and Stam, Vice Chairs; Representatives Blust, Boles, Brandon, Brisson, Carney, Daughtry, Farmer-Butterfield, Floyd, L. Hall, Hamilton, Hastings, Holloway, Jackson, Johnson, Lewis, Moffitt, Saine, Samuelson, Starnes, Stone, and Torbett.

STATE PERSONNEL: Representative Collins, Chair; Representatives L. Bell, Gill, Hurley, Moffitt, and Wilkins, Vice Chairs; Representatives Alexander, Blust, R. Brawley, Conrad, Davis, Elmore, Floyd, Ford, G. Graham, Hollo, Lambeth, Langdon, McNeill, Michaux, Millis, Mobley, S. Ross, Stevens, Turner, and Waddell.

January 9, 2013

TRANSPORTATION: Representatives W. Brawley and Iler, Chairs; Representatives Bumgardner, Carney, Cleveland, Ford, and Shepard, Vice Chairs; Representatives Arp, Blackwell, Boles, Brisson, B. Brown, R. Brown, Catlin, Cotham, Dollar, Faircloth, Foushee, Gill, Goodman, C. Graham, L. Hall, Hamilton, Hastings, Holley, Jeter, McElraft, McGrady, McManus, Moffitt, R. Moore, T. Moore, Pittman, S. Ross, Saine, Schaffer, Starnes, Stone, Terry, Tine, Tolson, Torbett, and Wilkins.

CAUCUS LEADER ANNOUNCED

Representative L. Hall is recognized and he reports that Representative Pierce has been elected Chairman of the North Carolina Legislative Black Caucus.

ENROLLED BILLS

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.J.R. 2, A JOINT RESOLUTION ADJOURNING THE 2013 REGULAR SESSION OF THE GENERAL ASSEMBLY TO A DATE CERTAIN, AS PROVIDED BY LAW. (RESOLUTION 2013-1)

On motion of Representative T. Moore, seconded by Representative Stam, the House adjourns at 1:57 p.m., in memory of Representatives William L. Wainwright and Larry R. Brown, to reconvene Wednesday, January 30, 2013 at 12:00 Noon.

SECOND DAY

HOUSE OF REPRESENTATIVES
Wednesday, January 30, 2013

The House meets at 12:00 Noon pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Larry Pittman.

The Speaker leads the Body in the Pledge of Allegiance.

January 30, 2013

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of January 9 has been examined and found correct. Upon his motion, the Journal is approved as written.

There are no excused absences for today.

THE RECEIVING OF PETITIONS, MEMORIALS AND PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO THE HOUSE

THE APPOINTMENT OF JOSHUA R. DOBSON

2013-2014

BY THE GOVERNOR OF THE STATE OF NORTH CAROLINA

A PROCLAMATION

WHEREAS, the Honorable Mitch Gillespie, elected Representative from House District Eighty-Five 2013-2014 General Assembly, has resigned; and

WHEREAS, the provisions of General Statute § 163-11 require that the vacancy created by the resignation of the Honorable Mitch Gillespie be filled by appointment of the person recommended by the Eighty-Fifth State House District Executive Committee of the Republican Party; and

WHEREAS, the Eighty-Fifth State House District Executive Committee of the Republican Party has notified me of its recommendation of Joshua R. Dobson of McDowell County, North Carolina, to fill the unexpired term;

I do, by these presents, appoint

JOSHUA R. DOBSON

as a member of the

NORTH CAROLINA HOUSE OF REPRESENTATIVES

2013-2014 General Assembly

January 30, 2013

IN WITNESS WHEREOF, I have hereunto signed my name and affixed the Great Seal of the State of North Carolina at the Capitol in the City of Raleigh, this twenty-ninth day of January in the year of our Lord two thousand thirteen, and of the Independence of the United States of America the two hundred and thirty-seventh.

S/ Pat McCrory
Governor

ATTEST:

S/ Elaine F. Marshall
Secretary of State

The Chair appoints Representatives Stam, Starnes, L. Hall, Samuelson, Hager, Catlin, Floyd, and Presnell to escort the Member to the Well of the House for the administration of the oath.

The following oath of office is administered to Joshua R. Dobson by Speaker Thom Tillis, pursuant to G.S. 120-5.

OATH FOR MEMBERS OF THE
HOUSE OF REPRESENTATIVES
2013 SESSION

"I, JOSH DOBSON, do solemnly and sincerely swear that I will support the Constitution of the United States; that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; so help me God.

"I, JOSH DOBSON, do swear that I will well and truly execute the duties of the office of a member of the North Carolina House of Representatives according to the best of my skill and ability, according to law; so help me, God."

The Chair states that Representative Dobson will occupy Seat 91 and is appointed to the following committees: Appropriations; Appropriations Subcommittee on Natural and Economic Resources; Banking; Education; Environment; Regulatory Reform; and Transportation.

January 30, 2013

The Speaker orders a Special Message sent to the Senate informing that Honorable Body of the seating of Representative Dobson as a Member of the 2013 House of Representatives.

THE RECEIVING OF PETITIONS, MEMORIALS AND PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO THE HOUSE

STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR
20301 Mail Service Center•Raleigh, NC 27699-0301

Pat McCrory
Governor

January 22, 2013

Ms. Denise Weeks
Principal Clerk
North Carolina House of Representatives
Legislative Building
Raleigh, NC 27603-5925

Dear Ms. Weeks:

This is written to comply with section 1 and 2 of Executive Order Number 107.

This shall serve as my official designation of Room 1038 within the Department of Administration Building as the "Office of the Governor's Affairs Office" under the provision of Section 1.

I hereby designate the following employees of the Governor's Office as the officials to whom delivery of bills can be made under the provisions of Section 2.

-Fred Steen
-Morgan Beam
-Nicole Hines

Fred Steen will serve as the official liaison and will lobby on behalf of this office. Fred's office will be located in room 1038 of the Administration building and his phone number is (919) 733-5811.

Sincerely,
S/ Pat McCrory
Governor

January 30, 2013

STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR
20301 Mail Service Center•Raleigh, NC 27699-0301

Pat McCrory
Governor

January 30, 2013

Ms. Denise Weeks
Principal Clerk of the House
North Carolina House of Representatives
16 W. Jones Street, Room 2319
Raleigh, NC 27601-2808

Dear Ms. Weeks:

Pursuant to North Carolina General Statute § 115c-10, I hereby appoint Rebecca H. Taylor, Gregory M. Alcorn, and William W. Cobey Jr. to eight-year terms on the North Carolina State Board of Education and submit their names for confirmation by the North Carolina General Assembly. Their terms shall begin upon confirmation and will expire as listed below.

- Rebecca H. Taylor through 3/31/2019, 1st Educational District Representative
- Gregory M. Alcorn through 3/31/2019, 7th Educational District Representative
- William W. Cobey Jr. through 3/31/2019, At-Large seat

Enclosed is biographical information on these appointees. Please feel free to call my staff if you need additional information.

With best regards,
S/ Pat McCrory

The letter is referred to the Committee on Rules, Calendar, and Operations of the House.

ADDENDA TO COMMITTEE ASSIGNMENTS

January 30, 2013

The Speaker makes the following committee assignments:

January 30, 2013

APPROPRIATIONS: Remove Representative R. Moore; add Representative Brandon.

APPROPRIATIONS SUBCOMMITTEE ON NATURAL AND ECONOMIC RESOURCES: Remove Representative R. Moore; add Representative Brandon.

COMMERCE AND JOB DEVELOPMENT: Add Representative Richardson.

ENVIRONMENT: Remove Representatives Hanes and Queen; add Representatives Carney, Luebke, and Wray.

FINANCE: Remove Representative Brandon; add Representative R. Moore.

HOMELAND SECURITY, MILITARY, AND VETERANS AFFAIRS: Add Representative Whitmire.

PUBLIC UTILITIES: Add Representative Dockham, Vice Chair; remove Representative Richardson.

CAUCUS LEADER ANNOUNCED

Representative L. Hall is recognized and he reports that Representative D. Hall has been elected as the Democratic Freshman Leader. The Senate is so notified by Special Message.

On motion of Representative T. Moore, seconded by Representative Dobson, the House adjourns at 12:27 p.m. to reconvene January 31 at 9:00 a.m.

THIRD DAY

HOUSE OF REPRESENTATIVES
Thursday, January 31, 2013

The House meets at 9:00 a.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by Representative Robert Brawley:

"Almighty God, You have called us to serve You by sharing the good news of Your love with others. May we do just that according to Your will by our words and our actions every day. Forgive us where we have failed in this holy calling. Grab us again and again, and enable us to live our lives consistent with Your perfect love for us as we work together for solutions. We pray this in the name of Jesus Christ our Lord. Amen."

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of January 30 has been examined and found correct. Upon his motion, the Journal is approved as written.

There are no excused absences for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives G. Graham and Michaux (Primary Sponsors); Arp, Avila, J. Bell, L. Bell, Boles, Brandon, W. Brawley, Brisson, B. Brown, Bryan, Carney, Cleveland, Collins, Cotham, Cunningham, Dockham, Dollar, Faircloth, Farmer-Butterfield, Fisher, Floyd, Gill, Glazier, Goodman, Hamilton, Harrison, Hastings, Hollo, Holloway, Horn, Hurley, Iler, Insko, Jackson, Jones, Jordan, Langdon, Lucas, McElraft, McGrady, McNeill, Moffitt, Murry, Pierce, Richardson, D. Ross, Samuelson, Setzer, Shepard, Speciale, Steinburg, Stone, Szoka, Tine, Torbett, Waddell, Warren, Whitmire, and Wray:

H.R. 2, A HOUSE RESOLUTION HONORING THE LIFE AND MEMORY OF WILLIAM L. WAINWRIGHT, FORMER MEMBER OF THE GENERAL ASSEMBLY.

Pursuant to Rule 32(a), the resolution is placed on today's Calendar.

By Representatives Conrad and Lambeth (Primary Sponsors); Arp, Avila, J. Bell, L. Bell, Boles, Brandon, R. Brawley, W. Brawley, Brisson, B. Brown, R. Brown, Bryan, Burr, Carney, Cleveland, Collins, Cotham, Dockham, Dollar, Faircloth, Fisher, Floyd, Gill, Glazier, Goodman, Hamilton, Harrison, Hastings, Hollo, Holloway, Horn, Hurley, Iler, Insko, Jackson, Jones, Jordan, Langdon, Lucas, McElraft, McGrady, McNeill, Moffitt, Murry, Pierce, Pittman, Saine, Samuelson, Setzer, Shepard, Starnes, Stone, Szoka, Tine, Torbett, Waddell, Warren, Whitmire, and Wray:

H.R. 3, A HOUSE RESOLUTION HONORING THE LIFE AND MEMORY OF LARRY R. BROWN, FORMER MEMBER OF THE GENERAL ASSEMBLY.

Pursuant to Rule 32(a), the resolution is placed on today's Calendar.

By Representatives Howard, Warren, Starnes, and Setzer (Primary Sponsors); Arp, Avila, R. Brawley, W. Brawley, B. Brown, Bryan, Bumgardner, Cleveland, Conrad, Dockham, Faircloth, Horn, Iler, Jones, Langdon, McGrady, Moffitt, Murry, Schaffer, Shepard, and Szoka:

H.B. 4, A BILL TO BE ENTITLED AN ACT TO ADDRESS THE UNEMPLOYMENT INSURANCE DEBT AND TO FOCUS NORTH CAROLINA'S UNEMPLOYMENT INSURANCE PROGRAM ON PUTTING CLAIMANTS BACK TO WORK, is referred to the Committee on Finance.

By Representatives Dollar and Burr (Primary Sponsors); Arp, Avila, L. Bell, Brandon, W. Brawley, Brisson, B. Brown, Bumgardner, Carney, Cleveland, Collins, Cotham, Dockham, Faircloth, Farmer-Butterfield, Fisher, Floyd, Fulghum, Gill, Glazier, Goodman, Hamilton, Harrison, Hollo, Holloway, Horn, Hurley, Iler, Insko, Jackson, Jeter, Jones, Jordan, Lambeth, Langdon, Malone, Martin, McElraft, McNeill, Moffitt, Murry, Pierce, Pittman, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Starnes, Steinburg, Szoka, Terry, Tine, Torbett, Waddell, Warren, Whitmire, and Wray:

H.B. 5, A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO PROVIDE TEMPORARY, SHORT-TERM FINANCIAL ASSISTANCE TO GROUP HOMES SERVING RESIDENTS WHO LOSE ELIGIBILITY FOR MEDICAID-COVERED PERSONAL CARE SERVICES, is referred to the Committee on Appropriations.

By Representatives T. Moore, R. Brawley, Bryan, Dockham, Fulghum, Malone, Murry, Samuelson, Setzer, Stone, and Warren:

H.J.R. 20, A JOINT RESOLUTION PROVIDING FOR A JOINT SESSION OF THE GENERAL ASSEMBLY TO ACT ON A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF THE APPOINTMENTS BY THE GOVERNOR OF NEW MEMBERS TO THE STATE BOARD OF EDUCATION, is referred to the Committee on Rules, Calendar, and Operations of the House.

January 31, 2013

By Representatives T. Moore, R. Brawley, Burr, Dockham, Dollar, Fulghum, Murry, Samuelson, Setzer, Stone, and Warren:

H.J.R. 21, A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF APPOINTMENTS BY THE GOVERNOR OF REBECCA H. TAYLOR, GREGORY M. ALCORN, AND WILLIAM W. COBEY, JR., TO THE STATE BOARD OF EDUCATION, is referred to the Committee on Rules, Calendar, and Operations of the House, and, if favorable, to the Committee on Education.

On motion of Representative T. Moore, the House recesses at 9:12 a.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Tillis, Moffitt, and Murry (Primary Sponsors); Arp, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Cleveland, Collins, Conrad, Dockham, Faircloth, Fulghum, Hager, Holloway, Horn, Hurley, Iler, Jones, Jordan, Langdon, Malone, Martin, McElraft, McNeill, Millis, Pittman, Saine, Samuelson, Setzer, Shepard, Speciale, Starnes, Stone, Szoka, Torbett, Warren, and Whitmire:

H.B. 6, A BILL TO BE ENTITLED AN ACT AMENDING THE NORTH CAROLINA CONSTITUTION TO GUARANTEE THE RIGHT OF AN INDIVIDUAL TO WORK, TO MAKE CONTRACTS BETWEEN A UNIT OF GOVERNMENT AND A LABOR ORGANIZATION AS BARGAINING AGENT CONCERNING PUBLIC EMPLOYEES ILLEGAL, AND TO PRESERVE THE RIGHT OF AN INDIVIDUAL TO VOTE BY SECRET BALLOT FOR AN ELECTION, DESIGNATION, OR AUTHORIZATION FOR EMPLOYEE REPRESENTATION BY A LABOR ORGANIZATION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Tillis, L. Hall, Stam, and Hamilton (Primary Sponsors); L. Bell, Brandon, Carney, Dollar, Faircloth, Farmer-Butterfield, Fisher, Floyd, Gill, Glazier, Goodman, Hanes, Harrison, Hurley, Iler, Insko, Jackson, Lucas, Luebke, Moffitt, Murry, Richardson, Samuelson, Terry, Waddell, and Wray:

H.B. 7, A BILL TO BE ENTITLED AN ACT TO PROVIDE MONETARY COMPENSATION TO PERSONS ASEXUALIZED OR STERILIZED UNDER THE AUTHORITY OF THE EUGENICS BOARD OF NORTH CAROLINA, is referred to the Committee on Appropriations.

By Representatives McGrady, Stam, Lewis, and Goodman (Primary Sponsors); J. Bell, Blackwell, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Cleveland, Conrad, Dollar, Fulghum, Hardister, Holloway, Horn, Howard, Hurley, Iler, Jeter, Jones, Jordan, Langdon, Malone, Martin, McElraft, Millis, Moffitt, Murry, Pittman, Presnell, Saine, Samuelson, Setzer, Shepard, Stone, Warren, and Whitmire:

H.B. 8, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CONSTITUTION TO PROHIBIT CONDEMNATION OF PRIVATE PROPERTY EXCEPT FOR A PUBLIC USE, TO PROVIDE FOR THE PAYMENT OF JUST COMPENSATION WITH RIGHT OF TRIAL BY JURY IN ALL CONDEMNATION CASES, AND TO MAKE SIMILAR STATUTORY CHANGES, is referred to Judiciary Subcommittee B.

By Representatives Tillis, Starnes, Stam, and Blust (Primary Sponsors); J. Bell, Blackwell, Brandon, Brisson, Bryan, Bumgardner, Burr, Cleveland, Dockham, Dollar, Faircloth, Hamilton, Hardister, Holloway, Hurley, Iler, Jones, Jordan, Lambeth, Langdon, Martin, McElraft, McGrady, Millis, Moffitt, Murry, Saine, Samuelson, Shepard, Speciale, Szoka, Waddell, Warren, and Whitmire:

H.B. 9, A BILL TO BE ENTITLED AN ACT AMENDING THE NORTH CAROLINA CONSTITUTION TO LIMIT THE TERMS OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT PRO TEMPORE OF THE SENATE TO TWO GENERAL ASSEMBLIES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Stam and Dollar (Primary Sponsors); Fulghum, Malone, and Murry:

H.B. 10, A BILL TO BE ENTITLED AN ACT TO REMOVE THE RESTRICTION ON THE TURNPIKE AUTHORITY'S SELECTION OF A CORRIDOR LOCATION FOR THE SOUTHEAST EXTENSION PROJECT OF N.C. 540, is referred to the Committee on Transportation.

By Representatives Warren, Cleveland, and Hager (Primary Sponsors); R. Brown, Bumgardner, Jones, Jordan, McNeill, Moffitt, Shepard, and Stone:

H.B. 11, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SPECIAL ELECTIONS MAY BE HELD ONLY ON THE DATE OF PRIMARY IN EVEN-NUMBERED YEARS, ON THE DATE OF THE GENERAL ELECTION, OR ON THE DATE OF THE MUNICIPAL GENERAL ELECTION, EXCEPT IN CASES OF A PUBLIC HEALTH OR SAFETY EMERGENCY OR FOR RECALL ELECTIONS OF MUNICIPAL INCORPORATIONS GOVERNED BY LOCAL ACT, is referred to the Committee on Elections.

By Representatives Daughtry, Cleveland, Dockham, Faircloth, Fisher, Fulghum, Glazier, Hamilton, Harrison, Hurley, Insko, Jackson, Jordan, Lambeth, Lucas, McGrady, McNeill, Moffitt, Murry, Warren, Whitmire, and Wray:

H.B. 12, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MANDATORY RETIREMENT AGE FOR JUDGES AND JUSTICES OF THE GENERAL COURT OF JUSTICE, is referred to Judiciary Subcommittee A and, if favorable, to the Committee on Elections.

By Representatives Howard, W. Brawley, Moffitt, and Wray (Primary Sponsors); Bumgardner, Collins, Faircloth, Lucas, McNeill, Setzer, Shepard, Starnes, Stone, and Warren:

H.B. 13, A BILL TO BE ENTITLED AN ACT TO REQUIRE STATE AGENCIES TO BIENNIALLY REPORT TO THE DEPARTMENT OF ADMINISTRATION AND TO THE PROGRAM EVALUATION DIVISION ON THEIR USE OF REAL PROPERTY; AND TO REQUIRE THE DEPARTMENT OF PUBLIC INSTRUCTION TO REPORT ANNUALLY ON THE AMOUNT OF REVENUE GENERATED THROUGH LEASING SPACE ON RESIDENTIAL SCHOOL CAMPUSES, AS RECOMMENDED BY THE SURPLUS PROPERTY SUBCOMMITTEE OF THE HOUSE SELECT COMMITTEE ON STATE-OWNED ASSETS, is referred to the Committee on Finance.

By Representatives Howard and R. Brawley:

H.B. 14, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, CLARIFYING, AND ADMINISTRATIVE CHANGES TO THE REVENUE LAWS AND RELATED STATUTES, AS RECOMMENDED BY THE REVENUE LAWS STUDY COMMITTEE, is referred to the Committee on Finance.

By Representatives Faircloth, Saine, and Boles (Primary Sponsors); Jones, McNeill, Pittman, Shepard, and Whitmire:

H.B. 15, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE EMERGENCY MANAGEMENT LAWS OF THIS STATE, AS RECOMMENDED BY THE JOINT LEGISLATIVE EMERGENCY MANAGEMENT OVERSIGHT COMMITTEE, is referred to Judiciary Subcommittee A.

By Representatives Burr, Avila, Hollo, and Collins (Primary Sponsors); J. Bell, Blust, R. Brawley, Brody, Bumgardner, Cleveland, Conrad, Ford, Hager, Hardister, Horn, Iler, Jones, Malone, Martin, McElraft, Millis, Pittman, Presnell, Saine, Schaffer, Shepard, Speciale, Starnes, Stone, and Warren:

H.B. 16, A BILL TO BE ENTITLED AN ACT (1) TO CLARIFY THE STATE'S INTENT NOT TO OPERATE A STATE-RUN OR "PARTNERSHIP" HEALTH BENEFIT EXCHANGE, (2) TO PROVIDE THAT FUTURE MEDICAID ELIGIBILITY DETERMINATIONS WILL BE MADE BY THE STATE RATHER THAN THE FEDERALLY FACILITATED EXCHANGE, AND (3) TO REJECT THE AFFORDABLE CARE ACT'S OPTIONAL MEDICAID EXPANSION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Burr, Hager, Hollo, and J. Bell (Primary Sponsors); Arp, Blust, W. Brawley, Brody, R. Brown, Bumgardner, Cleveland, Collins, Ford, Fulghum, Hardister, Holloway, Horn, Iler, Jones, Jordan, Martin, McElraft, McGrady, McNeill, Millis, Moffitt, Pittman, Presnell, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Starnes, Steinburg, Stone, Szoka, Torbett, and Warren:

H.B. 17, A BILL TO BE ENTITLED AN ACT TO ALLOW PERSONS WITH CONCEALED HANDGUN PERMITS TO POSSESS HANDGUNS IN RESTAURANTS AND EATING ESTABLISHMENTS IF NOT PROHIBITED BY THE POSTING OF A NOTICE PROHIBITING POSSESSION ON THE PREMISES AND TO PROVIDE FOR THE CONFIDENTIALITY OF INFORMATION REGARDING CONCEALED HANDGUN PERMITS AND PISTOL PURCHASE PERMITS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Hollo, Fulghum, Horn, and Murry (Primary Sponsors); Brisson, Dockham, Dollar, Fisher, Floyd, Gill, Glazier, Hardister, Harrison, Howard, Hurley, Insko, Jackson, Jones, Lambeth, Lucas, Malone, Samuelson, Shepard, Stam, Steinburg, and Wray:

H.B. 18, A BILL TO BE ENTITLED AN ACT TO RAISE THE MINIMUM AGE FOR LEGAL USE OF TANNING EQUIPMENT WITHOUT A WRITTEN PRESCRIPTION FROM FOURTEEN TO EIGHTEEN YEARS OF AGE, is referred to the Committee on Health and Human Services.

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By Representatives Hastings, T. Moore, Arp, and Szoka (Primary Sponsors); J. Bell, Blackwell, R. Brawley, Brisson, Brody, R. Brown, Bryan, Bumgardner, Cleveland, Conrad, Dockham, Dollar, Faircloth, Fisher, Floyd, Glazier, Goodman, Hamilton, Harrison, Hollo, Holloway, Horn, Hurley, Iler, Insko, Jackson, Jones, Jordan, Lambeth, Langdon, Lucas, McElraft, McGrady, McNeill, Moffitt, Murry, Pittman, Samuelson, Schaffer, Setzer, Shepard, Torbett, Waddell, Warren, Whitmire, and Wray:

H.B. 19, A BILL TO BE ENTITLED AN ACT TO HONOR FALLEN HEROES BY STRENGTHENING THE LAW THAT PROHIBITS DISORDERLY CONDUCT AT A FUNERAL, MEMORIAL SERVICE, OR PROCESSIONAL ROUTE, is referred to Judiciary Subcommittee B.

By Representatives Warren, Stevens, Torbett, and Ford (Primary Sponsors); Cleveland and Setzer:

H.B. 22, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE VARIOUS SPECIAL REGISTRATION PLATES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Horn, Johnson, Saine, and Tolson (Primary Sponsors); Arp, Blackwell, Bryan, Cotham, Fisher, Gill, Glazier, Hamilton, Harrison, Insko, Lucas, Moffitt, Murry, Ramsey, Richardson, Riddell, Samuelson, Shepard, Waddell, and Wray:

H.B. 23, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO DEVELOP AND IMPLEMENT DIGITAL LEARNING STANDARDS FOR TEACHERS AND SCHOOL ADMINISTRATORS, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION STUDY COMMITTEE ON DIGITAL LEARNING ENVIRONMENTS IN PUBLIC SCHOOLS, is referred to the Committee on Education.

By Representatives T. Moore, Bumgardner, and Pittman:

H.B. 24, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DISTRICT ATTORNEY IS TO BE NOTIFIED IF A PERSON ON SUPERVISED OR UNSUPERVISED PROBATION IS DISCHARGED FROM A DOMESTIC VIOLENCE ABUSER TREATMENT PROGRAM FOR FAILURE TO COMPLY WITH THE PROGRAM OR ITS RULES, is referred to Judiciary Subcommittee C.

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By Representatives T. Moore, Dollar, Fisher, Glazier, Harrison, Insko, Lucas, Pittman, and Warren:

H.B. 25, A BILL TO BE ENTITLED AN ACT TO AMEND THE FELONY OFFENSE OF BREAKING OR ENTERING, is referred to Judiciary Subcommittee C.

By Representatives T. Moore, Cleveland, Dockham, Faircloth, Moffitt, Murry, Pittman, Warren, and Whitmire:

H.B. 26, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LAWS PROTECTING AGAINST THE THEFT OF VEHICLES FOR DISASSEMBLY AND RESALE OF PARTS AND TO ASSIST LAW ENFORCEMENT IN THE INVESTIGATION OF ORGANIZED CRIMINAL ACTIVITY ASSOCIATED WITH THE THEFT OF VEHICLES, is referred to Judiciary Subcommittee C.

By Representatives Howard, Hager, and Torbett (Primary Sponsors); R. Brawley, Conrad, Dockham, Hurley, Moffitt, Murry, Pittman, Shepard, and Warren:

H.B. 27, A BILL TO BE ENTITLED AN ACT MODIFYING THE ALLOCATION OF THE PROCEEDS FROM THE GROSS PREMIUM TAX ON INSURANCE COMPANIES UNDER G.S. 105-228.5 TO INCLUDE DEDICATED FUNDING FOR THE NORTH CAROLINA FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND AND THE WORKERS' COMPENSATION FUND FOR THE BENEFIT OF VOLUNTEER SAFETY WORKERS, is referred to the Committee on Finance.

By Representatives McGrady and Whitmire (Primary Sponsors); and Moffitt:

H.B. 28, A BILL TO BE ENTITLED AN ACT TO ALLOW THE BOARD OF COMMISSIONERS OF HENDERSON COUNTY TO STANDARDIZE THE CEILING ON FIRE DISTRICT TAXES IN HENDERSON COUNTY, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Horn, Faircloth, Tolson, and Stevens (Primary Sponsors); Blackwell, Cleveland, Fisher, Glazier, Harrison, Hurley, Insko, Jackson, Langdon, Lucas, McGrady, McNeill, Moffitt, Pittman, Shepard, Szoka, Whitmire, and Wray:

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H.B. 29, A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSE OF POSSESSION OF PSEUDOEPHEDRINE IF THE DEFENDANT HAS A PRIOR CONVICTION FOR THE POSSESSION OR MANUFACTURE OF METHAMPHETAMINE, AND TO AGGRAVATE THE PENALTY FOR MANUFACTURING METHAMPHETAMINE WHEN CHILDREN, DISABLED, OR ELDERLY ARE PRESENT, AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON METHAMPHETAMINE ABUSE, is referred to Judiciary Subcommittee C.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative T. Moore, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.J.R. 20, A JOINT RESOLUTION PROVIDING FOR A JOINT SESSION OF THE GENERAL ASSEMBLY TO ACT ON A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF THE APPOINTMENTS BY THE GOVERNOR OF NEW MEMBERS TO THE STATE BOARD OF EDUCATION, with a favorable report.

Without objection, the resolution is placed on today's Calendar.

H.J.R. 21, A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF APPOINTMENTS BY THE GOVERNOR OF REBECCA H. TAYLOR, GREGORY M. ALCORN, AND WILLIAM W. COBEY, JR., TO THE STATE BOARD OF EDUCATION, with a favorable report and recommendation that the resolution be re-referred to the Committee on Education.

The resolution is re-referred to the Committee on Education.

By Representatives Howard, R. Brawley, Lewis, and Setzer, Chairs, for the Committee on Finance:

H.B. 4, A BILL TO BE ENTITLED AN ACT TO ADDRESS THE UNEMPLOYMENT INSURANCE DEBT AND TO FOCUS NORTH CAROLINA'S UNEMPLOYMENT INSURANCE PROGRAM ON PUTTING CLAIMANTS BACK TO WORK, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of February 4. The original bill is placed on the Unfavorable Calendar.

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By Representatives Dollar, Burr, Holloway, and Johnson, Chairs, for the Committee on Appropriations:

H.B. 5, A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO PROVIDE TEMPORARY, SHORT-TERM FINANCIAL ASSISTANCE TO GROUP HOMES SERVING RESIDENTS WHO LOSE ELIGIBILITY FOR MEDICAID-COVERED PERSONAL CARE SERVICES, with a favorable report.

Without objection, the bill is placed on today's Calendar.

CALENDAR

Action is taken on the following:

H.R. 2, A HOUSE RESOLUTION HONORING THE LIFE AND MEMORY OF WILLIAM L. WAINWRIGHT, FORMER MEMBER OF THE GENERAL ASSEMBLY.

The resolution is adopted, by electronic vote (120-0), and ordered printed.

On motion of Representative Pierce, the following remarks are spread upon the Journal.

REMARKS BY REPRESENTATIVE G. GRAHAM

"Thank you Speaker Tillis, for the recognition:

"I met Representative Wainwright in the early 1990s when we both were preparing to run for a House seat. I had previously served as County Commissioner; Representative Wainwright had no political experience, but he had a passion to serve.

"One of our associates, Attorney John Harmon from Craven County, contacted Attorney Harry Beech in Lenoir County, to set up a town meeting to introduce Reverend William Wainwright to Kinston and Lenoir County residents.

"The meeting was held and we all listened to Reverend Wainwright as he spoke. I didn’t know if he was preaching or speaking, it didn’t matter. All I know is that he sold the crowd and I was told to suspend my candidacy at that time.

"From that point on, we all got behind Reverend William Wainwright as the candidate to represent our county, and as they say, 'the rest was history'. From that day forward, I supported Wainwright and he supported me as our county grew.

"In addition to being my Presiding Elder, Reverend Wainwright fought for education, job creation, health care, military affairs, senior citizens, and many other issues for improvement. We were able to accomplish much during his tenure because he was genuine, upbeat, and a man of God.

"Representative Wainwright served this Body with grace and dignity and will be remembered as one of the great legislators of our time.

"Mr. Speaker, I commend this resolution to you and the House."

REMARKS BY REPRESENTATIVE LUCAS

"I first met Representative Wainwright when I was a freshman in 2001. I quickly learned that he was an Elder in the A.M.E. Zion Church and he immediately embraced me as his Methodist brother! We continued this mutual relationship throughout six legislative terms. I affectionately referred to him as 'Bishop.' One day the real Bishop was here and as I was walking down the hall I referred to him as 'Bishop' and the real Bishop turned around and said 'I just give up.' The 'Bishop' will be greatly missed."

REMARKS BY REPRESENTATIVE LUEBKE

"Members of the House, Representative Wainwright and I came in at the same time in 1991 and it is just a great and tremendous loss to me to not look forward and see him sitting there either on the front row as he always did, or being in the Chair as Speaker Pro Tem. Representative Wainwright was a kind man, a generous man, thoughtful, and an easy man to work with.

"We were Co-chairs of the Finance Committee for a number of years, Co-chairs of the Revenue Law Study Committee, and while he and I did not always agree, I would say we agreed about 98% of the time. We just worked well together, because he was so easy to work with. He was so caring, he was so thoughtful. I am really beyond words to speak to the loss that I feel that he passed away this summer. I commend the resolution to you. Thank you."

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REMARKS BY REPRESENTATIVE MICHAUX

"'I do not choose to be a common man. It is my right to be uncommon - I seek opportunity - not security. I do not wish to be kept a citizen humbled and dulled by having the state look after me. I want to take the calculated risk - to dream and to build, to fail and to succeed. I refuse to barter incentive for a dole. I prefer the challenge of life to the guaranteed existence - the thrill of fulfillment to the stale calm of utopia. I will not trade my freedom for beneficence, nor my dignity for a handout. I will never cower before any master nor bend to any threat. It is my heritage to stand erect, proud and unafraid, to think and act for myself, enjoy the benefit of my creations and to face the world boldly and say - this I have done.' While the words of Dean Alfange are inadequate to honor my former seat-mate, my fellow legislator, my friend, they are equally inadequate to record the meaningful impact he had on his church, his community, his constituency, his State - and yes, even this country.

"William seized the opportunities afforded him to be sure his life was dedicated to those things that were deemed beneficial to all people no matter what their station in life.

"William's contributions were inspired by his religious faith and his commitment to the brotherhood of man. Without this faith he would never have had the strength to ferret out those opportunities that would lead to the strengthening of his constituency and to the progress and greatness of this community and State. His role as Speaker Pro Tem, as Deputy Minority Leader, his leadership of the Legislative Black Caucus and his chairmanship of the Finance Committee, his commitment to education - particularly the African-American Male Mentoring Project in our Community College System, and all the other benefits received by those he represented attest to his unselfish character. His every action indicates that the depth of the meaning of his life is unfathomable, inexhaustible and fertilizing from one generation to the next. Those of us who survive must confront the power of his character and moral presence, the force of his personality, the charisma of his being, the creativity of his thought and the invincibility of his belief that God called him and therefore knew no fear in doing that which was right, honorable and beneficial.

"When I talked with him on that last Thursday before he died, he indicated to me that he knew what lay ahead but that he felt safe and secure in the fact that he had indeed made a contribution. We did not go into any detail, but both of us knew that his life had not been lived in vain.

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"I suspect that on Tuesday evening, William looked toward the heavens and said, 'Precious Lord, take my hand, lead me on let me stand; I am tired, I am weak, I am worn. I have been through the storm, I have been through the night, lead me on to the light; precious Lord take my hand – lead me on.'

"And God took his hand."

REMARKS BY REPRESENTATIVE LEWIS

"There's an old saying that says 'statesmanship is much harder than politics, because politics is the art of getting along with people. Statesmanship is the art of getting along with politicians.' And as I listen to the very eloquent remarks that were put forth on this floor today, it occurred to me that all of us in this Chamber share many things. But one thing that we all serve is that at one point or the other we spent our first day on this floor. And I can recall that for my first day on this floor Representative Wainwright was always a kind man - a man to whom you could turn for advice - a man who would tell you the truth. Sometimes he didn't give me the answers that I had hoped he would give me, but I knew the answer that he gave was the truth. And as I look back and realize how truly fortunate I am to have had the privilege and honor to serve with him for 10 years, I am truly thankful, and I commend this resolution to you."

REMARKS BY REPRESENTATIVE ADAMS

"Ladies and Gentlemen of the House:

"I am honored to support this resolution for a man who I cherished as a genuinely good friend and loyal supporter. For more than two decades, I depended on Representative Wainwright as a source of personal strength and like most of you I was blessed by his wisdom, his guidance and his leadership.

"It really hasn't been the same for me since his passing on July 17, 2012 even though I occupy the seat that he sat in. Wainwright and I spent a lot of time together, and on most days when we were in Session, stayed in the same hotel, we ate breakfast together, lunch, and dinner. Like most good friends, we didn't always agree, didn't always see eye to eye, but he always wanted me to see it his way. He listened to me sometimes, but he wanted me to listen to him all the time.

"We worked together on many projects in the legislature and in the Legislative Black Caucus, and the Black Caucus Foundation. He was our treasurer. He helped us to support scholarships for our students. He was knowledgeable about the legislative process and he always stood on the

right side of the issues. He did what was right because it was the right thing to do, not because it was politically expedient, but because it was the right thing to do.

"William Wainwright was a principled man of God who cared about the least of these. He spent his time absorbing the power so that he could empower others. He was dependable, he was reliable, he was honest, he was committed and he never had a problem with telling you the truth, whether you wanted to hear it or not. When writing about him after his death, his local newspaper said that Wainwright's life was about people, preaching and politics. Wainwright loved people and he was so committed to serving, so driven to serve that nothing, not even his failing health could keep him from coming to this Chamber up to the very end of Session. You all were here, many of you were, just the few days before the end of his life to do the people's work for his district. William Wainwright was the conscience of this Body. He was recognized as a talented negotiator – the go to man, I would call him. Somebody you'd go to if you needed a problem solved and you couldn't quite resolve it or if you needed to get through to somebody who just wouldn't listen. Wainwright had a calming, consistent demeanor; a low, reassuring, what I call the preacher's voice, and he was a preacher, so he had a preacher's voice. A Personality that demanded and commanded respect. And as has been said, he was fondly referred to throughout the General Assembly as the 'Bishop' - of course, we all knew that he wasn't really a Bishop, but an ordained minister, and a presiding elder in the A.M.E. Zion church. Representative Wainwright loved the Lord and he would not let you forget it. And he always gave the Lord's work his full attention and priority. He drove many late nights during Session returning to his district to do God's work and to do the people's work.

"I got to visit with him, as Representative Michaux did, days before his death, and I was privileged also to make a few comments at his homegoing service. And even then I heard that reassuring voice that always called me Chair Lady, whispering in my ear 'Chair Lady, you can do it.' He was a serious kind of guy but he also had a light side and he would joke with me from time to time when I had to give a speech at a church and I would consult with him on specific scripture, he would say that I was bootlegging and I needed to get a license. But I told him I was a Baptist and we kind of did that. You could always count on him saying what he believed because he truly believed what he said. Martin Luther King said that 'the true measure is not where he stands in times of convenience but rather where he stands in times of conflict and controversy.' The 'Bishop' as we knew him never cared about being inconvenienced. He was concerned about the people. That's why I loved him, that's why we all did. His causes were notable, they were genuine. I commend the resolution to you."

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REMARKS BY REPRESENTATIVE HAMILTON

"I was not as privileged as many of you here in this room to have known Representative 'Bishop' Wainwright for very long. In fact I only knew him very briefly, a little over two years in fact. But he had a profound impact on my life in a very short period of time. Indeed he was the final phone call that was made to me before I made the decision to run for the House of Representatives in 2010. I had fifteen minutes left in the filing period and 'Bishop' Wainwright said 'Susi, get out there, sign up, and get on with it - you're the right person for this job.' He never let me down. He was always available. He was always encouraging. He was always kind. And he will be missed terribly in this Body by many of his long-term friends. I commend the resolution to you."

REMARKS BY REPRESENTATIVE FISHER

"I am one of those legislators who occasionally get appointed during a short session, so I was able to serve in the Short Session in 2004, prior to having to run for election the following November, a bit of 'on the job training,' if you will. I was appointed to serve in the seat previously held by now-Senator Martin Nesbitt, longtime legislator from Buncombe County. Because of this, I got to sit in *his* seat near the *front* of the Chamber very near Representative William Wainwright.

"You know how first impressions really stick? Well, Representative Wainwright made an unforgettable first impression upon me. He helped remind me when to vote. And when we had those unending Sessions (the ones that went late into the evening, toward the end of the biennium), he let me in on a secret - the snack bar stays open while we are in the Chamber. He even made sure I got fed. But one of the real and lasting impressions that Representative Wainwright made on me was when he had the occasion to pray either on the floor of the House or in our Democratic Caucus meetings. His prayers were ones that you just knew were being heard. I was certain up to the very last time I heard him pray in Caucus, that Representative Wainwright's prayers were heard.

"I commend the resolution to the Body. Thank you."

REMARKS BY REPRESENTATIVE WILKINS

"Folks, I am not going to attempt to embellish. How did we just call him Wainwright? But that’s what we did. So I am not going to attempt to embellish Wainwright’s life. It doesn’t need embellishment. I am going to speak more to the folks who were here for the last couple of years than I am

going to speak to the freshmen, but freshmen need to pay attention. We sat here last year, and we saw him wasting away. All of a sudden the coat shoulders were much broader than the shoulders that had once filled them. But you know where he was, right there, in that seat, teaching us how to serve with sacrifice.

"I commend the resolution to you."

REMARKS BY REPRESENTATIVE PIERCE

"So much has already been said, but Brother Wainwright would always say 'my brother beloved'; that was his expression to me. It was amazing, in the month of July, when Robert Wilson and myself traveled with Wainwright to Pollocksville, North Carolina. He was frail, and yet he took the mike at the Sunday School convention, and I watched him. He held it with two hands, he was weak, but he still was there serving, and encouraging the Sunday School convention down in Pollocksville, North Carolina to keep the faith, to hold on. And as a fellow minister, it just encouraged me to be faithful. I just believe that God told Wainwright, 'well done, my good and faithful servant.'

"Wainwright was my friend, a good friend. Oh, did we have some good times. I want y'all to excuse me, but Wainwright was my friend, my good friend. Oh boy, did we have some good times together. I just thank God for this opportunity to stand and just say a word for my friend, just wonderful, just wonderful good friend. And in this world, if you can count your friends on one hand, you've got something. And believe me, Wainwright was a good friend. And I just thank God, as Representative Alma Adams said. You could tell where Wainwright had been in the building, because he had some good cologne, all the time. And it's just good, and if y'all don't mind me, I just thank God that we do have a human side, all of us. And I thank God for that, because if not, I don't know where we would be as a people, but I'm just glad that I can stand and say this for my friend today.

"And I think it's appropriate, Mr. Speaker, I think I have the terminology right, that this will be spread upon the journal. I just thank God for this opportunity. I didn't think I could do it, but I hear Wainwright say in this ear, 'you can do it, Pierce.' Thank you Mr. Speaker, thank you Members, for this opportunity."

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REMARKS BY REPRESENTATIVE R. BRAWLEY

"Mr. Speaker, Ladies and Gentlemen, having been here when 'Bishop' Wainwright came, in response to all that's been said, Amen, brother, let it be."

H.R. 3, A HOUSE RESOLUTION HONORING THE LIFE AND MEMORY OF LARRY R. BROWN, FORMER MEMBER OF THE GENERAL ASSEMBLY.

The resolution is adopted, by electronic vote (120-0), and ordered printed.

On motion of Speaker Tillis, the following remarks are spread upon the Journal.

REMARKS BY REPRESENTATIVE LAMBETH

"Both Representative Debra Conrad, 74th District, and I recommend for consideration a resolution honoring former House Member, Larry R. Brown. Representative Brown passed away while in office on August 16, 2012.

"Representative Brown was a true American patriot having served our country in the U.S. Navy. He loved his country and this State. His public service included that of an Alderman and Mayor for the fine Town of Kernersville. He served for four terms in this distinguished Body serving with many of the Members present today. He developed many friendships among the Members of the General Assembly.

"Mr. Speaker, Representative Conrad and I are honored to present this resolution for your consideration."

REMARKS BY REPRESENTATIVE BLUST

"Thank you Mr. Speaker, Members of the House.

"Representative Brown was my seatmate last year and he made it. He was really a good Member in many senses and it's a shame in some ways that he's not here with so many new Members because there's so much that a new Member could learn from Larry Brown. One was, he would know an issue thoroughly – he was probably the foremost knowledgeable person in this Chamber and this legislation on the annexation issue that was so big last Session. I think there was finally action on that entered after several years, several Sessions, purely because of the dogged determination of Representative Larry Brown. He knew the issue inside out. And I found out how much he knew about some of these issues because one of my biggest tangles here since I've been a legislator was with Larry Brown.

"I really didn't know him then, and Guilford had a bill that the town of Oak Ridge wanted, in the western part of Guilford to pass an ETJ to try to keep Kernersville from coming over and we thought that was going to be a nothing – no opposition. It sailed through the Senate and came over here and Larry Brown fought that thing, and that's probably the maddest I've been over here, over Larry Brown, and it was a fair fight and he just knew the issue better – he knew ETJ – he knew annexation and he caused all kinds of headaches over that one. And for a few days I was mad, but I learned this one thing and this is very important for new Members – the wins come and go, the issues change, and somebody who can be your biggest impediment, your biggest enemy one day, you might need them the next day or next week.

"Larry was able to put that aside and we actually became good friends after tangling so strenuously on an issue. So that is something to definitely learn, to put your battles behind you and move on and don't get permanently estranged from someone on a personal basis. Larry also, could teach you to be careful about what you put over e-mail. He did get into some trouble over an e-mail one time.

"He was very knowledgeable. He stood up for his people, he knew the issues, he studied the issues, and he was tough and I can tell you he was tough, because had he been back, he was going to do what five brave people before him have not been able to do.

"He was going to go where Representative West couldn't make it, a tough Vietnam Veteran; Representative Daughtridge couldn't make it, a veteran in the political wars in this Chamber; Representative Cleveland, a Marine Corp retiree - you'd think he's tough; Speaker Tillis, business man, IBM business consultant; and Representative Killian, West Point Airborne Ranger. They've all been my seatmates and they couldn't take it another term but Larry Brown was gonna do it and I hope the post-Blust traumatic stress disorder didn't bother him too much. I fear for Representative Turner; the Speaker in his wisdom has put now a female here. Larry made it, and I'm going to miss him. He was a great Member and I commend the resolution to you."

REMARKS BY REPRESENTATIVE L. BELL

"Thank you Mr. Speaker, Members of the House:

"Larry Brown was one of the three Larrys in here – Larry Bell, Larry Hall, Larry Brown and Larry Womble. Yeah, there were four of us, and we talked about that sometimes when we would meet.

"He became a good friend of mine and as Representative Lewis mentioned about a true statesman, could reach across the aisle and work with people and he did just that.

"He reached across the aisle. He selected me and Pryor Gibson to travel with him to Taiwan. First time I'd ever flown that far away from home; it was a long trip. I went, along with some of the Members, but we were the only two Democrats to go on that trip, Pryor Gibson and myself. I think we made friends across the aisle that last even to this day. I always thought about him for that reason. He kept me informed about some of the members that we met there at the time. He stayed in constant contact with the officials in Taiwan, and he would always send me pictures and news briefs about them. So I was really sad to hear of his passing and he was a good friend and good statesman and I commend the resolution to you."

REMARKS BY REPRESENTATIVE DOLLAR

"Thank you, Mr. Speaker, Members of the House:

"I think it's a wonderful day that we take the time to honor both of these legislators, who were here for the right reasons, and both of them served as such a wonderful example to us. Larry came in with my class or our class – there's a few of us left that came in 2005, and when I came to the Chamber one of my major goals, probably my top goal when I got here was annexation reform. And I knew there were a few people in the Chamber at the time who'd been working for years tirelessly on that. Some of those folks were getting ready to leave the Chamber – little did I know that Larry Brown, when he came in, had the same goal. We spent eight years with a number of legislators who worked on that issue. But I would have to say that no one worked more tirelessly on the issue of involuntary annexation and property rights for the citizens of this State than Larry Brown. He was dogged for eight years, and as Representative Blust said, we finally got it done we thought, in 2011. We did get it done in 2012, put the final stamp on that. I think that's the lasting legacy that will live on in memories of so many very grateful citizens across this State.

"It's wonderful to see legislators that are trying to promote goals that are beyond themselves; that are not part of self-interest – but are goals that want the best for citizens of our State. I think that Larry had that in his heart, and he served with that in the forefront of his mind and with all of his actions. So both for Representative Wainwright and Representative Brown, we will miss them both and we aspire to their example of servant leadership. Thank you."

January 31, 2013

REMARKS BY REPRESENTATIVE STARNES

"Ladies and Gentlemen of the House;

"Larry Brown was my friend and I was glad to serve with him as a colleague here. You know it's interesting to see the different character and the nature that different Members have. Some people love to get up and holler and shout and scream to make their point. But Larry Brown had a quiet resolve about him and he proved that you don't have to be loud to be heard. When Larry Brown spoke, people listened, because they knew that what he was getting ready to say was something that was worth listening to. You didn't have to know Larry Brown very long to understand that he was very devout in his faith. He loved the Lord with all his heart and he was unashamed in telling you that he was a Christian. Larry Brown was a servant of the people. I don't know of any Member I have ever served with who had more of a servant attitude than Larry Brown. He always wanted to see what he could do to help you, not what you could do to help him. Larry Brown was a man who never wavered in his principles or in his convictions. He would work with you on an issue, he would try to come to an agreement with you on an issue, but when it came to his core principles, he never compromised on what he felt was the truth.

"Larry Brown was a very effective Chair of the Government Committee. When he would chair it, he had a unique ability to chair it with a quiet authority, very confident in the knowledge that what he was doing was right. As others have said, annexation reform was one of his burning issues, and he spent years and years and years seeing that the bill actually come to pass. But why was it that Larry Brown was interested in annexation? It was because he wanted to help Members, or individuals protect their property rights and he was always interested in the rights of the little people. He just felt it was wrong for the little citizen to have to go in and do battle against the cities who had the resources that the average citizen did not.

"You know, when I think about Larry Brown, I am reminded of a poem by Walter Foss and it says:

'Let me live in a house by the side of the road
Where the race of men go by-
The men who are good and the men who are bad,
As good and as bad as I.
I would not sit in the scorner's seat
Nor would I hurl the cynic's ban-
Let me live in my house by the side of the road
And be a friend to man.'

January 31, 2013

"We all know that Larry Brown was our friend, and I don't know of any greater compliment that we can pay to him. Mr. Speaker, I commend the resolution to you."

REMARKS BY REPRESENTATIVE GOODMAN

"When I was newly elected, I came to the Legislative Building to visit with the Speaker. I was unsure of which direction I should go and I ran into Representative Larry Brown. He asked if he could help me, and instead of telling me to turn left, then take two rights, and go up two flights of stairs, he said 'let me show you where the Speaker's office is.' He went out of his way to help me that day. His small act of kindness was most welcomed by me."

REMARKS BY REPRESENTATIVE HURLEY

"My life was enriched by having known Larry Brown. When I came to the General Assembly, his office was two doors down from mine. He always had time to listen and talk about issues. When forced annexation was being considered in my county, I went to Larry for education on the issue. He not only helped me but listened and talked to concerned citizens in my county. Although he represented Kernersville, he also loved Pinehurst. I was at a tag sale in Pinehurst and heard a lady ask someone on their phone, 'Who has House seat number 44?' and it was Larry's wife, Martha, who was talking to him. I introduced myself and she let me speak to him. I think it was the last time I talked with him. He was so respected by his sister-city in Taiwan that they sent a delegation to his funeral. I am grateful for the opportunity to have known Larry Brown."

REMARKS BY REPRESENTATIVE WILKINS

"Representative Dollar mentioned the class of '05. I was in that class. It's kind of strange; you've been around a few years, but yet you can just sit down any time you want to - and you know what I'm talking about - and you can name the people who were in your freshman class. I came in with Representative Dollar, Representative Dale Folwell - I even survived having Representative George Cleveland in my freshman class - Representative Wray, and Representative Harrison. You can just name them off, and you know what I'm talking about. But Representative Larry Brown was also a Member of that class of '05, and a very staunch and valued Member. And now the class of '05 is incomplete.

"I commend the resolution to you."

January 31, 2013

REMARKS BY REPRESENTATIVE BOLES

"I met Larry my first term in 2009, when I came up, and shortly thereafter Larry got ill and had a stroke. It was the determination that I saw in Larry when he came back to the Chamber. He came in, you know Martha brought him back in his wheelchair. He went from a wheelchair to his little scooter to the cane - but it was the determination he had to get back to this Chamber where he felt that he got stronger by representing the people.

"I will tell you that after I met him in '09 when we started the Session - I started recognizing Larry at a local restaurant where we would eat on Monday nights and I realized that it was Larry Brown and he was in the House with me. At that time I did not know that. Then on Monday nights we would eat together in the bar section and have a sandwich and often when we weren't in Session, we would meet and eat with Martha, whom he dearly loved.

"I also found out that he had a second home in Pinehurst. Even though the district was represented by Speaker Hackney and myself, we found out we had a third Representative there, Representative Brown, because every issue that came up that dealt with Moore County, he knew about it and would tell me about it. It was great that I had his knowledge. I learned a lot from him on the annexation issues which he was very passionate about. It was a unique relationship that Larry and I had by being a resident there in Moore County as well.

"I got a strange phone call one day. Larry called and asked me 'Hey, you want to go with me to Taiwan' and I asked, are you talking to me? I said 'well, who else is going' and he said 'just me and you' so I said yes and did not turn him down. I will tell you that is probably one of the greatest trips that I have ever been on - with Larry. I will tell you, he was very respected by the Taiwanese people and he had a great relationship with them through the State of North Carolina and the House of Representatives. He introduced me to several people from the Economic Cultural Office in Atlanta. Larry had grown such a bond with North Carolina and the Taiwanese people that the General Director, Anna Kao, called me two days before Governor Pat McCrory's Saturday inauguration and said 'we want to come out of respect for Representative Larry Brown, to keep up our relationship with the Governor's office.' I told them to fly in and when they got downtown to let me know and I would meet them and try to introduce them to everyone. Representative Stone and myself met Anna Kao and met up with Representative Fred Steen and they were able to meet with the Governor, sit in the parade review, and meet with the Lt. Governor. So Larry's legacy will still live on as far as his commitment and the relationship that he built with the Taiwanese government.

January 31, 2013

"At this time Mr. Speaker, I would like to, if I could, read a letter that was sent overnight from the Director General of the Taipei General Office in Atlanta. I would ask that the letter be spread across the Journal and I commend the resolution."

Taipei Economic and Cultural Office in Atlanta
1180 West Peachtree St., NW, Suite 800, Atlanta, GA 30309

January 30, 2013

North Carolina
House of Representatives

On behalf of the Republic of China (Taiwan), my colleagues and I of the Taipei Economic and Cultural Office in Atlanta would like to express our appreciation and respect to the late Representative Larry Brown.

Representative Brown was a generous, accomplished man of great integrity. He was a great friend to Taiwan, and we are honored that he traveled to my country many times. He supported Taiwan in many, many ways.

When he was Mayor of Kernersville, Representative Brown also dedicated his efforts to establishing the sister-city relationship between Kernersville and Dashi in 2004. Both cities have enjoyed cordial, mutually beneficial sister-city relations since then, with a friendship that continues to grow. In appreciation of his steadfast support, our Taipei Economic and Cultural Office presented Representative Brown with a Friend of Foreign Service Medal in 2008.

Representative Brown's numerous accomplishments have benefitted not only the people of North Carolina, but also the people of Taiwan. He was a man of the true spirit of giving. He will live on in our hearts.

Warmest Regards,
S/ Anna A. Kao
Director General

H.B. 5, A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO PROVIDE TEMPORARY, SHORT-TERM FINANCIAL ASSISTANCE TO GROUP HOMES SERVING RESIDENTS WHO LOSE ELIGIBILITY FOR MEDICAID-COVERED PERSONAL CARE SERVICES, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

January 31, 2013

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.J.R. 20, A JOINT RESOLUTION PROVIDING FOR A JOINT SESSION OF THE GENERAL ASSEMBLY TO ACT ON A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF THE APPOINTMENTS BY THE GOVERNOR OF NEW MEMBERS TO THE STATE BOARD OF EDUCATION, passes its second reading, by electronic vote (119-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

On motion of Representative T. Moore, seconded by Representative Howard, the House adjourns at 1:55 p.m. to reconvene Monday, February 4, 2013, at 7:00 p.m.

FOURTH DAY

HOUSE OF REPRESENTATIVES
Monday, February 4, 2013

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by Eagle Scout and Representative Burr.

The following prayer is offered by Eagle Scout and Representative Bert Jones.

"Our Father and our God,

"We gather again in this house of the people, as those that have been entrusted with great responsibility. We ask that You would grant us much godly wisdom, that we would govern rightly in Your sight, according to Your Word… and we know from Your Word that You are able to do exceedingly abundantly above all that we ask or think.

"Father, we pray that Your Spirit will be the guiding influence that will govern the tone and the actions of this General Assembly. Likewise, we pray for our Governor and all the Executive branch of our government, and also we pray for our Supreme Court, and all the Judicial branch.

"We remember those that came before us. We honor the good, and we repent of the evil… we ask Your forgiveness, and we pray that You will look upon our State with favor. We would echo the words that begin our State Constitution, as we humble ourselves and honor You, Almighty God, the Sovereign Ruler of Nations, thankful to You for the existence of our liberties, and dependent upon You for the continuance of those liberties. We acknowledge that our rights do not come from governments of men or of laws, but that our rights come from You, Almighty God.

"Father, this evening we celebrate the 103 year history of the Boy Scouts of America. We celebrate the timeless, godly values that are expressed in the twelve points of the Scout Law that we will discuss, and we pray that You will help us as servant leaders to demonstrate these in our own lives.

"The Scout Promise begins: 'On my honor, I will do my best, to do my duty, to God…' May that promise be our prayer as well.

"With the knowledge that others will offer their prayers as they choose, I offer my prayer in the name of Your Son, the Lord Jesus Christ. AMEN."

A Boy Scout Honor Guard, comprised of Cub Scouts, Boy Scouts, Explorers, Venture Crews, and Sea Scouts from across North Carolina, presents the colors to the Body.

Eagle Scout and Representative J. Bell leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of January 31 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Hamilton for today. Representative Johnson is excused for a portion of the Session.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Stevens and Starnes (Primary Sponsors); J. Bell, R. Brawley, Bumgardner, Ford, Lambeth, Malone, Moffitt, Stone, and Warren:

H.B. 30, A BILL TO BE ENTITLED AN ACT TO REPEAL THE COMBINED MOTOR VEHICLE REGISTRATION RENEWAL AND PROPERTY TAX COLLECTION SYSTEM, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Hurley, Brandon, McNeill, and Baskerville (Primary Sponsors); Arp, R. Brawley, Collins, Conrad, Floyd, Ford, Hanes, Harrison, Jones, Pittman, Riddell, Shepard, Starnes, Tine, Waddell, Warren, Whitmire, and Wray:

H.B. 31, A BILL TO BE ENTITLED AN ACT TO AMEND THE OFFENSE OF HABITUAL DWI TO INCLUDE ANY DWI OFFENSE OCCURRING AFTER CONVICTION FOR THE OFFENSE OF HABITUAL DWI, is referred to Judiciary Subcommittee B.

By Representatives Hurley and Turner (Primary Sponsors); R. Brawley, Carney, Cleveland, Earle, Faircloth, Fisher, Floyd, Gill, Harrison, Insko, Jones, Jordan, Lambeth, McElraft, McManus, Moffitt, R. Moore, Setzer, Shepard, Torbett, Waddell, Whitmire, and Wray:

H.B. 32, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT OF THE YEAR'S ALLOWANCE FOR A SURVIVING SPOUSE, is referred to Judiciary Subcommittee B.

By Representatives Whitmire, Hager, T. Moore, and Hastings (Primary Sponsors); Bumgardner, Ford, Malone, and Moffitt:

H.B. 33, A BILL TO BE ENTITLED AN ACT TO REPEAL THE LAW PROHIBITING THE SETTING OF STEEL TRAPS ON CERTAIN RENTED OR LEASED LAND IN CLEVELAND, POLK, AND RUTHERFORD COUNTIES, is referred to the Committee on Government.

By Representatives R. Brown and Moffitt (Primary Sponsors); Arp, Bumgardner, Collins, Faircloth, Jones, Jordan, Riddell, Shepard, Starnes, and Whitmire:

H.B. 34, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE OFFENSE OF INDECENT EXPOSURE, is referred to Judiciary Subcommittee C.

By Representatives R. Brown and Cleveland (Primary Sponsors); R. Brawley, Shepard, Starnes, and Warren:

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H.B. 35, A BILL TO BE ENTITLED AN ACT TO REPEAL THE STATE CAPITAL FACILITIES FINANCE ACT, is referred to the Committee on Finance.

By Representatives R. Brown and Dockham (Primary Sponsors); R. Brawley, Dollar, Faircloth, Ford, Horn, Howard, Jones, Lambeth, Starnes, Stone, and Whitmire:

H.J.R. 36, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JOE H. HEGE, JR., FORMER MEMBER OF THE GENERAL ASSEMBLY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives T. Moore and Hastings (Primary Sponsors); Bumgardner and Ford:

H.B. 37, A BILL TO BE ENTITLED AN ACT AUTHORIZING CLEVELAND COUNTY TO CONVEY CERTAIN DESCRIBED PROPERTY BY GIFT, PRIVATE SALE, OR LONG-TERM LEASE, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Floyd and Lucas (Primary Sponsors); Alexander, Brandon, Brody, Earle, C. Graham, Hanes, Malone, R. Moore, and Speciale:

H.B. 38, A BILL TO BE ENTITLED AN ACT TO ELIMINATE SECOND PRIMARIES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Jackson and Queen (Primary Sponsors); Cotham, Dobson, Fisher, Foushee, Gill, Glazier, Hamilton, Harrison, Holley, Insko, Lucas, McGrady, McManus, Presnell, Tine, Waddell, Whitmire, and Wray:

H.B. 39, A BILL TO BE ENTITLED AN ACT TO DIRECT, AND APPROPRIATE FUNDS FOR, THE CONSTRUCTION OF A WESTERN CRIME LABORATORY FACILITY AT THE WESTERN JUSTICE ACADEMY IN EDNEYVILLE AND TO APPROPRIATE FUNDS TO PROVIDE STAFFING FOR THE LABORATORY, is referred to the Committee on Appropriations.

By Representatives Jackson, Collins, Floyd, Ford, Gill, Goodman, Hamilton, Jones, R. Moore, D. Ross, Saine, Starnes, Tine, Whitmire, and Wray:

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H.B. 40, A BILL TO BE ENTITLED AN ACT TO AMEND THE OFFENSE OF HABITUAL IMPAIRED DRIVING, is referred to Judiciary Subcommittee A.

By Representatives Jackson, Collins, Glazier, Goodman, C. Graham, Hamilton, Insko, Starnes, Tine, Whitmire, and Wray:

H.B. 41, A BILL TO BE ENTITLED AN ACT TO REQUIRE A 0.00 ALCOHOL CONCENTRATION RESTRICTION ON ALL RESTORATION OF LICENSES REVOKED FOR AN IMPAIRED DRIVING OFFENSE, is referred to Judiciary Subcommittee A.

By Representatives Jackson, Gill, Hamilton, and D. Ross:

H.B. 42, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR AN ADDITIONAL DISTRICT COURT JUDGE FOR DISTRICT COURT DISTRICT 10 AND TO APPROPRIATE FUNDS FOR AN ADDITIONAL ASSISTANT DISTRICT ATTORNEY FOR PROSECUTORIAL DISTRICT 10, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Jackson, Alexander, Collins, Floyd, C. Graham, Hamilton, R. Moore, Starnes, Waddell, Whitmire, and Wray:

H.B. 43, A BILL TO BE ENTITLED AN ACT TO REQUIRE ANYONE WHO IS CONVICTED OF DRIVING WHILE IMPAIRED, DRIVING AFTER CONSUMING ALCOHOL BEING LESS THAN TWENTY-ONE YEARS OF AGE, OR ANY OTHER IMPAIRED DRIVING OFFENSE, OR ANY PERSON WHO REFUSES A CHEMICAL ANALYSIS, TO HAVE AN IGNITION INTERLOCK SYSTEM INSTALLED ON EVERY VEHICLE THAT PERSON MAY DRIVE BEFORE THAT PERSON CAN GET A LIMITED DRIVING PRIVILEGE; AND TO PROVIDE FOR THE PAYMENT OF AN ADMINISTRATIVE FEE AND COSTS ASSOCIATED WITH AN IGNITION INTERLOCK SYSTEM AND CREATE AN IGNITION INTERLOCK DEVICE FUND TO ASSIST INDIGENT PERSONS, is referred to Judiciary Subcommittee A.

By Representatives Horn, Johnson, Saine, and Tolson (Primary Sponsors); Alexander, Arp, Brandon, Carney, Collins, Earle, Faircloth, Fisher, Floyd, Ford, Foushee, Gill, Glazier, C. Graham, Hamilton, Harrison, Insko, Lucas, McGrady, Moffitt, Riddell, D. Ross, Waddell, Whitmire, and Wray:

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H.B. 44, A BILL TO BE ENTITLED AN ACT STATING THE INTENT OF THE GENERAL ASSEMBLY TO TRANSITION FROM FUNDING TEXTBOOKS TO FUNDING DIGITAL LEARNING IN THE PUBLIC SCHOOLS, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION STUDY COMMITTEE ON DIGITAL LEARNING ENVIRONMENTS IN PUBLIC SCHOOLS, is referred to the Committee on Education.

By Representatives Horn, Johnson, Saine, and Tolson (Primary Sponsors); Alexander, Arp, L. Bell, Brandon, R. Brawley, Brody, B. Brown, Carney, Cotham, Earle, Faircloth, Fisher, Floyd, Foushee, Gill, Glazier, C. Graham, Hamilton, Hanes, Harrison, Holley, Insko, Jordan, Lucas, Martin, McGrady, Moffitt, R. Moore, Riddell, D. Ross, Setzer, Szoka, Tine, Torbett, Waddell, Whitmire, and Wray:

H.B. 45, A BILL TO BE ENTITLED AN ACT PROVIDING FOR AN INVENTORY OF INFRASTRUCTURE TO SUPPORT ROBUST DIGITAL LEARNING IN THE PUBLIC SCHOOLS AND AN INVENTORY OF INTERNET ACCESS IN ALL NORTH CAROLINA COUNTIES, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION STUDY COMMITTEE ON DIGITAL LEARNING ENVIRONMENTS IN PUBLIC SCHOOLS, is referred to the Committee on Education and, if favorable, to the Appropriations Subcommittee on Education.

By Representatives Wray, Arp, Avila, Brandon, Brisson, Burr, Carney, Collins, Cotham, Dockham, Dollar, Earle, Faircloth, Fisher, Floyd, Ford, Gill, Glazier, Goodman, Hamilton, Harrison, Holley, Horn, Hurley, Insko, Jackson, Jones, Jordan, Lambeth, Lucas, McElraft, Moffitt, R. Moore, Pierce, Richardson, D. Ross, Samuelson, Setzer, Shepard, Starnes, Tine, Waddell, and Whitmire:

H.J.R. 46, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF EDWARD "ED" WALTER JONES, FORMER MEMBER OF THE GENERAL ASSEMBLY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Wray, Carney, Floyd, Ford, Horn, Lambeth, and Moffitt:

H.R. 47, A HOUSE RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF CONWAY, is referred to the Committee on Rules, Calendar, and Operations of the House.

February 4, 2013

By Representatives Shepard, Faircloth, Floyd, Goodman, C. Graham, Hamilton, Jones, Jordan, Lambeth, Moffitt, Setzer, Stevens, Waddell, Warren, Whitmire, and Wray:

H.B. 48, A BILL TO BE ENTITLED AN ACT TO REQUIRE MOPEDS TO BE REGISTERED WITH THE DIVISION OF MOTOR VEHICLES AND TO HAVE IN FULL FORCE AND EFFECT A POLICY OF FINANCIAL RESPONSIBILITY, is referred to the Committee on Transportation.

By Representatives Shepard and Cleveland (Primary Sponsors); J. Bell, B. Brown, Bumgardner, Burr, Ford, Johnson, Jones, Jordan, McElraft, Moffitt, Pittman, Riddell, Saine, Schaffer, Setzer, Starnes, Stone, Warren, and Whitmire:

H.B. 49, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT NO BUSINESS, COMMERCIAL ENTERPRISE, OR EMPLOYER SHALL PROHIBIT THE TRANSPORTATION OR STORAGE OF A FIREARM OR AMMUNITION WHEN THE FIREARM AND AMMUNITION ARE LOCKED OUT OF SIGHT IN A MOTOR VEHICLE, TO PROVIDE THAT A BUSINESS, COMMERCIAL ENTERPRISE, OR EMPLOYER IS LIABLE TO ANYONE INJURED AS A RESULT OF AN UNLAWFUL PROHIBITION, TO PROVIDE THAT A PERSON MAY BRING A CIVIL ACTION TO ENFORCE THE RIGHT TO TRANSPORT AND STORE A FIREARM AND AMMUNITION IN A LOCKED MOTOR VEHICLE ON THE PROPERTY OF A BUSINESS, COMMERCIAL ENTERPRISE, OR EMPLOYER, AND TO PROVIDE THAT A BUSINESS, COMMERCIAL ENTERPRISE, OR EMPLOYER IS NOT CIVILLY LIABLE FOR DAMAGES RESULTING FROM ANOTHER PERSON'S ACTIONS INVOLVING A FIREARM TRANSPORTED OR STORED IN A LOCKED VEHICLE IN A MANNER THAT COMPLIES WITH STATE LAW, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Holloway, Stevens, and Elmore (Primary Sponsors); Arp, Avila, R. Brawley, Brisson, Burr, Carney, Cleveland, Collins, Conrad, Dockham, Dollar, Faircloth, Ford, Glazier, Hamilton, Harrison, Hastings, Horn, Howard, Hurley, Iler, Johnson, Jones, Jordan, Lambeth, Langdon, Lucas, McElraft, Moffitt, Presnell, Samuelson, Setzer, Shepard, Starnes, Stone, Torbett, Waddell, West, and Whitmire:

H.R. 50, A HOUSE RESOLUTION HONORING THE LIFE AND MEMORY OF DON W. EAST, FORMER MEMBER OF THE GENERAL ASSEMBLY, is referred to the Committee on Rules, Calendar, and Operations of the House.

February 4, 2013

By Representatives Holloway, Blackwell, Blust, and Cotham (Primary Sponsors); L. Bell, Brandon, B. Brown, Carney, Cleveland, Collins, Earle, Faircloth, Floyd, Ford, Foushee, Gill, Glazier, C. Graham, Hamilton, Hanes, Harrison, Horn, Hurley, Iler, Insko, Jeter, Jones, Jordan, Lambeth, Langdon, Lucas, Martin, McElraft, Moffitt, Murry, Pittman, Presnell, D. Ross, Schaffer, Shepard, Stevens, Stone, Szoka, Tine, Torbett, Waddell, Whitmire, and Wray:

H.B. 51, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO DEVELOP CAREER AND COLLEGE ENDORSEMENTS FOR HIGH SCHOOL DIPLOMAS, INCREASE ACCESS TO CAREER AND TECHNICAL EDUCATION TEACHERS IN PUBLIC SCHOOLS, AND TO WORK WITH THE STATE BOARD OF COMMUNITY COLLEGES TO INCREASE THE NUMBER OF STUDENTS ENROLLING IN CAREER AND TECHNICAL EDUCATION IN HIGH NEED EMPLOYMENT AREAS, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION STUDY COMMITTEE ON CAREER AND TECHNICAL EDUCATION, is referred to the Committee on Education and, if favorable, to the Appropriations Subcommittee on Education.

By Representatives Jones, Ford, S. Ross, and Szoka (Primary Sponsors); Arp, Avila, J. Bell, Brandon, R. Brawley, Brisson, Burr, Carney, Cleveland, Collins, Dixon, Dockham, Dollar, Faircloth, Fisher, Floyd, Fulghum, Gill, Glazier, C. Graham, Hamilton, Hanes, Harrison, Horn, Howard, Iler, Jackson, Johnson, Jordan, Lambeth, Lucas, Malone, McElraft, McNeill, Moffitt, Murry, Pierce, Presnell, Queen, Riddell, D. Ross, Saine, Samuelson, Setzer, Shepard, Starnes, Stevens, Stone, Tine, Waddell, Wells, Whitmire, and Wray:

H.R. 52, A HOUSE RESOLUTION HONORING THE BOY SCOUTS OF AMERICA.

Pursuant to Rule 32(a), the resolution is placed on today's Calendar.

By Representatives Tillis, Moffitt, Murry, and Goodman (Primary Sponsors); Arp, J. Bell, R. Brawley, B. Brown, R. Brown, Bumgardner, Burr, Cleveland, Collins, Faircloth, Ford, Horn, Iler, Jones, Jordan, Lambeth, Martin, McElraft, Pittman, Presnell, Saine, Samuelson, Schaffer, Setzer, Shepard, Starnes, Stone, Szoka, Torbett, Warren, and Whitmire:

H.B. 53, A BILL TO BE ENTITLED AN ACT AMENDING THE NORTH CAROLINA CONSTITUTION TO GUARANTEE THE RIGHT OF AN INDIVIDUAL TO WORK, TO MAKE ANY CONTRACT BETWEEN A STATE OR LOCAL GOVERNMENTAL ENTITY AND A

LABOR ORGANIZATION AS BARGAINING AGENT CONCERNING GOVERNMENT EMPLOYEES ILLEGAL, AND TO PRESERVE THE RIGHT OF AN INDIVIDUAL TO VOTE BY SECRET BALLOT FOR AN ELECTION, DESIGNATION, OR AUTHORIZATION FOR EMPLOYEE REPRESENTATION BY A LABOR ORGANIZATION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives T. Moore, R. Brawley, Burr, Dockham, Lambeth, Moffitt, Samuelson, and Warren:

H.R. 54, A HOUSE RESOLUTION ADOPTING THE PERMANENT RULES OF THE HOUSE OF REPRESENTATIVES FOR THE 2013 REGULAR SESSION, is referred to the Committee on Rules, Calendar, and Operations of the House.

GUEST

The Speaker appoints Representatives J. Bell, Dollar, Ford, Iler, Jones, Moffitt, S. Ross, Szoka, Waddell, and Wells to escort The Honorable Paul M. Newby, Associate Justice of the North Carolina Supreme Court, to the Well of the House where he is seated for the reading of the resolution.

CALENDAR

Action is taken on the following:

H.R. 52, A HOUSE RESOLUTION HONORING THE BOY SCOUTS OF AMERICA.

The resolution is adopted, by electronic vote (116-0), and ordered printed.

REMARKS BY JUSTICE NEWBY

The Honorable Paul M. Newby, Associate Justice of the North Carolina Supreme Court, is recognized to proceed to the Well of the House where he makes a report to the State on behalf of the Boy Scouts of America.

The Speaker directs the Committee to escort Justice Newby from the Chamber.

INTRODUCTION OF PAGES

Pages for the week of February 4 are introduced to the membership. They are: Mary Brittain of Cumberland; Jacob Connor of Cumberland; Kevin Fitzgerald of Wake; Jackson Garrett of Buncombe; Isabel Hines of

Wake; Benjamin Hodges of Buncombe; Sarah Horn of Haywood; Sarah Jackson of Vance; Hayley Meier of New Hanover; Joshua Nofziger of Forsyth; Destiny Reid of Alamance; Sydney Rogers of Cumberland; Luke Stancil of Johnston; Garrett Wease of Cleveland; and Jefferson Woodard of Wake.

SPEAKER TILLIS PRESIDING.

CALENDAR (continued)

H.B. 4 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADDRESS THE UNEMPLOYMENT INSURANCE DEBT AND TO FOCUS NORTH CAROLINA'S UNEMPLOYMENT INSURANCE PROGRAM ON PUTTING CLAIMANTS BACK TO WORK.

Representative Tine offers Amendment No. 1 which fails of adoption by electronic vote (41-74).

Representative Cunningham requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (42-74).

Representative Luebke offers Amendment No. 2 which fails of adoption by electronic vote (39-78).

Representative Cunningham requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (40-78).

Representative Alexander offers Amendment No. 3 which fails of adoption by electronic vote (35-81).

Representative Cunningham requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (36-81).

Representative D. Ross offers Amendment No. 4 which fails of adoption by electronic vote (42-75).

Representative Cunningham requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (43-75).

Representative Wilkins offers Amendment No. 5 which fails of adoption by electronic vote (40-78).

Representative D. Hall offers Amendment No. 6 which fails of adoption by electronic vote (40-78).

The bill passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Tillis; Representatives Arp, Avila, J. Bell, Blackwell, Blust, Boles, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Burr, Catlin, Cleveland, Collins, Conrad, Daughtry, Dixon, Dobson, Dockham, Dollar, Elmore, Faircloth, Farmer-Butterfield, Ford, Fulghum, Goodman, Hager, Hardister, Hollo, Holloway, Horn, Howard, Hurley, Iler, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Lewis, Malone, Martin, McElraft, McGrady, McNeill, Millis, Moffitt, T. Moore, Murry, Pittman, Presnell, Ramsey, Riddell, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Tine, Turner, Warren, West and Whitmire - 76.

Voting in the negative: Representatives Adams, Alexander, Baskerville, L. Bell, Brandon, Bumgardner, Carney, Cotham, Cunningham, Davis, Earle, Fisher, Floyd, Foushee, Gill, Glazier, C. Graham, G. Graham, D. Hall, L. Hall, Hanes, Harrison, Hastings, Holley, Insko, Jackson, Lucas, Luebke, McManus, Michaux, Mobley, R. Moore, Pierce, Queen, Richardson, D. Ross, Terry, Tolson, Waddell, Wells, Wilkins and Wray - 42.

Excused absence: Representative Hamilton.

Representative Davis requests and is granted leave of the House to change his vote from "no" to "aye". Representative Torbett requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (78-41).

On motion of Representative T. Moore, seconded by Representative Torbett, the House adjourns at 9:44 p.m. to reconvene February 5 at 2:00 p.m.

FIFTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, February 5, 2013

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by Representative Annie Mobley:

February 5, 2013

"Almighty God, Father of our Lord Jesus Christ, Maker of all things, Judge of all men:

"We acknowledge and bewail our manifest sins and wickedness, which we from time to time most grievously have committed - by thought, word and deed - against Thy Divine Majesty, provoking most justly Thy wrath and indignation against us. We do earnestly repent and are heartily sorry for these our misdoings; the remembrance of them is grievous unto us. Have mercy upon us, have mercy upon us, most merciful Father; for Thy Son, our Lord Jesus Christ's sake, forgive us all that is past, and grant that we may ever hereafter serve and please Thee in the newness of life, to the honor and glory of Thy name, through Jesus Christ our Lord. Amen."

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 4 has been examined and found correct. Upon his motion, the Journal is approved as written.

Representative McElraft is excused for a portion of the Session.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative T. Moore, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.R. 54, A HOUSE RESOLUTION ADOPTING THE PERMANENT RULES OF THE HOUSE OF REPRESENTATIVES FOR THE 2013 REGULAR SESSION, with recommendation that it be adopted.

Pursuant to Rule 36(b), the resolution is placed on the Calendar of February 6.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Howard, Brandon, R. Brawley, B. Brown, Carney, Farmer-Butterfield, Floyd, Holloway, Horn, Iler, Jones, Lewis, Lucas, Martin, Moffitt, R. Moore, Murry, S. Ross, Shepard, Starnes, Stevens, Stone, Szoka, Tine, Torbett, Waddell, Warren, Wells, and Wray:

H.J.R. 55, A JOINT RESOLUTION EXPRESSING THE OPINION OF THE GENERAL ASSEMBLY THAT THE LOCAL PROVISION OF WORKFORCE INVESTMENT ACT SERVICES SHOULD BE STREAMLINED BY REALIGNING LOCAL WORKFORCE DEVELOPMENT AREAS WITH THE BOUNDARIES OF COUNCILS OF GOVERNMENTS ESTABLISHED PURSUANT TO G.S. 160A-470, AS RECOMMENDED BY THE PROGRAM EVALUATION DIVISION AND ENDORSED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, is referred to the Committee on Commerce and Job Development.

By Representatives Howard, Brandon, R. Brawley, B. Brown, Carney, Dixon, Faircloth, Farmer-Butterfield, Floyd, Ford, Holloway, Hurley, Iler, Lewis, Lucas, Moffitt, Murry, S. Ross, Shepard, Starnes, Stevens, Stone, Torbett, Warren, and Wray:

H.B. 56, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS REQUIRING NEGOTIATION AND REVIEW OF CERTAIN STATE CONTRACTS, AND TO PROVIDE FOR CONTRACT MANAGEMENT AND ADMINISTRATION, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, is referred to the Committee on Finance.

By Representatives Howard, Brandon, B. Brown, Carney, Faircloth, Farmer-Butterfield, Floyd, Foushee, Gill, Hanes, Holloway, Horn, Iler, Insko, Lewis, Lucas, Malone, McElraft, Moffitt, Murry, Presnell, Shepard, Starnes, Stevens, Torbett, Waddell, Warren, and Wray:

H.B. 57, A BILL TO BE ENTITLED AN ACT (1) TO PROHIBIT LOCAL SCHOOL ADMINISTRATIVE UNITS FROM ASSESSING INDIRECT COSTS TO A CHILD NUTRITION PROGRAM UNLESS THE PROGRAM IS FINANCIALLY SOLVENT AND (2) TO APPROPRIATE FUNDS TO PROMOTE OPTIMAL PRICING FOR CHILD NUTRITION PROGRAM FOODS AND SUPPLIES, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE BASED ON RECOMMENDATIONS FROM THE PROGRAM EVALUATION DIVISION, is referred to the Committee on Appropriations.

By Representatives Howard, Avila, Brandon, R. Brawley, B. Brown, R. Brown, Bumgardner, Burr, Carney, Cleveland, Collins, Faircloth, Farmer-Butterfield, Floyd, Ford, Holloway, Horn, Hurley, Iler, Jordan, Lewis, Lucas, Martin, McElraft, Moffitt, R. Moore, Murry, Samuelson, Setzer, Starnes, Stevens, Stone, Tine, Torbett, Waddell, Warren, and Wray:

H.B. 58, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE OVERSIGHT OF STATE GRANTS TO NON-STATE ENTITIES AND TO INCREASE THE ACCOUNTABILITY OF GRANTEES WHO

RECEIVE STATE GRANTS, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, is referred to the Committee on Finance.

By Representatives Howard, J. Bell, R. Brawley, B. Brown, Bumgardner, Carney, Cleveland, Farmer-Butterfield, Floyd, Ford, Holloway, Iler, Johnson, Lewis, Lucas, Malone, Moffitt, Presnell, Shepard, Starnes, Stone, Torbett, Turner, Waddell, Warren, and Wells:

H.B. 59, A BILL TO BE ENTITLED AN ACT TO REPEAL THE REQUIREMENT THAT MOTOR VEHICLES REGISTERED IN THIS STATE HAVE AN ANNUAL SAFETY INSPECTION, TO ELIMINATE THE REQUIREMENT THAT WINDOW TINTING BE INSPECTED AT AN INSPECTION STATION BY A LICENSED SAFETY INSPECTOR, TO ELIMINATE THE AFFIRMATIVE DEFENSE TO AN UNSAFE TIRES CHARGE, TO ELIMINATE THE REQUIREMENT THAT A VEHICLE BE SUBJECT TO A SAFETY INSPECTION BEFORE A CHARGE FOR TINTED WINDOWS MAY BE MADE, TO DEVELOP AND IMPLEMENT A MANAGEMENT IMPROVEMENT PLAN FOR THE MOTOR VEHICLE EMISSIONS INSPECTION PROGRAM, ADMINISTERED BY THE DIVISION OF MOTOR VEHICLES, WHICH WILL INCREASE EFFICIENCY, REDUCE COSTS, AND IMPROVE CUSTOMER SERVICE, AND TO REQUIRE THE FISCAL RESEARCH DIVISION OF THE GENERAL ASSEMBLY TO CONDUCT A FISCAL REVIEW OF THE DIVISION OF MOTOR VEHICLES EMISSIONS INSPECTION PROGRAM, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE BASED ON RECOMMENDATIONS FROM THE PROGRAM EVALUATION DIVISION, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Howard, Bumgardner, Carney, Floyd, C. Graham, Holloway, Iler, Jones, Jordan, Lewis, Lucas, Moffitt, Starnes, Stevens, Torbett, Waddell, and Warren:

H.B. 60, A BILL TO BE ENTITLED AN ACT TO TERMINATE LEASES AT THE INDIAN CULTURAL CENTER SITE AND THEN SELL OR ALLOCATE CERTAIN PORTIONS OF THE PROPERTY, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Howard, B. Brown, R. Brown, Bumgardner, Carney, Cleveland, Collins, Cotham, Dixon, Earle, Faircloth, Farmer-Butterfield, Floyd, Ford, Hanes, Holloway, Horn, Hurley, Iler, Johnson,

Jones, Jordan, Lewis, Lucas, Malone, Martin, McElraft, McNeill, Moffitt, Murry, Presnell, S. Ross, Setzer, Shepard, Starnes, Stevens, Stone, Tine, Torbett, Turner, Waddell, Warren, Wells, and Wray:

H.B. 61, A BILL TO BE ENTITLED AN ACT TO REFORM THE MANAGEMENT AND OVERSIGHT OF STATE-OWNED MOTOR VEHICLES, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, BASED ON RECOMMENDATIONS FROM THE PROGRAM EVALUATION DIVISION, is referred to the Committee on Finance.

By Representatives Speciale, Bumgardner, and Floyd:

H.B. 62, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE BAYVIEW/AURORA AND CHERRY BRANCH/MINNESOTT BEACH FERRIES FROM TOLLING, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Speciale, Arp, J. Bell, R. Brawley, Bumgardner, Cleveland, Conrad, Dixon, Ford, Iler, Jones, Jordan, Martin, McElraft, McNeill, Millis, Moffitt, Pittman, Presnell, Riddell, Saine, Schaffer, Setzer, Shepard, Starnes, Steinburg, Stone, Turner, Warren, and Whitmire:

H.R. 63, A HOUSE RESOLUTION EXPRESSING SUPPORT FOR THE PRESERVATION AND DEFENSE OF THE CONSTITUTIONS OF THE UNITED STATES AND THE STATE OF NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives D. Ross and T. Moore (Primary Sponsors); Avila, Brandon, R. Brawley, B. Brown, Bryan, Bumgardner, Carney, Dockham, Earle, Fisher, Floyd, Ford, Gill, Glazier, Hamilton, Harrison, Hurley, Iler, Jackson, Jones, Jordan, Lambeth, Lucas, McNeill, Moffitt, R. Moore, Murry, Queen, Riddell, Samuelson, Setzer, Shepard, Starnes, Stevens, Stone, Turner, Waddell, Whitmire, and Wray:

H.J.R. 64, A JOINT RESOLUTION HONORING THE FIFTIETH ANNIVERSARY OF THE STATE LEGISLATIVE BUILDING.

Pursuant to Rule 32(a), the resolution is placed on the Calendar of February 6.

February 5, 2013

By Representatives Iler, R. Brown, Riddell, and Jones (Primary Sponsors); Brody, Bumgardner, Burr, Cleveland, Collins, Conrad, Davis, Dixon, Dobson, Dockham, Ford, Hardister, Hurley, Jordan, Malone, Martin, Moffitt, Pittman, Presnell, Saine, Schaffer, Shepard, Starnes, Steinburg, Stevens, Stone, Turner, Warren, and Whitmire:

H.B. 65, A BILL TO BE ENTITLED AN ACT TO RESTORE PARTISAN JUDICIAL ELECTIONS, is referred to the Committee on Elections.

By Representatives West, Howard, Hager, and T. Moore (Primary Sponsors); Brisson, Bumgardner, Johnson, Lucas, McGrady, Moffitt, Starnes, Tillis, Waddell, and Warren:

H.B. 66, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW PROVIDING FOR THE ISSUANCE OF CAPTIVITY LICENSES AND PERMITS BY THE WILDLIFE RESOURCES COMMISSION, is referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR

Action is taken on the following:

H.B. 4 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADDRESS THE UNEMPLOYMENT INSURANCE DEBT AND TO FOCUS NORTH CAROLINA'S UNEMPLOYMENT INSURANCE PROGRAM ON PUTTING CLAIMANTS BACK TO WORK.

Representative Glazier offers Amendment No. 7 which fails of adoption by electronic vote (46-73).

Representative Queen offers Amendment No. 8 which fails of adoption by electronic vote (42-77).

The bill passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Speaker Tillis; Representatives Arp, Avila, J. Bell, Blackwell, Blust, Boles, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Catlin, Cleveland, Collins, Conrad, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Elmore, Faircloth, Ford, Fulghum, Goodman, Hager, Hardister, Hollo, Holloway, Horn, Howard, Hurley, Iler, Jeter, Johnson, Jones, Jordan,

Lambeth, Langdon, Lewis, Malone, Martin, McGrady, McNeill, Millis, Moffitt, T. Moore, Murry, Pittman, Presnell, Ramsey, Riddell, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Tine, Torbett, Turner, Warren, West, and Whitmire - 77.

Voting in the negative: Representatives Adams, Alexander, Baskerville, L. Bell, Brandon, Carney, Cotham, Cunningham, Earle, Farmer-Butterfield, Fisher, Floyd, Foushee, Gill, Glazier, C. Graham, G. Graham, D. Hall, L. Hall, Hamilton, Hanes, Harrison, Hastings, Holley, Insko, Jackson, Lucas, Luebke, McManus, Michaux, Mobley, R. Moore, Pierce, Queen, Richardson, D. Ross, Terry, Tolson, Waddell, Wells, Wilkins, and Wray - 42.

Excused absences: Representative McElraft.

Representative T. Moore moves, seconded by Representative Hastings, that the House adjourn, subject to the referral of bills to committees, to reconvene February 6 at 1:00 p.m.

The motion carries.

RE-REFERRALS

On motion of Representative T. Moore the following serial referrals are added:

H.B. 22, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE VARIOUS SPECIAL REGISTRATION PLATES: to the Committee on Transportation and, if favorable, to the Committee on Finance.

H.B. 42, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR AN ADDITIONAL DISTRICT COURT JUDGE FOR DISTRICT COURT DISTRICT 10 AND TO APPROPRIATE FUNDS FOR AN ADDITIONAL ASSISTANT DISTRICT ATTORNEY FOR PROSECUTORIAL DISTRICT 10: to the Committee on Appropriations.

H.B. 43, A BILL TO BE ENTITLED AN ACT TO REQUIRE ANYONE WHO IS CONVICTED OF DRIVING WHILE IMPAIRED, DRIVING AFTER CONSUMING ALCOHOL BEING LESS THAN TWENTY-ONE YEARS OF AGE, OR ANY OTHER IMPAIRED DRIVING OFFENSE, OR ANY PERSON WHO REFUSES A CHEMICAL ANALYSIS, TO HAVE AN IGNITION INTERLOCK SYSTEM INSTALLED ON EVERY VEHICLE THAT PERSON MAY DRIVE BEFORE THAT PERSON

CAN GET A LIMITED DRIVING PRIVILEGE; AND TO PROVIDE FOR THE PAYMENT OF AN ADMINISTRATIVE FEE AND COSTS ASSOCIATED WITH AN IGNITION INTERLOCK SYSTEM AND CREATE AN IGNITION INTERLOCK DEVICE FUND TO ASSIST INDIGENT PERSONS: to the Committee on Finance and, if favorable, to the Committee on Appropriations.

H.B. 58, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE OVERSIGHT OF STATE GRANTS TO NON-STATE ENTITIES AND TO INCREASE THE ACCOUNTABILITY OF GRANTEES WHO RECEIVE STATE GRANTS, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE: to the Committee on Appropriations.

H.B. 60, A BILL TO BE ENTITLED AN ACT TO TERMINATE LEASES AT THE INDIAN CULTURAL CENTER SITE AND THEN SELL OR ALLOCATE CERTAIN PORTIONS OF THE PROPERTY, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE: to the Committee on Finance and, if favorable, to the Committee on Appropriations.

H.B. 65, A BILL TO BE ENTITLED AN ACT TO RESTORE PARTISAN JUDICIAL ELECTIONS: to the Committee on Appropriations.

The House stands adjourned at 4:28 p.m.

SIXTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, February 6, 2013

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Jon Hardister.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 5 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative L. Bell for today.

February 6, 2013

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from permanent subcommittee are presented:

By Representatives Jordan and McGrady, Chairs, for Judiciary Subcommittee B, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 19, A BILL TO BE ENTITLED AN ACT TO HONOR FALLEN HEROES BY STRENGTHENING THE LAW THAT PROHIBITS DISORDERLY CONDUCT AT A FUNERAL, MEMORIAL SERVICE, OR PROCESSIONAL ROUTE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 8, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CONSTITUTION TO PROHIBIT CONDEMNATION OF PRIVATE PROPERTY EXCEPT FOR A PUBLIC USE, TO PROVIDE FOR THE PAYMENT OF JUST COMPENSATION WITH RIGHT OF TRIAL BY JURY IN ALL CONDEMNATION CASES, AND TO MAKE SIMILAR STATUTORY CHANGES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Jones, Holloway, Conrad, and Hardister (Primary Sponsors); Brandon, Bumgardner, Cotham, Faircloth, Glazier, Jeter, Lambeth, Ramsey, Saine, and Torbett:

H.B. 67, A BILL TO BE ENTITLED AN ACT TO MAKE CHARTER SCHOOLS ELIGIBLE TO RECEIVE PERMANENT REGISTRATION PLATES, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Torbett and Bumgardner:

H.B. 68, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A FOSTER CARE OMBUDSMAN PILOT PROGRAM IN GASTON COUNTY, is referred to the Committee on Government.

February 6, 2013

By Representatives Torbett, Alexander, B. Brown, Hamilton, R. Moore, and Waddell:

H.B. 69, A BILL TO BE ENTITLED AN ACT TO PROVIDE TIER ONE TREATMENT FOR OPPORTUNITY ADVANCEMENT ZONES, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Finance.

By Representatives Brandon and Harrison:

H.B. 70, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE NORTH CAROLINA HEALTH PLAN TO COVER ALL STATE RESIDENTS WITH COMPREHENSIVE HEALTH BENEFIT COVERAGE, AS AN ALTERNATIVE TO A HEALTH BENEFIT EXCHANGE, is referred to the Committee on Insurance and, if favorable, to the Committee on Health and Human Services and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representatives Baskerville, Brandon, Hamilton, Holley, R. Moore, Waddell, and Wilkins:

H.B. 71, A BILL TO BE ENTITLED AN ACT TO RESTORE THE LOCAL GOVERNMENT HOLD HARMLESS FOR REPEALED REIMBURSEMENTS FOR VANCE, WARREN, AND GRANVILLE COUNTIES, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Baskerville, Holley, and Wilkins:

H.B. 72, A BILL TO BE ENTITLED AN ACT TO RESTORE FUNDING FOR THE CREEDMOOR MAGISTRATES' OFFICE IN GRANVILLE COUNTY, is referred to the Committee on Government and, if favorable, to the Committee on Appropriations.

CALENDAR

Action is taken on the following:

H.J.R. 64, A JOINT RESOLUTION HONORING THE FIFTIETH ANNIVERSARY OF THE STATE LEGISLATIVE BUILDING, passes its second reading, by electronic vote (119-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

February 6, 2013

The following former Members and staff were in attendance for the Fiftieth Anniversary Celebration of the Legislative Building.

Name	Counties	Years Served
Martha Bedell Alexander	Mecklenburg	1993-2012
David Almond	Stanly	2005-2007
Richard W. "Dick" Barnes	Forsyth	1979-1982, 1983-1984(S)
Thomas S. Bennett	Carteret	1963-1966
Dan Blue (Speaker)	Wake	1980-2009, 2009-Present(S)
Alice L. Bordsen	Alamance	2002-2012
George Breece	Cumberland	1975-1976
Willis Brown	Harnett	1995-1996
Harold J. Brubaker (Speaker)	Randolph	1977-2012
Lanier M. Cansler	Buncombe	1995-2001
J. Russell Capps	Wake	1995-2006
Debbie Clary	Cleveland	1995-2008
Lorene T. Coates	Rowan	2001-2010
Linda Coleman	Wake	2005-2009
Roy Cooper	Nash	1987-1991
Mark Crawford	Buncombe	2001-2002
James W. "Jim" Crawford, Jr.	Granville	1983-1992, 1995-2012
Arlie Culp	Randolph	1989-2006
William A. Current, Sr.	Gaston	2005-2012
Bill Daughtridge	Nash	2001-2008
John Ed Davenport	Nash	1973-1978
Don Davis	Harnett	1995-2002
Daniel DeVane	Hoke, Scotland, Robeson, Moore, Cumberland	1983-1994
David H. Diamont	Surry	1975-1994
Bob Etheridge	Harnett	1979-1988
Henry E. Frye	Guilford	1969-1978, 1981-1982
Nick Galifinakis	Durham	1961-1966
Richard Grady	Wayne	1977-1982
Phil Haire	Jackson	1999-2012
James A. Harrell, III	Surry	2003-2008
Chris Heagarty	Wake	2009-2010
Hugh Holliman	Davidson	2001-2010
Jack Hunt	Cleveland, Rutherford, Polk	1973-1976, 1979-1996

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Robert C. "Bob" Hunter	McDowell	1981-1998
Dan W. Ingle	Alamance	2009-2012
Maggie Jeffus	Guilford	1991-1994, 1997-2012
David D. Jordan	Mecklenburg, Buncombe	1966-1968, 1973-1974
Larry Jordan	Wake	1991-1992
J. Wayne Kahl	Iredell	1991-1992
Patsy Keever	Buncombe	2010-2012
Doris L. Lail	Lincoln	1989-1990
CJ Mathis	Mecklenburg	1985-1989
Josephus L. Mavretic (Speaker)	Edgecombe	1980-1994
Mary E. McAllister	Cumberland	1991-2008
Darrell G. McCormick	Yadkin	2009-2012
Timothy McDowell	Alamance	1977-1984, 1985-1986(S)
Marian McLawhorn	Pitt	1999-2012
Ed McMahan	Mecklenburg	1995-2006
George W. Miller, Jr.	Durham	1971-2000
Jack Moody	Chatham	1963-1966
Mia Morris-Harrison	Cumberland	1997-2002
Wil Neumann	Gaston	2007-2010
Bill Owens	Pasquotank	1995-2012
Diane Parfitt	Cumberland	2010-2012
Louis M. Pate, Jr.	Wayne	1996-1999, 2003-2008
Wade H. Penny, Jr.	Durham	1967-1970
G. L. Pridgen	Robeson, Hoke, Scotland	2011-2012
Tom B. Rabon, Jr.	Brunswick	1979-1984
John M. Radford	Johnston	1981-1982
Karen Ray	Iredell	2003-2008
David Redwine	Brunswick	1983-2002
George Robinson	Caldwell	1981-1986, 1989-1996
Gene Rogers	Martin	1987-2002
Efton M. Sager	Wayne	2009-2012
Drew Saunders	Mecklenburg	1997-2008
Wade Smith	Wake	1973-1976
Timothy L. Spear	Washington, Dare, Hyde, Chowan	2006-2012
Fred F. Steen, II	Rowan	2004-2012
Carl Stewart (Speaker)	Gaston	1967-1980
Bonner Stiller	Brunswick	2003-2009

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Ronnie Sutton	Robeson, Hoke	1993-2010
Alice G. Underhill	Craven, Pamlico	2001-2002, 2005-2010
Edith D. Warren	Pitt	1999-2012
Nurham Warwick	Sampson	1995-2002
Jennifer Weiss	Wake	1999-2012
Laura I. Wiley	Guilford	2005-2010
Arthur Williams	Beaufort, Pitt	2003-2010
Keith Williams	Onslow	2003-2004
Wade Wilmoth	Watauga	1987-1988, 1991-1994
Steve Wood	Guilford	1985-1986, 1989-2000, 2003-2004
Charles D. Woodard	Wayne	1983-1986
Douglas Y. Yongue	Scotland	1994-2010
Jo Ann Smith	House Principal Clerk	1969-1974

H.R. 54, A HOUSE RESOLUTION ADOPTING THE PERMANENT RULES OF THE HOUSE OF REPRESENTATIVES FOR THE 2013 REGULAR SESSION.

Representative Luebke offers Amendment No. 1 which fails of adoption by electronic vote (42-77).

Representative Blust offers Amendment No. 2 which is adopted by electronic vote (117-0).

Representative Jackson offers Amendment No. 3 which fails of adoption by electronic vote (42-77).

Representative L. Hall offers Amendment No. 4 which is adopted by electronic vote (117-0).

Representative L. Hall offers Amendment No. 5 which fails of adoption by electronic vote (42-76).

The resolution, as amended, is adopted, by electronic vote (98-21), and ordered engrossed and printed.

February 6, 2013

CAUCUS LEADERS ANNOUNCED

The Speaker announces the following caucus leaders:

County Caucus:
Representative Chuck McGrady, Chair
Representative Becky Carney, Vice Chair

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee and permanent subcommittee are presented:

By Representative Stevens, Chair, for Judiciary Subcommittee C, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 25, A BILL TO BE ENTITLED AN ACT TO AMEND THE FELONY OFFENSE OF BREAKING OR ENTERING, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 29, A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSE OF POSSESSION OF PSEUDOEPHEDRINE IF THE DEFENDANT HAS A PRIOR CONVICTION FOR THE POSSESSION OR MANUFACTURE OF METHAMPHETAMINE, AND TO AGGRAVATE THE PENALTY FOR MANUFACTURING METHAMPHETAMINE WHEN CHILDREN, DISABLED, OR ELDERLY ARE PRESENT, AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON METHAMPHETAMINE ABUSE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative T. Moore, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.B. 66, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW PROVIDING FOR THE ISSUANCE OF CAPTIVITY LICENSES AND PERMITS BY THE WILDLIFE RESOURCES COMMISSION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

February 6, 2013

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

On motion of Representative T. Moore, seconded by Representative Glazier, the House adjourns at 4:17 p.m. to reconvene February 7 at 10:00 a.m.

SEVENTH DAY

HOUSE OF REPRESENTATIVES
Thursday, February 7, 2013

The House meets at 10:00 a.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Rick Glazier.

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 6 has been examined and found correct. Upon his motion, the Journal is approved as written.

There are no excused absences for today.

ENROLLED BILLS

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.J.R. 64, A JOINT RESOLUTION HONORING THE FIFTIETH ANNIVERSARY OF THE STATE LEGISLATIVE BUILDING. (RESOLUTION 2013-2)

APPOINTMENTS BY THE SPEAKER

Pursuant to Rule 26, the Speaker makes the following appointments to the Select Committee on University Board of Governors Nominating: Representative T. Moore, Chair; Representatives Dollar, Hamilton, Hanes, Holloway, Jones, Saine, Samuelson, and Waddell.

February 7, 2013

ADDENDA TO COMMITTEE ASSIGNMENTS

February 7, 2013

The Speaker makes the following committee assignments:

REGULATORY REFORM SUBCOMMITTEE ON BUSINESS AND LABOR: Representative Murry, Chair; Representatives Setzer and Tine, Vice Chairs; Representatives Avila, Baskerville, Blackwell, B. Brown, Conrad, Faircloth, Farmer-Butterfield, Jones, Lambeth, Malone, Martin, Pierce, Queen, D. Ross, Schaffer, Shepard, Waddell, and Wray.

REGULATORY REFORM SUBCOMMITTEE ON ENVIRONMENT: Representative Catlin, Chair; Representatives Hanes and McElraft, Vice Chairs; Representatives Adams, R. Brawley, Bumgardner, Cunningham, Dixon, Foushee, Hager, Hardister, Harrison, Iler, Insko, Millis, Steinberg, Stam, Stevens, Richardson, Wells, and Whitmire.

REGULATORY REFORM SUBCOMMITTEE ON LOCAL GOVERNMENT: Representative W. Brawley, Chair; Representatives Brisson and Lewis, Vice Chairs; Representatives L. Bell, Brandon, Brody, R. Brown, Bryan, Dobson, Dollar, Elmore, Fulghum, Holley, Horn, Jordan, Lucas, McManus, Presnell, Ramsey, Speciale, and Terry.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Baskerville, Floyd, Hamilton, and Holley:

H.B. 73, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, OFFICE OF RURAL HEALTH AND COMMUNITY CARE, TO PROVIDE FREE HEALTH CARE SERVICES TO UNINSURED RESIDENTS OF WARREN AND VANCE COUNTIES, is referred to the Committee on Appropriations.

By Representatives Murry, Moffitt, Samuelson, and Bryan (Primary Sponsors); Blackwell, Brody, B. Brown, Dixon, Faircloth, Horn, Jordan, Martin, Millis, Stone, Torbett, and Whitmire:

H.B. 74, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE PERIODIC REVIEW AND EXPIRATION OF RULES, is referred to the Committee on Regulatory Reform.

February 7, 2013

By Representatives Horn, Stevens, Arp, and Glazier (Primary Sponsors); Brisson, Brody, B. Brown, Bumgardner, Cotham, Dixon, Fisher, Ford, Harrison, Hollo, Iler, Jackson, Jeter, Jordan, Lucas, Malone, Moffitt, R. Moore, Riddell, Saine, Szoka, Torbett, Warren, Whitmire, and Wray:

H.B. 75, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTY FOR VARIOUS CRIMINAL OFFENSES OF FELONY CHILD ABUSE AND TO REQUIRE THAT THE OFFICIAL RECORD OF A DEFENDANT CONVICTED OF CHILD ABUSE OR OTHER ASSAULTS AGAINST A MINOR INDICATES THAT THE OFFENSE INVOLVED CHILD ABUSE, is referred to Judiciary Subcommittee B and, if favorable, to the Committee on Appropriations.

By Representatives Cotham and W. Brawley (Primary Sponsors); Dixon, Faircloth, Ford, Moffitt, Presnell, Ramsey, Setzer, Warren, and Whitmire:

H.B. 76, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE VARIOUS SPECIAL REGISTRATION PLATES, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Blust, Glazier, Jordan, Lucas, and McGrady:

H.B. 77, A BILL TO BE ENTITLED AN ACT TO DELETE A PROVISION FOR A FIFTY-DOLLAR PAYMENT TO MEMBERS OF THE BOARD OF LAW EXAMINERS THAT HAS NOT BEEN PAID SINCE THE 1970S AND TO CLARIFY A PROVISION RELATING TO EXPENSES OF THAT BOARD, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Finance.

By Representative Blust:

H.B. 78, A BILL TO BE ENTITLED AN ACT TO AMEND UNIFORM COMMERCIAL CODE ARTICLE 4A, FUNDS TRANSFERS, TO CONTINUE THE APPLICABILITY OF THAT ARTICLE TO REMITTANCE TRANSFERS THAT ARE NOT ELECTRONIC FUND TRANSFERS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to Judiciary Subcommittee A.

February 7, 2013

MESSAGE FROM THE SENATE

The following is received from the Senate:

S.B. 4 (Committee Substitute), A BILL TO BE ENTITLED AN ACT (1) TO CLARIFY THE STATE'S INTENT NOT TO OPERATE A STATE-RUN OR "PARTNERSHIP" HEALTH BENEFIT EXCHANGE, (2) TO PROVIDE THAT FUTURE MEDICAID ELIGIBILITY DETERMINATIONS WILL BE MADE BY THE STATE RATHER THAN THE FEDERALLY FACILITATED EXCHANGE, AND (3) TO REJECT THE AFFORDABLE CARE ACT'S OPTIONAL MEDICAID EXPANSION, is read the first time and referred to the Committee on Health and Human Services and, if favorable, to the Committee on Appropriations.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative T. Moore and without objection, **H.B. 29**, A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSE OF POSSESSION OF PSEUDOEPHEDRINE IF THE DEFENDANT HAS A PRIOR CONVICTION FOR THE POSSESSION OR MANUFACTURE OF METHAMPHETAMINE, AND TO AGGRAVATE THE PENALTY FOR MANUFACTURING METHAMPHETAMINE WHEN CHILDREN, DISABLED, OR ELDERLY ARE PRESENT, AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON METHAMPHETAMINE ABUSE, is withdrawn from the Calendar and re-referred to the Committee on Health and Human Services.

On motion of Representative T. Moore, seconded by Representative Starnes, the House adjourns at 10:28 a.m. to reconvene Monday, February 11, 2013, at 6:00 p.m.

EIGHTH DAY

HOUSE OF REPRESENTATIVES
Monday, February 11, 2013

The House meets at 6:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Jason Saine.

February 11, 2013

The Speaker leads the Body in the Pledge of Allegiance.

Representative Burr, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 7 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Carney, Fisher, and Glazier for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from permanent subcommittee is presented:

By Representative Stevens, Chair, for Judiciary Subcommittee C, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 24, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DISTRICT ATTORNEY IS TO BE NOTIFIED IF A PERSON ON SUPERVISED OR UNSUPERVISED PROBATION IS DISCHARGED FROM A DOMESTIC VIOLENCE ABUSER TREATMENT PROGRAM FOR FAILURE TO COMPLY WITH THE PROGRAM OR ITS RULES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Pittman, Hardister, and Ford (Primary Sponsors); Cleveland, Presnell, Ramsey, and Stone:

H.B. 79, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO RESTRICT ANNEXATION BY MUNICIPALITIES, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

February 11, 2013

By Representatives T. Moore, Dollar, and Setzer:

H.R. 80, A HOUSE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING A PERSON TO FILL ONE VACANCY CREATED BY A RESIGNATION ON THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.

Pursuant to Rule 32(a), the resolution is placed on the Calendar of February 12.

By Representatives T. Moore, Dollar, Lambeth, and Setzer:

H.R. 81, A HOUSE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.

Pursuant to Rule 32(a), the resolution is placed on the Calendar of February 12.

By Representatives Howard and R. Brawley:

H.B. 82, A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE AND TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL AMERICAN TAXPAYER RELIEF ACT OF 2012, is referred to the Committee on Finance.

By Representatives Torbett, Glazier, Collins, and Boles (Primary Sponsors); Lucas, Martin, and R. Moore:

H.B. 83, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE MONETARY THRESHOLD FOR EXPEDITED CERTIFICATE OF NEED REVIEW; TO INCREASE THE MONETARY THRESHOLDS TRIGGERING CERTIFICATE OF NEED REVIEW FOR CAPITAL EXPENDITURES AND THE PURCHASE OF MAJOR MEDICAL EQUIPMENT; TO EXEMPT REPLACEMENT EQUIPMENT FROM CERTIFICATE OF NEED REVIEW REGARDLESS OF COST; TO REQUIRE AFFECTED PERSONS SEEKING TO FILE A PETITION FOR A CONTESTED CASE OR AN APPEAL CHALLENGING CERTIFICATE OF NEED APPROVAL TO DEPOSIT A SEPARATE BOND FOR EACH APPROVED APPLICATION THAT IS THE SUBJECT OF THE PETITION OR APPEAL, TO INCREASE THE AMOUNT OF THE MAXIMUM BOND REQUIREMENT, AND TO GIVE THE COURT OF APPEALS GREATER DISCRETION IN IMPOSING A HIGHER BOND

AMOUNT; AND TO REQUIRE THE COURT TO AWARD COSTS AND REASONABLE ATTORNEY FEES TO ANY CERTIFICATE OF NEED APPLICANT WHOSE APPROVED NEW INSTITUTIONAL HEALTH SERVICE IS THE SUBJECT OF A CONTESTED CASE PETITION DETERMINED TO BE FRIVOLOUS OR FILED TO DELAY THE APPLICANT, AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON CERTIFICATE OF NEED PROCESS AND RELATED HOSPITAL ISSUES, is referred to the Committee on Health and Human Services and, if favorable, to the Committee on Regulatory Reform and, if favorable, to the Committee on Appropriations.

By Representatives Alexander and Harrison (Primary Sponsors); Brandon and Luebke:

H.B. 84, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA MEDICAL CANNABIS ACT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Langdon and Waddell (Primary Sponsors); Arp, Baskerville, J. Bell, Brisson, Brody, Cleveland, Conrad, Dixon, Floyd, Ford, Gill, Glazier, G. Graham, Harrison, Hastings, Horn, Jackson, Jordan, Lucas, Martin, McGrady, McManus, McNeill, Moffitt, Pittman, Queen, Ramsey, Riddell, Setzer, Shepard, Szoka, Turner, Whitmire, and Wray:

H.R. 85, A HOUSE RESOLUTION HONORING THE MEMORY OF THOSE WHO HAVE CONTRIBUTED TO THE STATE'S AGRICULTURAL EDUCATION PROGRAM AND THE FUTURE FARMERS OF AMERICA (FFA) ORGANIZATION WHILE OBSERVING NATIONAL FFA WEEK AND NORTH CAROLINA AGRICULTURAL EDUCATION AND FFA DAY.

Pursuant to Rule 32(a), the resolution is placed on the Calendar of February 12.

By Representatives Hamilton, Shepard, R. Moore, and Catlin (Primary Sponsors); Davis, Dixon, Pittman, Waddell, and Wilkins:

H.B. 86, A BILL TO BE ENTITLED AN ACT TO RESTORE THE RAILROAD FROM WALLACE TO CASTLE HAYNE, TO MAKE CAPITAL IMPROVEMENTS TO THE RAILROAD FROM CASTLE HAYNE TO WILMINGTON, AND TO STUDY ADDITIONAL IMPROVEMENTS TO MILITARY TRANSPORTATION, is referred to the Committee on Transportation and, if favorable, to the Committee on Appropriations.

February 11, 2013

By Representatives G. Graham, Baskerville, Floyd, and Holley:

H.B. 87, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LENOIR COUNTY TO LEVY THE ONE-QUARTER CENT COUNTY SALES AND USE TAX BY RESOLUTION, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

MESSAGE FROM THE SENATE

The following is received from the Senate:

S.J.R. 47, A JOINT RESOLUTION INFORMING HIS EXCELLENCY, GOVERNOR PAT MCCRORY, THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES, is read the first time.

Pursuant to Rule 32(a), the resolution is placed on the Calendar of February 12.

RE-REFERRALS

On motion of Representative Burr, the serial referral for **S.B. 4** (Committee Substitute), A BILL TO BE ENTITLED AN ACT (1) TO CLARIFY THE STATE'S INTENT NOT TO OPERATE A STATE-RUN OR "PARTNERSHIP" HEALTH BENEFIT EXCHANGE, (2) TO PROVIDE THAT FUTURE MEDICAID ELIGIBILITY DETERMINATIONS WILL BE MADE BY THE STATE RATHER THAN THE FEDERALLY FACILITATED EXCHANGE, AND (3) TO REJECT THE AFFORDABLE CARE ACT'S OPTIONAL MEDICAID EXPANSION, to the Committee on Appropriations is stricken.

On motion of Representative Burr, pursuant to Rule 39.2 and without objection, **H.B. 16**, A BILL TO BE ENTITLED AN ACT (1) TO CLARIFY THE STATE'S INTENT NOT TO OPERATE A STATE-RUN OR "PARTNERSHIP" HEALTH BENEFIT EXCHANGE, (2) TO PROVIDE THAT FUTURE MEDICAID ELIGIBILITY DETERMINATIONS WILL BE MADE BY THE STATE RATHER THAN THE FEDERALLY FACILITATED EXCHANGE, AND (3) TO REJECT THE AFFORDABLE CARE ACT'S OPTIONAL MEDICAID EXPANSION, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Health and Human Services.

February 11, 2013

On motion of Representative Burr, seconded by Representative Jackson, the House adjourns at 6:11 p.m. to reconvene February 12 at 2:00 p.m.

NINTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, February 12, 2013

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Edgar Starnes.

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 11 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Dockham and Fisher for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives W. Brawley and Iler, Chairs, for the Committee on Transportation:

H.B. 10, A BILL TO BE ENTITLED AN ACT TO REMOVE THE RESTRICTION ON THE TURNPIKE AUTHORITY'S SELECTION OF A CORRIDOR LOCATION FOR THE SOUTHEAST EXTENSION PROJECT OF N.C. 540, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of February 13.

By Representatives Hollo and Jones, Chairs, for the Committee on Health and Human Services:

S.B. 4 (Committee Substitute), A BILL TO BE ENTITLED AN ACT (1) TO CLARIFY THE STATE'S INTENT NOT TO OPERATE A STATE-RUN OR "PARTNERSHIP" HEALTH BENEFIT EXCHANGE, (2) TO PROVIDE THAT FUTURE MEDICAID ELIGIBILITY DETERMINATIONS WILL BE MADE BY THE STATE RATHER THAN THE FEDERALLY FACILITATED EXCHANGE, AND (3) TO REJECT THE AFFORDABLE CARE ACT'S OPTIONAL MEDICAID EXPANSION, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of February 13. The Senate committee substitute bill is placed on the Unfavorable Calendar.

REPRESENTATIVE T. MOORE PRESIDING.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Hurley and Turner:

H.B. 88, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING INCAPACITY TO PROCEED, is referred to Judiciary Subcommittee B.

By Representatives McGrady, Samuelson, and McElraft (Primary Sponsors); Brisson, Martin, Moffitt, Murry, Pittman, Ramsey, and Warren:

H.B. 89, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO SUPPORT THE APPLICATION OF A REGIONAL WATER SUPPLY SYSTEM FOR ALL REQUIRED FEDERAL APPROVALS, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION, is referred to the Committee on Environment.

By Representatives West, Hamilton, Setzer, Waddell, and Whitmire:

H.J.R. 90, A JOINT RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF HAYESVILLE, is referred to the Committee on Rules, Calendar, and Operations of the House.

February 12, 2013

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 10 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ESTABLISHING THE GOVERNMENT REDUCTION AND EFFICIENCY ACT OF 2013, is read the first time and referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

S.B. 14 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO DEVELOP CAREER AND COLLEGE ENDORSEMENTS FOR HIGH SCHOOL DIPLOMAS, INCREASE ACCESS TO CAREER AND TECHNICAL EDUCATION TEACHERS IN PUBLIC SCHOOLS, AND TO WORK WITH THE STATE BOARD OF COMMUNITY COLLEGES TO INCREASE THE NUMBER OF STUDENTS ENROLLING IN CAREER AND TECHNICAL EDUCATION IN HIGH NEED EMPLOYMENT AREAS, is read the first time and referred to the Committee on Education.

CALENDAR

Action is taken on the following:

H.R. 85, A HOUSE RESOLUTION HONORING THE MEMORY OF THOSE WHO HAVE CONTRIBUTED TO THE STATE'S AGRICULTURAL EDUCATION PROGRAM AND THE FUTURE FARMERS OF AMERICA (FFA) ORGANIZATION WHILE OBSERVING NATIONAL FFA WEEK AND NORTH CAROLINA AGRICULTURAL EDUCATION AND FFA DAY.

SPEAKER TILLIS PRESIDING.

The resolution is adopted, by electronic vote (118-0), and ordered printed.

H.R. 80, A HOUSE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING A PERSON TO FILL ONE VACANCY CREATED BY A RESIGNATION ON THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.

Pursuant to Rule 24.1A, Representative Glazier requests that he be excused from voting on this resolution because he is an employee of the university system and has a conflict. Representative Luebke requests that he be excused from voting on this resolution due to a conflict of interest. These requests are granted.

February 12, 2013

The resolution is adopted, by electronic vote (115-0), and ordered printed.

H.R. 81, A HOUSE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.

Pursuant to Rule 24.1A, Representative Glazier requests that he be excused from voting on this resolution because he is an employee of the university system and has a conflict. Representative Luebke requests that he be excused from voting on this resolution due to a conflict of interest. These requests are granted.

The resolution is adopted, by electronic vote (115-0), and ordered printed.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 8 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CONSTITUTION TO PROHIBIT CONDEMNATION OF PRIVATE PROPERTY EXCEPT FOR A PUBLIC USE, TO PROVIDE FOR THE PAYMENT OF JUST COMPENSATION WITH RIGHT OF TRIAL BY JURY IN ALL CONDEMNATION CASES, AND TO MAKE SIMILAR STATUTORY CHANGES, passes its second reading, by three-fifths majority electronic vote (110-8), and there being no objection is read a third time.

The bill passes its third reading, by three-fifths majority electronic vote (110-8), and is ordered sent to the Senate.

INTRODUCTION OF PAGES

Pages for the week of February 11 are introduced to the membership. They are: Richard Baker of Pender; Nahshon Bennett of Mecklenburg; Mary Catherine Boylin of Anson; Hardin Councill of Guilford; Ashton Craft of Craven; Alec Johnson of Haywood; Erin Kehoe of Cumberland; Riaz Lane of Chowan; Claire Ledford of Yancey; TyKayla Martin of Vance; Zyniah Ryan of Bertie; Cameron Suddreth of Wilson; Emma Thomas of Buncombe; Elizabeth Underwood of Iredell; Makayla Wiseman of Yancey; Max Wolfe of Forsyth; and Eric Zelina of Mecklenburg.

CALENDAR (continued)

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 19, A BILL TO BE ENTITLED AN ACT TO HONOR FALLEN HEROES BY STRENGTHENING THE LAW THAT PROHIBITS DIS-ORDERLY CONDUCT AT A FUNERAL, MEMORIAL SERVICE, OR

PROCESSIONAL ROUTE, passes its second reading, by electronic vote (118-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 25, A BILL TO BE ENTITLED AN ACT TO AMEND THE FELONY OFFENSE OF BREAKING OR ENTERING, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 66 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW PROVIDING FOR THE ISSUANCE OF CAPTIVITY LICENSES AND PERMITS BY THE WILDLIFE RESOURCES COMMISSION.

Representative Hager offers Amendment No. 1 which is adopted by electronic vote (104-11).

The bill, as amended, passes its second reading by electronic vote (101-13) and remains on the Calendar.

S.J.R. 47, A JOINT RESOLUTION INFORMING HIS EXCELLENCY, GOVERNOR PAT MCCRORY, THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

Representative T. Moore moves, seconded by Representative Michaux, that the House adjourn, subject to the receipt of Committee Reports and the referral of bills to committees, to reconvene February 13 at 2:00 p.m.

The motion carries.

No committee reports or referral of bills to committees having been received, the House stands adjourned at 5:00 p.m.

February 12, 2013

TENTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, February 13, 2013

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Bob Steinburg.

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 12 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Dockham and Fisher for today. Representatives Cotham, Jackson, Lewis, and Stam are excused for a portion of the Session.

ENROLLED BILLS

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.J.R. 47, A JOINT RESOLUTION INFORMING HIS EXCELLENCY, GOVERNOR PAT MCCRORY, THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES. (RESOLUTION 2013-3)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representatives Johnson and Langdon, Chairs, for the Committee on Education:

S.B. 14 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO DEVELOP CAREER AND COLLEGE ENDORSEMENTS FOR HIGH SCHOOL

DIPLOMAS, INCREASE ACCESS TO CAREER AND TECHNICAL EDUCATION TEACHERS IN PUBLIC SCHOOLS, AND TO WORK WITH THE STATE BOARD OF COMMUNITY COLLEGES TO INCREASE THE NUMBER OF STUDENTS ENROLLING IN CAREER AND TECHNICAL EDUCATION IN HIGH NEED EMPLOYMENT AREAS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 44, A BILL TO BE ENTITLED AN ACT STATING THE INTENT OF THE GENERAL ASSEMBLY TO TRANSITION FROM FUNDING TEXTBOOKS TO FUNDING DIGITAL LEARNING IN THE PUBLIC SCHOOLS, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION STUDY COMMITTEE ON DIGITAL LEARNING ENVIRONMENTS IN PUBLIC SCHOOLS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of February 14.

H.B. 23, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO DEVELOP AND IMPLEMENT DIGITAL LEARNING STANDARDS FOR TEACHERS AND SCHOOL ADMINISTRATORS, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION STUDY COMMITTEE ON DIGITAL LEARNING ENVIRONMENTS IN PUBLIC SCHOOLS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of February 14. The original bill is placed on the Unfavorable Calendar.

H.B. 45, A BILL TO BE ENTITLED AN ACT PROVIDING FOR AN INVENTORY OF INFRASTRUCTURE TO SUPPORT ROBUST DIGITAL LEARNING IN THE PUBLIC SCHOOLS AND AN INVENTORY OF INTERNET ACCESS IN ALL NORTH CAROLINA COUNTIES, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION STUDY COMMITTEE ON DIGITAL LEARNING ENVIRONMENTS IN PUBLIC SCHOOLS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Appropriations Subcommittee on Education.

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The committee substitute bill is re-referred to the Appropriations Subcommittee on Education. The original bill is placed on the Unfavorable Calendar.

By Representative Stevens, Chair, for Judiciary Subcommittee C, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 34, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE OFFENSE OF INDECENT EXPOSURE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of February 14.

By Representatives Howard, R. Brawley, Lewis, and Setzer, Chairs, for the Committee on Finance:

H.B. 13, A BILL TO BE ENTITLED AN ACT TO REQUIRE STATE AGENCIES TO BIENNIALLY REPORT TO THE DEPARTMENT OF ADMINISTRATION AND TO THE PROGRAM EVALUATION DIVISION ON THEIR USE OF REAL PROPERTY; AND TO REQUIRE THE DEPARTMENT OF PUBLIC INSTRUCTION TO REPORT ANNUALLY ON THE AMOUNT OF REVENUE GENERATED THROUGH LEASING SPACE ON RESIDENTIAL SCHOOL CAMPUSES, AS RECOMMENDED BY THE SURPLUS PROPERTY SUBCOMMITTEE OF THE HOUSE SELECT COMMITTEE ON STATE-OWNED ASSETS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of February 14.

H.B. 77, A BILL TO BE ENTITLED AN ACT TO DELETE A PROVISION FOR A FIFTY-DOLLAR PAYMENT TO MEMBERS OF THE BOARD OF LAW EXAMINERS THAT HAS NOT BEEN PAID SINCE THE 1970S AND TO CLARIFY A PROVISION RELATING TO EXPENSES OF THAT BOARD, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of February 14.

H.B. 27, A BILL TO BE ENTITLED AN ACT MODIFYING THE ALLOCATION OF THE PROCEEDS FROM THE GROSS PREMIUM TAX ON INSURANCE COMPANIES UNDER G.S. 105-228.5 TO INCLUDE DEDICATED FUNDING FOR THE NORTH CAROLINA FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND AND THE WORKERS' COMPENSATION FUND FOR THE BENEFIT OF

VOLUNTEER SAFETY WORKERS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 82, A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE AND TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL AMERICAN TAXPAYER RELIEF ACT OF 2012, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of February 14. The original bill is placed on the Unfavorable Calendar.

By Representative Blust, Chair, for Judiciary Subcommittee A, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 15, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE EMERGENCY MANAGEMENT LAWS OF THIS STATE, AS RECOMMENDED BY THE JOINT LEGISLATIVE EMERGENCY MANAGEMENT OVERSIGHT COMMITTEE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of February 14. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Pierce, Alexander, Farmer-Butterfield, and Floyd (Primary Sponsors); Adams, Baskerville, Brandon, Brisson, Carney, Cotham, Cunningham, Foushee, Gill, Glazier, C. Graham, G. Graham, Hamilton, Hanes, Harrison, Holley, Insko, Jackson, Lucas, Luebke, McManus, R. Moore, Murry, Ramsey, Richardson, D. Ross, Terry, Tine, Waddell, and Wray:

H.R. 91, A HOUSE RESOLUTION HONORING THE FOUNDERS OF THE NAACP ON THE OCCASION OF THE ORGANIZATION'S ANNIVERSARY.

Pursuant to Rule 32(a), the resolution is placed on today's Calendar.

By Representative Blust:

H.B. 92, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Speciale, G. Graham, and J. Bell (Primary Sponsors); Brandon, R. Brawley, Brisson, Carney, Harrison, Insko, Jackson, Lambeth, Malone, Martin, McManus, Pittman, Presnell, Riddell, S. Ross, and Whitmire:

H.B. 93, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO THE CRAVEN COUNTY BOARD OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR, is referred to the Committee on Education.

By Representatives McElraft, Samuelson, and McGrady (Primary Sponsors); Shepard and Warren:

H.B. 94, A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN ENVIRONMENTAL AND NATURAL RESOURCES LAWS TO (1) ALLOW 10-YEAR PHASE LANDFILL DEVELOPMENTS TO APPLY FOR A PERMIT TO OPERATE; AND (2) CLARIFY THE PROCESS FOR APPEALS FROM CIVIL PENALTIES ASSESSED BY A LOCAL GOVERNMENT THAT HAS ESTABLISHED AND ADMINISTERS AN EROSION AND SEDIMENTATION CONTROL PROGRAM APPROVED UNDER G.S. 113A-60 AND PROVIDE THAT CIVIL PENALTIES ASSESSED BY A LOCAL GOVERNMENT PURSUANT TO THE SEDIMENTATION POLLUTION CONTROL ACT OF 1973 SHALL BE REMITTED TO THE CIVIL PENALTY AND FORFEITURE FUND, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION, is referred to the Regulatory Reform Subcommittee on Environmental and, if favorable, to the Committee on Environment and, if favorable, to the Committee on Finance.

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By Representatives Torbett and L. Hall (Primary Sponsors); Bumgardner, McNeill, Pittman, Presnell, Ramsey, and Whitmire:

H.B. 95, A BILL TO BE ENTITLED AN ACT TO PROVIDE GOVERNMENTAL IMMUNITY FOR PUBLIC SAFETY TELECOMMUNICATORS AND DISPATCHERS, is referred to Judiciary Subcommittee A.

CALENDAR

Action is taken on the following:

H.B. 66 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW PROVIDING FOR THE ISSUANCE OF CAPTIVITY LICENSES AND PERMITS BY THE WILDLIFE RESOURCES COMMISSION.

Representative Insko offers Amendment No. 2 which fails of adoption by electronic vote (37-80).

The bill, as amended, passes its third reading, by electronic vote (98-20), and is ordered engrossed and sent to the Senate.

H.B. 10, A BILL TO BE ENTITLED AN ACT TO REMOVE THE RESTRICTION ON THE TURNPIKE AUTHORITY'S SELECTION OF A CORRIDOR LOCATION FOR THE SOUTHEAST EXTENSION PROJECT OF N.C. 540, passes its second reading by electronic vote (79-37).

Representative Jackson objects to the third reading. The bill remains on the Calendar.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 24 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DISTRICT ATTORNEY IS TO BE NOTIFIED IF A PERSON ON SUPERVISED OR UNSUPERVISED PROBATION IS DISCHARGED FROM A DOMESTIC VIOLENCE ABUSER TREATMENT PROGRAM FOR FAILURE TO COMPLY WITH THE PROGRAM OR ITS RULES.

Representative T. Moore offers Amendment No. 1 which is adopted by electronic vote (116-1). This amendment changes the title.

Representative McManus requests and is granted leave of the House to change her vote from "no" to "aye". The adjusted vote total is (117-0).

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The bill, as amended, passes its second reading, by electronic vote (112-0). The caption having been amended, the bill remains on the Calendar.

Representatives Baskerville, B. Brown, Bryan, D. Hall, and Szoka request and are granted leave of the House to be recorded as voting "aye". The adjusted vote total is (117-0).

H.R. 91, A HOUSE RESOLUTION HONORING THE FOUNDERS OF THE NAACP ON THE OCCASION OF THE ORGANIZATION'S ANNIVERSARY.

Representative T. Moore moves that the resolution be reclassified to reflect that it is a house joint resolution. The motion carries by electronic vote (108-0).

The resolution passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate.

S.B. 4 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT (1) TO CLARIFY THE STATE'S INTENT NOT TO OPERATE A STATE-RUN OR "PARTNERSHIP" HEALTH BENEFIT EXCHANGE, (2) TO PROVIDE THAT FUTURE MEDICAID ELIGIBILITY DETERMINATIONS WILL BE MADE BY THE STATE RATHER THAN THE FEDERALLY FACILITATED EXCHANGE, AND (3) TO REJECT THE AFFORDABLE CARE ACT'S OPTIONAL MEDICAID EXPANSION.

REPRESENTATIVE DAUGHTRY PRESIDING.

Representative Insko offers Amendment No. 1 which fails of adoption by electronic vote (40-75).

Representative Farmer-Butterfield offers Amendment No. 2 which fails of adoption by electronic vote (42-73).

Representatives Arp and T. Moore request and are granted leave of the House to change their votes from "aye" to "no". The adjusted vote total is (40-75).

Representative Tine offers Amendment No. 3 which fails of adoption by electronic vote (38-73).

SPEAKER TILLIS PRESIDING.

The bill passes its second reading by electronic vote (75-39), and remains on the Calendar.

BILL PLACED ON CALENDAR

Representative T. Moore moves that **S.B. 14** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO DEVELOP CAREER AND COLLEGE ENDORSEMENTS FOR HIGH SCHOOL DIPLOMAS, INCREASE ACCESS TO CAREER AND TECHNICAL EDUCATION TEACHERS IN PUBLIC SCHOOLS, AND TO WORK WITH THE STATE BOARD OF COMMUNITY COLLEGES TO INCREASE THE NUMBER OF STUDENTS ENROLLING IN CAREER AND TECHNICAL EDUCATION IN HIGH NEED EMPLOYMENT AREAS, be placed on today's Calendar. The motion carries by electronic vote (97-16).

On motion of the Speaker, the House recesses at 5:50 p.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

CALENDAR (continued)

S.B. 14 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO DEVELOP CAREER AND COLLEGE ENDORSEMENTS FOR HIGH SCHOOL DIPLOMAS, INCREASE ACCESS TO CAREER AND TECHNICAL EDUCATION TEACHERS IN PUBLIC SCHOOLS, AND TO WORK WITH THE STATE BOARD OF COMMUNITY COLLEGES TO INCREASE THE NUMBER OF STUDENTS ENROLLING IN CAREER AND TECHNICAL EDUCATION IN HIGH NEED EMPLOYMENT AREAS, passes its second reading, by electronic vote (110-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor by Special Message.

February 13, 2013

ADDENDA TO COMMITTEE ASSIGNMENTS

February 13, 2013

The Speaker makes the following committee assignments:

APPROPRIATIONS: Add Representative T. Moore.

COMMERCE AND JOB DEVELOPMENT SUBCOMMITTEE ON ALCOHOLIC BEVERAGE CONTROL: Representative Boles, Chair; Representatives Lucas and Warren, Vice Chairs; Representatives L. Bell, W. Brawley, Bumgardner, Dollar, Earle, Fisher, G. Graham, D. Hall, Holloway, Malone, Murry, Samuelson, Starnes, and West.

COMMERCE AND JOB DEVELOPMENT SUBCOMMITTEE ON BIOTECHNOLOGY AND HEALTH CARE: Representative Moffitt, Chair; B. Brown and C. Graham, Vice Chairs; Representatives Alexander, Conrad, Dockham, Farmer-Butterfield, Fulghum, Holley, Johnson, Lambeth, Murry, Presnell, Setzer, and Wells.

COMMERCE AND JOB DEVELOPMENT SUBCOMMITTEE ON ENERGY AND EMERGING MARKETS: Representative Saine, Chair; Representatives Millis and R. Moore, Vice Chairs; Representatives Blackwell, R. Brawley, Brody, Carney, Catlin, Collins, Cunningham, Floyd, Hager, Hanes, Jeter, Murry, Riddell, Schaffer, Stone, Terry, and Wray.

COMMERCE AND JOB DEVELOPMENT SUBCOMMITTEE ON MILITARY AND AGRICULTURE: Representative Torbett, Chair; Representatives Goodman and Szoka, Vice Chair; Representatives Avila, Hamilton, Howard, Lewis, Martin, Murry, Pierce, Richardson, Shepard, Speciale, Steinburg, Tine, Tolson, Waddell, and Whitmire.

ELECTIONS: Add Representative Hardister.

JUDICIARY SUBCOMMITTEE B: Add Representative Saine; remove Representative Horn.

JUDICIARY SUBCOMMITTEE C: Add Representative Horn; remove Representative Saine.

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Representative T. Moore moves, seconded by Representative Luebke, that the House adjourn, subject to the referral of bills to committees, to reconvene February 14 at 1:00 p.m.

The motion carries.

RE-REFERRALS

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 75**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTY FOR VARIOUS CRIMINAL OFFENSES OF FELONY CHILD ABUSE AND TO REQUIRE THAT THE OFFICIAL RECORD OF A DEFENDANT CONVICTED OF CHILD ABUSE OR OTHER ASSAULTS AGAINST A MINOR INDICATES THAT THE OFFENSE INVOLVED CHILD ABUSE, is withdrawn from Judiciary Subcommittee B and re-referred to Judiciary Subcommittee C. The serial referral to the Committee on Appropriations remains.

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 94**, A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN ENVIRONMENTAL AND NATURAL RESOURCES LAWS TO (1) ALLOW 10-YEAR PHASE LANDFILL DEVELOPMENTS TO APPLY FOR A PERMIT TO OPERATE; AND (2) CLARIFY THE PROCESS FOR APPEALS FROM CIVIL PENALTIES ASSESSED BY A LOCAL GOVERNMENT THAT HAS ESTABLISHED AND ADMINISTERS AN EROSION AND SEDIMENTATION CONTROL PROGRAM APPROVED UNDER G.S. 113A-60 AND PROVIDE THAT CIVIL PENALTIES ASSESSED BY A LOCAL GOVERNMENT PURSUANT TO THE SEDIMENTATION POLLUTION CONTROL ACT OF 1973 SHALL BE REMITTED TO THE CIVIL PENALTY AND FORFEITURE FUND, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION, is withdrawn from the Regulatory Reform Subcommittee on Environmental and re-referred to the Committee on Environment.

The serial referral to the Committee on Finance remains.

On motion of Representative T. Moore, a serial referral for **H.B. 18**, A BILL TO BE ENTITLED AN ACT TO RAISE THE MINIMUM AGE FOR LEGAL USE OF TANNING EQUIPMENT WITHOUT A WRITTEN PRESCRIPTION FROM FOURTEEN TO EIGHTEEN YEARS OF AGE, to the Committee on Regulatory Reform is added.

The House stands adjourned at 6:35 p.m.

February 13, 2013

ELEVENTH DAY

HOUSE OF REPRESENTATIVES
Thursday, February 14, 2013

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Dennis Riddell.

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 13 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Cotham, Dockham, and Fisher for today.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 14, AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO DEVELOP CAREER AND COLLEGE ENDORSEMENTS FOR HIGH SCHOOL DIPLOMAS, INCREASE ACCESS TO CAREER AND TECHNICAL EDUCATION TEACHERS IN PUBLIC SCHOOLS, AND TO WORK WITH THE STATE BOARD OF COMMUNITY COLLEGES TO INCREASE THE NUMBER OF STUDENTS ENROLLING IN CAREER AND TECHNICAL EDUCATION IN HIGH NEED EMPLOYMENT AREAS.

H.B. 4, AN ACT TO ADDRESS THE UNEMPLOYMENT INSURANCE DEBT AND TO FOCUS NORTH CAROLINA'S UNEMPLOYMENT INSURANCE PROGRAM ON PUTTING CLAIMANTS BACK TO WORK.

ESCORT COMMITTEE ANNOUNCED

The Speaker appoints the following Members as an Escort Committee for the Governor, pursuant to **S.J.R. 47,** A JOINT RESOLUTION INFORMING HIS EXCELLENCY, GOVERNOR PAT MCCRORY, THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR

TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES: Representative Howard, Chair; Representatives Stam, Starnes, Hager, Samuelson, Daughtry, L. Hall, Wray, Michaux, and Earle.

The Senate is so notified by Special Message.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representatives Stone and Warren, Chairs, for the Committee on Government:

H.B. 37, A BILL TO BE ENTITLED AN ACT AUTHORIZING CLEVELAND COUNTY TO CONVEY CERTAIN DESCRIBED PROPERTY BY GIFT, PRIVATE SALE, OR LONG-TERM LEASE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Cleveland and Boles (Primary Sponsors); R. Brawley, Dollar, Goodman, Hanes, Iler, Malone, and Torbett:

H.B. 96, A BILL TO BE ENTITLED AN ACT TO PROVIDE EQUAL INCOME TAX TREATMENT OF GOVERNMENT RETIREES' BENEFITS, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Horn, Johnson, Saine, and Tolson (Primary Sponsors); Alexander, Arp, Blackwell, Brandon, W. Brawley, B. Brown, Bumgardner, Floyd, Gill, Glazier, Harrison, Iler, Lambeth, Lucas, Malone, Martin, McGrady, McManus, Moffitt, R. Moore, Murry, Pittman, Presnell, Ramsey, Riddell, Samuelson, Setzer, Starnes, Szoka, Tine, Torbett, Whitmire, and Wray:

H.B. 97, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE USE OF SOME LOTTERY FUNDS TO EXPAND DIGITAL LEARNING IN THE PUBLIC SCHOOLS, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION STUDY COMMITTEE ON DIGITAL LEARNING ENVIRONMENTS IN PUBLIC SCHOOLS, is referred to the Committee on Education.

By Representatives Langdon and Daughtry (Primary Sponsors); R. Brawley, Brisson, Carney, Harrison, Jackson, Malone, Martin, McManus, Pittman, Presnell, Riddell, S. Ross, and Whitmire:

H.B. 98, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE JOHNSTON COUNTY PUBLIC SCHOOLS TO CONTINUE TO OPERATE TWO SCHOOLS UNDER THE ALTERNATIVE CALENDAR IN EFFECT FOR THE PAST FOUR YEARS, is referred to the Committee on Education.

By Representatives Adams and L. Hall (Primary Sponsors); Cunningham, Farmer-Butterfield, Floyd, Gill, Hamilton, Harrison, Insko, R. Moore, Pierce, and Wray:

H.B. 99, A BILL TO BE ENTITLED AN ACT AMENDING THE LABOR LAWS TO PROVIDE RELIEF FOR CAREGIVERS IN THIS STATE, is referred to the Committee on Health and Human Services and, if favorable, to the Committee on Judiciary and, if favorable to the Committee on Appropriations.

By Representatives Adams and L. Hall (Primary Sponsors); Cunningham, Farmer-Butterfield, Gill, Hamilton, Harrison, Pierce, and Wray:

H.B. 100, A BILL TO BE ENTITLED AN ACT PROVIDING FOR HEALTHY FAMILIES AND HEALTHY WORKPLACES BY ENSURING THAT ALL WORKERS HAVE PAID SICK DAYS TO ADDRESS THEIR OWN HEALTH NEEDS AND THE HEALTH NEEDS OF THEIR FAMILIES, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Judiciary.

By Representatives Martin, Howard, Moffitt, and Setzer (Primary Sponsors); J. Bell, R. Brawley, W. Brawley, R. Brown, Bumgardner, Conrad, Ford, Jones, Malone, Murry, Presnell, Ramsey, Riddell, S. Ross, Starnes, Stone, Torbett, Warren, and Whitmire:

H.B. 101, A BILL TO BE ENTITLED AN ACT TO REPEAL THE ESTATE TAX, is referred to the Committee on Finance.

February 14, 2013

By Representatives Alexander, Brandon, Floyd, Foushee, G. Graham, Harrison, Insko, Lucas, McManus, R. Moore, Pierce, and D. Ross:

H.B. 102, A BILL TO BE ENTITLED AN ACT TO MAKE SIMPLER THE PROCESS OF FILLING OUT A VOTER REGISTRATION FORM AND PRINTING IT OUT TO MAIL AND ALSO TO ALLOW VOTERS TO REGISTER TO VOTE ONLINE, is referred to the Committee on Elections and, if favorable, to the Committee on Appropriations.

By Representatives Lucas and L. Bell (Primary Sponsors); Adams, Alexander, Brandon, R. Brawley, Floyd, Insko, McManus, Pierce, Starnes, and Whitmire:

H.B. 103, A BILL TO BE ENTITLED AN ACT TO SET THE LEGISLATIVE MILEAGE RATE AT THE INTERNAL REVENUE SERVICE STANDARD BUSINESS RATE, is referred to the Committee on Appropriations.

By Representatives W. Brawley, Moffitt, Torbett, and Samuelson (Primary Sponsors); Murry, Ramsey, Saine, and Setzer:

H.B. 104, A BILL TO BE ENTITLED AN ACT TO CREATE THE CHARLOTTE REGIONAL AIRPORT AUTHORITY, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Fulghum, Hollo, Stam, and Horn (Primary Sponsors); Blackwell, B. Brown, Carney, Dollar, Glazier, Harrison, Hurley, Lambeth, Malone, Murry, Presnell, S. Ross, Torbett, Whitmire, and Wray:

H.B. 105, A BILL TO BE ENTITLED AN ACT TO EXPAND THE NEWBORN SCREENING PROGRAM ESTABLISHED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO INCLUDE NEWBORN SCREENING FOR CONGENITAL HEART DISEASE UTILIZING PULSE OXIMETRY, AS RECOMMENDED BY THE NORTH CAROLINA CHILD FATALITY TASK FORCE, is referred to the Committee on Health and Human Services.

CALENDAR

Action is taken on the following:

H.B. 82 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE AND TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL AMERICAN TAXPAYER RELIEF ACT OF 2012.

February 14, 2013

Representative Luebke offers Amendment No. 1.

On motion of Representative Starnes and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of February 19, with Amendment No. 1 pending.

H.B. 10, A BILL TO BE ENTITLED AN ACT TO REMOVE THE RESTRICTION ON THE TURNPIKE AUTHORITY'S SELECTION OF A CORRIDOR LOCATION FOR THE SOUTHEAST EXTENSION PROJECT OF N.C. 540, passes its third reading, by electronic vote (87-29), and is ordered sent to the Senate.

H.B. 24 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DISTRICT ATTORNEY IS TO BE NOTIFIED IF A PERSON ON SUPERVISED OR UNSUPERVISED PROBATION IS DISCHARGED FROM A DOMESTIC VIOLENCE ABUSER TREATMENT PROGRAM FOR FAILURE TO COMPLY WITH THE PROGRAM OR ITS RULES, AND TO MAKE OTHER CHANGES TO THE REPORTING REQUIREMENT FOR DOMESTIC VIOLENCE OFFENSES.

Representative Baskerville offers Amendment No. 2 which is adopted by electronic vote (116-0).

The bill, as amended, passes its third reading, by electronic vote (116-0), and is ordered engrossed and sent to the Senate.

S.B. 4 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT (1) TO CLARIFY THE STATE'S INTENT NOT TO OPERATE A STATE-RUN OR "PARTNERSHIP" HEALTH BENEFIT EXCHANGE, (2) TO PROVIDE THAT FUTURE MEDICAID ELIGIBILITY DETERMINATIONS WILL BE MADE BY THE STATE RATHER THAN THE FEDERALLY FACILITATED EXCHANGE, AND (3) TO REJECT THE AFFORDABLE CARE ACT'S OPTIONAL MEDICAID EXPANSION.

Representative L. Hall moves that the bill be re-referred to the Committee on Health and Human Services.

Representative T. Moore moves, seconded by Representative Burr, that the motion to re-refer do lie upon the table. The motion carries by electronic vote (75-40).

The bill passes its third reading, by electronic vote (75-42), and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

February 14, 2013

H.B. 13, A BILL TO BE ENTITLED AN ACT TO REQUIRE STATE AGENCIES TO BIENNIALLY REPORT TO THE DEPARTMENT OF ADMINISTRATION AND TO THE PROGRAM EVALUATION DIVISION ON THEIR USE OF REAL PROPERTY; AND TO REQUIRE THE DEPARTMENT OF PUBLIC INSTRUCTION TO REPORT ANNUALLY ON THE AMOUNT OF REVENUE GENERATED THROUGH LEASING SPACE ON RESIDENTIAL SCHOOL CAMPUSES, AS RECOMMENDED BY THE SURPLUS PROPERTY SUBCOMMITTEE OF THE HOUSE SELECT COMMITTEE ON STATE-OWNED ASSET.

Representative D. Ross offers Amendment No. 1 which is adopted by electronic vote (113-2).

The bill, as amended, passes its second reading by electronic vote (115-1).

Representative Holley requests and is granted leave of the House to change her vote from "no" to "aye". The adjusted vote total is (116-0).

Representative Blackwell objects to the third reading. The bill remains on the Calendar.

H.B. 15 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE EMERGENCY MANAGEMENT LAWS OF THIS STATE, AS RECOMMENDED BY THE JOINT LEGISLATIVE EMERGENCY MANAGEMENT OVERSIGHT COMMITTEE, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative T. Moore and without objection, **H.B. 77**, A BILL TO BE ENTITLED AN ACT TO DELETE A PROVISION FOR A FIFTY-DOLLAR PAYMENT TO MEMBERS OF THE BOARD OF LAW EXAMINERS THAT HAS NOT BEEN PAID SINCE THE 1970S AND TO CLARIFY A PROVISION RELATING TO EXPENSES OF THAT BOARD, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is withdrawn from the Calendar and placed on the Calendar of February 19.

February 14, 2013

On motion of Representative T. Moore and without objection, **H.B. 34**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE OFFENSE OF INDECENT EXPOSURE, is withdrawn from the Calendar and re-referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR (continued)

H.B. 23 (Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO DEVELOP AND IMPLEMENT DIGITAL TEACHING AND LEARNING STANDARDS FOR TEACHERS AND SCHOOL ADMINISTRATORS, passes its second reading, by electronic vote (114-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 44, A BILL TO BE ENTITLED AN ACT STATING THE INTENT OF THE GENERAL ASSEMBLY TO TRANSITION FROM FUNDING TEXTBOOKS TO FUNDING DIGITAL LEARNING IN THE PUBLIC SCHOOLS, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION STUDY COMMITTEE ON DIGITAL LEARNING ENVIRONMENTS IN PUBLIC SCHOOLS, passes its second reading, by electronic vote (111-1), and there being no objection is read a third time.

Representative G. Graham requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (112-1).

The bill passes its third reading and is ordered sent to the Senate.

On motion of Representative T. Moore, seconded by Representative Burr, the House adjourns at 2:42 p.m. to reconvene Monday, February 18, 2013, at 6:30 p.m.

TWELFTH DAY

HOUSE OF REPRESENTATIVES
Monday, February 18, 2013

The House meets at 6:30 p.m. pursuant to adjournment and is called to order by the Speaker.

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The following prayer is offered by Representative Marilyn Avila:

"Our Gracious Heavenly Father:

"We pray to You tonight as our God, the Creator and Sustainer of Life.

"As we are gathered tonight in this place of power, we thank You for each person who has been elected to serve. We ask that Your guidance and wisdom be granted to us in great measure.

"Protect us from pride and ego as we serve the people of North Carolina. Make us always aware, as we craft legislation and pass laws, of their impact on the lives of the citizens in our State.

"Be with our families as many of us are away from home during the week. Protect them in all things and give them peace in our absence.

"We ask a special blessing upon the men and women who are willing to place their lives in harm's way to defend the freedoms we hold so dear. Place a hedge of protection around each of them and keep them in Your care.

"Bless especially their families as they, too, serve through their sacrifice. Grant them comfort and relieve their anxieties.

"This I pray in the name of my Lord and Savior, Jesus Christ. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 14 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Boles, Fisher, and Harrison for today.

CHAPTERED BILLS

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 14, AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO DEVELOP CAREER AND COLLEGE ENDORSEMENTS FOR HIGH SCHOOL DIPLOMAS, INCREASE ACCESS TO CAREER AND TECHNICAL EDUCATION TEACHERS IN PUBLIC SCHOOLS, AND

TO WORK WITH THE STATE BOARD OF COMMUNITY COLLEGES TO INCREASE THE NUMBER OF STUDENTS ENROLLING IN CAREER AND TECHNICAL EDUCATION IN HIGH NEED EMPLOYMENT AREAS. (S.L. 2013-1)

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representative Waddell:

H.B. 106, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN ELECTION PROCEDURE FOR MIDTERM VACANCIES IN TABOR CITY, is referred to the Committee on Government.

By Representative Speciale:

H.B. 107, A BILL TO BE ENTITLED AN ACT TO ALLOW A COUNTY WITHDRAWING FROM THE EASTERN REGION TO RECEIVE A DISTRIBUTION OF ITS SHARE OF THE MOTOR VEHICLE REGISTRATION TAX PROCEEDS AS WELL AS PAYMENTS MADE BY THE COUNTY IN LIEU OF TAXES, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Warren and Ford (Primary Sponsors):

H.B. 108, A BILL TO BE ENTITLED AN ACT TO EXEMPT VEHICLES USED BY THE ROWAN COUNTY SHERIFF'S OFFICE FROM THE PROHIBITION ON USING PUBLICLY OWNED VEHICLES FOR PRIVATE PURPOSES IN G.S. 14-247, is referred to the Committee on Finance.

By Representatives Torbett and Speciale (Primary Sponsors); B. Brown, R. Brown, Earle, Jeter, Pittman, and Waddell:

H.B. 109, A BILL TO BE ENTITLED AN ACT TO REVISE THE MOTOR VEHICLE LAWS TO PROVIDE CERTAIN EXCEPTIONS TO THE REQUIREMENT THAT ALL OPERATORS AND PASSENGERS ON MOTORCYCLES OR MOPEDS WEAR A SAFETY HELMET AND TO REMOVE THE ASSESSMENT OF COURT COSTS FROM THE PENALTIES APPLIED TO PERSONS FOUND GUILTY OF A HELMET USE INFRACTION, is referred to the Committee on Transportation and, if favorable, to Judiciary Subcommittee B.

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By Representatives Goodman, J. Bell, Moffitt, and Murry (Primary Sponsors); Blackwell, R. Brawley, B. Brown, Bryan, Fulghum, Jeter, Jones, Lucas, Martin, Ramsey, Stone, and Whitmire:

H.B. 110, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FAIR AND OPEN COMPETITION IN GOVERNMENTAL CONSTRUCTION CONTRACTS AND TO PROHIBIT REQUIREMENTS FOR CERTAIN TERMS IN GOVERNMENT CONTRACTS, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives McElraft, Collins, and Dollar (Primary Sponsors); Blackwell, R. Brawley, Fulghum, Glazier, Harrison, Insko, Jones, Lambeth, Lucas, Martin, Ramsey, D. Ross, Starnes, and Whitmire:

H.B. 111, A BILL TO BE ENTITLED AN ACT TO PERMIT DISCLOSURE OF CERTAIN INFORMATION PERTAINING TO WORKERS' COMPENSATION COVERAGE BY THE NORTH CAROLINA INDUSTRIAL COMMISSION, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMITTEE ON WORKERS' COMPENSATION INSURANCE COVERAGE COMPLIANCE AND FRAUD PREVENTION AND DETECTION, is referred to Judiciary Subcommittee A.

By Representatives Dollar, Collins, and McElraft (Primary Sponsors); Blackwell, R. Brawley, Fulghum, Jones, Martin, Presnell, Warren, and Whitmire:

H.B. 112, A BILL TO BE ENTITLED AN ACT REQUIRING THAT THE STATE CONTROLLER, GOVERNMENT BUSINESS INTELLIGENCE COMPETENCY CENTER, ENHANCE THE STATE'S ENTERPRISE-LEVEL BUSINESS INTELLIGENCE THROUGH THE COLLECTION AND ANALYSIS OF DATA FROM VARIOUS STATE AGENCIES RELATED TO WORKERS' COMPENSATION INSURANCE COVERAGE AND CLAIMS FOR THE PURPOSE OF FRAUD PREVENTION AND DETECTION, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMITTEE ON WORKERS' COMPENSATION INSURANCE COVERAGE COMPLIANCE AND FRAUD PREVENTION AND DETECTION, is referred to the Committee on Commerce and Job Development.

By Representatives Gill, Michaux, L. Hall, and Horn (Primary Sponsors); Alexander, Baskerville, Blackwell, Brandon, Bryan, Cunningham, Earle, Foushee, Glazier, C. Graham, G. Graham, Hanes, Harrison, Holley, Insko, Jackson, Jones, Lucas, Luebke, McManus, R. Moore, Pittman, Richardson, Riddell, D. Ross, Shepard, Terry, Waddell, Whitmire, and Wray:

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H.J.R. 113, A JOINT RESOLUTION HONORING NORTH CAROLINA'S AFRICAN-AMERICAN REVOLUTIONARY WAR PATRIOTS AND SUPPORTING THE PROPOSED NATIONAL LIBERTY MEMORIAL, is referred to the Committee on Rules, Calendar, and Operations of the House.

MESSAGE FROM THE SENATE

The following is received from the Senate:

S.B. 50 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PREVENT IDENTITY THEFT OF DISCHARGED VETERANS BY RESTRICTING THE RELEASE OF MILITARY SERVICE DISCHARGE DOCUMENTS, is read the first time and referred to Judiciary Subcommittee A.

SPECIAL MESSAGE FROM THE SENATE

2013 GENERAL ASSEMBLY
FIRST SESSION 2013

Senate Chamber
February 18, 2013

Mr. Speaker:

Pursuant to **S.J.R. 47**, A JOINT RESOLUTION INFORMING HIS EXCELLENCY, GOVERNOR PAT MCCRORY, THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES, the President *Pro Tempore* appoints the following Senators as a committee on the part of the Senate to escort The Honorable Pat McCrory to the Joint Session in the Hall of the House of Representatives February 18, 2013:

Senator Rucho, Chair
Senator Blue
Senator Clark
Senator Graham
Senator Tillman
Senator Harrington

Respectfully,
S/ Sarah Lang
Principal Clerk

February 18, 2013

APPOINTMENTS BY THE SPEAKER

Office of the Speaker
North Carolina House of Representatives
Raleigh, N.C. 27601-1096

Thom Tillis
Speaker

February 15, 2013

To: House Members

From: Speaker Thom Tillis

Re: Joint Legislative Program Evaluation Oversight Committee

Pursuant to the authority granted me in G.S. § 120-15(a)(2), I am pleased to announce your appointment to serve on the Joint Legislative Program Evaluation Oversight Committee. The following members have been appointed to form a "select" committee; this is a working committee to receive/pass legislation. Your appointment is effective immediately and will expire on January 15, 2015.

- Representative Julia C. Howard, Chair
- Representative Becky Carney
- Representative Jean Farmer-Butterfield
- Representative Bryan Holloway
- Representative Pat B. Hurley
- Representative David R. Lewis
- Representative Marvin W. Lucas
- Representative Tim D. Moffitt
- Representative Edgar V. Starnes

SPECIAL MESSAGE TO THE SENATE

The Speaker orders a Special Message sent to the Senate informing that Honorable Body that the House of Representatives stands ready to receive them in Joint Session at the hour appointed.

Representative T. Moore moves, seconded by Representative Dockham, that the House adjourn, upon dissolution of the Joint Session, to reconvene February 19 at 2:00 p.m.

The motion carries.

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SPECIAL MESSAGE FROM THE SENATE

2013 GENERAL ASSEMBLY
FIRST SESSION 2013

Senate Chamber
February 18, 2013

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that pursuant to **S.J.R. 47**, A JOINT RESOLUTION INFORMING HIS EXCELLENCY, GOVERNOR PAT MCCRORY, THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES, the Senate stands ready to repair to the Hall of the House, there to sit in Joint Session with your Honorable Body for the State of the State Address.

Respectfully,
S/ Sarah Lang
Principal Clerk

JOINT SESSION

Pursuant to resolution heretofore adopted and exchange of messages, the Sergeant-at-Arms announces the arrival of the Senate at the door of the House. The Speaker directs the admittance and seating of that Honorable Body. The President of the Senate, the Honorable Dan Forest, is seated to the right of the Speaker.

The Sergeant-at-Arms is recognized and he announces the approach of the Chief Justice, the Associate Justices of the Supreme Court, the Chief Judge, and the Judges of the Court of Appeals who are seated in a body for the Joint Session.

The Sergeant-at-Arms is recognized and he announces the approach of the members of the Council of State and the members of the Governor's Cabinet who are seated in a body for the Joint Session.

The Speaker extends the courtesies of the gallery to Mrs. Ann McCrory, First Lady of North Carolina, and Mrs. Alice Forest, wife of the Lieutenant Governor, their children Jake, Haley, Max, and Olivia, and all other invited guests; and courtesies of the floor to the members of the Governor's Cabinet, the Council of State, and the Judiciary.

The Speaker of the House relinquishes the gavel to the President of the Senate, Lieutenant Governor Forest. The Joint Session is called to order by the President.

The Sergeant-at-Arms of the House announces the approach of the Governor. His Excellency enters, escorted by Senator Rucho, Chair; Senators Blue, Clark, Graham, Tillman, and Harrington; and Representative Howard, Chair; Representatives Stam, Starnes, Hager, Samuelson, Daughtry, L. Hall, Wray, Michaux, and Earle.

The President recognizes Speaker Pro Tempore Stam, who presents his Excellency, Pat McCrory, Governor of North Carolina, to the Joint Assembly.

STATE OF THE STATE ADDRESS

"About five weeks ago, when I was being sworn in as Governor, and they called me 'Your Excellency,' both my wife and I looked behind us to see who they were talking about.

"What an honor this is to be here tonight in this beautiful Chamber.

"Mr. Speaker, Lieutenant Governor, Mr. President Pro Tem, Governor Martin, who I think is in the audience. Please give a round of applause for Governor Martin. He’s been a mentor, and a friend, and a next door neighbor.

"Members of the Court, Members of the General Assembly, and I also must recognize eight very, very hard working people during the last six weeks, and even before that. People who are making tremendous sacrifice working for state government along with many of you, and that is my Cabinet.

"I'd like all eight members of my Cabinet and my other members of my staff to please stand up, you’re doing an outstanding job, and I’m proud to have you be a part of our team. Thank you very much. Aldona, this is the earliest I’ve seen you out of your office.

"I also want to give a special 'hello' to former Governor Jim Holshouser. He's back home, he had to deal with an immediate issue that came up tonight. I just wanted to let you know he's healthy, he's strong. We had a great conversation today and to Governor Holshouser, thanks for all your wisdom and your service to this State. I really appreciate it.

"Also, more than anything else, I welcome the fellow citizens of North Carolina.

"You know, I first came to Raleigh in 1967, as a fifth grader from Jamestown Elementary School to tour this magnificent Chamber. It seemed just like yesterday.

"My goal as Governor is to ensure that the fifth graders that we're seeing today and yesterday and we'll see tomorrow, that are taking that same tour that I took 46 years ago, will also get the same great opportunities to live, work, play, and raise a family in the greatest State in the United States of America, and that State is North Carolina.

"But to make that happen, we cannot accept the status quo. We cannot live off of a brand that needs updating and major revamping to not only compete with our neighbors, but to compete with the rest of the world.

"Tonight, you will hear a sobering assessment of our State, but also some recommended actions that will get our economy and State moving again. I already know that during my short tenure here, I've already stepped on some toes on both the left and the right. I am not doing it to cause pain, but to get us to stand up and recognize that we must solve our serious problems now to prevent pain for future generations. That's why we're here tonight.

"But one thing I've learned, I learned during my fourteen years as a Mayor, when you try to appease everyone, you satisfy no one. What motivates me every morning, when I'm so privileged to get up here in Raleigh as your Governor, is the opportunity to be part of long term solutions.

"We must be here not only to represent the next generation, but also the hardworking men and women, who everyday have to get up in the morning and take responsibility for their families.

- "The manufacturing worker completing shift work with every day demands to improve quality and productivity, knowing that if it is not achieved, the plant may move or shut down due to competition not only in the United States, but throughout the world. That's pressure.

- "The emergency room doctors, and nurses, and even our sheriff deputies throughout North Carolina who are sadly having to take care of mental health patients and those fighting addiction in emergency rooms and county jails.

- "The farmer who is constantly trying to save their crops from an approaching hurricane or tornado or storm.

- "The hardworking teacher who cannot get funds for needed technology to help students learn.

- "And the sixty or more people, along with me, took time off of their jobs to wait in line for over an hour and a half to get their driver's license renewed.

"We are here to represent these people and all of the people of North Carolina, especially those people right now that are looking for work. That is our goal right now to represent all of these people.

"We obviously have a lot of work to do together, but my team and I chose to look at these challenges, to look at these challenges as opportunities. These are opportunities for every one of us.

"Therefore, our administration is going to focus all of their time on three key functions: our economy, our education, and the efficiency of our services.

"Our economy, our education, and the efficiency of our services.

"Let's start with efficiency. First, we are reviewing the budget numbers as we speak. And right now it looks like next year's budget provides almost no new money or new revenue. So like families across North Carolina, we must live within our budget. We must refocus our priorities and become more efficient in how we spend our limited dollars.

"Now in my first five weeks I've had to work on things I did not anticipate, but that's the part of leadership and many of you are working on these same issues. This is because those people in Washington required us to make some tough decisions on two massive programs affecting all of North Carolina.

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"These Washington policies were passed with little understanding or discussion of the short-term and long-term impact on our state services and on our state taxpayers.

"I will not outsource these tough decisions. I was elected to do what is right for the people of North Carolina.

"Now after extensive reviews in this brief time that we were given, I have concluded that our government, like working families throughout our State, must first pay off its debt - pay off its credit card, which in this State's case, is 2.5 billion dollars.

"Therefore, tomorrow, I will sign House Bill 4 to protect our small businesses from continued over taxation. This will insure our citizens' unemployment safety net is secure and financially sound for future generations. This is the reason I'm signing this bill.

"These are not easy decisions. But I know one thing - borrowing from Washington with no idea or plan on how to pay for it ends with this administration right now. We aren't going to do it any longer. We are not going to borrow money from Washington with no idea on how to pay it back.

"A recent audit showed that the past administration overspent on Medicaid by 1.4 billion dollars over past three years. Georgia is able to deliver Medicaid services at a cost of 4,000 dollars per patient, while North Carolina's delivery cost is over 6,000 dollars per patient. We must fix this and strengthen our existing Medicaid system prior to putting at risk further tax dollars in a broken system.

"But I must ask all of you to please give my team the time and the flexibility to first stop the bleeding. Please, please, minimize the reports that you're requiring from our administration. This is just last week. Please minimize reports. I know you have a lot of work to do and a lot of review, but please let my administration fix the problem and stop the bleeding now.

"We also need your help, and I will be requesting your help through legislation, to streamline the process at which the Office of Administrative Hearings, where delays - delay after delay - are adding millions of dollars to our cost as we speak today. We must change legislation which allows us to break through this very costly appeal process.

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"Then we can all work together, with hospitals, with doctors, with insurance companies, with patients on reforming this broken system. This is our number one priority that has been put on our lap and we have to fix it together, and we will fix it together.

"In other areas of inefficiency, and frankly basic neglect of state operations during the past decade, my administration is taking immediate action. Our administration is moving IT equipment from over 30 identified, in the last five weeks, unsafe locations to ensure that the safety of our employees is protected and also the integrity of our IT systems. We've already had one fire. We don't want to have another. My budget will provide substantial funding to fix and repair state properties and our broken IT systems in North Carolina government.

"We will be requesting legislation to expand efforts to implement electronic tracking - tracking systems for state vehicles - an area where we currently don't have any accountability. In addition, we are 'right-sizing' vehicles where possible to reduce cost and fuel use, saving hundreds of thousands of dollars each year.

"We are also requesting legislation to address state personnel and productivity issues. This is a very serious issue for our Cabinet and for other people in the Council of State who have communicated this issue to me.

"We want to reward our talented state employees, but seat warmers must be a thing of the past.

"But I want to also say, we have to continue to attract, retain, reward and appreciate our state talent that works so hard for all of us in state government. Let's also give them a round of applause.

"Now let me say, tell you a few other things we're trying to fix regarding short-term and long-term operations. We recently found out we inherited a system that has been double billing on the Triangle Expressway. Our administration has already fixed this issue. Customer accounts have been refunded, and each one of those customers have been called and given a personal apology. Now that's the culture of state government that we must have… a culture of customer service.

"I'd like to thank our Secretary of Transportation for his role model leadership and delivery of this excellent customer service in a very short period of time, but Tony, I've charged you with several other projects. First and foremost, fix DMV.

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"And while you're at it, Mr. Secretary, can you please fix the lights on the highways throughout North Carolina. And with all respect, can you start with I-85 and I-77 interchange in Charlotte, my hometown? We would appreciate that. Malcolm Graham I know appreciates that.

"You know, most people don't think of criminal justice, addiction and mental health issues priorities as we work to streamline government. But as a former Mayor, I've seen first-hand the collateral damage to our families, our communities and taxpayers if we continue to sweep these issues under the rug.

"Recently, our First Lady and I visited the Durham Rescue Mission. We were moved by the stories of addiction and its impact on families. After meeting many people at the mission - and my wife has now been there twice - Ann has said it best, and I'm quoting her: 'So many of us could sit back and say why don't these people get out of it? Why don't they quit doing drugs? Why don't they leave this battered situation?' And she concluded by saying the following, 'These women and men have more courage than I can fathom in this entire State.'

"I want to introduce my wife Ann and these two heroes of ours from the Durham Rescue Mission, who have successfully turned their lives around in fighting their own addiction - while fighting their own addiction battle, and also preserving their family. Please welcome our First Lady, Ann McCrory, and our special guests, Mike and Rebecca Allred. May God bless you, and thank you for your hard work.

"Ann, your ovation was bigger than mine, I just want to make a point of that. I am so proud of Mike and Rebecca.

"Their story can be repeated in every of the 100 counties in North Carolina, and we have to do everything that we can to help this terrible addiction issue throughout North Carolina. For the sake of North Carolina families, I ask you to please send legislation, which will re-establish our drug treatment courts, and also increase penalties for those who set up meth labs in our communities. I will sign both of those pieces of legislation immediately.

"I have also instructed my Head of Public Safety - because this issue of drugs and alcohol are just penetrating our families and our communities - I have instructed my Head of Public Safety to ensure that all state law enforcement officials will fight a coordinated effort against the cartel drug rings that are currently in North Carolina as we speak.

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"We cannot ignore them, we must identify them, and we must get them out of this State now. The sheriffs will tell you this. We need to let people know about this serious issue.

"I also want to collaborate with our educational leaders to ensure that our schools and universities have a strategy to change the culture - to change the culture that I've seen first-hand - of binge drinking and so called recreational drug use. There must be enforcement in our schools and universities of their own policies and enforcement of our laws. And in addition, we must offer help to these students who are doing harm to themselves and to their families.

"This is not a laughing matter; this is not something that they are going through a time of their life. They're causing serious harm to themselves and their families, and we must offer help, both through enforcement and through counseling. That must start now or we will continue to have these terrible mental health issues for generations to come.

"Speaking of education, this is an area that I have passion for; I had my teaching degree at Catawba College, and it's another major focus we are moving forward on because North Carolina is known around the country as a leader in education and innovation in the classroom. But we cannot rest on our past reputation or our laurels. We must continue to reform our education system to stay ahead of the competition not just in the United States but throughout the world.

"Last year, I'm sad to report that 14,000 kids dropped out of North Carolina schools. 14,000 kids dropped out of our schools. 30% of our children weren't able to read at grade level. 65% of our high school graduates who enter community college need remedial math or reading.

"We can all agree on the importance of improving education because our competitive future depends on it. But tonight, we must begin to change the debate on education. Instead of focusing the debate only on the budget, we now must demand results.

"We must ensure that our schools are preparing our students for success by effectively teaching them both the knowledge – both the knowledge and the skills - that will help them lead productive lives and also find jobs. The disconnect that I've seen right now between employers unable to find qualified talent, even with the high unemployment rate, and the citizens unable to get jobs, must be resolved through education.

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"Senator, I know you are working on this, and I appreciate it. Market-based needs must be an important factor in education funding, curriculum, and results. That's why my administration is seeking to expand strategic partnerships between the education community and the business community. My budget will promote this philosophy in Pre-K, K-12, Community Colleges and our University System.

"I have strongly advocated for two pathways for success in our high schools - vocational and higher college education. I firmly believe in this. There are two pathways to success: both a college track and a path through vocational training. Students like to have choices. Our employers need these choices. They are both equally important to empower our students, to achieve their post-graduation high school goals.

"That's why today we had a wonderful event in Asheboro at Randolph Community College, in front of over four hundred people. And I was proud to sign into law my first bill as Governor, your first bill in this legislature, Senate Bill 14. This major bipartisan legislation will help our employers find qualified candidates for jobs, it directs high schools and community colleges to share resources. It also makes it easier for experts in a private sector to get certified for teaching. Congratulations to all of you, almost every one of you, bipartisan, Democrat, Republican, almost everyone voted for this bill. You deserve applause. North Carolina needs this education reform, and you started it, and it was signed today. Congratulations.

"But we can and must do more to break down what I consider to be the four silos of education: Pre-K, K-12, community colleges, and our great universities. It's been too long since the education cabinet has met. You may have not even known there was an education cabinet. But I will reinstate and lead these meetings to develop a joint strategic plan and process to share resources, to share teachers, to share technology that puts both students and hardworking taxpayers first.

"As Governor, I will also lead a collaborative effort to help our universities come together as the competition for federal dollars is getting so tough. We need to come together as universities to maximize research funding.

"In our Mooresville city schools, the superintendent recently issued laptops for students in grades 4-12. Three years ago, the graduation rate was below 80%. In the last three years, the rate shot up to over 90%. Education is no longer about spending money on bricks and mortar. The power to improve education and deliver real results is at our fingertips. Right now, you watch any four-year-old child learning, they're learning on technology, and they're learning quicker than any of us in this room ever learned.

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"To increase our children's access to technology, I'm advocating that we ensure that the education lottery money actually be used for education. Now that's a novel thought that all you've been hearing across North Carolina. But we can change some legislation to make that happen.

"I'm recommending that we pursue legislation to reallocate a portion of money away from the bloated and frankly annoying advertising and the large administration cost of the Lottery Commission, and we will use that money to directly help our students with technology.

"I also think we need to work together to give schools more flexibility to spend lottery funds on digital and virtual learning, which school districts, according to our laws, are not allowed to do right now. There's a pot of money right now that can only be used on certain things. Why not let all of our hundred districts use that money on technology and virtual learning? This is the future. Why don't we be ahead of the curve as opposed to being behind the curve? This begins right now.

"Now, third and most important, our number one focus is on the economy and jobs because there are a lot of people hurting out there right now. You know it, I see it, and it's tough. We've got to do everything we can to help people want to work and get work. And today, North Carolina's unemployment rate continues to be the fifth highest unemployment rate in the country.

"This is our North Carolina. My number one priority as your Governor is to make sure that we are doing everything possible to make North Carolina an engine for job creation. North Carolina's economic development brand has not been updated - and we've looked - has not been updated since the 1980s. Governor Martin, thank you, but it's time we update your plan.

"Simply put, our competition in other states caught up to us, and many times, we have to admit, beating us. We are going to develop a long-term strategic plan, Madame Secretary, that updates our brand and puts us on a path to success. The first part of that plan is to fix and modernize our tax system in North Carolina. We've got to do it.

"I know many of you have been working on this for fifty, sixty years. It was even in Governor Martin's speech, I think. But the fact of the matter is our current system is out of date. It was written in the 1930s. It no longer applies to the modern economy. We must have an economic and tax policy in North Carolina that is simple, that is competitive, that is modern and that is pro-growth.

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"This policy must reward our people and businesses that build things, produce things, grow things, and innovate things. We cannot live off the services through loans or government jobs. We have got to help the people who build things and make things and produce things and innovate things. Our tax policy needs to be updated to help those industries.

"My friend, Joel Ford, even stood up, I am proud of you Joel, thank you. We will work together - we will work together on this plan, which should meet the following criteria:

- "Lower rates on personal income and businesses to be more competitive at least with our next door neighbors.

- "Close loopholes for special interests to make our system more fair and transparent.

- "It must be revenue neutral. We must implement this plan systematically and strategically to ensure that we don't put at risk business competence or crucial revenue needed for service to our citizens.

"But tax reform is just one tool we have to build our economy; we have many other tools to make our economy start igniting again. During the past decade, we have sat on the sidelines for far too long on energy exploration, at a time when our country needs to be more energy independent, at a time when the gas prices right now are going up almost every day, and at a time when our people need jobs. Sadly, we are in a catch-up mode with other regions in our country, and those states that went first have the lowest unemployment rates in the country.

"This administration will move closely working with all of you, to get North Carolina in the energy business and the process of energy exploration in a safe and environmentally sound way.

"Last week, I proudly joined the Governors – one minute they are my competitors, and the next minute they are my partners – but I joined the Governors of South Carolina and Virginia to request federal authority to begin offshore exploration in North Carolina.

"Just think what we need, what we could do with these future revenues. Future revenues can help create jobs; they can provide new revenue for roads or needed infrastructure or to repair bridges; it can help replenish our beaches, which our travel and tourism industries currently needs desperately at this point in time, dredge our ports, which we need right now for travel

and trade; and to help fund our education system. This is one pocket of revenue that we have got to explore and find out are we capable of moving now and beating our competition, that's also been sitting on the sideline for far too long.

"We also can't afford to overlook and take for granted the valuable economic resources that we've had in our state for a long time, and that's our military. To grow our private sector economy, we must use our military assets as a major recruitment tool. Think of the talent that is coming home right now, especially as our heroic men and women return home from Iraq and Afghanistan. Think of the leadership talents, the technical talents, the skills that they have to help fill that gap between commerce and the people needing the jobs. We will use them as a recruitment tool and help them and their families when they return home.

"I want to thank our men and women in uniform who have honored North Carolina and our country with their presence, and their service. They deserve it.

"For these heroes, we are finalizing a plan that focuses on first, the retention of the bases and our troops here in North Carolina; second, growing our military supplier base; three, retaining our highly skilled military personnel; and four, growing the defense manufacturing sector. We have incredible opportunity to follow through on those four objectives.

"And speaking of the military, I've always said I'm kind of an Eisenhower Republican. I believe one of the government's main roles is to provide the infrastructure for job creation and economic growth. This is one of the great things that Dwight Eisenhower did as president. He worked to connect the urban with the rural and the East with the West. We need to keep focused on continuing that type of visionary thinking right here in North Carolina using our infrastructure.

"That's why we will soon kick off the development of a strategic, long-term plan for four areas of infrastructure that are crucial for the next generation and for job growth to continue, and to protect our environment. Those four areas are: transportation, water, energy and communications. We need to present to the people of North Carolina, and the people who want to invest in North Carolina, our vision for the transportation plans, our water plans, our energy plans and communication plans. This will send a strong signal to the private sector, that we will be partners with them in their continued economic expansion in North Carolina. It is crucial that we begin this process now. We've waited far too long. Let's do it now, and present the next generation with a vision and a plan for economic growth and prosperity through infrastructure.

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"Now let me tell you one of North Carolina's other greatest strengths, and that's our export potential. I've always firmly believed that the best way to grow a business is to increase that business, and wanting people to have that product and export it to other countries. When I go overseas on trade missions as your Governor, my number one priority will be expanding the exports of products which say, 'Made in North Carolina.'

"Mr. Commissioner, the export of North Carolina products, especially our incredible agricultural products, is crucial in the rebuilding of our economy. To help achieve this goal, under the leadership of the Agricultural Commissioner, the Transportation and Commerce Secretaries, we gained approval, and I'd like to thank the Council of State, to bring needed refrigeration to our Wilmington port, for our cold food chain exports. This will be one step forward that we must have to increase exports. Thank you, Mr. Commissioner.

"But we also must look at our entire commerce strategy. In the area of business recruitment and needed investment expansion, we are going to be recalibrating our incentive program. This will ensure that we are using our resources based upon measurable results, to attract, expand and retain jobs in North Carolina. We will be undergoing a total review of our Commerce Department, to ensure that we are flexible and we are adapting to our ever-changing competition and economic conditions.

"Almost every day since I have been your Governor, I have been personally meeting, along with other members of my administration, with potential employers who want to expand or relocate to North Carolina. And I'm telling you we're getting a lot of people who are interested. We are already successful in improving our customer service working through bureaucratic regulatory roadblocks that stifle economic recruitment efforts. This is especially true in the Department of Environmental and Natural Resources. John, thank you very much for your hard work at DENR, we appreciate it. We're bringing a customer service attitude to DENR. I'd like to thank the employees of that department too.

"We are also developing partnerships with our community colleges and universities to help meet specific workforce needs for our businesses. And let me tell you this. The heads of our universities, the heads of our community colleges are also important parts of our recruitment team. I have told Tom Ross and every University President, and every Community College President, we want them with us on our recruitment trips because they will be an important part of our selling of North Carolina.

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"Our biggest challenge, our biggest challenge as I travel the State right now, is right now, not just developing jobs in a growing urban area – sometimes it's much easier to sell, for example, the Triangle area or the Charlotte area or the Triad area. But right now I think our biggest challenge is to develop a strategy for the small towns in North Carolina that have been hit so hard by this recession. And that's exactly what we plan to do. We've got to work with the small towns of North Carolina. There are too many people hurting in those towns.

"And let me tell you this right now. I did it as Mayor, and I'll do it again as Governor. No one, no one will out work this Governor, or our team or any of you in our effort to grow, recruit and retain North Carolina jobs. We will be on the road and we're going to sell our great resources that we have. This is my job, this is your job. We've got a great product.

"Already, I anticipate good news in the near future because of the groundwork we've already laid down in only the first five weeks. We have been meeting and meeting and meeting with potential customers who are interested in North Carolina.

"Now, to do this, however, I'm not going to be deterred by those who want to keep the status quo - the way we've always been doing things in North Carolina. We've got to change, we've got to adapt and we've got to be visionary for the future. We're going to stay focused despite what some of the critics say. We're going to stay focused on fixing the economy, transforming education, and improving government efficiency.

"I'll say it one more time: fixing the economy, transforming education, and improving government efficiency.

"None of this can be about politics, power, legacy, turf, or who gets the credit. Who cares? This is about the people of North Carolina. This is why we're here. This is why each one of you are taking time away from your families every day to work right here in our State Capital, to have this privilege. It's about the people of North Carolina. It's not about power or turf, or legacy. It's about solving problems and developing long-term solutions.

"We cannot achieve these goals alone inside the bubble of government. There's no way. We've got to get out of here occasionally. Our approach must be outward. Starting tomorrow, I, and I ask all of you, to bring this message to our citizens on main streets across our beautiful State.

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"Achieving these goals during our term in office will not be easy; it's going to be tough. But we have to fulfill and exceed North Carolina's potential. Let's unleash, let's unleash our unlimited resources and opportunity North Carolina has to offer.

"We will do it, we must do it, and God bless all of you and the great State of North Carolina. And now let's get back to work.

"Thank you very much."

Upon completion of his address, the Governor is escorted from the Chamber by Representative Howard and Senator Rucho.

On motion of Senator Berger, seconded by Speaker Tillis, the Joint Session is dissolved and the Senate returns to its Chamber.

The House stands adjourned at 7:45 p.m.

THIRTEENTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, February 19, 2013

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by Representative John Blust:

"Our Heavenly Father:

"As we gather in this Chamber to do the people's business this Session, we face enormous obstacles and sobering realities that challenge us beyond our limited capacities. We often fall short of what we ought to be as the legislators the people of this State elected us to be. So we humble ourselves before You today and pray that You will endow us with the wisdom and the strength we need to overcome our weaknesses and frailties so that we can carry out our duties to serve the people of this great State. We also ask that You grant wisdom to those in government in other states and in our nation's capital and that You give strength to the people in this great land who are struggling in these difficult times. We pray for Your special blessing and

protection upon those who voluntarily place themselves in harm's way to ensure our freedom and our safety both at home and overseas. We thank You profusely for all of the marvelous blessings You have provided us in this land of the free and may we never forget to honor You from whom all blessings flow. In Jesus' name we pray. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 18 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Boles, Fisher, and Harrison for today.

CHAPTERED BILLS

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 4, AN ACT TO ADDRESS THE UNEMPLOYMENT INSURANCE DEBT AND TO FOCUS NORTH CAROLINA'S UNEMPLOYMENT INSURANCE PROGRAM ON PUTTING CLAIMANTS BACK TO WORK. (S.L. 2013-2)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Johnson and Langdon, Chairs, for the Committee on Education:

H.B. 98, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE JOHNSTON COUNTY PUBLIC SCHOOLS TO CONTINUE TO OPERATE TWO SCHOOLS UNDER THE ALTERNATIVE CALENDAR IN EFFECT FOR THE PAST FOUR YEARS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of February 20. The original bill is placed on the Unfavorable Calendar.

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By Representatives Hollo and Jones, Chairs, for the Committee on Health and Human Services:

H.B. 29, A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSE OF POSSESSION OF PSEUDOEPHEDRINE IF THE DEFENDANT HAS A PRIOR CONVICTION FOR THE POSSESSION OR MANUFACTURE OF METHAMPHETAMINE, AND TO AGGRAVATE THE PENALTY FOR MANUFACTURING METHAMPHETAMINE WHEN CHILDREN, DISABLED, OR ELDERLY ARE PRESENT, AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON METHAMPHETAMINE ABUSE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of February 20.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Stevens, Glazier, Hamilton, Harrison, Jackson, Lucas, McManus, D. Ross, Tine, Waddell, and Wray:

H.B. 114, A BILL TO BE ENTITLED AN ACT TO NO LONGER REQUIRE THAT A COMPLAINT OR JUDGMENT FOR ABSOLUTE DIVORCE CONTAIN THE SOCIAL SECURITY NUMBER OF A PARENT OR MINOR CHILD, is referred to Judiciary Subcommittee C.

By Representatives Adams, Cunningham, Earle, G. Graham, Harrison, Insko, Lucas, Luebke, Pierce, and Terry:

H.B. 115, A BILL TO BE ENTITLED AN ACT PROVIDING FOR AUTOMATIC ADJUSTMENT OF THE STATE'S MINIMUM WAGE BASED UPON INCREASES IN THE CONSUMER PRICE INDEX, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Finance.

By Representatives Insko and Foushee (Primary Sponsors):

H.B. 116, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF CARRBORO TO PROVIDE THAT VACANCIES IN THE OFFICE OF ALDERMAN SHALL BE FILLED BY APPOINTMENT IN ACCORDANCE WITH THE NORTH CAROLINA GENERAL STATUTES OR MAY BE FILLED THROUGH A SPECIAL ELECTION PROCESS UNDER CERTAIN CONDITIONS, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

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By Representatives Brody and Jeter (Primary Sponsors); Arp, J. Bell, R. Brawley, B. Brown, Bryan, G. Graham, Martin, Ramsey, Shepard, Szoka, Waddell, and Whitmire:

H.B. 117, A BILL TO BE ENTITLED AN ACT TO MODIFY THE SPEED LIMIT FOR A SCHOOL BUS WITH NO CHILD PASSENGERS ON BOARD, is referred to the Committee on Transportation and, if favorable, to the Committee on Education.

By Representatives Cleveland, Hager, Millis, and Szoka (Primary Sponsors); J. Bell, B. Brown, Conrad, Ford, Fulghum, Hardister, Hastings, Holloway, Hurley, Iler, Jones, Lambeth, McElraft, Moffitt, Pittman, Presnell, Riddell, Saine, Setzer, Shepard, Speciale, Starnes, Stone, Torbett, Warren, and Whitmire:

H.B. 118, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CERTAIN CONSULATE OR EMBASSY DOCUMENTS MAY NOT BE USED TO DETERMINE A PERSON'S IDENTIFICATION OR RESIDENCE FOR GOVERNMENTAL AND LAW ENFORCEMENT PURPOSES, is referred to Judiciary Subcommittee C.

RE-REFERRAL

On motion of Representative T. Moore, the serial referral for **H.B. 18**, A BILL TO BE ENTITLED AN ACT TO RAISE THE MINIMUM AGE FOR LEGAL USE OF TANNING EQUIPMENT WITHOUT A WRITTEN PRESCRIPTION FROM FOURTEEN TO EIGHTEEN YEARS OF AGE, to the Committee on Regulatory Reform is stricken.

INTRODUCTION OF PAGES

Pages for the week of February 18 are introduced to the membership. They are: John Adams of Wake; Daniela Agostini of Wilson; Thomas Brann of Forsyth; Annie DeHart of Burke; Mackenzie Fiss of Mecklenburg; Anna Freeman of Wake; Kayla Hawkins of Vance; Jason Howe of Wilson; William Jackins of Mecklenburg; Daniel Kunath of Wake; Erin McDonald of Mecklenburg; Melissa Pulley of Nash; Justin Smith of Iredell; Hayley Stancil of Surry; Christina Stone of Wake; Jake Thomason of Davidson; and Emily vonLehmden of Wake.

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CALENDAR

Action is taken on the following:

H.B. 82 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE AND TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL AMERICAN TAXPAYER RELIEF ACT OF 2012, with Amendment No. 1 pending.

Amendment No. 1 fails of adoption by electronic vote (42-74).

The bill passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Arp, Avila, J. Bell, Blackwell, Blust, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Catlin, Cleveland, Collins, Conrad, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Elmore, Faircloth, Ford, Fulghum, Hager, Hardister, Hollo, Holloway, Horn, Howard, Hurley, Iler, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Lewis, Malone, Martin, McElraft, McGrady, McNeill, Millis, Moffitt, T. Moore, Murry, Pittman, Presnell, Ramsey, Riddell, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Torbett, Turner, Warren, Wells, West, and Whitmire - 75.

Voting in the negative: Representatives Adams, Alexander, Baskerville, L. Bell, Brandon, Carney, Cotham, Cunningham, Earle, Farmer-Butterfield, Floyd, Foushee, Gill, Glazier, Goodman, C. Graham, G. Graham, D. Hall, L. Hall, Hamilton, Hanes, Hastings, Holley, Insko, Jackson, Lucas, Luebke, McManus, Michaux, Mobley, R. Moore, Pierce, Queen, Richardson, D. Ross, Terry, Tine, Tolson, Waddell, Wilkins, and Wray - 41.

Excused absences: Representatives Boles, Fisher, and Harrison - 3.

H.B. 13, A BILL TO BE ENTITLED AN ACT TO REQUIRE STATE AGENCIES TO BIENNIALLY REPORT TO THE DEPARTMENT OF ADMINISTRATION AND TO THE PROGRAM EVALUATION DIVISION ON THEIR USE OF REAL PROPERTY; AND TO REQUIRE THE DEPARTMENT OF PUBLIC INSTRUCTION TO REPORT ANNUALLY ON THE AMOUNT OF REVENUE GENERATED THROUGH LEASING SPACE ON RESIDENTIAL SCHOOL CAMPUSES, AS RECOMMENDED BY THE SURPLUS PROPERTY SUBCOMMITTEE OF THE HOUSE SELECT COMMITTEE ON STATE-OWNED ASSETS.

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Representative Blackwell offers Amendment No. 2 which is adopted by electronic vote (116-0).

The bill, as amended, passes its third reading, by electronic vote (115-1), and is ordered engrossed and sent to the Senate.

H.B. 77, A BILL TO BE ENTITLED AN ACT TO DELETE A PROVISION FOR A FIFTY-DOLLAR PAYMENT TO MEMBERS OF THE BOARD OF LAW EXAMINERS THAT HAS NOT BEEN PAID SINCE THE 1970S AND TO CLARIFY A PROVISION RELATING TO EXPENSES OF THAT BOARD, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

The bill passes its second reading by electronic vote (115-1), and remains on the Calendar.

SPECIAL MESSAGE FROM THE SENATE

2013 GENERAL ASSEMBLY
FIRST SESSION 2013

Senate Chamber
February 19, 2013

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in the House Committee Substitute to **S.B. 4** (Committee Substitute), A BILL TO BE ENTITLED AN ACT (1) TO CLARIFY THE STATE'S INTENT NOT TO OPERATE A STATE-RUN OR "PARTNERSHIP" HEALTH BENEFIT EXCHANGE, (2) TO PROVIDE THAT FUTURE MEDICAID ELIGIBILITY DETERMINATIONS WILL BE MADE BY THE STATE RATHER THAN THE FEDERALLY FACILITATED EXCHANGE, AND (3) TO REJECT THE AFFORDABLE CARE ACT'S OPTIONAL MEDICAID EXPANSION, and requests conferees. The President *Pro Tempore* appoints:

Senator Apodaca, Chair
Senator Rucho
Senator Hise
Senator Brown

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on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sarah Lang
Principal Clerk

The Speaker appoints Representative Burr, Chair; Representatives Dollar, Avila, and Brisson as conferees on the part of the House and the Senate is so notified by Special Message.

On motion of Representative T. Moore, seconded by Representative Burr, the House adjourns at 2:42 p.m., in honor of Margaret Kennerly, on the occasion of her 100th birthday, to reconvene February 20 at 2:00 p.m.

FOURTEENTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, February 20, 2013

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Larry Bell.

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 19 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Fisher and Harrison for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittee are presented:

February 20, 2013

By Representative T. Moore, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.B. 34, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE OFFENSE OF INDECENT EXPOSURE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of February 26.

H.B. 84, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA MEDICAL CANNABIS ACT, with an unfavorable report.

The bill is placed on the Unfavorable Calendar.

By Representatives Howard, R. Brawley, Lewis, and Setzer, Chairs, for the Committee on Finance:

H.B. 37 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING CLEVELAND COUNTY TO CONVEY CERTAIN DESCRIBED PROPERTY BY GIFT, PRIVATE SALE, OR LONG-TERM LEASE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of February 26.

H.B. 101, A BILL TO BE ENTITLED AN ACT TO REPEAL THE ESTATE TAX, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Stevens, Chair, for Judiciary Subcommittee C, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 75, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTY FOR VARIOUS CRIMINAL OFFENSES OF FELONY CHILD ABUSE AND TO REQUIRE THAT THE OFFICIAL RECORD OF A DEFENDANT CONVICTED OF CHILD ABUSE OR OTHER ASSAULTS AGAINST A MINOR INDICATES THAT THE OFFENSE INVOLVED CHILD ABUSE, with a favorable report and with recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

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INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Hager, Millis, Moffitt, and Arp (Primary Sponsors); Ford, Pittman, Shepard, and Warren:

H.B. 119, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE UTILITIES COMMISSION TO ADOPT, IMPLEMENT, MODIFY, OR ELIMINATE A RATE ADJUSTMENT MECHANISM FOR NATURAL GAS LOCAL DISTRIBUTION COMPANY RATES, is referred to the Committee on Public Utilities and Energy.

By Representatives Hager, W. Brawley, Cotham, and Arp (Primary Sponsors); R. Brawley, Faircloth, Ford, Hamilton, Jackson, Jordan, Malone, Martin, Millis, Moffitt, Murry, Pittman, Presnell, Setzer, Shepard, Szoka, Torbett, Warren, Whitmire, and Wray:

H.B. 120, A BILL TO BE ENTITLED AN ACT TO REQUIRE APPROVAL FROM THE NORTH CAROLINA BUILDING CODE COUNCIL BEFORE A UNIT OF LOCAL GOVERNMENT MAY REQUIRE BUILDING INSPECTIONS IN ADDITION TO THOSE REQUIRED BY THE BUILDING CODE AND TO SPECIFY THE FREQUENCY AND EFFECTIVE DATES OF CODE UPDATES, is referred to the Regulatory Reform Subcommittee on Local Government and, if favorable, to the Committee on Finance.

By Representatives Presnell, Arp, R. Brawley, Carney, Floyd, Ford, Harrison, Jackson, Jordan, Lambeth, Lucas, McManus, Pittman, Riddell, S. Ross, Whitmire, and Wray:

H.B. 121, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO THE BOARD OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR IN CERTAIN COUNTIES, is referred to the Committee on Education and, if favorable, to the Committee on Commerce and Job Development.

By Representatives Glazier and Stevens (Primary Sponsors); Gill, Lucas, and Wray:

H.B. 122, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO INTERLOCUTORY APPEALS AS RELATED TO FAMILY LAW, is referred to Judiciary Subcommittee C.

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By Representatives Glazier, Szoka, Lucas, and Floyd (Primary Sponsors):

H.B. 123, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR TWO ADDITIONAL DISTRICT COURT JUDGES FOR DISTRICT COURT DISTRICT 12 AND TWO ADDITIONAL MAGISTRATES FOR CUMBERLAND COUNTY, is referred to the Committee on Appropriations.

By Representatives Glazier, Horn, and Earle (Primary Sponsors); Adams, L. Bell, Carney, Floyd, Gill, C. Graham, G. Graham, Hamilton, Harrison, Insko, Lucas, Luebke, McManus, Queen, Riddell, S. Ross, Saine, Terry, and Wray:

H.B. 124, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CHILDREN'S ADVOCACY CENTERS, is referred to the Committee on Appropriations.

By Representatives Conrad, Hanes, and Lambeth (Primary Sponsors); Blackwell and Whitmire:

H.B. 125, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT CERTAIN TYPES OF PROPRIETARY COMPUTER CODE ARE NOT A PUBLIC RECORD, is referred to Judiciary Subcommittee A.

RE-REFERRAL

On motion of Representative T. Moore, the serial referral for **H.B. 18**, A BILL TO BE ENTITLED AN ACT TO RAISE THE MINIMUM AGE FOR LEGAL USE OF TANNING EQUIPMENT WITHOUT A WRITTEN PRESCRIPTION FROM FOURTEEN TO EIGHTEEN YEARS OF AGE, to the Committee on Regulatory Reform is added.

CALENDAR

Action is taken on the following:

H.B. 98 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE JOHNSTON COUNTY PUBLIC SCHOOLS TO CONTINUE TO OPERATE TWO SCHOOLS UNDER THE ALTERNATIVE CALENDAR IN EFFECT FOR THE PAST FOUR YEARS, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

February 20, 2013

H.B. 82 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE AND TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL AMERICAN TAXPAYER RELIEF ACT OF 2012.

Representative T. Moore calls the previous question on the passage of the bill and the call is sustained by electronic vote (79-37).

The bill passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Arp, Avila, J. Bell, Blust, Boles, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Catlin, Cleveland, Collins, Conrad, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Elmore, Faircloth, Ford, Fulghum, Hager, Hardister, Hollo, Holloway, Horn, Howard, Hurley, Iler, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Lewis, Malone, Martin, McElraft, McGrady, McManus, McNeill, Millis, Moffitt, T. Moore, Murry, Pittman, Presnell, Queen, Ramsey, Riddell, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Tine, Torbett, Turner, Waddell, Warren, Wells, West, and Whitmire - 80.

Voting in the negative: Representatives Adams, Baskerville, L. Bell, Brandon, Carney, Cotham, Cunningham, Earle, Farmer-Butterfield, Floyd, Foushee, Gill, Glazier, Goodman, C. Graham, G. Graham, D. Hall, L. Hall, Hamilton, Hanes, Hastings, Holley, Insko, Jackson, Lucas, Luebke, Michaux, Mobley, R. Moore, Pierce, Richardson, D. Ross, Terry, Tolson, Wilkins, and Wray - 36.

Excused absences: Representatives Fisher and Harrison - 2.

H.B. 77, A BILL TO BE ENTITLED AN ACT TO DELETE A PROVISION FOR A FIFTY-DOLLAR PAYMENT TO MEMBERS OF THE BOARD OF LAW EXAMINERS THAT HAS NOT BEEN PAID SINCE THE 1970S AND TO CLARIFY A PROVISION RELATING TO EXPENSES OF THAT BOARD, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, passes its third reading, by electronic vote (117-0), and is ordered sent to the Senate.

H.B. 29, A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSE OF POSSESSION OF PSEUDOEPHEDRINE IF THE DEFENDANT HAS A PRIOR CONVICTION FOR THE POSSESSION OR MANUFACTURE OF METHAMPHETAMINE, AND TO AGGRAVATE

THE PENALTY FOR MANUFACTURING METHAMPHETAMINE WHEN CHILDREN, DISABLED, OR ELDERLY ARE PRESENT, AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON METHAMPHETAMINE ABUSE, passes its second reading, by electronic vote (116-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Representative T. Moore moves, seconded by Representative Howard, that the House adjourn, subject to the referral of bills to committees, to reconvene February 21 at 11:00 a.m.

The motion carries.

WITHDRAWAL OF BILLS FROM COMMITTEE

On motion of Representative T. Moore and without objection, **H.J.R. 36**, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JOE H. HEGE, JR., FORMER MEMBER OF THE GENERAL ASSEMBLY, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and pursuant to Rule 36(b), is placed on the Calendar of February 26.

On motion of Representative T. Moore and without objection, **H.J.R. 113**, A JOINT RESOLUTION HONORING NORTH CAROLINA'S AFRICAN-AMERICAN REVOLUTIONARY WAR PATRIOTS AND SUPPORTING THE PROPOSED NATIONAL LIBERTY MEMORIAL, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and pursuant to Rule 36(b), is placed on the Calendar of February 27.

The House stands adjourned at 3:45 p.m.

FIFTEENTH DAY

HOUSE OF REPRESENTATIVES
Thursday, February 21, 2013

The House meets at 11:00 a.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Carl Ford.

February 21, 2013

The Speaker leads the Body in the Pledge of Allegiance.

Representative Burr, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 20 has been examined and found correct. Upon his motion, the Journal is approved as written.

There are no excused absences for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Jones, Stone, Collins, and Hager (Primary Sponsors); Arp, J. Bell, Blackwell, R. Brawley, B. Brown, R. Brown, Conrad, Dixon, Faircloth, Ford, Fulghum, Hastings, Jeter, Malone, Martin, McNeill, Millis, Moffitt, Murry, Pittman, Ramsey, Riddell, Setzer, Shepard, Starnes, Szoka, Tine, Torbett, and Whitmire:

H.J.R. 126, A JOINT RESOLUTION REQUESTING CONGRESS TO SUBMIT AN AMENDMENT TO THE STATES TO REQUIRE A BALANCED FEDERAL BUDGET, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Carney and Johnson (Primary Sponsors); Adams, L. Bell, Elmore, Floyd, Gill, Glazier, G. Graham, Hamilton, Harrison, Insko, Lambeth, Lucas, McManus, Ramsey, Tine, Waddell, Wilkins, and Wray:

H.B. 127, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO REQUIRE ONE ARTS EDUCATION CREDIT FOR GRADUATION FROM HIGH SCHOOL, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Glazier, Howard, D. Ross, and Setzer (Primary Sponsors); R. Brawley, R. Brown, Gill, Harrison, Insko, Lucas, Martin, McGrady, Presnell, Queen, Riddell, Shepard, Warren, and Wray:

H.B. 128, A BILL TO BE ENTITLED AN ACT TO EXTEND THE COOLING OFF PERIOD OF AN ELECTED PUBLIC SERVANT OR LEGISLATOR TO REGISTER AS A LOBBYIST, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives L. Bell and Lucas (Primary Sponsors); Floyd, Glazier, Goodman, Harrison, Insko, Jackson, Luebke, Wilkins, and Wray:

H.B. 129, A BILL TO BE ENTITLED AN ACT TO PERMIT LOCAL BOARDS OF EDUCATION TO SET SCHOOL CALENDARS FOR THEIR LOCAL SCHOOL ADMINISTRATIVE UNITS, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Education.

By Representatives L. Bell, Adams, Floyd, Gill, G. Graham, Harrison, Insko, Lucas, Luebke, and Wray:

H.B. 130, A BILL TO BE ENTITLED AN ACT TO ENACT THE MENTAL HEALTH WORKERS' BILL OF RIGHTS, is referred to the Committee on Health and Human Services and, if favorable, to the Committee on Government.

By Representatives L. Bell, Floyd, and Lucas:

H.B. 131, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO RENOVATE THE FORMER COHARIE INDIAN SCHOOL BUILDING IN SAMPSON COUNTY, is referred to the Committee on Appropriations.

By Representatives L. Bell, Floyd, G. Graham, Lucas, and Luebke:

H.B. 132, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO DUPLIN COUNTY FOR AN AFRICAN-AMERICAN MUSEUM, is referred to the Committee on Appropriations.

By Representatives L. Bell and Brisson (Primary Sponsors); Floyd, G. Graham, Hamilton, and Lucas:

H.B. 133, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF CLINTON TO USE THE DESIGN-BUILD METHOD OF CONSTRUCTION, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Bumgardner, Floyd, Ford, and Pittman:

H.B. 134, A BILL TO BE ENTITLED AN ACT TO REMOVE THE GARDEN PARKWAY IN GASTON COUNTY FROM THE LIST OF TURNPIKE AUTHORITY PROJECTS AND TO PREVENT THE EXPENDITURE OF ANY FURTHER STATE FUNDS ON THE PROJECT, is referred to the Committee on Transportation and, if favorable, to the Committee on Appropriations and, if favorable, to the Committee on Finance.

February 21, 2013

By Representatives Samuelson, McElraft, and McGrady (Primary Sponsors); and R. Brawley:

H.B. 135, A BILL TO BE ENTITLED AN ACT TO MAKE ADJUSTMENTS TO THE FEE SCHEDULE FOR PERMITS FOR SANITARY LANDFILLS AND TRANSFER STATIONS TO REFLECT EXTENSION OF THE DURATION OF THESE PERMITS AS DIRECTED BY S.L. 2012-187, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION, is referred to the Committee on Environment and, if favorable, to the Committee on Finance.

By Representatives Samuelson, McElraft, and McGrady (Primary Sponsors); and Holley:

H.B. 136, A BILL TO BE ENTITLED AN ACT TO MODIFY THE BERNARD ALLEN MEMORIAL EMERGENCY DRINKING WATER FUND TO ALLOW GREATER FLEXIBILITY FOR USE OF MONIES IN THE FUND, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION, is referred to the Committee on Environment and, if favorable, to the Committee on Appropriations.

By Representatives Stevens, Faircloth, McNeill, and Burr (Primary Sponsors); Arp, R. Brown, Glazier, Jordan, Lambeth, McGrady, Moffitt, Murry, Pittman, Setzer, and Shepard:

H.B. 137, A BILL TO BE ENTITLED AN ACT TO INCREASE THE REWARD AMOUNT THAT THE GOVERNOR MAY OFFER FOR THE APPREHENSION OF A FUGITIVE FROM JUSTICE OR FOR INFORMATION LEADING TO THE ARREST AND CONVICTION OF A FUGITIVE FROM JUSTICE, is referred to Judiciary Subcommittee C and, if favorable, to the Committee on Appropriations.

By Representatives Johnson and Langdon (Primary Sponsors):

H.J.R. 138, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND THE SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES.

Pursuant to Rule 32(a), the resolution is placed on the Calendar of February 26.

By Representatives Glazier, Stevens, Davis, and D. Ross (Primary Sponsors); Fisher, Floyd, Horn, Jordan, McManus, Shepard, and Wray:

H.B. 139, A BILL TO BE ENTITLED AN ACT TO ADOPT THE UNIFORM DEPLOYED PARENTS CUSTODY AND VISITATION ACT, is referred to Judiciary Subcommittee C.

RE-REFERRAL

On motion of Representative Burr, pursuant to Rule 39.2 and without objection, **H.B. 108**, A BILL TO BE ENTITLED AN ACT TO EXEMPT VEHICLES USED BY THE ROWAN COUNTY SHERIFF'S OFFICE FROM THE PROHIBITION ON USING PUBLICLY OWNED VEHICLES FOR PRIVATE PURPOSES IN G.S. 14-247, is withdrawn from the Committee on Finance and re-referred to the Committee on Government.

On motion of Representative Burr, seconded by Representative R. Brawley, the House adjourns at 11:18 a.m. to reconvene Monday, February 25, 2013, at 6:00 p.m.

SIXTEENTH DAY

HOUSE OF REPRESENTATIVES
Monday, February 25, 2013

The House meets at 6:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Justin P. Burr.

The Speaker leads the Body in the Pledge of Allegiance.

Representative Burr, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 21 has been examined and found correct. Upon his motion, the Journal is approved as written.

There are no excused absences for today.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

February 25, 2013

H.B. 66, AN ACT TO AMEND THE LAW PROVIDING FOR THE ISSUANCE OF CAPTIVITY LICENSES AND PERMITS BY THE WILDLIFE RESOURCES COMMISSION.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representatives Stone and Warren, Chairs, for the Committee on Government:

H.B. 28, A BILL TO BE ENTITLED AN ACT TO ALLOW THE BOARD OF COMMISSIONERS OF HENDERSON COUNTY TO STANDARDIZE THE CEILING ON FIRE DISTRICT TAXES IN HENDERSON COUNTY, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 33, A BILL TO BE ENTITLED AN ACT TO REPEAL THE LAW PROHIBITING THE SETTING OF STEEL TRAPS ON CERTAIN RENTED OR LEASED LAND IN CLEVELAND, POLK, AND RUTHERFORD COUNTIES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of February 28. The original bill is placed on the Unfavorable Calendar.

CONFERENCE REPORT

Representative Burr sends forth the Conference Report on **S.B. 4** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT (1) TO CLARIFY THE STATE'S INTENT NOT TO OPERATE A STATE-RUN OR "PARTNERSHIP" HEALTH BENEFIT EXCHANGE, (2) TO PROVIDE THAT FUTURE MEDICAID ELIGIBILITY DETERMINATIONS WILL BE MADE BY THE STATE RATHER THAN THE FEDERALLY FACILITATED EXCHANGE, AND (3) TO REJECT THE AFFORDABLE CARE ACT'S OPTIONAL MEDICAID EXPANSION. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of February 26.

February 25, 2013

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representative Torbett:

H.B. 140, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF LOWELL TO REGULATE UTILITY VEHICLES, is referred to the Committee on Government.

By Representatives Brody, J. Bell, Lambeth, and Millis (Primary Sponsors); Cleveland, Conrad, Ford, Hurley, Jordan, McNeill, Pittman, Presnell, Riddell, Setzer, and Whitmire:

H.B. 141, A BILL TO BE ENTITLED AN ACT TO ENABLE THE GENERAL ASSEMBLY TO FULLY INVESTIGATE AND DELIBERATE ON ALL AVAILABLE OPTIONS FOR PROTECTING THE INTERESTS OF THE STATE AND ITS CITIZENS WITH REGARD TO THE FEDERAL DEFERRED ACTION FOR CHILDHOOD ARRIVALS INITIATIVE, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Transportation.

By Representatives Daughtry and S. Ross (Primary Sponsors); Faircloth, Fulghum, and Martin:

H.B. 142, A BILL TO BE ENTITLED AN ACT TO PROVIDE PUBLIC ACCESS TO CERTAIN INFORMATION MAINTAINED BY CAMPUS POLICE AGENCIES AFFILIATED WITH PRIVATE, NONPROFIT INSTITUTIONS OF HIGHER EDUCATION, is referred to the Committee on Education and, if favorable, to Judiciary Subcommittee A.

By Representative Jones:

H.B. 143, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF EDEN TO NEGOTIATE ANNEXATION CONTRACTS, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Pittman, Ford, Malone, and Schaffer (Primary Sponsors); Blust, Presnell, Torbett, and Turner:

H.B. 144, A BILL TO BE ENTITLED AN ACT TO CREATE AN INCOME TAX CREDIT FOR CHILDREN WHO ARE HOME SCHOOLED, is referred to the Committee on Education and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriations.

February 25, 2013

By Representatives Riddell and S. Ross (Primary Sponsors); Arp, Jones, Jordan, McManus, Presnell, and Whitmire:

H.B. 145, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO THE ALAMANCE COUNTY BOARD OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Education.

By Representatives Hurley, Warren, and Shepard (Primary Sponsors); Blust, R. Brawley, Brody, B. Brown, Cleveland, Faircloth, Floyd, Fulghum, Luebke, Malone, McNeill, Moffitt, Pittman, Presnell, and Setzer:

H.B. 146, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BOARD OF EDUCATION TO ENSURE INSTRUCTION IN CURSIVE WRITING AND MEMORIZATION OF MULTIPLICATION TABLES AS A PART OF THE BASIC EDUCATION PROGRAM, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Jordan, Stevens, and Glazier (Primary Sponsors); Floyd, Hamilton, Harrison, Lucas, and Turner:

H.B. 147, A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS LAWS PERTAINING TO ADOPTION, is referred to Judiciary Subcommittee C.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of the Chair and without objection, **H.J.R. 138**, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND THE SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, is withdrawn from the Calendar of February 26 and re-referred to the Committee on Education.

On motion of the Chair and without objection, **H.B. 34**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE OFFENSE OF INDECENT EXPOSURE, is withdrawn from the Calendar of February 26 and re-referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative Burr, seconded by Representative Brody, the House adjourns at 6:14 p.m. to reconvene February 26 at 2:00 p.m.

February 25, 2013

SEVENTEENTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, February 26, 2013

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Becky Carney.

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 25 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Boles, Dobson, R. Moore, Whitmire, and Wray for today. Representative Lewis requests and is granted an excused absence because he is attending the Wake Superior Court Hearing on Redistricting.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee and select committee are presented:

By Representatives Johnson and Langdon, Chairs, for the Committee on Education:

H.J.R. 138, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND THE SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar.

By Representative T. Moore, Chair, for the Select Committee on UNC Board of Governors Nominating:

February 26, 2013

MEMORANDUM TO: The Honorable Thom Tillis
Speaker of the House of Representatives

FROM: Tim Moore, Chair
Select Committee on UNC Board of Governors Nominating

SUBJECT: Committee Report of the Nominees for the 2013 House Election for the Vacancy on the Board of Governors of the University of North Carolina

Listed below are the nominees for consideration by members of the House of Representatives in the forthcoming election to the Board of Governors Vacancy of the University of North Carolina under House Resolution 80. The names of the nominees are listed in alphabetical order. The members of the Committee adopted the slate of nominees at a meeting on February 26, 2013.

Nominees

James L. Holmes, Jr.
Patrick T. Pope

INTRODUCTION OF BILLS AND RESOLUTIONS

The following is introduced and read the first time:

By Representatives Stam, D. Ross, Dobson, and D. Hall (Primary Sponsors); Alexander, Arp, Baskerville, Brandon, R. Brawley, Brody, B. Brown, Bryan, Bumgardner, Burr, Carney, Cleveland, Dixon, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Glazier, G. Graham, Hamilton, Hanes, Harrison, Holley, Iler, Insko, Jackson, Jeter, Jones, Lucas, Martin, McManus, McNeill, Millis, Pittman, Presnell, Ramsey, Riddell, S. Ross, Samuelson, Shepard, Starnes, Stevens, Szoka, Terry, Tine, Torbett, and Waddell:

H.J.R. 148, A JOINT RESOLUTION COMMEMORATING THE RECOVERY OF NORTH CAROLINA'S BILL OF RIGHTS, is referred to the Committee on Rules, Calendar, and Operations of the House.

February 26, 2013

MESSAGE FROM THE SENATE

The following is received from the Senate:

H.B. 5 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO PROVIDE TEMPORARY, SHORT-TERM FINANCIAL ASSISTANCE TO (1) GROUP HOMES SERVING RESIDENTS DETERMINED NOT TO BE ELIGIBLE FOR MEDICAID-COVERED PERSONAL CARE SERVICES AS A RESULT OF CHANGES TO ELIGIBILITY CRITERIA THAT BECAME EFFECTIVE ON JANUARY 1, 2013, AND (2) SPECIAL CARE UNITS SERVING RESIDENTS WHO QUALIFY FOR MEDICAID-COVERED PERSONAL CARE SERVICES ON OR AFTER JANUARY 1, 2013, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of February 27.

Upon concurrence the Senate committee substitute bill changes the title.

CALENDAR

Action is taken on the following:

H.J.R. 36, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JOE H. HEGE, JR., FORMER MEMBER OF THE GENERAL ASSEMBLY, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

INTRODUCTION OF PAGES

Pages for the week of February 25 are introduced to the membership. They are: Eva Barlowe of New Hanover; Zachary Clark of Caldwell; Chance Corbin of Wake; Laura Fowler of Union; James Hennessy of Dare; Elizabeth Higdon of Union; Melinda Kauffman of Wake; Sydney Lawrence of Pender; Luke Moffitt of Buncombe; Abigail Sparrow of Cabarrus; Amanda Spence of Wake; Andre Tyson of Anson; and Derke Wortham of Warren.

February 26, 2013

CONFERENCE REPORT

Representative Burr moves the adoption of the following Conference Report.

House Committee Substitute for S.B. 4

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 4, A BILL TO BE ENTITLED AN ACT (1) TO CLARIFY THE STATE'S INTENT NOT TO OPERATE A STATE-RUN OR "PARTNERSHIP" HEALTH BENEFIT EXCHANGE, (2) TO PROVIDE THAT FUTURE MEDICAID ELIGIBILITY DETERMINATIONS WILL BE MADE BY THE STATE RATHER THAN THE FEDERALLY FACILITATED EXCHANGE, AND (3) TO REJECT THE AFFORDABLE CARE ACT'S OPTIONAL MEDICAID EXPANSION, House Committee Substitute Favorable 2/12/13, submit the following report:

The House and Senate agree to the following amendment to the House Committee Substitute Favorable 2/12/13, and the Senate concurs in the House Committee substitute as amended:

Delete the entire House Committee Substitute and substitute the attached proposed Conference Committee Substitute S4-PCCS15070-ME-2.

The conferees recommend that the Senate and the House of Representatives adopt this report.

Date conferees approved report: February 20, 2013.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ Tom Apodaca, Chair	S/ Justin P. Burr, Chair
S/ Bob Rucho	S/ J. Nelson Dollar
S/ Ralph E. Hise, Jr.	S/ Marilyn Avila
S/ Harry Brown	S/ William D. Brisson

The Conference Report is adopted, by electronic vote (74-40), and the Senate is so notified by Special Message. (The text of the Conference Committee Substitute may be found in its entirety in the 2013 Session Laws, Chapter 5.)

February 26, 2013

BILLS PLACED ON CALENDAR

On motion of Representative T. Moore and without objection, **H.J.R. 138**, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND THE SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, is placed on today's Calendar.

On motion of Representative T. Moore and without objection, **H.B. 5** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO PROVIDE TEMPORARY, SHORT-TERM FINANCIAL ASSISTANCE TO (1) GROUP HOMES SERVING RESIDENTS DETERMINED NOT TO BE ELIGIBLE FOR MEDICAID-COVERED PERSONAL CARE SERVICES AS A RESULT OF CHANGES TO ELIGIBILITY CRITERIA THAT BECAME EFFECTIVE ON JANUARY 1, 2013, AND (2) SPECIAL CARE UNITS SERVING RESIDENTS WHO QUALIFY FOR MEDICAID-COVERED PERSONAL CARE SERVICES ON OR AFTER JANUARY 1, 2013, is withdrawn from the Calendar of February 27 and placed on today's Calendar.

CALENDAR (continued)

H.B. 5 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO PROVIDE TEMPORARY, SHORT-TERM FINANCIAL ASSISTANCE TO (1) GROUP HOMES SERVING RESIDENTS DETERMINED NOT TO BE ELIGIBLE FOR MEDICAID-COVERED PERSONAL CARE SERVICES AS A RESULT OF CHANGES TO ELIGIBILITY CRITERIA THAT BECAME EFFECTIVE ON JANUARY 1, 2013, AND (2) SPECIAL CARE UNITS SERVING RESIDENTS WHO QUALIFY FOR MEDICAID-COVERED PERSONAL CARE SERVICES ON OR AFTER JANUARY 1, 2013.

On motion of Representative Dollar, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (113-0), and the bill is ordered enrolled and presented to the Governor.

H.J.R. 138, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND THE SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

February 26, 2013

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 37 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING CLEVELAND COUNTY TO CONVEY CERTAIN DESCRIBED PROPERTY BY GIFT, PRIVATE SALE, OR LONG-TERM LEASE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Representative T. Moore moves, seconded by Representative R. Brawley, that the House adjourn, subject to the referral of bills to committees, to reconvene February 27 at 2:00 p.m.

The motion carries.

RE-REFERRAL

On motion of Representative T. Moore, the serial referral for **S.B. 10** (Committee Substitute), A BILL TO BE ENTITLED AN ACT ESTABLISHING THE GOVERNMENT REDUCTION AND EFFICIENCY ACT OF 2013, to the Committee on Rules, Calendar, and Operations of the House is stricken.

The House stands adjourned at 3:22 p.m.

EIGHTEENTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, February 27, 2013

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by Representative Ruth Samuelson:

"Lord God Almighty:

"As we come before You today, I pray that You would make the words of our mouths, and the meditations of our hearts, acceptable in Your sight, O Lord, as we serve the people of this great State. For You are our Rock and our Redeemer. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 26 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Ramsey, Wells, and Wray for today.

THE RECEIVING OF PETITIONS, MEMORIALS AND PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO THE HOUSE

STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR
20301 Mail Service Center•Raleigh, NC 27699-0301

Pat McCrory
Governor

February 26, 2013

Ms. Denise Weeks
Principal Clerk of the House
North Carolina House of Representatives
16 West Jones Street, Room 2319
Raleigh, NC 27601-2808

Dear Ms. Weeks:

Pursuant to North Carolina General Statute § 62-10, I hereby appoint Mr. Don M. Bailey to fill the unexpired term left vacant by the resignation of former Commissioner Lorinzo Joyner, to the North Carolina Utilities Commission and submit his name for confirmation by the North Carolina General Assembly. His term shall begin upon confirmation and will expire on June 30, 2017.

February 27, 2013

Enclosed is biographical information on the appointee. Please feel free to call my staff if you need any additional information.

With best regards,
S/ Pat McCrory
Governor

The letter is referred to the Committee on Public Utilities and Energy.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 4, AN ACT (1) TO CLARIFY THE STATE'S INTENT NOT TO OPERATE A STATE-RUN OR "PARTNERSHIP" HEALTH BENEFIT EXCHANGE, (2) TO PROVIDE THAT FUTURE MEDICAID ELIGIBILITY DETERMINATIONS WILL BE MADE BY THE STATE RATHER THAN THE FEDERALLY FACILITATED EXCHANGE, AND (3) TO REJECT THE AFFORDABLE CARE ACT'S OPTIONAL MEDICAID EXPANSION.

H.B. 5, AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO PROVIDE TEMPORARY, SHORT-TERM FINANCIAL ASSISTANCE TO (1) GROUP HOMES SERVING RESIDENTS DETERMINED NOT TO BE ELIGIBLE FOR MEDICAID-COVERED PERSONAL CARE SERVICES AS A RESULT OF CHANGES TO ELIGIBILITY CRITERIA THAT BECAME EFFECTIVE ON JANUARY 1, 2013, AND (2) SPECIAL CARE UNITS SERVING RESIDENTS WHO QUALIFY FOR MEDICAID-COVERED PERSONAL CARE SERVICES ON OR AFTER JANUARY 1, 2013.

The following resolutions are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.J.R. 20, A JOINT RESOLUTION PROVIDING FOR A JOINT SESSION OF THE GENERAL ASSEMBLY TO ACT ON A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF THE APPOINTMENTS BY THE GOVERNOR OF NEW MEMBERS TO THE STATE BOARD OF EDUCATION. (RESOLUTION 2013-4)

H.J.R. 36, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JOE H. HEGE, JR., FORMER MEMBER OF THE GENERAL ASSEMBLY. (RESOLUTION 2013-5)

February 27, 2013

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Hollo and Jones, Chairs, for the Committee on Health and Human Services:

H.B. 105, A BILL TO BE ENTITLED AN ACT TO EXPAND THE NEWBORN SCREENING PROGRAM ESTABLISHED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO INCLUDE NEWBORN SCREENING FOR CONGENITAL HEART DISEASE UTILIZING PULSE OXIMETRY, AS RECOMMENDED BY THE NORTH CAROLINA CHILD FATALITY TASK FORCE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of February 28.

H.B. 18, A BILL TO BE ENTITLED AN ACT TO RAISE THE MINIMUM AGE FOR LEGAL USE OF TANNING EQUIPMENT WITHOUT A WRITTEN PRESCRIPTION FROM FOURTEEN TO EIGHTEEN YEARS OF AGE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Regulatory Reform.

The committee substitute bill is re-referred to the Committee on Regulatory Reform. The original bill is placed on the Unfavorable Calendar.

By Representatives Howard, R. Brawley, Lewis, and Setzer, Chairs, for the Committee on Finance:

H.B. 56, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS REQUIRING NEGOTIATION AND REVIEW OF CERTAIN STATE CONTRACTS, AND TO PROVIDE FOR CONTRACT MANAGEMENT AND ADMINISTRATION, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of February 28. The original bill is placed on the Unfavorable Calendar.

February 27, 2013

H.B. 61, A BILL TO BE ENTITLED AN ACT TO REFORM THE MANAGEMENT AND OVERSIGHT OF STATE-OWNED MOTOR VEHICLES, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, BASED ON RECOMMENDATIONS FROM THE PROGRAM EVALUATION DIVISION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of February 28. The original bill is placed on the Unfavorable Calendar.

By Representative Hager, Chair, for the Committee on Public Utilities and Energy:

H.B. 119, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE UTILITIES COMMISSION TO ADOPT, IMPLEMENT, MODIFY, OR ELIMINATE A RATE ADJUSTMENT MECHANISM FOR NATURAL GAS LOCAL DISTRIBUTION COMPANY RATES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of February 28.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Hastings, J. Bell, Jordan, and Schaffer (Primary Sponsors); Arp, Blust, Brandon, W. Brawley, Brody, B. Brown, Bryan, Bumgardner, Conrad, Cotham, Cunningham, Dixon, Dollar, Faircloth, Ford, Hamilton, Hurley, Iler, Jeter, Jones, Lambeth, Lucas, Martin, McElraft, Murry, Pittman, Presnell, Riddell, Samuelson, Setzer, Shepard, Starnes, Torbett, Waddell, Warren, and Whitmire:

H.B. 149, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIMINAL OFFENSE TO FAIL TO REPORT THE DISAPPEARANCE OF A CHILD TO LAW ENFORCEMENT, TO INCREASE THE CRIMINAL PENALTY FOR CONCEALING THE DEATH OF A CHILD, TO INCREASE THE CRIMINAL PENALTY FOR MAKING A FALSE, MISLEADING, OR UNFOUNDED REPORT TO A LAW ENFORCEMENT AGENCY OR OFFICER FOR THE PURPOSE OF INTERFERING OR OBSTRUCTING AN INVESTIGATION INVOLVING A MISSING CHILD OR CHILD VICTIM OF A CLASS A, B1, B2, OR C FELONY, AND TO MAKE IT A CLASS 1 MISDEMEANOR FOR A PERSON TO FAIL TO REPORT THE ABUSE, NEGLECT, DEPENDENCY, OR DEATH DUE TO MALTREATMENT OF A JUVENILE, is referred to Judiciary Subcommittee B.

February 27, 2013

By Representatives Dollar, W. Brawley, Moffitt, and Jordan (Primary Sponsors); R. Brawley, Bryan, Ford, Martin, T. Moore, Ramsey, Samuelson, Setzer, Speciale, Szoka, Warren, and Whitmire:

H.B. 150, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHEN A COUNTY OR MUNICIPALITY MAY ENACT ZONING ORDINANCES RELATED TO DESIGN AND AESTHETIC CONTROLS, is referred to the Committee on Regulatory Reform.

By Representatives Pierce, Adams, Alexander, Cunningham, Farmer-Butterfield, Fisher, Foushee, Gill, Glazier, C. Graham, G. Graham, Hamilton, Hanes, Harrison, Holley, Insko, Lucas, Luebke, R. Moore, D. Ross, and Terry:

H.B. 151, A BILL TO BE ENTITLED AN ACT CREATING A STATEWIDE POVERTY TASK FORCE; ESTABLISHING TWO NEW PERSONNEL POSITIONS IN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES DEDICATED TO POVERTY REDUCTION AND ECONOMIC RECOVERY; AND APPROPRIATING FUNDS FOR THOSE PURPOSES, is referred to the Committee on Appropriations.

By Representatives Richardson, Luebke, Holley, and Queen (Primary Sponsors); Adams, Alexander, Baskerville, Brandon, Carney, Cunningham, Farmer-Butterfield, Fisher, Foushee, Gill, Glazier, D. Hall, Hamilton, Hanes, Harrison, Insko, Lucas, McManus, Michaux, R. Moore, Pittman, D. Ross, Terry, Tine, Waddell, and Wilkins:

H.B. 152, A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET FOR THE EARNED INCOME TAX CREDIT, is referred to the Committee on Finance and, if favorable, to the Committee on Appropriations and, if favorable, to the Committee on Commerce and Job Development and, if favorable, the Committee on Government and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Cleveland and R. Brown (Primary Sponsors); Avila, Burr, Faircloth, Ford, Gill, Hanes, Iler, Jones, Jordan, Martin, Moffitt, Pittman, Shepard, Starnes, Torbett, and Warren:

H.B. 153, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON GENERAL GOVERNMENT, is referred to the Committee on Government and, if favorable, to the Committee on Regulatory Reform.

February 27, 2013

By Representatives Wilkins and Hurley (Primary Sponsors); Adams, Brandon, Brody, Bumgardner, Carney, Cunningham, Fisher, Ford, Gill, D. Hall, Harrison, Lucas, Martin, Millis, R. Moore, T. Moore, Pittman, Presnell, D. Ross, Starnes, Terry, Waddell, and Whitmire:

H.B. 154, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE CERTIFIED PROFESSIONAL MIDWIVES LICENSING ACT, is referred to the Committee on Health and Human Services and, if favorable, to the Committee on Finance.

By Representatives Wilkins and Hurley (Primary Sponsors); Adams, Alexander, Brandon, Brody, Carney, Cunningham, Fisher, Gill, Harrison, Lucas, Martin, Millis, R. Moore, Pittman, Presnell, D. Ross, Setzer, Speciale, Starnes, Terry, Turner, Waddell, and Whitmire:

H.B. 155, A BILL TO BE ENTITLED AN ACT ALLOWING PERSONS PRACTICING AS CERTIFIED PROFESSIONAL MIDWIVES IN THIS STATE TO CONTINUE TO PROVIDE MIDWIFERY SERVICES WITHOUT BEING SUBJECT TO CRIMINAL PENALTY, is referred to the Committee on Health and Human Services and, if favorable, to Judiciary Subcommittee B.

By Representatives Stam, L. Hall, Glazier, and Hardister (Primary Sponsors); Arp, Blackwell, Blust, Brandon, R. Brawley, W. Brawley, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Carney, Cleveland, Cotham, Faircloth, Fisher, Ford, Foushee, Fulghum, Hamilton, Hanes, Harrison, Hurley, Iler, Insko, Jackson, Jones, Jordan, Lucas, Luebke, Martin, McElraft, McGrady, McNeill, Moffitt, Murry, Pittman, Presnell, S. Ross, Samuelson, Setzer, Shepard, Speciale, Starnes, Steinburg, Stevens, Szoka, Tine, Torbett, Turner, Waddell, and Whitmire:

H.B. 156, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR HONESTY IN ADVERTISING AND MARKETING OF THE NORTH CAROLINA STATE LOTTERY, is referred to Judiciary Subcommittee B and, if favorable, to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Jeter, B. Brown, Dobson, and Szoka (Primary Sponsors); Arp, J. Bell, R. Brawley, Brody, Bumgardner, Cleveland, Conrad, Ford, Iler, Jones, Lambeth, Martin, Moffitt, Murry, Pittman, Ramsey, Riddell, S. Ross, Samuelson, Shepard, Speciale, Starnes, Tine, Turner, Waddell, and Whitmire:

H.B. 157, A BILL TO BE ENTITLED AN ACT TO PROTECT THE TAXPAYERS OF NORTH CAROLINA FROM THE DIVERSION OF FUEL TAX PROCEEDS FOR NONTRANSPORTATION USES BY REQUIRING THAT THE UNRESERVED CREDIT BALANCE IN THE HIGHWAY FUND BE USED FOR ROAD-RELATED USES, is referred to the Committee on Transportation and, if favorable, to the Committee on Appropriations.

SPECIAL MESSAGE FROM THE SENATE

2013 GENERAL ASSEMBLY
FIRST SESSION 2013

Senate Chamber
February 26, 2013

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **S.B. 4** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT (1) TO CLARIFY THE STATE'S INTENT NOT TO OPERATE A STATE-RUN OR "PARTNERSHIP" HEALTH BENEFIT EXCHANGE, (2) TO PROVIDE THAT FUTURE MEDICAID ELIGIBILITY DETERMINATIONS WILL BE MADE BY THE STATE RATHER THAN THE FEDERALLY FACILITATED EXCHANGE, AND (3) TO REJECT THE AFFORDABLE CARE ACT'S OPTIONAL MEDICAID EXPANSION.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,
S/ Sarah Lang
Principal Clerk

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 36, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN TECHNICAL, CLARIFYING, AND CONFORMING CHANGES TO THE ADMINISTRATIVE PROCEDURE ACT, AS RECOMMENDED BY THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE, is read the first time and referred to Judiciary Subcommittee A.

February 27, 2013

S.B. 72, A BILL TO BE ENTITLED AN ACT TO AMEND UNIFORM COMMERCIAL CODE ARTICLE 4A, FUNDS TRANSFERS, TO CONTINUE THE APPLICABILITY OF THAT ARTICLE TO REMITTANCE TRANSFERS THAT ARE NOT ELECTRONIC FUND TRANSFERS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is read the first time and referred to Judiciary Subcommittee A.

ELECTION OF MEMBERS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA

The Speaker reviews the instructions for voting as specified in **H.R. 80**, A HOUSE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING A PERSON TO FILL ONE VACANCY CREATED BY A RESIGNATION ON THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, with the membership.

Representative T. Moore Chair for the Select Committee on University Board of Governors Nominating, reports that the Members of the Committee voted for the nominee listed below and certifies that the nominee is legally qualified to serve and willing to serve if elected.

James L. Holmes, Jr.

The Speaker appoints Representatives T. Moore, Dollar, and Hamilton to canvass the ballots.

Pursuant to Rule 24.1A(c), the requests that Representatives Glazier and Luebke be excused from voting on February 12 are continued.

Pursuant to the resolution, the ballots are distributed to the Members and the election proceeds.

The Committee retires from the Chamber to canvass the ballots.

Representative T. Moore, Chair of the Select Committee on University Board of Governors Nominating, makes the following report concerning the Board of Governors of the University of North Carolina election.

113 were completed in favor of James L. Holmes, Jr.

On motion of Representative T. Moore, pursuant to Article VI, Section 5 of the North Carolina Constitution and pursuant to **H.R. 80**, A HOUSE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING A PERSON TO FILL ONE VACANCY CREATED BY A RESIGNATION ON THE BOARD OF GOVERNORS OF THE

UNIVERSITY OF NORTH CAROLINA, James L. Holmes, Jr. is duly elected to fill the vacancy on the Board of Governors of the University of North Carolina. The election is confirmed by electronic vote (113-0).

The Senate is so notified of the action taken by Special Message.

CALENDAR

Action is taken on the following:

H.J.R. 113, A JOINT RESOLUTION HONORING NORTH CAROLINA'S AFRICAN-AMERICAN REVOLUTIONARY WAR PATRIOTS AND SUPPORTING THE PROPOSED NATIONAL LIBERTY MEMORIAL, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

CAUCUS LEADER ANNOUNCED

The Speaker announces the following caucus leader:

North Carolina Legislative Prayer Caucus:
Representative Jones, Chair.

Representative T. Moore moves, seconded by Representative Jeter, that the House adjourn, subject to the receipt of Committee Reports, the receipt of Conference Reports, the receipt of Messages from the Senate, and the referral of bills to committees, to reconvene February 28 at 1:00 p.m.

The motion carries.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittee are presented:

By Representatives Johnson and Langdon, Chairs, for the Committee on Education:

H.B. 97, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE USE OF SOME LOTTERY FUNDS TO EXPAND DIGITAL LEARNING IN THE PUBLIC SCHOOLS, AS RECOMMENDED BY THE LEGIS-

LATIVE RESEARCH COMMISSION STUDY COMMITTEE ON DIGITAL LEARNING ENVIRONMENTS IN PUBLIC SCHOOLS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of February 28. The original bill is placed on the Unfavorable Calendar.

By Representative Stevens, Chair, for Judiciary Subcommittee C, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 137, A BILL TO BE ENTITLED AN ACT TO INCREASE THE REWARD AMOUNT THAT THE GOVERNOR MAY OFFER FOR THE APPREHENSION OF A FUGITIVE FROM JUSTICE OR FOR INFORMATION LEADING TO THE ARREST AND CONVICTION OF A FUGITIVE FROM JUSTICE, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 139, A BILL TO BE ENTITLED AN ACT TO ADOPT THE UNIFORM DEPLOYED PARENTS CUSTODY AND VISITATION ACT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of February 28.

H.B. 114, A BILL TO BE ENTITLED AN ACT TO NO LONGER REQUIRE THAT A COMPLAINT OR JUDGMENT FOR ABSOLUTE DIVORCE CONTAIN THE SOCIAL SECURITY NUMBER OF A PARENT OR MINOR CHILD, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of February 28. The original bill is placed on the Unfavorable Calendar.

RE-REFERRAL

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 147**, A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS LAWS PERTAINING TO ADOPTION, is withdrawn from Judiciary Subcommittee C and re-referred to Judiciary Subcommittee B.

February 27, 2013

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Murry, Chair, for the Committee on Commerce and Job Development:

S.B. 10 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ESTABLISHING THE GOVERNMENT REDUCTION AND EFFICIENCY ACT OF 2013, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

The House committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The Senate committee substitute bill is placed on the Unfavorable Calendar.

The House stands adjourned at 6:00 p.m.

NINETEENTH DAY

HOUSE OF REPRESENTATIVES
Thursday, February 28, 2013

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Jeff Collins.

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 27 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Boles, Brisson, McElraft, Queen, Ramsey, Wells, and Wray for today. Representative Burr is excused for a portion of the Session.

February 28, 2013

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

H.B. 19, AN ACT TO HONOR FALLEN HEROES BY STRENGTHENING THE LAW THAT PROHIBITS DISORDERLY CONDUCT AT A FUNERAL, MEMORIAL SERVICE, OR PROCESSIONAL ROUTE.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee and permanent subcommittee are presented:

By Representative T. Moore, Chair, for the Committee on Rules, Calendar, and Operations of the House:

S.B. 10 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT ESTABLISHING THE GOVERNMENT REDUCTION AND EFFICIENCY ACT OF 2013, with a favorable report as to House Committee Substitute Bill No. 2, unfavorable as to House Committee Substitute Bill No. 1.

Without objection, House Committee Substitute Bill No. 2 is placed on today's Calendar. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Stevens, Chair, for Judiciary Subcommittee C, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 122, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO INTERLOCUTORY APPEALS AS RELATED TO FAMILY LAW, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of March 4. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Queen, Murry, West, and Tine (Primary Sponsors); Fisher, Glazier, Hamilton, Hanes, Harrison, Lucas, Moffitt, Waddell, and Whitmire:

H.B. 158, A BILL TO BE ENTITLED AN ACT TO REPEAL THE REQUIREMENT THAT ALL SPECIAL REGISTRATION PLATES HAVE A "FIRST IN FLIGHT" BACKGROUND, AND TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE SPECIAL REGISTRATION PLATES FOR THE NATIVE BROOK TROUT AND RED DRUM, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives D. Ross, Setzer, Tolson, and Moffitt (Primary Sponsors); Blackwell, R. Brawley, Cleveland, Gill, Glazier, Hamilton, Holley, Insko, Jordan, Lucas, Martin, McGrady, R. Moore, Murry, and Ramsey:

H.B. 159, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE JOINT LEGISLATIVE PUBLIC INFRASTRUCTURE OVERSIGHT COMMISSION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Conrad, Cleveland, Millis, and Szoka (Primary Sponsors); Ford, Pittman, Riddell, Shepard, Speciale, Starnes, Stone, Turner, and Whitmire:

H.B. 160, A BILL TO BE ENTITLED AN ACT PROHIBITING STATE AND LOCAL GOVERNMENT CONTRACTS WITH CONTRACTORS WHO EMPLOY ILLEGAL IMMIGRANTS AND REQUIRING CONTRACTORS TO VERIFY AND CERTIFY THEIR EMPLOYEES' AUTHORIZATION TO WORK IN THE UNITED STATES, is referred to the Committee on Government.

By Representatives Glazier, McGrady, and Jordan (Primary Sponsors); Alexander, Harrison, Lucas, R. Moore, Presnell, Shepard, Stevens, and Turner:

H.B. 161, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A MANDATORY RETIREMENT AGE FOR MAGISTRATES, is referred to Judiciary Subcommittee B.

By Representatives Floyd, Glazier, Lucas, and Szoka (Primary Sponsors); Cleveland, Hamilton, Harrison, Jones, Pittman, Riddell, Shepard, Speciale, and Waddell:

H.B. 162, A BILL TO BE ENTITLED AN ACT TO LENGTHEN THE REPLACEMENT CYCLE ON SCHOOL BUSES, is referred to the Committee on Transportation and, if favorable, to the Committee on Education.

February 28, 2013

By Representatives Samuelson, Dollar, and Jeter (Primary Sponsors); and Pittman:

H.B. 163, A BILL TO BE ENTITLED AN ACT TO EXEMPT TAXICAB DRIVERS WHO ARE INDEPENDENT CONTRACTORS FROM COVERAGE UNDER THE WORKERS' COMPENSATION ACT, is referred to the Committee on Commerce and Job Development.

By Representatives Murry, R. Brawley, Bumgardner, Cleveland, Ford, Fulghum, Jordan, Martin, Millis, Moffitt, Presnell, Riddell, Shepard, Starnes, Stevens, Stone, Torbett, Turner, and Warren:

H.B. 164, A BILL TO BE ENTITLED AN ACT TO ELIMINATE OBSOLETE BOARDS AND COMMISSIONS, AS RECOMMENDED BY THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Murry, Moffitt, R. Moore, and Stevens:

H.B. 165, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN TECHNICAL, CLARIFYING, AND CONFORMING CHANGES TO THE ADMINISTRATIVE PROCEDURE ACT, AS RECOMMENDED BY THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE, is referred to Judiciary Subcommittee A.

By Representatives Murry, Cleveland, Horn, Martin, Moffitt, Shepard, Starnes, and Waddell:

H.B. 166, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE TO DIRECT THE PROGRAM EVALUATION DIVISION TO STUDY THE STRUCTURE, ORGANIZATION, AND OPERATION OF THE VARIOUS INDEPENDENT OCCUPATIONAL LICENSING BOARDS AND TO CONSIDER THE FEASIBILITY OF CREATING A SINGLE STATE AGENCY TO OVERSEE THE ADMINISTRATION OF THE BOARDS, AS RECOMMENDED BY THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE, is referred to the Committee on Finance.

By Representatives Murry, Alexander, Cleveland, Fisher, Glazier, L. Hall, Harrison, Horn, Lucas, Martin, Moffitt, R. Moore, Waddell, and Whitmire:

H.B. 167, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT OCCUPATIONAL LICENSING BOARDS CONSIDER CERTAIN FACTORS BEFORE DENYING LICENSES TO APPLICANTS WITH CRIMINAL RECORDS, AS RECOMMENDED BY THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE, is referred to Judiciary Subcommittee A.

By Representatives Murry, Blackwell, Fisher, Glazier, Hamilton, Harrison, Insko, McGrady, Moffitt, Stevens, and Whitmire:

H.B. 168, A BILL TO BE ENTITLED AN ACT DIRECTING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE NORTH CAROLINA MEDICAL BOARD TO DEVELOP RULES GOVERNING REQUESTS FOR AND RELEASE OF PATHOLOGICAL MATERIALS, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION ON PATHOLOGICAL MATERIALS, is referred to the Committee on Health and Human Services.

By Representatives Blust, Cleveland, L. Hall, and Floyd (Primary Sponsors); Arp, Avila, Blackwell, Brandon, R. Brawley, W. Brawley, Brody, Bumgardner, Conrad, Faircloth, Farmer-Butterfield, Fisher, Ford, Glazier, Hamilton, Hanes, Harrison, Hastings, Holley, Hollo, Horn, Insko, Jackson, Jeter, Jones, Jordan, Lambeth, Lucas, Martin, McElraft, Millis, Moffitt, R. Moore, Murry, Pittman, Riddell, D. Ross, S. Ross, Setzer, Shepard, Starnes, Stevens, Stone, Szoka, Terry, Tine, Torbett, Turner, Waddell, Warren, and Whitmire:

H.J.R. 169, A JOINT RESOLUTION EXPRESSING GRATITUDE TO THE MEMBERS OF THE MILITARY FOR THEIR SERVICE AND HONORING THE MEMORY OF THOSE KILLED IN THE LINE OF DUTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives R. Brawley, Insko, and Collins (Primary Sponsors); Dollar, Fisher, Glazier, D. Hall; L. Hall, Hamilton, Harrison, Lucas, and R. Moore:

H.B. 170, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DEPARTMENT OF INSURANCE TO ENFORCE CERTAIN PROVISIONS OF THE PUBLIC HEALTH SERVICE ACT BY REQUIRING INSURANCE COMPANIES TO COMPLY WITH THOSE PROVISIONS WITHIN THIS STATE, is referred to the Committee on Insurance and, if favorable, to Judiciary Subcommittee A.

February 28, 2013

By Representatives Insko, Harrison, and Luebke, (Primary Sponsors); Alexander, Farmer-Butterfield, Fisher, Foushee, Gill, Glazier, G. Graham, L. Hall, Hamilton, Lucas, Richardson, and Wilkins:

H.J.R. 171, A JOINT RESOLUTION REQUESTING THAT CONGRESS PROPOSE AN AMENDMENT TO THE UNITED STATES CONSTITUTION TO OVERTURN THE UNITED STATES SUPREME COURT RULING IN CITIZENS UNITED V. FEDERAL ELECTION COMMISSION CONCERNING CORPORATE CAMPAIGN SPENDING, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Elections.

By Representatives Stam, Glazier, Horn, and Lucas (Primary Sponsors); Gill, L. Hall, and Harrison:

H.B. 172, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LEGISLATIVE ETHICS COMMITTEE'S INVESTIGATIVE PROCEDURES AND TO MAKE OTHER TECHNICAL CHANGES AS RECOMMENDED BY THE LEGISLATIVE ETHICS COMMITTEE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Horn, Brisson, Fulghum, and Hollo (Primary Sponsors); Arp, Faircloth, Hamilton, Insko, R. Moore, and Stevens:

H.B. 173, A BILL TO BE ENTITLED AN ACT TO REVISE THE NORTH CAROLINA CONTROLLED SUBSTANCES REPORTING SYSTEM ACT, AS RECOMMENDED BY THE CHILD FATALITY TASK FORCE, is referred to the Committee on Health and Human Services and, if favorable, to Judiciary Subcommittee B.

By Representatives Howard, Blackwell, Cleveland, Farmer-Butterfield, Ford, G. Graham, L. Hall, Holloway, Lewis, Lucas, Moffitt, Murry, Setzer, Starnes, and Torbett:

H.B. 174, A BILL TO BE ENTITLED AN ACT TO (1) STRENGTHEN OVERSIGHT, ANNUAL REPORTING, AND STRATEGIC PLANNING BY THE NORTH CAROLINA RAILROAD COMPANY, (2) REQUIRE A ONE-TIME CASH DIVIDEND OF THE NORTH CAROLINA RAILROAD COMPANY TO THE GENERAL FUND, (3) REQUIRE AN ANNUAL CASH DIVIDEND OF THE NORTH CAROLINA RAILROAD COMPANY TO THE GENERAL FUND, AND (4) REQUIRE THE TRANSFER OF LOW-INCOME NON-CORRIDOR PROPERTIES FROM

THE NORTH CAROLINA RAILROAD COMPANY TO THE STATE, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, is referred to the Committee on Finance.

By Representatives R. Moore, Alexander, and Hamilton (Primary Sponsors); L. Bell, Bumgardner, Fisher, L. Hall, Harrison, Holley, and Pittman:

H.B. 175, A BILL TO BE ENTITLED AN ACT PROVIDING THAT HOMEOWNER ASSOCIATIONS MAY NOT FORECLOSE ON ASSOCIATION ASSESSMENT LIENS, is referred to Judiciary Subcommittee A and, if favorable, to the Committee on Regulatory Reform and, if favorable, to the Committee on Finance.

By Representatives Alexander, Hamilton and R. Moore:

H.B. 176, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CORVIAN COMMUNITY SCHOOL, AN EXISTING CHARTER SCHOOL, TO ELECT TO PARTICIPATE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, is referred to the Committee on Education and, if favorable, to the Committee on Finance.

By Representatives Avila, Collins, and Burr (Primary Sponsors); Martin, Stone, and Warren:

H.B. 177, A BILL TO BE ENTITLED AN ACT TO EXEMPT DIAGNOSTIC CENTERS FROM CERTIFICATE OF NEED REVIEW AND TO AMEND CERTIFICATE OF NEED LAWS PERTAINING TO SINGLE-SPECIALTY AMBULATORY SURGERY OPERATING ROOMS, AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON CERTIFICATE OF NEED AND RELATED HOSPITAL ISSUES, is referred to the Committee on Health and Human Services and, if favorable, to the Committee on Appropriations.

By Representatives Collins, Dollar, and McElraft (Primary Sponsors); Blackwell, Cleveland, Martin, and Stone:

H.B. 178, A BILL TO BE ENTITLED AN ACT TO DIRECT THE OFFICE OF STATE PERSONNEL, IN CONJUNCTION WITH THE DEPARTMENT OF PUBLIC INSTRUCTION AND THE OFFICE OF STATE BUDGET AND MANAGEMENT, TO STUDY AND MAKE RECOMMENDATIONS REGARDING THE MANAGEMENT OF

WORKERS' COMPENSATION CLAIMS SUBMITTED BY STATE AND LOCAL GOVERNMENT EMPLOYEES, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMITTEE ON WORKERS' COMPENSATION INSURANCE COVERAGE COMPLIANCE AND FRAUD PREVENTION AND DETECTION, is referred to the Committee on Government and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives McElraft, Blackwell and Shepard:

H.B. 179, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN JOINT AGENCIES FROM SALES AND MOTOR FUEL EXCISE TAXES, is referred to the Committee on Finance and, if favorable, to the Committee on Government.

By Representatives Stevens, Blackwell, Faircloth, Shepard, and Whitmire:

H.B. 180, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS TECHNICAL CORRECTIONS TO THE LAWS GOVERNING MECHANICS LIENS, is referred to Judiciary Subcommittee C.

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

S.J.R. 133, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF DR. JOY JOSEPH JOHNSON, FRED D. ALEXANDER, RICHARD C. ERWIN, JOHN W. WINTERS, SR., DR. ALFREDA JOHNSON WEBB, JEANNE HOPKINS LUCAS, AND OTHER PIONEER AFRICAN AMERICAN MEMBERS OF THE GENERAL ASSEMBLY, IN OBSERVANCE OF AFRICAN AMERICAN HISTORY MONTH, is read the first time.

Pursuant to Rule 32(a), the resolution is placed on today's Calendar.

MESSAGE FROM THE SENATE

The following is received from the Senate:

S.B. 16 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DIVISION OF MOTOR VEHICLES SHALL REVOKE A PERSON'S DRIVERS LICENSE FOR PASSING A STOPPED SCHOOL BUS IN VIOLATION OF G.S. 20-217, is read the first time and referred to the Committee on Transportation.

February 28, 2013

CALENDAR

Action is taken on the following:

H.B. 33 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL THE LAW PROHIBITING THE SETTING OF STEEL TRAPS ON CERTAIN RENTED OR LEASED LAND IN CLEVELAND, POLK, AND RUTHERFORD COUNTIES, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 56 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE CONTRACT MANAGEMENT SECTION OF THE DIVISION OF PURCHASE AND CONTRACT, DEPARTMENT OF ADMINISTRATION, TO AMEND THE LAWS REQUIRING NEGOTIATION AND REVIEW OF CERTAIN STATE CONTRACTS, TO PROVIDE OVERSIGHT AND REPORTING OF CERTAIN CONTRACT AWARDS, AND TO PROVIDE FOR CONTRACT MANAGEMENT AND ADMINISTRATION, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Howard and without objection, **H.B. 61** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REFORM THE MANAGEMENT AND OVERSIGHT OF STATE-OWNED MOTOR VEHICLES, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, BASED ON RECOMMENDATIONS FROM THE PROGRAM EVALUATION DIVISION, is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

CALENDAR (continued)

H.B. 97 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE USE OF SOME LOTTERY FUNDS TO EXPAND DIGITAL LEARNING IN THE PUBLIC SCHOOLS, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION STUDY COMMITTEE ON DIGITAL LEARNING ENVIRONMENTS IN PUBLIC SCHOOLS.

Representative Horn offers Amendment No. 1.

The bill, with Amendment No. 1 pending, is temporarily displaced.

H.B. 105, A BILL TO BE ENTITLED AN ACT TO EXPAND THE NEWBORN SCREENING PROGRAM ESTABLISHED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO INCLUDE NEWBORN SCREENING FOR CONGENITAL HEART DISEASE UTILIZING PULSE OXIMETRY, AS RECOMMENDED BY THE NORTH CAROLINA CHILD FATALITY TASK FORCE.

Representative Murry offers Amendment No. 1 which is adopted by electronic vote (111-1). This amendment changes the title.

The bill, as amended, passes its second reading, by electronic vote (112-0). The caption having been amended, the bill remains on the Calendar.

H.B. 114 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO NO LONGER REQUIRE THAT A COMPLAINT OR JUDGMENT FOR ABSOLUTE DIVORCE CONTAIN THE SOCIAL SECURITY NUMBER OF A PARTY, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 119, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE UTILITIES COMMISSION TO ADOPT, IMPLEMENT, MODIFY, OR ELIMINATE A RATE ADJUSTMENT MECHANISM FOR NATURAL GAS LOCAL DISTRIBUTION COMPANY RATES, passes its second reading, by electronic vote (108-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 139, A BILL TO BE ENTITLED AN ACT TO ADOPT THE UNIFORM DEPLOYED PARENTS CUSTODY AND VISITATION ACT, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

February 28, 2013

S.B. 10 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT ESTABLISHING THE GOVERNMENT REDUCTION AND EFFICIENCY ACT OF 2013.

Representative Catlin offers Amendment No. 1 which is adopted by electronic vote (111-1).

Representative Harrison offers Amendment No. 2 which fails of adoption by electronic vote (35-76).

Representative Hamilton offers Amendment No. 3.

Representative T. Moore moves, seconded by Representative Starnes, that Amendment No. 3 do lie upon the table. The motion carries by electronic vote (59-41).

The bill, as amended, passes its second reading by electronic vote (70-42).

Representative L. Hall objects to the third reading. The bill remains on the Calendar.

H.B. 97 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE USE OF SOME LOTTERY FUNDS TO EXPAND DIGITAL LEARNING IN THE PUBLIC SCHOOLS, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION STUDY COMMITTEE ON DIGITAL LEARNING ENVIRONMENTS IN PUBLIC SCHOOLS, which was temporarily displaced, with Amendment No. 1 pending, is before the Body.

Representative Horn withdraws Amendment No. 1.

Representative Horn offers Amendment No. 2 which is adopted by electronic vote (111-1).

The bill, as amended, passes its second reading, by electronic vote (109-3), and there being no objection is read a third time.

The bill, as amended, passes its third reading, and is ordered engrossed and sent to the Senate.

February 28, 2013

MOTION TO SUSPEND RULES

Representative Fulghum moves that Rule 31(d) be suspended so that **H.B. 105**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE NEWBORN SCREENING PROGRAM ESTABLISHED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO INCLUDE NEWBORN SCREENING FOR CONGENITAL HEART DISEASE UTILIZING PULSE OXIMETRY, AS RECOMMENDED BY THE NORTH CAROLINA CHILD FATALITY TASK FORCE, may have its third reading today. The motion fails by electronic vote (32-80).

THE RECEIVING OF PETITIONS, MEMORIALS AND PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO THE HOUSE

STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR
20301 Mail Service Center•Raleigh, NC 27699-0301

Pat McCrory
Governor

February 28, 2013

Ms. Denise Weeks
Principal Clerk of the House
North Carolina House of Representatives
16 West Jones Street, Room 2319
Raleigh, NC 27601-2808

Dear Ms. Weeks:

Pursuant to North Carolina General Statute § 97-77, I am pleased to appoint Mr. Andrew T. Heath of New Hanover County, to the North Carolina Industrial Commission for confirmation by the North Carolina General Assembly. This seat is made vacant by Commissioner Staci Myer's term expiration on April 30, 2013. Mr. Heath's term shall begin May 1, 2013 and will expire on April 30, 2019.

Enclosed is biographical information on the appointee. Please feel free to call my staff if you need any additional information.

With best regards,
S/ Pat McCrory
Governor

February 28, 2013

The letter is referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR (continued)

S.J.R. 133, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF DR. JOY JOSEPH JOHNSON, FRED D. ALEXANDER, RICHARD C. ERWIN, JOHN W. WINTERS, SR., DR. ALFREDA JOHNSON WEBB, JEANNE HOPKINS LUCAS, AND OTHER PIONEER AFRICAN AMERICAN MEMBERS OF THE GENERAL ASSEMBLY, IN OBSERVANCE OF AFRICAN AMERICAN HISTORY MONTH, passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

Representative T. Moore moves, seconded by Representative Michaux, that the House adjourn, subject to the referral of bills to committees, to reconvene Monday, March 4, 2013 at 7:00 p.m.

The motion carries.

RE-REFERRALS

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 57**, A BILL TO BE ENTITLED AN ACT (1) TO PROHIBIT LOCAL SCHOOL ADMINISTRATIVE UNITS FROM ASSESSING INDIRECT COSTS TO A CHILD NUTRITION PROGRAM UNLESS THE PROGRAM IS FINANCIALLY SOLVENT AND (2) TO APPROPRIATE FUNDS TO PROMOTE OPTIMAL PRICING FOR CHILD NUTRITION PROGRAM FOODS AND SUPPLIES, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE BASED ON RECOMMENDATIONS FROM THE PROGRAM EVALUATION DIVISION, is withdrawn from the Committee on Appropriations and re-referred to the Committee on Finance.

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 142**, A BILL TO BE ENTITLED AN ACT TO PROVIDE PUBLIC ACCESS TO CERTAIN INFORMATION MAINTAINED BY CAMPUS POLICE AGENCIES AFFILIATED WITH PRIVATE, NONPROFIT INSTITUTIONS OF HIGHER EDUCATION, is withdrawn from the Committee on Education and re-referred to Judiciary Subcommittee A.

The House stands adjourned at 3:50 p.m.

February 28, 2013

TWENTIETH DAY

HOUSE OF REPRESENTATIVES
Monday, March 4, 2013

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Ken Waddell.

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 28 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives B. Brown, Earle, and Wray for today. Representative Stam is excused for a portion of the Session.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

H.B. 77, AN ACT TO DELETE A PROVISION FOR A FIFTY-DOLLAR PAYMENT TO MEMBERS OF THE BOARD OF LAW EXAMINERS THAT HAS NOT BEEN PAID SINCE THE 1970S AND TO CLARIFY A PROVISION RELATING TO EXPENSES OF THAT BOARD, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

The following resolutions are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.J.R. 138, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND THE SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES. (RESOLUTION 2013-6)

S.J.R. 133, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF DR. JOY JOSEPH JOHNSON, FRED D. ALEXANDER, RICHARD C. ERWIN, JOHN W. WINTERS, SR., DR. ALFREDA JOHNSON WEBB, JEANNE HOPKINS LUCAS, AND OTHER PIONEER AFRICAN AMERICAN MEMBERS OF THE GENERAL ASSEMBLY, IN OBSERVANCE OF AFRICAN AMERICAN HISTORY MONTH. (RESOLUTION 2013-7)

March 4, 2013

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Dollar, Hollo, T. Moore, and Wray (Primary Sponsors); Adams, Arp, Avila, Blust, Brandon, W. Brawley, Brisson, Brody, Bryan, Catlin, Conrad, Cotham, Davis, Dockham, Faircloth, Fulghum, Goodman, L. Hall, Hamilton, Hastings, Horn, Iler, Jones, Lambeth, Langdon, Lewis, Lucas, Malone, Martin, Michaux, Moffitt, R. Moore, Ramsey, Samuelson, Schaffer, Stam, and Warren:

H.B. 181, A BILL TO BE ENTITLED AN ACT TO CONFIRM THAT NORTH CAROLINA LAW REQUIRES PHYSICIAN SUPERVISION OF ALL NURSES PROVIDING ANESTHESIA SERVICES, is referred to the Committee on Health and Human Services.

By Representatives Blackwell and Collins (Primary Sponsors); Avila, Blust, Brandon, R. Brawley, Cleveland, Faircloth, Hamilton, Hanes, Hurley, Iler, Jones, Jordan, Langdon, Martin, Moffitt, R. Moore, Pittman, S. Ross, Speciale, Starnes, Stevens, Szoka, and Warren:

H.B. 182, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE JOINT LEGISLATIVE EFFICIENCY AND COST SAVINGS IN STATE GOVERNMENT STUDY COMMISSION, AS RECOMMENDED BY THE LRC COMMITTEE ON EFFICIENCIES IN STATE GOVERNMENT, is referred to the Committee on Appropriations and, if favorable, to the Committee on Regulatory Reform.

By Representatives T. Moore and Torbett (Primary Sponsors); Arp, Avila, Blackwell, Blust, R. Brawley, Brisson, Bumgardner, Burr, Dockham, Faircloth, Floyd, Ford, Hamilton, Horn, Jones, Jordan, Lambeth, Langdon, Lewis, Martin, Pittman, Presnell, Riddell, S. Ross, Setzer, Shepard, Starnes, Stevens, Szoka, Warren, and Whitmire:

H.B. 183, A BILL TO BE ENTITLED AN ACT TO ALLOW HOSPITALS TO CONDUCT CHEMICAL ANALYSES OF BLOOD TO DETERMINE A PERSON'S BLOOD ALCOHOL CONCENTRATION OR THE PRESENCE OF ANY OTHER IMPAIRING SUBSTANCE, is referred to Judiciary Subcommittee B.

By Representatives Luebke, Gill, Glazier, and McManus (Primary Sponsors); Brandon, Carney, Fisher, Floyd, L. Hall, Hamilton, Hanes, Harrison, Holley, Insko, Lucas, Michaux, R. Moore, Richardson, D. Ross, and Terry:

H.B. 184, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT BENEFICIARIES OF THE FEDERAL DEFERRED ACTION FOR CHILDHOOD ARRIVALS INITIATIVE ARE ELIGIBLE TO OBTAIN A DRIVERS LICENSE IN THIS STATE, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Transportation.

By Representatives Jones, Martin, Conrad, and Steinburg (Primary Sponsors); Arp, J. Bell, Blust, Brandon, R. Brawley, Brody, Bryan, Dixon, Faircloth, Hurley, Iler, Jordan, Millis, Moffitt, Pittman, Speciale, Starnes, Stevens, Warren, and Whitmire:

H.B. 185, A BILL TO BE ENTITLED AN ACT TO ELIMINATE STRAIGHT-PARTY TICKET VOTING AND TO PROVIDE FAIRNESS IN PLACEMENT OF PARTIES ON THE BALLOT, is referred to the Committee on Elections and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Jeter, Cotham, and Pittman:

H.B. 186, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWNS OF CORNELIUS, DAVIDSON, HUNTERSVILLE, MOORESVILLE, AND TROUTMAN TO ENFORCE ORDINANCES ADOPTED BY THE TOWNS ON THE WATERS OF LAKE NORMAN, is referred to the Committee on Government and, if favorable, to Judiciary Subcommittee B.

By Representatives Conrad and Lambeth (Primary Sponsors); Ford, Jordan, Pittman, Riddell, Starnes, Warren, and Whitmire:

H.B. 187, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN EXECUTIVE HEAD AT ANY PRIVATE SCHOOL FUNDED EXCLUSIVELY WITH PRIVATE FUNDS AND LOCATED IN FORSYTH COUNTY MAY ADOPT A SCHOOL POLICY TO ALLOW A SCHOOL EMPLOYEE WHO HAS A CONCEALED HANDGUN PERMIT TO POSSESS AND CARRY A HANDGUN ON THE EDUCATIONAL PROPERTY OF THE PRIVATE SCHOOL, PROVIDED THE EMPLOYEE COMPLIES WITH ANY ADDITIONAL CRITERIA, POLICIES, OR RULES ADOPTED BY THE EXECUTIVE HEAD OF THE PRIVATE SCHOOL REGARDING THE POSSESSION AND CARRYING OF HANDGUNS, is referred to the Committee on Government and, if favorable, to Judiciary Subcommittee B and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

March 4, 2013

By Representatives Farmer-Butterfield and Pierce (Primary Sponsors); Adams, Baskerville, Brandon, Floyd, Gill, C. Graham, G. Graham, L. Hall, Hamilton, Hanes, Harrison, Insko, Lucas, R. Moore, Richardson, Terry, and Wray:

H.B. 188, A BILL TO BE ENTITLED AN ACT TO MANDATE A MINIMUM AMOUNT OF EARLY VOTING ON WEEKENDS, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Elections.

By Representatives Glazier, Stevens, and L. Hall (Primary Sponsors); Brandon, Carney, Floyd, Gill, Hamilton, Lucas, R. Moore, and Wray:

H.B. 189, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS REGARDING INFORMATION PROVIDED TO NON-CUSTODIAL PARENTS SUBJECT TO WAGE WITHHOLDING ORDERS UNDER THE LAWS PERTAINING TO CHILD SUPPORT, is referred to Judiciary Subcommittee C.

By Representatives Samuelson, W. Brawley, Schaffer, and Carney (Primary Sponsors); Arp, Avila, J. Bell, Brandon, R. Brawley, Brisson, B. Brown, Bryan, Bumgardner, Burr, Cleveland, Conrad, Dobson, Dockham, Dollar, Faircloth, Fisher, Floyd, Ford, Fulghum, Goodman, G. Graham, Hamilton, Harrison, Hastings, Horn, Hurley, Iler, Jeter, Jones, Jordan, Lambeth, Langdon, Lewis, Malone, Martin, Moffitt, Murry, Pittman, Presnell, Ramsey, Riddell, S. Ross, Saine, Setzer, Shepard, Starnes, Steinburg, Warren, Whitmire, Wilkins, and Wray:

H.J.R. 190, A JOINT RESOLUTION HONORING THE MEMORY OF RUTH BELL GRAHAM AND NAMING BILLY GRAHAM NORTH CAROLINA'S FAVORITE SON, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives B. Brown, Ford, and Moffitt:

H.B. 191, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF GRIFTON, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Shepard, Hamilton, Torbett, and D. Ross (Primary Sponsors); Bumgardner, Carney, Cleveland, Gill, Jones, Jordan, Martin, Moffitt, R. Moore, and Ramsey:

H.B. 192, A BILL TO BE ENTITLED AN ACT TO PERMIT LOCAL GOVERNMENTS TO ENACT SIDEWALK DINING ORDINANCES FOR USE OF STATE-OWNED RIGHT-OF-WAY, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Regulatory Reform.

By Representatives Samuelson, W. Brawley, Carney, and Earle (Primary Sponsors); Bryan, Cotham, Floyd, and R. Moore:

H.B. 193, A BILL TO BE ENTITLED AN ACT TO EXPAND THE PERMISSIBLE USES OF THE LOCAL MECKLENBURG COUNTY AND CITY OF CHARLOTTE LOCAL TAXES, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 43, A BILL TO BE ENTITLED AN ACT TO DIRECT THE OFFICE OF STATE PERSONNEL, IN CONJUNCTION WITH THE DEPARTMENT OF PUBLIC INSTRUCTION AND THE OFFICE OF STATE BUDGET AND MANAGEMENT, TO STUDY AND MAKE RECOMMENDATIONS REGARDING THE MANAGEMENT OF WORKERS' COMPENSATION CLAIMS SUBMITTED BY STATE AND LOCAL GOVERNMENT EMPLOYEES, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMITTEE ON WORKERS' COMPENSATION INSURANCE COVERAGE COMPLIANCE AND FRAUD PREVENTION AND DETECTION, is read the first time and referred to Judiciary Subcommittee A and, if favorable, to the Committee on Finance.

S.B. 44 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PERMIT DISCLOSURE OF CERTAIN INFORMATION PERTAINING TO WORKERS' COMPENSATION COVERAGE BY THE NORTH CAROLINA INDUSTRIAL COMMISSION, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMITTEE ON WORKERS' COMPENSATION INSURANCE COVERAGE COMPLIANCE AND FRAUD PREVENTION AND DETECTION, is read the first time and referred to Judiciary Subcommittee A.

S.B. 51 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING THAT THE STATE CONTROLLER, GOVERNMENT BUSINESS INTELLIGENCE COMPETENCY CENTER, ENHANCE THE STATE'S ENTERPRISE-LEVEL BUSINESS INTELLIGENCE THROUGH THE COLLECTION AND ANALYSIS OF DATA FROM

VARIOUS STATE AGENCIES RELATED TO WORKERS' COMPENSATION INSURANCE COVERAGE AND CLAIMS FOR THE PURPOSE OF FRAUD PREVENTION AND DETECTION, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMITTEE ON WORKERS' COMPENSATION INSURANCE COVERAGE COMPLIANCE AND FRAUD PREVENTION AND DETECTION, is read the first time and referred to the Committee on Regulatory Reform.

S.B. 76 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO (1) AUTHORIZE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO ISSUE PERMITS ON OR AFTER MARCH 1, 2015, FOR OIL AND GAS EXPLORATION AND DEVELOPMENT ACTIVITIES IN THE STATE, INCLUDING THE USE OF HORIZONTAL DRILLING AND HYDRAULIC FRACTURING TREATMENTS FOR THAT PURPOSE; (2) DIRECT THE MINING AND ENERGY COMMISSION TO STUDY DEVELOPMENT OF A COMPREHENSIVE ENVIRONMENTAL PERMIT FOR OIL AND GAS EXPLORATION AND DEVELOPMENT ACTIVITIES USING HORIZONTAL DRILLING AND HYDRAULIC FRACTURING TREATMENTS; (3) MODIFY APPOINTMENTS TO THE MINING AND ENERGY COMMISSION; (4) MODIFY PROVISIONS IN THE OIL AND GAS CONSERVATION ACT CONCERNING THE MINING AND ENERGY COMMISSION'S AUTHORITY TO SET "ALLOWABLES"; (5) ELIMINATE THE REGISTRATION REQUIREMENTS FOR PERSONS CONDUCTING LANDMEN ACTIVITIES IN THE STATE; (6) CLARIFY BONDING REQUIREMENTS ASSOCIATED WITH OIL AND GAS ACTIVITIES; (7) AMEND THE STATUTE GOVERNING SUBSURFACE INJECTION OF FLUID; (8) PROVIDE A TAX FOR THE SEVERANCE OF ENERGY MINERALS FROM THE SOIL OR WATER OF THE STATE, REPEAL OUTDATED OIL AND GAS TAX STATUTES, AND AUTHORIZE THE SUSPENSION OF PERMITS FOR FAILURE TO FILE A RETURN FOR SEVERANCE TAXES; (9) ASSIGN FUTURE REVENUE FROM ENERGY EXPLORATION, DEVELOPMENT, AND PRODUCTION OF ENERGY RESOURCES IN ORDER TO PROTECT AND PRESERVE THE STATE'S NATURAL RESOURCES, CULTURAL HERITAGE, AND QUALITY OF LIFE; (10) ENCOURAGE THE GOVERNOR TO DEVELOP THE REGIONAL INTERSTATE OFFSHORE ENERGY POLICY COMPACT; (11) AMEND THE ENERGY POLICY ACT OF 1975 AND THE ENERGY POLICY COUNCIL; AND (12) DIRECT THE MEDICAL CARE COMMISSION TO ADOPT RULES AUTHORIZING FACILITIES LICENSED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO USE COMPRESSED NATURAL GAS AS AN EMERGENCY FUEL, is read the first time and referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Environment and, if favorable, to the Committee on Finance.

March 4, 2013

S.B. 95, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN ELECTION PROCEDURE FOR MIDTERM VACANCIES IN TABOR CITY, is read the first time and referred to the Committee on Government.

INTRODUCTION OF PAGES

Pages for the week of March 4 are introduced to the membership. They are: Zachary Barr of Cumberland; Aubrey Greene of Avery; Benjamin Howie of Cumberland; Gabriel Johnson of Johnston; Briana Jones of Nash; DeMarcus Lucas of Wake; John Reynolds of Alamance; Leah Reynolds of Alamance; Annie Snyder of Wake; Richard Thompson of Mecklenburg; Madison Williams of Randolph; and Trevon Williams of Forsyth.

CALENDAR

Action is taken on the following:

H.B. 105, A BILL TO BE ENTITLED AN ACT TO EXPAND THE NEWBORN SCREENING PROGRAM ESTABLISHED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO INCLUDE NEWBORN SCREENING FOR CONGENITAL HEART DISEASE UTILIZING PULSE OXIMETRY, OR OTHER COMPARABLE SCREENING METHODOLOGY.

The bill, as amended, passes its third reading, by electronic vote (115-0), and is ordered engrossed and sent to the Senate by Special Message.

H.B. 122 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO INTERLOCUTORY APPEALS AS RELATED TO FAMILY LAW, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S.B. 10 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT ESTABLISHING THE GOVERNMENT REDUCTION AND EFFICIENCY ACT OF 2013.

Representative L. Hall offers Amendment No. 4.

Representative T. Moore moves, seconded by Representative Burr, that the amendment do lie upon the table. The motion carries by electronic vote (72-43).

March 4, 2013

Representative Luebke offers Amendment No. 5 which fails of adoption by electronic vote (42-73).

The bill, as amended, passes its third reading, by electronic vote (71-43), and is ordered engrossed and sent to the Senate for concurrence in House Committee Substitute No. 2.

Representative T. Moore moves, seconded by Representative McGrady, that the House adjourn, subject to the referral of bills to committees, to reconvene March 5 at 2:00 p.m.

The motion carries.

RE-REFERRAL

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 17**, A BILL TO BE ENTITLED AN ACT TO ALLOW PERSONS WITH CONCEALED HANDGUN PERMITS TO POSSESS HANDGUNS IN RESTAURANTS AND EATING ESTABLISHMENTS IF NOT PROHIBITED BY THE POSTING OF A NOTICE PROHIBITING POSSESSION ON THE PREMISES AND TO PROVIDE FOR THE CONFIDENTIALITY OF INFORMATION REGARDING CONCEALED HANDGUN PERMITS AND PISTOL PURCHASE PERMITS, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to Judiciary Subcommittee A.

The House stands adjourned at 7:45 p.m.

TWENTY-FIRST DAY

HOUSE OF REPRESENTATIVES
Tuesday, March 5, 2013

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by Representative Ruth Samuelson:

"Lord, we each come to You today seeking many different things.

"Some of us seek health and healing for friends and family.

"Some of us seek financial relief for those we love, or maybe even for ourselves.

"Some of us are seeking news from absent or estranged loved ones. Or, closer to home, time with those we leave behind when we come here each week.

"Whatever may be burdening us today, Lord, I ask You to help us set it aside as we start today's Session. And dwell instead on these words of hope from the book of Isaiah:

> "'Those who hope in the Lord shall renew their strength.
> They shall soar on wings like eagles. They shall run and
> not grow weary. They shall walk and not be faint.'

"I ask these things in the name of my personal Lord and Savior, respecting all faiths, Jesus Christ. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 4 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Daughtry, Earle, and Wilkins for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Whitmire, Moffitt, Setzer, and L. Bell (Primary Sponsors); J. Bell, Dixon, Fisher, Ford, Glazier, Holloway, Jones, Jordan, Pittman, Ramsey, and Warren:

H.B. 194, A BILL TO BE ENTITLED AN ACT ALLOWING THE NORTH CAROLINA VETERINARY BOARD TO ACCEPT PROGRAM FOR THE ASSESSMENT OF VETERINARY EDUCATION EQUIVALENCE (PAVE) CERTIFICATION TO MEET LICENSURE REQUIREMENTS, is referred to the Committee on Regulatory Reform and, if favorable, to the Committee on Commerce and Job Development.

March 5, 2013

By Representative Jeter:

H.B. 195, A BILL TO BE ENTITLED AN ACT EXTENDING THE AUTHORITY OF THE TOWN OF CORNELIUS TO USE DESIGN-BUILD DELIVERY METHODS, is referred to the Committee on Government and, if favorable, to the Committee on Regulatory Reform.

By Representatives Lambeth, Conrad, and Howard (Primary Sponsors); Malone and Whitmire:

H.B. 196, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR VACANCIES ON THE WINSTON-SALEM/FORSYTH COUNTY SCHOOL BOARD TO BE FILLED BY APPOINTMENT BY THE REMAINING MEMBERS OF THE BOARD, is referred to the Committee on Elections and, if favorable, to the Committee on Government.

By Representatives Lambeth, Conrad, and Hanes (Primary Sponsors); Carney, Floyd, Ford, Harrison, Jordan, Presnell, Riddell, S. Ross, and Whitmire:

H.B. 197, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO THE WINSTON-SALEM/FORSYTH COUNTY BOARD OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR, is referred to the Committee on Education and, if favorable, to the Committee on Commerce and Job Development.

By Representatives Lambeth, Conrad, Jeter, and C. Graham (Primary Sponsors); Adams, Alexander, J. Bell, Blust, Brandon, R. Brawley, Brisson, B. Brown, Bumgardner, Carney, Cunningham, Dockham, Faircloth, Fisher, Floyd, Ford, Foushee, Gill, Glazier, G. Graham, Hamilton, Hanes, Harrison, Hastings, Horn, Hurley, Insko, Jordan, Lewis, Lucas, Luebke, Malone, Martin, Moffitt, R. Moore, Murry, Presnell, Queen, Ramsey, Riddell, S. Ross, Samuelson, Setzer, Steinburg, Szoka, Terry, Turner, Waddell, Warren, West, Whitmire, and Wray:

H.R. 198, A HOUSE RESOLUTION HONORING THE MARCH OF DIMES ON ITS SEVENTY-FIFTH ANNIVERSARY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Glazier, McGrady, Stam, and Stevens (Primary Sponsors); Alexander, Faircloth, Floyd, Gill, L. Hall, Harrison, Jackson, Jordan, Lucas, Ramsey, Speciale, Szoka, and Turner:

March 5, 2013

H.B. 199, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT IN CONTROVERSY FOR CIVIL ACTIONS IN DISTRICT COURT, is referred to Judiciary Subcommittee B.

By Representatives W. Brawley and Cotham (Primary Sponsors); Alexander, Brandon, Bryan, Carney, Hanes, Jeter, R. Moore, Pittman, Samuelson, Schaffer, Waddell, and Wilkins:

H.B. 200, A BILL TO BE ENTITLED AN ACT TO CORRECT GENERAL REAPPRAISALS RESULTING IN PROPERTY VALUES THAT DO NOT COMPLY WITH THE REQUIREMENTS OF NORTH CAROLINA LAW BY SETTING FORTH THE STEPS REQUIRED TO BRING THE GENERAL REAPPRAISAL INTO COMPLIANCE WITH THE APPLICABLE PROPERTY TAX MANDATES, is referred to the Committee on Government and, if favorable, to the Committee on Regulatory Reform.

By Representatives Torbett, Burr, and Pittman:

H.B. 201, A BILL TO BE ENTITLED AN ACT TO REINSTATE THE 2009 NORTH CAROLINA ENERGY CONSERVATION CODES AND REPEAL THE 2012 NORTH CAROLINA ENERGY CONSERVATION CODES, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Regulatory Reform.

By Representatives Hastings, Daughtry, and Fulghum (Primary Sponsors); Adams, Blackwell, and Pittman:

H.B. 202, A BILL TO BE ENTITLED AN ACT TO AMEND THE CRITERIA FOR APPOINTMENTS TO THE OFFICE OF ADJUTANT GENERAL OF THE NORTH CAROLINA NATIONAL GUARD, is referred to the Committee on State Personnel and, if favorable, to the Committee on Appropriations.

By Representatives Stam, Adams, R. Brawley, Brisson, and R. Moore:

H.B. 203, A BILL TO BE ENTITLED AN ACT AMENDING THE HOMEOWNER AND HOMEBUYER PROTECTION ACT, is referred to Judiciary Subcommittee B and, if favorable, to the Committee on Finance.

By Representatives Stevens, Burr, Glazier, and Hamilton (Primary Sponsors); Adams, Avila, Brandon, Carney, Farmer-Butterfield, Fisher, Foushee, Gill, Insko, Jordan, Luebke, Martin, Millis, Mobley, Moffitt, R. Moore, Pittman, Riddell, Setzer, Starnes, and Warren:

March 5, 2013

H.B. 204, A BILL TO BE ENTITLED AN ACT TO UPDATE AND MODERNIZE THE MIDWIFERY PRACTICE ACT, is referred to the Committee on Health and Human Services and, if favorable, to Judiciary Subcommittee C.

By Representatives Millis and Brisson:

H.B. 205, A BILL TO BE ENTITLED AN ACT TO CORRECT A TECHNICAL ERROR IN THE AUTHORIZATION FOR THE TOWN OF BURGAW TO IMPOSE AN OCCUPANCY TAX, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Moffitt, Brisson, Ford, Jordan, Pittman, Setzer, and Waddell:

H.R. 206, A HOUSE RESOLUTION HONORING THE MEMORY OF UNITED STATES SENATOR KEY PITTMAN AND REPRESENTATIVE ABSALOM WILLIS ROBERTSON, WHILE COMMEMORATING THE SEVENTY-FIFTH ANNIVERSARY OF THE WILDLIFE AND SPORT FISH RESTORATION PROGRAMS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Brandon, Adams, Alexander, Floyd, C. Graham, G. Graham, Hamilton, Harrison, and Luebke:

H.B. 207, A BILL TO BE ENTITLED AN ACT TO ALLOW THE EXPUNCTION OF CERTAIN DRUG OFFENSES, is referred to Judiciary Subcommittee B and, if favorable, to the Committee on Appropriations.

By Representatives Brandon, Pierce, and R. Moore (Primary Sponsors); Adams, Floyd, G. Graham, Harrison, Luebke, and Mobley:

H.B. 208, A BILL TO BE ENTITLED AN ACT AMENDING THE LABOR LAWS TO PROHIBIT AN EMPLOYER FROM INQUIRING WHETHER AN APPLICANT FOR EMPLOYMENT HAS BEEN CONVICTED OF A CRIMINAL OFFENSE AND TO PROVIDE THAT A CIVIL PENALTY MAY BE ASSESSED AGAINST ANY EMPLOYER WHO COMMITS THAT UNLAWFUL ACT, is referred to the Committee on Commerce and Job Development and, if favorable, to Judiciary Subcommittee B.

By Representatives Stevens and T. Moore (Primary Sponsors); Floyd, Glazier, C. Graham, G. Graham, Hamilton, Harrison, Jordan, Lucas, R. Moore, Pittman, Ramsey, Riddell, and Wray:

March 5, 2013

H.B. 209, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO DOMESTIC VIOLENCE AND CIVIL NO-CONTACT ORDERS, is referred to Judiciary Subcommittee C.

By Representatives Elmore and Jordan (Primary Sponsors); Blackwell, Brisson, Bumgardner, Carney, Dockham, Fisher, Floyd, Glazier, Hamilton, Harrison, Insko, Lambeth, Lucas, Luebke, Malone, McManus, Moffitt, Ramsey, and Waddell:

H.R. 210, A HOUSE RESOLUTION HONORING ARTHEL LANE "DOC" WATSON, LEGENDARY SINGER AND MUSICIAN, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Dixon, Brisson, J. Bell, and L. Bell (Primary Sponsors); Brody, Bumgardner, Elmore, Floyd, Hamilton, Hurley, Iler, Jeter, Jones, Jordan, Langdon, McNeill, Moffitt, Pittman, Ramsey, Waddell, and Wray:

H.B. 211, A BILL TO BE ENTITLED AN ACT TO MODIFY THE WEIGHT RESTRICTIONS APPLICABLE TO VEHICLES TRANSPORTING FEED THAT IS USED IN THE FEEDING OF POULTRY OR LIVESTOCK WHEN TRAVELING WITHIN ONE HUNDRED FIFTY MILES OF THE POINT OF ORIGIN TO CERTAIN LOCATIONS, is referred to the Committee on Transportation and, if favorable, to the Committee on Agriculture.

MESSAGE FROM THE SENATE

The following is received from the Senate:

S.B. 84 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE CANCELLATION OF AN AIRCRAFT LABOR AND STORAGE LIEN WHEN A SURETY BOND IN AN AMOUNT EQUAL TO ONE AND ONE-FOURTH TIMES THE AMOUNT OF THE LIEN CLAIMED IS DEPOSITED WITH THE CLERK OF COURT, is read the first time and referred to the Committee on Finance.

ADDENDA TO COMMITTEE ASSIGNMENTS

March 5, 2013

The Speaker makes the following committee assignments:

COMMERCE AND JOB DEVELOPMENT SUBCOMMITTEE ON ALCOHOLIC BEVERAGE CONTROL: Remove Representative Dollar.

March 5, 2013

COMMERCE AND JOB DEVELOPMENT SUBCOMMITTEE ON BIOTECHNOLOGY AND HEALTHCARE: Add Representative Dollar.

PUBLIC UTILITIES AND ENERGY: Add Representative W. Brawley.

REGULATORY REFORM SUBCOMMITTEE ON BUSINESS AND LABOR: Add Representative Moffitt.

REGULATORY REFORM SUBCOMMITTEE ON ENVIRONMENTAL: Add Representative Moffitt.

REGULATORY REFORM SUBCOMMITTEE ON LOCAL GOVERNMENT: Add Representative Moffitt.

Representative T. Moore moves, seconded by Representative Johnson, that the House adjourn, subject to the referral of bills to committees, to reconvene March 6 at 2:00 p.m.

The motion carries.

RE-REFERRAL

On motion of Representative T. Moore, a serial referral for **H.B. 200**, A BILL TO BE ENTITLED AN ACT TO CORRECT GENERAL REAPPRAISALS RESULTING IN PROPERTY VALUES THAT DO NOT COMPLY WITH THE REQUIREMENTS OF NORTH CAROLINA LAW BY SETTING FORTH THE STEPS REQUIRED TO BRING THE GENERAL REAPPRAISAL INTO COMPLIANCE WITH THE APPLICABLE PROPERTY TAX MANDATES, to the Committee on Finance is added.

The House stands adjourned at 2:25 p.m.

TWENTY-SECOND DAY

HOUSE OF REPRESENTATIVES
Wednesday, March 6, 2013

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by Representative Donny Lambeth:

March 6, 2013

"Our most gracious Heavenly Father:

"We join together this day to give praise and thanks for the many shared blessings of life. We give thanks:

- "For another day as together we strive to make this great State we represent a better place in which to live, to work, and to raise a family;

- "For another day to watch our schools as teachers challenge our students to excel;

- "For another day to support our military and ask Your blessings upon them as they protect our freedoms; and,

- "For another day to smell the blooming of spring flowers as we transition from one season to another.

"We also ask for Your blessings upon these legislators, our leadership, and each family member who supports us as we strive to make the right and best decisions for our citizens.

"Now, we ask for guidance as we take bold steps towards a brighter future.

"In Your name we pray. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 5 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Dixon, Hamilton, and Wray for today.

THE RECEIVING OF PETITIONS, MEMORIALS AND PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO THE HOUSE

STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR
20301 Mail Service Center•Raleigh, NC 27699-0301

Pat McCrory
Governor

March 6, 2013

March 1, 2013

Ms. Denise Weeks
House Principal Clerk
North Carolina House of Representatives
16 West Jones Street, Room 2319
Raleigh, NC 27601-2808

Dear Ms. Weeks:

Pursuant to North Carolina General Statute § 143B-350, I am pleased to appoint the following individuals to the North Carolina Board of Transportation for review by the North Carolina General Assembly's Joint Legislative Transportation Oversight Committee;

- Mr. Malcolm Fearing of Dare County to the First Transportation Division.
- Mr. Michael Lee of New Hanover County to the Third Transportation Division.
- Mr. Michael Smith of Wake County to the Fifth Transportation Division.
- Ms. Cheryl McQueary of Guilford County to the Seventh Transportation Division.
- Mr. Jake Alexander of Rowan County to the Ninth Transportation Division.
- Mr. Jim Palermo of Watauga County to the Eleventh Transportation Division.
- Mr. David Brown of Buncombe County to the Thirteenth Transportation Division.
- Mr. Ferrell Blount of Pitt County as an at-large member, environmental issues.
- Mr. Ned Curran of Mecklenburg County as an at-large member, government-related finance and accounting.
- Mr. John Lennon of New Hanover County as an at-large member, State ports and aviation issues.

Enclosed are the biographical information and disclosure statements on the above appointees. Please feel free to call my staff for any additional information.

With best regards,
S/ Pat McCrory
Governor

March 6, 2013

The letter is on file in the House Principal Clerk's office.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives R. Brawley, Floyd, G. Graham, and Hanes:

H.B. 212, A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA ACCOUNTABILITY REPORT, TO BE OPERATED BY THE PROGRAM EVALUATION DIVISION, is referred to the Committee on Appropriations.

By Representatives Dobson, Carney, Floyd, Ford, Hanes, Harrison, Jones, Jordan, Lambeth, McManus, Riddell, and Whitmire:

H.B. 213, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO THE BOARD OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR IN CERTAIN COUNTIES, is referred to the Committee on Education and, if favorable, to the Committee on Commerce and Job Development.

By Representatives Whitmire, Howard, McElraft, and W. Brawley (Primary Sponsors); Blackwell, Bryan, Jordan, Pittman, Shepard, and Wray:

H.B. 214, A BILL TO BE ENTITLED AN ACT EXEMPTING FROM PUBLIC RECORDS DOCUMENTS COLLECTED OR COMPILED IN CONNECTION WITH AN APPLICATION FOR LICENSURE UNDER THE LAWS REGULATING REAL ESTATE BROKERS AND SALESPERSONS, is referred to Judiciary Subcommittee A.

By Representatives Jordan, Carney, Dobson, Floyd, Ford, Harrison, Jones, Lambeth, McManus, Riddell, and Whitmire:

H.B. 215, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO THE BOARD OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR IN CERTAIN COUNTIES, is referred to the Committee on Education and, if favorable, to the Committee on Commerce and Job Development.

By Representatives C. Graham, Baskerville, Brisson, Bumgardner, Cunningham, Farmer-Butterfield, Fisher, Floyd, Ford, Gill, Goodman, Hamilton, Harrison, Holley, Horn, Jackson, Jeter, Jones, Jordan, Lambeth, Lewis, Lucas, McManus, Richardson, Waddell, and Whitmire:

H.R. 216, A HOUSE RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF PROCTORVILLE ON THE TOWN'S ONE HUNDREDTH ANNIVERSARY.

Pursuant to Rule 32(a), the resolution is placed on today's Calendar.

By Representatives Faircloth and Stam (Primary Sponsors); and S. Ross:

H.B. 217, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PROBATION REVOCATION HEARINGS IN DISTRICT COURT WITH A RIGHT OF DIRECT APPEAL TO THE COURT OF APPEALS, TO ALLOW FOR AN UNRESTRICTED RESENTENCING HEARING UPON THE REVERSAL OF A SENTENCE ON APPELLATE REVIEW, TO AMEND THE PROCEDURE IN DRIVING WHILE IMPAIRED CASES, TO PROVIDE FOR THE TRANSFER OF JUVENILE DEFENDANTS TO SUPERIOR COURT WHEN CHARGED WITH A MAJOR CRIMINAL OFFENSE, AND TO REQUIRE THE COURTS COMMISSION TO STUDY THE COURT JURISDICTION AND JURY TRIAL PROCESS FOR MISDEMEANORS AND OTHER METHODS OF IMPROVING THE EFFICIENCY AND ADMINISTRATION OF THE JUSTICE SYSTEM, is referred to Judiciary Subcommittee B.

By Representatives Cleveland and Whitmire (Primary Sponsors); Ford, Jones, and Pittman:

H.B. 218, A BILL TO BE ENTITLED AN ACT PROHIBITING ILLEGAL ALIENS FROM ATTENDING NORTH CAROLINA COMMUNITY COLLEGES AND UNIVERSITIES, is referred to the Committee on Education.

By Representatives Glazier, Stam, Faircloth, and Michaux (Primary Sponsors); Bumgardner, Farmer-Butterfield, Fisher, Floyd, Harrison, Hurley, Jordan, Lucas, Pittman, Shepard, Warren, and Whitmire:

H.B. 219, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ALL FIRST DEGREE MURDER CASES SHALL BE APPEALED DIRECTLY TO THE NORTH CAROLINA SUPREME COURT, is referred to Judiciary Subcommittee B.

By Representatives Fulghum, Holley, Insko, and Dollar (Primary Sponsors); Blackwell, Carney, Cotham, Earle, Faircloth, Fisher, Floyd, Gill, Glazier, C. Graham, Harrison, Jones, Jordan, Lucas, R. Moore, Richardson, Whitmire, and Wray:

March 6, 2013

H.B. 220, A BILL TO BE ENTITLED AN ACT DESIGNATING JULY TWENTY-SECOND OF EACH YEAR AS NORTH CAROLINA FRAGILE X AWARENESS DAY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Hamilton, Davis, Mobley, and Carney (Primary Sponsors); Alexander, J. Bell, Brisson, Brody, B. Brown, R. Brown, Bumgardner, Collins, Cotham, Dobson, Earle, Fisher, Floyd, Ford, Gill, Glazier, Goodman, C. Graham, G. Graham, Hanes, Harrison, Hurley, Insko, Jackson, Jeter, Jones, Jordan, Lambeth, Lucas, Martin, McNeill, Moffitt, R. Moore, Pittman, Ramsey, Richardson, Riddell, S. Ross, Schaffer, Setzer, Shepard, Warren, Whitmire, and Wray:

H.B. 221, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTY FOR THE OFFENSES OF HUMAN TRAFFICKING AND CERTAIN OTHER RELATED CRIMES AND TO REQUIRE THAT A PERSON CONVICTED OF CERTAIN OFFENSES OF HUMAN TRAFFICKING, INVOLUNTARY SERVITUDE, SEXUAL SERVITUDE, OR THE UNLAWFUL SALE, SURRENDER, OR PURCHASE OF A MINOR MUST REGISTER UNDER THE SEX OFFENDER AND PUBLIC PROTECTION REGISTRATION PROGRAM, is referred to Judiciary Subcommittee B and, if favorable, to the Committee on Appropriations.

By Representatives Moffitt and Ramsey (Primary Sponsors); and R. Brown:

H.B. 222, A BILL TO BE ENTITLED AN ACT TO ALLOW BUNCOMBE COUNTY TO USE THE DESIGN-BUILD METHOD OF CONSTRUCTION, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Presnell, Moffitt, Hager, and Arp (Primary Sponsors); Adams, J. Bell, Blackwell, R. Brawley, Brody, R. Brown, Bumgardner, Cleveland, Collins, Conrad, Dobson, Dockham, Elmore, Floyd, Gill, Glazier, Goodman, Hanes, Hastings, Holley, Holloway, Howard, Hurley, Iler, Insko, Jeter, Jones, Jordan, Lambeth, Martin, McNeill, R. Moore, T. Moore, Pittman, Queen, Ramsey, Riddell, Saine, Setzer, Shepard, Starnes, Terry, Turner, Wells, West, and Wray:

H.B. 223, A BILL TO BE ENTITLED AN ACT EXEMPTING ELECTRIC MEMBERSHIP CORPORATIONS FROM INTEGRATED RESOURCE PLANNING AND SERVICE REGULATIONS REQUIREMENTS ESTABLISHED BY THE UTILITIES COMMISSION AND RETURNING OVERSIGHT OF THE CORPORATIONS TO THEIR MEMBER BOARD OF DIRECTORS, is referred to the Committee on Public Utilities and Energy and, if favorable, to the Committee on Regulatory Reform.

March 6, 2013

By Representatives Moffitt and Ramsey (Primary Sponsors); Ford and Starnes:

H.B. 224, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS AMENDMENTS TO CHAPTER 160A OF THE GENERAL STATUTES WITH RESPECT TO THE CITY OF ASHEVILLE, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives R. Brawley and Turner (Primary Sponsors); Carney, Dobson, Floyd, Ford, Harrison, Jones, Jordan, Lambeth, Riddell, and Whitmire:

H.B. 225, A BILL TO BE ENTITLED AN ACT TO GIVE THE IREDELL-STATESVILLE BOARD OF EDUCATION ADDITIONAL FLEXIBILITY IN SETTING THE SCHOOL CALENDAR, is referred to the Committee on Education and, if favorable, to the Committee on Commerce and Job Development.

By Representatives R. Brawley and Turner (Primary Sponsors); Brody, Carney, Cleveland, Goodman, Harrison, Jones, R. Moore, Pittman, Shepard, Speciale, Whitmire, and Wray:

H.B. 226, A BILL TO BE ENTITLED AN ACT TO REGULATE WHEN PERSONS, FIRMS, AND CORPORATIONS ENGAGED IN COMMERCE MAY REPRESENT THAT OFFERED GOODS, PROPERTY, OR SERVICES ARE FREE OR WITHOUT COST, is referred to the Committee on Commerce and Job Development and, if favorable, to Judiciary Subcommittee B.

By Representatives Brandon, Hardister, Faircloth, and Collins (Primary Sponsors); Fisher, Floyd, Harrison, Insko, R. Moore, and Wray:

H.B. 227, A BILL TO BE ENTITLED AN ACT AUTHORIZING COUNTIES AND CITIES TO PETITION THE SUPERIOR COURT TO APPOINT A RECEIVER TO REHABILITATE, DEMOLISH, OR SELL A VACANT BUILDING, STRUCTURE, OR DWELLING WHERE THE OWNER HAS FAILED TO COMPLY WITH AN ORDER TO DO SO AND TO CHARGE THE OWNER AN ADMINISTRATIVE FEE, is referred to the Committee on Government and, if favorable, to Judiciary Subcommittee B and, if favorable, to the Committee on Finance.

By Representatives McElraft, Cleveland, Ford, and Brody (Primary Sponsors); B. Brown, R. Brown, Bumgardner, Dobson, Faircloth, Jones, Jordan, Malone, Stam, Turner, Warren, and Wray:

March 6, 2013

H.B. 228, A BILL TO BE ENTITLED AN ACT TO PERMIT HOME SCHOOLED STUDENTS IN CERTAIN LOCAL SCHOOL ADMINISTRATIVE UNITS TO PARTICIPATE IN INTERSCHOLASTIC ATHLETICS, is referred to the Committee on Education and, if favorable, to the Committee on Finance.

By Representative Iler:

H.B. 229, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF HOLDEN BEACH TO ACCUMULATE FUNDS IN A CAPITAL RESERVE FUND FOR THE PURPOSE OF CANAL DREDGING AND MAINTENANCE FOR A PERIOD OF TEN YEARS, is referred to the Committee on Finance.

SPECIAL MESSAGE FROM THE SENATE

2013 GENERAL ASSEMBLY
FIRST SESSION 2013

Senate Chamber
March 5, 2013

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in House Committee Substitute No. 2 to **S.B. 10** (Committee Substitute), A BILL TO BE ENTITLED AN ACT ESTABLISHING THE GOVERNMENT REDUCTION AND EFFICIENCY ACT OF 2013, and requests conferees. The President *Pro Tempore* appoints:

Senator Apodaca, Chair
Senator Rucho
Senator Brown
Senator Rabon
Senator Newton
Senator Randleman

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sarah Lang
Principal Clerk

March 6, 2013

The Speaker appoints Representative Murry, Chair; Representatives Starnes, Samuelson, Hager, T. Moore, Dollar, Tine, and Brisson as conferees on the part of the House and the Senate is so notified by Special Message.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 42 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A CHARTER SCHOOL IS A GOVERNMENTAL UNIT FOR THE PURPOSE OF A LEASE OR TRANSFER OF PERSONAL OR REAL PROPERTY BETWEEN A CHARTER SCHOOL AND ANOTHER GOVERNMENTAL UNIT, is read the first time and referred to the Committee on Finance.

S.B. 56, A BILL TO BE ENTITLED AN ACT AMENDING A LOCAL ACT FOR THE TOWN OF WALLACE THAT REMOVED CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE TOWN, is read the first time and referred to the Committee on Government and, if favorable, to the Committee on Finance.

S.B. 122 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD THE OFFENSE OF HUMAN TRAFFICKING TO THE LIST OF CRIMINAL CONVICTIONS THAT REQUIRE REGISTRATION UNDER THE SEX OFFENDER AND PUBLIC PROTECTION REGISTRATION PROGRAM, is read the first time and referred to Judiciary Subcommittee B.

ADDENDA TO COMMITTEE ASSIGNMENTS

March 6, 2013

The Speaker makes the following committee assignments:

COMMERCE AND JOB DEVELOPMENT SUBCOMMITTEE ON ALCOHOLIC BEVERAGE CONTROL: Remove Representatives Holloway and Samuelson; add Representatives Jeter and Saine.

COMMERCE AND JOB DEVELOPMENT SUBCOMMITTEE ON ENERGY AND EMERGING MARKETS: Remove Representative Jeter; add Representatives Hamilton, Holloway, and Samuelson.

COMMERCE AND JOB DEVELOPMENT SUBCOMMITTEE ON MILITARY AND AGRICULTURE: Remove Representative Hamilton.

March 6, 2013

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representatives Jordan and McGrady, Chairs, for Judiciary Subcommittee B, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 147, A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS LAWS PERTAINING TO ADOPTION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of March 7. The original bill is placed on the Unfavorable Calendar.

H.B. 149, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIMINAL OFFENSE TO FAIL TO REPORT THE DISAPPEARANCE OF A CHILD TO LAW ENFORCEMENT, TO INCREASE THE CRIMINAL PENALTY FOR CONCEALING THE DEATH OF A CHILD, TO INCREASE THE CRIMINAL PENALTY FOR MAKING A FALSE, MISLEADING, OR UNFOUNDED REPORT TO A LAW ENFORCEMENT AGENCY OR OFFICER FOR THE PURPOSE OF INTERFERING OR OBSTRUCTING AN INVESTIGATION INVOLVING A MISSING CHILD OR CHILD VICTIM OF A CLASS A, B1, B2, OR C FELONY, AND TO MAKE IT A CLASS 1 MISDEMEANOR FOR A PERSON TO FAIL TO REPORT THE ABUSE, NEGLECT, DEPENDENCY, OR DEATH DUE TO MALTREATMENT OF A JUVENILE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of March 7. The original bill is placed on the Unfavorable Calendar.

H.B. 161, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A MANDATORY RETIREMENT AGE FOR MAGISTRATES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to G.S. 120-111.3, the committee substitute bill is re-referred to the Committee on State Personnel. The original bill is placed on the Unfavorable Calendar.

March 6, 2013

By Representative Stevens, Chair, for Judiciary Subcommittee C, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 180, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS TECHNICAL CORRECTIONS TO THE LAWS GOVERNING MECHANICS LIENS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Blust, Chair, for Judiciary Subcommittee A, with approval of standing committee Chair for report to be made directly to the floor of the House:

S.B. 36, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN TECHNICAL, CLARIFYING, AND CONFORMING CHANGES TO THE ADMINISTRATIVE PROCEDURE ACT, AS RECOMMENDED BY THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE, with a favorable report as to the House committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of March 7. The original bill is placed on the Unfavorable Calendar.

S.B. 72, A BILL TO BE ENTITLED AN ACT TO AMEND UNIFORM COMMERCIAL CODE ARTICLE 4A, FUNDS TRANSFERS, TO CONTINUE THE APPLICABILITY OF THAT ARTICLE TO REMITTANCE TRANSFERS THAT ARE NOT ELECTRONIC FUND TRANSFERS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 7.

Representative Moffitt, Chair, for the Standing Committee on Regulatory Reform, refers the following bills to the Regulatory Reform Subcommittee on Business and Labor:

H.B. 18 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT PERSONS UNDER EIGHTEEN YEARS OF AGE FROM USING TANNING EQUIPMENT.

March 6, 2013

H.B. 194, A BILL TO BE ENTITLED AN ACT ALLOWING THE NORTH CAROLINA VETERINARY BOARD TO ACCEPT PROGRAM FOR THE ASSESSMENT OF VETERINARY EDUCATION EQUIVALENCE (PAVE) CERTIFICATION TO MEET LICENSURE REQUIREMENTS.

S.B. 51 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING THAT THE STATE CONTROLLER, GOVERNMENT BUSINESS INTELLIGENCE COMPETENCY CENTER, ENHANCE THE STATE'S ENTERPRISE-LEVEL BUSINESS INTELLIGENCE THROUGH THE COLLECTION AND ANALYSIS OF DATA FROM VARIOUS STATE AGENCIES RELATED TO WORKERS' COMPENSATION INSURANCE COVERAGE AND CLAIMS FOR THE PURPOSE OF FRAUD PREVENTION AND DETECTION, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMITTEE ON WORKERS' COMPENSATION INSURANCE COVERAGE COMPLIANCE AND FRAUD PREVENTION AND DETECTION.

Representative Moffitt, Chair, for the Standing Committee on Regulatory Reform, refers **H.B. 150**, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHEN A COUNTY OR MUNICIPALITY MAY ENACT ZONING ORDINANCES RELATED TO DESIGN AND AESTHETIC CONTROLS, to the Regulatory Reform Subcommittee on Local Government.

CALENDAR

Action is taken on the following:

H.R. 216, A HOUSE RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF PROCTORVILLE ON THE TOWN'S ONE HUNDREDTH ANNIVERSARY.

The resolution is adopted, by electronic vote (115-0), and ordered printed.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from permanent subcommittee is presented:

By Representative W. Brawley, Chair, for the Regulatory Reform Subcommittee on Local Government, with approval of standing committee Chair for report to be made directly to the floor of the House:

March 6, 2013

H.B. 120, A BILL TO BE ENTITLED AN ACT TO REQUIRE APPROVAL FROM THE NORTH CAROLINA BUILDING CODE COUNCIL BEFORE A UNIT OF LOCAL GOVERNMENT MAY REQUIRE BUILDING INSPECTIONS IN ADDITION TO THOSE REQUIRED BY THE BUILDING CODE AND TO SPECIFY THE FREQUENCY AND EFFECTIVE DATES OF CODE UPDATES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill and recommendation that the bill be re-referred to the Committee on Finance.

The serial referral to the Committee on Finance is stricken.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of March 7. The original bill is placed on the Unfavorable Calendar.

BILL PLACED ON CALENDAR

On motion of Representative Stevens and without objection, **H.B. 180**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS TECHNICAL CORRECTIONS TO THE LAWS GOVERNING MECHANICS LIENS, is placed on today's Calendar for immediate consideration.

The bill passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Representative T. Moore moves, seconded by Representative L. Hall, that the House adjourn, subject to the referral of bills to committees, to reconvene March 7 at 1:00 p.m.

The motion carries.

RE-REFERRAL

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 163**, A BILL TO BE ENTITLED AN ACT TO EXEMPT TAXICAB DRIVERS WHO ARE INDEPENDENT CONTRACTORS FROM COVERAGE UNDER THE WORKERS' COMPENSATION ACT, is withdrawn from the Committee on Commerce and Job Development and re-referred to Judiciary Subcommittee A.

The House stands adjourned at 2:45 p.m.

March 6, 2013

TWENTY-THIRD DAY

HOUSE OF REPRESENTATIVES
Thursday, March 7, 2013

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by Representative Stam, Speaker Pro Tempore.

Prayer is offered by Representative Marcus Brandon.

The Chair leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 6 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Arp, Brisson, Cunningham, Holloway, Samuelson, and West for today.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

H.B. 82, AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE AND TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL AMERICAN TAXPAYER RELIEF ACT OF 2012.

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 37, AN ACT AUTHORIZING CLEVELAND COUNTY TO CONVEY CERTAIN DESCRIBED PROPERTY BY GIFT, PRIVATE SALE, OR LONG-TERM LEASE.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 66, AN ACT TO AMEND THE LAW PROVIDING FOR THE ISSUANCE OF CAPTIVITY LICENSES AND PERMITS BY THE WILDLIFE RESOURCES COMMISSION. (S.L. 2013-3)

March 7, 2013

H.B. 5, AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO PROVIDE TEMPORARY, SHORT-TERM FINANCIAL ASSISTANCE TO (1) GROUP HOMES SERVING RESIDENTS DETERMINED NOT TO BE ELIGIBLE FOR MEDICAID-COVERED PERSONAL CARE SERVICES AS A RESULT OF CHANGES TO ELIGIBILITY CRITERIA THAT BECAME EFFECTIVE ON JANUARY 1, 2013, AND (2) SPECIAL CARE UNITS SERVING RESIDENTS WHO QUALIFY FOR MEDICAID-COVERED PERSONAL CARE SERVICES ON OR AFTER JANUARY 1, 2013. (S.L. 2013-4)

S.B. 4, AN ACT (1) TO CLARIFY THE STATE'S INTENT NOT TO OPERATE A STATE-RUN OR "PARTNERSHIP" HEALTH BENEFIT EXCHANGE, (2) TO PROVIDE THAT FUTURE MEDICAID ELIGIBILITY DETERMINATIONS WILL BE MADE BY THE STATE RATHER THAN THE FEDERALLY FACILITATED EXCHANGE, AND (3) TO REJECT THE AFFORDABLE CARE ACT'S OPTIONAL MEDICAID EXPANSION. (S.L. 2013-5)

H.B. 19, AN ACT TO HONOR FALLEN HEROES BY STRENGTHENING THE LAW THAT PROHIBITS DISORDERLY CONDUCT AT A FUNERAL, MEMORIAL SERVICE, OR PROCESSIONAL ROUTE. (S.L. 2013-6)

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Malone, Martin, Brody, and Samuelson (Primary Sponsors); Blackwell, R. Brown, Bryan, Bumgardner, Burr, Cleveland, Collins, Conrad, Dockham, Faircloth, Ford, Hollo, Iler, Jeter, Jones, Jordan, McNeill, Millis, Moffitt, Pittman, Presnell, Ramsey, Riddell, S. Ross, Saine, Schaffer, Shepard, Starnes, Stone, and Turner:

H.B. 230, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW DEFINING HOME SCHOOLS, is referred to the Committee on Education.

By Representatives Lucas, L. Bell, Farmer-Butterfield, and Mobley (Primary Sponsors); Adams, Alexander, Baskerville, Brandon, R. Brawley, Earle, Fisher, Floyd, Goodman, G. Graham, L. Hall, Hamilton, Hanes, Harrison, Holley, Insko, Luebke, Michaux, R. Moore, Pierce, D. Ross, Terry, Waddell, Wilkins, and Wray:

H.B. 231, A BILL TO BE ENTITLED AN ACT PROVIDING THAT EACH GENERAL ASSEMBLY MEMBER IS ENTITLED TO A FULL-TIME LEGISLATIVE ASSISTANT OR CLERK WHO IS A PERMANENT LEGISLATIVE EMPLOYEE, DIRECTING THE LEGISLATIVE SERVICES COMMISSION TO GRANT TO THOSE EMPLOYEES THE SAME BENEFITS AND PRIVILEGES AS OTHER PERMANENT LEGISLATIVE EMPLOYEES, AND APPROPRIATING FUNDS FOR THAT PURPOSE, is referred to the Committee on Appropriations and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Dockham, R. Brawley, Farmer-Butterfield, Fisher, Floyd, Glazier, L. Hall, Harrison, Insko, Lucas, and Wray:

H.B. 232, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND OTHER CHANGES TO THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES STATUTES, AS REQUESTED BY THE STATE HEALTH PLAN, is referred to the Committee on Insurance and, if favorable, to the Committee on Finance.

By Representatives Dockham, R. Brawley, Earle, Farmer-Butterfield, Fisher, Floyd, Gill, Glazier, L. Hall, Hamilton, Harrison, Insko, Lucas, Terry, Waddell, and Wray:

H.B. 233, A BILL TO BE ENTITLED AN ACT TO PROHIBIT UNREASONABLE PREMIUM RATE INCREASES FOR LONG-TERM CARE INSURANCE, is referred to the Committee on Insurance and, if favorable, to the Committee on Finance.

By Representative Millis:

H.B. 234, A BILL TO BE ENTITLED AN ACT TO CORRECT A TECHNICAL ERROR IN THE DISTRIBUTION OF CERTAIN NET PROFITS FROM THE PENDER COUNTY BOARD OF ALCOHOLIC CONTROL, is referred to the Commerce and Job Development Subcommittee on Alcoholic Beverage Control and, if favorable, to the Committee on Finance.

By Representatives Lambeth, Whitmire, Brandon, and Ramsey (Primary Sponsors); Brisson, B. Brown, R. Brown, Collins, Conrad, Faircloth, G. Graham, Hanes, Jackson, Jones, Jordan, Martin, McNeill, Moffitt, R. Moore, Pittman, Samuelson, Setzer, Shepard, Steinburg, and Torbett:

H.B. 235, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE PARENT'S CONSENT BEFORE A CHILD DROPS OUT OF SCHOOL, is referred to the Committee on Education and, if favorable, to Judiciary Subcommittee C.

March 7, 2013

By Representatives McElraft, Ramsey, Shepard, and Waddell:

H.B. 236, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE PERMANENT REGISTRATION PLATES TO PUBLIC AUTHORITIES AND SPECIAL DISTRICTS, is referred to the Committee on Transportation.

By Representatives Richardson, Baskerville, and Floyd:

H.B. 237, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE FRANKLIN COUNTY VOLUNTEERS IN MEDICINE CLINIC, INC., is referred to the Committee on Appropriations.

By Representatives Cleveland and Dockham (Primary Sponsors); R. Brown, Collins, Moffitt, and Stone:

H.B. 238, A BILL TO BE ENTITLED AN ACT TO PROTECT THE FISCAL HEALTH OF NORTH CAROLINA'S WATER AND SEWER SYSTEMS, is referred to the Committee on Health and Human Services and, if favorable, to the Committee on Environment and, if favorable, to the Committee on Finance.

By Representatives Cleveland and Malone (Primary Sponsors); and Stone:

H.B. 239, A BILL TO BE ENTITLED AN ACT TO REPEAL THE LAW THAT AUTHORIZES IN-STATE TUITION STATUS FOR OUT-OF-STATE STUDENTS WHO ARE AWARDED FULL SCHOLARSHIPS, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Dockham and Wray:

H.B. 240, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CHOICES FOR HEALTH INSURANCE IN NORTH CAROLINA BY EXEMPTING HEALTH INSURANCE COMPANIES FROM OUTDATED RISK EXPOSURE REQUIREMENTS; TO REMOVE A BURDENSOME PHOTO IDENTIFICATION REQUIREMENT FOR NEW DOMESTIC COMPANIES; TO HELP MORTGAGE GUARANTY COMPANIES ADJUST THEIR CAPITAL AND SURPLUS REQUIREMENTS; TO REVISE CERTAIN RISK-BASED CAPITAL REQUIREMENTS IN ORDER TO MAINTAIN NORTH CAROLINA'S NAIC ACCREDITATION; TO CLARIFY CONSUMER CHOICE IN HOMEOWNER'S COVERAGE FOR WIND AND HAIL; TO CLARIFY THE CERTIFICATION REQUIREMENTS FOR AN ACTUARY WHO PRESENTS A SCHEDULE OF

PREMIUM RATES; TO SHORTEN CERTAIN TIME PERIODS FOR AN EXTERNAL REVIEW BY THE COMMISSIONER OF CERTAIN INSURER DETERMINATIONS; TO EXPAND ACCESS OF COVERAGE TO BUSINESSES WHO NEED BLANKET ACCIDENT AND HEALTH COVERAGE; AND TO MAKE CERTAIN CONFORMING CHANGES RELATED TO THE RENAMING OF THE OFFICE OF MANAGED CARE PATIENT ASSISTANCE PROGRAM AS HEALTH INSURANCE SMART NC, is referred to the Committee on Insurance.

By Representatives Brisson and Waddell (Primary Sponsors); and Floyd:

H.B. 241, A BILL TO BE ENTITLED AN ACT TO MAKE THE BLUE MONDAY SHAD FRY IN EAST ARCADIA LOCATED ON THE CAPE FEAR RIVER LOCK AND DAM #1 IN BLADEN COUNTY AND SOUTHEAST COLUMBUS COUNTY THE OFFICIAL STATE BLUE MONDAY SHAD FRY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Tine, Setzer, Wray, and Dobson (Primary Sponsors); Cotham, Floyd, Hamilton, Insko, Jordan, Moffitt, Saine, Shepard, and Waddell:

H.B. 242, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE SALES TAX REFUND FOR VOLUNTEER FIRE DEPARTMENTS, is referred to the Committee on Finance and, if favorable, to the Committee on Government.

By Representatives Stevens, Jordan, and Shepard:

H.B. 243, A BILL TO BE ENTITLED AN ACT AUTHORIZING AN OWNER OF A SELF-STORAGE FACILITY WHO HAS A LIEN UPON PERSONAL PROPERTY TO DELIVER NOTICE OF THE PUBLIC SALE OF THE PROPERTY BY REGULAR OR ELECTRONIC MAIL, TO PUBLISH NOTICE IN ANY COMMERCIALLY REASONABLE MANNER, AND TO CONDUCT THE SALE THROUGH AN ONLINE, PUBLICLY ACCESSIBLE AUCTION WEB SITE, AND TO INCREASE THE LATE FEES FOR SELF-STORAGE FACILITY RENTAL CONTRACTS, is referred to Judiciary Subcommittee C and, if favorable, to the Committee on Finance.

By Representatives Hanes and Terry (Primary Sponsors); and Floyd:

H.B. 244, A BILL TO BE ENTITLED AN ACT TO INCREASE THE TAX RATE ON GROSS RECEIPTS A REGIONAL TRANSPORTATION AUTHORITY MAY LEVY ON RETAILERS ENGAGED IN THE

BUSINESS OF LEASING OR RENTING U-DRIVE-IT VEHICLES OR MOTORCYCLES, is referred to the Committee on Government and, if favorable, to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives R. Brawley and Ford:

H.B. 245, A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF TROUTMAN, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Pittman, Ford, Hardister, and Speciale (Primary Sponsors); J. Bell, Bumgardner, Cleveland, Collins, Millis, Presnell, Setzer, Stone, and Warren:

H.B. 246, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CONSTITUTION TO RESTRICT THE LIMITATIONS THAT MAY BE PLACED ON A PERSON WHO HOLDS A CONCEALED CARRY PERMIT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Burr, Starnes, Avila, and McElraft (Primary Sponsors); Glazier, Hollo, Lambeth, Setzer, Shepard, Steinburg, and Stone:

H.B. 247, A BILL TO BE ENTITLED AN ACT TO ALLOW HEALTH PROVIDERS AND HEALTH INSURERS TO FREELY NEGOTIATE REIMBURSEMENT RATES BY PROHIBITING CONTRACT PROVISIONS THAT RESTRICT RATE NEGOTIATIONS, is referred to Judiciary Subcommittee A.

By Representatives Conrad, Fulghum, Cleveland, and Blust (Primary Sponsors); R. Brown, Bumgardner, Collins, Ford, Jones, Jordan, Millis, Riddell, Saine, Shepard, Speciale, Starnes, Steinburg, and Stone:

H.B. 248, A BILL TO BE ENTITLED AN ACT TO REQUIRE DISCLOSURE ON THE BALLOT OF THE ESTIMATED AMOUNT OF INTEREST THAT WOULD BE INCURRED ON INDEBTEDNESS, is referred to the Committee on Finance.

By Representatives Holloway, Glazier, Blackwell, and Elmore (Primary Sponsors); Collins, Cotham, Dockham, Farmer-Butterfield, Floyd, Gill, Hamilton, Harrison, Jones, Jordan, Lucas, Shepard, Waddell, and Wray:

March 7, 2013

H.B. 249, A BILL TO BE ENTITLED AN ACT TO REQUIRE LOCAL SCHOOL ADMINISTRATIVE UNITS TO REFUND THE SUBSTITUTE DEDUCTION TO A TEACHER TAKING PERSONAL LEAVE IF NO SUBSTITUTE IS HIRED FOR THAT TEACHER, is referred to the Committee on Education and, if favorable, to the Committee on Finance.

By Representatives Hardister, Brandon, Stam, and Lambeth (Primary Sponsors); Blackwell, B. Brown, Collins, Hamilton, Jeter, Jones, Jordan, Malone, Riddell, Speciale, Stone, Szoka, and Warren:

H.B. 250, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ENROLLMENT PRIORITY AND PROCEDURES FOR CERTAIN STUDENTS APPLYING TO CHARTER SCHOOLS, is referred to the Committee on Education.

By Representatives Michaux and Faircloth (Primary Sponsors); Floyd, Glazier, Harrison, Jordan, Lucas, and Wray:

H.B. 251, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A REBUTTABLE PRESUMPTION EXISTS IN CERTAIN CIRCUMSTANCES THAT A PERSON CHARGED WITH A FELONY OR CLASS A1 MISDEMEANOR OFFENSE INVOLVING THE ILLEGAL USE, POSSESSION, OR DISCHARGE OF A FIREARM SHOULD NOT BE RELEASED PRIOR TO TRIAL, is referred to the Committee on Judiciary and, if favorable, to the Committee on Appropriations.

By Representatives Moffitt, Ramsey, and McGrady (Primary Sponsors):

H.B. 252, A BILL TO BE ENTITLED AN ACT TO REPEAL S.L. 2009-114, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 20 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE LIMITED IMMUNITY FROM PROSECUTION FOR (1) CERTAIN DRUG-RELATED OFFENSES COMMITTED BY AN INDIVIDUAL WHO SEEKS MEDICAL ASSISTANCE FOR A PERSON EXPERIENCING A DRUG-RELATED OVERDOSE AND (2) CERTAIN DRUG-RELATED OFFENSES COMMITTED BY AN INDIVIDUAL EXPERIENCING A DRUG-RELATED OVERDOSE AND IN NEED OF MEDICAL ASSISTANCE; AND TO PROVIDE IMMUNITY FROM

CIVIL OR CRIMINAL LIABILITY FOR (1) PRACTITIONERS WHO PRESCRIBE AN OPIOID ANTAGONIST TO CERTAIN THIRD PARTIES AND (2) CERTAIN INDIVIDUALS WHO ADMINISTER AN OPIOID ANTAGONIST TO A PERSON EXPERIENCING A DRUG-RELATED OVERDOSE, is read the first time and referred to Judiciary Subcommittee B.

S.B. 33 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT OCCUPATIONAL LICENSING BOARDS CONSIDER CERTAIN FACTORS BEFORE DENYING LICENSES TO APPLICANTS WITH CRIMINAL RECORDS, AS RECOMMENDED BY THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE, is read the first time and referred to Judiciary Subcommittee C.

S.B. 91 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW PERTAINING TO ADMINISTRATIVE ACTION THAT MAY BE TAKEN BY AN OCCUPATIONAL LICENSING BOARD AS A RESULT OF EXPUNGED CHARGES OR CONVICTIONS UNDER G.S. 15A-145.4 AND G.S. 15A-145.5; AND TO PROHIBIT AN EMPLOYER, EDUCATIONAL INSTITUTION, OR STATE OR LOCAL GOVERNMENT AGENCY FROM REQUESTING THAT AN APPLICANT PROVIDE INFORMATION REGARDING AN ARREST, CRIMINAL CHARGE, OR CRIMINAL CONVICTION OF THE APPLICANT THAT HAS BEEN EXPUNGED, is read the first time and referred to Judiciary Subcommittee A.

S.B. 97 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE RELEASE OF PROPERTY TAXES IN ANY AREA THAT WAS PART OF A MUNICIPALITY FOR SIX MONTHS OR LESS AND THEN DEANNEXED, is read the first time and referred to the Committee on Finance.

CALENDAR

Action is taken on the following:

H.B. 147 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS LAWS PERTAINING TO ADOPTION, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

Representative Cleveland requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (113-0).

The bill passes its third reading and is ordered sent to the Senate.

March 7, 2013

On motion of the Chair and without objection, **H.B. 120** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE APPROVAL FROM THE NORTH CAROLINA BUILDING CODE COUNCIL BEFORE A UNIT OF LOCAL GOVERNMENT MAY REQUIRE BUILDING INSPECTIONS IN ADDITION TO THOSE REQUIRED BY THE BUILDING CODE; TO SPECIFY THE FREQUENCY AND EFFECTIVE DATES OF CODE UPDATES; AND TO EXEMPT CABLE TELEVISION EQUIPMENT INSTALLATION FROM BUILDING CODE REQUIREMENTS, is withdrawn from the Calendar and placed on the Calendar of March 11.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee and permanent subcommittee are presented:

By Representative Blust, Chair, for Judiciary Subcommittee A, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 95, A BILL TO BE ENTITLED AN ACT TO PROVIDE GOVERNMENTAL IMMUNITY FOR PUBLIC SAFETY TELECOMMUNICATORS AND DISPATCHERS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of March 11. The original bill is placed on the Unfavorable Calendar.

H.B. 142, A BILL TO BE ENTITLED AN ACT TO PROVIDE PUBLIC ACCESS TO CERTAIN INFORMATION MAINTAINED BY CAMPUS POLICE AGENCIES AFFILIATED WITH PRIVATE, NONPROFIT INSTITUTIONS OF HIGHER EDUCATION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of March 11. The original bill is placed on the Unfavorable Calendar.

By Representatives Stone and Warren, Chairs, for the Committee on Government:

H.B. 140, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF LOWELL TO REGULATE UTILITY VEHICLES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 11.

S.B. 95, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN ELECTION PROCEDURE FOR MIDTERM VACANCIES IN TABOR CITY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 11.

CALENDAR (continued)

H.B. 149 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIMINAL OFFENSE TO FAIL TO REPORT THE DISAPPEARANCE OF A CHILD TO LAW ENFORCEMENT, TO INCREASE THE CRIMINAL PENALTY FOR CONCEALING THE DEATH OF A CHILD, TO INCREASE THE CRIMINAL PENALTY FOR MAKING A FALSE, MISLEADING, OR UNFOUNDED REPORT TO A LAW ENFORCEMENT AGENCY OR OFFICER FOR THE PURPOSE OF INTERFERING OR OBSTRUCTING AN INVESTIGATION INVOLVING A MISSING CHILD OR CHILD VICTIM OF A CLASS A, B1, B2, OR C FELONY, AND TO MAKE IT A CLASS 1 MISDEMEANOR FOR A PERSON TO FAIL TO REPORT THE ABUSE, NEGLECT, DEPENDENCY, OR DEATH DUE TO MALTREATMENT OF A JUVENILE, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

Representative L. Bell requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (113-0).

The bill passes its third reading and is ordered sent to the Senate.

On motion of Representative Murry and without objection, **S.B. 36** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN TECHNICAL, CLARIFYING, AND CONFORMING CHANGES TO THE ADMINISTRATIVE PROCEDURE ACT, AS RECOMMENDED BY THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE, is withdrawn from the Calendar and placed on the Calendar of March 13.

March 7, 2013

S.B. 72, A BILL TO BE ENTITLED AN ACT TO AMEND UNIFORM COMMERCIAL CODE ARTICLE 4A, FUNDS TRANSFERS, TO CONTINUE THE APPLICABILITY OF THAT ARTICLE TO REMITTANCE TRANSFERS THAT ARE NOT ELECTRONIC FUND TRANSFERS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, passes its second reading by electronic vote (112-0).

Representative Torbett objects to the third reading. The bill remains on the Calendar.

Representative T. Moore moves, seconded by Representative R. Brawley, that the House adjourn, subject to the referral of bills to committees, to reconvene Monday, March 11, 2013 at 7:00 p.m.

The motion carries.

No referral of bills to committees having been received, the House stands adjourned at 1:40 p.m.

TWENTY-FOURTH DAY

HOUSE OF REPRESENTATIVES
Monday, March 11, 2013

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by Representative Stam, Speaker Pro Tempore.

The following prayer is offered by Representative Susan Fisher:

"May God bless you with a restless discomfort about easy answers, half-truths and superficial relationships, so that you may seek truth boldly and love from deep within your heart.

"May God bless you with holy anger at injustice, oppression, and exploitation of people, so that you may tirelessly work for justice, freedom, and peace among all people.

"May God bless you with the gift of tears to shed with those who suffer from pain, rejection, starvation, or the loss of all they cherish, so that you may reach out your hand to comfort them and transform their pain into joy.

"May God bless you with enough foolishness to believe that you really can make a difference in this world, so that you are able, with God's grace, to do what others claim cannot be done.

"And the blessing of God....be with you and remain with you forevermore. Amen."

The Chair leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 7 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Hastings, Setzer, Tine, and Wray for today.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

H.B. 44, AN ACT STATING THE INTENT OF THE GENERAL ASSEMBLY TO TRANSITION FROM FUNDING TEXTBOOKS TO FUNDING DIGITAL LEARNING IN THE PUBLIC SCHOOLS, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION STUDY COMMITTEE ON DIGITAL LEARNING ENVIRONMENTS IN PUBLIC SCHOOLS.

CHAPTERED BILLS

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 37, AN ACT AUTHORIZING CLEVELAND COUNTY TO CONVEY CERTAIN DESCRIBED PROPERTY BY GIFT, PRIVATE SALE, OR LONG-TERM LEASE. (S.L. 2013-7)

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Goodman, Lucas, Floyd, and C. Graham (Primary Sponsors); Adams, Cunningham, Tine, Tolson, Waddell, and Wray:

H.B. 253, A BILL TO BE ENTITLED AN ACT TO GUARANTEE THAT NO REGISTERED VOTER IS DENIED THE RIGHT TO VOTE AT AN APPROVED POLLING SITE; AND TO PREVENT THE UNAUTHORIZED USE OF A REGISTERED VOTER'S VOTING PRIVILEGE THROUGH THE FRAUDULENT MISUSE OF A REGISTERED VOTER'S IDENTITY, is referred to the Committee on Elections and, if favorable, to the Committee on Judiciary.

By Representatives Glazier, Lewis, Szoka, and Lucas (Primary Sponsors); Arp, Brody, Cleveland, Fisher, Floyd, Hamilton, Harrison, Jordan, R. Moore, Shepard, Speciale, and Whitmire:

H.B. 254, A BILL TO BE ENTITLED AN ACT AMENDING THE REQUIREMENTS RELATED TO NOTICE OF LAND USE PLANNING AND ZONING CHANGES TO BE GIVEN TO A MILITARY BASE BY COUNTIES OR CITIES NEAR THE MILITARY BASE, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Finance.

By Representatives Glazier, Johnson, and Holloway (Primary Sponsors); Baskerville, Carney, Faircloth, Fisher, Floyd, Gill, Hamilton, Harrison, Holley, Hurley, Jones, Jordan, Lucas, McGrady, McManus, Moffitt, R. Moore, Murry, Shepard, Waddell, and Wray:

H.B. 255, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CERTAIN COURSES AND ACADEMIC CREDIT HOURS TRANSFERRED TO A CONSTITUENT INSTITUTION SHALL NOT BE INCLUDED IN THE CALCULATION OF CREDIT HOURS FOR PURPOSES OF THE TUITION SURCHARGE AND TO REQUIRE THAT UNIFORM PROCEDURES BE IMPLEMENTED IN THE UNIVERSITY OF NORTH CAROLINA SYSTEM TO PROVIDE APPROPRIATE ADVANCE NOTICE TO A STUDENT WHEN THE STUDENT IS APPROACHING THE CREDIT HOUR LIMIT REGARDING THE TUITION SURCHARGE, is referred to the Committee on Education.

By Representatives Farmer-Butterfield, Glazier, and Lewis (Primary Sponsors); Baskerville, Carney, Collins, Cunningham, Faircloth, Fisher, Floyd, Foushee, Gill, C. Graham, G. Graham, L. Hall, Hamilton, Harrison, Holley, Hurley, Jones, Lucas, Martin, McManus, R. Moore, Pierce, Richardson, Speciale, Terry, Tine, Waddell, Whitmire, and Wray:

H.B. 256, A BILL TO BE ENTITLED AN ACT TO ALLOW A DEDUCTION FOR VETERANS AFFAIRS SURVIVORS PENSION BENEFIT WHEN DEFINING INCOME FOR MEDICAID ELIGIBILITY,

is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Health and Human Services and, if favorable, to the Committee on Appropriations.

By Representatives Hurley and McNeill (Primary Sponsors); Faircloth, Floyd, Ford, Jones, Jordan, Moffitt, Murry, Shepard, and Waddell:

H.B. 257, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES GOVERNING THE ESCHEAT FUND TO PROTECT THE PRIVACY OF INFORMATION COLLECTED FOR THE PROCESS OF PAYING CLAIMS; TO ELIMINATE THE FEE PAID BY HOLDERS FOR FILING AN EXTENSION REQUEST; TO REDUCE THE AMOUNT OF PAPERWORK REQUIRED BY HOLDERS; AND TO IMPROVE THE EFFICIENCY AND EFFECTIVENESS OF PROCESSING HOLDER REPORTS, is referred to the Committee on Finance.

By Representatives Lucas, L. Bell, Setzer, and Carney (Primary Sponsors); J. Bell, Elmore, Faircloth, Fisher, Floyd, Ford, Glazier, Harrison, Holley, Hurley, Jackson, Jones, Jordan, Lambeth, Luebke, McManus, Mobley, Riddell, D. Ross, Shepard, Whitmire, Wilkins, and Wray:

H.B. 258, A BILL TO BE ENTITLED AN ACT TO PERMIT LOCAL BOARDS OF EDUCATION TO SET SCHOOL CALENDARS FOR THEIR LOCAL SCHOOL ADMINISTRATIVE UNITS, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Education.

By Representatives Waddell, Brisson, Floyd, Ford, G. Graham, Hamilton, Jackson, Jones, Shepard, and Whitmire:

H.J.R. 259, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF EDWARD L. "ED" WILLIAMSON, FORMER MEMBER OF THE GENERAL ASSEMBLY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Ford, R. Brawley, Pittman, and Warren:

H.B. 260, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN ROWAN COUNTY OWNED PARCELS IN THE VICINITY OF THE ROWAN COUNTY AIRPORT FROM THE CORPORATE LIMITS OF THE CITY OF SALISBURY, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

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By Representatives Ford and Pittman:

H.B. 261, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF KANNAPOLIS, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives McElraft, J. Bell, Blackwell, Brandon, R. Brawley, Brisson, B. Brown, R. Brown, Bryan, Bumgardner, Carney, Cleveland, Dockham, Fisher, Floyd, Ford, Glazier, G. Graham, Hamilton, Harrison, Horn, Hurley, Iler, Jackson, Jeter, Jones, Jordan, Langdon, Lewis, Lucas, Luebke, McGrady, Moffitt, Murry, Presnell, Ramsey, Riddell, D. Ross, Samuelson, Setzer, Shepard, Speciale, Starnes, Torbett, Waddell, Whitmire, and Wray:

H.J.R. 262, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JEAN ROUSE PRESTON, FORMER MEMBER OF THE GENERAL ASSEMBLY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Goodman, Wray, Waddell, and C. Graham (Primary Sponsors); Adams, Carney, Fisher, Floyd, Foushee, Gill, Glazier, G. Graham, Hamilton, Hanes, Harrison, Holley, Lucas, Luebke, McManus, R. Moore, Pierce, Richardson, D. Ross, Tine, Tolson, and Wilkins:

H.B. 263, A BILL TO BE ENTITLED AN ACT TO CREATE A TAX CREDIT FOR NEW JOBS CREATED BY SMALL BUSINESSES, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Finance.

By Representatives Pittman, Ford, Moffitt, and Hardister (Primary Sponsors); J. Bell, Brody, B. Brown, R. Brown, Bumgardner, Jordan, Presnell, and Ramsey:

H.B. 264, A BILL TO BE ENTITLED AN ACT TO REMOVE THE INJUSTICE OF EXTRATERRITORIAL JURISDICTION BY DECLARING THAT NO CITY, TOWN, VILLAGE, OR OTHER POLITICAL SUB-DIVISION WITHIN THE STATE MAY HAVE OR EXERCISE ANY JURISDICTION BEYOND ITS CORPORATE LIMITS, is referred to the Committee on Government and, if favorable, to Judiciary Subcommittee A and, if favorable, to the Committee on Finance.

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By Representatives Collins, Murry, Burr, and Warren (Primary Sponsors); Alexander, Brandon, R. Brawley, W. Brawley, Bryan, Cleveland, Dixon, Ford, Hamilton, Hardister, Jeter, Jordan, Martin, Millis, Moffitt, R. Moore, Saine, Shepard, and Stam:

H.B. 265, A BILL TO BE ENTITLED AN ACT TO ALLOW NORTH CAROLINA CONSUMERS TO ENJOY THE BENEFITS OF ENHANCED COMPETITION IN THE AUTOMOBILE AND MOTORCYCLE INSURANCE MARKET AND TO RESTORE FAIRNESS BY ENDING SUBSIDIES FOR HIGHER RISK DRIVERS, is referred to the Committee on Insurance and, if favorable, to the Committee on Transportation.

By Representatives Turner and R. Brawley (Primary Sponsors); Jordan, Moffitt, and Presnell:

H.B. 266, A BILL TO BE ENTITLED AN ACT TO PROHIBIT COMMUNITY APPEARANCE COMMISSIONS, CITIES, AND COUNTIES FROM REQUIRING THAT NURSERY STOCK THAT IS PURCHASED WITHIN THE JURISDICTION OF THE COMMISSION, CITY, OR COUNTY RESPECTIVELY MEET ANY STANDARD FOR NURSERY STOCK THAT IS STRICTER THAN THE AMERICAN STANDARD FOR NURSERY STOCK ADOPTED BY THE AMERICAN NURSERY AND LANDSCAPE ASSOCIATION, UNLESS THE STRICTER STANDARD IS NECESSARY TO PROTECT PUBLIC HEALTH OR SAFETY, is referred to the Regulatory Reform Subcommittee on Local Government.

By Representatives Collins, Torbett, Floyd, and Wray (Primary Sponsors); W. Brawley, Bumgardner, Cleveland, Fisher, Harrison, Jones, Jordan, Lewis, Martin, McGrady, Moffitt, Murry, Pittman, Ramsey, Shepard, Speciale, and Waddell:

H.B. 267, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE IMPOSITION OF TOLLS ON EXISTING INTERSTATES WITHOUT PRIOR APPROVAL OF THE GENERAL ASSEMBLY, is referred to the Committee on Transportation and, if favorable, to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 11 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DESIGNATE THE MONTH OF APRIL OF EACH YEAR AS ORGAN DONATION AWARENESS/DONATE LIFE MONTH AND TO

PROVIDE THAT THE ACT SHALL BE ENTITLED "DUFFY'S LAW," is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

S.B. 24 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE GAMELAND BUFFER REQUIREMENT APPLICABLE TO SANITARY LANDFILLS FOR THE DISPOSAL OF CONSTRUCTION AND DEMOLITION DEBRIS WASTE UNDER CERTAIN CONDITIONS, is read the first time and referred to the Committee on Environment.

S.B. 45, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING INCAPACITY TO PROCEED, is read the first time and referred to Judiciary Subcommittee B.

S.B. 111 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF CLINTON TO USE THE DESIGN-BUILD METHOD OF CONSTRUCTION, is read the first time and referred to the Committee on Government and, if favorable, to the Committee on Finance.

S.B. 113, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO SUPPORT THE APPLICATION OF A REGIONAL WATER SUPPLY SYSTEM FOR ALL REQUIRED FEDERAL APPROVALS, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION, is read the first time and referred to the Committee on Environment.

WITHDRAWAL OF BILL FROM COMMITTEE

On motion of Representative T. Moore and without objection, **H.B. 45** (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING FOR AN INVENTORY OF INFRASTRUCTURE TO SUPPORT ROBUST DIGITAL LEARNING IN THE PUBLIC SCHOOLS, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION STUDY COMMITTEE ON DIGITAL LEARNING ENVIRONMENTS IN PUBLIC SCHOOLS, is withdrawn from the Appropriations Subcommittee on Education and pursuant to Rule 36(b), is placed on the Calendar of March 12.

RE-REFERRAL

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 160**, A BILL TO BE ENTITLED AN ACT PROHIBITING STATE AND LOCAL GOVERNMENT CONTRACTS

WITH CONTRACTORS WHO EMPLOY ILLEGAL IMMIGRANTS AND REQUIRING CONTRACTORS TO VERIFY AND CERTIFY THEIR EMPLOYEES' AUTHORIZATION TO WORK IN THE UNITED STATES, is withdrawn from the Committee on Government and re-referred to the Committee on Finance.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative T. Moore and without objection, **H.B. 142** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE PUBLIC ACCESS TO CERTAIN INFORMATION MAINTAINED BY CAMPUS POLICE AGENCIES AFFILIATED WITH PRIVATE, NON-PROFIT INSTITUTIONS OF HIGHER EDUCATION, is withdrawn from the Calendar and placed on the Calendar of March 13.

INTRODUCTION OF PAGES

Pages for the week of March 11 are introduced to the membership. They are: Stephanie Bunao of Mecklenburg; Alexandra Burd of Cabarrus; Anne Church of Franklin; Macey Harrison of Alamance; Mayah Haynes of Wake; Emily Hedrick of Alamance; Sally Hennessee of Cabarrus; Jeffrey Manchester of Mecklenburg; Charles Morin of Wake; Jacob Parrish of Carteret; Abigail Ueland of Wake; and Joseph Velten of Carteret.

CALENDAR

Action is taken on the following:

H.B. 140, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF LOWELL TO REGULATE UTILITY VEHICLES, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S.B. 95, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN ELECTION PROCEDURE FOR MIDTERM VACANCIES IN TABOR CITY, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

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S.B. 72, A BILL TO BE ENTITLED AN ACT TO AMEND UNIFORM COMMERCIAL CODE ARTICLE 4A, FUNDS TRANSFERS, TO CONTINUE THE APPLICABILITY OF THAT ARTICLE TO REMITTANCE TRANSFERS THAT ARE NOT ELECTRONIC FUND TRANSFERS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, passes its third reading, by electronic vote (113-0), and is ordered enrolled and presented to the Governor.

H.B. 95 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALTER THE STANDARD OF PROOF FOR PUBLIC SAFETY TELECOMMUNICATORS AND DISPATCHERS, passes its second reading, by electronic vote (112-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 120 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE APPROVAL FROM THE NORTH CAROLINA BUILDING CODE COUNCIL BEFORE A UNIT OF LOCAL GOVERNMENT MAY REQUIRE BUILDING INSPECTIONS IN ADDITION TO THOSE REQUIRED BY THE BUILDING CODE; TO SPECIFY THE FREQUENCY AND EFFECTIVE DATES OF CODE UPDATES; AND TO EXEMPT CABLE TELEVISION EQUIPMENT INSTALLATION FROM BUILDING CODE REQUIREMENTS.

Representative Hager offers Amendment No. 1 which is adopted by electronic vote (109-3).

The bill, as amended, passes its second reading by electronic vote (88-26).

The bill is ordered engrossed and remains on the Calendar.

WITHDRAWAL OF BILL FROM COMMITTEE

On motion of Representative T. Moore and without objection, **H.B. 75**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTY FOR VARIOUS CRIMINAL OFFENSES OF FELONY CHILD ABUSE AND TO REQUIRE THAT THE OFFICIAL RECORD OF A DEFENDANT CONVICTED OF CHILD ABUSE OR OTHER ASSAULTS AGAINST A MINOR INDICATES THAT THE OFFENSE INVOLVED CHILD ABUSE, is withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), is placed on the Calendar of March 12.

March 11, 2013

Representative T. Moore moves, seconded by Representative R. Brawley, that the House adjourn, subject to the referral of bills to committees, to reconvene March 12 at 1:00 p.m.

The motion carries.

No referral of bills to committees having been received, the House stands adjourned at 8:00 p.m.

TWENTY-FIFTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, March 12, 2013

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Jacqueline Schaffer.

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 11 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Foushee for today. Representative Johnson is excused for a portion of the Session.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

S.B. 72, AN ACT TO AMEND UNIFORM COMMERCIAL CODE ARTICLE 4A, FUNDS TRANSFERS, TO CONTINUE THE APPLICABILITY OF THAT ARTICLE TO REMITTANCE TRANSFERS THAT ARE NOT ELECTRONIC FUND TRANSFERS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

March 12, 2013

S.B. 95, AN ACT TO PROVIDE FOR AN ELECTION PROCEDURE FOR MIDTERM VACANCIES IN TABOR CITY.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Wilkins, Floyd, Ford, Foushee, Harrison, Holley, Jones, Jordan, Lambeth, Lucas, McManus, Riddell, and Whitmire:

H.B. 268, A BILL TO BE ENTITLED AN ACT TO GIVE THE PERSON COUNTY BOARD OF EDUCATION ADDITIONAL FLEXIBILITY IN SETTING THE SCHOOL CALENDAR, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Education.

By Representatives Jordan, Brandon, Jones, and Stam (Primary Sponsors); Arp, Avila, Blust, B. Brown, R. Brown, Bryan, Collins, Dixon, Dollar, Faircloth, Ford, G. Graham, Hanes, Hastings, Hollo, Hurley, Jeter, Lambeth, Lewis, Martin, McElraft, McGrady, Millis, Moffitt, Murry, Pittman, Riddell, S. Ross, Saine, Samuelson, Shepard, Speciale, Starnes, Stone, and Warren:

H.B. 269, A BILL TO BE ENTITLED AN ACT TO CREATE SPECIAL EDUCATION SCHOLARSHIP GRANTS FOR CHILDREN WITH DISABILITIES, is referred to the Committee on Education and, if favorable, to the Committee on Finance.

By Representative Elmore:

H.B. 270, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A REFERENDUM IN THE TOWN OF RONDA ON THE ISSUE OF WHETHER OR NOT VOTERS OF THAT TOWN SHOULD BE ABLE TO RECALL FROM OFFICE THE ELECTED OFFICERS OF THAT TOWN, is referred to the Committee on Government.

By Representatives Hager, Arp, R. Brawley, Hamilton, Moffitt, Murry, Ramsey, Shepard, and Starnes:

H.J.R. 271, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF DON M. BAILEY TO THE UTILITIES COMMISSION, is referred to the Committee on Public Utilities and Energy.

March 12, 2013

By Representatives Stam, Jackson, and Bryan (Primary Sponsors); Collins, Jones, Jordan, McGrady, Moffitt, Murry, Samuelson, Speciale, Whitmire, and Wray:

H.B. 272, A BILL TO BE ENTITLED AN ACT TO MODIFY THE MEASURE OF DAMAGES IN A CONDEMNATION ACTION INITIATED BY THE DEPARTMENT OF TRANSPORTATION, TO PROVIDE THAT INTEREST ON A DOT CONDEMNATION AWARD SHALL BE PAID FROM THE DATE OF TAKING UNTIL THE DATE THE JUDGMENT IS PAID, AND TO AUTHORIZE A DEFENDANT IN SUCH AN ACTION TO RECOVER ATTORNEY FEES AND COSTS IF THE JUDGMENT EXCEEDS THE DEPOSIT BY TWENTY-FIVE PERCENT OR MORE, is referred to Judiciary Subcommittee B and, if favorable, to the Committee on Transportation.

By Representatives Hardister, Malone, Brandon, and Stam (Primary Sponsors); B. Brown, Bumgardner, Collins, Ford, Hanes, Jones, Jordan, Speciale, and Warren:

H.B. 273, A BILL TO BE ENTITLED AN ACT TO REQUIRE ACCOUNTING OF CHARTER SCHOOL FUNDS AND A TIME LINE FOR THE TRANSFER OF FUNDS BY LOCAL BOARDS OF EDUCATION TO CHARTER SCHOOLS, is referred to the Committee on Education and, if favorable, to the Committee on Finance.

By Representatives Blust, Jones, Holloway, and Starnes (Primary Sponsors); Arp, J. Bell, B. Brown, Bumgardner, Cleveland, Collins, Dockham, Ford, Jordan, Martin, Millis, Moffitt, Murry, Riddell, Setzer, Shepard, Speciale, Stone, Szoka, and Whitmire:

H.B. 274, A BILL TO BE ENTITLED AN ACT TO PROVIDE GOVERNMENTAL ACCOUNTABILITY AND PROTECTION TO THE TAXPAYERS BY LIMITING INCREASES IN THE GENERAL FUND BUDGET, TO REFORM THE BUDGET PROCESS, TO ESTABLISH AN EMERGENCY RESERVE TRUST FUND, AND TO AMEND THE NORTH CAROLINA CONSTITUTION TO ESTABLISH A GENERAL FUND EXPENDITURE LIMIT, is referred to the Committee on Government and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriations.

March 12, 2013

By Representatives Carney, Farmer-Butterfield, Howard, and Hurley (Primary Sponsors); Adams, J. Bell, Blust, Brandon, R. Brawley, Brisson, Brody, B. Brown, R. Brown, Bumgardner, Collins, Conrad, Dixon, Dockham, Faircloth, Fisher, Floyd, Ford, Foushee, Gill, Glazier, Goodman, C. Graham, G. Graham, Hamilton, Hanes, Harrison, Hastings, Holley, Horn, Iler, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Lewis, Lucas, Malone, Martin, McManus, McNeill, Moffitt, Murry, Pierce, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Setzer, Shepard, Speciale, Starnes, Stevens, Szoka, Tine, Waddell, Whitmire, and Wray:

H.R. 275, A HOUSE RESOLUTION HONORING THE GIRL SCOUTS OF THE USA.

Pursuant to Rule 32(a), the resolution is placed on today's Calendar.

MESSAGES FROM THE SENATE

The following are received from the Senate:

H.B. 10 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE THE RESTRICTION ON THE TURNPIKE AUTHORITY'S SELECTION OF A CORRIDOR LOCATION FOR THE SOUTHEAST EXTENSION PROJECT OF N.C. 540; TO SET FORTH A NEW PRIORITIZATION PROCESS FOR SELECTION OF FUTURE TURNPIKE AUTHORITY PROJECTS; AND TO REMOVE AUTHORIZATION FROM THREE PROJECTS OF THE TURNPIKE AUTHORITY, is returned for concurrence in the Senate committee substitute bill and referred to the Committee on Rules, Calendar, and Operations of the House.

Upon concurrence the Senate committee substitute bill changes the title.

H.B. 23 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO DEVELOP AND IMPLEMENT DIGITAL TEACHING AND LEARNING STANDARDS FOR TEACHERS AND SCHOOL ADMINISTRATORS, is returned for concurrence in the Senate committee substitute bill and referred to the Committee on Education.

CALENDAR

Action is taken on the following:

H.B. 120 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE APPROVAL FROM THE NORTH CAROLINA BUILDING CODE COUNCIL BEFORE A UNIT OF LOCAL GOVERNMENT MAY REQUIRE BUILDING INSPECTIONS IN ADDITION TO

THOSE REQUIRED BY THE BUILDING CODE; TO SPECIFY THE FREQUENCY AND EFFECTIVE DATES OF CODE UPDATES; AND TO EXEMPT CABLE TELEVISION EQUIPMENT INSTALLATION FROM BUILDING CODE REQUIREMENTS.

Representative McGrady offers Amendment No. 2 which fails of adoption by electronic vote (41-77).

Representative Dobson requests and is granted leave of the House to change his vote from "aye" to "no". The adjusted vote total is (40-78).

On motion of Representative Luebke, the bill is temporarily displaced.

On motion of Representative T. Moore and without objection, **H.B. 45** (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING FOR AN INVENTORY OF INFRASTRUCTURE TO SUPPORT ROBUST DIGITAL LEARNING IN THE PUBLIC SCHOOLS, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION STUDY COMMITTEE ON DIGITAL LEARNING ENVIRONMENTS IN PUBLIC SCHOOLS, is withdrawn from the Calendar and placed on the Calendar of March 13.

H.B. 75, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTY FOR VARIOUS CRIMINAL OFFENSES OF FELONY CHILD ABUSE AND TO REQUIRE THAT THE OFFICIAL RECORD OF A DEFENDANT CONVICTED OF CHILD ABUSE OR OTHER ASSAULTS AGAINST A MINOR INDICATES THAT THE OFFENSE INVOLVED CHILD ABUSE, passes its second reading, by electronic vote (118-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.R. 275, A HOUSE RESOLUTION HONORING THE GIRL SCOUTS OF THE USA.

Representative Lewis offers Amendment No. 1 which is adopted by electronic vote (118-0).

The resolution, as amended, is adopted, by electronic vote (118-0), and ordered engrossed and printed.

H.B. 120 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE APPROVAL FROM THE NORTH CAROLINA BUILDING CODE COUNCIL BEFORE A UNIT OF LOCAL GOVERNMENT MAY REQUIRE BUILDING INSPECTIONS IN ADDITION TO THOSE REQUIRED BY THE BUILDING CODE; TO SPECIFY THE

FREQUENCY AND EFFECTIVE DATES OF CODE UPDATES; AND TO EXEMPT CABLE TELEVISION EQUIPMENT INSTALLATION FROM BUILDING CODE REQUIREMENTS, which was temporarily displaced, is before the Body.

Representative Luebke offers Amendment No. 3 which is adopted by electronic vote (114-4).

Representative Earle requests and is granted leave of the House to change her vote from "no" to "aye". The adjusted vote total is (115-3).

The bill, as amended, passes its third reading, by electronic vote (99-18), and is ordered engrossed and sent to the Senate.

WITHDRAWAL OF BILL FROM COMMITTEE

On motion of Representative T. Moore and without objection, **H.B. 23** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO DEVELOP AND IMPLEMENT DIGITAL TEACHING AND LEARNING STANDARDS FOR TEACHERS AND SCHOOL ADMINISTRATORS, is withdrawn from the Committee on Education and placed on today's Calendar for immediate consideration.

On motion of Representative Horn, the House concurs in the Senate committee substitute bill, by electronic vote (118-0), and the bill is ordered enrolled and presented to the Governor.

ADDENDA TO COMMITTEE ASSIGNMENTS

March 12, 2013

The Speaker makes the following committee assignments:

JUDICIARY SUBCOMMITTEE A: Add Representative Daughtry.

JUDICIARY SUBCOMMITTEE B: Add Representative Daughtry.

JUDICIARY SUBCOMMITTEE C: Add Representative Daughtry.

Representative T. Moore moves, seconded by Representative Hager, that the House adjourn, subject to the receipt of Committee Reports and the referral of bills to committees, to reconvene March 13 at 3:00 p.m.

The motion carries.

March 12, 2013

RE-REFERRALS

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 160**, A BILL TO BE ENTITLED AN ACT PROHIBITING STATE AND LOCAL GOVERNMENT CONTRACTS WITH CONTRACTORS WHO EMPLOY ILLEGAL IMMIGRANTS AND REQUIRING CONTRACTORS TO VERIFY AND CERTIFY THEIR EMPLOYEES' AUTHORIZATION TO WORK IN THE UNITED STATES, is withdrawn from the Committee on Finance and re-referred to the Committee on Government.

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 238**, A BILL TO BE ENTITLED AN ACT TO PROTECT THE FISCAL HEALTH OF NORTH CAROLINA'S WATER AND SEWER SYSTEMS, is withdrawn from the Committee on Health and Human Services and re-referred to the Committee on Government and, if favorable, to the Committee on Finance.

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 60**, A BILL TO BE ENTITLED AN ACT TO TERMINATE LEASES AT THE INDIAN CULTURAL CENTER SITE AND THEN SELL OR ALLOCATE CERTAIN PORTIONS OF THE PROPERTY, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Finance.

On motion of Representative T. Moore, a serial referral for **H.B. 236**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE PERMANENT REGISTRATION PLATES TO PUBLIC AUTHORITIES AND SPECIAL DISTRICTS, to the Committee on Finance is added.

The House stands adjourned at 2:26 p.m.

TWENTY-SIXTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, March 13, 2013

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

March 13, 2013

On motion of the Speaker, the House recesses at 3:01 p.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

Prayer is offered by Representative Susan Martin.

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 12 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Langdon for today. Representative D. Ross is excused for a portion of the Session.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

H.B. 23, AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO DEVELOP AND IMPLEMENT DIGITAL TEACHING AND LEARNING STANDARDS FOR TEACHERS AND SCHOOL ADMINISTRATORS.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 95, AN ACT TO PROVIDE FOR AN ELECTION PROCEDURE FOR MIDTERM VACANCIES IN TABOR CITY. (S.L. 2013-8)

H.B. 77, AN ACT TO DELETE A PROVISION FOR A FIFTY-DOLLAR PAYMENT TO MEMBERS OF THE BOARD OF LAW EXAMINERS THAT HAS NOT BEEN PAID SINCE THE 1970S AND TO CLARIFY A PROVISION RELATING TO EXPENSES OF THAT BOARD, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION. (S.L. 2013-9)

March 13, 2013

H.B. 82, AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE AND TO DECOUPLE FROM CERTAIN PROVISIONS OF THE FEDERAL AMERICAN TAXPAYER RELIEF ACT OF 2012. (S.L. 2013-10)

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives G. Graham and Stam (Primary Sponsors):

H.B. 276, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND MODERNIZE STATUTES REGARDING ZONING BOARDS OF ADJUSTMENT, is referred to the Committee on Government.

By Representatives Dockham, Hardister, Jeter, and Stone (Primary Sponsors); R. Brawley, Faircloth, Jordan, Moffitt, R. Moore, S. Ross, Samuelson, Whitmire, and Wray:

H.B. 277, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS AND CLARIFICATIONS TO CHAPTER 53C OF THE GENERAL STATUTES, is referred to the Committee on Banking.

By Representatives D. Ross and D. Hall (Primary Sponsors); Alexander, Earle, Fisher, Gill, Harrison, Jordan, Lucas, McGrady, R. Moore, and Wray:

H.B. 278, A BILL TO BE ENTITLED AN ACT ENCOURAGING PARTIES TO A DISPUTE INVOLVING CERTAIN MATTERS RELATED TO REAL ESTATE UNDER THE JURISDICTION OF A HOME-OWNERS ASSOCIATION TO INITIATE MEDIATION TO TRY TO RESOLVE THE DISPUTE PRIOR TO FILING A CIVIL ACTION, is referred to Judiciary Subcommittee A and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Millis, Hager, McElraft, and Moffitt (Primary Sponsors); Arp, Brody, Bryan, Bumgardner, Catlin, Cleveland, Collins, Conrad, Dixon, Faircloth, Ford, Fulghum, Hamilton, Horn, Iler, Jeter, Jones, Jordan, Lambeth, Martin, McGrady, Murry, Pittman, Ramsey, Riddell, Samuelson, Shepard, Stam, Stevens, Szoka, Tine, Waddell, Warren, Whitmire, and Wray:

March 13, 2013

H.B. 279, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO TRANSFER CERTAIN ENVIRONMENTAL PERMITS ASSOCIATED WITH PROPERTY DEVELOPMENT WHEN THE ORIGINAL PROPERTY OWNER IS UNWILLING OR UNABLE TO AGREE TO THE PERMIT TRANSFER, is referred to the Committee on Environment and, if favorable, to the Committee on Regulatory Reform.

By Representatives Cleveland, Faircloth, Jordan, Speciale, and Stevens:

H.B. 280, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE PUBLIC STAFF SHALL IN ALL OF ITS DUTIES AND RESPONSIBILITIES PROVIDED FOR BY LAW ACT ON BEHALF OF THE USING AND CONSUMING PUBLIC, is referred to the Committee on State Personnel.

By Representatives Cleveland, Collins, Faircloth, and Stam:

H.B. 281, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE NAMES AND ADDRESSES OF PERSONS EXCUSED FROM JURY DUTY SHALL BE RETAINED BY THE CLERK OF SUPERIOR COURT FOR NOT LESS THAN TWO YEARS, is referred to the Committee on Judiciary and, if favorable, to the Committee on Government.

By Representatives L. Bell and Brisson (Primary Sponsors); Carney, Floyd, Foushee, Goodman, Harrison, Jordan, Lambeth, Lucas, Luebke, McManus, Mobley, Riddell, and Whitmire:

H.B. 282, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO THE BOARD OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR IN CERTAIN LOCAL SCHOOL ADMINISTRATIVE UNITS, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Education.

By Representatives Davis, Iler, and Jeter:

H.B. 283, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE RELATIONSHIP BETWEEN THE DEPARTMENT OF TRANSPORTATION AND THE NORTH CAROLINA STATE PORTS AUTHORITY, is referred to the Committee on Transportation.

By Representatives Jordan, Faircloth, Floyd, Foushee, Hamilton, Hanes, Harrison, McGrady, McManus, Waddell, and Whitmire:

H.B. 284, A BILL TO BE ENTITLED AN ACT PROVIDING THAT COUNTIES AND MUNICIPALITIES MAY, WHEN CONTRACTING FOR CONSTRUCTION OR REPAIR WORK OR FOR THE PURCHASE OF APPARATUS, SUPPLIES, MATERIALS, OR EQUIPMENT INVOLVING THE EXPENDITURE OF PUBLIC MONEY, GIVE PREFERENCE TO LOCAL BIDDERS WHEN CERTAIN REQUIREMENTS ARE MET, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Tolson and Hollo (Primary Sponsors); Floyd, Fulghum, Glazier, Goodman, Hamilton, Harrison, Lucas, McManus, Murry, Wilkins, and Wray:

H.B. 285, A BILL TO BE ENTITLED AN ACT TO AMEND THE RESPIRATORY CARE PRACTICE ACT, is referred to the Committee on Health and Human Services.

By Representatives Stam, D. Ross, D. Hall, and Dobson (Primary Sponsors); Arp, J. Bell, Brandon, Brody, B. Brown, Bryan, Bumgardner, Burr, Carney, Cleveland, Collins, Conrad, Cunningham, Dixon, Faircloth, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, Hamilton, Hanes, Harrison, Hastings, Holley, Horn, Hurley, Iler, Insko, Jeter, Jones, Jordan, Lambeth, Lewis, Lucas, Malone, Martin, McElraft, McManus, McNeill, Millis, Moffitt, R. Moore, Murry, Ramsey, Riddell, S. Ross, Saine, Setzer, Shepard, Speciale, Starnes, Szoka, Tine, Torbett, Turner, Waddell, Warren, Whitmire, and Wray:

H.R. 286, A HOUSE RESOLUTION COMMEMORATING THE RECOVERY OF NORTH CAROLINA'S BILL OF RIGHTS.

Pursuant to Rule 32(a), the resolution is placed on the Calendar of March 18.

By Representatives Lambeth, Moffitt, Brandon, and D. Ross (Primary Sponsors); B. Brown, Carney, Dixon, Faircloth, Fisher, Floyd, Foushee, Gill, Glazier, C. Graham, Hamilton, Hanes, Harrison, Insko, Jones, Jordan, Lucas, Martin, McGrady, Mobley, Murry, Ramsey, Samuelson, Setzer, Shepard, Steinburg, and Warren:

H.B. 287, A BILL TO BE ENTITLED AN ACT TO PROHIBIT STUDENTS FROM DROPPING OUT OF SCHOOL BEFORE THE AGE OF SEVENTEEN, is referred to the Committee on Education and, if favorable, to Judiciary Subcommittee C.

March 13, 2013

By Representatives Saine, Bumgardner, Carney, Floyd, Harrison, Jordan, McManus, Riddell, and Whitmire:

H.B. 288, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO THE LINCOLN COUNTY BOARD OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Education.

By Representatives Saine, Horn, and Cotham (Primary Sponsors); Bumgardner, Cleveland, Faircloth, Johnson, Jones, Jordan, Martin, Ramsey, Riddell, Tine, and Waddell:

H.B. 289, A BILL TO BE ENTITLED AN ACT RELATED TO THE PURCHASING OF REFURBISHED COMPUTER EQUIPMENT AS A METHOD OF ACQUISITION FOR STATE AND LOCAL GOVERNMENTAL ENTITIES, is referred to the Committee on Government.

By Representatives Hager, Bumgardner, and Ford:

H.B. 290, A BILL TO BE ENTITLED AN ACT TO ALLOW THE BOARD OF COMMISSIONERS OF RUTHERFORD COUNTY TO SERVE EX OFFICIO AS THE RUTHERFORD COUNTY AIRPORT AUTHORITY, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

MESSAGE FROM THE SENATE

The following is received from the Senate:

S.B. 123, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE EXISTING LAW PERTAINING TO SEX OFFENDERS RESIDING NEAR SCHOOLS OR DAY CARE CENTERS, is read the first time and referred to Judiciary Subcommittee C.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Blust, Chair, for Judiciary Subcommittee A, with approval of standing committee Chair for report to be made directly to the floor of the House:

March 13, 2013

H.B. 40, A BILL TO BE ENTITLED AN ACT TO AMEND THE OFFENSE OF HABITUAL IMPAIRED DRIVING, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 125, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT CERTAIN TYPES OF PROPRIETARY COMPUTER CODE ARE NOT A PUBLIC RECORD, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

S.B. 50 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PREVENT IDENTITY THEFT OF DISCHARGED VETERANS BY RESTRICTING THE RELEASE OF MILITARY SERVICE DISCHARGE DOCUMENTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Collins, Chair, for the Committee on State Personnel:

H.B. 161 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A MANDATORY RETIREMENT AGE FOR MAGISTRATES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representatives Howard, R. Brawley, Lewis, and Setzer, Chairs, for the Committee on Finance:

H.B. 57, A BILL TO BE ENTITLED AN ACT (1) TO PROHIBIT LOCAL SCHOOL ADMINISTRATIVE UNITS FROM ASSESSING INDIRECT COSTS TO A CHILD NUTRITION PROGRAM UNLESS THE PROGRAM IS FINANCIALLY SOLVENT AND (2) TO APPROPRIATE FUNDS TO PROMOTE OPTIMAL PRICING FOR CHILD NUTRITION PROGRAM FOODS AND SUPPLIES, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE BASED ON RECOMMENDATIONS FROM THE PROGRAM EVALUATION DIVISION, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

March 13, 2013

H.B. 60, A BILL TO BE ENTITLED AN ACT TO TERMINATE LEASES AT THE INDIAN CULTURAL CENTER SITE AND THEN SELL OR ALLOCATE CERTAIN PORTIONS OF THE PROPERTY, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 58, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE OVERSIGHT OF STATE GRANTS TO NON-STATE ENTITIES AND TO INCREASE THE ACCOUNTABILITY OF GRANTEES WHO RECEIVE STATE GRANTS, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Hager, Chair, for the Committee on Public Utilities and Energy:

H.J.R. 271, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF DON M. BAILEY TO THE UTILITIES COMMISSION, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar.

H.B. 223, A BILL TO BE ENTITLED AN ACT EXEMPTING ELECTRIC MEMBERSHIP CORPORATIONS FROM INTEGRATED RESOURCE PLANNING AND SERVICE REGULATIONS REQUIREMENTS ESTABLISHED BY THE UTILITIES COMMISSION AND RETURNING OVERSIGHT OF THE CORPORATIONS TO THEIR MEMBER BOARD OF DIRECTORS, with a favorable report and recommendation that the bill be re-referred to the Committee on Regulatory Reform.

The bill is re-referred to the Committee on Regulatory Reform.

By Representative Murry, Chair, for the Regulatory Reform Subcommittee on Business and Labor, with approval of standing committee Chair for report to be made directly to the floor of the House:

March 13, 2013

H.B. 18 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT PERSONS UNDER EIGHTEEN YEARS OF AGE FROM USING TANNING EQUIPMENT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

CALENDAR

Action is taken on the following:

H.B. 45 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING FOR AN INVENTORY OF INFRASTRUCTURE TO SUPPORT ROBUST DIGITAL LEARNING IN THE PUBLIC SCHOOLS, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION STUDY COMMITTEE ON DIGITAL LEARNING ENVIRONMENTS IN PUBLIC SCHOOLS.

Representative Horn offers Amendment No. 1 which is adopted by electronic vote (113-0).

The bill, as amended, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

Representative Dixon requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (118-0).

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 142 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE PUBLIC ACCESS TO CERTAIN INFORMATION MAINTAINED BY CAMPUS POLICE AGENCIES AFFILIATED WITH PRIVATE, NONPROFIT INSTITUTIONS OF HIGHER EDUCATION, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S.B. 36 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN TECHNICAL, CLARIFYING, AND CONFORMING CHANGES TO THE ADMINISTRATIVE PROCEDURE ACT, AS RECOMMENDED BY THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE.

March 13, 2013

Representative Murry offers Amendment No. 1 which is adopted by electronic vote (117-0).

The bill, as amended, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate for concurrence in the House committee substitute bill.

Representative T. Moore moves, seconded by Representative S. Ross, that the House adjourn, subject to the receipt of Committee Reports and the referral of bills to committees, to reconvene March 14 at 12:00 Noon.

The motion carries.

RE-REFERRALS

On motion of Representative T. Moore the serial referral for **H.B. 58** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPROVE THE OVERSIGHT OF STATE GRANTS TO NON-STATE ENTITIES AND TO INCREASE THE ACCOUNTABILITY OF GRANTEES WHO RECEIVE STATE GRANTS, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, to the Committee on Appropriations is stricken and pursuant to Rule 36(b), the bill is placed on the Calendar.

On motion of Representative T. Moore, the serial referral for **H.B. 156**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR HONESTY IN ADVERTISING AND MARKETING OF THE NORTH CAROLINA STATE LOTTERY, to the Committee on Education is stricken.

The serial referral to the Committee on Appropriations remains.

The House stands adjourned at 4:15 p.m.

TWENTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES
Thursday, March 14, 2013

The House meets at 12:00 Noon pursuant to adjournment and is called to order by the Speaker.

March 14, 2013

Prayer is offered by Representative Mark Brody.

The Speaker leads the Body in the Pledge of Allegiance.

Representative Burr, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 13 has been examined and found correct. Upon his motion, the Journal is approved as written.

There are no excused absences for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative W. Brawley, Chair, for the Regulatory Reform Subcommittee on Local Government, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 150, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHEN A COUNTY OR MUNICIPALITY MAY ENACT ZONING ORDINANCES RELATED TO DESIGN AND AESTHETIC CONTROLS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of March 19. The original bill is placed on the Unfavorable Calendar.

By Representatives Jordan and McGrady, Chairs, for Judiciary Subcommittee B, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 31, A BILL TO BE ENTITLED AN ACT TO AMEND THE OFFENSE OF HABITUAL DWI TO INCLUDE ANY DWI OFFENSE OCCURRING AFTER CONVICTION FOR THE OFFENSE OF HABITUAL DWI, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 19.

H.B. 32, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT OF THE YEAR'S ALLOWANCE FOR A SURVIVING SPOUSE, with a favorable report.

March 14, 2013

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 19.

H.B. 156, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR HONESTY IN ADVERTISING AND MARKETING OF THE NORTH CAROLINA STATE LOTTERY, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Education.

The serial referral to the Committee on Education having been stricken, the committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 183, A BILL TO BE ENTITLED AN ACT TO ALLOW HOSPITALS TO CONDUCT CHEMICAL ANALYSES OF BLOOD TO DETERMINE A PERSON'S BLOOD ALCOHOL CONCENTRATION OR THE PRESENCE OF ANY OTHER IMPAIRING SUBSTANCE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of March 19. The original bill is placed on the Unfavorable Calendar.

S.B. 45, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING INCAPACITY TO PROCEED, with a favorable report as to the House committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of March 19. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Brandon, Lambeth, Hardister, and Hanes (Primary Sponsors); Bumgardner, Dixon, Jones, and Jordan:

H.B. 291, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADVANCE ALLOTMENTS FUNDS FOR NEW CHARTER SCHOOLS, is referred to the Appropriations Subcommittee on Education.

March 14, 2013

By Representatives Brody, Fisher, Insko, and Warren (Primary Sponsors); Carney, Floyd, Glazier, Hamilton, Harrison, Jordan, Lambeth, Lucas, McGrady, Ramsey, and Whitmire:

H.B. 292, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE MUSIC THERAPY PRACTICE ACT, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Regulatory Reform and, if favorable, to the Committee on Finance.

By Representatives Szoka, J. Bell, and Hardister (Primary Sponsors); Bumgardner, Faircloth, and Steinburg:

H.B. 293, A BILL TO BE ENTITLED AN ACT AMENDING THE SECURE AND FAIR ENFORCEMENT MORTGAGE LICENSING ACT TO REDUCE REGULATORY BURDENS, MAKING CLARIFYING AND TECHNICAL CHANGES, AND MODIFYING CERTAIN FORECLOSURE PROCEEDINGS, is referred to Judiciary Subcommittee A and, if favorable, to the Committee on Banking.

By Representatives Tine, Collins, Horn, Iler, and Jeter:

H.B. 294, A BILL TO BE ENTITLED AN ACT TO ALLOW DARE COUNTY TO REMOVE ABANDONED VESSELS FROM NAVIGABLE WATERS, is referred to the Committee on Government.

By Representatives J. Bell, G. Graham, Dixon, and L. Bell (Primary Sponsors); Carney, Floyd, Foushee, Jordan, Lambeth, McManus, Riddell, and Whitmire:

H.B. 295, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO THE BOARDS OF EDUCATION IN ADOPTING A SCHOOL CALENDAR IN CERTAIN COUNTIES, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Education.

By Representatives J. Bell, Moffitt, Martin, and Wray (Primary Sponsors); Dixon, Jeter, McGrady, and Whitmire:

H.B. 296, A BILL TO BE ENTITLED AN ACT TO AMEND AND CLARIFY THE HUNTER EDUCATION REQUIREMENTS AND TO ESTABLISH A HUNTING HERITAGE APPRENTICE PERMIT, is referred to the Committee on Environment.

March 14, 2013

By Representatives Lewis and Cleveland:

H.B. 297, A BILL TO BE ENTITLED AN ACT TO REMOVE THE MATCHING FUNDS PROVISIONS OF THE PUBLIC CAMPAIGN ACT AND THE VOTER-OWNED ELECTION ACT AND TO MAKE CONFORMING AND RELATED CHANGES, is referred to the Committee on Elections.

By Representatives Hager, Collins, Avila, and Cleveland (Primary Sponsors); Blackwell, Boles, Brody, R. Brown, Bumgardner, Burr, Conrad, Elmore, Ford, Fulghum, Hardister, Hurley, Iler, Martin, McElraft, Millis, Pittman, Shepard, Speciale, Stevens, Stone, Szoka, and Whitmire:

H.B. 298, A BILL TO BE ENTITLED AN ACT TO REDUCE THE BURDEN OF HIGH ENERGY COSTS ON THE CITIZENS OF NORTH CAROLINA BY ELIMINATING RENEWABLE ENERGY PORTFOLIO STANDARDS; AND TO PROVIDE FOR COST RECOVERY BY PUBLIC UTILITIES FOR CERTAIN COSTS OF COMPLIANCE WITH RENEWABLE ENERGY PORTFOLIO STANDARDS, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Regulatory Reform and, if favorable, the Committee on Environment and, if favorable, the Committee on Public Utilities and Energy.

By Representatives Jeter, Jordan, Glazier, and Avila (Primary Sponsors); Bumgardner, Collins, Dixon, Jackson, Malone, McGrady, Queen, Richardson, D. Ross, Speciale, Szoka, and Whitmire:

H.B. 299, A BILL TO BE ENTITLED AN ACT TO STANDARDIZE THE DISMISSAL OF MUNICIPAL LAW ENFORCEMENT OFFICERS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives McElraft and Tine:

H.B. 300, A BILL TO BE ENTITLED AN ACT CLARIFYING THAT CITIES MAY ENFORCE ORDINANCES WITHIN THE STATE'S PUBLIC TRUST AREAS, is referred to the Committee on Government and, if favorable, to Judiciary Subcommittee C.

By Representatives Arp, Catlin, Millis, and Hager (Primary Sponsors); Bumgardner, Horn, and Moffitt:

H.B. 301, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING CHANGES TO THE LAWS REGULATING ENGINEERS AND LAND SURVEYORS, is referred to the Committee on Regulatory Reform and, if favorable, to the Committee on Finance.

March 14, 2013

By Representatives Ford and Bumgardner:

H.B. 302, A BILL TO BE ENTITLED AN ACT REPEALING THE ANNEXATION OF CERTAIN DESCRIBED PROPERTY BY THE CITY OF KANNAPOLIS, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Howard, Setzer, Cleveland, and L. Hall (Primary Sponsors); Arp, Brandon, R. Brawley, R. Brown, Carney, Collins, Conrad, Dixon, Faircloth, Floyd, Ford, Fulghum, Gill, Glazier, Goodman, Horn, Hurley, Jackson, Jeter, Jordan, Lambeth, Lewis, Malone, McElraft, McNeill, Moffitt, Murry, Ramsey, Riddell, D. Ross, Samuelson, Shepard, Speciale, Steinburg, Szoka, Tine, Warren, West, Whitmire, and Wray:

H.R. 303, A HOUSE RESOLUTION HONORING THE MEMORY OF UNITED STATES MARINE CORPS OFFICERS, COLONELS RICHARD B. NEWPORT AND DEAN WILKER; LIEUTENANT COLONELS ERNEST J. ANDERSON, GEORGE J. ERTLMEIER, HOWARD GRESS, JAMES E. MAY, DOUGLAS A. MCCAUGHEY, JAMES D. ROBERTSON, AND CLARENCE E. SMITH; MAJORS THOMAS NALLE AND KENNETH H. STOVER; CAPTAINS MARX H. BRANUM, STEPHEN J. PERLIN, HERMAN SMITH, AND ROBERT F. WARREN; FIRST LIEUTENANTS ROBERT J. LYONS AND ROBERT WILLIAMS; SECOND LIEUTENANT DONALD MARLOWE; AND WARRANT OFFICER 4 BILLY E. PERRY; AND UNITED STATES AIR FORCE COLONEL JAMES H. WESTBERRY FOR THEIR SERVICE TO THE UNITED STATES MILITARY AND TO THE MARINE ALL-WEATHER FIGHTER SQUADRON THREE ONE TWO, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Richardson, Carney, Floyd, Jordan, and Riddell:

H.B. 304, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO CERTAIN LOCAL BOARDS OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Education.

By Representatives Foushee and Luebke (Primary Sponsors); Adams, Floyd, and Insko:

H.B. 305, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF CHAPEL HILL TO AUTHORIZE THE TOWN TO PARTICIPATE IN ECONOMIC DEVELOPMENT PROJECTS THAT ARE NOT IN THE TOWN'S DOWNTOWN AREA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Queen and Floyd:

H.B. 306, A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF WAYNESVILLE, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Queen and Floyd:

H.B. 307, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE HAYWOOD COUNTY TO LEVY A TWO PERCENT ROOM OCCUPANCY TAX, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Insko and Earle (Primary Sponsors); Adams, Floyd, Glazier, Luebke, and D. Ross:

H.B. 308, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, IN ORDER TO INCREASE COMMUNITY SERVICES FOR THE TREATMENT OF NON-MEDICAID ELIGIBLE INDIVIDUALS DIAGNOSED WITH MENTAL ILLNESS, INTELLECTUAL OR DEVELOPMENTAL DISABILITIES, OR SUBSTANCE ABUSE DISORDERS, is referred to the Committee on Appropriations.

By Representative Brandon:

H.B. 309, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF HIGH POINT TO LEVY A MOTOR VEHICLE PRIVILEGE TAX OF UP TO TWENTY DOLLARS FOR EACH RESIDENT VEHICLE LOCATED IN THE CITY, is referred to the Committee on Rules, Calendar, and Operations of the House.

March 14, 2013

By Representatives Jordan, Brody, and Szoka (Primary Sponsors); Arp, R. Brown, Bumgardner, Cleveland, Collins, Dixon, Elmore, Horn, Jeter, Malone, Murry, Pittman, Saine, Setzer, Speciale, Starnes, and Whitmire:

H.B. 310, A BILL TO BE ENTITLED AN ACT TO MODERNIZE AND ENSURE UNIFORMITY OF CONCEALED HANDGUN PERMIT APPLICATIONS, is referred to the Committee on Rules, Calendar, and Operations of the House.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative Burr and without objection, **H.B. 58** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPROVE THE OVERSIGHT OF STATE GRANTS TO NON-STATE ENTITIES AND TO INCREASE THE ACCOUNTABILITY OF GRANTEES WHO RECEIVE STATE GRANTS, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, is withdrawn from the Calendar 36(b), and re-referred to the Committee on Appropriations.

On motion of Representative Burr and without objection, **H.B. 60** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO TERMINATE LEASES AT THE INDIAN CULTURAL CENTER SITE AND THEN SELL OR ALLOCATE CERTAIN PORTIONS OF THE PROPERTY, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, is withdrawn from the Calendar 36(b), and re-referred to the Committee on Appropriations.

RE-REFERRAL

On motion of Representative Burr, pursuant to Rule 39.2 and without objection, **H.B. 247**, A BILL TO BE ENTITLED AN ACT TO ALLOW HEALTH PROVIDERS AND HEALTH INSURERS TO FREELY NEGOTIATE REIMBURSEMENT RATES BY PROHIBITING CONTRACT PROVISIONS THAT RESTRICT RATE NEGOTIATIONS, is withdrawn from Judiciary Subcommittee A and re-referred to the Committee on Judiciary.

On motion of Representative Burr, seconded by Representative Boles, the House adjourns at 12:17 p.m. to reconvene in the House Chamber at the State Capitol, Monday, March 18, 2013 at 6:45 p.m.

March 14, 2013

TWENTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES
Monday, March 18, 2013
House Chamber
State Capitol Building
Raleigh, North Carolina

The House meets at 6:45 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Jean Farmer-Butterfield.

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 14 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Baskerville, Foushee, Glazier, and Insko for today.

THE RECEIVING OF PETITIONS, MEMORIALS AND PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO THE HOUSE

STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR
20301 Mail Service Center•Raleigh, NC 27699-0301

Pat McCrory
Governor

March 18, 2013

Ms. Denise Weeks
House Principal Clerk
North Carolina House of Representatives
16 West Jones Street, Room 2319
Raleigh, North Carolina 27601-2808

March 18, 2013

Dear Ms. Weeks:

Pursuant to North Carolina General Statute § 53-92, I am pleased to recommend for confirmation, Mr. Ray Grace as Commissioner of Banks. Mr. Grace has a distinguished career of almost forty years with the Banking Commission and I am certain he will be an outstanding Commissioner.

Included you will find biographical information on Mr. Grace. Please feel free to contact my staff for any additional information.

Sincerely,
S/ Pat McCrory
Governor

The letter is referred to the Committee on Banking.

INTRODUCTION OF PAGES

Pages for the week of March 18 are introduced to the membership. They are: Steven Andreas of Wake; Hannah Durrell of Lee; Landon Harrell of Iredell; Hannah Hicks of Guilford; Kiley Hogue of Lincoln; Ethan Holland of Iredell; Wesley Hollingsworth of Cumberland; Deirdre Logan of Durham; Rachel Martin of Wilson; James McGee, III of Guilford; Stephanie Morales of Nash; Trevor Starnes of Montgomery; Austin Steele of Haywood; and Isaac Wetherill of New Hanover.

CALENDAR

Action is taken on the following:

H.R. 286, A HOUSE RESOLUTION COMMEMORATING THE RECOVERY OF NORTH CAROLINA'S BILL OF RIGHTS.

The resolution is adopted, and ordered printed.

Representative T. Moore moves, seconded by Representative West, that the House adjourn, subject to the introduction of bills and resolutions, the receipt of Committee Reports, the receipt of Messages from the Senate, and the referral of bills to committees, to reconvene March 19 at 1:00 p.m.

The motion carries.

March 18, 2013

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Alexander, Michaux, Jeter, and Warren (Primary Sponsors); Baskerville, B. Brown, Bumgardner, Carney, Cotham, Cunningham, Faircloth, Floyd, Foushee, Gill, Glazier, Hamilton, Harrison, Holley, Horn, Iler, Jackson, Jones, Jordan, Lewis, Lucas, Luebke, McGrady, McManus, Moffitt, R. Moore, T. Moore, Murry, Ramsey, Richardson, D. Ross, Setzer, Speciale, Turner, and Waddell:

H.B. 311, A BILL TO BE ENTITLED AN ACT TO REPEAL THE LITERACY TEST FOR VOTERS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Setzer, Moffitt, D. Hall, and Harrison (Primary Sponsors); B. Brown, Bumgardner, Carney, Collins, Floyd, Ford, Fulghum, Glazier, Iler, Jeter, Jones, Jordan, Lewis, Lucas, Luebke, Malone, Martin, McGrady, McManus, R. Moore, Murry, Pittman, Presnell, D. Ross, Saine, Shepard, Speciale, Turner, Waddell, and Warren:

H.B. 312, A BILL TO BE ENTITLED AN ACT TO REGULATE THE USE OF DRONES TO CONDUCT SEARCHES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives W. Brawley, Moffitt, Schaffer, and Ramsey (Primary Sponsors); J. Bell, Bumgardner, Collins, Dixon, Faircloth, Ford, Horn, Iler, Jones, Lewis, Murry, Pittman, Presnell, Setzer, and Speciale:

H.B. 313, A BILL TO BE ENTITLED AN ACT TO FACILITATE THE TRANSFER OF UNUSED DEPARTMENT OF TRANSPORTATION LAND TO THE PRIVATE SECTOR BY STREAMLINING THE PROCESS OF SELLING THAT LAND, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Martin and B. Brown (Primary Sponsors):

H.B. 314, A BILL TO BE ENTITLED AN ACT EXTENDING THE TERMS OF OFFICE OF THE MAYOR AND BOARD OF COMMISSIONERS OF THE TOWN OF AYDEN FROM TWO TO FOUR YEARS AND PROVIDING THAT THE NOTICE OF CANDIDACY FOR OFFICE SHALL BE FILED WITH THE COUNTY BOARD OF ELECTIONS, is referred to the Committee on Government.

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By Representatives McGrady, Samuelson, Szoka, and Turner (Primary Sponsors); Blackwell, Floyd, Glazier, Hamilton, Harrison, Lucas, McManus, and Ramsey:

H.B. 315, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT DEGRADABLE PLASTIC PRODUCTS MEET STANDARDS FOR COMPOSTABLE PRODUCTS AND BE CLEARLY LABELED TO PREVENT CONTAMINATION OF RECYCLED PLASTIC FEEDSTOCKS, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Regulatory Reform and, if favorable, to the Committee on Environment.

By Representatives D. Hall, Murry, and D. Ross (Primary Sponsors); Bumgardner, Floyd, Gill, Holley, Jackson, and Moffitt:

H.B. 316, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TOWNS OF APEX AND CARY AND THE CITY OF RALEIGH TO ENACT SIDEWALK DINING ORDINANCES FOR USE OF STATE-OWNED RIGHT-OF-WAY, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Regulatory Reform.

By Representatives Blackwell, Farmer-Butterfield, Holloway, and Martin (Primary Sponsors); Bumgardner, Carney, Cunningham, Faircloth, Floyd, Gill, Glazier, Hamilton, Hanes, Harrison, Holley, Hurley, Lucas, Moffitt, Murry, Pittman, Ramsey, Richardson, Shepard, Szoka, Tolson, Torbett, Turner, Waddell, and Whitmire:

H.B. 317, A BILL TO BE ENTITLED AN ACT TO IMPROVE EDUCATIONAL OUTCOMES FOR NORTH CAROLINA CHILDREN WHO ARE DEAF OR HARD OF HEARING, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Conrad, Lambeth, and Hanes (Primary Sponsors):

H.B. 318, A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM SEISMIC UPGRADE REQUIREMENTS A TEMPORARY OCCUPANCY BY AN EMERGENCY OPERATIONS CENTER TO ALLOW SIMILAR UPGRADES TO BE PERFORMED ON THE BUILDING PERMANENTLY HOUSING THE CENTER, is referred to the Committee on Government and, if favorable, to the Committee on Appropriations.

By Representatives Burr, Avila, Cleveland, and Hurley (Primary Sponsors); R. Brawley, R. Brown, Bumgardner, Faircloth, Ford, Jones, Pittman, Ramsey, Riddell, Speciale, Torbett, Turner, and Whitmire:

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H.B. 319, A BILL TO BE ENTITLED AN ACT TO CONDEMN THE LEASEHOLD INTEREST IN THE DOROTHEA DIX CAMPUS PROPERTY CONVEYED TO THE CITY OF RALEIGH AND ALLOCATE IT TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR MENTAL HEALTH PURPOSES, AS PROVIDED IN THE STATUTE AUTHORIZING ITS ACQUISITION AND IN THE DEEDS CONVEYING THE PROPERTY TO THE STATE, TO PROVIDE FOR IMPLEMENTATION OF THE 2007 STATE GOVERNMENT MASTER FACILITIES MASTER PLAN, INCLUDING LEASE OF A PORTION OF THE PROPERTY AT FAIR MARKET VALUE TO THE CITY OF RALEIGH FOR A PUBLIC PARK, AND TO PROVIDE FOR USE OF ANY LEASE PROCEEDS FOR MENTAL HEALTH PURPOSES, is referred to the Committee on Finance.

By Representatives Dollar and Burr (Primary Sponsors); Ford, Fulghum, and Turner:

H.B. 320, A BILL TO BE ENTITLED AN ACT TO ESTABLISH STANDARDS FOR MEDICAID MANAGED CARE FOR BEHAVIORAL HEALTH SERVICES UNDER THE 1915(B)/(C) MEDICAID WAIVER, INCLUDING THE ESTABLISHMENT OF GRIEVANCE AND APPEAL PROCEDURES FOR ENROLLEES, is referred to the Committee on Health and Human Services.

By Representatives McGrady, McElraft, G. Graham, and Speciale (Primary Sponsors):

H.B. 321, A BILL TO BE ENTITLED AN ACT TO REPEAL THE REQUIREMENT THAT LOCAL GOVERNMENTS DEVELOP AND MAINTAIN A SOLID WASTE MANAGEMENT PLAN, is referred to the Committee on Environment and, if favorable, to the Committee on Government.

By Representatives Szoka, Jeter, Millis, and D. Hall (Primary Sponsors); J. Bell, Dixon, Faircloth, Floyd, Ford, Glazier, Harrison, Lucas, McNeill, Moffitt, Pittman, Ramsey, Speciale, Tine, Turner, Waddell, and Whitmire:

H.B. 322, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO WAIVE THE COMMERCIAL SKILLS TEST FOR RETIRED OR DISCHARGED MEMBERS OF THE ARMED FORCES WHO ALSO SATISFY OTHER REQUIREMENTS, is referred to the Committee on Homeland Security, Military, and Veterans Affairs.

March 18, 2013

By Representatives Hanes and Shepard:

H.B. 323, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DISREGARD OF CERTAIN GENERAL REAPPRAISALS RESULTING IN PROPERTY VALUES THAT MAY NOT BEST REFLECT TRUE VALUE AS REQUIRED BY APPLICABLE PROPERTY TAX MANDATES, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

MESSAGES FROM THE SENATE

The following are received from the Senate:

H.B. 180 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS TECHNICAL CORRECTIONS TO THE LAWS GOVERNING MECHANICS LIENS, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of March 20.

S.B. 38 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE EMERGENCY MANAGEMENT LAWS OF THIS STATE, AS RECOMMENDED BY THE JOINT LEGISLATIVE EMERGENCY MANAGEMENT OVERSIGHT COMMITTEE, is read the first time and referred to the Committee on Environment and, if favorable, to the Committee on Transportation.

S.B. 81 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CREATE THE CHARLOTTE REGIONAL AIRPORT AUTHORITY, is read the first time and referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

S.B. 117 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CODIFY THE COMMON LAW THAT IT IS MURDER WHERE A CHILD WHO IS BORN ALIVE DIES AS THE RESULT OF INJURIES INFLICTED PRIOR TO THE CHILD'S BIRTH, AND TO PROVIDE THAT THE ACT SHALL BE ENTITLED "LILY'S LAW," is read the first time and referred to Judiciary Subcommittee B and, if favorable, to the Committee on Appropriations.

S.B. 128 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF CARRBORO TO PROVIDE THAT VACANCIES IN THE OFFICE OF ALDERMAN

SHALL BE FILLED BY APPOINTMENT IN ACCORDANCE WITH THE NORTH CAROLINA GENERAL STATUTES OR MAY BE FILLED THROUGH A SPECIAL ELECTION PROCESS UNDER CERTAIN CONDITIONS, is read the first time and referred to the Committee on Government and, if favorable, to the Committee on Finance.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittee are presented:

By Representatives Stone and Warren, Chairs, for the Committee on Government:

H.B. 270, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A REFERENDUM IN THE TOWN OF RONDA ON THE ISSUE OF WHETHER OR NOT VOTERS OF THAT TOWN SHOULD BE ABLE TO RECALL FROM OFFICE THE ELECTED OFFICERS OF THAT TOWN, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 191, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF GRIFTON, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 193, A BILL TO BE ENTITLED AN ACT TO EXPAND THE PERMISSIBLE USES OF THE LOCAL MECKLENBURG COUNTY AND CITY OF CHARLOTTE LOCAL TAXES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 195, A BILL TO BE ENTITLED AN ACT EXTENDING THE AUTHORITY OF THE TOWN OF CORNELIUS TO USE DESIGN-BUILD DELIVERY METHODS, with a favorable report and recommendation that the bill be re-referred to the Committee on Regulatory Reform.

The bill is re-referred to the Committee on Regulatory Reform.

March 18, 2013

H.B. 205, A BILL TO BE ENTITLED AN ACT TO CORRECT A TECHNICAL ERROR IN THE AUTHORIZATION FOR THE TOWN OF BURGAW TO IMPOSE AN OCCUPANCY TAX, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 252, A BILL TO BE ENTITLED AN ACT TO REPEAL S.L. 2009-114, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 186, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWNS OF CORNELIUS, DAVIDSON, HUNTERSVILLE, MOORESVILLE, AND TROUTMAN TO ENFORCE ORDINANCES ADOPTED BY THE TOWNS ON THE WATERS OF LAKE NORMAN, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to Judiciary Subcommittee B.

The committee substitute bill is re-referred to Judiciary Subcommittee B. The original bill is placed on the Unfavorable Calendar.

H.B. 222, A BILL TO BE ENTITLED AN ACT TO ALLOW BUNCOMBE COUNTY TO USE THE DESIGN-BUILD METHOD OF CONSTRUCTION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 224, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS AMENDMENTS TO CHAPTER 160A OF THE GENERAL STATUTES WITH RESPECT TO THE CITY OF ASHEVILLE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

March 18, 2013

By Representative Stevens, Chair, for Judiciary Subcommittee C, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 209, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO DOMESTIC VIOLENCE AND CIVIL NO-CONTACT ORDERS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 19.

H.B. 189, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS REGARDING INFORMATION PROVIDED TO NON-CUSTODIAL PARENTS SUBJECT TO WAGE WITHHOLDING ORDERS UNDER THE LAWS PERTAINING TO CHILD SUPPORT, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of March 19. The original bill is placed on the Unfavorable Calendar.

By Representatives Hollo and Jones, Chairs, for the Committee on Health and Human Services:

H.B. 181, A BILL TO BE ENTITLED AN ACT TO CONFIRM THAT NORTH CAROLINA LAW REQUIRES PHYSICIAN SUPERVISION OF ALL NURSES PROVIDING ANESTHESIA SERVICES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

On motion of the Chair, the committee substitute bill is re-referred to the Committee on Regulatory Reform. The original bill is placed on the Unfavorable Calendar.

The House stands adjourned at 8:15 p.m.

TWENTY-NINTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, March 19, 2013

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

March 19, 2013

The following prayer is offered by Representative Leo Daughtry:

"We are often asked the question: are you Baptist, Methodist, Buddhist, or Catholic? Are you a 7th Day Adventist, a Sikh, a Hindu, or a Quaker?

"Whatever religion we may be, we trust that You have no pre-conditions, established borders, rigid denominations, oaths, or restrictions. Your love is not based on our membership in any church or synagogue. You love us all.

"Likewise, we know that the Resurrection as explained in the gospels happened and that the Resurrection happens in our hearts every day and every minute and that is the real meaning of Easter.

"Even when we think we are too smart or too powerful to need Your love, You continue to speak to us as You make us and then You walk with us silently out of the night."

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 18 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Insko for today.

ENROLLED BILLS

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 33, AN ACT TO REPEAL THE LAW PROHIBITING THE SETTING OF STEEL TRAPS ON CERTAIN RENTED OR LEASED LAND IN CLEVELAND, POLK, AND RUTHERFORD COUNTIES.

SUBCOMMITTEE REFERRAL

Representative Murry, Chair, for the Standing Committee on Commerce and Job Development, refers **H.B. 192**, A BILL TO BE ENTITLED AN ACT TO PERMIT LOCAL GOVERNMENTS TO ENACT SIDEWALK DINING ORDINANCES FOR USE OF STATE-OWNED RIGHT-OF-WAY, to the Commerce and Job Development Subcommittee on Energy and Emerging Markets.

March 19, 2013

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Warren, Dobson, Floyd, Ford, Harrison, Jordan, Lambeth, McManus, Presnell, Richardson, Riddell, and Whitmire:

H.B. 324, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO THE ROWAN-SALISBURY BOARD OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Education.

By Representatives McElraft, Arp, J. Bell, R. Brawley, Bumgardner, Cleveland, Dixon, Floyd, Ford, Fulghum, Glazier, G. Graham, Harrison, Horn, Hurley, Jeter, Lucas, Pittman, Ramsey, D. Ross, Shepard, Speciale, Szoka, Tine, Waddell, Warren, Whitmire, and Wray:

H.B. 325, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO SET REDUCED FEES FOR USE OF FACILITIES AND CONVENIENCES AT STATE PARKS AND STATE LAKES FOR ACTIVE DUTY MILITARY PERSONNEL AND VETERANS, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representatives Hager, Ford, and McGrady:

H.B. 326, A BILL TO BE ENTITLED AN ACT REQUIRING THE CONSENT OF RUTHERFORD COUNTY BEFORE LAND IN THE COUNTY MAY BE CONDEMNED OR ACQUIRED BY A UNIT OF LOCAL GOVERNMENT OUTSIDE THE COUNTY, is referred to the Committee on Government.

By Representatives Howard, Elmore, Hager, and Turner (Primary Sponsors); R. Brawley, Bumgardner, Moffitt, Murry, Presnell, S. Ross, Shepard, Whitmire, and Wray:

H.B. 327, A BILL TO BE ENTITLED AN ACT TO MODERNIZE, UPDATE, AND CLARIFY THE STATUTES GOVERNING THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND BY ADDING A DEFINITION SECTION TO THE STATUTES, TO REPEAL ARCHAIC AND UNNECESSARY PROVISIONS, TO MAKE THE

PROVISIONS GENDER NEUTRAL, TO ELIMINATE THE BOARD OF TRUSTEES WHILE TRANSFERRING ITS AUTHORITY TO THE BOARD OF TRUSTEES OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, TO ESTABLISH A FIREFIGHTERS' AND RESCUE SQUAD WORKERS' ADVISORY PANEL, TO ALLOW IN-SERVICE DISTRIBUTIONS TO PARTICIPANTS, TO PROHIBIT CERTAIN FELONS FROM PARTICIPATING IN THE FUND, AND TO ESTABLISH AN AGGRAVATING FACTOR FOR DEFENDANTS WHO COMMIT OFFENSES DIRECTLY RELATED TO THEIR SERVICE AS FIREFIGHTERS OR RESCUE SQUAD WORKERS, is referred to the Committee on State Personnel and, if favorable, to the Committee on Finance.

By Representatives Fisher and Harrison:

H.B. 328, A BILL TO BE ENTITLED AN ACT TO REVISE THE RESPONSIBILITIES OF THE STATE AUDITOR BY REMOVING THE STATE AUDITOR FROM EX OFFICIO MEMBERSHIP ON THE COMMITTEE ON ACTUARIAL VALUATION OF RETIRED EMPLOYEES' HEALTH BENEFITS AND MAKING THE ATTORNEY GENERAL A MEMBER OF THE COMMITTEE INSTEAD, BY SOLIDIFYING THE STATE AUDITOR'S ROLE IN AUDITING SCHOOLS IN THE UNIVERSITY OF NORTH CAROLINA SYSTEM AND BY ELIMINATING THE MANDATORY RESPONSE TIME FOR AN AUDITEE OF A PERFORMANCE AUDIT, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Stam, Collins, S. Ross, and Wells (Primary Sponsors); Blust, Brody, Bumgardner, Dixon, Fulghum, Malone, Martin, Millis, Murry, Riddell, Szoka, and Warren:

H.B. 329, A BILL TO BE ENTITLED AN ACT TO RESTRUCTURE THE GENERAL FUND BUDGET PROCESS SO AS TO ASSURE MORE STABLE BUDGETING BY REQUIRING THAT THE PRIOR FISCAL YEAR'S COLLECTIONS BE USED AS THE AVAILABILITY ESTIMATE OF THE GENERAL FUND, is referred to the Committee on Government and, if favorable, to the Committee on Appropriations and, if favorable, to the Committee on Finance.

By Representatives Bryan and Stam (Primary Sponsors); Murry and Szoka:

H.B. 330, A BILL TO BE ENTITLED AN ACT AMENDING THE NORTH CAROLINA PLANNED COMMUNITY ACT REGARDING THE TRANSFER OF SPECIAL DECLARANT RIGHTS, is referred to Judiciary Subcommittee B.

March 19, 2013

By Representatives Bryan and Stam (Primary Sponsors); R. Brawley and Shepard:

H.B. 331, A BILL TO BE ENTITLED AN ACT TO STABILIZE TITLES AND TO PROVIDE A UNIFORM PROCEDURE TO ENFORCE CLAIMS OF LIEN SECURING SUMS DUE CONDOMINIUM AND PLANNED COMMUNITY ASSOCIATIONS, is referred to Judiciary Subcommittee B.

By Representatives Bryan, Stam, and Glazier (Primary Sponsors); Floyd, G. Graham, Lucas, and Wray:

H.B. 332, A BILL TO BE ENTITLED AN ACT MAKING CORRECTIONS AND OTHER AMENDMENTS TO THE NOTARY PUBLIC ACT AND MAKING OTHER CONFORMING CHANGES, AND PROVIDING FOR AN ALTERNATIVE PROCEDURE FOR SATISFACTION OF SECURITY INSTRUMENTS, is referred to Judiciary Subcommittee B.

MESSAGE FROM THE SENATE

The following is received from the Senate:

S.B. 75 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COUNTY OF ONSLOW TO ENTER INTO A PUBLIC-PRIVATE PARTNERSHIP, is read the first time and referred to the Committee on Government.

CALENDAR

Action is taken on the following:

On motion of Representative Hollo and without objection, **H.B. 18** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT PERSONS UNDER EIGHTEEN YEARS OF AGE FROM USING TANNING EQUIPMENT, is withdrawn from the Calendar and placed on the Calendar of March 20.

H.B. 31, A BILL TO BE ENTITLED AN ACT TO AMEND THE OFFENSE OF HABITUAL DWI TO INCLUDE ANY DWI OFFENSE OCCURRING AFTER CONVICTION FOR THE OFFENSE OF HABITUAL DWI, passes its second reading, by electronic vote (108-10), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

March 19, 2013

H.B. 32, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT OF THE YEAR'S ALLOWANCE FOR A SURVIVING SPOUSE, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 40, A BILL TO BE ENTITLED AN ACT TO AMEND THE OFFENSE OF HABITUAL IMPAIRED DRIVING, passes its second reading, by electronic vote (115-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 57 (Committee Substitute), A BILL TO BE ENTITLED AN ACT (1) TO PROHIBIT LOCAL SCHOOL ADMINISTRATIVE UNITS FROM ASSESSING INDIRECT COSTS TO A CHILD NUTRITION PROGRAM UNLESS THE PROGRAM IS FINANCIALLY SOLVENT AND (2) TO PROMOTE OPTIMAL PRICING FOR CHILD NUTRITION PROGRAM FOODS AND SUPPLIES, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE BASED ON RECOMMENDATIONS FROM THE PROGRAM EVALUATION DIVISION, passes its second reading, by electronic vote (118-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 125, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT CERTAIN TYPES OF PROPRIETARY COMPUTER CODE ARE NOT A PUBLIC RECORD, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 150 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY WHEN A COUNTY OR MUNICIPALITY MAY ENACT ZONING ORDINANCES RELATED TO DESIGN AND AESTHETIC CONTROLS.

March 19, 2013

REPRESENTATIVE BURR PRESIDING.

Representative Moffitt offers Amendment No. 1 which is adopted by electronic vote (113-2).

SPEAKER TILLIS PRESIDING.

The bill, as amended, passes its second reading by electronic vote (94-22).

Representative Luebke objects to the third reading. The bill remains on the Calendar.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 161 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A MANDATORY RETIREMENT AGE FOR MAGISTRATES.

Representative Whitmire offers Amendment No. 1 which is adopted by electronic vote (116-0).

The bill, as amended, passes its second reading, by electronic vote (87-31), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 183 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW HOSPITALS TO CONDUCT CHEMICAL ANALYSES OF BLOOD TO DETERMINE A PERSON'S BLOOD ALCOHOL CONCENTRATION OR THE PRESENCE OF ANY OTHER IMPAIRING SUBSTANCE.

Representative T. Moore offers Amendment No. 1 which is adopted by electronic vote (117-0).

The bill, as amended, passes its second reading, by electronic vote (118-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

March 19, 2013

H.B. 189 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS REGARDING INFORMATION PROVIDED TO NONCUSTODIAL PARENTS SUBJECT TO WAGE WITHHOLDING ORDERS UNDER THE LAWS PERTAINING TO CHILD SUPPORT, passes its second reading, by electronic vote (116-1), and there being no objection is read a third time.

Representative Daughtry requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (117-1).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 209, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO DOMESTIC VIOLENCE AND CIVIL NO-CONTACT ORDERS, passes its second reading, by electronic vote (118-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following resolution appears on today's Calendar.

H.J.R. 271, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF DON M. BAILEY TO THE UTILITIES COMMISSION, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate.

Representative T. Moore moves, seconded by Representatives Conrad and Turner, that the House adjourn, subject to the receipt of Committee Reports, the receipt of Messages from the Senate, and the referral of bills to committees, to reconvene March 20 at 2:00 p.m.

The motion carries.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Howard, R. Brawley, Lewis, and Setzer, Chairs, for the Committee on Finance:

March 19, 2013

H.B. 257, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES GOVERNING THE ESCHEAT FUND TO PROTECT THE PRIVACY OF INFORMATION COLLECTED FOR THE PROCESS OF PAYING CLAIMS; TO ELIMINATE THE FEE PAID BY HOLDERS FOR FILING AN EXTENSION REQUEST; TO REDUCE THE AMOUNT OF PAPERWORK REQUIRED BY HOLDERS; AND TO IMPROVE THE EFFICIENCY AND EFFECTIVENESS OF PROCESSING HOLDER REPORTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 20.

S.B. 84 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE CANCELLATION OF AN AIRCRAFT LABOR AND STORAGE LIEN WHEN A SURETY BOND IN AN AMOUNT EQUAL TO ONE AND ONE-FOURTH TIMES THE AMOUNT OF THE LIEN CLAIMED IS DEPOSITED WITH THE CLERK OF COURT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 20.

S.B. 97 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE RELEASE OF PROPERTY TAXES IN ANY AREA THAT WAS PART OF A MUNICIPALITY FOR SIX MONTHS OR LESS AND THEN DEANNEXED, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 20.

H.B. 174, A BILL TO BE ENTITLED AN ACT TO (1) STRENGTHEN OVERSIGHT, ANNUAL REPORTING, AND STRATEGIC PLANNING BY THE NORTH CAROLINA RAILROAD COMPANY, (2) REQUIRE A ONE-TIME CASH DIVIDEND OF THE NORTH CAROLINA RAILROAD COMPANY TO THE GENERAL FUND, (3) REQUIRE AN ANNUAL CASH DIVIDEND OF THE NORTH CAROLINA RAILROAD COMPANY TO THE GENERAL FUND, AND (4) REQUIRE THE TRANSFER OF LOW-INCOME NON-CORRIDOR PROPERTIES FROM THE NORTH CAROLINA RAILROAD COMPANY TO THE STATE, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 38(a), the committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

March 19, 2013

By Representatives Hollo and Jones, Chairs, for the Committee on Health and Human Services:

H.B. 83, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE MONETARY THRESHOLD FOR EXPEDITED CERTIFICATE OF NEED REVIEW; TO INCREASE THE MONETARY THRESHOLDS TRIGGERING CERTIFICATE OF NEED REVIEW FOR CAPITAL EXPENDITURES AND THE PURCHASE OF MAJOR MEDICAL EQUIPMENT; TO EXEMPT REPLACEMENT EQUIPMENT FROM CERTIFICATE OF NEED REVIEW REGARDLESS OF COST; TO REQUIRE AFFECTED PERSONS SEEKING TO FILE A PETITION FOR A CONTESTED CASE OR AN APPEAL CHALLENGING CERTIFICATE OF NEED APPROVAL TO DEPOSIT A SEPARATE BOND FOR EACH APPROVED APPLICATION THAT IS THE SUBJECT OF THE PETITION OR APPEAL, TO INCREASE THE AMOUNT OF THE MAXIMUM BOND REQUIREMENT, AND TO GIVE THE COURT OF APPEALS GREATER DISCRETION IN IMPOSING A HIGHER BOND AMOUNT; AND TO REQUIRE THE COURT TO AWARD COSTS AND REASONABLE ATTORNEY FEES TO ANY CERTIFICATE OF NEED APPLICANT WHOSE APPROVED NEW INSTITUTIONAL HEALTH SERVICE IS THE SUBJECT OF A CONTESTED CASE PETITION DETERMINED TO BE FRIVOLOUS OR FILED TO DELAY THE APPLICANT, AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON CERTIFICATE OF NEED PROCESS AND RELATED HOSPITAL ISSUES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Regulatory Reform.

The committee substitute bill is re-referred to the Committee on Regulatory Reform. The original bill is placed on the Unfavorable Calendar.

Representative Moffitt, Chair, for the Standing Committee on Regulatory Reform, refers **H.B. 181** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CONFIRM THAT NORTH CAROLINA LAW REQUIRES PHYSICIAN SUPERVISION OF ALL NURSES PROVIDING ANESTHESIA SERVICES, to the Regulatory Reform Subcommittee on Business and Labor.

March 19, 2013

RE-REFERRALS

On motion of Representative T. Moore, the serial referral for **H.B. 238**, A BILL TO BE ENTITLED AN ACT TO PROTECT THE FISCAL HEALTH OF NORTH CAROLINA'S WATER AND SEWER SYSTEMS, to the Committee on Finance is stricken.

On motion of Representative T. Moore, the serial referral for **H.B. 243**, A BILL TO BE ENTITLED AN ACT AUTHORIZING AN OWNER OF A SELF-STORAGE FACILITY WHO HAS A LIEN UPON PERSONAL PROPERTY TO DELIVER NOTICE OF THE PUBLIC SALE OF THE PROPERTY BY REGULAR OR ELECTRONIC MAIL, TO PUBLISH NOTICE IN ANY COMMERCIALLY REASONABLE MANNER, AND TO CONDUCT THE SALE THROUGH AN ONLINE, PUBLICLY ACCESSIBLE AUCTION WEB SITE, AND TO INCREASE THE LATE FEES FOR SELF-STORAGE FACILITY RENTAL CONTRACTS, to the Committee on Finance is stricken.

On motion of Representative T. Moore, the serial referral for **H.B. 249**, A BILL TO BE ENTITLED AN ACT TO REQUIRE LOCAL SCHOOL ADMINISTRATIVE UNITS TO REFUND THE SUBSTITUTE DEDUCTION TO A TEACHER TAKING PERSONAL LEAVE IF NO SUBSTITUTE IS HIRED FOR THAT TEACHER, to the Committee on Finance is stricken.

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 305**, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF CHAPEL HILL TO AUTHORIZE THE TOWN TO PARTICIPATE IN ECONOMIC DEVELOPMENT PROJECTS THAT ARE NOT IN THE TOWN'S DOWNTOWN AREA, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Government and, if favorable, to the Committee on Finance.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representatives Johnson and Langdon, Chairs, for the Committee on Education:

H.B. 230, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW DEFINING HOME SCHOOLS, with a favorable report.

March 19, 2013

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 20.

H.B. 176, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CORVIAN COMMUNITY SCHOOL, AN EXISTING CHARTER SCHOOL, TO ELECT TO PARTICIPATE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance and, if favorable, to the Committee on State Personnel.

The bill is re-referred to the Committee on Finance and, if favorable, to the Committee on State Personnel.

H.B. 250, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ENROLLMENT PRIORITY AND PROCEDURES FOR CERTAIN STUDENTS APPLYING TO CHARTER SCHOOLS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of March 20. The original bill is placed on the Unfavorable Calendar.

H.B. 255, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CERTAIN COURSES AND ACADEMIC CREDIT HOURS TRANSFERRED TO A CONSTITUENT INSTITUTION SHALL NOT BE INCLUDED IN THE CALCULATION OF CREDIT HOURS FOR PURPOSES OF THE TUITION SURCHARGE AND TO REQUIRE THAT UNIFORM PROCEDURES BE IMPLEMENTED IN THE UNIVERSITY OF NORTH CAROLINA SYSTEM TO PROVIDE APPROPRIATE ADVANCE NOTICE TO A STUDENT WHEN THE STUDENT IS APPROACHING THE CREDIT HOUR LIMIT REGARDING THE TUITION SURCHARGE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of March 20. The original bill is placed on the Unfavorable Calendar.

H.B. 249, A BILL TO BE ENTITLED AN ACT TO REQUIRE LOCAL SCHOOL ADMINISTRATIVE UNITS TO REFUND THE SUBSTITUTE DEDUCTION TO A TEACHER TAKING PERSONAL LEAVE IF NO SUBSTITUTE IS HIRED FOR THAT TEACHER, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

March 19, 2013

The serial referral to the Committee on Finance having been stricken, pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of March 20. The original bill is placed on the Unfavorable Calendar.

The House stands adjourned at 4:15 p.m.

THIRTIETH DAY

HOUSE OF REPRESENTATIVES
Wednesday, March 20, 2013

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by Representative James H. Langdon, Jr.:

"Lord, thank You for the opportunity You give us to serve each day. Bless us with Your guidance as we serve the citizens of our great State, North Carolina. May the decisions we make be the right ones for our citizens and our State.

"Lord, bless us with the wisdom and patience to work together to improve North Carolina. Lord, bless us with Your wonderful love and because we have Your love in our hearts let us show it in our relationships with each other as we do the business of the State.

"Today is the first day of spring and as we see the beauty of the world You created burst forward as this new season starts, let it renew our spirits and bring happiness to each of us and our friends and families.

"I ask all of this in the name of my Lord Jesus Christ. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 19 has been examined and found correct. Upon his motion, the Journal is approved as written.

March 20, 2013

Leaves of absence are granted Representatives Insko and Richardson for today. Representatives Glazier, Jackson, and Samuelson are excused for a portion of the Session.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 23, AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO DEVELOP AND IMPLEMENT DIGITAL TEACHING AND LEARNING STANDARDS FOR TEACHERS AND SCHOOL ADMINISTRATORS. (S.L. 2013-11)

H.B. 44, AN ACT STATING THE INTENT OF THE GENERAL ASSEMBLY TO TRANSITION FROM FUNDING TEXTBOOKS TO FUNDING DIGITAL LEARNING IN THE PUBLIC SCHOOLS, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION STUDY COMMITTEE ON DIGITAL LEARNING ENVIRONMENTS IN PUBLIC SCHOOLS. (S.L. 2013-12)

H.B. 33, AN ACT TO REPEAL THE LAW PROHIBITING THE SETTING OF STEEL TRAPS ON CERTAIN RENTED OR LEASED LAND IN CLEVELAND, POLK, AND RUTHERFORD COUNTIES. (S.L. 2013-13)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Blust, Chair, for Judiciary Subcommittee A, with approval of standing committee Chair for report to be made directly to the floor of the House:

S.B. 44 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PERMIT DISCLOSURE OF CERTAIN INFORMATION PERTAINING TO WORKERS' COMPENSATION COVERAGE BY THE NORTH CAROLINA INDUSTRIAL COMMISSION, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMITTEE ON WORKERS' COMPENSATION INSURANCE COVERAGE COMPLIANCE AND FRAUD PREVENTION AND DETECTION, with a favorable report.

March 20, 2013

Pursuant to Rule 36(b), the bill is placed on the Calendar.

S.B. 43, A BILL TO BE ENTITLED AN ACT TO DIRECT THE OFFICE OF STATE PERSONNEL, IN CONJUNCTION WITH THE DEPARTMENT OF PUBLIC INSTRUCTION AND THE OFFICE OF STATE BUDGET AND MANAGEMENT, TO STUDY AND MAKE RECOMMENDATIONS REGARDING THE MANAGEMENT OF WORKERS' COMPENSATION CLAIMS SUBMITTED BY STATE AND LOCAL GOVERNMENT EMPLOYEES, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMITTEE ON WORKERS' COMPENSATION INSURANCE COVERAGE COMPLIANCE AND FRAUD PREVENTION AND DETECTION, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Collins, Chair, for the Committee on State Personnel:

H.B. 280, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE PUBLIC STAFF SHALL IN ALL OF ITS DUTIES AND RESPONSIBILITIES PROVIDED FOR BY LAW ACT ON BEHALF OF THE USING AND CONSUMING PUBLIC, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 21.

By Representative T. Moore, Chair, for the Committee on Rules, Calendar, and Operations of the House:

S.B. 11 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DESIGNATE THE MONTH OF APRIL OF EACH YEAR AS ORGAN DONATION AWARENESS/DONATE LIFE MONTH AND TO PROVIDE THAT THE ACT SHALL BE ENTITLED "DUFFY'S LAW," with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

Representative Moffitt, Chair, for the Standing Committee on Regulatory Reform, refers the following bills to the Regulatory Reform Subcommittee on Business and Labor:

H.B. 83 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE MONETARY THRESHOLD FOR EXPEDITED CERTIFICATE OF NEED REVIEW; TO INCREASE THE MONETARY THRESHOLDS TRIGGERING CERTIFICATE OF NEED REVIEW FOR CAPITAL EXPENDITURES AND THE PURCHASE OF MAJOR MEDICAL EQUIPMENT; TO EXEMPT REPLACEMENT EQUIPMENT FROM CERTIFICATE OF NEED REVIEW REGARDLESS OF COST; TO REQUIRE AFFECTED PERSONS SEEKING TO FILE A PETITION FOR A CONTESTED CASE OR AN APPEAL CHALLENGING CERTIFICATE OF NEED APPROVAL TO DEPOSIT A SEPARATE BOND FOR EACH APPROVED APPLICATION THAT IS THE SUBJECT OF THE PETITION OR APPEAL; TO INCREASE THE AMOUNT OF THE MAXIMUM BOND REQUIREMENT; TO GIVE THE COURT OF APPEALS GREATER DISCRETION IN IMPOSING A HIGHER BOND AMOUNT; AND TO REQUIRE THE COURT TO AWARD COSTS AND REASONABLE ATTORNEYS' FEES TO ANY CERTIFICATE OF NEED APPLICANT WHOSE APPROVED NEW INSTITUTIONAL HEALTH SERVICE IS THE SUBJECT OF A CONTESTED CASE PETITION DETERMINED TO BE FRIVOLOUS OR FILED TO DELAY THE APPLICANT.

H.B. 223, A BILL TO BE ENTITLED AN ACT EXEMPTING ELECTRIC MEMBERSHIP CORPORATIONS FROM INTEGRATED RESOURCE PLANNING AND SERVICE REGULATIONS REQUIREMENTS ESTABLISHED BY THE UTILITIES COMMISSION AND RETURNING OVERSIGHT OF THE CORPORATIONS TO THEIR MEMBER BOARD OF DIRECTORS.

H.B. 301, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING CHANGES TO THE LAWS REGULATING ENGINEERS AND LAND SURVEYORS.

Representative Moffitt, Chair, for the Standing Committee on Regulatory Reform, refers **H.B. 195**, A BILL TO BE ENTITLED AN ACT EXTENDING THE AUTHORITY OF THE TOWN OF CORNELIUS TO USE DESIGN-BUILD DELIVERY METHODS, to the Regulatory Reform Subcommittee on Local Government.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Warren, Moffitt, Schaffer, and Whitmire (Primary Sponsors); Blust, Dixon, Faircloth, Ford, Fulghum, Johnson, Jones, Jordan, Malone, Martin, McNeill, Pittman, Ramsey, Riddell, and S. Ross:

March 20, 2013

H.B. 333, A BILL TO BE ENTITLED AN ACT TO CLARIFY SEX OFFENDER STATUTES RELATING TO RESIDENCY AND REGISTRATION, is referred to Judiciary Subcommittee B.

By Representatives Ramsey and Moffitt (Primary Sponsors):

H.B. 334, A BILL TO BE ENTITLED AN ACT TO AUGMENT THE USES OF CERTAIN MONEYS IN THE BUNCOMBE SCHOOL CAPITAL FUND, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Arp, Howard, Carney, and Hanes (Primary Sponsors); Dixon, Faircloth, Floyd, Fulghum, G. Graham, Hamilton, Johnson, Jones, Jordan, Lucas, Martin, McNeill, R. Moore, Pittman, Shepard, Tine, Whitmire, and Wray:

H.B. 335, A BILL TO BE ENTITLED AN ACT TO FACILITATE RAPID RESPONSE BY BUSINESSES TO STATES OF EMERGENCY, is referred to the Committee on Finance.

By Representatives Conrad, Lambeth, Hanes, and Terry (Primary Sponsors); and Martin:

H.B. 336, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IN-STATE HIGH SCHOOL STUDENTS ENROLLED AT THE UNIVERSITY OF NORTH CAROLINA SCHOOL OF THE ARTS MAY BE CHARGED FEES TO ASSIST WITH THE EXPENSES OF THE INSTITUTION, is referred to the Committee on Education and, if favorable, to the Committee on Finance.

By Representatives Conrad, Lambeth, Hanes, and Terry (Primary Sponsors):

H.B. 337, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS TO FORSYTH TECHNICAL COMMUNITY COLLEGE TO BE USED FOR OPERATING COSTS FOR CERTAIN PROGRAMS OFFERED BY THE COLLEGE, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Hanes, Lambeth, and Terry (Primary Sponsors):

H.B. 338, A BILL TO BE ENTITLED AN ACT AMENDING THE WORKERS' COMPENSATION LAWS TO REQUIRE EMPLOYER CONSENT FOR THE REDUCTION BY MORE THAN FIFTY PERCENT OF AN EMPLOYER'S SUBROGATION LIEN, is referred to the Committee on Rules, Calendar, and Operations of the House.

March 20, 2013

By Representatives Stevens and McElraft (Primary Sponsors); Dixon, Ford, Jones, Jordan, Pittman, and Shepard:

H.B. 339, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A LIMITATION ON LOTTERY EXPENDITURES, is referred to the Committee on Appropriations.

By Representative Dockham:

H.B. 340, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DEPARTMENT OF INSURANCE TO LICENSE NATIONAL TRAVEL INSURANCE PRODUCERS TO SELL TRAVEL INSURANCE THROUGH THIRD-PARTY TRAVEL RETAILERS, is referred to the Committee on Insurance.

By Representatives Torbett, Alexander, Ford, Hamilton, R. Moore, Pittman, and Shepard:

H.B. 341, A BILL TO BE ENTITLED AN ACT TO PROVIDE A TAX CREDIT FOR EMPLOYERS WHO PARTICIPATE IN AN APPRENTICESHIP PROGRAM APPROVED BY THE DEPARTMENT OF LABOR, is referred to the Committee on Finance.

By Representatives Lambeth, Conrad, Hanes, and Terry (Primary Sponsors); Baskerville, Brandon, Bumgardner, Carney, Cunningham, Dockham, Faircloth, Fisher, Floyd, Ford, Foushee, Gill, Glazier, G. Graham, Hamilton, Harrison, Holley, Howard, Hurley, Insko, Jackson, Jeter, Jones, Jordan, Lewis, Lucas, McManus, McNeill, Moffitt, R. Moore, Murry, Presnell, Ramsey, Richardson, S. Ross, Samuelson, Shepard, Steinburg, Tine, Waddell, and Whitmire:

H.R. 342, A HOUSE RESOLUTION HONORING THE CITY OF WINSTON-SALEM UPON ITS CENTENNIAL.

Pursuant to Rule 32(a), the resolution is placed on the Calendar of March 27.

By Representatives Turner, R. Brawley, Martin, and Shepard:

H.B. 343, A BILL TO BE ENTITLED AN ACT TO ELIMINATE ARBITRATION CAPS IN DISTRICT COURT, TO MAKE CLARIFICATIONS TO COURT FEES, TO AMEND THE MOTION FEE EXEMPTION, TO REQUIRE COUNTIES AND MUNICIPALITIES TO ADVANCE FEES, AND TO PROVIDE PRIORITY FOR THE PAYMENT

OF CRIMINAL COSTS AND FEES, is referred to Judiciary Subcommittee A and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representatives Insko, Glazier, Luebke, and Foushee (Primary Sponsors); Fisher, Floyd, Gill, G. Graham, Harrison, Lucas, and Mobley:

H.B. 344, A BILL TO BE ENTITLED AN ACT TO ESTABLISH UNIFORM STATE REQUIREMENTS FOR REPORTING INFORMATION CONCERNING MENTAL HEALTH AND SUBSTANCE ABUSE JUDICIAL DETERMINATIONS OR FINDINGS TO THE NATIONAL INSTANT CRIMINAL BACKGROUND CHECK SYSTEM AND TO MAKE THESE REQUIREMENTS MORE CONSISTENT WITH FEDERAL FIREARMS LAW, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Faircloth and McNeill (Primary Sponsors); Dixon, Jordan, McGrady, and Shepard:

H.B. 345, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTY FOR MISUSE OF THE 911 SYSTEM, is referred to Judiciary Subcommittee B.

By Representatives Faircloth, Stam, Hardister, and Glazier (Primary Sponsors); Dixon, Floyd, Hamilton, Harrison, Jones, Lucas, McGrady, R. Moore, and Shepard:

H.B. 346, A BILL TO BE ENTITLED AN ACT AUTHORIZING COUNTIES AND CITIES TO WITHHOLD COMPENSATION OF A MEMBER OF THE GOVERNING BODY IF THE COUNTY OR CITY HAS BEEN GRANTED A MONEY JUDGMENT AGAINST THE MEMBER AND THE JUDGMENT HAS NOT BEEN PAID, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Faircloth, Adams, Hardister, and Harrison (Primary Sponsors); Brandon, Floyd, and Richardson:

H.B. 347, A BILL TO BE ENTITLED AN ACT TO AMEND THE GREENSBORO FIREFIGHTERS' SUPPLEMENTAL RETIREMENT SYSTEM, is referred to the Committee on Government and, if favorable, to the Committee on State Personnel and, if favorable, to the Committee on Finance.

March 20, 2013

By Representatives Faircloth, McNeill, and Hardister (Primary Sponsors); Ford and Shepard:

H.B. 348, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DEPARTMENT OF TRANSPORTATION TO ENTER INTO AGREEMENTS WITH LOCAL GOVERNMENTS TO ALLOW PUBLIC SAFETY TECHNOLOGY IN THE RIGHTS-OF-WAY OF THE STATE HIGHWAY SYSTEM, is referred to the Committee on Transportation.

By Representatives Floyd, Glazier, Lucas, and Szoka (Primary Sponsors):

H.B. 349, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF FAYETTEVILLE TO DISCLOSE LIMITED PERSONNEL INFORMATION TO MEMBERS OF THE CITIZENS REVIEW BOARD TO FACILITATE ITS REVIEW OF POLICE COMPLAINT INVESTIGATIONS, is referred to the Committee on Government and, if favorable, to the Committee on Judiciary.

By Representatives Jordan and C. Graham (Primary Sponsors); Floyd and Mobley:

H.B. 350, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE JUVENILE CODE PURSUANT TO REVISIONS PROPOSED BY THE COURT IMPROVEMENT PROJECT, is referred to Judiciary Subcommittee B.

By Representatives Hamilton, Glazier, Murry, and Fulghum (Primary Sponsors); R. Brawley, Carney, Dobson, Floyd, C. Graham, Hollo, Hurley, Insko, Jones, Jordan, Lambeth, Lucas, Martin, Mobley, Moffitt, R. Moore, Ramsey, Shepard, Stevens, Szoka, Tine, Whitmire, and Wray:

H.B. 351, A BILL TO BE ENTITLED AN ACT TO STUDY PRESCRIPTION DRUG ABUSE BY HIGH SCHOOL AND COLLEGE STUDENTS, is referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR

Action is taken on the following:

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 180 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS TECHNICAL CORRECTIONS TO THE LAWS GOVERNING MECHANICS LIENS.

March 20, 2013

On motion of Representative Stevens, the House concurs in the Senate committee substitute bill, by electronic vote (114-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

Representative Fisher requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (115-0).

S.B. 45 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING INCAPACITY TO PROCEED, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

S.B. 50 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PREVENT IDENTITY THEFT OF DISCHARGED VETERANS BY RESTRICTING THE RELEASE OF MILITARY SERVICE DISCHARGE DOCUMENTS, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

Representative Conrad requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (117-0).

The bill passes its third reading and is ordered enrolled and presented to the Governor.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 270, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A REFERENDUM IN THE TOWN OF RONDA ON THE ISSUE OF WHETHER OR NOT VOTERS OF THAT TOWN SHOULD BE ABLE TO RECALL FROM OFFICE THE ELECTED OFFICERS OF THAT TOWN, passes its second reading, by electronic vote (114-1), and there being no objection is read a third time.

Representative Turner requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (115-1).

The bill passes its third reading and is ordered sent to the Senate.

S.B. 97 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE RELEASE OF PROPERTY TAXES IN ANY AREA THAT WAS PART OF A MUNICIPALITY FOR SIX MONTHS OR LESS AND THEN DEANNEXED, passes its second reading, by the following vote, and remains on the Calendar.

March 20, 2013

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Lewis, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Mobley, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 117.

Voting in the negative: None.

Excused absences: Representatives Insko and Richardson - 2.

H.B. 150 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY WHEN A COUNTY OR MUNICIPALITY MAY ENACT ZONING ORDINANCES RELATED TO DESIGN AND AESTHETIC CONTROLS.

Representative Dollar offers Amendment No. 2 which is adopted by electronic vote (116-1).

The bill, as amended, passes its third reading, by electronic vote (98-17), and is ordered engrossed and sent to the Senate.

Representative Jackson requests and is granted leave of the House to be recorded as voting "no". The adjusted vote total is (98-18).

H.B. 18 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT PERSONS UNDER EIGHTEEN YEARS OF AGE FROM USING TANNING EQUIPMENT, passes its second reading, by electronic vote (94-22), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of the Speaker, the House recesses at 3:10 p.m.

March 20, 2013

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from select committee and permanent subcommittees are presented:

By Representative Saine, Chair for the Commerce and Job Development Subcommittee on Energy and Emerging Markets, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 192, A BILL TO BE ENTITLED AN ACT TO PERMIT LOCAL GOVERNMENTS TO ENACT SIDEWALK DINING ORDINANCES FOR USE OF STATE-OWNED RIGHT-OF-WAY, with a favorable report as the committee substitute bill, unfavorable as to the original bill, and with recommendation that the committee substitute bill be re-referred to the Committee on Regulatory Reform.

The committee substitute bill is re-referred to the Committee on Regulatory Reform. The original bill is placed on the Unfavorable Calendar.

By Representative Murry, Chair, for the Regulatory Reform Subcommittee on Business and Labor, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 194, A BILL TO BE ENTITLED AN ACT ALLOWING THE NORTH CAROLINA VETERINARY BOARD TO ACCEPT PROGRAM FOR THE ASSESSMENT OF VETERINARY EDUCATION EQUIVALENCE (PAVE) CERTIFICATION TO MEET LICENSURE REQUIREMENTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Commerce and Job Development.

The bill is re-referred to the Committee on Commerce and Job Development.

H.B. 181 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CONFIRM THAT NORTH CAROLINA LAW REQUIRES PHYSICIAN SUPERVISION OF ALL NURSES PROVIDING ANESTHESIA SERVICES, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

March 20, 2013

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Blust, Chair, for Judiciary Subcommittee A, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 17, A BILL TO BE ENTITLED AN ACT TO ALLOW PERSONS WITH CONCEALED HANDGUN PERMITS TO POSSESS HANDGUNS IN RESTAURANTS AND EATING ESTABLISHMENTS IF NOT PROHIBITED BY THE POSTING OF A NOTICE PROHIBITING POSSESSION ON THE PREMISES AND TO PROVIDE FOR THE CONFIDENTIALITY OF INFORMATION REGARDING CONCEALED HANDGUN PERMITS AND PISTOL PURCHASE PERMITS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of March 21. The original bill is placed on the Unfavorable Calendar.

REPORT OF SELECT COMMITTEE ON UNC BOARD OF GOVERNORS NOMINATING

By Representative T. Moore, Chair, for the Select Committee on UNC Board of Governors Nominating:

March 19, 2013

MEMORANDUM TO: The Honorable Thom Tillis
Speaker of the House of Representatives

FROM: Tim Moore, Chair
Select Committee on UNC Board of Governors Nominating

SUBJECT: Committee Report of the Nominees for the 2013 House Election for the Vacancies on the Board of Governors of the University of North Carolina

March 20, 2013

Listed below are the nominees for consideration by members of the House of Representatives in the forthcoming election to the Board of Governors Vacancies of the University of North Carolina under House Resolution 81. The names of the nominees are listed in alphabetical order. The members of the Committee adopted the slate of nominees at a meeting on March 19, 2013.

Nominees

Roger H. Aiken	William Graham Champion Mitchell
James M. (Jimmy) Barnes	James Edward (Jim) Nance
Walter C. Davenport	R. Doyle Parrish
James M. Deal, Jr.	Dr. Joan Perry
Henry Williams Hinton	Irvin (Al) Roseman
Rodney E. Hood	Muriel W. Sheubrooks
Yvonne Wilson "Gidget" Kidd	George A. (G.A.) Sywassink, Jr.
Joe Thomas Knott, III	Laura I. Wiley

ELECTION OF MEMBERS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA

The Speaker reviews the instructions for voting as specified in **H.R. 81**, A HOUSE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, with the membership.

Pursuant to Rule 24.1A, Representatives Glazier and Luebke request that they be excused from voting in this election due to conflicts of interest. These requests are granted.

The Speaker appoints Representatives T. Moore, Dollar, Hamilton, Hanes, Holloway, Saine, Samuelson, Waddell, Cotham, and Carney to canvass the ballots.

Pursuant to the resolution, the ballots are distributed to the Members and the election proceeds.

The Committee retires from the Chamber to canvass the ballots.

March 20, 2013

CALENDAR (continued)

H.B. 230, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW DEFINING HOME SCHOOLS, passes its second reading, by electronic vote (118-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 249 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE LOCAL SCHOOL ADMINISTRATIVE UNITS TO REFUND THE SUBSTITUTE DEDUCTION TO A TEACHER TAKING PERSONAL LEAVE IF NO SUBSTITUTE IS HIRED FOR THAT TEACHER, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from permanent subcommittees are presented:

By Representative Stevens, Chair, for Judiciary Subcommittee C, with approval of standing committee Chair for report to be made directly to the floor of the House:

S.B. 33 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT OCCUPATIONAL LICENSING BOARDS CONSIDER CERTAIN FACTORS BEFORE DENYING LICENSES TO APPLICANTS WITH CRIMINAL RECORDS, AS RECOMMENDED BY THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 243, A BILL TO BE ENTITLED AN ACT AUTHORIZING AN OWNER OF A SELF-STORAGE FACILITY WHO HAS A LIEN UPON PERSONAL PROPERTY TO DELIVER NOTICE OF THE PUBLIC SALE OF THE PROPERTY BY REGULAR OR ELECTRONIC MAIL, TO PUBLISH NOTICE IN ANY COMMERCIALLY REASONABLE MANNER, AND TO CONDUCT THE SALE THROUGH AN ONLINE, PUBLICLY ACCESSIBLE AUCTION WEB SITE, AND TO INCREASE THE LATE FEES FOR SELF-STORAGE FACILITY RENTAL CONTRACTS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

March 20, 2013

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of March 21. The original bill is placed on the Unfavorable Calendar.

By Representatives Jordan and McGrady, Chairs, for Judiciary Subcommittee B, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 199, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT IN CONTROVERSY FOR CIVIL ACTIONS IN DISTRICT COURT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 21.

S.B. 20 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE LIMITED IMMUNITY FROM PROSECUTION FOR (1) CERTAIN DRUG-RELATED OFFENSES COMMITTED BY AN INDIVIDUAL WHO SEEKS MEDICAL ASSISTANCE FOR A PERSON EXPERIENCING A DRUG-RELATED OVERDOSE AND (2) CERTAIN DRUG-RELATED OFFENSES COMMITTED BY AN INDIVIDUAL EXPERIENCING A DRUG-RELATED OVERDOSE AND IN NEED OF MEDICAL ASSISTANCE; AND TO PROVIDE IMMUNITY FROM CIVIL OR CRIMINAL LIABILITY FOR (1) PRACTITIONERS WHO PRESCRIBE AN OPIOID ANTAGONIST TO CERTAIN THIRD PARTIES AND (2) CERTAIN INDIVIDUALS WHO ADMINISTER AN OPIOID ANTAGONIST TO A PERSON EXPERIENCING A DRUG-RELATED OVERDOSE, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

RE-REFERRAL

On motion of the Chair, pursuant to Rule 39.2 and without objection, **H.B. 242**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE SALES TAX REFUND FOR VOLUNTEER FIRE DEPARTMENTS, is withdrawn from the Committee on Finance and re-referred to the Committee on Government.

March 20, 2013

CALENDAR (continued)

H.B. 250 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ENROLLMENT PRIORITY AND PROCEDURES FOR CERTAIN STUDENTS APPLYING TO CHARTER SCHOOLS.

Representative Michaux offers Amendment No. 1 which is adopted by electronic vote (117-0).

The bill, as amended, passes its second reading, by electronic vote (117-0).

Representative Torbett objects to the third reading. The bill remains on the Calendar.

RESULTS OF ELECTION OF MEMBERS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA

Representative T. Moore, Chair of the Select Committee on University Board of Governors Nominating, makes the following report concerning the Board of Governors of the University of North Carolina election.

Rodney E. Hood received 105 votes; Henry Williams Hinton received 93 votes; William Graham Champion Mitchell received 88 votes; Laura I. Wiley received 83 votes; R. Doyle Parrish received 82 votes; Roger H. Aiken received 72 votes; Dr. Joan Perry received 60 votes; James M. (Jimmy) Barnes received 57 votes: James Edward (Jim) Nance received 52 votes; Joe Thomas Knott, III received 48 votes; George A. (G.A.) Sywassink, Jr. received 47 votes; Walter C. Davenport received 38 votes; Irvin (Al) Roseman received 38 votes; and James M. Deal, Jr. received 30 votes. Yvonne Wilson "Gidget" Kidd and Muriel W. Sheubrooks withdrew their names from the slate of nominees.

RUN-OFF ELECTION

Pursuant to **H.R. 81**, A HOUSE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, ballots for the run-off election for James M. (Jimmy) Barnes and James Edward (Jim) Nance, are distributed to the Members and the election proceeds.

March 20, 2013

Pursuant to Rule 24.1A(c), the requests that Representatives Glazier and Luebke be excused from voting are continued.

The aforementioned Members appointed to canvass the vote retire from the Chamber.

RUN-OFF ELECTION RESULTS

Representative T. Moore reports a total of 116 Members voted in the run-off election, with two ballots being void, thus 58 votes constitutes a majority.

James Edward (Jim) Nance received 60 votes and James M. (Jimmy) Barnes received 55 votes.

On motion of Representative T. Moore, pursuant to Article VI, Section 5 of the North Carolina Constitution and pursuant to **H.R. 81**, A HOUSE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, the following persons are duly elected for a four-year term to the Board of Governors of the University of North Carolina: Rodney E. Hood, Henry Williams Hinton, William Graham Champion Mitchell, Laura I. Wiley, R. Doyle Parrish, Roger H. Aiken, Dr. Joan Perry, and James Edward (Jim) Nance.

The election is confirmed by electronic vote (84-29).

The Senate is so notified of the action taken by Special Message.

SPECIAL MESSAGE FROM THE SENATE

2013 GENERAL ASSEMBLY
FIRST SESSION 2013

Senate Chamber
March 20, 2013

Mr. Speaker:

It is ordered that a message be sent to your Honorable Body notifying you that pursuant to **S.R. 46** (Committee Substitute), A SENATE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS

OF THE UNIVERSITY OF NORTH CAROLINA, as amended by **S. R. 141**, A SENATE RESOLUTION TO AMEND THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, the Senate has elected the following individuals to The University of North Carolina's Board of Governors:

William M. Kotis, III
Scott Lampe
Steven B. Long
Joan G. MacNeill
Therence O. Pickett
Robert Sterling Rippy
Harry Leo Smith, Jr.
John Craig Souza

Respectfully,
S/ Sarah Lang
Principal Clerk

CALENDAR (continued)

H.B. 255 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CERTAIN COURSES AND ACADEMIC CREDIT HOURS TRANSFERRED TO A CONSTITUENT INSTITUTION SHALL NOT BE INCLUDED IN THE CALCULATION OF CREDIT HOURS FOR PURPOSES OF THE TUITION SURCHARGE AND TO REQUIRE THAT UNIFORM PROCEDURES BE IMPLEMENTED IN THE UNIVERSITY OF NORTH CAROLINA SYSTEM TO PROVIDE APPROPRIATE ADVANCE NOTICE TO A STUDENT WHEN THE STUDENT IS APPROACHING THE CREDIT HOUR LIMIT REGARDING THE TUITION SURCHARGE, passes its second reading, by electronic vote (114-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 257, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES GOVERNING THE ESCHEAT FUND TO PROTECT THE PRIVACY OF INFORMATION COLLECTED FOR THE PROCESS OF PAYING CLAIMS; TO ELIMINATE THE FEE PAID BY HOLDERS FOR FILING AN EXTENSION REQUEST; TO REDUCE THE AMOUNT OF PAPERWORK REQUIRED BY HOLDERS; AND TO IMPROVE THE EFFICIENCY AND EFFECTIVENESS OF PROCESSING HOLDER REPORTS, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

March 20, 2013

The bill passes its third reading and is ordered sent to the Senate.

S.B. 84 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE CANCELLATION OF AN AIRCRAFT LABOR AND STORAGE LIEN WHEN A SURETY BOND IN AN AMOUNT EQUAL TO ONE AND ONE-FOURTH TIMES THE AMOUNT OF THE LIEN CLAIMED IS DEPOSITED WITH THE CLERK OF COURT, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

On motion of Representative T. Moore, seconded by Representative Malone, the House adjourns at 5:32 p.m. to reconvene March 21 at 12:30 p.m.

THIRTY-FIRST DAY

HOUSE OF REPRESENTATIVES
Thursday, March 21, 2013

The House meets at 12:30 p.m. pursuant to adjournment and is called to order by Representative Stam, Speaker Pro Tempore.

On motion of the Chair, the House recesses at 12:31 p.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Chair.

Prayer is offered by Representative Chris Whitmire.

The Chair leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 20 has been examined and the contents are found to be as reported. Upon his motion, the Journal is approved as reported.

March 21, 2013

Leaves of absences are granted Representatives D. Hall, Insko, McElraft and Setzer for today. Representatives Bryan, Glazier, Harrison, Iler, Langdon, McManus, Murry, S. Ross, Tillis, Tine, Tolson, and West are excused for a portion of the Session.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 50, AN ACT TO PREVENT IDENTITY THEFT OF DISCHARGED VETERANS BY RESTRICTING THE RELEASE OF MILITARY SERVICE DISCHARGE DOCUMENTS.

S.B. 84, AN ACT TO REQUIRE THE CANCELLATION OF AN AIRCRAFT LABOR AND STORAGE LIEN WHEN A SURETY BOND IN AN AMOUNT EQUAL TO ONE AND ONE-FOURTH TIMES THE AMOUNT OF THE LIEN CLAIMED IS DEPOSITED WITH THE CLERK OF COURT.

H.B. 180, AN ACT TO MAKE VARIOUS TECHNICAL CORRECTIONS TO THE LAWS GOVERNING MECHANICS LIENS.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Cleveland, Hastings, and Pittman, Chairs, for the Committee on Homeland Security, Military, and Veterans Affairs:

H.B. 254, A BILL TO BE ENTITLED AN ACT AMENDING THE REQUIREMENTS RELATED TO NOTICE OF LAND USE PLANNING AND ZONING CHANGES TO BE GIVEN TO A MILITARY BASE BY COUNTIES OR CITIES NEAR THE MILITARY BASE, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 256, A BILL TO BE ENTITLED AN ACT TO ALLOW A DEDUCTION FOR VETERANS AFFAIRS SURVIVORS PENSION BENEFIT WHEN DEFINING INCOME FOR MEDICAID ELIGIBILITY,

with a favorable report and recommendation that the bill be re-referred to the Committee on Health and Human Services.

The bill is re-referred to the Committee on Health and Human Services.

By Representatives Stone and Warren, Chairs, for the Committee on Government:

H.B. 96, A BILL TO BE ENTITLED AN ACT TO PROVIDE EQUAL INCOME TAX TREATMENT OF GOVERNMENT RETIREES' BENEFITS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 261, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF KANNAPOLIS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 302, A BILL TO BE ENTITLED AN ACT REPEALING THE ANNEXATION OF CERTAIN DESCRIBED PROPERTY BY THE CITY OF KANNAPOLIS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

SPECIAL MESSAGE FROM THE SENATE

2013 GENERAL ASSEMBLY
FIRST SESSION 2013

Senate Chamber
March 21, 2013

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in the House Committee Substitute to **S.B. 36**, A BILL TO BE ENTITLED AN ACT TO MAKE

CERTAIN TECHNICAL, CLARIFYING, AND CONFORMING CHANGES TO THE ADMINISTRATIVE PROCEDURE ACT, AS RECOMMENDED BY THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE.

Respectfully,
S/ Sarah Lang
Principal Clerk

MESSAGE FROM THE SENATE

The following is received from the Senate:

S.B. 9, A BILL TO BE ENTITLED AN ACT REQUIRING UTILITY OWNERS TO LOCATE AND DESCRIBE UNDERGROUND UTILITIES UPON WRITTEN OR ORAL REQUEST FROM A PERSON WHO IS RESPONSIBLE FOR DESIGNING OR SURVEYING UNDERGROUND FACILITIES OR REQUIRES A GENERAL DESCRIPTION AND LOCATION OF EXISTING UNDERGROUND FACILITIES IN AN AREA, is read the first time and referred to the Committee on Commerce and Job Development.

CALENDAR

Action is taken on the following:

S.B. 97 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE RELEASE OF PROPERTY TAXES IN ANY AREA THAT WAS PART OF A MUNICIPALITY FOR SIX MONTHS OR LESS AND THEN DEANNEXED, is temporarily displaced.

On motion of Representative T. Moore, the House recesses, subject to the introduction of bills and resolutions, at 2:13 p.m.

RECESS

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Steinburg and McGrady (Primary Sponsors); R. Brown, Fisher, and Harrison:

H.B. 352, A BILL TO BE ENTITLED AN ACT TO DISAPPROVE THE COYOTE HUNTING RULE ADOPTED BY THE WILDLIFE RESOURCES COMMISSION, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Environment and, if favorable, to the Committee on Agriculture and, if favorable, to the Committee on Regulatory Reform and, if favorable to the Committee on Commerce and Job Development and, if favorable, to the Committee on Judiciary.

By Representatives Wilkins and Baskerville (Primary Sponsors); Floyd and Harrison:

H.B. 353, A BILL TO BE ENTITLED AN ACT AUTHORIZING GRANVILLE COUNTY TO APPROVE A LEASE FOR THE SITING AND OPERATION OF A RENEWABLE ENERGY FACILITY FOR A TERM OF UP TO TWENTY YEARS WITHOUT TREATING THE LEASE AS A SALE OF PROPERTY, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Ramsey, Moffitt, and Presnell (Primary Sponsors); and Ford:

H.B. 354, A BILL TO BE ENTITLED AN ACT AUTHORIZING TWO COUNTY COMMISSIONERS TO SERVE ON THE BOARD OF ASHEVILLE-BUNCOMBE TECHNICAL COMMUNITY COLLEGE, is referred to the Committee on Government.

By Representatives McManus, Baskerville, Floyd, Harrison, Insko, Jordan, Lambeth, Lucas, Riddell, and Whitmire:

H.B. 355, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO THE LEE COUNTY BOARD OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Education.

By Representatives Moffitt, Howard, Collins, and Murry (Primary Sponsors); Martin, Shepard, and Warren:

H.B. 356, A BILL TO BE ENTITLED AN ACT TO ESTABLISH UNIFORM GEOGRAPHICAL ADMINISTRATIVE DIVISIONS FOR THE STATE, TO DIRECT THE DEPARTMENTS OF TRANSPORTATION AND ENVIRONMENT AND NATURAL RESOURCES TO TAKE ACTION TO ALIGN THEIR ADMINISTRATIVE REGIONS WITH THESE

UNIFORM REGIONS, AND TO CREATE THE COMMISSION ON REGIONALIZATION CONFORMITY TO DEVELOP RECOMMENDATIONS ON CONFORMING (I) THE EXISTING REGIONAL DIVISIONS OF THE SEVEN REGIONAL COMMISSIONS AND PARTNERSHIPS TO THE UNIFORM DIVISIONS AND (II) TO DEVELOP A SCHEDULE FOR STUDYING THE REGIONAL DIVISIONS OF OTHER STATE AGENCIES THAT HAVE REGIONAL OFFICES, is referred to the Committee on Transportation and, if favorable, to the Committee on Environment and, if favorable, to the Committee on Commerce and Job Development and, if favorable, to the Committee on Appropriations.

By Representatives Moffitt, Howard, W. Brawley, and Collins (Primary Sponsors); and L. Bell:

H.B. 357, A BILL TO BE ENTITLED AN ACT TO INCREASE CITIZEN OVERSIGHT AND TO MAKE OTHER CONSOLIDATIONS AND IMPROVEMENTS IN THE GOVERNANCE OF THE STATE RETIREMENT SYSTEMS, AND TO IMPROVE TRANSPARENCY BY ENSURING THAT ALL RETIREMENT PLANS ADMINISTERED BY THE DEPARTMENT OF STATE TREASURER ARE OVERSEEN BY A BOARD OF TRUSTEES, is referred to the Committee on State Personnel and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriation.

By Representatives Moffitt, Blust, Warren, and Collins (Primary Sponsors); and L. Bell:

H.B. 358, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CONFORMING CHANGES TO THE STATUTES AFFECTING THE STATE RETIREMENT SYSTEMS, is referred to the Committee on State Personnel and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representatives Moffitt, Blust, Warren, and Collins (Primary Sponsors); L. Bell and Martin:

H.B. 359, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO ADMINISTRATION OF THE STATE RETIREMENT SYSTEMS THAT WILL EXTEND THE TRANSFER BENEFIT OPTION TO PARTICIPANTS IN THE 403(B) SUPPLEMENTAL RETIREMENT PLAN, CLARIFY THE TIMING OF THE SOCIAL SECURITY OFFSET FOR LONG-TERM DISABILITY BENEFITS, AND ESTABLISH A 415(M) BENEFITS PRESERVATION ARRANGEMENT AS ALLOWED UNDER FEDERAL LAW, is referred to the Committee on State Personnel and, if favorable, to the Committee on Finance.

March 21, 2013

By Representatives B. Brown, Moffitt, Warren, and Saine (Primary Sponsors); Avila, J. Bell, W. Brawley, Floyd, Glazier, G. Graham, Hamilton, Jeter, Lucas, McGrady, Millis, Murry, and Szoka:

H.B. 360, A BILL TO BE ENTITLED AN ACT TO ALLOW HUNTING ON SUNDAY ON PRIVATE LAND WITH PERMISSION OF THE OWNER, is referred to the Committee on Agriculture and, if favorable, to the Committee on Regulatory Reform.

By Representatives Faircloth and Stevens:

H.B. 361, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO THE JUSTICE REINVESTMENT ACT OF 2011, is referred to Judiciary Subcommittee B and, if favorable, to the Committee on Appropriations.

By Representative Faircloth:

H.B. 362, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, CLARIFYING, AND SUBSTANTIVE CHANGES RELATING TO THE DEPARTMENT OF PUBLIC SAFETY; AND TO AUTHORIZE THE SECRETARY OF ADMINISTRATION TO CHANGE CERTAIN BENCHMARKS RELATING TO PURCHASES AND CONTRACTS, is referred to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representatives Torbett, Floyd, Ford, G. Graham, Hamilton, Jordan, Lambeth, and Whitmire:

H.R. 363, A HOUSE RESOLUTION HONORING THE FOUNDERS OF SPRINGFIELD MEMORIAL BAPTIST CHURCH, WHILE OBSERVING THE CHURCH'S ONE HUNDRED FIFTIETH ANNIVERSARY.

Pursuant to Rule 32(a), the resolution is placed on the Calendar of April 9.

By Representatives McGrady, Moffitt, R. Brown, and Murry (Primary Sponsors); Bumgardner, Martin, and Szoka:

H.B. 364, A BILL TO BE ENTITLED AN ACT TO LIMIT THE ABILITY OF STATE AGENCIES OR STATE ENTITIES TO ENTER INTO DEBT OR DEBT-LIKE ARRANGEMENTS OUTSIDE OF THE PURVIEW OF THE GENERAL ASSEMBLY, is referred to the Committee on Finance and, if favorable, to the Committee on Appropriations.

March 21, 2013

By Representatives McManus, Baskerville, and Foushee:

H.B. 365, A BILL TO BE ENTITLED AN ACT TO CALL A SPECIAL ELECTION TO FILL A VACANCY ON THE CHATHAM COUNTY BOARD OF EDUCATION, is referred to the Committee on Education and, if favorable, to the Committee on Government.

By Representatives Langdon, Dixon, Brisson, and Martin (Primary Sponsors); and Moffitt:

H.B. 366, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CONFORMING CHANGES PERTAINING TO THE RENAMING OF THE NORTH CAROLINA FOREST SERVICE AND TO MAKE OTHER CHANGES IN THE FOREST SERVICE STATUTES, is referred to the Committee on Agriculture.

By Representatives Brody, Conrad, Torbett, and T. Moore (Primary Sponsors); Jordan and Warren:

H.B. 367, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DEPARTMENT OF CULTURAL RESOURCES, OFFICE OF ARCHIVES AND HISTORY, TO USE THE NET PROCEEDS OF THE SALE OF ARTIFACTS FOR MAINTENANCE OR CONSERVATION OF OTHER ARTIFACTS AND TO CLARIFY THE PROCESS FOR TRANSFERRING TITLE OF UNCLAIMED OR UNDOCUMENTED PROPERTY LOANED TO MUSEUMS AND HISTORICAL REPOSITORIES TO THOSE MUSEUMS AND HISTORICAL REPOSITORIES, is referred to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representatives Langdon and Dixon (Primary Sponsors); J. Bell and McGrady:

H.B. 368, A BILL TO BE ENTITLED AN ACT TO PROVIDE REPRESENTATION OF FORESTRY AND NURSERY INTERESTS ON THE BOARD OF AGRICULTURE, is referred to the Committee on Agriculture.

By Representatives Waddell, Brody, Langdon, and Dixon (Primary Sponsors); G. Graham, Hamilton, and Wray:

H.B. 369, A BILL TO BE ENTITLED AN ACT TO INCREASE PENALTIES FOR VIOLATION OF THE SEED LAW, is referred to the Committee on Agriculture and, if favorable, to Judiciary Subcommittee B.

March 21, 2013

By Representatives G. Graham and Brody (Primary Sponsors); Floyd, Jordan, and Warren:

H.B. 370, A BILL TO BE ENTITLED AN ACT TO SHORTEN THE REVIEW PERIOD FOR POTENTIAL DISPOSITIONS OF STATE-OWNED REAL PROPERTY, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Bryan and Conrad (Primary Sponsors):

H.B. 371, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE STATE BOARD OF CHIROPRACTIC EXAMINERS TO ESTABLISH AND ENFORCE EDUCATIONAL STANDARDS FOR CHIROPRACTIC CLINICAL ASSISTANTS, is referred to the Committee on Regulatory Reform and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representatives D. Ross and Brody (Primary Sponsors); Jordan and Warren:

H.B. 372, A BILL TO BE ENTITLED AN ACT TO ALLOW ALL PROCEEDS FROM THE SALE OF PROPERTY HELD IN THE EXECUTIVE MANSION TO BE DEPOSITED IN THE EXECUTIVE MANSION SPECIAL FUND IN KEEPING WITH MUSEUM STANDARDS, AS PROMULGATED BY AMERICAN ALLIANCE OF MUSEUMS, THE MAJOR INSTITUTIONAL ACCREDITATION AGENCY FOR MUSEUMS, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Wilkins, Warren, Blackwell, and Waddell (Primary Sponsors); Baskerville, Elmore, Goodman, Hamilton, Harrison, Hurley, Jackson, Lambeth, Lucas, McNeill, R. Moore, Saine, Steinburg, Stevens, Whitmire, and Wray:

H.B. 373, A BILL TO BE ENTITLED AN ACT TO EXTEND FOR TWO YEARS THE LOCAL GOVERNMENT HOLD HARMLESS FOR REPEALED REIMBURSEMENTS, is referred to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representatives Jordan, Elmore, Glazier, and Schaffer (Primary Sponsors); Alexander, Arp, Avila, J. Bell, Brody, R. Brown, Cleveland, Conrad, Dixon, Hardister, Harrison, Howard, Insko, Jackson, Jones, Lambeth, Lucas, Malone, Martin, Millis, R. Moore, Murry, Richardson, Riddell, D. Ross, S. Ross, Shepard, Steinburg, Stevens, Szoka, Warren, and Whitmire:

March 21, 2013

H.J.R. 374, A JOINT RESOLUTION (I) RESCINDING ALL EXTANT APPLICATIONS BY THE GENERAL ASSEMBLY HERETOFORE MADE DURING ANY SESSION THEREOF TO THE CONGRESS OF THE UNITED STATES OF AMERICA TO CALL A CONVENTION PURSUANT TO THE TERMS OF ARTICLE V OF THE UNITED STATES CONSTITUTION FOR PROPOSING ONE OR MORE AMENDMENTS TO THAT CONSTITUTION, (II) URGING THE LEGISLATURES OF OTHER STATES TO DO THE SAME, AND (III) DIRECTING THAT COPIES OF THIS RESOLUTION BE SENT TO SPECIFIED PERSONS, is referred to the Committee on Judiciary.

By Representatives Jeter, Bryan, Schaffer, and Cotham (Primary Sponsors); W. Brawley and R. Moore:

H.B. 375, A BILL TO BE ENTITLED AN ACT TO ALLOW PASSENGER BUSES OWNED AND OPERATED BY THE CITY OF CHARLOTTE TO HAVE AN OVERALL LENGTH OF SIXTY FEET OR LESS, is referred to the Committee on Transportation.

By Representatives Foushee, Brody, and McManus (Primary Sponsors); Adams, Fisher, Floyd, Gill, Glazier, Harrison, Lucas, Luebke, R. Moore, and Terry:

H.B. 376, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE A+ SCHOOLS SPECIAL FUND IN THE DEPARTMENT OF CULTURAL RESOURCES, THE NORTH CAROLINA ARTS COUNCIL, is referred to the Committee on Appropriations and, if favorable, to the Committee on Education.

By Representatives Speciale, G. Graham, and Brody (Primary Sponsors); J. Bell, Cleveland, Floyd, Jordan, and Warren:

H.B. 377, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE DEPARTMENT OF CULTURAL RESOURCES AND THE TRYON PALACE COMMISSION FROM CERTAIN RULE-MAKING REQUIREMENTS WHEN CHANGING ADMISSION AND ACTIVITY FEES AT STATE HISTORIC SITES, MUSEUMS, AND TRYON PALACE HISTORIC SITES AND GARDENS, is referred to the Committee on Finance.

By Representatives Floyd, Lucas, Hanes, and C. Graham (Primary Sponsors); Ford, Jeter, and R. Moore:

H.B. 378, A BILL TO BE ENTITLED AN ACT TO STUDY THE OVERSIGHT OF METROPOLITAN PLANNING ORGANIZATIONS AND THEIR ROLE IN TRANSPORTATION PLANNING, is referred to the Committee on Transportation and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representative Langdon:

H.B. 379, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF THE BOARD OF AGRICULTURE OVER PLANTS, is referred to the Committee on Agriculture and, if favorable, to the Committee on Environment.

By Representatives Collins and Jordan:

H.B. 380, A BILL TO BE ENTITLED AN ACT TO PROVIDE A DEFINITION FOR CERTIFIED REGISTERED NURSE ANESTHETISTS UNDER THE NURSING PRACTICE ACT, is referred to the Committee on Health and Human Services and, if favorable, to the Committee on Regulatory Reform.

By Representatives Collins, Blust, and Martin:

H.B. 381, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE FISCAL INTEGRITY OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, AND THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, TO DIRECT THE DEPARTMENT OF STATE TREASURER TO PROPOSE A TEACHERS' AND STATE EMPLOYEES' OPTIONAL RETIREMENT SYSTEM, AND TO APPROPRIATE FUNDS FOR THAT SYSTEM, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Hanes, Conrad, Terry, and Lambeth (Primary Sponsors); and Hamilton:

H.B. 382, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CERTAIN PROHIBITIONS AND REQUIREMENTS REGARDING PYROTECHNICS DO NOT APPLY TO THEATRICAL PERFORMANCES, FILM PRODUCTIONS, AND OTHER THEATRICAL PRESENTATIONS PRODUCED, PRESENTED, OR SPONSORED BY THE UNIVERSITY OF NORTH CAROLINA SCHOOL OF THE ARTS THAT ARE PRESENTED ON PROPERTY OWNED OR LEASED BY THE UNIVERSITY OF NORTH CAROLINA SCHOOL OF THE ARTS, is referred to the Committee on Education and, if favorable, to Judiciary Subcommittee B.

March 21, 2013

By Representatives J. Bell, Langdon, and Dixon (Primary Sponsors); Jeter, Shepard, and Wray:

H.B. 383, A BILL TO BE ENTITLED AN ACT TO AMEND THE GRAIN DEALER LICENSING ACT TO INCREASE THE BONDING AMOUNT THAT MUST ACCOMPANY LICENSE APPLICATIONS; TO SPECIFY ADDITIONAL GROUNDS FOR LICENSE REFUSAL OR REVOCATION; AND TO PROVIDE THAT PERSONS WHOSE ACTIONS LED TO A LICENSE SUSPENSION OR REVOCATION MAY NOT WORK FOR A GRAIN DEALER IN A CAPACITY RELATED TO GRAIN SALES, is referred to the Committee on Agriculture and, if favorable, to Judiciary Subcommittee A.

By Representatives Davis and Stevens (Primary Sponsors):

H.B. 384, A BILL TO BE ENTITLED AN ACT AMENDING THE DEFINITION OF MARITAL PROPERTY TO PROVIDE THAT ENTIRETIES PROPERTY IS SUBJECT TO THE SAME BURDEN OF PROOF IN REBUTTING THE PRESUMPTION AS ALL PROPERTY CLASSIFIED AS MARITAL PROPERTY AND AMENDING THE DEFINITION OF DIVISIBLE PROPERTY TO CLARIFY THAT INCREASES AND DECREASES IN MARITAL DEBT MEANS PASSIVE INCREASES AND PASSIVE DECREASES IN MARITAL DEBT UNDER THE LAWS PERTAINING TO EQUITABLE DISTRIBUTION, is referred to Judiciary Subcommittee C.

By Representatives Stevens, Fisher, Gill, Glazier, C. Graham, Harrison, Lucas, and Martin:

H.B. 385, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE YOUTH ACCOUNTABILITY PLANNING TASK FORCE IN THE DIVISION OF JUVENILE JUSTICE OF THE DEPARTMENT OF PUBLIC SAFETY AND TO APPROPRIATE FUNDS FOR A PILOT TRANSITIONAL HOUSING PROGRAM, is referred to Judiciary Subcommittee C and, if favorable, to the Committee on Appropriations.

By Representative Stevens:

H.B. 386, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS REGARDING DISPOSITION OF BLOOD EVIDENCE, ADMISSIBILITY OF REPORTS AFTER NOTICE AND DEMAND, AND EXPUNCTION OF DNA SAMPLES TAKEN UPON ARREST, AND TO CHANGE THE METHOD FOR DETERMINING THE SENIOR RESIDENT SUPERIOR COURT JUDGE FOR A DISTRICT, is referred to Judiciary Subcommittee C.

March 21, 2013

By Representatives Malone and Stevens (Primary Sponsors):

H.B. 387, A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS CRIMINAL LAWS REGARDING CONCEALED HANDGUN PERMITS, EXPUNCTIONS, DISPOSITION OF FIREARMS, CRIME VICTIMS RIGHTS, AND OFFENSES THAT MAY BE WAIVED, is referred to Judiciary Subcommittee C.

By Representatives Jackson and Glazier (Primary Sponsors):

H.B. 388, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING ASSIGNED COUNSEL IN CASES OF PARTIAL INDIGENCY TO AUTHORIZE JUDGMENTS FOR ATTORNEYS' FEES TO BE DOCKETED UPON THE EXPIRATION OF PROBATION AND TO CLARIFY THE REQUIREMENT FOR A SOCIAL SECURITY NUMBER, is referred to Judiciary Subcommittee B.

By Representatives Holloway, Howard, Jones, and Burr (Primary Sponsors); B. Brown, Hurley, Jackson, Lambeth, Martin, McNeill, Samuelson, and Warren:

H.B. 389, A BILL TO BE ENTITLED AN ACT TO RESTORE THE LOCAL GOVERNMENT HOLD HARMLESS FOR REPEALED REIMBURSEMENTS, is referred to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representatives Saine, Glazier, Hamilton, Jackson, Johnson, and Martin:

H.B. 390, A BILL TO BE ENTITLED AN ACT MAKING VARIOUS CHANGES TO THE LAWS RELATING TO STATE INFORMATION TECHNOLOGY GOVERNANCE, is referred to the Committee on Government.

By Representatives Boles, Hurley, Jordan, and Martin:

H.B. 391, A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF RETIREMENT TO CLARIFY THAT SERVICE AS A VOLUNTEER GUARDIAN AD LITEM IN THE GUARDIAN AD LITEM PROGRAM IS NOT CONSIDERED SERVICE FOR THE PURPOSE OF THAT DEFINITION, is referred to the Committee on State Personnel and, if favorable, to the Committee on Finance.

March 21, 2013

By Representatives Arp, Horn, Starnes, and Burr (Primary Sponsors); Avila, Bryan, Cleveland, Faircloth, Howard, Jones, Malone, Martin, McNeill, S. Ross, Saine, Shepard, Speciale, Steinburg, and Szoka:

H.B. 392, A BILL TO BE ENTITLED AN ACT REQUIRING A COUNTY DEPARTMENT OF SOCIAL SERVICES (DSS) TO CONDUCT A CRIMINAL CHECK ON APPLICANTS FOR OR RECIPIENTS OF TEMPORARY ASSISTANCE TO NEEDY FAMILY (TANF) BENEFITS OR FOOD AND NUTRITION SERVICES (FNS) BENEFITS, TO REQUIRE DSS TO SHARE INFORMATION WITH A LOCAL LAW ENFORCEMENT AGENCY REGARDING AN APPLICANT FOR OR RECIPIENT OF TANF OR FNS BENEFITS WHO HAS AN OUT-STANDING ARREST WARRANT, AND TO DENY TANF OR FNS BENEFITS TO AN APPLICANT OR RECIPIENT SUBJECT TO AN OUTSTANDING WARRANT FOR A FELONY OR FOR A PROBATION OR PAROLE VIOLATION, is referred to the Committee on Health and Human Services.

By Representatives Glazier, Michaux, Gill, and Fisher (Primary Sponsors); Adams, L. Bell, Brandon, Carney, Foushee, C. Graham, D. Hall, Harrison, Insko, Lucas, Luebke, Mobley, R. Moore, Richardson, D. Ross, Tine, and Wray:

H.B. 393, A BILL TO BE ENTITLED AN ACT TO ADDRESS FUNDING DEFICIENCIES AND NEEDED ENHANCEMENTS IN NORTH CAROLINA'S PUBLIC SCHOOLS, is referred to the Committee on Appropriations.

By Representatives Queen, Brody, and Torbett (Primary Sponsors); L. Bell, Fisher, Hamilton, Harrison, Insko, D. Ross, and Wray:

H.B. 394, A BILL TO BE ENTITLED AN ACT TO EXTEND THE HISTORIC REHABILITATION TAX CREDITS AND THE MILL REHABILITATION TAX CREDITS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Queen, Brody, and Torbett (Primary Sponsors); L. Bell, Cleveland, Harrison, Insko, and Jordan:

H.B. 395, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE DEPARTMENT OF CULTURAL RESOURCES FROM THE UMSTEAD ACT, WHICH PROHIBITS STATE GOVERNMENT FROM ENGAGING IN THE SALE OF GOODS IN COMPETITION WITH CITIZENS OF THE STATE, is referred to the Committee on Rules, Calendar, and Operations of the House.

March 21, 2013

By Representatives Catlin, Moffitt, Millis, and Hollo (Primary Sponsors); and Jordan:

H.B. 396, A BILL TO BE ENTITLED AN ACT TO ENACT THE PRIVATE WELL WATER EDUCATION ACT AT THE REQUEST OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES, is referred to the Committee on Environment.

By Representatives Burr, Collins, Stone, and Hager (Primary Sponsors); and Speciale:

H.B. 397, A BILL TO BE ENTITLED AN ACT TO ALLOW CERTAIN JUDICIAL AND LAW ENFORCEMENT OFFICIALS TO SERVE AS DISTRICT COURT JUDGES, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Judiciary.

By Representatives Burr, Hollo, and Avila (Primary Sponsors); R. Brawley and Martin:

H.B. 398, A BILL TO BE ENTITLED AN ACT TO SYSTEMATICALLY REFORM MEDICAID, is referred to the Committee on Health and Human Services and, if favorable, to the Committee on Appropriations.

By Representatives Burr, Hollo, and Avila (Primary Sponsors); Johnson and Martin:

H.B. 399, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES REQUESTED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO LAWS PERTAINING TO CHILD ABUSE, NEGLECT, AND DEPENDENCY; MEDICAID; AND PUBLIC HEALTH, is referred to the Committee on Health and Human Services and, if favorable, to Judiciary Subcommittee C and, if favorable, to the Committee on Appropriations.

By Representatives R. Brown, Torbett, and Brody (Primary Sponsors); Adams, Cleveland, Hamilton, Jordan, Martin, Ramsey, and Warren:

H.B. 400, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DEPARTMENT OF CULTURAL RESOURCES TO GENERATE REVENUE BY PROVIDING FOOD AND VENDING SERVICES AT MUSEUMS AND HISTORIC SITES, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Finance.

March 21, 2013

By Representatives Fisher, Harrison, and Gill (Primary Sponsors); Adams, Brandon, Glazier, G. Graham, D. Hall, Hamilton, Insko, Luebke, and R. Moore:

H.B. 401, A BILL TO BE ENTITLED AN ACT (1) TO REQUIRE THE NORTH CAROLINA UTILITIES COMMISSION TO ESTABLISH TIERED ELECTRICITY RATES FOR RESIDENTIAL, COMMERCIAL, PUBLIC, AND INDUSTRIAL CUSTOMERS TO ENCOURAGE ENERGY CONSERVATION AND ENERGY EFFICIENCY; (2) TO CREATE THE ENERGY EFFICIENCY PUBLIC BENEFIT LOAN FUND TO BE USED FOR LOANS TO CUSTOMERS FOR THE COSTS OF CERTAIN ENERGY EFFICIENCY OR RENEWABLE ENERGY PROJECTS; AND (3) TO CREATE AN INCENTIVE FOR CONSUMERS TO PURCHASE ENERGY STAR QUALIFIED HOUSEHOLD PRODUCTS, is referred to the Committee on Public Utilities and Energy and, if favorable, to the Committee on Commerce and Job Development.

By Representatives Szoka, Dockham, Ramsey, and Floyd (Primary Sponsors); B. Brown, Bryan, Glazier, Insko, Jeter, Jordan, Martin, Millis, and Whitmire:

H.B. 402, A BILL TO BE ENTITLED AN ACT TO ALLOW A TRICARE SUPPLEMENT FOR FLEXIBLE COMPENSATION PLANS OFFERED BY THE STATE, is referred to the Committee on State Personnel and, if favorable, to the Committee on Appropriations.

By Representatives Collins and Brisson (Primary Sponsors):

H.B. 403, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A REFERENDUM OF PROPANE DEALERS AND DISTRIBUTORS REGARDING A VOLUNTARY ASSESSMENT ON PROPANE TO PROVIDE FUNDING FOR PROMOTIONAL, EDUCATIONAL, AND OTHER PROGRAMS OF THE INDUSTRY, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Finance.

By Representative Steinburg:

H.B. 404, A BILL TO BE ENTITLED AN ACT TO ALLOW CAMDEN COUNTY TO COLLECT DELINQUENT STORMWATER UTILITY FEES IN THE SAME MANNER AS DELINQUENT PERSONAL AND REAL PROPERTY TAXES, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

March 21, 2013

The House reconvenes pursuant to recess and is called to order by the Chair.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Cleveland and without objection, **H.B. 280**, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE PUBLIC STAFF SHALL IN ALL OF ITS DUTIES AND RESPONSIBILITIES PROVIDED FOR BY LAW ACT ON BEHALF OF THE USING AND CONSUMING PUBLIC, is withdrawn from the Calendar and re-referred to the Committee on Public Utilities and Energy.

RESULTS OF ELECTION OF MEMBERS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA RECONSIDERED

Representative T. Moore, Chair of the Select Committee on University Board of Governors Nominating, having voted with the prevailing side, moves that the vote by which the Board of Governors of the University of North Carolina election was confirmed on March 20, be reconsidered.

Pursuant to Rule 24.1A(c), the requests that Representatives Glazier and Luebke be excused from voting on March 20 are continued.

The motion carries by electronic vote (108-1).

Having voted with the prevailing side, Representative T. Moore moves that the election of the members of the Board of Governors also be reconsidered. The motion carries.

Each Member receives a copy of their ballot from March 20 for verification of their vote.

The Committee retires from the Chamber to re-tabulate the ballots.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of the Chair and without objection, the following bills are withdrawn from the Calendar and placed on the Calendar of March 26.

H.B. 17 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE CONFIDENTIALITY OF INFORMATION REGARDING CONCEALED HANDGUN PERMITS AND PISTOL PURCHASE PERMITS.

March 21, 2013

H.B. 199, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT IN CONTROVERSY FOR CIVIL ACTIONS IN DISTRICT COURT.

H.B. 243 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING AN OWNER OF A SELF-STORAGE FACILITY WHO HAS A LIEN UPON PERSONAL PROPERTY TO DELIVER NOTICE OF THE PUBLIC SALE OF THE PROPERTY BY REGULAR AND ELECTRONIC MAIL, TO PUBLISH NOTICE IN ANY COMMERCIALLY REASONABLE MANNER, AND TO CONDUCT THE SALE THROUGH AN ONLINE, PUBLICLY ACCESSIBLE AUCTION WEB SITE, AND TO INCREASE THE LATE FEES FOR SELF-STORAGE FACILITY RENTAL CONTRACTS.

H.B. 250 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ENROLLMENT PRIORITY AND PROCEDURES FOR CERTAIN STUDENTS APPLYING TO CHARTER SCHOOLS.

S.B. 97 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE RELEASE OF PROPERTY TAXES IN ANY AREA THAT WAS PART OF A MUNICIPALITY FOR SIX MONTHS OR LESS AND THEN DEANNEXED.

On motion of the Chair, the House recesses at 2:30 p.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Chair.

SUBCOMMITTEE REFERRALS

Representative Murry, Chair, for the Standing Committee on Commerce and Job Development, refers the following bills to the Commerce and Job Development Subcommittee on Biotechnology and Health Care:

H.B. 194, A BILL TO BE ENTITLED AN ACT ALLOWING THE NORTH CAROLINA VETERINARY BOARD TO ACCEPT PROGRAM FOR THE ASSESSMENT OF VETERINARY EDUCATION EQUIVALENCE (PAVE) CERTIFICATION TO MEET LICENSURE REQUIREMENTS.

March 21, 2013

H.B. 292, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE MUSIC THERAPY PRACTICE ACT.

Representative Murry, Chair, for the Standing Committee on Commerce and Job Development, refers **H.B. 315**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT DEGRADABLE PLASTIC PRODUCTS MEET STANDARDS FOR COMPOSTABLE PRODUCTS AND BE CLEARLY LABELED TO PREVENT CONTAMINATION OF RECYCLED PLASTIC FEEDSTOCKS, to the Commerce and Job Development Subcommittee on Energy and Emerging Markets.

RESULTS OF RE-TABULATION OF BALLOTS OF THE ELECTION OF MEMBERS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA

Representative T. Moore, Chair of the Select Committee on University Board of Governors Nominating, makes the following report concerning the re-tabulation of the results of the Board of Governors of the University of North Carolina election.

Rodney E. Hood received 107 votes; Henry Williams Hinton received 94 votes; William Graham Champion Mitchell received 89 votes; Laura I. Wiley received 85 votes; R. Doyle Parrish received 82 votes; Roger H. Aiken received 72 votes; Dr. Joan Perry received 60 votes; George A. (G.A.) Sywassink, Jr. received 58 votes; James M. (Jimmy) Barnes received 57 votes; James Edward (Jim) Nance received 52 votes; Joe Thomas Knott, III received 49 votes; Irvin (Al) Roseman received 39 votes; Walter C. Davenport received 38 votes; and James M. Deal, Jr. received 30 votes.

No run-off election is required.

On motion of Representative T. Moore, pursuant to Article VI, Section 5 of the North Carolina Constitution and pursuant to **H.R. 81**, A HOUSE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, the following persons are duly elected for a four-year term to the Board of Governors of the University of North Carolina: Rodney E. Hood, Henry Williams Hinton, William Graham Champion Mitchell, Laura I. Wiley, R. Doyle Parrish, Roger H. Aiken, Dr. Joan Perry, and George A. (G.A.) Sywassink, Jr.

March 21, 2013

The election is confirmed by electronic vote (75-18).

Representative Farmer-Butterfield requests and is granted leave of the House to be recorded as voting "no". The adjusted vote total is (75-19).

The Senate is so notified of the action taken by Special Message.

On motion of Representative T. Moore, seconded by Representative R. Brawley, the House adjourns at 4:36 pm to reconvene Monday, March 25, 2013 at 4:00 pm.

THIRTY-SECOND DAY

HOUSE OF REPRESENTATIVES
Monday, March 25, 2013

The House meets at 4:00 p.m. pursuant to adjournment and is called to order by Representative Stam, Speaker Pro Tempore.

The following prayer is offered by Representative John Torbett:

"Be Thou present, O God of wisdom, and direct the councils of this honorable assembly; enable them to settle things on the best and surest foundation. That the scene of blood may be speedily closed; that order, harmony and peace may be effectually restored, and truth and justice, religion and piety, prevail and flourish amongst the people. Preserve the health of their bodies and vigor of their minds; shower down on them and the millions they here represent, such temporal blessings as Thou seest expedient for them in this world and crown them with everlasting glory in the world to come. All this we ask in the name and through the merits of Jesus Christ, Thy Son and our Savior. Amen."

First Prayer of the Continental Congress, 1774

The Chair leads the Body in the Pledge of Allegiance.

Representative Burr, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 21 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Hurley for today.

March 25, 2013

CHAPTERED BILLS

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 72, AN ACT TO AMEND UNIFORM COMMERCIAL CODE ARTICLE 4A, FUNDS TRANSFERS, TO CONTINUE THE APPLICABILITY OF THAT ARTICLE TO REMITTANCE TRANSFERS THAT ARE NOT ELECTRONIC FUND TRANSFERS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION. (S.L. 2013-14)

THE RECEIVING OF PETITIONS, MEMORIALS AND PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO THE HOUSE

STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR
20301 Mail Service Center•Raleigh, NC 27699-0301

Pat McCrory
Governor

March 22, 2013

Ms. Denise Weeks
House Principal Clerk
North Carolina House of Representatives
16 West Jones Street, Room 2319
Raleigh, North Carolina 27601-2808

Dear Ms. Weeks:

Pursuant to North Carolina General Statute § 115C-10, I am pleased to recommend the following individuals to serve as members of the North Carolina Board of Education for confirmation by the North Carolina General Assembly:

- Dr. Olivia Oxendine of Robeson County to the Fourth Educational District
- Mr. A. L. "Buddy" Collins of Forsyth County to the Fifth Educational District
- Ms. Marcella Ramirez Savage of Union County as an at-large member of the Board of Education

March 25, 2013

Included you will find biographical information for each appointee. Please feel free to contact my staff for any additional information.

Sincerely,
S/ Pat McCrory
Governor

The letter is referred to the Committee on Education.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives McNeill, Burr, Faircloth, and Davis (Primary Sponsors); Arp, Avila, J. Bell, Brody, B. Brown, R. Brown, Cleveland, Conrad, Dixon, Ford, Hurley, Iler, Jeter, Jones, Jordan, Martin, Millis, Moffitt, Pittman, Presnell, Ramsey, Riddell, Saine, Shepard, Speciale, Torbett, Turner, Warren, and Whitmire:

H.B. 405, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ANY JUSTICE OR JUDGE OF THE GENERAL COURT OF JUSTICE OF THE STATE OF NORTH CAROLINA WHO HAS A CONCEALED HANDGUN PERMIT THAT IS VALID IN NORTH CAROLINA IS EXEMPT FROM THE GENERAL PROHIBITION AGAINST CARRYING A CONCEALED WEAPON AND FROM THE PROHIBITIONS AGAINST CARRYING A WEAPON ON CERTAIN PREMISES OR IN CERTAIN CIRCUMSTANCES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives McNeill and Hurley (Primary Sponsors); Carney, Floyd, Ford, Harrison, Jackson, Jones, Jordan, Lambeth, Lucas, McManus, Presnell, Riddell, Saine, Whitmire, and Wray:

H.B. 406, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO THE BOARD OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR IN CERTAIN LOCAL SCHOOL ADMINISTRATIVE UNITS, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Education.

By Representatives Turner, R. Brawley, Faircloth, Ford, Hurley, Jones, Jordan, McNeill, Presnell, Shepard, Stam, and Steinburg:

H.B. 407, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CLERKS OF SUPERIOR COURT TO DETERMINE THE REASONABLENESS OF COUNSEL FEES PAID TO AN ATTORNEY SERVING AS A TRUSTEE IN A POWER OF SALE FORECLOSURE PROCEEDING, is referred to Judiciary Subcommittee A.

By Representative Speciale:

H.B. 408, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISCHARGE OF A FIREARM OR BOW AND ARROW FROM THE RIGHT-OF-WAY IN BEAUFORT COUNTY, is referred to the Committee on Environment and, if favorable, to Judiciary Subcommittee B.

By Representatives T. Moore, Ford, McGrady, and Moffitt:

H.B. 409, A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF SHELBY, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Jordan, Faircloth, Jackson, Shepard, Speciale, Szoka, Turner, Whitmire, and Wray:

H.B. 410, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO CANCEL A CERTIFICATE OF TITLE TO A MANUFACTURED HOME WHEN THE PERSON REQUESTING CANCELLATION DOES NOT HAVE THE CERTIFICATE OF TITLE, is referred to the Committee on Transportation and, if favorable, to Judiciary Subcommittee A.

By Representatives Jones and Holloway (Primary Sponsors); Carney, Cotham, Floyd, Ford, Harrison, Jackson, Jordan, Lambeth, Lucas, McManus, Presnell, Riddell, Saine, and Whitmire:

H.B. 411, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO CERTAIN LOCAL BOARDS OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Education.

March 25, 2013

By Representative Jones:

H.B. 412, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF EDEN TO ENTER INTO AN AGREEMENT FOR PAYMENTS IN LIEU OF ANNEXATION, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Wilkins and Baskerville (Primary Sponsors); Carney, Floyd, Ford, Harrison, Jones, Jordan, Lambeth, Lucas, McManus, Riddell, Saine, and Whitmire:

H.B. 413, A BILL TO BE ENTITLED AN ACT TO GIVE THE GRANVILLE COUNTY BOARD OF EDUCATION ADDITIONAL FLEXIBILITY IN SETTING THE SCHOOL CALENDAR, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Education.

By Representatives Torbett and Bumgardner (Primary Sponsors); Carney, Floyd, Ford, Harrison, Jones, Jordan, Lambeth, Lucas, McManus, Presnell, Riddell, Saine, and Whitmire:

H.B. 414, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO THE GASTON COUNTY BOARD OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Education.

By Representatives Schaffer, Blust, and Murry (Primary Sponsors); Arp, Avila, Jones, Moffitt, Samuelson, Shepard, Stam, Turner, Whitmire, and Wray:

H.B. 415, A BILL TO BE ENTITLED AN ACT TO LIMIT ASBESTOS-RELATED LIABILITIES FOR CERTAIN SUCCESSOR CORPORATIONS, is referred to the Committee on Judiciary.

By Representatives Hurley and Daughtry (Primary Sponsors); R. Brawley, Brody, Faircloth, Floyd, Glazier, Jones, Jordan, Lucas, Martin, McGrady, McNeill, Ramsey, Shepard, Speciale, Szoka, and Whitmire:

H.B. 416, A BILL TO BE ENTITLED AN ACT TO INCREASE THE JURISDICTIONAL AMOUNT FOR SMALL CLAIMS ACTIONS TO TEN THOUSAND DOLLARS, is referred to Judiciary Subcommittee A.

March 25, 2013

By Representatives Hastings, Stone, S. Ross, and R. Brown (Primary Sponsors); and Martin:

H.B. 417, A BILL TO BE ENTITLED AN ACT TO MODIFY THE INTERNAL AUDITING STATUTES APPLICABLE TO LARGE STATE DEPARTMENTS AND THE UNIVERSITY SYSTEM, is referred to the Committee on Government and, if favorable, to the Committee on State Personnel.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 148, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE BONDING OF CORRUGATED STAINLESS STEEL TUBING (CSST) GAS PIPING SYSTEMS FROM LICENSING REQUIREMENTS UNDER THE LAWS PERTAINING TO ELECTRICAL CONTRACTORS, is read the first time and referred to the Committee on Public Utilities and Energy.

S.B. 168 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELIMINATE UNNECESSARY REPORTS AND CLARIFY CURRENT EDUCATION PROGRAM REQUIREMENTS, is read the first time and referred to the Committee on Education.

S.B. 175 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS AND CLARIFICATIONS TO CHAPTER 53C OF THE GENERAL STATUTES, is read the first time and referred to the Committee on Banking.

S.B. 205, A BILL TO BE ENTITLED AN ACT TO ELIMINATE UNNECESSARY SOIL TESTING REQUIREMENTS IN ANIMAL WASTE MANAGEMENT PLANS, is read the first time and referred to the Committee on Agriculture and, if favorable, to the Committee on Environment.

S.B. 229, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF OCEAN ISLE BEACH TO CREATE A SEA TURTLE SANCTUARY, is read the first time and referred to the Committee on Government and, if favorable, to the Committee on Environment.

On motion of Representative Burr, seconded by Representative J. Bell, the House adjourns at 4:08 p.m. to reconvene March 26 at 2:00 p.m.

March 25, 2013

THIRTY-THIRD DAY

HOUSE OF REPRESENTATIVES
Tuesday, March 26, 2013

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative William Brawley.

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 25 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Farmer-Butterfield, Holley, Tine, and Wilkins for today. Representative Lewis is excused for a portion of the Session.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Howard, R. Brawley, Lewis, and Setzer, Chairs, for the Committee on Finance:

H.B. 191, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF GRIFTON, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 27.

H.B. 193, A BILL TO BE ENTITLED AN ACT TO EXPAND THE PERMISSIBLE USES OF THE LOCAL MECKLENBURG COUNTY AND CITY OF CHARLOTTE LOCAL TAXES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of March 27. The original bill is placed on the Unfavorable Calendar.

H.B. 229, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF HOLDEN BEACH TO ACCUMULATE FUNDS IN A CAPITAL RESERVE FUND FOR THE PURPOSE OF CANAL DREDGING AND MAINTENANCE FOR A PERIOD OF TEN YEARS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of March 27. The original bill is placed on the Unfavorable Calendar.

H.B. 179, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN JOINT AGENCIES FROM SALES AND MOTOR FUEL EXCISE TAXES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Government.

The committee substitute bill is re-referred to the Committee on Government. The original bill is placed on the Unfavorable Calendar.

By Representative T. Moore, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.R. 47, A HOUSE RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF CONWAY, with recommendation that it be adopted.

Pursuant to Rule 36(b), the resolution is placed on the Calendar of March 27.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Ramsey and Moffitt (Primary Sponsors); and Ford:

H.B. 418, A BILL TO BE ENTITLED AN ACT AUTHORIZING BUNCOMBE COUNTY AND THE CITY OF ASHEVILLE TO ESTABLISH A PARKS AND RECREATION AUTHORITY, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Adams, Carney, Cotham, Faircloth, Farmer-Butterfield, Fisher, Foushee, Gill, Glazier, Hamilton, Hanes, Harrison, Lambeth, Lucas, Martin, McManus, Michaux, Ramsey, Richardson, Riddell, D. Ross, Shepard, Terry, Turner, Whitmire, and Wray:

H.R. 419, A HOUSE RESOLUTION HONORING THE LIFE AND MEMORY OF CHARLOTTE HAWKINS BROWN WHILE OBSERVING WOMEN'S HISTORY MONTH.

Pursuant to Rule 32(a), the resolution is placed on the Calendar of March 27.

By Representatives Foushee and Insko (Primary Sponsors); Carney, Floyd, Harrison, Jordan, Lambeth, Lucas, McManus, Riddell, Saine, and Whitmire:

H.B. 420, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO CERTAIN LOCAL BOARDS OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Education.

INTRODUCTION OF PAGES

Pages for the week of March 25 are introduced to the membership. They are: Fred Adams of Fairfax; DeAnna Alston of Franklin; Lauren Applewhite of Pitt; Justin Cianfarra of Wayne; Brandon Croom of Pender; Sasha Duncan of Wake; Joshua Garner of Randolph; Jamall Hall of Durham; Brooklyn Harris of Forsyth; Myles Heath of Wake; John Hodges of Wake; Taylor Junot of Cumberland; Mark McMahon of Burke; Bear Naisang of Buncombe; Kayla Perry of Chatham; Leah Perry of Chatham; Preston Shakar of New Hanover; Michael Spencer of Durham; Randy Stitt of Mecklenburg; Donald Triplett, III of Swain; and Bailey Yow of Lee.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative T. Moore, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.R. 206, A HOUSE RESOLUTION HONORING THE MEMORY OF UNITED STATES SENATOR KEY PITTMAN AND REPRESENTATIVE ABSALOM WILLIS ROBERTSON, WHILE COMMEMORATING THE SEVENTY-FIFTH ANNIVERSARY OF THE WILDLIFE AND SPORT FISH RESTORATION PROGRAMS, with recommendation that it be adopted.

March 26, 2013

Pursuant to Rule 36(b), the resolution is placed on the Calendar of March 27.

CALENDAR

Action is taken on the following:

H.B. 250 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ENROLLMENT PRIORITY AND PROCEDURES FOR CERTAIN STUDENTS APPLYING TO CHARTER SCHOOLS.

Representative Starnes offers Amendment No. 2 which is adopted by electronic vote (113-1).

The bill, as amended, passes its third reading, by electronic vote (114-1), and is ordered engrossed and sent to the Senate.

H.B. 17 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE CONFIDENTIALITY OF INFORMATION REGARDING CONCEALED HANDGUN PERMITS AND PISTOL PURCHASE PERMITS.

Representative Jackson offers Amendment No. 1 which is adopted by electronic vote (116-0).

The bill, as amended, passes its second reading, by electronic vote (98-19), and there being no objection is read a third time.

Representative Insko requests and is granted leave of the House to change her vote from "aye" to "no". The adjusted vote total is (97-20).

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 181 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CONFIRM THAT NORTH CAROLINA LAW REQUIRES PHYSICIAN SUPERVISION OF ALL NURSES PROVIDING ANESTHESIA SERVICES, passes its second reading by electronic vote (92-23).

Representative Hastings requests and is granted leave of the House to change his vote from "no" to "aye". The adjusted vote total is (93-22).

March 26, 2013

Representative Luebke objects to the third reading. The bill remains on the Calendar.

H.B. 199, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT IN CONTROVERSY FOR CIVIL ACTIONS IN DISTRICT COURT, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 243 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING AN OWNER OF A SELF-STORAGE FACILITY WHO HAS A LIEN UPON PERSONAL PROPERTY TO DELIVER NOTICE OF THE PUBLIC SALE OF THE PROPERTY BY REGULAR AND ELECTRONIC MAIL, TO PUBLISH NOTICE IN ANY COMMERCIALLY REASONABLE MANNER, AND TO CONDUCT THE SALE THROUGH AN ONLINE, PUBLICLY ACCESSIBLE AUCTION WEB SITE, AND TO INCREASE THE LATE FEES FOR SELF-STORAGE FACILITY RENTAL CONTRACTS.

Pursuant to Rule 24.1A, Representative Presnell requests that she be excused from voting on this bill because she owns self-storage buildings. This request is granted.

Representative Stevens offers Amendment No. 1 which is adopted by electronic vote (114-0).

The bill, as amended, passes its second reading by electronic vote (70-44).

On motion of the Chair, the bill remains on the Calendar.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Dockham, Chair, for the Committee on Insurance:

H.B. 170, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DEPARTMENT OF INSURANCE TO ENFORCE CERTAIN PROVISIONS OF THE PUBLIC HEALTH SERVICE ACT BY REQUIRING INSURANCE COMPANIES TO COMPLY WITH THOSE PROVISIONS WITHIN THIS STATE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to Judiciary Subcommittee A.

March 26, 2013

The serial referral to Judiciary Subcommittee A is stricken.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of March 27. The original bill is placed on the Unfavorable Calendar.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative T. Moore and without objection, **S.B. 11** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DESIGNATE THE MONTH OF APRIL OF EACH YEAR AS ORGAN DONATION AWARENESS/DONATE LIFE MONTH AND TO PROVIDE THAT THE ACT SHALL BE ENTITLED "DUFFY'S LAW," is withdrawn from the Calendar and placed on the Calendar of March 28.

RE-REFERRAL

On motion of Representative T. Moore, the serial referral for **H.B. 410**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO CANCEL A CERTIFICATE OF TITLE TO A MANUFACTURED HOME WHEN THE PERSON REQUESTING CANCELLATION DOES NOT HAVE THE CERTIFICATE OF TITLE, is changed from Judiciary Subcommittee A to Judiciary Subcommittee B.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative T. Moore and without objection, the following bills are withdrawn from the Calendar and placed on the Calendar of March 27.

S.B. 20 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE LIMITED IMMUNITY FROM PROSECUTION FOR (1) CERTAIN DRUG-RELATED OFFENSES COMMITTED BY AN INDIVIDUAL WHO SEEKS MEDICAL ASSISTANCE FOR A PERSON EXPERIENCING A DRUG-RELATED OVERDOSE AND (2) CERTAIN DRUG-RELATED OFFENSES COMMITTED BY AN INDIVIDUAL EXPERIENCING A DRUG-RELATED OVERDOSE AND IN NEED OF MEDICAL ASSISTANCE; AND TO PROVIDE IMMUNITY FROM CIVIL OR CRIMINAL LIABILITY FOR (1) PRACTITIONERS WHO PRESCRIBE AN OPIOID ANTAGONIST TO CERTAIN THIRD PARTIES AND (2) CERTAIN INDIVIDUALS WHO ADMINISTER AN OPIOID ANTAGONIST TO A PERSON EXPERIENCING A DRUG-RELATED OVERDOSE.

March 26, 2013

S.B. 33 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT OCCUPATIONAL LICENSING BOARDS CONSIDER CERTAIN FACTORS BEFORE DENYING LICENSES TO APPLICANTS WITH CRIMINAL RECORDS, AS RECOMMENDED BY THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE.

S.B. 44 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PERMIT DISCLOSURE OF CERTAIN INFORMATION PERTAINING TO WORKERS' COMPENSATION COVERAGE BY THE NORTH CAROLINA INDUSTRIAL COMMISSION, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMITTEE ON WORKERS' COMPENSATION INSURANCE COVERAGE COMPLIANCE AND FRAUD PREVENTION AND DETECTION.

S.B. 97 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE RELEASE OF PROPERTY TAXES IN ANY AREA THAT WAS PART OF A MUNICIPALITY FOR SIX MONTHS OR LESS AND THEN DEANNEXED.

Representative T. Moore moves, seconded by Representative Hardister, that the House adjourn, subject to the referral of bills to committees, to reconvene March 27 at 2:00 p.m.

The motion carries.

No referral of bills to committees having been received, the House stands adjourned at 3:15 p.m.

THIRTY-FOURTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, March 27, 2013

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by Representative Tricia Ann Cotham:

"Heavenly God,

"We thank You for entrusting us with the responsibility of leading the people of North Carolina and we ask that You would restore within us the wisdom, discernment, and integrity we need to serve them well. As we open this Session, we ask that You would refresh us with hope, reinvigorate us with the endurance, and renew us with vision. Unify us, Lord, in purpose and grant us courage to become leaders who act justly, love mercy, and walk humbly. Teach us how to defend the weak, maintain the rights of the poor, and proclaim liberty for the oppressed until every woman, child and man has the opportunity to realize their potential in full freedom. Open our eyes to see Your image in those we serve, as well as in one another. Today, we honor the faithfulness and protection You have afforded to our State by praying as You taught us:

> "'Our Father, who art in heaven, hallowed be thy name, Thy Kingdom come, Thy will be done, on earth as it is in heaven. Give us this day our daily bread and forgive us our trespasses, as we forgive those who trespass against us, and lead us not into temptation, but deliver us from evil. For thine is the Kingdom, and the power and the glory forever. Amen.'"

Written by Ms. Amanda Davis
St. Mary's Divinity School,
University of St. Andrews in Scotland

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 26 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Wilkins for today.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

S.B. 45, AN ACT TO AMEND THE LAWS GOVERNING INCAPACITY TO PROCEED.

March 27, 2013

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Moffitt, Chair, for the Commerce and Job Development Subcommittee on Biotechnology and Health Care, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 194, A BILL TO BE ENTITLED AN ACT ALLOWING THE NORTH CAROLINA VETERINARY BOARD TO ACCEPT PROGRAM FOR THE ASSESSMENT OF VETERINARY EDUCATION EQUIVALENCE (PAVE) CERTIFICATION TO MEET LICENSURE REQUIREMENTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 28.

H.B. 292, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE MUSIC THERAPY PRACTICE ACT, with a favorable report and recommendation that the bill be re-referred to the Committee on Regulatory Reform.

The bill is re-referred to the Committee on Regulatory Reform.

By Representatives Lewis and T. Moore, Chairs, for the Committee on Elections:

H.B. 297, A BILL TO BE ENTITLED AN ACT TO REMOVE THE MATCHING FUNDS PROVISIONS OF THE PUBLIC CAMPAIGN ACT AND THE VOTER-OWNED ELECTION ACT AND TO MAKE CONFORMING AND RELATED CHANGES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 28.

By Representatives Johnson and Langdon, Chairs, for the Committee on Education:

H.J.R. 21, A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF APPOINTMENTS BY THE GOVERNOR OF REBECCA H. TAYLOR, GREGORY M. ALCORN, AND WILLIAM W. COBEY, JR., TO THE STATE BOARD OF EDUCATION, with a favorable report as to the committee substitute resolution, which changes the title, unfavorable as to the original resolution.

March 27, 2013

Pursuant to Rule 36(b), the committee substitute resolution is placed on the Calendar. The original resolution is placed on the Unfavorable Calendar.

H.B. 146, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BOARD OF EDUCATION TO ENSURE INSTRUCTION IN CURSIVE WRITING AND MEMORIZATION OF MULTIPLICATION TABLES AS A PART OF THE BASIC EDUCATION PROGRAM, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 317, A BILL TO BE ENTITLED AN ACT TO IMPROVE EDUCATIONAL OUTCOMES FOR NORTH CAROLINA CHILDREN WHO ARE DEAF OR HARD OF HEARING, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representatives W. Brawley and Iler, Chairs, for the Committee on Transportation:

H.B. 211, A BILL TO BE ENTITLED AN ACT TO MODIFY THE WEIGHT RESTRICTIONS APPLICABLE TO VEHICLES TRANSPORTING FEED THAT IS USED IN THE FEEDING OF POULTRY OR LIVESTOCK WHEN TRAVELING WITHIN ONE HUNDRED FIFTY MILES OF THE POINT OF ORIGIN TO CERTAIN LOCATIONS, with a favorable report and recommendation that the bill be re-referred to the Committee on Agriculture.

The bill is re-referred to the Committee on Agriculture.

H.B. 109, A BILL TO BE ENTITLED AN ACT TO REVISE THE MOTOR VEHICLE LAWS TO PROVIDE CERTAIN EXCEPTIONS TO THE REQUIREMENT THAT ALL OPERATORS AND PASSENGERS ON MOTORCYCLES OR MOPEDS WEAR A SAFETY HELMET AND TO REMOVE THE ASSESSMENT OF COURT COSTS FROM THE PENALTIES APPLIED TO PERSONS FOUND GUILTY OF A HELMET USE INFRACTION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to Judiciary Subcommittee B.

March 27, 2013

The committee substitute bill is re-referred to Judiciary Subcommittee B. The original bill is placed on the Unfavorable Calendar.

By Representatives Hollo and Jones, Chairs, for the Committee on Health and Human Services:

H.B. 285, A BILL TO BE ENTITLED AN ACT TO AMEND THE RESPIRATORY CARE PRACTICE ACT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of March 28. The original bill is placed on the Unfavorable Calendar.

By Representative Daughtry, Chair, for the Committee on Judiciary:

H.B. 247, A BILL TO BE ENTITLED AN ACT TO ALLOW HEALTH PROVIDERS AND HEALTH INSURERS TO FREELY NEGOTIATE REIMBURSEMENT RATES BY PROHIBITING CONTRACT PROVISIONS THAT RESTRICT RATE NEGOTIATIONS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of March 28. The original bill is placed on the Unfavorable Calendar.

By Representative W. Brawley, Chair, for the Regulatory Reform Subcommittee on Local Government, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 195, A BILL TO BE ENTITLED AN ACT EXTENDING THE AUTHORITY OF THE TOWN OF CORNELIUS TO USE DESIGN-BUILD DELIVERY METHODS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 28.

By Representative Murry, Chair, for the Regulatory Reform Subcommittee on Business and Labor, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 223, A BILL TO BE ENTITLED AN ACT EXEMPTING ELECTRIC MEMBERSHIP CORPORATIONS FROM INTEGRATED

RESOURCE PLANNING AND SERVICE REGULATIONS REQUIREMENTS ESTABLISHED BY THE UTILITIES COMMISSION AND RETURNING OVERSIGHT OF THE CORPORATIONS TO THEIR MEMBER BOARD OF DIRECTORS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 28.

H.B. 301, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING CHANGES TO THE LAWS REGULATING ENGINEERS AND LAND SURVEYORS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

Representative Murry, Chair, for the Standing Committee on Commerce and Job Development, refers **H.B. 298**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE BURDEN OF HIGH ENERGY COSTS ON THE CITIZENS OF NORTH CAROLINA BY ELIMINATING RENEWABLE ENERGY PORTFOLIO STANDARDS; AND TO PROVIDE FOR COST RECOVERY BY PUBLIC UTILITIES FOR CERTAIN COSTS OF COMPLIANCE WITH RENEWABLE ENERGY PORTFOLIO STANDARDS, to the Commerce and Job Development Subcommittee on Energy and Emerging Markets.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Brody and Ford:

H.B. 421, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF MARSHVILLE, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representative Brody:

H.B. 422, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF MARSHVILLE TO DELETE THE PROVISIONS FOR UTILITY BILLING AND TERMINATION OF UTILITY SERVICES, is referred to the Committee on Government.

March 27, 2013

By Representatives Ford, Carney, Floyd, Foushee, Harrison, Jackson, Jordan, Lambeth, McManus, Riddell, Saine, and Whitmire:

H.B. 423, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO THE KANNAPOLIS CITY BOARD OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Education.

By Representatives Ford, Carney, Floyd, Foushee, Harrison, Jackson, Jordan, Lambeth, McManus, Riddell, Saine, and Whitmire:

H.B. 424, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO THE CABARRUS COUNTY BOARD OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Education.

By Representatives Pierce, L. Hall, and Brandon (Primary Sponsors); Adams, Floyd, Foushee, Gill, Harrison, Holley, Insko, Lucas, and Wray:

H.B. 425, A BILL TO BE ENTITLED AN ACT TO REQUIRE FAIR ASSESSMENTS OF PERSONS WITH CRIMINAL HISTORIES APPLYING FOR PUBLIC EMPLOYMENT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Pierce, L. Hall, and Brandon (Primary Sponsors); Adams, Farmer-Butterfield, Floyd, Foushee, Harrison, Holley, Insko, Lucas, R. Moore, and Wray:

H.B. 426, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE OFFICE OF STATE PERSONNEL TO ESTABLISH POLICIES IDENTIFYING THE SPECIFIC OCCUPATIONAL CATEGORIES FOR WHICH A CRIMINAL CONVICTION IS A BAR TO EMPLOYMENT AND TO AUTHORIZE THAT, FOR THOSE CATEGORIES, THE HIRING AUTHORITY MAY REQUIRE DISCLOSURE OF A PRIOR CONVICTION ON INITIAL APPLICATION FOR EMPLOYMENT; AND TO PROVIDE THAT, FOR ALL OTHER OCCUPATIONAL PROCESS, MAKE AN INQUIRY REGARDING A CRIMINAL CONVICTION ON THE CONSIDERATION OF A CONVICTION AFTER THE APPLICANT HAS BEEN SELECTED AS A FINALIST FOR THAT POSITION, is referred to the Committee on Rules, Calendar, and Operations of the House.

March 27, 2013

By Representatives Collins, Floyd, and Waddell:

H.B. 427, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF MIDDLESEX TO EXTEND THE TERM OF OFFICE OF THE MAYOR FROM TWO TO FOUR YEARS, is referred to the Committee on Government.

By Representatives Hanes and Lambeth (Primary Sponsors); Blust, Conrad, Floyd, McManus, McNeill, R. Moore, Tine, and Whitmire:

H.B. 428, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE PUNISHMENT FOR PASSING A STOPPED SCHOOL BUS IN VIOLATION OF G.S. 20-217 SHALL INCLUDE A FINE IN ALL CIRCUMSTANCES AND A REVOCATION OF THE PERSON'S DRIVERS LICENSE IN CERTAIN CIRCUMSTANCES, TO PROVIDE THAT THE DIVISION OF MOTOR VEHICLES SHALL WITHHOLD THE REGISTRATION RENEWAL OF A PERSON WHO FAILS TO PAY ANY FINE IMPOSED PURSUANT TO G.S. 20-217, AND TO ENCOURAGE LOCAL BOARDS OF EDUCATION TO USE THE PROCEEDS OF ANY FINES COLLECTED FOR VIOLATIONS OF G.S. 20-217 TO PURCHASE AUTOMATED CAMERA AND VIDEO RECORDING SYSTEMS TO INSTALL ON SCHOOL BUSES, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Luebke, Brandon, Glazier, and Harrison (Primary Sponsors); Baskerville, Cotham, Farmer-Butterfield, Fisher, Floyd, Foushee, Gill, Hamilton, Holley, Insko, Jackson, Lucas, McManus, R. Moore, Pierce, D. Ross, and Wray:

H.B. 429, A BILL TO BE ENTITLED AN ACT AMENDING THE NONDISCRIMINATION AND EQUAL OPPORTUNITY PROVISIONS OF THE STATE PERSONNEL ACT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Brody:

H.B. 430, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT, UPON MOTION FROM THE BOARD OF COUNTY COMMISSIONERS, THE DEPARTMENT OF TRANSPORTATION SHALL EVALUATE CERTAIN RIGHT-OF-WAY HOLDINGS FOR ADDITION TO THE SECONDARY ROAD SYSTEM, is referred to the Committee on Transportation.

March 27, 2013

By Representatives Brody, Cunningham, and Ford:

H.B. 431, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE DEPARTMENT OF COMMERCE SHALL ALLOCATE FUNDS DIRECTLY TO ANSON COUNTY FOR ECONOMIC DEVELOPMENT PROJECTS, is referred to the Committee on Government and, if favorable, to the Committee on Appropriations.

By Representatives Malone, Hardister, Collins, and Moffitt (Primary Sponsors); Faircloth, McNeill, Pittman, and Speciale:

H.B. 432, A BILL TO BE ENTITLED AN ACT ALLOWING TEMPORARY STATE EMPLOYEES TO APPLY FOR STATE GOVERNMENT POSITIONS IN THE SAME MANNER AS INCUMBENT PERMANENT STATE EMPLOYEES, is referred to the Committee on State Personnel.

By Representatives J. Bell, Stam, McElraft, and Whitmire (Primary Sponsors); Avila, L. Bell, B. Brown, Cleveland, Dixon, Fulghum, Glazier, L. Hall, Harrison, Johnson, Martin, McManus, Pittman, Presnell, Shepard, Speciale, Torbett, and Wray:

H.B. 433, A BILL TO BE ENTITLED AN ACT TO SUPPORT THE ACTIVITIES OF THE ARMED FORCES AND TO MAINTAIN AND ENHANCE THE MILITARY'S PRESENCE IN NORTH CAROLINA BY REGULATING THE HEIGHT OF BUILDINGS AND STRUCTURES LOCATED IN AREAS THAT SURROUND MILITARY INSTALLATIONS IN THE STATE, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to Judiciary Subcommittee A.

By Representatives J. Bell, Hastings, T. Moore, and Dollar (Primary Sponsors); Arp, Baskerville, L. Bell, B. Brown, Faircloth, Floyd, Fulghum, Glazier, L. Hall, Hamilton, Harrison, Jackson, Johnson, Lucas, Martin, McManus, McNeill, S. Ross, Samuelson, Shepard, Tine, Torbett, Whitmire, and Wray:

H.B. 434, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FEDERAL FUNDS UNDER THE TEMPORARY ASSISTANCE TO NEEDY FAMILIES (TANF) BLOCK GRANT FOR BOYS AND GIRLS CLUBS, is referred to the Committee on Appropriations.

By Representatives Langdon, Johnson, Holloway, and Cotham (Primary Sponsors); Arp, Blackwell, Blust, B. Brown, Faircloth, Horn, Lucas, Martin, Ramsey, Shepard, Torbett, and Whitmire:

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H.B. 435, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE CALCULATION OF SCHOOL PERFORMANCE SCORES AND GRADES BY THE STATE BOARD OF EDUCATION, is referred to the Committee on Education.

By Representatives Jones, B. Brown, Lambeth, and Malone (Primary Sponsors); R. Brawley, Brody, Conrad, Faircloth, Ford, Fulghum, Hardister, Jordan, McGrady, Ramsey, Riddell, Shepard, and Whitmire:

H.B. 436, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO HAVE THE GOVERNOR AND LIEUTENANT GOVERNOR RUN AS A TEAM ON THE GENERAL ELECTION BALLOT AND TO MAKE CONFORMING STATUTORY CHANGES, is referred to the Committee on Elections.

By Representatives D. Hall, Whitmire, Hardister, and Jeter (Primary Sponsors); Avila, Baskerville, B. Brown, Carney, Cunningham, C. Graham, L. Hall, Hamilton, Harrison, Lambeth, Lucas, McManus, McNeill, R. Moore, Pittman, Riddell, S. Ross, Shepard, Terry, Tine, Waddell, and Wray:

H.B. 437, A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA VETERANS FUND AND AN INCOME TAX RETURN CHECK BOX FOR DONATIONS TO THE FUND, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Finance.

By Representatives Waddell, Brody, and Torbett (Primary Sponsors); Adams, B. Brown, Cleveland, Fisher, Harrison, Jeter, Johnson, Lucas, Martin, McManus, McNeill, Pittman, Ramsey, Saine, Shepard, Speciale, Tine, Warren, and Wray:

H.B. 438, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DEPARTMENT OF CULTURAL RESOURCES TO GENERATE REVENUE BY PROVIDING FOOD AND VENDING SERVICES AT MUSEUMS AND HISTORIC SITES, is referred to the Committee on Finance.

By Representatives Howard, Moffitt, Murry, and Tine (Primary Sponsors); R. Brawley, B. Brown, Conrad, Faircloth, Hamilton, Martin, Ramsey, Samuelson, Setzer, Shepard, Waddell, Whitmire, and Wray:

H.B. 439, A BILL TO BE ENTITLED AN ACT TO CREATE AN INFRASTRUCTURE PROPERTY TAX DEFERRAL PROGRAM, is referred to the Committee on Finance.

March 27, 2013

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 8, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FINE FOR THE REMOVAL OF UNAUTHORIZED VEHICLES FROM PRIVATE LOTS PURSUANT TO G.S. 20-219.2, is read the first time and referred to the Committee on Government and, if favorable, to the Committee on Finance.

S.B. 71 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS REGULATING IRRIGATION CONTRACTORS TO PROVIDE SUBSTANTIVE REQUIREMENTS FOR LICENSING CORPORATIONS, TO PROVIDE FOR THE ISSUANCE OF LICENSES TO NONRESIDENTS, TO CLARIFY THE FEE STRUCTURE, AND TO MAKE OTHER CONFORMING CHANGES, is read the first time and referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Finance.

S.B. 83 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENCOURAGE VOLUNTEER HEALTH CARE IN FREE CLINICS BY LIMITING THE LIABILITY OF MEDICAL AND HEALTH CARE PROVIDERS IF THE FREE CLINIC PROVIDES PATIENTS WITH NOTICE OF LIMITED LIABILITY, is read the first time and referred to the Committee on Health and Human Services.

S.B. 152, A BILL TO BE ENTITLED AN ACT TO CORRECT A TECHNICAL ERROR IN THE AUTHORIZATION FOR THE TOWN OF BURGAW TO IMPOSE AN OCCUPANCY TAX, is read the first time and referred to the Committee on Finance.

S.B. 172, A BILL TO BE ENTITLED AN ACT TO MODIFY THE USE OF OCCUPANCY TAX PROCEEDS FOR THE CITY OF JACKSONVILLE, is read the first time and referred to the Committee on Finance.

S.B. 200 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXTEND THE TIME FOR LOCAL FORENSIC SCIENCE LABS TO OBTAIN ACCREDITATION, is read the first time and referred to Judiciary Subcommittee B.

S.B. 207, A BILL TO BE ENTITLED AN ACT TO PROTECT THE FISCAL HEALTH OF NORTH CAROLINA'S WATER AND SEWER SYSTEMS, is read the first time and referred to the Committee on Government and, if favorable, to the Committee on Finance.

March 27, 2013

CALENDAR

Action is taken on the following:

H.R. 47, A HOUSE RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF CONWAY.

The resolution is adopted, by electronic vote (119-0), and ordered printed.

H.R. 206, A HOUSE RESOLUTION HONORING THE MEMORY OF UNITED STATES SENATOR KEY PITTMAN AND REPRESENTATIVE ABSALOM WILLIS ROBERTSON, WHILE COMMEMORATING THE SEVENTY-FIFTH ANNIVERSARY OF THE WILDLIFE AND SPORT FISH RESTORATION PROGRAMS.

The resolution is adopted, by electronic vote (119-0), and ordered printed.

H.R. 342, A HOUSE RESOLUTION HONORING THE CITY OF WINSTON-SALEM UPON ITS CENTENNIAL.

The resolution is adopted, by electronic vote (118-0), and ordered printed.

H.R. 419, A HOUSE RESOLUTION HONORING THE LIFE AND MEMORY OF CHARLOTTE HAWKINS BROWN WHILE OBSERVING WOMEN'S HISTORY MONTH.

The resolution is adopted, by electronic vote (119-0), and ordered printed.

H.B. 191, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF GRIFTON, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cunningham, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Johnson, Jones, Jordan,

Lambeth, Langdon, Lewis, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Mobley, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, and Wray - 116.

Voting in the negative: None.

Excused absence: Representative Wilkins.

H.B. 193 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE PERMISSIBLE USES OF THE LOCAL MECKLENBURG COUNTY AND CITY OF CHARLOTTE LOCAL TAXES, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 229 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWNS OF HOLDEN BEACH AND OCEAN ISLE BEACH TO ACCUMULATE FUNDS IN A CAPITAL RESERVE FUND FOR THE PURPOSE OF CANAL DREDGING AND MAINTENANCE FOR A PERIOD OF TEN YEARS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S.B. 97 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE RELEASE OF PROPERTY TAXES IN ANY AREA THAT WAS PART OF A MUNICIPALITY FOR SIX MONTHS OR LESS AND THEN DEANNEXED, passes its third reading, by the following vote, and is ordered enrolled and presented to the Governor.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo,

Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Lewis, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Mobley, Moffitt, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, and Wray - 117.

Voting in the negative: None.

Excused absence: Representative Wilkins.

H.B. 181 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CONFIRM THAT NORTH CAROLINA LAW REQUIRES PHYSICIAN SUPERVISION OF ALL NURSES PROVIDING ANESTHESIA SERVICES.

Representative Cunningham offers Amendment No. 1.

Representative Cunningham withdraws Amendment No. 1.

The bill passes its third reading, by electronic vote (89-27), and is ordered sent to the Senate.

Representative D. Hall requests and is granted leave of the House to be recorded as voting "no". The adjusted vote total is (89-28).

On motion of Representative Stevens and without objection, **H.B. 243** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING AN OWNER OF A SELF-STORAGE FACILITY WHO HAS A LIEN UPON PERSONAL PROPERTY TO DELIVER NOTICE OF THE PUBLIC SALE OF THE PROPERTY BY REGULAR AND ELECTRONIC MAIL, TO PUBLISH NOTICE IN ANY COMMERCIALLY REASONABLE MANNER, AND TO CONDUCT THE SALE THROUGH AN ONLINE, PUBLICLY ACCESSIBLE AUCTION WEB SITE, AND TO INCREASE THE LATE FEES FOR SELF-STORAGE FACILITY RENTAL CONTRACTS, is withdrawn from the Calendar and placed on the Calendar of April 2.

H.B. 170 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE DEPARTMENT OF INSURANCE TO ENFORCE CERTAIN PROVISIONS OF THE PUBLIC HEALTH SERVICE ACT BY REQUIRING INSURANCE COMPANIES TO COMPLY WITH THOSE PROVISIONS WITHIN THIS STATE, passes its second reading, by electronic vote (115-2), and there being no objection is read a third time.

March 27, 2013

The bill passes its third reading and is ordered sent to the Senate.

S.B. 20 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE LIMITED IMMUNITY FROM PROSECUTION FOR (1) CERTAIN DRUG-RELATED OFFENSES COMMITTED BY AN INDIVIDUAL WHO SEEKS MEDICAL ASSISTANCE FOR A PERSON EXPERIENCING A DRUG-RELATED OVERDOSE AND (2) CERTAIN DRUG-RELATED OFFENSES COMMITTED BY AN INDIVIDUAL EXPERIENCING A DRUG-RELATED OVERDOSE AND IN NEED OF MEDICAL ASSISTANCE; AND TO PROVIDE IMMUNITY FROM CIVIL OR CRIMINAL LIABILITY FOR (1) PRACTITIONERS WHO PRESCRIBE AN OPIOID ANTAGONIST TO CERTAIN THIRD PARTIES AND (2) CERTAIN INDIVIDUALS WHO ADMINISTER AN OPIOID ANTAGONIST TO A PERSON EXPERIENCING A DRUG-RELATED OVERDOSE.

Representative Harrison offers Amendment No. 1 which is adopted by electronic vote (113-5). This amendment changes the title.

Representative Faircloth offers Amendment No. 2 which is adopted by electronic vote (117-1).

The bill, as amended, passes its second reading by electronic vote (114-4). The caption having been amended, the bill remains on the Calendar.

S.B. 33 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT OCCUPATIONAL LICENSING BOARDS CONSIDER CERTAIN FACTORS BEFORE DENYING LICENSES TO APPLICANTS WITH CRIMINAL RECORDS, AS RECOMMENDED BY THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE.

Representative Stevens offers Amendment No. 1 which is adopted by electronic vote (118-0).

The bill, as amended, passes its second reading, by electronic vote (115-2), and there being no objection is read a third time.

Representative Richardson requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (116-2).

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in the House amendment.

March 27, 2013

S.B. 44 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PERMIT DISCLOSURE OF CERTAIN INFORMATION PERTAINING TO WORKERS' COMPENSATION COVERAGE BY THE NORTH CAROLINA INDUSTRIAL COMMISSION, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMITTEE ON WORKERS' COMPENSATION INSURANCE COVERAGE COMPLIANCE AND FRAUD PREVENTION AND DETECTION, passes its second reading, by electronic vote (118-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

RE-REFERRALS

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 176**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CORVIAN COMMUNITY SCHOOL, AN EXISTING CHARTER SCHOOL, TO ELECT TO PARTICIPATE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, is withdrawn from the Committee on Finance and re-referred to the Committee on State Personnel.

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 293**, A BILL TO BE ENTITLED AN ACT AMENDING THE SECURE AND FAIR ENFORCEMENT MORTGAGE LICENSING ACT TO REDUCE REGULATORY BURDENS, MAKING CLARIFYING AND TECHNICAL CHANGES, AND MODIFYING CERTAIN FORECLOSURE PROCEEDINGS, is withdrawn from Judiciary Subcommittee A and re-referred to the Committee on Banking.

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 367**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DEPARTMENT OF CULTURAL RESOURCES, OFFICE OF ARCHIVES AND HISTORY, TO USE THE NET PROCEEDS OF THE SALE OF ARTIFACTS FOR MAINTENANCE OR CONSERVATION OF OTHER ARTIFACTS AND TO CLARIFY THE PROCESS FOR TRANSFERRING TITLE OF UNCLAIMED OR UNDOCUMENTED PROPERTY LOANED TO MUSEUMS AND HISTORICAL REPOSITORIES TO THOSE MUSEUMS AND HISTORICAL REPOSITORIES, is withdrawn from the Committee on Finance and re-referred to the Committee on Appropriations.

March 27, 2013

WITHDRAWAL OF BILL FROM COMMITTEE

On motion of Representative T. Moore and without objection, **H.B. 222** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW BUNCOMBE COUNTY TO USE THE DESIGN-BUILD METHOD OF CONSTRUCTION, is withdrawn from the Committee on Finance and pursuant to Rule 36(b), is placed on the Calendar of March 28.

Representative T. Moore moves, seconded by Representative Adams, that the House adjourn, subject to the receipt of Committee Reports and the referral of bills to committees, to reconvene March 28 at 12:00 Noon.

The motion carries.

RE-REFERRAL

On motion of Representative T. Moore, the order of the serial referrals on **H.B. 298**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE BURDEN OF HIGH ENERGY COSTS ON THE CITIZENS OF NORTH CAROLINA BY ELIMINATING RENEWABLE ENERGY PORTFOLIO STANDARDS; AND TO PROVIDE FOR COST RECOVERY BY PUBLIC UTILITIES FOR CERTAIN COSTS OF COMPLIANCE WITH RENEWABLE ENERGY PORTFOLIO STANDARDS, is changed to the Commerce and Job Development Subcommittee on Energy and Emerging Markets and, if favorable, to the Committee on Environment and, if favorable, to the Committee on Regulatory Reform and, if favorable, to the Committee on Public Utilities and Energy.

The House stands adjourned at 4:05 p.m.

THIRTY-FIFTH DAY

HOUSE OF REPRESENTATIVES
Thursday, March 28, 2013

The House meets at 12:00 Noon pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Ted Davis, Jr.

March 28, 2013

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 27 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Carney, Hamilton, Setzer, and Wilkins for today. Representatives Adams, Iler, and Samuelson are excused for a portion of the Session.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 44, AN ACT TO PERMIT DISCLOSURE OF CERTAIN INFORMATION PERTAINING TO WORKERS' COMPENSATION COVERAGE BY THE NORTH CAROLINA INDUSTRIAL COMMISSION, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMITTEE ON WORKERS' COMPENSATION INSURANCE COVERAGE COMPLIANCE AND FRAUD PREVENTION AND DETECTION.

S.B. 97, AN ACT TO REQUIRE RELEASE OF PROPERTY TAXES IN ANY AREA THAT WAS PART OF A MUNICIPALITY FOR SIX MONTHS OR LESS AND THEN DEANNEXED.

RE-REFERRAL

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 319**, A BILL TO BE ENTITLED AN ACT TO CONDEMN THE LEASEHOLD INTEREST IN THE DOROTHEA DIX CAMPUS PROPERTY CONVEYED TO THE CITY OF RALEIGH AND ALLOCATE IT TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR MENTAL HEALTH PURPOSES, AS PROVIDED IN THE STATUTE AUTHORIZING ITS ACQUISITION AND IN THE DEEDS CONVEYING THE PROPERTY TO THE STATE, TO PROVIDE FOR IMPLEMENTATION OF THE 2007 STATE GOVERNMENT MASTER FACILITIES MASTER PLAN, INCLUDING LEASE OF A PORTION OF THE PROPERTY AT FAIR MARKET VALUE TO THE CITY OF RALEIGH FOR A PUBLIC PARK, AND TO PROVIDE FOR USE OF ANY LEASE PROCEEDS FOR MENTAL HEALTH PURPOSES, is withdrawn from the Committee on Finance and re-referred to the Committee on Judiciary.

March 28, 2013

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative T. Moore and without objection, **H.J.R. 21** (Committee Substitute), A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF APPOINTMENTS BY THE GOVERNOR OF GREGORY M. ALCORN, WILLIAM W. COBEY, JR., A.L. COLLINS, OLIVIA OXENDINE, MARCELLA RAMIREZ SAVAGE, AND REBECCA H. TAYLOR TO THE STATE BOARD OF EDUCATION, is withdrawn from the Calendar 36(b), and re-referred to the Committee on Rules, Calendar, and Operations of the House.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

NORTH CAROLINA GENERAL ASSEMBLY
NORTH CAROLINA HOUSE OF REPRESENTATIVES
RALEIGH 27601-2808

March 28, 2013

MEMORANDUM

TO: Members of the House of Representatives

FROM: Representatives Langdon and Johnson,
Co-Chairs, House Education Committee

RE: State Board of Community Colleges
Election Nominees

The House must elect **one** member from the State at-large for a six-year term beginning July 1, 2013 to the State Board of Community Colleges.

The House Education committee met on March 19, 2013 and screened proposed candidates as to their qualifications, background, lack of statutory disabilities, and willingness and ability to serve if elected. The following candidates are selected to be placed on a ballot for election to the State Board of Community Colleges. The election will be held on March 28, 2013 during session.

William H. Collins, Jr.
McKinley D. Dull

March 28, 2013

ELECTION OF MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES

The Speaker reviews the instructions for voting with the membership.

Representatives Langdon and Johnson, Co-Chairs of the Education Committee report that the Members of the Committee voted for the nominees listed below and certify that the nominees are legally qualified to serve and willing to serve if elected.

William H. Collins, Jr.
McKinley D. Dull

Pursuant to the resolution, the ballots are distributed to the Members and the election proceeds.

The Speaker appoints Representatives Johnson, Hager, Cotham, and Adams to canvass the ballots.

The Committee retires from the Chamber to canvass the ballots.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Saine, Chair, for the Commerce and Job Development Subcommittee on Energy and Emerging Markets, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 315, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT DEGRADABLE PLASTIC PRODUCTS MEET STANDARDS FOR COMPOSTABLE PRODUCTS AND BE CLEARLY LABELED TO PREVENT CONTAMINATION OF RECYCLED PLASTIC FEEDSTOCKS, with a favorable report as the committee substitute bill, which changes the title, unfavorable as to the original bill, and with recommendation that the committee substitute bill be re-referred to the Committee on Regulatory Reform.

The committee substitute bill is re-referred to the Committee on Regulatory Reform. The original bill is placed on the Unfavorable Calendar.

March 28, 2013

By Representatives McElraft and West, Chairs, for the Committee on Environment:

H.B. 89, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO SUPPORT THE APPLICATION OF A REGIONAL WATER SUPPLY SYSTEM FOR ALL REQUIRED FEDERAL APPROVALS, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 2.

S.B. 24 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE GAMELAND BUFFER REQUIREMENT APPLICABLE TO SANITARY LANDFILLS FOR THE DISPOSAL OF CONSTRUCTION AND DEMOLITION DEBRIS WASTE UNDER CERTAIN CONDITIONS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 2.

H.B. 135, A BILL TO BE ENTITLED AN ACT TO MAKE ADJUSTMENTS TO THE FEE SCHEDULE FOR PERMITS FOR SANITARY LANDFILLS AND TRANSFER STATIONS TO REFLECT EXTENSION OF THE DURATION OF THESE PERMITS AS DIRECTED BY S.L. 2012-187, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 136, A BILL TO BE ENTITLED AN ACT TO MODIFY THE BERNARD ALLEN MEMORIAL EMERGENCY DRINKING WATER FUND TO ALLOW GREATER FLEXIBILITY FOR USE OF MONIES IN THE FUND, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representatives Lewis and T. Moore, Chairs, for the Committee on Elections:

H.B. 11, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SPECIAL ELECTIONS MAY BE HELD ONLY ON THE DATE OF PRIMARY IN EVEN-NUMBERED YEARS, ON THE DATE OF THE GENERAL ELECTION, OR ON THE DATE OF THE MUNICIPAL GENERAL ELECTION, EXCEPT IN CASES OF A PUBLIC HEALTH OR SAFETY EMERGENCY OR FOR RECALL ELECTIONS OF MUNICIPAL INCORPORATIONS GOVERNED BY LOCAL ACT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 2. The original bill is placed on the Unfavorable Calendar.

By Representatives Stone and Warren, Chairs, for the Committee on Government:

H.B. 326, A BILL TO BE ENTITLED AN ACT REQUIRING THE CONSENT OF RUTHERFORD COUNTY BEFORE LAND IN THE COUNTY MAY BE CONDEMNED OR ACQUIRED BY A UNIT OF LOCAL GOVERNMENT OUTSIDE THE COUNTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 2.

H.B. 245, A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF TROUTMAN, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 318, A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM SEISMIC UPGRADE REQUIREMENTS A TEMPORARY OCCUPANCY BY AN EMERGENCY OPERATIONS CENTER TO ALLOW SIMILAR UPGRADES TO BE PERFORMED ON THE BUILDING PERMANENTLY HOUSING THE CENTER, with a favorable report and recommendation that the bill be re-referred to the Committee on Regulatory Reform.

The bill is re-referred to the Committee on Regulatory Reform.

H.B. 334, A BILL TO BE ENTITLED AN ACT TO AUGMENT THE USES OF CERTAIN MONEYS IN THE BUNCOMBE SCHOOL CAPITAL FUND, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

March 28, 2013

The bill is re-referred to the Committee on Finance.

Representative Moffitt, Chair, for the Standing Committee on Regulatory Reform, refers the following bills to the Regulatory Reform Subcommittee on Business and Labor:

H.B. 292, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE MUSIC THERAPY PRACTICE ACT.

H.B. 371, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE STATE BOARD OF CHIROPRACTIC EXAMINERS TO ESTABLISH AND ENFORCE EDUCATIONAL STANDARDS FOR CHIROPRACTIC CLINICAL ASSISTANTS.

REPRESENTATIVE BURR PRESIDING.

Representative Moffitt, Chair, for the Standing Committee on Regulatory Reform, refers **H.B. 192** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PERMIT LOCAL GOVERNMENTS TO ENACT SIDEWALK DINING ORDINANCES FOR USE OF STATE-OWNED RIGHT-OF-WAY, to the Regulatory Reform Subcommittee on Local Government.

Representative Murry, Chair, for the Standing Committee on Commerce and Job Development, refers **H.B. 403**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A REFERENDUM OF PROPANE DEALERS AND DISTRIBUTORS REGARDING A VOLUNTARY ASSESS-MENT ON PROPANE TO PROVIDE FUNDING FOR PROMOTIONAL, EDUCATIONAL, AND OTHER PROGRAMS OF THE INDUSTRY, to the Commerce and Job Development Subcommittee on Energy and Emerging Markets.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives McGrady, Daughtry, Harrison, and Bryan (Primary Sponsors); L. Bell, Farmer-Butterfield, Fisher, Floyd, Glazier, L. Hall, Hamilton, Insko, Lucas, Luebke, Mobley, D. Ross, and Wray:

H.B. 440, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA BENEFIT CORPORATION ACT, is referred to Judiciary Subcommittee A and, if favorable, to the Committee on Commerce and Job Development.

March 28, 2013

By Representatives C. Graham and Goodman (Primary Sponsors); Floyd, Pierce, and Waddell:

H.B. 441, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MEMBERSHIP OF THE BOARD OF DRAINAGE COMMISSIONERS OF ROBESON COUNTY DRAINAGE DISTRICT NUMBER ONE FROM THREE PERSONS TO FOUR PERSONS AND TO ALLOW TWO OF THEM TO SERVE EACH WATERSHED WITHIN THE DISTRICT, is referred to the Committee on Government.

By Representative R. Brown:

H.B. 442, A BILL TO BE ENTITLED AN ACT TO REQUIRE AN ADDITIONAL PETITION BE SUBMITTED TO THE MUNICIPAL INCORPORATIONS SUBCOMMITTEE, TO SET A TIME LIMIT ON THE LIFE OF THE PETITIONS SUBMITTED TO THAT SUBCOMMITTEE, AND TO MAKE TECHNICAL CORRECTIONS, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Hager, Starnes, Hardister, and Johnson (Primary Sponsors); Fulghum, Malone, Martin, Riddell, and Speciale:

H.B. 443, A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA PUBLIC SCHOOL CHARTER BOARD AND MAKE OTHER CHANGES TO CHARTER SCHOOL LAWS, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Davis and T. Moore (Primary Sponsors); Floyd and Ramsey:

H.J.R. 444, A JOINT RESOLUTION TO CONFIRM THE APPOINTMENT OF ANDREW T. HEATH TO THE NORTH CAROLINA INDUSTRIAL COMMISSION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Gill, Fisher, Floyd, Fulghum, Hamilton, Harrison, Holley, Jackson, and Lucas:

H.B. 445, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL REGISTRATION PLATE FOR THE NORTH CAROLINA STATE UNIVERSITY COLLEGE OF VETERINARY MEDICINE TURTLE RESCUE TEAM, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

March 28, 2013

By Representatives Insko and Foushee (Primary Sponsors); Farmer-Butterfield, Fisher, Floyd, Glazier, Hamilton, Harrison, Jackson, Lambeth, Lucas, and Mobley:

H.B. 446, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL REGISTRATION PLATE FOR THE MOREHEAD PLANETARIUM AND SCIENCE CENTER, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives McManus and Queen (Primary Sponsors); Adams, Baskerville, L. Bell, B. Brown, Elmore, Farmer-Butterfield, Fisher, Floyd, Foushee, Gill, Glazier, C. Graham, L. Hall, Hamilton, Hanes, Harrison, Holley, Insko, Jackson, Johnson, Jordan, Lambeth, Lucas, Luebke, Mobley, Pierce, Ramsey, D. Ross, Shepard, Szoka, Terry, Tine, Tolson, Waddell, Whitmire, and Wray:

H.B. 447, A BILL TO BE ENTITLED AN ACT TO RESTORE FUNDING FOR THE TEACHING FELLOWS PROGRAM, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Lucas, Glazier, Floyd, and Szoka (Primary Sponsors); R. Brawley, Fisher, Hamilton, Harrison, Insko, Ramsey, and Waddell:

H.B. 448, A BILL TO BE ENTITLED AN ACT TO CAP REIMBURSEMENT BY COUNTIES FOR MEDICAL SERVICES PROVIDED TO INMATES IN COUNTY JAILS AND TO ALLOW COUNTIES TO UTILIZE MEDICAID FOR ELIGIBLE PRISONERS, is referred to the Committee on Finance and, if favorable, to the Committee on Government.

By Representative Starnes:

H.B. 449, A BILL TO BE ENTITLED AN ACT PROVIDING THAT A VENDOR IS QUALIFIED FOR PURPOSES OF STATE FURNITURE CONTRACTS IF THE VENDOR'S PRODUCTS ARE INCLUDED ON A UNITED STATES GENERAL SERVICES ADMINISTRATION (GSA) FURNITURE SCHEDULE SYSTEM, THE VENDOR IS A FEDERALLY QUALIFIED VENDOR WITHIN THE GSA SCHEDULE SYSTEM, AND THE VENDOR SUBMITS A RESPONSIVE BID, is referred to the Committee on Finance.

March 28, 2013

By Representatives Starnes and McGrady:

H.B. 450, A BILL TO BE ENTITLED AN ACT TO ALLOW CHILD SUPPORT PAYMENTS TO CONTINUE UNTIL THE AGE OF TWENTY-ONE IF THE CHILD IS ATTENDING A COMMUNITY COLLEGE, COLLEGE, OR UNIVERSITY, is referred to Judiciary Subcommittee C.

By Representatives Starnes, Arp, Blust, R. Brawley, Brody, and Whitmire:

H.B. 451, A BILL TO BE ENTITLED AN ACT TO RESTORE PARTISAN JUDICIAL ELECTIONS, TO CHANGE THE EARLY VOTING PERIOD, TO CHANGE THE ORDER OF PARTIES ON THE BALLOT, TO ELIMINATE STRAIGHT-PARTY VOTING, TO ELIMINATE SAME-DAY VOTER REGISTRATION, AND TO ALLOW FLEXIBILITY IN APPLYING FOR ABSENTEE BALLOTS, is referred to the Committee on Elections and, if favorable, to the Committee on Finance.

By Representatives Holloway, Glazier, Faircloth, and Lucas (Primary Sponsors); Baskerville, L. Bell, Blust, Elmore, Farmer-Butterfield, Fisher, Floyd, Gill, Goodman, L. Hall, Hamilton, Hanes, Harrison, Insko, Jackson, Jeter, Luebke, McManus, Mobley, Pierce, Ramsey, D. Ross, Terry, Tine, Waddell, Whitmire, and Wray:

H.B. 452, A BILL TO BE ENTITLED AN ACT TO ENSURE THE SAFETY OF CHILDREN IN THE PUBLIC SCHOOLS BY INCREASING THE NUMBER OF SCHOOL RESOURCE OFFICERS, BY ENHANCING THE EFFECTIVENESS OF SCHOOL RESOURCE OFFICERS, AND BY IMPLEMENTING OTHER CRITICAL MEASURES TO ENHANCE CAMPUS SAFETY, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives J. Bell, Hager, Lewis, and T. Moore (Primary Sponsors); Presnell and Shepard:

H.B. 453, A BILL TO BE ENTITLED AN ACT TO CORRECT ERRORS IN CALCULATING PROPERTY TAX LIABILITY ON COMPUTER SOFTWARE, is referred to the Appropriations Subcommittee on Information Technology and, if favorable, to the Committee on Finance.

By Representative Lambeth:

H.B. 454, A BILL TO BE ENTITLED AN ACT TO ESTABLISH CAREER PREP ADULT HIGH SCHOOLS AT COMMUNITY COLLEGES,

is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Pierce, L. Hall, Michaux, and McManus (Primary Sponsors); Adams, L. Bell, Farmer-Butterfield, Fisher, Floyd, Foushee, Gill, C. Graham, Harrison, Holley, Insko, Lucas, Luebke, Mobley, and D. Ross:

H.B. 455, A BILL TO BE ENTITLED AN ACT TO IMPROVE VOTING IN NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Carney, Bryan, Cunningham, and Jeter (Primary Sponsors); Mobley and Samuelson:

H.B. 456, A BILL TO BE ENTITLED AN ACT CONCERNING MEMBERSHIP ON THE DOMESTIC VIOLENCE REVIEW TEAM IN MECKLENBURG COUNTY, is referred to Judiciary Subcommittee C.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 177, A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE TOWNS OF HOOKERTON AND MAYSVILLE, is read the first time and referred to the Committee on Government and, if favorable, to the Committee on Finance.

S.B. 223, A BILL TO BE ENTITLED AN ACT TO ALLOW AREA BOARDS TO OFFER APPLICANTS FOR THE POSITION OF AREA DIRECTOR SEVERANCE BENEFITS AND RELOCATION EXPENSES AS AN INCENTIVE FOR ACCEPTING AN OFFER OF EMPLOYMENT, is read the first time and referred to the Committee on Government.

S.B. 231, A BILL TO BE ENTITLED AN ACT TO MODIFY THE DUTIES OF THE STATE ADVISORY COUNCIL ON INDIAN EDUCATION, is read the first time and referred to the Committee on Education.

S.B. 334 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CONDEMN THE LEASEHOLD INTEREST IN THE DOROTHEA DIX CAMPUS PROPERTY CONVEYED TO THE CITY OF RALEIGH AND ALLOCATE IT TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR MENTAL HEALTH PURPOSES, AS PROVIDED IN THE STATUTE AUTHORIZING ITS ACQUISITION AND

IN THE DEEDS CONVEYING THE PROPERTY TO THE STATE, TO PROVIDE FOR IMPLEMENTATION OF THE 2007 STATE GOVERNMENT MASTER FACILITIES MASTER PLAN, INCLUDING LEASE OF A PORTION OF THE PROPERTY AT FAIR MARKET VALUE TO THE CITY OF RALEIGH FOR A PUBLIC PARK, AND TO PROVIDE FOR USE OF ANY LEASE PROCEEDS FOR MENTAL HEALTH PURPOSES, is read the first time and referred to the Committee on Judiciary.

SPECIAL MESSAGE FROM THE SENATE

2013 GENERAL ASSEMBLY
FIRST SESSION 2013

Senate Chamber
March 28, 2013

Mr. Speaker:

Pursuant to G.S. 115D-2.1(b)(4)f., and **H.J.R. 138**, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND THE SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, it is ordered that a message be sent to your honorable body notifying you that the Senate has elected the following member to the State Board of Community Colleges:

Edward Lynn Raye for a six-year term effective July 1, 2013, and ending June 30, 2019.

Respectfully,
S/ Sarah Lang
Principal Clerk

SPEAKER TILLIS PRESIDING.

RESULTS OF ELECTION OF THE STATE BOARD OF COMMUNITY COLLEGES

Representative Cotham makes the following report concerning the State Board of Community Colleges election.

William H. Collins, Jr. received 77 votes and McKinley D. Dull received 37 votes.

March 28, 2013

No run-off election is required.

On motion of Representative Johnson, pursuant to Article VI, Section 5 of the North Carolina Constitution, the following person is duly elected for a six-year term to the State Board of Community Colleges: William H. Collins, Jr.

The election is confirmed by electronic vote (114-0).

The Senate is so notified of the action taken by Special Message.

CALENDAR

Action is taken on the following:

H.B. 191, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF GRIFTON, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Speaker Tillis; Representatives Adams, Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Lewis, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Mobley, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Schaffer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, and Wray - 114.

Voting in the negative: None.

Excused absences: Representatives Carney, Hamilton, Samuelson, Setzer, and Wilkins - 5.

H.B. 195, A BILL TO BE ENTITLED AN ACT EXTENDING THE AUTHORITY OF THE TOWN OF CORNELIUS TO USE DESIGN-BUILD DELIVERY METHODS, passes its second reading and there being no objection is read a third time.

March 28, 2013

The bill passes its third reading and is ordered sent to the Senate.

H.B. 222 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW BUNCOMBE COUNTY TO USE THE DESIGN-BUILD METHOD OF CONSTRUCTION.

Representative Moffitt offers Amendment No. 1 which is adopted by electronic vote (112-0).

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

S.B. 20 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE LIMITED IMMUNITY FROM PROSECUTION FOR (1) CERTAIN DRUG-RELATED OFFENSES COMMITTED BY AN INDIVIDUAL WHO SEEKS MEDICAL ASSISTANCE FOR A PERSON EXPERIENCING A DRUG-RELATED OVERDOSE AND (2) CERTAIN DRUG-RELATED OFFENSES COMMITTED BY AN INDIVIDUAL EXPERIENCING A DRUG-RELATED OVERDOSE AND IN NEED OF MEDICAL ASSISTANCE; TO PROVIDE IMMUNITY FROM CIVIL OR CRIMINAL LIABILITY FOR (1) PRACTITIONERS WHO PRESCRIBE AN OPIOID ANTAGONIST TO CERTAIN THIRD PARTIES AND (2) CERTAIN INDIVIDUALS WHO ADMINISTER AN OPIOID ANTAGONIST TO A PERSON EXPERIENCING A DRUG-RELATED OVERDOSE; AND TO PROVIDE LIMITED IMMUNITY FROM PROSECUTION FOR CERTAIN ALCOHOL-RELATED OFFENSES COMMITTED BY PERSONS UNDER THE AGE OF 21 WHO SEEK MEDICAL ASSISTANCE FOR ANOTHER PERSON.

The bill, as amended, passes its third reading, by electronic vote (102-11), and is ordered engrossed and sent to the Senate for concurrence in the House committee substitute bill.

S.B. 11 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DESIGNATE THE MONTH OF APRIL OF EACH YEAR AS ORGAN DONATION AWARENESS/DONATE LIFE MONTH AND TO PROVIDE THAT THE ACT SHALL BE ENTITLED "DUFFY'S LAW," passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

March 28, 2013

The bill passes its third reading and is ordered enrolled and presented to the Governor.

H.B. 194, A BILL TO BE ENTITLED AN ACT ALLOWING THE NORTH CAROLINA VETERINARY BOARD TO ACCEPT PROGRAM FOR THE ASSESSMENT OF VETERINARY EDUCATION EQUIVALENCE (PAVE) CERTIFICATION TO MEET LICENSURE REQUIREMENTS, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 223, A BILL TO BE ENTITLED AN ACT EXEMPTING ELECTRIC MEMBERSHIP CORPORATIONS FROM INTEGRATED RESOURCE PLANNING AND SERVICE REGULATIONS REQUIREMENTS ESTABLISHED BY THE UTILITIES COMMISSION AND RETURNING OVERSIGHT OF THE CORPORATIONS TO THEIR MEMBER BOARD OF DIRECTORS, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 247 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW HEALTH PROVIDERS AND HEALTH INSURERS TO FREELY NEGOTIATE REIMBURSEMENT RATES BY PROHIBITING CONTRACT PROVISIONS THAT RESTRICT RATE NEGOTIATIONS, passes its second reading, by electronic vote (102-10), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 285 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE RESPIRATORY CARE PRACTICE ACT, passes its second reading, by electronic vote (111-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 297, A BILL TO BE ENTITLED AN ACT TO REMOVE THE MATCHING FUNDS PROVISIONS OF THE PUBLIC CAMPAIGN ACT AND THE VOTER-OWNED ELECTION ACT AND TO MAKE CONFORMING AND RELATED CHANGES, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

March 28, 2013

The bill passes its third reading and is ordered sent to the Senate.

Representative T. Moore moves, seconded by Representative B. Brown, that the House adjourn, subject to the receipt of Committee Reports and the referral of bills to committees, to reconvene Monday, April 1, 2013 at 4:00 p.m.

The motion carries.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative T. Moore, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.J.R. 444, A JOINT RESOLUTION TO CONFIRM THE APPOINTMENT OF ANDREW T. HEATH TO THE NORTH CAROLINA INDUSTRIAL COMMISSION, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar of April 2.

By Representatives Stone and Warren, Chairs, for the Committee on Government:

H.B. 68, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A FOSTER CARE OMBUDSMAN PILOT PROGRAM IN GASTON COUNTY, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 2. The original bill is placed on the Unfavorable Calendar.

H.B. 294, A BILL TO BE ENTITLED AN ACT TO ALLOW DARE COUNTY TO REMOVE ABANDONED VESSELS FROM NAVIGABLE WATERS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 2. The original bill is placed on the Unfavorable Calendar.

H.B. 290, A BILL TO BE ENTITLED AN ACT TO ALLOW THE BOARD OF COMMISSIONERS OF RUTHERFORD COUNTY TO SERVE EX OFFICIO AS THE RUTHERFORD COUNTY AIRPORT AUTHORITY,

with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Dockham, Chair, for the Committee on Insurance:

H.B. 232, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND OTHER CHANGES TO THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES STATUTES, AS REQUESTED BY THE STATE HEALTH PLAN, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

The House stands adjourned at 4:04 p.m.

THIRTY-SIXTH DAY

HOUSE OF REPRESENTATIVES
Monday, April 1, 2013

The House meets at 4:00 p.m. pursuant to adjournment and is called to order by Representative Stam, Speaker Pro Tempore.

Prayer is offered by Representative Rena Turner.

The Chair leads the Body in the Pledge of Allegiance.

Representative Burr, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 28 has been examined and found correct. Upon his motion, the Journal is approved as written.

There are no excused absences for today.

April 1, 2013

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

S.B. 11, AN ACT TO DESIGNATE THE MONTH OF APRIL OF EACH YEAR AS ORGAN DONATION AWARENESS/DONATE LIFE MONTH AND TO PROVIDE THAT THE ACT SHALL BE ENTITLED "DUFFY'S LAW."

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 50, AN ACT TO PREVENT IDENTITY THEFT OF DISCHARGED VETERANS BY RESTRICTING THE RELEASE OF MILITARY SERVICE DISCHARGE DOCUMENTS. (S.L. 2013-15)

H.B. 180, AN ACT TO MAKE VARIOUS TECHNICAL CORRECTIONS TO THE LAWS GOVERNING MECHANICS LIENS. (S.L. 2013-16)

S.B. 84, AN ACT TO REQUIRE THE CANCELLATION OF AN AIRCRAFT LABOR AND STORAGE LIEN WHEN A SURETY BOND IN AN AMOUNT EQUAL TO ONE AND ONE-FOURTH TIMES THE AMOUNT OF THE LIEN CLAIMED IS DEPOSITED WITH THE CLERK OF COURT. (S.L. 2013-17)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative T. Moore, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.J.R. 259, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF EDWARD L. "ED" WILLIAMSON, FORMER MEMBER OF THE GENERAL ASSEMBLY, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar.

April 1, 2013

H.J.R. 21 (Committee Substitute), A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF APPOINTMENTS BY THE GOVERNOR OF GREGORY M. ALCORN, WILLIAM W. COBEY, JR., A.L. COLLINS, OLIVIA OXENDINE, MARCELLA RAMIREZ SAVAGE, AND REBECCA H. TAYLOR TO THE STATE BOARD OF EDUCATION, with a favorable report as to Committee Substitute Joint Resolution No. 2, which changes the title, unfavorable as to the Committee Substitute Joint Resolution No. 1.

Pursuant to Rule 36(b), the Committee Substitute Joint Resolution No. 2 is placed on the Calendar. The Committee Substitute Joint Resolution No. 1 is placed on the Unfavorable Calendar.

Representative Moffitt, Chair, for the Standing Committee on Regulatory Reform, refers the following bills to the Regulatory Reform Subcommittee on Environmental:

H.B. 315 (Committee Substitute), A BILL TO BE ENTITLED AND ACT TO REQUIRE THAT DEGRADABLE PLASTIC PRODUCTS BE CLEARLY LABELED TO PREVENT CONTAMINATION OF RECYCLED PLASTIC FEEDSTOCKS.

H.B. 318, A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM SEISMIC UPGRADE REQUIREMENTS A TEMPORARY OCCUPANCY BY AN EMERGENCY OPERATIONS CENTER TO ALLOW SIMILAR UPGRADES TO BE PERFORMED ON THE BUILDING PERMANENTLY HOUSING THE CENTER.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Blackwell, McGrady, Schaffer, and Stam (Primary Sponsors); Arp, J. Bell, Blust, R. Brawley, Cleveland, Dollar, Faircloth, Glazier, Horn, Jones, Jordan, McNeill, Moffitt, Pittman, Ramsey, Riddell, S. Ross, Setzer, Speciale, Starnes, and Whitmire:

H.B. 457, A BILL TO BE ENTITLED AN ACT TO ENFORCE CONSTITUTIONAL OR STATUTORY LIMITATIONS ON GOVERNMENT, is referred to the Committee on Judiciary.

April 1, 2013

By Representatives McElraft, McGrady, Moffitt, and Ramsey:

H.B. 458, A BILL TO BE ENTITLED AN ACT TO REQUIRE A CONSULTATION WITH COUNTY BOARDS WHEN PERMITS FOR LAND APPLICATION OF WASTE WITHIN THAT COUNTY ARE ISSUED BY THE ENVIRONMENTAL MANAGEMENT COMMISSION; TO INCREASE THE THRESHOLD FOR DEPARTMENT OF TRANSPORTATION INFORMAL BID PROCEDURES; TO STUDY STATE PAYMENTS IN LIEU OF TAXES FOR PUBLIC LANDS; AND TO STUDY THE E911 SYSTEM AND ITS RELATIONSHIP WITH LOCAL 911 SYSTEMS, is referred to the Committee on Environment and, if favorable, to the Committee on Transportation and, if favorable, to the Committee on Judiciary.

By Representatives Dollar, Murry, Hollo, and Lambeth (Primary Sponsors); Avila, Collins, Faircloth, Fulghum, Jones, Malone, McGrady, Moffitt, Ramsey, Riddell, Setzer, and Whitmire:

H.B. 459, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO COORDINATE CHRONIC DISEASE CARE, is referred to the Committee on Health and Human Services and, if favorable, to the Committee on Appropriations.

By Representatives Hurley, Boles, Turner, and Alexander (Primary Sponsors); Arp, Avila, Blust, R. Brawley, R. Brown, Cleveland, Collins, Conrad, Elmore, Faircloth, Ford, Fulghum, Jones, Jordan, Malone, McNeill, Murry, Pittman, Riddell, Speciale, Szoka, and Whitmire:

H.B. 460, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE REMOVAL OF DECEASED VOTERS FROM VOTER REGISTRATION RECORDS UPON RECEIPT OF A SIGNED STATEMENT OF A NEAR RELATIVE OR PERSONAL REPRESENTATIVE OF THE ESTATE IDENTIFYING A VOTER AS DECEASED AND TO ENCOURAGE FUNERAL DIRECTORS TO MAKE AVAILABLE FORMS TO NEAR RELATIVES FOR NOTIFICATION TO THE BOARD OF ELECTIONS THAT THE VOTER IS DECEASED, is referred to the Committee on Health and Human Services and, if favorable, to the Committee on Elections.

By Representatives Baskerville, Jordan, and Glazier (Primary Sponsors); Faircloth, Fisher, Floyd, Gill, G. Graham, Harrison, Holley, Insko, Jackson, Lucas, Pittman, and Richardson:

H.B. 461, A BILL TO BE ENTITLED AN ACT TO REPEAL THE RESTRICTION ON TRAVEL REIMBURSEMENT TO SUPERIOR COURT AND DISTRICT COURT JUDGES, DISTRICT ATTORNEYS, ASSISTANT DISTRICT ATTORNEYS, PUBLIC DEFENDERS, AND ASSISTANT PUBLIC DEFENDERS FOR TRAVEL WITHIN THE COUNTY OF RESIDENCE AND TO MAKE THE REIMBURSEMENT LANGUAGE FOR THOSE OFFICES CONSISTENT, is referred to the Committee on Judiciary and, if favorable, to the Committee on Appropriations.

By Representatives Glazier, Lucas, Szoka, and Floyd (Primary Sponsors); L. Hall and R. Moore:

H.B. 462, A BILL TO BE ENTITLED AN ACT TO INCREASE THE UNIFORM HOURLY FEE CHARGED TO PERSONS RECEIVING THE SERVICES OF A SUPERVISED VISITATION AND EXCHANGE CENTER THROUGH A FAMILY COURT PROGRAM, is referred to Judiciary Subcommittee C and, if favorable, to the Committee on Finance.

By Representatives Glazier and Horn (Primary Sponsors); Avila, J. Bell, L. Bell, Cleveland, Collins, Farmer-Butterfield, Fisher, Floyd, Foushee, Fulghum, Gill, G. Graham, L. Hall, Hamilton, Hanes, Harrison, Holley, Insko, Lucas, Pittman, Riddell, Speciale, Szoka, and Whitmire:

H.B. 463, A BILL TO BE ENTITLED AN ACT TO DIRECT THE BOARD OF GOVERNORS TO ADOPT A POLICY TO AWARD PHYSICAL EDUCATION CREDIT TO A STUDENT WHO IS AN ACTIVE DUTY MEMBER OF THE ARMED FORCES OR WHO WAS HONORABLY DISCHARGED NO MORE THAN THREE YEARS PRIOR TO THE DATE OF ENROLLMENT AND TO FURTHER DIRECT THE BOARD OF GOVERNORS TO REVIEW THE ACADEMIC CREDITS REQUIRED FOR GRADUATION AT THE CONSTITUENT INSTITUTIONS TO DETERMINE WHAT CREDITS MAY BE AWARDED FOR EDUCATION, TRAINING, AND EXPERIENCE ACQUIRED BY A STUDENT DURING MILITARY SERVICE, is referred to the Committee on Homeland Security, Military, and Veterans Affairs and, if favorable, to the Committee on Education.

By Representatives Glazier, Michaux, Lucas, and Goodman (Primary Sponsors); Baskerville, L. Bell, Carney, Cotham, Farmer-Butterfield, Fisher, Floyd, Foushee, Gill, G. Graham, L. Hall, Hamilton, Harrison, Holley, Insko, McManus, R. Moore, Pierce, Richardson, Terry, Tine, Waddell, and Wray:

April 1, 2013

H.B. 464, A BILL TO BE ENTITLED AN ACT TO PROVIDE SALARY INCREASES FOR PUBLIC SCHOOL EMPLOYEES, is referred to the Committee on Appropriations.

By Representatives McNeill, Warren, Faircloth, and Ford (Primary Sponsors); J. Bell, B. Brown, Cleveland, Collins, Fulghum, Hurley, Jones, Jordan, McGrady, Moffitt, Pittman, Presnell, Riddell, S. Ross, Setzer, Speciale, Starnes, and Whitmire:

H.B. 465, A BILL TO BE ENTITLED AN ACT TO PROHIBIT PERSONS WHO ARE NOT LAWFULLY PRESENT IN THIS STATE FROM POSSESSING FIREARMS, is referred to the Committee on Judiciary and, if favorable, to the Committee on Appropriations.

By Representatives McNeill, Burr, Dobson, and Hanes (Primary Sponsors):

H.B. 466, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE PRIVATE PROTECTIVE SERVICES ACT AND TO CREATE CERTAIN FEES, is referred to the Committee on Judiciary and, if favorable, to the Committee on Commerce and Job Development and, if favorable, to the Committee on Finance.

By Representatives Faircloth, Adams, Harrison, and Fulghum (Primary Sponsors); Avila, Baskerville, Blust, Carney, Farmer-Butterfield, Fisher, Floyd, Foushee, Gill, Glazier, Hamilton, Holley, Hollo, Horn, Insko, Jackson, Jones, Jordan, Lucas, McManus, Pierce, Pittman, Ramsey, and Whitmire:

H.B. 467, A BILL TO BE ENTITLED AN ACT REQUIRING HEALTH CARE FACILITIES THAT PERFORM MAMMOGRAPHY EXAMINATIONS TO COMMUNICATE MAMMOGRAPHIC BREAST DENSITY INFORMATION TO PATIENTS, is referred to the Committee on Health and Human Services.

By Representatives Faircloth, Hardister, Adams, and Brandon (Primary Sponsors); and Blust:

H.B. 468, A BILL TO BE ENTITLED AN ACT TO CHANGE THE METHOD OF ELECTION OF THE MAYOR AND CITY COUNCIL MEMBERS OF THE CITY OF HIGH POINT TO HOLD THE ELECTIONS IN ODD-NUMBERED YEARS AND BY A NONPARTISAN PRIMARY AND ELECTION METHOD AS PROVIDED BY GENERAL LAW, is referred to the Committee on Government.

April 1, 2013

By Representatives Ramsey, Lambeth, and Whitmire (Primary Sponsors); R. Brawley, B. Brown, Collins, Harrison, Jones, Jordan, Lewis, Pittman, Riddell, and Tine:

H.B. 469, A BILL TO BE ENTITLED AN ACT TO GRANT ADDITIONAL BUDGET FLEXIBILITY TO LOCAL SCHOOL ADMINISTRATIVE UNITS TO ENABLE THEM TO MAXIMIZE STUDENT ACHIEVEMENT, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Baskerville, Carney, Floyd, Ford, Gill, G. Graham, Harrison, Holley, Jackson, Jones, Jordan, Lucas, McManus, Richardson, Riddell, and Whitmire:

H.B. 470, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO CERTAIN LOCAL BOARDS OF EDUCATION IN ADOPTING THEIR SCHOOL CALENDARS, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Education.

By Representatives Baskerville, Floyd, Holley, and Richardson:

H.B. 471, A BILL TO BE ENTITLED AN ACT AUTHORIZING VANCE AND WARREN COUNTY TO APPROVE A LEASE FOR THE SITING AND OPERATION OF A RENEWABLE ENERGY FACILITY FOR A TERM OF UP TO TWENTY YEARS WITHOUT TREATING THE LEASE AS A SALE OF PROPERTY, is referred to the Committee on Environment and, if favorable, to the Committee on Government.

By Representatives Dockham, Murry, and Wray (Primary Sponsors); B. Brown, Cotham, Dollar, Fisher, Hamilton, Hanes, Harrison, Holloway, Jackson, R. Moore, Ramsey, Setzer, Starnes, and Tine:

H.B. 472, A BILL TO BE ENTITLED AN ACT TO ALLOW INSURANCE COMPANIES WRITING PRIVATE AUTOMOBILE INSURANCE IN NORTH CAROLINA TO OFFER OPTIONAL PROGRAM ENHANCEMENTS AND TO ALIGN AUTO INSURANCE RISK AND RATES IN NORTH CAROLINA BY ALLOWING THE CLASSIFICATION OF YOUNG DRIVERS AS A FACTOR IN THE SETTING OF RATES, is referred to the Committee on Insurance and, if favorable, to the Committee on Commerce and Job Development.

By Representatives Dockham, Howard, Johnson, and Tine (Primary Sponsors); and Collins:

H.B. 473, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA CAPTIVE INSURANCE ACT, is referred to the Committee on Insurance and, if favorable, to the Committee on Commerce and Job Development and, if favorable, to the Committee on Finance.

By Representatives S. Ross, Dockham, Lambeth, and Goodman (Primary Sponsors); and Jones:

H.B. 474, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE REDEPOSIT OF STATE AND LOCAL GOVERNMENT FUNDS INTO INSURED DEMAND, MONEY MARKET, AND NEGOTIABLE ORDER OF WITHDRAWAL DEPOSIT ACCOUNTS, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Jeter, Tine, Torbett, and Iler (Primary Sponsors); B. Brown, Bryan, Elmore, Hanes, Jones, Pittman, Ramsey, Speciale, Steinburg, Szoka, and Waddell:

H.B. 475, A BILL TO BE ENTITLED AN ACT TO REMOVE MANDATORY FERRY TOLLING AND TO PROVIDE THE DEPARTMENT WITH EXPANDED AUTHORIZATION TO GENERATE RECEIPTS TO SUPPORT ONGOING OPERATION OF THE FERRY SYSTEM, is referred to the Committee on Transportation.

By Representatives Hager, Moffitt, and Murry (Primary Sponsors); and Tine:

H.B. 476, A BILL TO BE ENTITLED AN ACT REWRITING THE LAWS REGULATING UNDERGROUND UTILITY DAMAGE PREVENTION, is referred to the Committee on Public Utilities and Energy.

By Representatives Lambeth, S. Ross, and Schaffer (Primary Sponsors); Blust, Jones, Jordan, Pittman, and Ramsey:

H.B. 477, A BILL TO BE ENTITLED AN ACT ALLOWING A COURT TO CONSIDER AS A TYPE OF RELIEF IN GRANTING A DOMESTIC VIOLENCE PROTECTIVE ORDER THE USE OF A GPS TRACKING DEVICE ON A PERSON WHO HAS COMMITTED ACTS OF DOMESTIC VIOLENCE, is referred to Judiciary Subcommittee B.

By Representatives Cotham and W. Brawley (Primary Sponsors); and Jackson:

H.B. 478, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL PLATE FOR THE TOWN OF MATTHEWS, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representative R. Brown:

H.B. 479, A BILL TO BE ENTITLED AN ACT AMENDING THE ELECTROLYSIS PRACTICE ACT TO AUTHORIZE THE BOARD OF ELECTROLYSIS EXAMINERS TO HOLD AND USE FUNDS, TO CLARIFY CONTINUING EDUCATION REQUIREMENTS, TO MAKE OTHER CONFORMING CHANGES, AND TO AFFECT CERTAIN FEES, is referred to the Committee on Health and Human Services and, if favorable, to the Committee on Finance.

By Representatives Millis, Moffitt, Catlin, and Hardister (Primary Sponsors); Arp, R. Brawley, W. Brawley, Bryan, Cleveland, Collins, Conrad, Dixon, Ford, Jones, Jordan, Pittman, Presnell, Ramsey, Riddell, Starnes, Steinburg, Tine, and Waddell:

H.B. 480, A BILL TO BE ENTITLED AN ACT TO PROVIDE REGULATORY CERTAINTY FOR NORTH CAROLINA BY REQUIRING THE DEVELOPMENT OF MINIMUM DESIGN CRITERIA FOR STORMWATER PERMITS AND EROSION AND SEDIMENTATION CONTROL PLANS TO GUIDE REGULATORY AGENCIES IN PERMIT ISSUANCE AND PLAN APPROVAL AND TO REFORM THE PERMITTING PROCESS TO ALLOW A FAST-TRACK PERMITTING PROCESS FOR APPLICATIONS AND PLAN SUBMITTALS CERTIFIED BY A PROFESSIONAL ENGINEER TO BE IN COMPLIANCE WITH THE MINIMUM DESIGN CRITERIA, is referred to the Committee on Environment and, if favorable, to the Committee on Regulatory Reform.

By Representatives Insko and Harrison (Primary Sponsors); Carney, Farmer-Butterfield, Fisher, Floyd, Glazier, Hamilton, Lucas, and Richardson:

H.B. 481, A BILL TO BE ENTITLED AN ACT TO REDUCE NEEDLE STICK INJURIES AMONG LAW ENFORCEMENT OFFICERS, EMERGENCY RESPONDERS, AND OTHERS BY EXCLUDING NEEDLES, SYRINGES, AND OTHER INJECTION EQUIPMENT FROM THE LIST OF ITEMS DESIGNATED AS DRUG PARAPHERNALIA; AND BY DECRIMINALIZING THE USE, POSSESSION, MANUFACTURE, AND DELIVERY OF INJECTION EQUIPMENT UNDER THE NORTH CAROLINA DRUG PARAPHERNALIA ACT, is referred to the Committee on Judiciary.

April 1, 2013

By Representatives T. Moore, Bryan, Glazier, and Schaffer (Primary Sponsors); Fisher, Floyd, Hamilton, Harrison, Jordan, and Lucas:

H.B. 482, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING MEDIATED SETTLEMENT CONFERENCES IN SUPERIOR COURT, MEDIATION IN DISTRICT COURT DOMESTIC CASES, AND THE REGULATION OF MEDIATORS, TO ESTABLISH A DISPUTE RESOLUTION FUND FOR MONIES COLLECTED THROUGH THE EXISTING ADMINISTRATIVE FEE FOR THE CERTIFICATION OF MEDIATORS AND MEDIATION TRAINING PROGRAMS, AND TO MAKE IT UNLAWFUL TO FALSELY REPRESENT ONESELF AS A CERTIFIED MEDIATOR OR TO FALSELY REPRESENT A MEDIATOR TRAINING PROGRAM AS CERTIFIED, is referred to Judiciary Subcommittee A.

By Representatives Murry, Brandon, Blust, and Cotham (Primary Sponsors); J. Bell, R. Brawley, Brody, Carney, Collins, Dixon, Farmer-Butterfield, Fisher, Floyd, Gill, Glazier, Hamilton, Harrison, Holloway, Jackson, Jeter, Jones, Jordan, Lambeth, Lewis, Lucas, Moffitt, R. Moore, Pittman, Ramsey, Riddell, Saine, Speciale, Szoka, Tine, Waddell, and Whitmire:

H.B. 483, A BILL TO BE ENTITLED AN ACT TO ELIMINATE UNNECESSARY REPORTING BY EDUCATORS, is referred to the Committee on Education.

By Representatives J. Bell, Dixon, McElraft, and Whitmire (Primary Sponsors); Arp, Brody, R. Brown, Floyd, Gill, G. Graham, Jackson, Jones, Moffitt, Pittman, Speciale, and Steinburg:

H.B. 484, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SYSTEM OF PERMITS FOR THE SITING AND OPERATION OF WIND ENERGY FACILITIES, is referred to the Committee on Environment and, if favorable, to the Commerce and Job Development Subcommittee on Energy and Emerging Markets.

By Representatives Johnson and Ford (Primary Sponsors); Lambeth, Ramsey, Saine, and Whitmire:

H.B. 485, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DIVISION OF MOTOR VEHICLES SHALL TRANSFER THE MONEY IN THE COLLEGIATE AND CULTURAL ATTRACTION PLATE ACCOUNT DERIVED FROM THE SALE OF STOCK CAR RACING

THEME PLATES TO THE NORTH CAROLINA MOTORSPORTS FOUNDATION, INC., OR SPEEDWAY CHILDREN'S CHARITIES, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Holley, Floyd, Gill, and Richardson:

H.B. 486, A BILL TO BE ENTITLED AN ACT AUTHORIZING MUNICIPALITIES WITHIN WAKE COUNTY TO ANNEX AREAS LYING WITHIN THE MUNICIPALITIES' CORPORATE BOUNDARIES, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives W. Brawley, West, Horn, and Cleveland (Primary Sponsors); Arp, Baskerville, J. Bell, Blust, B. Brown, Bryan, Carney, Collins, Conrad, Cunningham, Dixon, Dollar, Farmer-Butterfield, Fisher, Floyd, Gill, Glazier, G. Graham, L. Hall, Hamilton, Hanes, Harrison, Hastings, Hollo, Hurley, Jeter, Johnson, Jones, Jordan, Lambeth, Lewis, Lucas, McNeill, Moffitt, R. Moore, Murry, Pierce, Pittman, Ramsey, Riddell, D. Ross, S. Ross, Setzer, Speciale, Szoka, Tine, Waddell, and Whitmire:

H.R. 487, A HOUSE RESOLUTION EXPRESSING GRATITUDE AND APPRECIATION TO OUR VETERANS.

Pursuant to Rule 32(a), the resolution is placed on the Calendar of April 2.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 209, A BILL TO BE ENTITLED AN ACT AUTHORIZING CITIES TO PROVIDE ANNUAL NOTICE TO CHRONIC VIOLATORS OF OVERGROWN VEGETATION ORDINANCES BY REGULAR MAIL AND POSTING, is read the first time and referred to the Committee on Government and, if favorable, to the Regulatory Reform Subcommittee on Local Government.

S.B. 228 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT A UNIT OWNER IN A CONDOMINIUM AND A LOT OWNER IN A PLANNED COMMUNITY SHALL AFFORD ACCESS THROUGH THE LIMITED COMMON ELEMENT ASSIGNED OR ALLOCATED TO THE OWNER'S UNIT OR LOT TO THE ASSOCIATION AND, WHEN NECESSARY, TO OTHER UNIT OR LOT

OWNERS FOR THE PURPOSE OF CONDUCTING MAINTENANCE, REPAIR, OR REPLACEMENT ACTIVITIES AND PROVIDING THAT A UNIT OR LOT OWNER IS LEGALLY RESPONSIBLE FOR DAMAGE TO A LIMITED COMMON ELEMENT CAUSED BY THE UNIT OR LOT OWNER AND CLARIFYING THE LAWS REGARDING THE POWERS AND DUTIES OF A PLANNED COMMUNITY AND AMENDING THE PROCEDURES REGARDING AMENDMENT OF A RECORDED DECLARATION, is read the first time and referred to Judiciary Subcommittee A.

RE-REFERRALS

On motion of Representative Burr, a serial referral for **H.B. 41**, A BILL TO BE ENTITLED AN ACT TO REQUIRE A 0.00 ALCOHOL CONCENTRATION RESTRICTION ON ALL RESTORATION OF LICENSES REVOKED FOR AN IMPAIRED DRIVING OFFENSE, to the Committee on Appropriations is added.

On motion of Representative Burr, a serial referral for **H.B. 217**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PROBATION REVOCATION HEARINGS IN DISTRICT COURT WITH A RIGHT OF DIRECT APPEAL TO THE COURT OF APPEALS, TO ALLOW FOR AN UNRESTRICTED RESENTENCING HEARING UPON THE REVERSAL OF A SENTENCE ON APPELLATE REVIEW, TO AMEND THE PROCEDURE IN DRIVING WHILE IMPAIRED CASES, TO PROVIDE FOR THE TRANSFER OF JUVENILE DEFENDANTS TO SUPERIOR COURT WHEN CHARGED WITH A MAJOR CRIMINAL OFFENSE, AND TO REQUIRE THE COURTS COMMISSION TO STUDY THE COURT JURISDICTION AND JURY TRIAL PROCESS FOR MISDEMEANORS AND OTHER METHODS OF IMPROVING THE EFFICIENCY AND ADMINISTRATION OF THE JUSTICE SYSTEM, to the Committee on Appropriations is added.

On motion of Representative Burr, pursuant to Rule 39.2 and without objection, **H.B. 453**, A BILL TO BE ENTITLED AN ACT TO CORRECT ERRORS IN CALCULATING PROPERTY TAX LIABILITY ON COMPUTER SOFTWARE, is withdrawn from the Appropriations Subcommittee on Information Technology and re-referred to the Committee on Finance.

On motion of Representative Burr, seconded by Representative R. Brawley, the House adjourns at 4:15 p.m. to reconvene April 2 at 2:00 p.m.

April 1, 2013

THIRTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, April 2, 2013

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by Representative Becky Carney:

"Oh God our help in ages past - Our hope for years to come!

"As we gather today to conduct the people's business, we are reminded of Your unending love, wisdom and awesomeness. We ask that You look over these proceedings and guide us so that our actions are worthy of Your praise.

"We ask that You work among us and through us so that what we do in these Chambers, and the effects these actions will have on our fellow citizens, will be done in a way that will give hope to the hopeless; will inspire dreams of the dreamers; will strengthen the backs of the laboring; will bring wisdom to the teachers; and will give guidance to the leaders. For if the work of this Body is to make our State a better place, then through our actions we should emulate Your love, Your compassion, and Your teachings.

"Almighty Creator of the heavens and earth, we ask Your blessings on each of us, on the areas of North Carolina we represent, and on all of us gathered here today. Keep us and guide us. Fill our hearts with gratitude.

"And, I ask that You accept my gratitude for life from the bottom of my still beating heart. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 1 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Glazier and Wilkins for today. Representatives Lewis and Shepard are excused for a portion of the Session.

April 2, 2013

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Dixon and Langdon, Chairs, for the Committee on Agriculture:

H.B. 211, A BILL TO BE ENTITLED AN ACT TO MODIFY THE WEIGHT RESTRICTIONS APPLICABLE TO VEHICLES TRANSPORTING FEED THAT IS USED IN THE FEEDING OF POULTRY OR LIVESTOCK WHEN TRAVELING WITHIN ONE HUNDRED FIFTY MILES OF THE POINT OF ORIGIN TO CERTAIN LOCATIONS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 3.

By Representatives Howard, R. Brawley, Lewis, and Setzer, Chairs, for the Committee on Finance:

H.B. 302, A BILL TO BE ENTITLED AN ACT REPEALING THE ANNEXATION OF CERTAIN DESCRIBED PROPERTY BY THE CITY OF KANNAPOLIS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 3.

H.B. 224 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS AMENDMENTS TO CHAPTER 160A OF THE GENERAL STATUTES WITH RESPECT TO THE CITY OF ASHEVILLE, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of April 3. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 252, A BILL TO BE ENTITLED AN ACT TO REPEAL S.L. 2009-114, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 3. The original bill is placed on the Unfavorable Calendar.

April 2, 2013

H.B. 254, A BILL TO BE ENTITLED AN ACT AMENDING THE REQUIREMENTS RELATED TO NOTICE OF LAND USE PLANNING AND ZONING CHANGES TO BE GIVEN TO A MILITARY BASE BY COUNTIES OR CITIES NEAR THE MILITARY BASE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 3. The original bill is placed on the Unfavorable Calendar.

By Representatives W. Brawley and Iler, Chairs, for the Committee on Transportation:

H.B. 313, A BILL TO BE ENTITLED AN ACT TO FACILITATE THE TRANSFER OF UNUSED DEPARTMENT OF TRANSPORTATION LAND TO THE PRIVATE SECTOR BY STREAMLINING THE PROCESS OF SELLING THAT LAND, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

INTRODUCTION OF PAGES

Pages for the week of April 1 are introduced to the membership. They are: Lexi All of Johnston; Lauren Coker of Wake; Alexis Cooper of Guilford; Kiana Cooper of Guilford; Carson Ellerby of Wake; Brandon Falls of Cleveland; Andy Faulk of Lee; Reid Fry of Iredell; Roderick Hodge, II of Wake; Logan Jackson of Wake; Leah Leak of Durham; Gordon Ma of Wake; Chance Mathias of Cumberland; Amy Medford of Haywood; Chris Meyers of Forsyth; Kenni Patrick of Prince George; Ben Perry of Stanly; Maddie Pesce of Forsyth; Kayleigh Ratashak of Wake; Katherine Riley of Johnston; Adrienne Steele of Wake; and Rachael Zimmerman of Madison.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Moffitt, McGrady, and Ramsey (Primary Sponsors); and Hager:

H.B. 488, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE PROVISION OF REGIONAL WATER AND SEWER SERVICES BY TRANSFERRING OWNERSHIP AND OPERATION OF CERTAIN

PUBLIC WATER OR SEWER SYSTEMS THAT DO NOT FUNCTION AS JOINT OR REGIONAL WATER OR SEWER SYSTEMS TO A METROPOLITAN WATER AND SEWERAGE DISTRICT, is referred to the Committee on Finance.

By Representative McElraft:

H.B. 489, A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM PERMITTING REQUIREMENTS PERSONS INSTALLING ELECTRIC LOAD CONTROL SWITCHES UNDER THE LAWS REGULATING ELECTRICAL CONTRACTORS AND TO MAKE CONFORMING CHANGES UNDER THE LAWS PERTAINING TO BUILDING INSPECTION PERMITS FOR COUNTIES AND CITIES, is referred to the Committee on Commerce and Job Development.

By Representative Stone:

H.B. 490, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF ELECTION FOR THE LEE COUNTY BOARD OF EDUCATION AND FOR THE CITY OF SANFORD TO PARTISAN, is referred to the Committee on Elections.

By Representative Stone:

H.B. 491, A BILL TO BE ENTITLED AN ACT DIRECTING THE LEE COUNTY SHERIFF TO PROVIDE SCHOOL RESOURCE OFFICERS TO THE LEE COUNTY SCHOOLS, is referred to the Committee on Education.

By Representatives Dollar, Harrison, Hollo, Hurley, Insko, Jones, Jordan, Martin, Presnell, Ramsey, Shepard, Szoka, Turner, and Wray:

H.B. 492, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO DEVELOP TIER II – ENHANCED MEDICAID PERSONAL CARE SERVICES FOR INDIVIDUALS WITH A PRIMARY DIAGNOSIS OF ALZHEIMER'S OR OTHER SPECIFIED FORMS OF DEMENTIA AND TO REPORT TO THE HOUSE APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES, THE SENATE APPROPRIATIONS COMMITTEE ON HEALTH AND HUMAN SERVICES, AND TO THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON HEALTH AND HUMAN SERVICES, is referred to the Committee on Health and Human Services and, if favorable, to the Committee on Appropriations.

April 2, 2013

By Representatives West and Floyd:

H.B. 493, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF ROBBINSVILLE TO LEVY AN OCCUPANCY TAX, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Ford and Warren (Primary Sponsors); Burr, Collins, Conrad, Jones, Jordan, McNeill, Pittman, Presnell, Shepard, Starnes, Turner, and Whitmire:

H.J.R. 494, A JOINT RESOLUTION TO PROCLAIM THE ROWAN COUNTY, NORTH CAROLINA, DEFENSE OF RELIGION ACT OF 2013, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Schaffer and Presnell (Primary Sponsors); Arp, J. Bell, R. Brawley, Bryan, Cotham, Floyd, Harrison, Hurley, Jones, McElraft, Moffitt, Murry, Pittman, Ramsey, Riddell, S. Ross, Samuelson, Shepard, Stam, Steinburg, Turner, Warren, Whitmire, and Wray:

H.B. 495, A BILL TO BE ENTITLED AN ACT TO MODIFY THE MEMBERSHIP OF THE NORTH CAROLINA HUMAN TRAFFICKING COMMISSION, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Judiciary.

By Representatives R. Brawley and Turner (Primary Sponsors); Carney, Floyd, Ford, Harrison, Jones, Jordan, Lambeth, Lucas, Presnell, Riddell, and Whitmire:

H.B. 496, A BILL TO BE ENTITLED AN ACT TO GIVE THE MOORESVILLE GRADED SCHOOL DISTRICT BOARD OF EDUCATION ADDITIONAL FLEXIBILITY IN SETTING THE SCHOOL CALENDAR, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Education.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 159, A BILL TO BE ENTITLED AN ACT TO CORRECT GENERAL REAPPRAISALS RESULTING IN PROPERTY VALUES THAT DO NOT COMPLY WITH THE REQUIREMENTS OF NORTH CAROLINA LAW BY SETTING FORTH THE STEPS REQUIRED TO BRING THE GENERAL REAPPRAISAL INTO COMPLIANCE WITH THE

APPLICABLE PROPERTY TAX MANDATES, is read the first time and referred to the Committee on Government and, if favorable, to the Committee on Regulatory Reform and, if favorable, to the Committee on Finance.

S.B. 268 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF SUNSET BEACH TO IMPOSE A CANAL DREDGING AND MAINTENANCE FEE, is read the first time and referred to the Committee on Finance.

S.B. 280 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO WAIVE THE COMMERCIAL SKILLS TEST FOR RETIRED OR DISCHARGED MEMBERS OF THE ARMED FORCES WHO ALSO SATISFY OTHER REQUIREMENTS, is read the first time and referred to the Committee on Homeland Security, Military, and Veterans Affairs.

S.B. 355, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE MEANING OF THE TERMS "PLANTING AND HARVESTING SEASON" AND "PLANTING AND HARVESTING PERIOD" FOR PURPOSES OF APPLYING FEDERAL LAWS OR REGULATIONS RELATING TO HOURS-OF-SERVICE RULES FOR CERTAIN DRIVERS TRANSPORTING AGRICULTURAL PRODUCTS, is read the first time and referred to the Committee on Agriculture and, if favorable, to the Committee on Transportation.

CALENDAR

Action is taken on the following:

H.R. 487, A HOUSE RESOLUTION EXPRESSING GRATITUDE AND APPRECIATION TO OUR VETERANS.

On motion of the Chair, the bill is temporarily displaced.

H.B. 68 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A FOSTER CARE OMBUDSMAN PILOT PROGRAM IN GASTON COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 294 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW CERTAIN COUNTIES TO REMOVE ABANDONED VESSELS FROM NAVIGABLE WATERS, passes its second reading and there being no objection is read a third time.

April 2, 2013

The bill passes its third reading and is ordered sent to the Senate.

H.B. 326, A BILL TO BE ENTITLED AN ACT REQUIRING THE CONSENT OF RUTHERFORD COUNTY BEFORE LAND IN THE COUNTY MAY BE CONDEMNED OR ACQUIRED BY A UNIT OF LOCAL GOVERNMENT OUTSIDE THE COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 243 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING AN OWNER OF A SELF-STORAGE FACILITY WHO HAS A LIEN UPON PERSONAL PROPERTY TO DELIVER NOTICE OF THE PUBLIC SALE OF THE PROPERTY BY REGULAR AND ELECTRONIC MAIL, TO PUBLISH NOTICE IN ANY COMMERCIALLY REASONABLE MANNER, AND TO CONDUCT THE SALE THROUGH AN ONLINE, PUBLICLY ACCESSIBLE AUCTION WEB SITE, AND TO INCREASE THE LATE FEES FOR SELF-STORAGE FACILITY RENTAL CONTRACTS.

Pursuant to Rule 24.1A(c), the request that Representative Presnell be excused from voting on March 26 is continued.

Representative Murry offers Amendment No. 2 which is adopted by electronic vote (102-11). This amendment changes the title.

Representative Luebke offers Amendment No. 3 which is adopted by electronic vote (105-8).

The caption having been amended, the bill remains on the Calendar.

H.R. 487, A HOUSE RESOLUTION EXPRESSING GRATITUDE AND APPRECIATION TO OUR VETERANS, which was temporarily displaced, is before the Body.

The resolution is adopted, by electronic vote (116-0), and ordered printed.

Representative Shepard requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (117-0).

H.B. 89, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO SUPPORT THE APPLICATION OF A REGIONAL WATER SUPPLY

SYSTEM FOR ALL REQUIRED FEDERAL APPROVALS, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

Representative W. Brawley requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (117-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 11 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SPECIAL ELECTIONS MAY BE HELD ONLY ON THE DATE OF PRIMARY IN EVEN-NUMBERED YEARS, ON THE DATE OF THE GENERAL ELECTION, OR ON THE DATE OF THE MUNICIPAL GENERAL ELECTION, EXCEPT IN CASES OF A PUBLIC HEALTH OR SAFETY EMERGENCY OR FOR RECALL ELECTIONS OF MUNICIPAL INCORPORATIONS GOVERNED BY LOCAL ACT, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Lewis, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Mobley, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, and Wray - 116.

Voting in the negative: None.

Excused absences: Representatives Glazier and Wilkins - 2.

Representative Holloway requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (117-0).

April 2, 2013

H.J.R. 444, A JOINT RESOLUTION TO CONFIRM THE APPOINTMENT OF ANDREW T. HEATH TO THE NORTH CAROLINA INDUSTRIAL COMMISSION, passes its second reading, by electronic vote (118-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate.

S.B. 24 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE GAMELAND BUFFER REQUIREMENT APPLICABLE TO SANITARY LANDFILLS FOR THE DISPOSAL OF CONSTRUCTION AND DEMOLITION DEBRIS WASTE UNDER CERTAIN CONDITIONS, passes its second reading, by electronic vote (106-11), and there being no objection is read a third time.

Representative Adams requests and is granted leave of the House to change her vote from "aye" to "no". The adjusted vote total is (105-12).

The bill passes its third reading and is ordered enrolled and presented to the Governor.

WITHDRAWAL OF BILL FROM COMMITTEE

On motion of Representative T. Moore and without objection, **H.B. 146**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BOARD OF EDUCATION TO ENSURE INSTRUCTION IN CURSIVE WRITING AND MEMORIZATION OF MULTIPLICATION TABLES AS A PART OF THE BASIC EDUCATION PROGRAM, is withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), is placed on the Calendar.

RE-REFERRAL

On motion of Representative T. Moore, the serial referral for **H.B. 484**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SYSTEM OF PERMITS FOR THE SITING AND OPERATION OF WIND ENERGY FACILITIES, to the Commerce and Job Development Subcommittee on Energy and Emerging Markets is stricken, and a serial referral to the Committee on Public Utilities and Energy is added.

Representative T. Moore moves, seconded by Representative Tine, that the House adjourn, subject to the receipt of Committee Reports, the receipt of Messages from the Senate, and the referral of bills to committees, to reconvene April 3 at 9:00 a.m.

April 2, 2013

The motion carries.

RE-REFERRAL

On motion of Representative T. Moore, the serial referral for **H.B. 399**, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES REQUESTED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO LAWS PERTAINING TO CHILD ABUSE, NEGLECT, AND DEPENDENCY; MEDICAID; AND PUBLIC HEALTH, to the Committee on Appropriations is stricken, and the serial referral to Judiciary Subcommittee C is changed to Judiciary Subcommittee B.

The House stands adjourned at 3:15 p.m.

THIRTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, April 3, 2013

The House meets at 9:00 a.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Rayne Brown.

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 2 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Alexander, Hamilton, D. Ross, and Wilkins for today. Representative Samuelson is excused for a portion of the Session.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 24, AN ACT TO AMEND THE GAMELAND BUFFER REQUIREMENT APPLICABLE TO SANITARY LANDFILLS FOR THE DISPOSAL OF CONSTRUCTION AND DEMOLITION DEBRIS WASTE UNDER CERTAIN CONDITIONS.

April 3, 2013

S.B. 33, AN ACT TO REQUIRE THAT OCCUPATIONAL LICENSING BOARDS CONSIDER CERTAIN FACTORS BEFORE DENYING LICENSES TO APPLICANTS WITH CRIMINAL RECORDS, AS RECOMMENDED BY THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE.

SPECIAL MESSAGE TO THE SENATE

The Speaker orders a Special Message sent to the Senate informing that Honorable Body that the House of Representatives stands ready to receive them in Joint Session at the hour appointed.

Representative T. Moore moves, that the House recess, upon dissolution of the Joint Session, subject to the referral of bills to committees, the introduction of bills and resolutions, the receipt of committee reports, and the receipt of messages from the Senate.

The motion carries.

SPECIAL MESSAGE FROM THE SENATE

2013 GENERAL ASSEMBLY
FIRST SESSION 2013

Senate Chamber
April 3, 2013

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that pursuant to **H.J.R. 20**, A JOINT RESOLUTION PROVIDING FOR A JOINT SESSION OF THE GENERAL ASSEMBLY TO ACT ON A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF THE APPOINTMENTS BY THE GOVERNOR OF NEW MEMBERS TO THE STATE BOARD OF EDUCATION, the Senate stands ready to repair to the Hall of the House, there to sit in Joint Session with your Honorable Body to confirm appointments made by Governor Pat McCrory to the State Board of Education.

Respectfully,
S/ Sarah Lang
Principal Clerk

April 3, 2013

JOINT SESSION

Pursuant to resolution heretofore adopted and exchange of messages, the Sergeant-at-Arms of the House of Representatives announces the arrival of the Senate at the door of the House. The Speaker directs the admittance and seating of that Honorable Body. The President of the Senate, the Honorable Dan Forest, is seated to the right of the Speaker.

The Joint Session is called to order by the Speaker of the House, pursuant to **H.J.R. 20**, A JOINT RESOLUTION PROVIDING FOR A JOINT SESSION OF THE GENERAL ASSEMBLY TO ACT ON A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF THE APPOINTMENTS BY THE GOVERNOR OF NEW MEMBERS TO THE STATE BOARD OF EDUCATION.

The Speaker directs an electronic vote to be taken of the House of Representatives to determine a quorum and the following 111 Representatives are recorded as present:

Speaker Tillis; Representatives Adams, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Mobley, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, S. Ross, Saine, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Stevens, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West and Whitmire.

The Speaker instructs the Reading Clerk of the Senate to call the roll to determine a quorum and the following 47 Senators answer present:

Senators Allran, Apodaca, Barefoot, Barringer, Berger, Bingham, Blue, Brock, Brown, Brunstetter, Bryant, Clark, Cook, Curtis, Daniel, D. Davis, J. Davis, Ford, Goolsby, Graham, Gunn, Harrington, Hartsell, Hise, Hunt, Jackson, Jenkins, Kinnaird, McKissick, Meredith, Nesbitt, Newton, Parmon, Pate, Rabin, Rabon, Randleman, Robinson, Rucho, Sanderson, Soucek, Tarte, Tillman, Tucker, Wade, Walters, and Woodard.

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A quorum of each Chamber being declared present, the Joint Session proceeds with its business.

CALENDAR

Action is taken on the following:

Pursuant to Rule 36(b), the following resolution appears on today's Calendar.

H.J.R. 21 (Committee Substitute No. 2), A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF APPOINTMENTS BY THE GOVERNOR OF GREGORY M. ALCORN, WILLIAM W. COBEY, JR., REBECCA H. TAYLOR, A.L. COLLINS, OLIVIA OXENDINE, AND MARCELLA RAMIREZ SAVAGE TO THE STATE BOARD OF EDUCATION.

Representative Luebke offers Amendment No. 1.

Representative T. Moore moves, seconded by Representative Starnes, that Amendment No. 1 do lie upon the table. The motion carries by electronic vote (76-37).

The resolution passes its second reading, by electronic vote (79-34), and there being no objection is read a third time.

Representatives Boles and C. Graham request and are granted leave of the House to change their votes from "no" to "aye". The adjusted vote total is (81-32).

The resolution passes its third reading by electronic vote (80-33), and is ordered sent to the Senate by Special Message.

Representative C. Graham requests and is granted leave of the House to change his vote from "no" to "aye". The adjusted vote total is (81-32).

The Speaker relinquishes the gavel to Lieutenant Governor Dan Forest.

On motion of Senator Apodaca and without objection, **H.J.R. 21** (Committee Substitute No. 2), A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF APPOINTMENTS BY THE GOVERNOR OF GREGORY M. ALCORN, WILLIAM W. COBEY, JR., REBECCA H. TAYLOR, A.L. COLLINS, OLIVIA OXENDINE, AND MARCELLA RAMIREZ SAVAGE TO THE STATE BOARD OF EDUCATION, is placed before the Senate for immediate consideration in Joint Session.

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The resolution passes its second reading with 42 Senators voting in the affirmative and 5 voting in the negative.

The resolution passes its third reading and is ordered enrolled.

The President of the Senate announces the confirmation of Gregory M. Alcorn, William W. Cobey, Jr., and Rebecca H. Taylor to membership on the State Board of Education for terms to expire March 31, 2019 and A.L. Collins, Olivia Oxendine, and Marcella Ramirez Savage to membership on the State Board of Education for terms to expire March 31, 2021.

The President of the Senate directs the Principal Clerks of the House of Representatives and the Senate to notify the Governor of the actions taken by the General Assembly sitting in Joint Session today.

ENROLLED BILLS

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.J.R. 21, A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF APPOINTMENTS BY THE GOVERNOR OF GREGORY M. ALCORN, WILLIAM W. COBEY, JR., REBECCA H. TAYLOR, A.L. COLLINS, OLIVIA OXENDINE, AND MARCELLA RAMIREZ SAVAGE TO THE STATE BOARD OF EDUCATION. (RESOLUTION 2013-8)

On motion of President Pro Tempore Berger, seconded by Speaker Tillis, the Joint Session is dissolved and the Senate returns to its Chamber.

On previous motion of Representative T. Moore, the House recesses, subject to the introduction of bills and resolutions, the receipt of Committee Reports, the receipt of Messages from the Senate, the referral of bills to committees, and modifications to the Calendar, at 9:32 a.m.

RECESS

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Richardson, Alexander, Floyd, Harrison, Jordan, Lucas, Martin, and Whitmire:

H.B. 497, A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE STATEWIDE DISTRIBUTION OF THE CLEAR PROCEEDS OF CRIMINAL PENALTIES IN CERTAIN CASES, is referred to Judiciary Subcommittee B and, if favorable, to the Committee on Appropriations.

By Representatives McGrady, Murry, Cotham, and Shepard (Primary Sponsors); Baskerville, L. Bell, R. Brawley, B. Brown, Carney, Conrad, Cunningham, Fisher, Floyd, Glazier, C. Graham, G. Graham, Hager, Hamilton, Harrison, Holley, Horn, Hurley, Jeter, Jordan, Lambeth, Lucas, Luebke, Martin, McElraft, Ramsey, Richardson, S. Ross, Samuelson, Setzer, Terry, Tine, Turner, Waddell, Whitmire, and Wray:

H.B. 498, A BILL TO BE ENTITLED AN ACT TO REQUIRE HEALTH BENEFIT PLANS, INCLUDING THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, TO PROVIDE COVERAGE FOR THE TREATMENT OF AUTISM SPECTRUM DISORDERS, is referred to the Committee on Insurance and, if favorable, to the Committee on Appropriations.

By Representatives Pierce, Alexander, L. Hall, Holley, Lambeth, Mobley, R. Moore, Pittman, Ramsey, Waddell, and Whitmire:

H.B. 499, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT OF THE FINE FOR OPERATING A MOTOR VEHICLE WHILE TEXT MESSAGING OR READING ELECTRONIC MAIL, is referred to the Committee on Judiciary and, if favorable, to the Committee on Finance.

By Representatives Pittman and Ford (Primary Sponsors); and Bumgardner:

H.B. 500, A BILL TO BE ENTITLED AN ACT CONCERNING SATELLITE ANNEXATIONS BY THE CITY OF KANNAPOLIS, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Education.

By Representatives Ramsey and Moffitt (Primary Sponsors):

H.B. 501, A BILL TO BE ENTITLED AN ACT PROVIDING THAT BUNCOMBE COUNTY IS AUTHORIZED TO CONSTRUCT COMMUNITY COLLEGE BUILDINGS ON THE CAMPUSES OF ASHEVILLE-BUNCOMBE TECHNICAL COMMUNITY COLLEGE WITHIN THE COUNTY, is referred to the Committee on Education and, if favorable, to the Committee on Finance.

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By Representatives Whitmire and Mobley:

H.B. 502, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO REESTABLISH MAGISTRATE POSITIONS FOR TRANSYLVANIA AND POLK COUNTIES, is referred to the Committee on Appropriations.

By Representatives Whitmire, Carney, Floyd, Ford, Harrison, Insko, Jones, Jordan, Lambeth, Lucas, Riddell, and Saine:

H.B. 503, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO CERTAIN COUNTY BOARDS OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Education.

By Representatives McGrady, Stam, Jackson, and Hardister (Primary Sponsors); Burr, Lucas, Moffitt, Ramsey, and Whitmire:

H.B. 504, A BILL TO BE ENTITLED AN ACT TO ALLOW GOVERNING BOARDS OF CERTAIN COUNTIES, AND ALL MUNICIPALITIES LOCATED WITHIN THOSE COUNTIES, TO GIVE ELECTRONIC NOTICE, is referred to the Committee on Judiciary.

By Representatives Waddell, Millis, Iler, and McElraft (Primary Sponsors); Lucas and Pittman:

H.B. 505, A BILL TO BE ENTITLED AN ACT TO CODIFY AND MAKE PERMANENT THE PROGRAM FOR INSPECTIONS OF CERTAIN ANIMAL OPERATIONS BY THE DIVISION OF SOIL AND WATER CONSERVATION, is referred to the Committee on Environment.

By Representatives Horn, Arp, and Pittman:

H.B. 506, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF WEDDINGTON TO ENTER INTO LONG-TERM AGREEMENTS WITH VOLUNTEER FIRE DEPARTMENTS TO PROVIDE FIRE PROTECTION SERVICES TO THE CITIZENS OF THE TOWN, is referred to the Committee on Government.

By Representatives Dobson, Bumgardner, Floyd, Jordan, Lambeth, Presnell, Riddell, Setzer, Shepard, and Whitmire:

H.R. 507, A HOUSE RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF NEWLAND ON THE TOWN'S ONE HUNDREDTH ANNIVERSARY.

Pursuant to Rule 32(a), the resolution is placed on the Calendar.

By Representatives Earle, W. Brawley, Cotham, and Jeter (Primary Sponsors); Alexander, Bryan, Bumgardner, Carney, Cunningham, Floyd, Glazier, Harrison, Jackson, Jones, Jordan, Lucas, R. Moore, Riddell, S. Ross, Samuelson, Setzer, Shepard, and Whitmire:

H.R. 508, A HOUSE RESOLUTION HONORING THE FOUNDERS OF MECKLENBURG COUNTY WHILE OBSERVING THE COUNTY'S TWO HUNDRED FIFTIETH ANNIVERSARY.

Pursuant to Rule 32(a), the resolution is placed on the Calendar.

By Representatives Cotham, Jeter, W. Brawley, and Carney (Primary Sponsors); Alexander, Bryan, Floyd, Harrison, Jackson, Jones, Jordan, Lambeth, Lucas, R. Moore, Riddell, and Whitmire:

H.B. 509, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO THE CHARLOTTE-MECKLENBURG BOARD OF EDUCATION IN ADOPTING THE SCHOOL CALENDAR, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Education.

By Representatives Cotham, Hardister, Avila, and Jackson (Primary Sponsors); Baskerville, B. Brown, Carney, Floyd, Glazier, Harrison, Holley, Jordan, Lucas, Luebke, Martin, R. Moore, Pittman, Ramsey, Riddell, Saine, Shepard, Terry, Turner, Whitmire, and Wray:

H.B. 510, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE FOSTER CHILDREN'S BILL OF RIGHTS, is referred to Judiciary Subcommittee C.

By Representatives Stone, Murry, Jeter, and Collins (Primary Sponsors); B. Brown, Martin, Moffitt, Pittman, and Ramsey:

H.B. 511, A BILL TO BE ENTITLED AN ACT TO PROHIBIT INSURERS AND HEALTH BENEFIT PLANS FROM LIMITING OR FIXING THE FEE AN OPTOMETRIST MAY CHARGE PATIENTS FOR SERVICES OR MATERIALS UNLESS THE SERVICES OR MATERIALS

ARE COVERED BY REIMBURSEMENT UNDER THE PLAN OR INSURER CONTRACT WITH THE OPTOMETRIST, is referred to the Committee on Health and Human Services.

By Representative Stone:

H.B. 512, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF SELECTION OF CERTAIN MEMBERS OF THE BOARD OF TRUSTEES OF CENTRAL CAROLINA COMMUNITY COLLEGE, is referred to the Committee on Education.

By Representatives Stone and Torbett (Primary Sponsors); and Pittman:

H.B. 513, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A DEALER LICENSE PLATE MAY BE DISPLAYED ON A MOTOR VEHICLE DRIVEN ON A HIGHWAY BY A PERSON WHO IS AN EMPLOYEE OF A DEALER THAT EMPLOYS AT ALL TIMES NO LESS THAN TEN MOTOR VEHICLE SALES REPRESENTATIVES WHO ARE REQUIRED TO BE LICENSED UNDER ARTICLE 12 OF CHAPTER 20 OF THE GENERAL STATUTES, is referred to the Committee on Transportation.

By Representatives Cunningham, Alexander, Baskerville, R. Brawley, Carney, Cotham, Fisher, Floyd, Gill, Glazier, G. Graham, L. Hall, Hanes, Harrison, Holley, Hurley, Jeter, Lambeth, Lucas, McNeill, Mobley, R. Moore, Richardson, Riddell, S. Ross, Samuelson, Terry, and Whitmire:

H.J.R. 514, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WILLIAM "PETE" CUNNINGHAM, FORMER MEMBER OF THE GENERAL ASSEMBLY.

Pursuant to Rule 32(a), the resolution is placed on the Calendar.

By Representatives J. Bell, L. Hall, Wells, and Jordan (Primary Sponsors); Carney, Fisher, Floyd, Glazier, Hager, Hardister, Harrison, Holley, Lambeth, Lucas, Mobley, R. Moore, D. Ross, S. Ross, Samuelson, Shepard, Szoka, Terry, Whitmire, and Wray:

H.B. 515, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING CREDIT UNIONS, is referred to the Committee on Banking and, if favorable, to Judiciary Subcommittee A.

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By Representatives Jackson and McGrady (Primary Sponsors); Carney, Cotham, Fisher, Floyd, Harrison, Hurley, Jones, Jordan, Lambeth, Lucas, Martin, McNeill, Moffitt, R. Moore, Ramsey, Saine, Samuelson, Shepard, Whitmire, and Wray:

H.B. 516, A BILL TO BE ENTITLED AN ACT TO TREAT AS CONFIDENTIAL THE NAME AND ADDRESS OF A LOTTERY WINNER EXCEPT WITH THE CONSENT OF THE WINNER OR IN CERTAIN DEFINED CIRCUMSTANCES, is referred to the Committee on Education.

By Representatives Jones and Holloway (Primary Sponsors); and McElraft:

H.B. 517, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING WITH ARTIFICIAL LIGHT IN ROCKINGHAM COUNTY, is referred to the Committee on Agriculture.

By Representatives Jones, Holloway, R. Brown, and Millis (Primary Sponsors); J. Bell, R. Brawley, Brody, B. Brown, Bumgardner, Collins, Conrad, Hurley, Iler, Jordan, Martin, McElraft, McNeill, Moffitt, Pittman, Riddell, Setzer, Shepard, Speciale, Starnes, Steinburg, Stone, and Whitmire:

H.B. 518, A BILL TO BE ENTITLED AN ACT RELATING TO FIREARMS AND THE PRESERVATION OF THE SECOND AMENDMENT TO THE UNITED STATES CONSTITUTION, is referred to the Committee on Judiciary.

By Representatives Tine, Dockham, Hamilton, and Iler (Primary Sponsors); Goodman, Hanes, Jeter, McElraft, Millis, Mobley, Shepard, Steinburg, Waddell, and Wray:

H.B. 519, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FAIRNESS AND EQUITY OF THE PROPERTY INSURANCE RATE-MAKING PROCESS BY PROVIDING FOR GREATER TRANSPARENCY REGARDING THE ROLE OF CATASTROPHE MODELING IN PROPERTY INSURANCE RATE FILINGS; AND BY PROVIDING THAT COSTS OF REINSURANCE INCLUDED IN A PROPERTY RATE FILING BE PROPERLY ALLOCABLE TO NORTH CAROLINA; AND BY ESTABLISHING A TWO-TIERED RATE THAT PROVIDES FOR A STATEWIDE RATE AND AN ADDITIONAL CATASTROPHE RATE BASED ON ACTUAL HISTORICAL LOSSES AS WELL AS CATASTROPHE MODELING, is referred to the Committee on Insurance.

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WITHDRAWAL OF BILL FROM CALENDAR

H.R. 363, A HOUSE RESOLUTION HONORING THE FOUNDERS OF SPRINGFIELD MEMORIAL BAPTIST CHURCH, WHILE OBSERVING THE CHURCH'S ONE HUNDRED FIFTIETH ANNIVERSARY, is withdrawn from the Calendar of April 9 and re-referred to the Committee on Rules, Calendar, and Operations of the House.

RE-REFERRAL

Representative T. Moore, withdraws **H.B. 474**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE REDEPOSIT OF STATE AND LOCAL GOVERNMENT FUNDS INTO INSURED DEMAND, MONEY MARKET, AND NEGOTIABLE ORDER OF WITHDRAWAL DEPOSIT ACCOUNTS, from the Committee on Government and re-refers it to the Committee on Banking.

The serial referral to the Committee on Finance is stricken.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittee are presented:

By Representatives Johnson and Langdon, Chairs, for the Committee on Education:

H.B. 336, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IN-STATE HIGH SCHOOL STUDENTS ENROLLED AT THE UNIVERSITY OF NORTH CAROLINA SCHOOL OF THE ARTS MAY BE CHARGED FEES TO ASSIST WITH THE EXPENSES OF THE INSTITUTION, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 435, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE CALCULATION OF SCHOOL PERFORMANCE SCORES AND GRADES BY THE STATE BOARD OF EDUCATION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

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Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 4. The original bill is placed on the Unfavorable Calendar.

By Representatives Hollo and Jones, Chairs, for the Committee on Health and Human Services:

H.B. 392, A BILL TO BE ENTITLED AN ACT REQUIRING A COUNTY DEPARTMENT OF SOCIAL SERVICES (DSS) TO CONDUCT A CRIMINAL CHECK ON APPLICANTS FOR OR RECIPIENTS OF TEMPORARY ASSISTANCE TO NEEDY FAMILY (TANF) BENEFITS OR FOOD AND NUTRITION SERVICES (FNS) BENEFITS, TO REQUIRE DSS TO SHARE INFORMATION WITH A LOCAL LAW ENFORCEMENT AGENCY REGARDING AN APPLICANT FOR OR RECIPIENT OF TANF OR FNS BENEFITS WHO HAS AN OUTSTANDING ARREST WARRANT, AND TO DENY TANF OR FNS BENEFITS TO AN APPLICANT OR RECIPIENT SUBJECT TO AN OUTSTANDING WARRANT FOR A FELONY OR FOR A PROBATION OR PAROLE VIOLATION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

The committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 399, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES REQUESTED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO LAWS PERTAINING TO CHILD ABUSE, NEGLECT, AND DEPENDENCY; MEDICAID; AND PUBLIC HEALTH, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to Judiciary Subcommittee B.

The serial referral to Judiciary Subcommittee B is changed to Judiciary Subcommittee A.

The committee substitute bill is re-referred to Judiciary Subcommittee A. The original bill is placed on the Unfavorable Calendar.

By Representatives W. Brawley and Iler, Chairs, for the Committee on Transportation:

H.B. 157, A BILL TO BE ENTITLED AN ACT TO PROTECT THE TAXPAYERS OF NORTH CAROLINA FROM THE DIVERSION OF FUEL TAX PROCEEDS FOR NONTRANSPORTATION USES BY REQUIRING THAT THE UNRESERVED CREDIT BALANCE IN THE

HIGHWAY FUND BE USED FOR ROAD-RELATED USES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Blust, Chair, for Judiciary Subcommittee A, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 214, A BILL TO BE ENTITLED AN ACT EXEMPTING FROM PUBLIC RECORDS DOCUMENTS COLLECTED OR COMPILED IN CONNECTION WITH AN APPLICATION FOR LICENSURE UNDER THE LAWS REGULATING REAL ESTATE BROKERS AND SALES-PERSONS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 4.

H.B. 416, A BILL TO BE ENTITLED AN ACT TO INCREASE THE JURISDICTIONAL AMOUNT FOR SMALL CLAIMS ACTIONS TO TEN THOUSAND DOLLARS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 41, A BILL TO BE ENTITLED AN ACT TO REQUIRE A 0.00 ALCOHOL CONCENTRATION RESTRICTION ON ALL RESTORATION OF LICENSES REVOKED FOR AN IMPAIRED DRIVING OFFENSE, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 163, A BILL TO BE ENTITLED AN ACT TO EXEMPT TAXICAB DRIVERS WHO ARE INDEPENDENT CONTRACTORS FROM COVERAGE UNDER THE WORKERS' COMPENSATION ACT, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 4. The original bill is placed on the Unfavorable Calendar.

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S.B. 91 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW PERTAINING TO ADMINISTRATIVE ACTION THAT MAY BE TAKEN BY AN OCCUPATIONAL LICENSING BOARD AS A RESULT OF EXPUNGED CHARGES OR CONVICTIONS UNDER G.S. 15A-145.4 AND G.S. 15A-145.5; AND TO PROHIBIT AN EMPLOYER, EDUCATIONAL INSTITUTION, OR STATE OR LOCAL GOVERNMENT AGENCY FROM REQUESTING THAT AN APPLICANT PROVIDE INFORMATION REGARDING AN ARREST, CRIMINAL CHARGE, OR CRIMINAL CONVICTION OF THE APPLICANT THAT HAS BEEN EXPUNGED, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representatives Dixon and Langdon, Chairs, for the Committee on Agriculture:

H.B. 366, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CONFORMING CHANGES PERTAINING TO THE RENAMING OF THE NORTH CAROLINA FOREST SERVICE AND TO MAKE OTHER CHANGES IN THE FOREST SERVICE STATUTES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 4. The original bill is placed on the Unfavorable Calendar.

H.B. 383, A BILL TO BE ENTITLED AN ACT TO AMEND THE GRAIN DEALER LICENSING ACT TO INCREASE THE BONDING AMOUNT THAT MUST ACCOMPANY LICENSE APPLICATIONS; TO SPECIFY ADDITIONAL GROUNDS FOR LICENSE REFUSAL OR REVOCATION; AND TO PROVIDE THAT PERSONS WHOSE ACTIONS LED TO A LICENSE SUSPENSION OR REVOCATION MAY NOT WORK FOR A GRAIN DEALER IN A CAPACITY RELATED TO GRAIN SALES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to Judiciary Subcommittee A.

The committee substitute bill is re-referred to Judiciary Subcommittee A. The original bill is placed on the Unfavorable Calendar.

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RE-REFERRAL

On motion of Representative T. Moore, a serial referral for **H.B. 345**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTY FOR MISUSE OF THE 911 SYSTEM, to the Committee on Appropriations is added.

The House reconvenes pursuant to recess and is called to order by the Speaker.

CALENDAR (continued)

H.B. 302, A BILL TO BE ENTITLED AN ACT REPEALING THE ANNEXATION OF CERTAIN DESCRIBED PROPERTY BY THE CITY OF KANNAPOLIS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Arp, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Lewis, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Mobley, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Starnes, Steinburg, Stevens, Stone, Szoka, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, and Wray - 110.

Voting in the negative: None.

Excused absences: Representatives Alexander, Hamilton, D. Ross, and Wilkins - 4.

H.B. 224 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS AMENDMENTS TO CHAPTER 160A OF THE GENERAL STATUTES WITH RESPECT TO THE CITY OF ASHEVILLE.

Representative Ramsey offers Amendment No. 1 which is adopted by electronic vote (112-0).

Representative Fisher offers Amendment No. 2 which fails of adoption by electronic vote (39-75).

Representative Catlin requests and is granted leave of the House to change his vote from "aye" to "no". The adjusted vote total is (38-76).

The bill, as amended, passes its second reading, by electronic vote (76-37), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Pursuant to Rule 36(b), the following resolution appears on today's Calendar.

H.J.R. 259, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF EDWARD L. "ED" WILLIAMSON, FORMER MEMBER OF THE GENERAL ASSEMBLY, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

Representative Shepard requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (116-0).

The resolution passes its third reading and is ordered sent to the Senate.

H.B. 252 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDING FOR PLANNED STREET AND SIDEWALK IMPROVEMENTS IN THE CITY OF ASHEVILLE FOR THE 2012-2013 FISCAL YEAR AND TO REPEAL S.L. 2009-114, passes its second reading, by electronic vote (76-38), and there being no objection is read a third time.

Representatives Cunningham and Richardson request and are granted leave of the House to change their votes from "aye" to "no". The adjusted vote total is (74-40).

The bill passes its third reading and is ordered sent to the Senate.

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REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from permanent subcommittee are presented:

By Representative Stevens, Chair, for Judiciary Subcommittee C, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 384, A BILL TO BE ENTITLED AN ACT AMENDING THE DEFINITION OF MARITAL PROPERTY TO PROVIDE THAT ENTIRETIES PROPERTY IS SUBJECT TO THE SAME BURDEN OF PROOF IN REBUTTING THE PRESUMPTION AS ALL PROPERTY CLASSIFIED AS MARITAL PROPERTY AND AMENDING THE DEFINITION OF DIVISIBLE PROPERTY TO CLARIFY THAT INCREASES AND DECREASES IN MARITAL DEBT MEANS PASSIVE INCREASES AND PASSIVE DECREASES IN MARITAL DEBT UNDER THE LAWS PERTAINING TO EQUITABLE DISTRIBUTION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 4.

S.B. 123, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE EXISTING LAW PERTAINING TO SEX OFFENDERS RESIDING NEAR SCHOOLS OR DAY CARE CENTERS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 4.

H.B. 385, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE YOUTH ACCOUNTABILITY PLANNING TASK FORCE IN THE DIVISION OF JUVENILE JUSTICE OF THE DEPARTMENT OF PUBLIC SAFETY AND TO APPROPRIATE FUNDS FOR A PILOT TRANSITIONAL HOUSING PROGRAM, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 386, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS REGARDING DISPOSITION OF BLOOD EVIDENCE, ADMISSIBILITY OF REPORTS AFTER NOTICE AND DEMAND, AND EXPUNCTION OF DNA SAMPLES TAKEN UPON ARREST, AND TO CHANGE THE METHOD FOR DETERMINING THE SENIOR RESIDENT SUPERIOR COURT JUDGE FOR A DISTRICT, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

April 3, 2013

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 387, A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS CRIMINAL LAWS REGARDING CONCEALED HANDGUN PERMITS, EXPUNCTIONS, DISPOSITION OF FIREARMS, CRIME VICTIMS RIGHTS, AND OFFENSES THAT MAY BE WAIVED, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 4. The original bill is placed on the Unfavorable Calendar.

CALENDAR (continued)

H.B. 11 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SPECIAL ELECTIONS MAY BE HELD ONLY ON THE DATE OF PRIMARY IN EVEN-NUMBERED YEARS, ON THE DATE OF THE GENERAL ELECTION, OR ON THE DATE OF THE MUNICIPAL GENERAL ELECTION, EXCEPT IN CASES OF A PUBLIC HEALTH OR SAFETY EMERGENCY OR FOR RECALL ELECTIONS OF MUNICIPAL INCORPORATIONS GOVERNED BY LOCAL ACT, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Lewis, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Mobley, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, and Wray - 115.

Voting in the negative: None.

Excused absences: Representatives Alexander, Hamilton, D. Ross, and Wilkins - 4.

April 3, 2013

H.B. 243 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING AN OWNER OF A SELF-STORAGE FACILITY WHO HAS A LIEN UPON PERSONAL PROPERTY TO DELIVER NOTICE OF THE PUBLIC SALE OF THE PROPERTY BY CERTIFIED MAIL OR BY VERIFIED ELECTRONIC MAIL, TO PUBLISH NOTICE IN ANY COMMERCIALLY REASONABLE MANNER, AND TO CONDUCT THE SALE THROUGH AN ONLINE, PUBLICLY ACCESSIBLE AUCTION WEB SITE, AND TO INCREASE THE LATE FEES FOR SELF-STORAGE FACILITY RENTAL CONTRACTS.

Pursuant to Rule 24.1A(c), the request that Representative Presnell be excused from voting on March 26 is continued.

Representative W. Brawley offers Amendment No. 4 which fails of adoption by electronic vote (55-59).

The bill, as amended, passes its third reading, by electronic vote (95-19), and is ordered engrossed and sent to the Senate.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative T. Moore, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.R. 363, A HOUSE RESOLUTION HONORING THE FOUNDERS OF SPRINGFIELD MEMORIAL BAPTIST CHURCH, WHILE OBSERVING THE CHURCH'S ONE HUNDRED FIFTIETH ANNIVERSARY, with a favorable report as to the committee substitute resolution, unfavorable as to the original resolution and recommendation that the committee substitute resolution be adopted.

Pursuant to Rule 36(b), the committee substitute resolution is placed on the Calendar of April 9. The original resolution is placed on the Unfavorable Calendar.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House submits the following resolution with a favorable report for introduction.

A HOUSE RESOLUTION HONORING NORTH CAROLINA EXTENSION AND COMMUNITY ASSOCIATION, INC., ON THE ONE HUNDREDTH ANNIVERSARY OF ITS FOUNDING.

Pursuant to Rule 31(a), the resolution is filed and assigned the number **H.R. 572.**

H.J.R. 190, A JOINT RESOLUTION HONORING THE MEMORY OF RUTH BELL GRAHAM AND NAMING BILLY GRAHAM NORTH CAROLINA'S FAVORITE SON, with a favorable report as to the committee substitute House resolution, which changes the title, unfavorable as to the original joint resolution and recommendation that the committee substitute House resolution be adopted.

Pursuant to Rule 36(b), the committee substitute House resolution is placed on the Calendar of April 10. The original joint resolution is placed on the Unfavorable Calendar.

CALENDAR (continued)

H.B. 211, A BILL TO BE ENTITLED AN ACT TO MODIFY THE WEIGHT RESTRICTIONS APPLICABLE TO VEHICLES TRANSPORTING FEED THAT IS USED IN THE FEEDING OF POULTRY OR LIVESTOCK WHEN TRAVELING WITHIN ONE HUNDRED FIFTY MILES OF THE POINT OF ORIGIN TO CERTAIN LOCATIONS, passes its second reading, by electronic vote (110-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 254 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE REQUIREMENTS RELATED TO NOTICE OF LAND-USE PLANNING AND ZONING CHANGES TO BE GIVEN TO A MILITARY BASE BY COUNTIES OR CITIES NEAR THE MILITARY BASE, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of Representative Arp and without objection, **H.B. 392** (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING A COUNTY DEPARTMENT OF SOCIAL SERVICES (DSS) TO CONDUCT A CRIMINAL CHECK ON APPLICANTS FOR OR RECIPIENTS OF TEMPORARY ASSISTANCE TO NEEDY FAMILY (TANF) BENEFITS OR FOOD AND NUTRITION SERVICES (FNS)

BENEFITS, TO REQUIRE DSS TO SHARE INFORMATION WITH A LOCAL LAW ENFORCEMENT AGENCY REGARDING AN APPLICANT FOR OR RECIPIENT OF TANF OR FNS BENEFITS WHO HAS AN OUTSTANDING ARREST WARRANT, AND TO DENY TANF OR FNS BENEFITS TO AN APPLICANT OR RECIPIENT SUBJECT TO AN OUTSTANDING WARRANT FOR A FELONY OR FOR A PROBATION OR PAROLE VIOLATION, is withdrawn from the Calendar and placed on the Calendar of April 4.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representatives Lewis and T. Moore, Chairs, for the Committee on Elections:

H.B. 490, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF ELECTION FOR THE LEE COUNTY BOARD OF EDUCATION AND FOR THE CITY OF SANFORD TO PARTISAN, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 4. The original bill is placed on the Unfavorable Calendar.

WITHDRAWAL OF BILLS FROM COMMITTEE

On motion of Representative T. Moore and without objection, **H.B. 317** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPROVE EDUCATIONAL OUTCOMES FOR NORTH CAROLINA CHILDREN WHO ARE DEAF OR HARD OF HEARING, is withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), is placed on the Calendar of April 8.

On motion of Representative T. Moore and without objection, **H.B. 41**, A BILL TO BE ENTITLED AN ACT TO REQUIRE A 0.00 ALCOHOL CONCENTRATION RESTRICTION ON ALL RESTORATION OF LICENSES REVOKED FOR AN IMPAIRED DRIVING OFFENSE, is withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), is placed on the Calendar of April 4.

April 3, 2013

RE-REFERRAL

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 232** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND OTHER CHANGES TO THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES STATUTES, AS REQUESTED BY THE STATE HEALTH PLAN, is withdrawn from the Committee on Finance and re-referred to the Committee on Rules, Calendar, and Operations of the House.

Representative T. Moore moves, seconded by Representative W. Brawley, that the House adjourn, subject to the referral of bills to committees, to reconvene April 4 at 1:00 p.m.

The motion carries.

No referral of bills to committees having been received, the House stands adjourned at 5:10 p.m.

THIRTY-NINTH DAY

HOUSE OF REPRESENTATIVES
Thursday, April 4, 2013

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Alma Adams.

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 3 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Alexander, Daughtry, Dockham, Goodman, Hamilton, D. Ross, and Wilkins for today. Representatives Brandon, Johnson, Luebke, and R. Moore are excused for a portion of the Session.

THE RECEIVING OF PETITIONS, MEMORIALS AND PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO THE HOUSE

STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR
20301 Mail Service Center•Raleigh, NC 27699-0301

Pat McCrory
Governor

April 2, 2013

Ms. Denise Weeks
House Principal Clerk
North Carolina House of Representatives
16 West Jones Street, Room 2319
Raleigh, North Carolina 27601-2808

Dear Ms. Weeks:

Pursuant to North Carolina General Statute § 143B-350, I am pleased to appoint the following individuals to the North Carolina Board of Transportation for review by the North Carolina General Assembly's Joint Legislative Transportation Oversight Committee:

- Mr. James W. Crawford of Granville County as an At-Large Rural member.
- Mr. Louis Wetmore of Catawba County as the 12th Division member.

Included you will find biographical information for each appointee. Please feel free to contact my staff for any additional information.

Sincerely,
S/ Pat McCrory
Governor

The letter is on file in the House Principal Clerk's office.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

April 4, 2013

S.B. 20, AN ACT TO PROVIDE LIMITED IMMUNITY FROM PROSECUTION FOR (1) CERTAIN DRUG-RELATED OFFENSES COMMITTED BY AN INDIVIDUAL WHO SEEKS MEDICAL ASSISTANCE FOR A PERSON EXPERIENCING A DRUG-RELATED OVERDOSE AND (2) CERTAIN DRUG-RELATED OFFENSES COMMITTED BY AN INDIVIDUAL EXPERIENCING A DRUG-RELATED OVERDOSE AND IN NEED OF MEDICAL ASSISTANCE; TO PROVIDE IMMUNITY FROM CIVIL OR CRIMINAL LIABILITY FOR (1) PRACTITIONERS WHO PRESCRIBE AN OPIOID ANTAGONIST TO CERTAIN THIRD PARTIES AND (2) CERTAIN INDIVIDUALS WHO ADMINISTER AN OPIOID ANTAGONIST TO A PERSON EXPERIENCING A DRUG-RELATED OVERDOSE; AND TO PROVIDE LIMITED IMMUNITY FROM PROSECUTION FOR CERTAIN ALCOHOL-RELATED OFFENSES COMMITTED BY PERSONS UNDER THE AGE OF 21 WHO SEEK MEDICAL ASSISTANCE FOR ANOTHER PERSON.

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 270, AN ACT TO PROVIDE FOR A REFERENDUM IN THE TOWN OF RONDA ON THE ISSUE OF WHETHER OR NOT VOTERS OF THAT TOWN SHOULD BE ABLE TO RECALL FROM OFFICE THE ELECTED OFFICERS OF THAT TOWN.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 45, AN ACT TO AMEND THE LAWS GOVERNING INCAPACITY TO PROCEED. (S.L. 2013-18)

S.B. 97, AN ACT TO REQUIRE RELEASE OF PROPERTY TAXES IN ANY AREA THAT WAS PART OF A MUNICIPALITY FOR SIX MONTHS OR LESS AND THEN DEANNEXED. (S.L. 2013-19)

S.B. 44, AN ACT TO PERMIT DISCLOSURE OF CERTAIN INFORMATION PERTAINING TO WORKERS' COMPENSATION COVERAGE BY THE NORTH CAROLINA INDUSTRIAL COMMISSION, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMITTEE ON WORKERS' COMPENSATION INSURANCE COVERAGE COMPLIANCE AND FRAUD PREVENTION AND DETECTION. (S.L. 2013-20)

April 4, 2013

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representatives Jordan and McGrady, Chairs, for Judiciary Subcommittee B, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 388, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING ASSIGNED COUNSEL IN CASES OF PARTIAL INDIGENCY TO AUTHORIZE JUDGMENTS FOR ATTORNEYS' FEES TO BE DOCKETED UPON THE EXPIRATION OF PROBATION AND TO CLARIFY THE REQUIREMENT FOR A SOCIAL SECURITY NUMBER, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 8.

H.B. 350, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE JUVENILE CODE PURSUANT TO REVISIONS PROPOSED BY THE COURT IMPROVEMENT PROJECT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 8. The original bill is placed on the Unfavorable Calendar.

H.B. 272, A BILL TO BE ENTITLED AN ACT TO MODIFY THE MEASURE OF DAMAGES IN A CONDEMNATION ACTION INITIATED BY THE DEPARTMENT OF TRANSPORTATION, TO PROVIDE THAT INTEREST ON A DOT CONDEMNATION AWARD SHALL BE PAID FROM THE DATE OF TAKING UNTIL THE DATE THE JUDGMENT IS PAID, AND TO AUTHORIZE A DEFENDANT IN SUCH AN ACTION TO RECOVER ATTORNEY FEES AND COSTS IF THE JUDGMENT EXCEEDS THE DEPOSIT BY TWENTY-FIVE PERCENT OR MORE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Transportation.

The committee substitute bill is re-referred to the Committee on Transportation. The original bill is placed on the Unfavorable Calendar.

April 4, 2013

H.B. 361, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO THE JUSTICE REINVESTMENT ACT OF 2011, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

S.B. 117 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CODIFY THE COMMON LAW THAT IT IS MURDER WHERE A CHILD WHO IS BORN ALIVE DIES AS THE RESULT OF INJURIES INFLICTED PRIOR TO THE CHILD'S BIRTH, AND TO PROVIDE THAT THE ACT SHALL BE ENTITLED "LILY'S LAW," with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Appropriations.

The House committee substitute bill is re-referred to the Committee on Appropriations. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative R. Brawley, Vice Chair, for the Committee on Insurance:

H.B. 240, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CHOICES FOR HEALTH INSURANCE IN NORTH CAROLINA BY EXEMPTING HEALTH INSURANCE COMPANIES FROM OUTDATED RISK EXPOSURE REQUIREMENTS; TO REMOVE A BURDENSOME PHOTO IDENTIFICATION REQUIREMENT FOR NEW DOMESTIC COMPANIES; TO HELP MORTGAGE GUARANTY COMPANIES ADJUST THEIR CAPITAL AND SURPLUS REQUIREMENTS; TO REVISE CERTAIN RISK-BASED CAPITAL REQUIREMENTS IN ORDER TO MAINTAIN NORTH CAROLINA'S NAIC ACCREDITATION; TO CLARIFY CONSUMER CHOICE IN HOMEOWNER'S COVERAGE FOR WIND AND HAIL; TO CLARIFY THE CERTIFICATION REQUIREMENTS FOR AN ACTUARY WHO PRESENTS A SCHEDULE OF PREMIUM RATES; TO SHORTEN CERTAIN TIME PERIODS FOR AN EXTERNAL REVIEW BY THE COMMISSIONER OF CERTAIN INSURER DETERMINATIONS; TO EXPAND ACCESS OF COVERAGE TO BUSINESSES WHO NEED BLANKET ACCIDENT AND HEALTH COVERAGE; AND TO MAKE CERTAIN CONFORMING CHANGES

RELATED TO THE RENAMING OF THE OFFICE OF MANAGED CARE PATIENT ASSISTANCE PROGRAM AS HEALTH INSURANCE SMART NC, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 8. The original bill is placed on the Unfavorable Calendar.

By Representative Samuelson, Chair, for the Committee on Banking:

H.B. 293, A BILL TO BE ENTITLED AN ACT AMENDING THE SECURE AND FAIR ENFORCEMENT MORTGAGE LICENSING ACT TO REDUCE REGULATORY BURDENS, MAKING CLARIFYING AND TECHNICAL CHANGES, AND MODIFYING CERTAIN FORECLOSURE PROCEEDINGS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 8.

S.B. 175 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS AND CLARIFICATIONS TO CHAPTER 53C OF THE GENERAL STATUTES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 8.

CALENDAR

Action is taken on the following:

On motion of Representative Arp and without objection, **H.B. 392** (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING A COUNTY DEPARTMENT OF SOCIAL SERVICES (DSS) TO CONDUCT A CRIMINAL CHECK ON APPLICANTS FOR OR RECIPIENTS OF TEMPORARY ASSISTANCE TO NEEDY FAMILY (TANF) BENEFITS OR FOOD AND NUTRITION SERVICES (FNS) BENEFITS, TO REQUIRE DSS TO SHARE INFORMATION WITH A LOCAL LAW ENFORCEMENT AGENCY REGARDING AN APPLICANT FOR OR RECIPIENT OF TANF OR FNS BENEFITS WHO HAS AN OUTSTANDING ARREST WARRANT, AND TO DENY TANF OR FNS BENEFITS TO AN APPLICANT OR RECIPIENT SUBJECT TO AN OUTSTANDING WARRANT FOR A FELONY OR FOR A PROBATION OR PAROLE VIOLATION, is withdrawn from the Calendar and placed on the Calendar of April 9.

April 4, 2013

H.B. 302, A BILL TO BE ENTITLED AN ACT REPEALING THE ANNEXATION OF CERTAIN DESCRIBED PROPERTY BY THE CITY OF KANNAPOLIS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Davis, Dixon, Dobson, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Glazier, C. Graham, Hager, L. Hall, Hanes, Hardister, Harrison, Hastings,, Hollo, Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Jones, Jordan, Lambeth, Langdon, Lewis, Lucas, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Mobley, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Riddell, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Tine, Tolson, Torbett, Turner, Waddell, Wells, West, Whitmire, and Wray - 101.

Voting in the negative: None.

Excused absences: Representatives Alexander, Daughtry, Dockham, Goodman, Hamilton, Luebke, D. Ross, and Wilkins - 8.

Representative Holley requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (102-0).

H.B. 490 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF ELECTION FOR THE LEE COUNTY BOARD OF EDUCATION AND FOR THE CITY OF SANFORD TO PARTISAN.

Representative Stone offers Amendment No. 1 which is adopted by electronic vote (105-2).

Representative Baskerville requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (106-2).

Representative Boles offers Amendment No. 2.

Representative Boles withdraws Amendment No. 2.

April 4, 2013

A division having been called, the bill, as amended, passes its second reading, by electronic vote (69-38), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 41, A BILL TO BE ENTITLED AN ACT TO REQUIRE A 0.00 ALCOHOL CONCENTRATION RESTRICTION ON ALL RESTORATION OF LICENSES REVOKED FOR AN IMPAIRED DRIVING OFFENSE, passes its second reading, by electronic vote (109-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 146, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BOARD OF EDUCATION TO ENSURE INSTRUCTION IN CURSIVE WRITING AND MEMORIZATION OF MULTIPLICATION TABLES AS A PART OF THE BASIC EDUCATION PROGRAM, passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 163 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A REBUTTABLE PRESUMPTION THAT CERTAIN TAXICAB DRIVERS ARE INDEPENDENT CONTRACTORS AND NOT EMPLOYEES UNDER THE WORKERS' COMPENSATION ACT, passes its second reading, by electronic vote (108-1), and there being no objection is read a third time.

Representative McGrady requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (109-1).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 214, A BILL TO BE ENTITLED AN ACT EXEMPTING FROM PUBLIC RECORDS DOCUMENTS COLLECTED OR COMPILED IN CONNECTION WITH AN APPLICATION FOR LICENSURE UNDER THE LAWS REGULATING REAL ESTATE BROKERS AND SALESPERSONS.

April 4, 2013

Pursuant to Rule 24.1A, Representative Bryan requests that he be excused from voting on this bill because he is a licensed real estate broker. Representative Michaux requests that he be excused from voting on this bill due to a perception of conflict. These requests are granted.

The bill passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 366 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CONFORMING CHANGES PERTAINING TO THE RENAMING OF THE NORTH CAROLINA FOREST SERVICE AND TO MAKE OTHER CHANGES IN THE FOREST SERVICE STATUTES, passes its second reading, by electronic vote (108-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 384, A BILL TO BE ENTITLED AN ACT AMENDING THE DEFINITION OF MARITAL PROPERTY TO PROVIDE THAT ENTIRETIES PROPERTY IS SUBJECT TO THE SAME BURDEN OF PROOF IN REBUTTING THE PRESUMPTION AS ALL PROPERTY CLASSIFIED AS MARITAL PROPERTY AND AMENDING THE DEFINITION OF DIVISIBLE PROPERTY TO CLARIFY THAT INCREASES AND DECREASES IN MARITAL DEBT MEANS PASSIVE INCREASES AND PASSIVE DECREASES IN MARITAL DEBT UNDER THE LAWS PERTAINING TO EQUITABLE DISTRIBUTION.

Representative Stevens offers Amendment No. 1 which is adopted by electronic vote (109-0).

The bill, as amended, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 387 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS CRIMINAL LAWS REGARDING CONCEALED HANDGUN PERMITS, EXPUNCTIONS, DISPOSITION OF FIREARMS, CRIME VICTIMS RIGHTS, AND OFFENSES THAT MAY BE WAIVED, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

April 4, 2013

The bill passes its third reading and is ordered sent to the Senate.

INTRODUCTION OF BILLS AND RESOLUTIONS

Without objection, the following is introduced out of order and read the first time:

By Representatives Ramsey and Moffitt (Primary Sponsors); and Lambeth:

H.B. 555, A BILL TO BE ENTITLED AN ACT TO ALLOW BUNCOMBE COUNTY TO USE THE DESIGN-BUILD METHOD OF CONSTRUCTION, is referred to the Committee on Government.

CALENDAR (continued)

H.B. 435 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE CALCULATION OF SCHOOL PERFORMANCE SCORES AND GRADES BY THE STATE BOARD OF EDUCATION.

Representative Langdon offers Amendment No. 1 which is adopted by electronic vote (110-0).

The bill, as amended, passes its second reading, by electronic vote (105-4), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

S.B. 123, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE EXISTING LAW PERTAINING TO SEX OFFENDERS RESIDING NEAR SCHOOLS OR DAY CARE CENTERS, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

Representative T. Moore moves, seconded by Representative Shepard, that the House adjourn, subject to the introduction of bills and resolutions, the receipt of Committee Reports, the receipt of Messages from the Senate, and the referral of bills to committees, to reconvene Monday, April 8, 2013 at 7:00 p.m.

The motion carries.

April 4, 2013

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Jeter and W. Brawley (Primary Sponsors); B. Brown, Carney, and Pittman:

H.B. 520, A BILL TO BE ENTITLED AN ACT TO CONVERT THE SALES TAX REFUND FOR CERTAIN FUEL PURCHASES OF AN INTERSTATE PASSENGER AIR CARRIER INTO A SALES TAX EXEMPTION, is referred to the Committee on Finance.

By Representatives Holloway, Blackwell, Malone, and Elmore (Primary Sponsors); B. Brown, Carney, Hurley, Jones, Lambeth, McGrady, Moffitt, Pittman, and Shepard:

H.B. 521, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CONSTITUTION TO CHANGE THE MEMBERSHIP OF THE STATE BOARD OF EDUCATION, TO CHANGE THE TERMS OF MEMBERS OF THE STATE BOARD OF EDUCATION, TO MAKE THE SUPERINTENDENT OF PUBLIC INSTRUCTION A MEMBER OF AND CHAIR OF THE STATE BOARD OF EDUCATION, TO AUTHORIZE THE GOVERNOR TO APPOINT THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION, AND TO MAKE CONFORMING CHANGES TO THE GENERAL STATUTES, is referred to the Committee on Education.

By Representatives Avila, Pittman, Jeter, and Speciale (Primary Sponsors); Jordan and Szoka:

H.B. 522, A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE USE OF A MASTER METER FOR ELECTRIC AND NATURAL GAS SERVICE WHEN THE TENANT AND LANDLORD HAVE AGREED IN THE LEASE THAT THE COST OF THE SERVICES SHALL BE INCLUDED IN THE RENTAL PAYMENTS AND THE SERVICE SHALL BE IN THE LANDLORD'S NAME, is referred to the Committee on Public Utilities and Energy and, if favorable, to Judiciary Subcommittee B.

By Representatives B. Brown and Martin (Primary Sponsors); and Lambeth:

H.B. 523, A BILL TO BE ENTITLED AN ACT TO REDUCE THE SIZE OF THE PITT COUNTY BOARD OF EDUCATION FROM TWELVE MEMBERS TO NINE, TO ADD THREE MEMBERS ELECTED FROM COMBINED DISTRICTS, TO PROVIDE FOR FOUR-YEAR TERMS

RATHER THAN SIX-YEAR TERMS, AND TO SHORTEN THE TIME BETWEEN THE ELECTION OF MEMBERS OF THE PITT COUNTY BOARD OF EDUCATION AND WHEN THOSE MEMBERS TAKE OFFICE, is referred to the Committee on Education.

By Representatives Harrison, Hardister, Adams, and Brandon (Primary Sponsors); Carney and Floyd:

H.B. 524, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF GREENSBORO TO AUTHORIZE THE CITY TO ESTABLISH A SMALL BUSINESS ENTERPRISE PROGRAM AND TO CHANGE CERTAIN REFERENCES FROM BUILDING INSPECTOR TO COMPLIANCE OFFICER, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Harrison and Floyd:

H.B. 525, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF GREENSBORO TO INCREASE ITS MOTOR VEHICLE TAX BY UP TO FIVE DOLLARS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Waddell and Floyd:

H.B. 526, A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF CHADBOURN, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representative Dockham:

H.B. 527, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE HIGH POINT METROPOLITAN PLANNING ORGANIZATION SHALL NOT HAVE TO COMPLY WITH SECTION 24.16(A) OF S.L. 2012-142, is referred to the Committee on Government.

By Representatives Pierce, Adams, Gill, G. Graham, Richardson, and Terry:

H.B. 528, A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE PAYMENT OF BENEFITS TO DISPLACED WORKERS IN THE EVENT OF MASS LAYOFFS DESIGNATED BY THE GOVERNOR AS A MAJOR DISTRESS EVENT, is referred to the Committee on Appropriations.

April 4, 2013

By Representatives Tolson and Floyd:

H.B. 529, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE EDGECOMBE COUNTY TO LEVY AN OCCUPANCY TAX, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Ramsey and Moffitt (Primary Sponsors):

H.B. 530, A BILL TO BE ENTITLED AN ACT TO REQUIRE ANY APPOINTMENTS BY BUNCOMBE COUNTY TO A METROPOLITAN PLANNING ORGANIZATION TO PROVIDE FOR GEOGRAPHIC REPRESENTATION OF THE COUNTY, is referred to the Committee on Government.

By Representatives Ramsey and Moffitt (Primary Sponsors):

H.B. 531, A BILL TO BE ENTITLED AN ACT TO AMEND THE EXTRATERRITORIAL JURISDICTION AUTHORITY OF THE TOWN OF WEAVERVILLE, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Elmore, McNeill, and Jackson (Primary Sponsors); Baskerville, R. Brawley, Carney, Cotham, Floyd, Glazier, Hanes, Hollo, Hurley, Jones, Jordan, Lambeth, Lucas, Martin, Pittman, Ramsey, Shepard, Turner, Whitmire, and Wray:

H.B. 532, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIME TO OPERATE AN AMBULANCE, LAW ENFORCEMENT VEHICLE, OR EMS VEHICLE UPON ANY HIGHWAY, STREET, OR PUBLIC VEHICULAR AREA WITHIN THE STATE WHILE CONSUMING ALCOHOL OR WHILE ALCOHOL REMAINS IN THE PERSON'S BODY, is referred to Judiciary Subcommittee B.

By Representative Jordan:

H.B. 533, A BILL TO BE ENTITLED AN ACT TO EXPAND THE ARREST AND LAW ENFORCEMENT AUTHORITY OF HOSPITAL POLICE OFFICERS IN ASHE COUNTY, is referred to the Committee on Government.

By Representatives Floyd, Jones, and Pittman:

H.B. 534, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO CHILD CUSTODY TO PROVIDE FOR A REBUTTABLE PRESUMPTION OF SHARED PARENTING, is referred to Judiciary Subcommittee C.

April 4, 2013

By Representatives Faircloth, McNeill, Burr, and Boles (Primary Sponsors); Jones, Pittman, and Shepard:

H.B. 535, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ALL PERSONS ARRESTED OR IMPRISONED FOR A FELONY OR MISDEMEANOR ARE FINGERPRINTED AND PHOTOGRAPHED, is referred to Judiciary Subcommittee B and, if favorable, to the Committee on Appropriations.

By Representatives Faircloth, Jordan, and Jackson (Primary Sponsors); Arp, Floyd, Jones, Lambeth, R. Moore, Pittman, and Starnes:

H.B. 536, A BILL TO BE ENTITLED AN ACT TO REQUIRE ANYONE WHO IS CONVICTED OF DRIVING WHILE IMPAIRED, DRIVING AFTER CONSUMING ALCOHOL BEING LESS THAN TWENTY-ONE YEARS OF AGE, OR ANY OTHER IMPAIRED DRIVING OFFENSE, OR ANY PERSON WHO REFUSES A CHEMICAL ANALYSIS, TO HAVE AN IGNITION INTERLOCK SYSTEM INSTALLED ON EVERY VEHICLE THAT PERSON MAY DRIVE BEFORE THAT PERSON CAN GET A LIMITED DRIVING PRIVILEGE; TO PROVIDE THAT A PERSON WHO APPLIES FOR LIMITED DRIVING PRIVILEGES WAIVES HIS OR HER RIGHT TO CERTAIN HEARINGS TO CONTEST THE VALIDITY OF THE REVOCATION; AND TO PROVIDE FOR THE PAYMENT OF AN ADMINISTRATIVE FEE AND COSTS ASSOCIATED WITH AN IGNITION INTERLOCK SYSTEM AND CREATE AN IGNITION INTERLOCK DEVICE FUND TO ASSIST INDIGENT PERSONS, is referred to the Committee on Judiciary and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representative Steinburg:

H.B. 537, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FOUR-YEAR TERMS RATHER THAN SIX-YEAR TERMS FOR THE MEMBERS OF THE EDENTON-CHOWAN BOARD OF EDUCATION AND CHANGE THE ELECTION SCHEDULE FOR ONE DISTRICT SEAT, is referred to the Committee on Education.

By Representative Dollar:

H.B. 538, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF APEX TO CONTINUE COMMUNICATIONS WITH RESIDENTS AND OTHERS ON OTHER MATTERS PENDING A DECISION OF THE BOARD OF ADJUSTMENTS, is referred to the Committee on Government.

April 4, 2013

By Representatives Shepard, Stevens, and Ramsey (Primary Sponsors); and Pittman:

H.B. 539, A BILL TO BE ENTITLED AN ACT TO CONFORM THE MOTOR VEHICLE LAW OF NORTH CAROLINA TO SECTIONS 154 AND 164 OF THE FEDERAL HIGHWAY BILL, is referred to the Committee on Judiciary and, if favorable, to the Committee on Government and, if favorable, to the Committee on Appropriations.

By Representatives Murry and Stam (Primary Sponsors); Hurley and Jones:

H.B. 540, A BILL TO BE ENTITLED AN ACT TO DELAY TURNPIKE AUTHORITY BILLING OF MOTOR VEHICLE OWNERS UNTIL TOLLS OWED EQUAL OR EXCEED FIVE DOLLARS, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Foushee and Floyd:

H.B. 541, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO ALLOW THE PLANNING COMMISSION AND THE CITY COUNCIL TO GIVE NOTICE OF AND HOLD PUBLIC HEARINGS ON APPLICATIONS FOR INITIAL ZONING OF PROPERTY SUBJECT TO A VOLUNTARY ANNEXATION PETITION PRIOR TO THE PASSAGE OF AN ANNEXATION ORDINANCE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Carney, Cotham, Earle, and Samuelson (Primary Sponsors); Jeter and R. Moore:

H.B. 542, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL REGISTRATION PLATE FOR THE CHARLOTTE CHECKERS, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Jones, Avila, Glazier, and Turner (Primary Sponsors); Harrison, Hurley, Lucas, Martin, Pittman, Steinburg, and Szoka:

H.B. 543, A BILL TO BE ENTITLED AN ACT ALLOWING PROVIDERS OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, OR SUBSTANCE ABUSE SERVICES TO SERVE AS UNCOMPENSATED, COURT-APPOINTED GUARDIANS TO UNRELATED CLIENTS, is referred to Judiciary Subcommittee A.

April 4, 2013

By Representatives Hamilton and Davis (Primary Sponsors):

H.B. 544, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF WILMINGTON TO DELETE LANGUAGE THAT RESTRICTED THE LENGTH OF THE TERM OF A MEMBER OF THE CIVIL SERVICE COMMISSION, is referred to the Committee on Government.

By Representatives McGrady and Floyd:

H.B. 545, A BILL TO BE ENTITLED AN ACT TO MODIFY THE HENDERSON COUNTY OCCUPANCY TAX, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representative Wray:

H.B. 546, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE TERM OF THE CHAIRPERSON FOR THE BOARD OF TRUSTEES OF THE ROANOKE RAPIDS GRADED SCHOOL DISTRICT, is referred to the Committee on Government.

By Representatives Wray and Collins (Primary Sponsors); Floyd, Lucas, Malone, Richardson, and Szoka:

H.B. 547, A BILL TO BE ENTITLED AN ACT TO REGULATE AND IMPOSE AN EXCISE TAX ON ELECTRONIC SWEEPSTAKES, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Finance.

By Representatives Steinburg, Samuelson, Moffitt, and Hastings (Primary Sponsors); McNeill, Pittman, Szoka, and Wray:

H.B. 548, A BILL TO BE ENTITLED AN ACT TO MODIFY THE MEANS OF PROVIDING ACCESS TO RULES OF THE DIVISION OF MARINE FISHERIES, is referred to the Committee on Government.

By Representative Steinburg:

H.B. 549, A BILL TO BE ENTITLED AN ACT TO OFFICIALLY RECOGNIZE THE CHOWANOKE NATION AS AN INDIAN TRIBE, is referred to the Committee on Government.

By Representatives Wray and Moffitt (Primary Sponsors); Baskerville, Malone, and Ramsey:

H.B. 550, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL REGISTRATION PLATE FOR THE NC SPORTSMEN'S CAUCUS, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Davis and Hamilton (Primary Sponsors):

H.B. 551, A BILL TO BE ENTITLED AN ACT TO REPEAL THE ACT CREATING A FIREMEN'S BENEFIT FUND FOR FIREMEN IN THE CITY OF WILMINGTON, AS AMENDED, AND TO MODIFY THE APPLICATION OF G.S. 58-84-35 TO THE CITY OF WILMINGTON, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representative McElraft:

H.B. 552, A BILL TO BE ENTITLED AN ACT TO PROVIDE A PROCEDURE TO REMOVE AN AREA FROM A COUNTY SERVICE DISTRICT, is referred to the Committee on Government.

By Representative McElraft:

H.B. 553, A BILL TO BE ENTITLED AN ACT TO MODIFY CARTERET COUNTY'S AUTHORITY TO LEVY AN ADDITIONAL ONE PERCENT ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO MODIFY THE DISTRIBUTION OF THE PROCEEDS OF THE TAX, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representative Hanes:

H.B. 554, A BILL TO BE ENTITLED AN ACT CONCERNING UTILITY FRANCHISES IN THE CITY OF WINSTON-SALEM AND OTHER INCORPORATED MUNICIPALITIES AS TO THEIR TERRITORY WITHIN FORSYTH COUNTY, is referred to the Committee on Government and, if favorable, to the Committee on Public Utilities and Energy.

By Representative Iler:

H.B. 556, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL REGISTRATION PLATE FOR THE FIRST TEE, THE TOWN OF

HOLDEN BEACH, AND VOLUNTEERS IN LAW ENFORCEMENT, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representative R. Brawley:

H.B. 557, A BILL TO BE ENTITLED AN ACT REVISING THE SERVICE AREA IN WHICH THE JOINT AGENCY CREATED BY THE CITIES OF DAVIDSON AND MOORESVILLE, KNOWN AS MI-CONNECTION, MAY PROVIDE COMMUNICATIONS SERVICE, is referred to the Committee on Government and, if favorable, to the Committee on Public Utilities and Energy.

By Representatives Whitmire, Ramsey, Dixon, and Waddell (Primary Sponsors):

H.B. 558, A BILL TO BE ENTITLED AN ACT TO ALLOW SALES TAX REFUNDS FOR SOIL AND WATER CONSERVATION DISTRICTS, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Horn, Baskerville, Glazier, Harrison, Jones, Pittman, and Wray:

H.B. 559, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE EDUCATION OF NORTH CAROLINA HIGH SCHOOL STUDENTS ABOUT TEEN DATING VIOLENCE AND ABUSE, is referred to the Committee on Education and, if favorable, to Judiciary Subcommittee C.

By Representatives Arp, Floyd, Lucas, and Szoka (Primary Sponsors); Glazier, Jones, Lambeth, and Steinburg:

H.B. 560, A BILL TO BE ENTITLED AN ACT TO ESTABLISH CRITERIA FOR SCHOOL BUS REPLACEMENT AND TO PROVIDE INCENTIVES TO LOCAL SCHOOL ADMINISTRATIVE UNITS THAT OPERATE BUSES WITH HIGHER MILEAGE, is referred to the Committee on Appropriations.

By Representatives Baskerville and Floyd:

H.B. 561, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF HENDERSON TO LEVY A ROOM OCCUPANCY TAX, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

April 4, 2013

By Representative Bumgardner:

H.B. 562, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF CRAMERTON, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representative Steinburg:

H.B. 563, A BILL TO BE ENTITLED AN ACT TO EXPAND THE DEFINITION OF A "PUBLIC CORPORATION" FOR THE PURPOSE OF ESTABLISHING FOREIGN TRADE ZONES, is referred to the Committee on Commerce and Job Development.

By Representatives Ramsey and Moffitt (Primary Sponsors):

H.B. 564, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TOWNS OF BILTMORE FOREST AND MONTREAT TO REGULATE BUILDING DESIGN ELEMENTS AS A LAND USE PLANNING TOOL, is referred to the Committee on Government.

By Representatives Szoka, Howard, B. Brown, and Saine (Primary Sponsors); Bumgardner and Samuelson:

H.B. 565, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS REGULATING REAL ESTATE APPRAISERS, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Finance.

By Representatives Blackwell, Tolson, McGrady, and Horn (Primary Sponsors); Baskerville, B. Brown, Bumgardner, Carney, Floyd, Glazier, Hurley, Jeter, Jones, Lambeth, Martin, McElraft, McNeill, Pittman, Ramsey, Riddell, S. Ross, Setzer, Shepard, Szoka, Torbett, Turner, Waddell, Whitmire, and Wray:

H.R. 566, A HOUSE RESOLUTION HONORING THE LEADERSHIP AND FORESIGHT OF THOSE NORTH CAROLINIANS WHO CREATED AND ESTABLISHED THE COMMUNITY COLLEGES AND JOINING NORTH CAROLINA'S FIFTY-EIGHT COMMUNITY COLLEGES AND THE COMMUNITY COLLEGES SYSTEM OFFICE WHILE OBSERVING THE FIFTIETH ANNIVERSARY OF THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM.

April 4, 2013

Pursuant to Rule 32(a), the resolution is placed on the Calendar of April 10.

By Representatives Waddell, C. Graham, Goodman, and Pierce (Primary Sponsors); and Floyd:

H.B. 567, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF LUMBERTON, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives McGrady, Moffitt, and Ramsey (Primary Sponsors):

H.B. 568, A BILL TO BE ENTITLED AN ACT TO DEANNEX CERTAIN DESCRIBED TERRITORY FROM THE CITY OF ASHEVILLE, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Boles and Turner:

H.B. 569, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN RESTRICTION ON SATELLITE ANNEXATIONS FOR THE VILLAGE OF FOXFIRE, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representative Setzer:

H.B. 570, A BILL TO BE ENTITLED AN ACT TO REQUIRE A PERSON TO PROVIDE NOTICE TO FAMILY MEMBERS PRIOR TO CONSTRUCTING ANY ABOVEGROUND STRUCTURE OR BUILDING WITHIN TEN FEET OF A BELOWGROUND CRYPT OR GRAVE SPACE, is referred to Judiciary Subcommittee B.

By Representatives Murry, Bumgardner, Carney, Cotham, Glazier, Malone, and Martin:

H.B. 571, A BILL TO BE ENTITLED AN ACT REQUIRING THE DIVISION OF MEDICAL ASSISTANCE OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, THE DIVISION OF PUBLIC HEALTH OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, AND THE DEPARTMENT OF THE STATE TREASURER TO COLLABORATE WITH ONE ANOTHER REGARDING ACTIVITIES AND PROGRAMS AIMED AT DIABETES PREVENTION, CONTROL,

AND CARE AND TO REQUIRE A REPORT TO THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON HEALTH AND HUMAN SERVICES AND THE FISCAL RESEARCH DIVISION REGARDING THESE PROGRAMS ADDRESSING DIABETES, is referred to the Committee on Health and Human Services.

By the Committee on Rules, Calendar, and Operations of the House; and Representatives Glazier, Hurley, Martin, Ramsey, Riddell, Setzer, Szoka, Torbett, Waddell, and Wray:

H.R. 572, A HOUSE RESOLUTION HONORING NORTH CAROLINA EXTENSION AND COMMUNITY ASSOCIATION, INC., ON THE ONE HUNDREDTH ANNIVERSARY OF ITS FOUNDING.

Pursuant to Rule 32(a), the resolution is placed on the Calendar of April 24.

By Representatives Jeter, Samuelson, and R. Moore (Primary Sponsors); Martin and Waddell:

H.B. 573, A BILL TO BE ENTITLED AN ACT TO BROADEN THE PERMITTED USE OF STORM WATER FEES, is referred to the Committee on Finance.

By Representative Davis:

H.B. 574, A BILL TO BE ENTITLED AN ACT TO REQUIRE DISCOUNTS ON COASTAL HOMEOWNERS INSURANCE FOR PROPERTY OWNERS LIVING IN AREAS WHERE THE STATE OR LOCAL GOVERNMENT HAS ENACTED STORM DAMAGE PREVENTION OR MITIGATION MEASURES, is referred to the Committee on Insurance.

By Representative Murry:

H.B. 575, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE PROVISIONS OF HOUSE BILL 150, IF IT BECOMES LAW, DO NOT APPLY TO THE MORRISVILLE TOWN CENTER PLAN, is referred to the Committee on Regulatory Reform and, if favorable, to the Committee on Government.

April 4, 2013

MESSAGE FROM THE SENATE

The following is received from the Senate:

S.B. 208 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENSURE EFFECTIVE STATEWIDE OPERATION OF THE 1915 (B)/(C) MEDICAID WAIVER, is read the first time and referred to the Committee on Health and Human Services.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Stone and Warren, Chairs, for the Committee on Government:

H.B. 242, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE SALES TAX REFUND FOR VOLUNTEER FIRE DEPARTMENTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 8.

H.B. 314, A BILL TO BE ENTITLED AN ACT EXTENDING THE TERMS OF OFFICE OF THE MAYOR AND BOARD OF COMMISSIONERS OF THE TOWN OF AYDEN FROM TWO TO FOUR YEARS AND PROVIDING THAT THE NOTICE OF CANDIDACY FOR OFFICE SHALL BE FILED WITH THE COUNTY BOARD OF ELECTIONS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 8.

H.B. 354, A BILL TO BE ENTITLED AN ACT AUTHORIZING TWO COUNTY COMMISSIONERS TO SERVE ON THE BOARD OF ASHEVILLE-BUNCOMBE TECHNICAL COMMUNITY COLLEGE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 8.

H.B. 153, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON GENERAL GOVERNMENT, with a favorable report and recommendation that the bill be re-referred to the Committee on Regulatory Reform.

April 4, 2013

The bill is re-referred to the Committee on Regulatory Reform.

H.B. 347, A BILL TO BE ENTITLED AN ACT TO AMEND THE GREENSBORO FIREFIGHTERS' SUPPLEMENTAL RETIREMENT SYSTEM, with a favorable report and recommendation that the bill be re-referred to the Committee on State Personnel.

The bill is re-referred to the Committee on State Personnel.

H.B. 370, A BILL TO BE ENTITLED AN ACT TO SHORTEN THE REVIEW PERIOD FOR POTENTIAL DISPOSITIONS OF STATE-OWNED REAL PROPERTY, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 56, A BILL TO BE ENTITLED AN ACT AMENDING A LOCAL ACT FOR THE TOWN OF WALLACE THAT REMOVED CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE TOWN, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 349, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF FAYETTEVILLE TO DISCLOSE LIMITED PERSONNEL INFORMATION TO MEMBERS OF THE CITIZENS REVIEW BOARD TO FACILITATE ITS REVIEW OF POLICE COMPLAINT INVESTIGATIONS, reported without prejudice and with recommendation that the bill be re-referred to the Committee on Judiciary.

The bill is re-referred to the Committee on Judiciary.

H.B. 346, A BILL TO BE ENTITLED AN ACT AUTHORIZING COUNTIES AND CITIES TO WITHHOLD COMPENSATION OF A MEMBER OF THE GOVERNING BODY IF THE COUNTY OR CITY HAS BEEN GRANTED A MONEY JUDGMENT AGAINST THE MEMBER AND THE JUDGMENT HAS NOT BEEN PAID, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

April 4, 2013

By Representatives McElraft and West, Chairs, for the Committee on Environment:

H.B. 408, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISCHARGE OF A FIREARM OR BOW AND ARROW FROM THE RIGHT-OF-WAY IN BEAUFORT COUNTY, with a favorable report and recommendation that the bill be re-referred to Judiciary Subcommittee B.

The bill is re-referred to Judiciary Subcommittee B.

H.B. 296, A BILL TO BE ENTITLED AN ACT TO AMEND AND CLARIFY THE HUNTER EDUCATION REQUIREMENTS AND TO ESTABLISH A HUNTING HERITAGE APPRENTICE PERMIT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 8. The original bill is placed on the Unfavorable Calendar.

H.B. 396, A BILL TO BE ENTITLED AN ACT TO ENACT THE PRIVATE WELL WATER EDUCATION ACT AT THE REQUEST OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 8. The original bill is placed on the Unfavorable Calendar.

H.B. 321, A BILL TO BE ENTITLED AN ACT TO REPEAL THE REQUIREMENT THAT LOCAL GOVERNMENTS DEVELOP AND MAINTAIN A SOLID WASTE MANAGEMENT PLAN, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Government.

The committee substitute bill is re-referred to the Committee on Government. The original bill is placed on the Unfavorable Calendar.

RE-REFERRALS

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 173**, A BILL TO BE ENTITLED AN ACT TO REVISE THE NORTH CAROLINA CONTROLLED SUBSTANCES REPORTING SYSTEM ACT, AS RECOMMENDED BY THE CHILD

FATALITY TASK FORCE, is withdrawn from the Committee on Health and Human Services and re-referred to Judiciary Subcommittee B and, if favorable, to the Committee on Health and Human Services.

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 500**, A BILL TO BE ENTITLED AN ACT CONCERNING SATELLITE ANNEXATIONS BY THE CITY OF KANNAPOLIS, is withdrawn from the Committee on Commerce and Job Development and re-referred to the Committee on Government and, if favorable, to the Committee on Finance.

The serial referral to the Committee on Education is stricken.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representatives Stone and Warren, Chairs, for the Committee on Government:

H.B. 555, A BILL TO BE ENTITLED AN ACT TO ALLOW BUNCOMBE COUNTY TO USE THE DESIGN-BUILD METHOD OF CONSTRUCTION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 8.

The House stands adjourned at 4:00 pm.

FORTIETH DAY

HOUSE OF REPRESENTATIVES
Monday, April 8, 2013

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Kelly Alexander.

The Speaker leads the Body in the Pledge of Allegiance.

April 8, 2013

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 4 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brandon, Cunningham, Millis, and Wilkins for today. Representative Earle is excused for a portion of the Session.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

S.B. 123, AN ACT TO CLARIFY THE EXISTING LAW PERTAINING TO SEX OFFENDERS RESIDING NEAR SCHOOLS OR DAY CARE CENTERS.

CHAPTERED BILLS

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 270, AN ACT TO PROVIDE FOR A REFERENDUM IN THE TOWN OF RONDA ON THE ISSUE OF WHETHER OR NOT VOTERS OF THAT TOWN SHOULD BE ABLE TO RECALL FROM OFFICE THE ELECTED OFFICERS OF THAT TOWN. (S.L. 2013-21)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Stone and Warren, Chairs, for the Committee on Government:

H.B. 276, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND MODERNIZE STATUTES REGARDING ZONING BOARDS OF ADJUSTMENT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 9. The original bill is placed on the Unfavorable Calendar.

April 8, 2013

H.B. 110, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FAIR AND OPEN COMPETITION IN GOVERNMENTAL CONSTRUCTION CONTRACTS AND TO PROHIBIT REQUIREMENTS FOR CERTAIN TERMS IN GOVERNMENT CONTRACTS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 200, A BILL TO BE ENTITLED AN ACT TO CORRECT GENERAL REAPPRAISALS RESULTING IN PROPERTY VALUES THAT DO NOT COMPLY WITH THE REQUIREMENTS OF NORTH CAROLINA LAW BY SETTING FORTH THE STEPS REQUIRED TO BRING THE GENERAL REAPPRAISAL INTO COMPLIANCE WITH THE APPLICABLE PROPERTY TAX MANDATES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Regulatory Reform.

The committee substitute bill is re-referred to the Committee on Regulatory Reform. The original bill is placed on the Unfavorable Calendar.

By Representatives Cleveland, Hastings, and Pittman, Chairs, for the Committee on Homeland Security, Military, and Veterans Affairs:

H.B. 433, A BILL TO BE ENTITLED AN ACT TO SUPPORT THE ACTIVITIES OF THE ARMED FORCES AND TO MAINTAIN AND ENHANCE THE MILITARY'S PRESENCE IN NORTH CAROLINA BY REGULATING THE HEIGHT OF BUILDINGS AND STRUCTURES LOCATED IN AREAS THAT SURROUND MILITARY INSTALLATIONS IN THE STATE, with a favorable report and recommendation that the bill be re-referred to Judiciary Subcommittee A.

The bill is re-referred to Judiciary Subcommittee A.

H.B. 322, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO WAIVE THE COMMERCIAL SKILLS TEST FOR RETIRED OR DISCHARGED MEMBERS OF THE ARMED FORCES WHO ALSO SATISFY OTHER REQUIREMENTS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

April 8, 2013

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 9. The original bill is placed on the Unfavorable Calendar.

H.B. 325, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO SET REDUCED FEES FOR USE OF FACILITIES AND CONVENIENCES AT STATE PARKS AND STATE LAKES FOR ACTIVE DUTY MILITARY PERSONNEL AND VETERANS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

REPRESENTATIVE T. MOORE PRESIDING.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Szoka, Bryan, Floyd, Ford, Glazier, Jones, Jordan, Lewis, Lucas, Murry, Riddell, Waddell, and Whitmire:

H.R. 576, A HOUSE RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF WADE WHILE OBSERVING THE TOWN'S ONE HUNDREDTH ANNIVERSARY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Szoka, Bryan, Floyd, Ford, Glazier, Jones, Jordan, Lambeth, Lewis, Lucas, Murry, Riddell, Waddell, and Whitmire:

H.R. 577, A HOUSE RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF LINDEN WHILE OBSERVING THE TOWN'S ONE HUNDREDTH ANNIVERSARY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Szoka, Bryan, Floyd, Ford, Glazier, Hamilton, Jones, Jordan, Lambeth, Lewis, Lucas, Murry, Riddell, Waddell, and Whitmire:

H.R. 578, A HOUSE RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF STEDMAN, WHILE OBSERVING THE TOWN'S ONE HUNDREDTH ANNIVERSARY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Davis, Hamilton, Johnson, Millis, and Waddell:

H.B. 579, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE MARINE TECHNOLOGY PROGRAM AT CAPE FEAR COMMUNITY COLLEGE, is referred to the Committee on Appropriations.

By Representatives Martin, Burr, Avila, and Lambeth (Primary Sponsors); Blackwell, Brody, Bryan, Earle, Faircloth, Fulghum, Hanes, Horn, Insko, Jones, Moffitt, Murry, Ramsey, S. Ross, Shepard, Starnes, Steinburg, and Tine:

H.B. 580, A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, TO DEVELOP AND ESTABLISH A STATEWIDE TELEPSYCHIATRY PROGRAM, is referred to the Committee on Appropriations.

By Representatives Elmore and West (Primary Sponsors); and Pittman:

H.B. 581, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE ADOPTION OF RULES BY THE WILDLIFE COMMISSION IS NOT REQUIRED PRIOR TO THE ISSUANCE OF TROPHY WILDLIFE SALE PERMITS, is referred to the Committee on Environment.

By Representatives McGrady, Torbett, Harrison, and Blackwell (Primary Sponsors); Bryan, Fisher, Hamilton, Insko, and Waddell:

H.B. 582, A BILL TO BE ENTITLED AN ACT TO SUPPORT AND ASSIST SMALL BUSINESSES AND ASSOCIATION MEMBERS WITH AFFORDABLE LEGAL SERVICES BY ALLOWING NONPROFIT CORPORATIONS OPERATING AS A PROFESSIONAL AND TRADE ASSOCIATION OR A BUSINESS LEAGUE TO PROVIDE LEGAL SERVICES TO ITS MEMBERS USING ATTORNEYS DULY LICENSED TO PRACTICE LAW IN THIS STATE, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to Judiciary Subcommittee A and, if favorable, to Judiciary Subcommittee B and, if favorable, to Judiciary Subcommittee C and, if favorable, to the Committee on Judiciary and, if favorable, to the Committee on Commerce and Job Development and, if favorable, to the Committee on Regulatory Reform and, if favorable, to the Committee on Finance.

April 8, 2013

By Representatives T. Moore, J. Bell, Bryan, Carney, Earle, Fisher, Floyd, Glazier, Hamilton, Harrison, Hastings, Hurley, Jones, Jordan, Lambeth, Lewis, Lucas, McManus, Ramsey, S. Ross, Setzer, Shepard, Stevens, Szoka, Waddell, and Whitmire:

H.R. 583, A HOUSE RESOLUTION HONORING THE NORTH CAROLINA SPORTS HALL OF FAME AND ITS INDUCTEES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Dixon, Horn, J. Bell, and Brisson (Primary Sponsors); L. Bell, Brody, Collins, Cotham, Faircloth, Floyd, Ford, Jeter, Jones, Jordan, Lucas, Martin, McNeill, Moffitt, Pittman, Ramsey, Shepard, Szoka, Waddell, and Whitmire:

H.B. 584, A BILL TO BE ENTITLED AN ACT TO ALLOW THE GOVERNOR TO TEMPORARILY SUSPEND ROUTINE WEIGHT INSPECTIONS OF TRUCKS PRIOR TO SEVERE WEATHER EVENTS, is referred to the Committee on Agriculture.

By Representatives Lewis, Avila, Faircloth, Fulghum, Horn, and Ramsey:

H.B. 585, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ALL CORRECTIONAL FACILITIES, JUVENILE FACILITIES, AND LOCAL CONFINEMENT FACILITIES IN THIS STATE SHALL COMPLY WITH THE PROVISIONS OF THE FEDERAL PRISON RAPE ELIMINATION ACT (PREA), is referred to Judiciary Subcommittee B.

By Representatives Pittman, Ford, and J. Bell (Primary Sponsors); and Dixon:

H.B. 586, A BILL TO BE ENTITLED AN ACT TO PRESERVE THE FREEDOM OF OWNERS OF FORESTLAND IN THE PRESENT-USE VALUE PROPERTY TAX REDUCTION PROGRAM TO MANAGE THEIR PROPERTY AS THEY SEE FIT, is referred to the Committee on Agriculture and, if favorable, to the Committee on Finance.

By Representatives Whitmire, Holloway, Blackwell, and Glazier (Primary Sponsors); Bryan, Carney, Elmore, Faircloth, Floyd, Horn, Johnson, Jones, Lucas, Martin, Moffitt, Murry, Pittman, Riddell, Shepard, and Stam:

H.B. 587, A BILL TO BE ENTITLED AN ACT TO EXEMPT ELEVENTH GRADE STUDENTS ENROLLED IN THE OCCUPATIONAL

COURSE OF STUDY OR THE EXTENDED COURSE OF STUDY FROM THE ACT TESTING REQUIREMENT, is referred to the Committee on Education.

By Representatives Whitmire, Langdon, Glazier, and Martin (Primary Sponsors); L. Bell, R. Brawley, Bryan, Carney, Collins, Elmore, Floyd, Harrison, Horn, Hurley, Insko, Jones, Jordan, Lambeth, Lucas, Ramsey, Riddell, Shepard, and Szoka:

H.B. 588, A BILL TO BE ENTITLED AN ACT TO REDUCE CERTAIN REPORTING REQUIREMENTS AND PROVIDE MORE FLEXIBILITY FOR LOCAL SCHOOL ADMINISTRATIVE UNITS, is referred to the Committee on Education.

By Representatives Warren, Murry, T. Moore, and Samuelson (Primary Sponsors); Arp, Avila, J. Bell, Blust, R. Brawley, W. Brawley, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Catlin, Collins, Conrad, Davis, Dixon, Dobson, Dockham, Dollar, Elmore, Ford, Fulghum, Hager, Hardister, Hastings, Horn, Howard, Hurley, Iler, Jeter, Jones, Jordan, Lambeth, Malone, Martin, McElraft, McGrady, McNeill, Millis, Moffitt, Pittman, Presnell, Ramsey, Riddell, S. Ross, Saine, Schaffer, Setzer, Shepard, Speciale, Stam, Steinburg, Stevens, Szoka, Torbett, Turner, and Whitmire:

H.B. 589, A BILL TO BE ENTITLED AN ACT TO RESTORE CONFIDENCE IN GOVERNMENT BY ESTABLISHING THE VOTER INFORMATION VERIFICATION ACT TO PROMOTE THE ELECTORAL PROCESS THROUGH EDUCATION AND INCREASED REGISTRATION OF VOTERS AND BY REQUIRING VOTERS TO PROVIDE PHOTO IDENTIFICATION BEFORE VOTING TO PROTECT THE RIGHT OF EACH REGISTERED VOTER TO CAST A SECURE VOTE WITH REASONABLE SECURITY MEASURES THAT CONFIRM VOTER IDENTITY AS ACCURATELY AS POSSIBLE WITHOUT RESTRICTION, is referred to the Committee on Elections.

SPEAKER TILLIS PRESIDING.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 258, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF ASHEBORO, is read the first time and referred to the Committee on Elections.

April 8, 2013

S.B. 306 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXCLUDE THE ADMINISTRATION OF A LETHAL INJECTION FROM THE PRACTICE OF MEDICINE; TO CODIFY THE LAW THAT PROHIBITS REGULATORY BOARDS FROM SANCTIONING HEALTH CARE PROFESSIONALS FOR ASSISTING IN THE EXECUTION PROCESS; TO AMEND THE LAW ON THE ADMINISTRATION OF A LETHAL INJECTION; TO REQUIRE THE SETTING OF AN EXECUTION DATE IF ANY OF THE EVENTS WHICH ARE PROVIDED BY STATUTE HAVE OCCURRED; TO ELIMINATE THE PROCESS BY WHICH A DEFENDANT MAY USE STATISTICS TO HAVE A SENTENCE OF DEATH REDUCED TO LIFE IN PRISON WITHOUT PAROLE; TO REQUIRE PERIODIC REPORTS ON THE TRAINING AND AVAILABILITY OF PERSONNEL TO CARRY OUT A DEATH SENTENCE; AND TO REQUIRE PERIODIC REPORTS ON THE STATUS OF PENDING POSTCONVICTION CAPITAL CASES, is read the first time and referred to Judiciary Subcommittee B.

S.B. 316 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A REBUTTABLE PRESUMPTION EXISTS IN CERTAIN CIRCUMSTANCES THAT A PERSON CHARGED WITH A FELONY OR CLASS A1 MISDEMEANOR OFFENSE INVOLVING THE ILLEGAL USE, POSSESSION, OR DISCHARGE OF A FIREARM SHOULD NOT BE RELEASED PRIOR TO TRIAL, AND TO AMEND CERTAIN BOND PROVISIONS, is read the first time and referred to the Committee on Judiciary and, if favorable, to the Committee on Appropriations.

INTRODUCTION OF PAGES

Pages for the week of April 8 are introduced to the membership. They are: Ernesto Alvarez of Mecklenburg; Christian Bauer of Durham; Tyler Brown of Gaston; Breanna Campbell of Halifax; Brett Ellison of Durham; Alexandra Fisher of Union; Vonnie Johnson of Northampton; Halen Mattison of Union; Shelby Ingram of Mecklenburg; Hayley McHugh of Franklin; and Carlee Venters of New Hanover.

CALENDAR

Action is taken on the following:

H.B. 314, A BILL TO BE ENTITLED AN ACT EXTENDING THE TERMS OF OFFICE OF THE MAYOR AND BOARD OF COMMISSIONERS OF THE TOWN OF AYDEN FROM TWO TO FOUR

YEARS AND PROVIDING THAT THE NOTICE OF CANDIDACY FOR OFFICE SHALL BE FILED WITH THE COUNTY BOARD OF ELECTIONS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 354, A BILL TO BE ENTITLED AN ACT AUTHORIZING TWO COUNTY COMMISSIONERS TO SERVE ON THE BOARD OF ASHEVILLE-BUNCOMBE TECHNICAL COMMUNITY COLLEGE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 555, A BILL TO BE ENTITLED AN ACT TO ALLOW BUNCOMBE COUNTY TO USE THE DESIGN-BUILD METHOD OF CONSTRUCTION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of Representative Dockham and without objection, **H.B. 240** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE CHOICES FOR HEALTH INSURANCE IN NORTH CAROLINA BY EXEMPTING HEALTH INSURANCE COMPANIES FROM OUTDATED RISK EXPOSURE REQUIREMENTS; TO REMOVE A PHOTO IDENTIFICATION REQUIREMENT FOR NEW DOMESTIC COMPANIES; TO HELP MORTGAGE GUARANTY COMPANIES ADJUST THEIR CAPITAL AND SURPLUS REQUIREMENTS; TO REVISE CERTAIN RISK-BASED CAPITAL REQUIREMENTS IN ORDER TO MAINTAIN NORTH CAROLINA'S NAIC ACCREDITATION; TO CLARIFY CONSUMER CHOICE IN HOMEOWNER'S COVERAGE FOR WIND AND HAIL; TO CLARIFY THE CERTIFICATION REQUIREMENTS FOR AN ACTUARY WHO PRESENTS A SCHEDULE OF PREMIUM RATES; TO SHORTEN CERTAIN TIME PERIODS FOR AN EXTERNAL REVIEW BY THE COMMISSIONER OF CERTAIN INSURER DETERMINATIONS; TO EXPAND ACCESS OF COVERAGE TO BUSINESSES WHO NEED BLANKET ACCIDENT AND HEALTH COVERAGE; TO MAKE CERTAIN CONFORMING CHANGES RELATED TO THE RENAMING OF THE OFFICE OF MANAGED CARE PATIENT ASSISTANCE PROGRAM AS HEALTH INSURANCE SMART NC; TO AMEND THE DEFINITION OF PRIVATE PASSENGER MOTOR VEHICLE; TO CLARIFY WHEN AN INSURER

CAN COMMUNICATE WITH THE INSURED AFTER A PUBLIC ADJUSTER HAS BEEN RETAINED; AND TO CLARIFY WHEN AN AUTOMATIC STAY OF PROOF OF LOSS REQUIREMENTS, PREMIUM AND DEBT DEFERRALS, AND LOSS ADJUSTMENTS ARE TRIGGERED, is withdrawn from the Calendar and placed on the Calendar of April 10.

On motion of Representative T. Moore, **H.B. 242**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE SALES TAX REFUND FOR VOLUNTEER FIRE DEPARTMENTS, is withdrawn from the Calendar and re-referred to the Committee on Finance.

H.B. 293, A BILL TO BE ENTITLED AN ACT AMENDING THE SECURE AND FAIR ENFORCEMENT MORTGAGE LICENSING ACT TO REDUCE REGULATORY BURDENS, MAKING CLARIFYING AND TECHNICAL CHANGES, AND MODIFYING CERTAIN FORECLOSURE PROCEEDINGS, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 296 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND AND CLARIFY THE HUNTER EDUCATION REQUIREMENTS AND TO ESTABLISH A HUNTING HERITAGE APPRENTICE PERMIT, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 317 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPROVE EDUCATIONAL OUTCOMES FOR NORTH CAROLINA CHILDREN WHO ARE DEAF OR HARD OF HEARING, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 350 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE JUVENILE CODE PURSUANT TO REVISIONS PROPOSED BY THE COURT IMPROVEMENT PROJECT, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

April 8, 2013

The bill passes its third reading and is ordered sent to the Senate.

H.B. 388, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING ASSIGNED COUNSEL IN CASES OF PARTIAL INDIGENCY TO AUTHORIZE JUDGMENTS FOR ATTORNEYS' FEES TO BE DOCKETED UPON THE EXPIRATION OF PROBATION AND TO CLARIFY THE REQUIREMENT FOR A SOCIAL SECURITY NUMBER, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 396 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE PRIVATE WELL WATER EDUCATION ACT AT THE REQUEST OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

RE-REFERRAL

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 466**, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE PRIVATE PROTECTIVE SERVICES ACT AND TO CREATE CERTAIN FEES, is withdrawn from the Committee on Judiciary and re-referred to the Committee on Finance.

The serial referral to the Committee on Commerce and Job Development is stricken.

WITHDRAWAL OF BILLS FROM COMMITTEE

On motion of Representative T. Moore and without objection, **H.B. 156** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR HONESTY IN ADVERTISING AND MARKETING OF THE NORTH CAROLINA STATE LOTTERY, is withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), is placed on the Calendar.

On motion of Representative T. Moore, a serial referral for **H.B. 265**, A BILL TO BE ENTITLED AN ACT TO ALLOW NORTH CAROLINA CONSUMERS TO ENJOY THE BENEFITS OF ENHANCED COMPETITION IN THE AUTOMOBILE AND MOTORCYCLE INSURANCE

MARKET AND TO RESTORE FAIRNESS BY ENDING SUBSIDIES FOR HIGHER RISK DRIVERS, to the Committee on Commerce and Job Development is added.

The serial referral to the Committee on Transportation is stricken.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative T. Moore and without objection, **H.R. 508**, A HOUSE RESOLUTION HONORING THE FOUNDERS OF MECKLENBURG COUNTY WHILE OBSERVING THE COUNTY'S TWO HUNDRED FIFTIETH ANNIVERSARY, is withdrawn from the Calendar of April 9 and placed on the Calendar of April 17.

Representative T. Moore moves, seconded by Representative Martin, that the House adjourn, subject to the receipt of Committee Reports and the referral of bills to committees, to reconvene April 9 at 2:00 p.m.

The motion carries.

No receipt of Committee Reports or referral of bills to committees having been received, the House stands adjourned at 8:04 p.m.

FORTY-FIRST DAY

HOUSE OF REPRESENTATIVES
Tuesday, April 9, 2013

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following poem is offered as a prayer by Representative Jerry Dockham:

Sundown

"Hills, wrapped in gray standing along the west;
Clouds, dimly lighted, gathering slowly;
The star of peace at watch above the crest -
Oh, Holy, Holy, Holy!

April 9, 2013

"We know, O Lord, so little what is best;
Wingless, we move so lowly;
But in thy calm all-knowledge let us rest -
Oh, Holy, Holy, Holy!"

By John Charles McNeill

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 8 has been examined and found correct. Upon his motion, the Journal is approved as written.

Representatives Carney, Glazier, and Lewis are excused for a portion of the Session.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Howard, R. Brawley, Lewis, and Setzer, Chairs, for the Committee on Finance:

H.B. 290 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE BOARD OF COMMISSIONERS OF RUTHERFORD COUNTY TO SERVE EX OFFICIO AS THE RUTHERFORD COUNTY AIRPORT AUTHORITY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 10.

H.B. 334, A BILL TO BE ENTITLED AN ACT TO AUGMENT THE USES OF CERTAIN MONEYS IN THE BUNCOMBE SCHOOL CAPITAL FUND, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 10.

H.B. 261, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF KANNAPOLIS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

April 9, 2013

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 10. The original bill is placed on the Unfavorable Calendar.

H.B. 439, A BILL TO BE ENTITLED AN ACT TO CREATE AN INFRASTRUCTURE PROPERTY TAX DEFERRAL PROGRAM, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 10. The original bill is placed on the Unfavorable Calendar.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House submits the following bills and resolutions with a favorable report for introduction.

A BILL TO BE ENTITLED AN ACT TO AMEND THE INSPECTION REQUIREMENTS FOR USED VEHICLES SOLD ON A SALVAGE TITLE BY DEALERS.

Pursuant to Rule 31(a), the bill is filed and assigned the number **H.B. 665**.

A BILL TO BE ENTITLED AN ACT TO STUDY THE USE OF CERTAIN SAFETY MEASURES IN SCHOOLS, INCLUDING THE INSTALLATION OF SILENT, PANIC ALARM SYSTEMS FOR USE IN LIFE-THREATENING AND EMERGENCY SITUATIONS.

Pursuant to Rule 31(a), the bill is filed and assigned the number **H.B. 666**.

A HOUSE RESOLUTION CELEBRATING THE ONE HUNDRED FIFTH BIRTHDAY OF THE UNITED STATES ARMY RESERVE, HONORING THE COMMITMENT, DEDICATION, AND SERVICE TO AMERICA, AND OFFERING OUR CONTINUING SUPPORT TO OUR SOLDIERS.

Pursuant to Rule 31(a), the resolution is filed and assigned the number **H.R. 667**.

A HOUSE RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF DALLAS WHILE OBSERVING THE TOWN'S ONE HUNDRED FIFTIETH ANNIVERSARY.

Pursuant to Rule 31(a), the resolution is filed and assigned the number **H.R. 668**.

April 9, 2013

A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.

Pursuant to Rule 31(a), the bill is filed and assigned the number **H.B. 669**.

A BILL TO BE ENTITLED AN ACT AUTHORIZING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO STUDY EXTENDING THE PROVISION OF FOSTER CARE TO THE AGE OF 21.

Pursuant to Rule 31(a), the bill is filed and assigned the number **H.B. 670**.

A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF MILLS RIVER.

Pursuant to Rule 31(a), the bill is filed and assigned the number **H.B. 671**.

A BILL TO BE ENTITLED AN ACT TO AUTHORIZE PINNACLE CLASSICAL ACADEMY, AN EXISTING CHARTER SCHOOL, TO ELECT TO PARTICIPATE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES.

Pursuant to Rule 31(a), the bill is filed and assigned the number **H.B. 672**.

A BILL TO BE ENTITLED AN ACT TO ALLOW THE USE OF BIOPTIC LENSES WHEN TESTING FOR A DRIVERS LICENSE AND THE ISSUANCE OF A RESTRICTED LICENSE TO AN INDIVIDUAL THAT PASSES CERTAIN REQUIREMENTS AFTER PASSING THE DRIVERS LICENSE EYE TEST.

Pursuant to Rule 31(a), the bill is filed and assigned the number **H.B. 673**.

SUBCOMMITTEE REFERRAL

Representative Murry, Chair, for the Standing Committee on Commerce and Job Development, refers **H.B. 565**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS REGULATING REAL ESTATE APPRAISERS, to the Commerce and Job Development Subcommittee on Military and Agriculture.

April 9, 2013

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Schaffer, R. Brown, and McElraft (Primary Sponsors); Faircloth, Floyd, Horn, Jones, Martin, Pittman, Riddell, Samuelson, Shepard, Speciale, and Whitmire:

H.B. 590, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO CHILD CUSTODY TO PROVIDE FOR A REBUTTABLE PRESUMPTION OF SHARED PARENTING, is referred to the Committee on Judiciary.

By Representatives Blackwell, Holloway, Johnson, and Jordan (Primary Sponsors); and Horn:

H.B. 591, A BILL TO BE ENTITLED AN ACT TO SPECIFY THE TERM OF OFFICE FOR APPOINTED MEMBERS OF THE NORTH CAROLINA LONGITUDINAL DATA SYSTEM BOARD, TO MAKE THE STATE INFORMATION OFFICER CHAIR OF THE NORTH CAROLINA LONGITUDINAL DATA SYSTEM BOARD, TO SPECIFY THE TIMES FOR MEETING OF THE NORTH CAROLINA LONGITUDINAL DATA SYSTEM BOARD, AND TO REQUIRE QUARTERLY REPORTING OF PROGRESS ON THE NORTH CAROLINA LONGITUDINAL DATA SYSTEM, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Adams, Alexander, L. Bell, Fisher, Floyd, Foushee, G. Graham, Harrison, Holley, Insko, Lucas, McManus, Pierce, D. Ross, Terry, Waddell, and Wray:

H.B. 592, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE STUDENT MEMBER OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA SHALL HAVE THE SAME RIGHT TO VOTE AS ALL OTHER MEMBERS, is referred to the Committee on Education.

By Representatives Daughtry, Earle, Floyd, Jackson, Ramsey, Stevens, and Wray:

H.B. 593, A BILL TO BE ENTITLED AN ACT TO REQUIRE REGISTERS OF DEEDS TO MAINTAIN REGULAR OFFICE HOURS, is referred to Judiciary Subcommittee A.

April 9, 2013

By Representatives Brody, R. Brawley, Jordan, Pittman, and Steinburg:

H.B. 594, A BILL TO BE ENTITLED AN ACT TO REQUIRE DISCLOSURE TO CONSUMERS THAT PERSONAL INFORMATION COLLECTED BY A BUSINESS MAY BE ACCESSIBLE BY PERSONS OR BUSINESSES OUTSIDE OF THE UNITED STATES, is referred to the Committee on Commerce and Job Development and, if favorable, to Judiciary Subcommittee A.

By Representatives Arp, Horn, Faircloth, and Johnson (Primary Sponsors); Brody, B. Brown, Cleveland, Dixon, Hurley, Jones, Jordan, Lambeth, Martin, McElraft, Moffitt, Murry, Pittman, Riddell, Samuelson, Shepard, Speciale, and Whitmire:

H.B. 595, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SHERIFF AND THE CHIEF OF POLICE TO ESTABLISH A VOLUNTEER SCHOOL SAFETY RESOURCE OFFICER PROGRAM, TO COORDINATE THE PLACEMENT OF VOLUNTEER SCHOOL SAFETY RESOURCE OFFICERS ON EDUCATIONAL PROPERTY AS REQUESTED BY THE LOCAL BOARD OF EDUCATION, AND TO PROVIDE THAT VOLUNTEER SCHOOL SAFETY RESOURCE OFFICERS MAY CARRY HANDGUNS ON EDUCATIONAL PROPERTY WHILE ON OFFICIAL DUTY, is referred to the Committee on Education and, if favorable, to Judiciary Subcommittee B.

By Representatives Steinburg, J. Bell, B. Brown, Bryan, Carney, Cunningham, Earle, Fisher, Floyd, Ford, G. Graham, Hamilton, Harrison, Jones, Jordan, Lambeth, Lewis, Lucas, Malone, McManus, Moffitt, Murry, Ramsey, Setzer, Shepard, Tine, Waddell, Whitmire, and Wray:

H.R. 596, A HOUSE RESOLUTION HONORING EDENTON ON ITS THREE HUNDREDTH ANNIVERSARY.

Pursuant to Rule 32(a), the resolution is placed on today's Calendar.

By Representatives Malone, Moffitt, and Faircloth (Primary Sponsors); R. Brawley, Holley, and Speciale:

H.B. 597, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT OFFICIAL CREDENTIALS OF A BAIL BONDSMAN SHALL INCLUDE AN OFFICIAL SHIELD AND TO PROVIDE FOR THE DESIGN OF THE SHIELD, is referred to Judiciary Subcommittee C.

April 9, 2013

By Representatives B. Brown, J. Bell, Jeter, and Steinburg:

H.B. 598, A BILL TO BE ENTITLED AN ACT PROVIDING THAT INTERCONNECTED VOIP SERVICE PROVIDERS SHALL REMIT THE TELECOMMUNICATIONS RELAY SERVICE SURCHARGE TO THE 911 BOARD, ALLOWING LOCAL EXCHANGE, CMRS, AND VOIP PROVIDERS TO CHOOSE WHETHER TO INCLUDE THE SURCHARGE ON CUSTOMERS' BILLS, AND ALLOWING ALL PROVIDERS TO DEDUCT A ONE PERCENT ADMINISTRATIVE FEE FROM THE TOTAL AMOUNT OF SURCHARGE REVENUE, is referred to the Committee on Public Utilities and Energy and, if favorable, to the Committee on Finance.

By Representatives Jones, Mobley, and Arp (Primary Sponsors); J. Bell, R. Brawley, Brody, B. Brown, R. Brown, Cleveland, Collins, Conrad, Dixon, Dobson, Elmore, Faircloth, Floyd, Ford, G. Graham, Hurley, Jordan, Lambeth, Martin, McElraft, McNeill, Pittman, Ramsey, Riddell, S. Ross, Shepard, Steinburg, Stevens, Szoka, Turner, Waddell, Whitmire, and Wray:

H.J.R. 599, A JOINT RESOLUTION SUPPORTING THE GOVERNOR'S PROCLAMATION FOR A WEEK OF PRAYER FOR NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Jones and Turner (Primary Sponsors); R. Brawley, Brody, B. Brown, R. Brown, Burr, Cleveland, Collins, Davis, Dixon, Elmore, Faircloth, Ford, Hurley, Jordan, Martin, McElraft, McNeill, Pittman, Presnell, Ramsey, Riddell, Shepard, Speciale, Steinburg, and Whitmire:

H.B. 600, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A CLERK OF SUPERIOR COURT WHO MEETS CERTAIN CRITERIA IS EXEMPT FROM THE PROHIBITION AGAINST CARRYING A WEAPON IN A COURTHOUSE, is referred to Judiciary Subcommittee A.

By Representatives Jones and Holloway (Primary Sponsors); R. Brawley, B. Brown, Cleveland, Elmore, Hurley, Jordan, Martin, Pittman, and Shepard:

H.B. 601, A BILL TO BE ENTITLED AN ACT TO ALLOW COUNTIES TO OPT OUT OF A STATEWIDE NONEMERGENCY MEDICAL TRANSPORTATION SYSTEM FOR MEDICAID RECIPIENTS, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

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By Representative Cleveland:

H.B. 602, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE VEHICLE BEING OPERATED BY A DRIVER WHO HAS FAILED TO MAINTAIN FINANCIAL RESPONSIBILITY TO BE SEIZED AND FORFEITED TO THE STATE, is referred to the Committee on Transportation and, if favorable, to Judiciary Subcommittee B, and, if favorable, to the Committee on Finance.

By Representatives D. Ross, McManus, Foushee, and Tine (Primary Sponsors); Adams, Carney, Cunningham, Earle, Fisher, Floyd, Gill, Glazier, C. Graham, G. Graham, L. Hall, Hamilton, Harrison, Holley, Insko, Lucas, Luebke, R. Moore, Terry, Waddell, and Wray:

H.B. 603, A BILL TO BE ENTITLED AN ACT TO ENACT THE EQUAL PAY ACT TO ENSURE THAT EMPLOYEES IN THIS STATE ARE PAID THE SAME WAGES IN THE SAME ESTABLISHMENT FOR THE SAME QUALITY AND QUANTITY OF THE SAME CLASSIFICATION OF WORK, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Cleveland and Avila (Primary Sponsors); and Martin:

H.B. 604, A BILL TO BE ENTITLED AN ACT RELATING TO STATE INFORMATION TECHNOLOGY AND INTELLECTUAL PROPERTY ASSETS, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Dollar, Burr, Hurley, and Farmer-Butterfield (Primary Sponsors); Earle, Faircloth, Fisher, Floyd, Foushee, Fulghum, Gill, Glazier, G. Graham, Hamilton, Harrison, Holley, Insko, Lambeth, Lucas, Martin, McManus, R. Moore, Ramsey, S. Ross, Shepard, Tine, Waddell, and Whitmire:

H.B. 605, A BILL TO BE ENTITLED AN ACT ESTABLISHING A SUBCOMMITTEE ON AGING OF THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON HEALTH AND HUMAN SERVICES, is referred to the Committee on Health and Human Services.

By Representatives Stam, Glazier, McGrady, and D. Ross (Primary Sponsors); Adams, Alexander, Baskerville, L. Bell, Brandon, R. Brawley, Carney, Cleveland, Cunningham, Dockham, Earle, Faircloth, Farmer-Butterfield, Fisher, Foushee, Fulghum, Gill, Goodman, C. Graham, G. Graham,

D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Holley, Horn, Hurley, Insko, Jackson, Jones, Jordan, Lucas, Luebke, McManus, Michaux, Mobley, R. Moore, Murry, Pierce, Queen, Ramsey, Richardson, Saine, Shepard, Steinburg, Stevens, Szoka, Terry, Tine, Tolson, Waddell, Warren, Whitmire, Wilkins, and Wray:

H.B. 606, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A NONPARTISAN REDISTRICTING PROCESS, is referred to the Committee on Elections and, if favorable, to the Committee on Government.

By Representatives Jones and Burr (Primary Sponsors); Cleveland, Jordan, McElraft, Pittman, Presnell, and Shepard:

H.B. 607, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE USE OF PAPER BALLOTS IN ALL ELECTIONS IN NORTH CAROLINA, is referred to the Committee on Elections.

By Representatives Pittman, Ford, Moffitt, and Hardister (Primary Sponsors); Brody, Ramsey, and Whitmire:

H.B. 608, A BILL TO BE ENTITLED AN ACT PROVIDING THAT ANY CITY EXERCISING THE POWERS OF EXTRATERRITORIAL JURISDICTION ON JUNE 1, 2013, MAY CONTINUE TO DO SO AND PROHIBITING THE EXERCISE OF EXTRATERRITORIAL JURISDICTION POWERS BY CITIES NOT EXERCISING THOSE POWERS ON JUNE 1, 2013, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Lewis, T. Moore, L. Hall, and Burr (Primary Sponsors); Adams, Avila, Brisson, Carney, Cotham, Cunningham, Dollar, Earle, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Glazier, Goodman, Hamilton, Harrison, Hollo, Insko, Jackson, Jeter, Jones, Jordan, Lambeth, Lucas, Luebke, Martin, McElraft, R. Moore, Murry, Pittman, Ramsey, Richardson, D. Ross, S. Ross, Samuelson, Shepard, Tine, Waddell, Warren, Whitmire, Wilkins, and Wray:

H.B. 609, A BILL TO BE ENTITLED AN ACT RELATING TO HEALTH BENEFIT PLAN COVERAGE FOR ORALLY ADMINISTERED ANTICANCER DRUGS, is referred to the Committee on Health and Human Services.

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By Representatives Hardister, Samuelson, L. Hall, and Moffitt (Primary Sponsors); Adams, J. Bell, Brandon, B. Brown, Bryan, Carney, Cotham, Earle, Fisher, Floyd, Fulghum, G. Graham, Hamilton, Harrison, Jeter, Lucas, Malone, Martin, Michaux, R. Moore, Ramsey, D. Ross, Saine, Szoka, Waddell, and Wray:

H.B. 610, A BILL TO BE ENTITLED AN ACT TO REDUCE THE SEATING CAPACITY REQUIREMENT AND ELIMINATE THE POPULATION REQUIREMENT FOR IN-STAND SALES OF MALT BEVERAGES, is referred to the Commerce and Job Development Subcommittee on Alcoholic Beverage Control.

By Representatives W. Brawley, Baskerville and Pittman:

H.B. 611, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO EXPUNGE SUSPENSIONS AND REVOCATIONS ENTERED ON A LIMITED PERMITTEE OR PROVISIONAL LICENSEE'S DRIVING RECORD IF THE STUDENT PROVIDES THE REQUIRED DOCUMENTATION TO THE DIVISION THAT THE STUDENT MEETS THE ELIGIBILITY REQUIREMENTS AND IF THE LIMITED PERMITTEE OR PROVISIONAL LICENSEE HAS NEVER HAD A PRIOR EXPUNCTION FROM THE PERMITTEE'S DRIVING RECORD, is referred to Judiciary Subcommittee B.

By Representatives Harrison, Saine, R. Brown, and Horn (Primary Sponsors); Adams, Cunningham, Earle, Fisher, Floyd, Fulghum, Glazier, G. Graham, Holley, Iler, Jeter, Jones, Jordan, Lucas, McManus, Moffitt, Pittman, D. Ross, Shepard, Whitmire, and Wray:

H.B. 612, A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL TO CONFINE ANIMALS IN MOTOR VEHICLES UNDER CIRCUMSTANCES THAT THREATEN THE ANIMALS' HEALTH, is referred to Judiciary Subcommittee B.

By Representatives Harrison, Fisher, and Luebke (Primary Sponsors); Floyd, Gill, Glazier, and L. Hall:

H.B. 613, A BILL TO BE ENTITLED AN ACT TO (1) PRESERVE THE APPALACHIAN MOUNTAINS BY PROHIBITING ELECTRIC PUBLIC UTILITIES THAT OPERATE COAL-FIRED GENERATING UNITS LOCATED IN NORTH CAROLINA FROM PURCHASING OR USING COAL THAT IS EXTRACTED USING MOUNTAINTOP REMOVAL COAL MINING; (2) REQUIRE PERMITS FOR CERTAIN SOLID WASTE DISPOSAL SITES FOR THE REUSE OF COMBUSTION

PRODUCTS AND FOR CERTAIN SOLID WASTE DISPOSAL SITES FOR STRUCTURAL FILL AND TO ESTABLISH PERMIT FEES FOR THESE DISPOSAL SITES IN ORDER TO ADEQUATELY PROTECT THE PUBLIC HEALTH AND THE ENVIRONMENT; (3) PROVIDE ECONOMIC RELIEF TO ELECTRIC UTILITY RATEPAYERS DURING THIS PERIOD OF ECONOMIC RECESSION AND THE COMING RECOVERY PERIOD BY PLACING A MORATORIUM ON THE CONSTRUCTION OF ANY NEW COAL-FIRED POWER PLANT UNLESS IT IS CARBON NEUTRAL; AND (4) REQUIRE THE STATE TREASURER TO REPORT TO THE GENERAL ASSEMBLY PRIOR TO THE 2014 SHORT SESSION REGARDING DIVESTMENT OF PUBLIC FUNDS FROM COMPANIES INVOLVED IN THE EXTRACTION, PROCESSING, COMBUSTION, TRANSPORTATION, STORAGE, OR BROKERAGE OF FOSSIL FUELS, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Public Utilities and Energy.

MESSAGES FROM THE SENATE

The following are received from the Senate:

H.B. 139 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADOPT THE UNIFORM DEPLOYED PARENTS CUSTODY AND VISITATION ACT, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of April 10.

S.B. 240, A BILL TO BE ENTITLED AN ACT DIRECTING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE NORTH CAROLINA MEDICAL BOARD TO DEVELOP RULES GOVERNING REQUESTS FOR AND RELEASE OF PATHOLOGICAL MATERIALS, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION ON PATHOLOGICAL MATERIALS, is read the first time and referred to the Committee on Health and Human Services.

S.B. 336 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING THE DIVISIONS OF MEDICAL ASSISTANCE AND PUBLIC HEALTH WITHIN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, AND THE STATE HEALTH PLAN DIVISION WITHIN THE DEPARTMENT OF THE STATE TREASURER, TO COORDINATE THE DIABETES PROGRAMS THEY EACH ADMINISTER; TO EACH DEVELOP PLANS TO REDUCE THE INCIDENCE OF DIABETES, TO

IMPROVE CARE, AND TO CONTROL COMPLICATIONS; AND TO REPORT TO THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON HEALTH AND HUMAN SERVICES AND THE FISCAL RESEARCH DIVISION, is read the first time and referred to the Committee on Health and Human Services.

S.B. 369 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY CERTAIN NAME CHANGE REQUIREMENTS AND AUTHORIZE A PARENT TO APPLY FOR A NAME CHANGE FOR A MINOR CHILD WITHOUT CONSENT OF THE OTHER PARENT IF THE OTHER PARENT HAS BEEN CONVICTED OF CERTAIN CRIMINAL OFFENSES AGAINST THE MINOR CHILD OR A SIBLING OF THE MINOR CHILD, is read the first time and referred to Judiciary Subcommittee C.

S.B. 379, A BILL TO BE ENTITLED AN ACT TO MODIFY THE WEIGHT RESTRICTIONS APPLICABLE TO VEHICLES TRANSPORTING FEED THAT IS USED IN THE FEEDING OF POULTRY OR LIVESTOCK WHEN TRAVELING WITHIN ONE HUNDRED FIFTY MILES OF THE POINT OF ORIGIN TO CERTAIN LOCATIONS, is read the first time and referred to the Committee on Agriculture and, if favorable, to the Committee on Transportation.

S.B. 386 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE GRAIN DEALER LICENSING ACT TO INCREASE THE BONDING AMOUNT THAT MUST ACCOMPANY LICENSE APPLICATIONS AND TO SPECIFY ADDITIONAL GROUNDS FOR LICENSE REFUSAL OR REVOCATION, is read the first time and referred to the Committee on Agriculture.

S.B. 387 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CONFORMING CHANGES PERTAINING TO THE RENAMING OF THE NORTH CAROLINA FOREST SERVICE AND TO MAKE OTHER CHANGES IN THE FOREST SERVICE STATUTES, is read the first time and referred to the Committee on Agriculture.

S.B. 433, A BILL TO BE ENTITLED AN ACT TO PREVENT CERTAIN PROPERTY-CARRYING VEHICLES FROM PAYING FOR A DECLARED WEIGHT THAT EXCEEDS THE STATUTORY ALLOWANCE, is read the first time and referred to the Committee on Transportation.

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S.B. 445, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ANY PERSON ISSUED AN ALCOHOLIC BEVERAGE PERMIT BE LAWFULLY PRESENT IN THE UNITED STATES; TO PREVENT THE ABC COMMISSION FROM ISSUING A SPECIAL ONETIME PERMIT TO ANY PERSON LESS THAN TEN BUSINESS DAYS FROM THE PLANNED EVENT; AND TO GIVE NOTICE TO THE ALCOHOL LAW ENFORCEMENT DIVISION OF ALL SPECIAL ONETIME PERMITS ISSUED WITHIN THREE BUSINESS DAYS OF THE PERMIT'S ISSUANCE, is read the first time and referred to the Commerce and Job Development Subcommittee on Alcoholic Beverage Control.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative T. Moore and without objection, **H.R. 566**, A HOUSE RESOLUTION HONORING THE LEADERSHIP AND FORESIGHT OF THOSE NORTH CAROLINIANS WHO CREATED AND ESTABLISHED THE COMMUNITY COLLEGES AND JOINING NORTH CAROLINA'S FIFTY-EIGHT COMMUNITY COLLEGES AND THE COMMUNITY COLLEGES SYSTEM OFFICE WHILE OBSERVING THE FIFTIETH ANNIVERSARY OF THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM, is withdrawn from the Calendar of April 10 and placed on the Calendar of April 11.

RE-REFERRAL

On motion of Representative T. Moore, the serial referral for **H.B. 273**, A BILL TO BE ENTITLED AN ACT TO REQUIRE ACCOUNTING OF CHARTER SCHOOL FUNDS AND A TIME LINE FOR THE TRANSFER OF FUNDS BY LOCAL BOARDS OF EDUCATION TO CHARTER SCHOOLS, to the Committee on Finance is stricken.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Hollo and Jones, Chairs, for the Committee on Health and Human Services:

H.B. 459, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO COORDINATE CHRONIC DISEASE CARE, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

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The bill is re-referred to the Committee on Appropriations.

H.B. 460, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE REMOVAL OF DECEASED VOTERS FROM VOTER REGISTRATION RECORDS UPON RECEIPT OF A SIGNED STATEMENT OF A NEAR RELATIVE OR PERSONAL REPRESENTATIVE OF THE ESTATE IDENTIFYING A VOTER AS DECEASED AND TO ENCOURAGE FUNERAL DIRECTORS TO MAKE AVAILABLE FORMS TO NEAR RELATIVES FOR NOTIFICATION TO THE BOARD OF ELECTIONS THAT THE VOTER IS DECEASED, with a favorable report and recommendation that the bill be re-referred to the Committee on Elections.

The bill is re-referred to the Committee on Elections.

By Representatives Dixon and Langdon, Chairs, for the Committee on Agriculture:

H.B. 379, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF THE BOARD OF AGRICULTURE OVER PLANTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Environment.

The bill is re-referred to the Committee on Environment.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Stevens and without objection, **H.B. 386** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS REGARDING DISPOSITION OF BLOOD EVIDENCE, ADMISSIBILITY OF REPORTS AFTER NOTICE AND DEMAND, AND EXPUNCTION OF DNA SAMPLES TAKEN UPON ARREST, is withdrawn from the Calendar and placed on the Calendar of April 10.

CALENDAR

Action is taken on the following:

H.R. 363 (Committee Substitute), A HOUSE RESOLUTION HONORING THE FOUNDERS OF SPRINGFIELD MEMORIAL BAPTIST CHURCH, WHILE OBSERVING THE CHURCH'S ONE HUNDRED FIFTIETH ANNIVERSARY.

The resolution is adopted, by electronic vote (117-0), and ordered printed.

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H.R. 596, A HOUSE RESOLUTION HONORING EDENTON ON ITS THREE HUNDREDTH ANNIVERSARY.

The resolution is adopted, by electronic vote (120-0), and ordered printed.

H.B. 276 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY AND MODERNIZE STATUTES REGARDING ZONING BOARDS OF ADJUSTMENT, passes its second reading, by electronic vote (119-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 322 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO WAIVE THE COMMERCIAL SKILLS TEST FOR RETIRED OR DISCHARGED MEMBERS OF THE ARMED FORCES WHO ALSO SATISFY OTHER REQUIREMENTS, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

Representatives Alexander and Malone request and are granted leave of the House to be recorded as voting "aye". The adjusted vote total is (119-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 392 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING A COUNTY DEPARTMENT OF SOCIAL SERVICES (DSS) TO CONDUCT A CRIMINAL CHECK ON APPLICANTS FOR OR RECIPIENTS OF TEMPORARY ASSISTANCE TO NEEDY FAMILY (TANF) BENEFITS OR FOOD AND NUTRITION SERVICES (FNS) BENEFITS, TO REQUIRE DSS TO SHARE INFORMATION WITH A LOCAL LAW ENFORCEMENT AGENCY REGARDING AN APPLICANT FOR OR RECIPIENT OF TANF OR FNS BENEFITS WHO HAS AN OUTSTANDING ARREST WARRANT, AND TO DENY TANF OR FNS BENEFITS TO AN APPLICANT OR RECIPIENT SUBJECT TO AN OUTSTANDING WARRANT FOR A FELONY OR FOR A PROBATION OR PAROLE VIOLATION.

Representative Arp offers Amendment No. 1 which is adopted by electronic vote (119-0). This amendment changes the title.

REPRESENTATIVE T. MOORE PRESIDING.

The bill, as amended, passes its second reading by electronic vote (96-22). The caption having been amended, the bill remains on the Calendar.

April 9, 2013

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 416, A BILL TO BE ENTITLED AN ACT TO INCREASE THE JURISDICTIONAL AMOUNT FOR SMALL CLAIMS ACTIONS TO TEN THOUSAND DOLLARS, passes its second reading, by electronic vote (114-3), and there being no objection is read a third time.

Representatives Fisher and Harrison request and are granted leave of the House to change their votes from "no" to "aye". The adjusted vote total is (116-1).

The bill passes its third reading and is ordered sent to the Senate.

SPEAKER TILLIS PRESIDING.

RE-REFERRAL

On motion of the Chair, pursuant to Rule 39.2 and without objection, **H.B. 549**, A BILL TO BE ENTITLED AN ACT TO OFFICIALLY RECOGNIZE THE CHOWANOKE NATION AS AN INDIAN TRIBE, is withdrawn from the Committee on Government and re-referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR (continued)

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 91 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW PERTAINING TO ADMINISTRATIVE ACTION THAT MAY BE TAKEN BY AN OCCUPATIONAL LICENSING BOARD AS A RESULT OF EXPUNGED CHARGES OR CONVICTIONS UNDER G.S. 15A-145.4 AND G.S. 15A-145.5; AND TO PROHIBIT AN EMPLOYER, EDUCATIONAL INSTITUTION, OR STATE OR LOCAL GOVERNMENT AGENCY FROM REQUESTING THAT AN APPLICANT PROVIDE INFORMATION REGARDING AN ARREST, CRIMINAL CHARGE, OR CRIMINAL CONVICTION OF THE APPLICANT THAT HAS BEEN EXPUNGED, passes its second reading by electronic vote (70-47).

Representative Stam objects to the third reading. The bill remains on the Calendar.

April 9, 2013

S.B. 175 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS AND CLARIFICATIONS TO CHAPTER 53C OF THE GENERAL STATUTES, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

Representative Floyd requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (117-0).

The bill passes its third reading and is ordered enrolled and presented to the Governor.

WITHDRAWAL OF BILLS FROM COMMITTEE

On motion of Representative T. Moore and without objection, the following bills are withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), are placed on the Calendar of April 10.

H.B. 137, A BILL TO BE ENTITLED AN ACT TO INCREASE THE REWARD AMOUNT THAT THE GOVERNOR MAY OFFER FOR THE APPREHENSION OF A FUGITIVE FROM JUSTICE OR FOR INFORMATION LEADING TO THE ARREST AND CONVICTION OF A FUGITIVE FROM JUSTICE.

S.B. 117 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CODIFY THE COMMON LAW THAT IT IS MURDER WHERE A CHILD WHO IS BORN ALIVE DIES AS THE RESULT OF INJURIES INFLICTED PRIOR TO THE CHILD'S BIRTH, AND TO PROVIDE THAT THE ACT SHALL BE ENTITLED "LILY'S LAW."

Representative T. Moore moves, seconded by Representative Brandon, that the House adjourn, subject to the receipt of Committee Reports and the referral of bills to committees, to reconvene April 10 at 2:30 p.m.

The motion carries.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittee are presented:

By Representative Saine, Chair for the Commerce and Job Development Subcommittee on Energy and Emerging Markets, with approval of standing committee Chair for report to be made directly to the floor of the House:

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H.B. 298, A BILL TO BE ENTITLED AN ACT TO REDUCE THE BURDEN OF HIGH ENERGY COSTS ON THE CITIZENS OF NORTH CAROLINA BY ELIMINATING RENEWABLE ENERGY PORTFOLIO STANDARDS; AND TO PROVIDE FOR COST RECOVERY BY PUBLIC UTILITIES FOR CERTAIN COSTS OF COMPLIANCE WITH RENEWABLE ENERGY PORTFOLIO STANDARDS, with a favorable report as the committee substitute bill, as amended, which changes the title, unfavorable as to the original bill, and with recommendation that the committee substitute bill be re-referred to the Committee on Environment.

Without objection, the committee substitute bill is ordered engrossed, and re-referred to the Committee on Environment. The original bill is placed on the Unfavorable Calendar.

By Representatives Howard, R. Brawley, Lewis, and Setzer, Chairs, for the Committee on Finance:

H.B. 488, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE PROVISION OF REGIONAL WATER AND SEWER SERVICES BY TRANSFERRING OWNERSHIP AND OPERATION OF CERTAIN PUBLIC WATER OR SEWER SYSTEMS THAT DO NOT FUNCTION AS JOINT OR REGIONAL WATER OR SEWER SYSTEMS TO A METROPOLITAN WATER AND SEWERAGE DISTRICT, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 10. The original bill is placed on the Unfavorable Calendar.

By Representatives W. Brawley and Iler, Chairs, for the Committee on Transportation:

H.B. 375, A BILL TO BE ENTITLED AN ACT TO ALLOW PASSENGER BUSES OWNED AND OPERATED BY THE CITY OF CHARLOTTE TO HAVE AN OVERALL LENGTH OF SIXTY FEET OR LESS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 10.

By Representatives Hollo and Jones, Chairs, for the Committee on Health and Human Services:

H.B. 467, A BILL TO BE ENTITLED AN ACT REQUIRING HEALTH CARE FACILITIES THAT PERFORM MAMMOGRAPHY EXAMINATIONS TO COMMUNICATE MAMMOGRAPHIC BREAST DENSITY INFORMATION TO PATIENTS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 10. The original bill is placed on the Unfavorable Calendar.

By Representatives Johnson and Langdon, Chairs, for the Committee on Education:

H.B. 127, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO REQUIRE ONE ARTS EDUCATION CREDIT FOR GRADUATION FROM HIGH SCHOOL, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The serial referral to the Committee on Appropriations is stricken.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 10. The original bill is placed on the Unfavorable Calendar.

By Representatives Dixon and Langdon, Chairs, for the Committee on Agriculture:

H.B. 369, A BILL TO BE ENTITLED AN ACT TO INCREASE PENALTIES FOR VIOLATION OF THE SEED LAW, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to Judiciary Subcommittee B.

The committee substitute bill is re-referred to Judiciary Subcommittee B. The original bill is placed on the Unfavorable Calendar.

H.B. 368, A BILL TO BE ENTITLED AN ACT TO PROVIDE REPRESENTATION OF FORESTRY AND NURSERY INTERESTS ON THE BOARD OF AGRICULTURE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

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Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 10. The original bill is placed on the Unfavorable Calendar.

The House stands adjourned at 4:47 p.m.

FORTY-SECOND DAY

HOUSE OF REPRESENTATIVES
Wednesday, April 10, 2013

The House meets at 2:30 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by Representative Nelson Dollar:

"Lord, with the showers of April and the warmth of longer days the earth shakes the cold of winter and we enjoy a birth of spring which renews our world in the colorful shades of budding trees and blooming flowers. So do Your servants need a renewal of their spirit.

"Lord, here we are, Your vessels. Fill us with Your Holy Spirit. Fix our thoughts and actions on Your righteous purposes. Grant us both the power of knowledge and prudence of wisdom. Teach us how to be truly good shepherds leading Your people.

"Lord, You have entrusted us with a great responsibility. Let our minds be fixed on Your Word; let our hearts be open to Your leading; and let our hands be ready to do Your good works. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 9 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brisson and Holley for today. Representative Lewis is excused for a portion of the Session.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

S.B. 175, AN ACT TO MAKE TECHNICAL CORRECTIONS AND CLARIFICATIONS TO CHAPTER 53C OF THE GENERAL STATUTES.

DEADLINE FOR PUBLIC BILLS EXTENDED

On motion of Representative T. Moore and without objection, the filing deadline for public bills on April 10 has been extended until April 11 at 3:00 p.m.

CALENDAR

Action is taken on the following:

H.R. 190 (Committee Substitute), A HOUSE RESOLUTION HONORING THE MEMORY OF RUTH BELL GRAHAM AND NAMING BILLY GRAHAM NORTH CAROLINA'S FAVORITE SON.

The resolution is adopted, by electronic vote (117-0), and ordered printed.

The Speaker is recorded as voting "aye." The adjusted vote total is (118-0).

H.B. 127 (Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO REQUIRE ONE ARTS EDUCATION CREDIT FOR GRADUATION.

Representative Stam offers Amendment No. 1 which fails of adoption by electronic vote (53-64).

Representative T. Moore calls the previous question on the passage of the bill and the call is sustained by electronic vote (100-15).

Representative Jones requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (101-15).

The bill passes its second reading, by electronic vote (98-19), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

April 10, 2013

H.B. 261 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF KANNAPOLIS AND ADDING THE PROPERTY TO THE CORPORATE LIMITS OF THE CITY OF LANDIS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Hollo, Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Lewis, Lucas, Luebke, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Mobley, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 114.

Voting in the negative: None.

Excused absences: Representatives Brisson and Holley - 2.

H.B. 139 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADOPT THE UNIFORM DEPLOYED PARENTS CUSTODY AND VISITATION ACT.

On motion of Representative Glazier, the House concurs in the Senate committee substitute bill, by electronic vote (115-0), and the bill is ordered enrolled and presented to the Governor.

Representative Earle requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (116-0).

H.B. 290 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE BOARD OF COMMISSIONERS OF RUTHERFORD COUNTY TO SERVE EX OFFICIO AS THE RUTHERFORD COUNTY AIRPORT AUTHORITY, passes its second reading and there being no objection is read a third time.

April 10, 2013

The bill passes its third reading and is ordered sent to the Senate.

H.B. 334, A BILL TO BE ENTITLED AN ACT TO AUGMENT THE USES OF CERTAIN MONEYS IN THE BUNCOMBE SCHOOL CAPITAL FUND, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 375, A BILL TO BE ENTITLED AN ACT TO ALLOW PASSENGER BUSES OWNED AND OPERATED BY THE CITY OF CHARLOTTE TO HAVE AN OVERALL LENGTH OF SIXTY FEET OR LESS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 137, A BILL TO BE ENTITLED AN ACT TO INCREASE THE REWARD AMOUNT THAT THE GOVERNOR MAY OFFER FOR THE APPREHENSION OF A FUGITIVE FROM JUSTICE OR FOR INFORMATION LEADING TO THE ARREST AND CONVICTION OF A FUGITIVE FROM JUSTICE, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

WITHDRAWAL OF BILLS FROM COMMITTEE

On motion of Representative T. Moore and without objection, the following bills are withdrawn from the Committee on Finance and pursuant to Rule 36(b), are placed on the Calendar of April 11.

H.B. 110 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FAIR AND OPEN COMPETITION IN GOVERNMENTAL CONSTRUCTION CONTRACTS AND TO PROHIBIT REQUIREMENTS FOR CERTAIN TERMS IN GOVERNMENT CONTRACTS.

H.B. 313, A BILL TO BE ENTITLED AN ACT TO FACILITATE THE TRANSFER OF UNUSED DEPARTMENT OF TRANSPORTATION LAND TO THE PRIVATE SECTOR BY STREAMLINING THE PROCESS OF SELLING THAT LAND.

April 10, 2013

H.B. 346 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING COUNTIES AND CITIES TO ATTACH AND GARNISH A MEMBER OF THE GOVERNING BODY IF THE COUNTY OR CITY HAS BEEN GRANTED A MONEY JUDGMENT AGAINST THAT MEMBER AND THE MONEY JUDGMENT HAS NOT BEEN SATISFIED.

H.B. 370, A BILL TO BE ENTITLED AN ACT TO SHORTEN THE REVIEW PERIOD FOR POTENTIAL DISPOSITIONS OF STATE-OWNED REAL PROPERTY.

On motion of the Chair and without objection, **H.J.R. 599**, A JOINT RESOLUTION SUPPORTING THE GOVERNOR'S PROCLAMATION FOR A WEEK OF PRAYER FOR NORTH CAROLINA, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and pursuant to Rule 32(a), is placed on the Calendar of April 11.

RE-REFERRALS

On motion of the Chair, pursuant to Rule 39.2 and without objection, **H.B. 448**, A BILL TO BE ENTITLED AN ACT TO CAP REIMBURSEMENT BY COUNTIES FOR MEDICAL SERVICES PROVIDED TO INMATES IN COUNTY JAILS AND TO ALLOW COUNTIES TO UTILIZE MEDICAID FOR ELIGIBLE PRISONERS, is withdrawn from the Committee on Finance and re-referred to the Committee on Health and Human Services and, if favorable, to the Committee on Appropriations.

The serial referral to the Committee on Government is stricken.

On motion of Representative T. Moore, a serial referral for **H.B. 203**, A BILL TO BE ENTITLED AN ACT AMENDING THE HOMEOWNER AND HOMEBUYER PROTECTION ACT, to the Committee on Finance is stricken.

Representative T. Moore moves, seconded by Representative R. Brawley, that the House adjourn, subject to the introduction of bills and resolutions, the receipt of Committee Reports, the receipt of Messages from the Senate, and the referral of bills to committees, to reconvene April 11 at 1:00 p.m.

The motion carries.

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INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Ramsey, Presnell, and Waddell (Primary Sponsors); Brandon, Brody, B. Brown, Cleveland, Collins, Dixon, Jones, Jordan, Martin, Moffitt, Murry, Pittman, Riddell, Shepard, Tine, Turner, West, Whitmire, and Wray:

H.B. 614, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A REBUTTABLE PRESUMPTION THAT CERTAIN AGRICULTURAL AND FORESTRY OPERATIONS ARE NOT NUISANCES AND TO PROVIDE FOR THE AWARD OF COSTS AND ATTORNEYS' FEES TO A PREVAILING DEFENDANT, is referred to the Committee on Agriculture and, if favorable, to Judiciary Subcommittee A.

By Representatives Ramsey, Baskerville, and Turner (Primary Sponsors):

H.B. 615, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PUNISHMENT OF REVOKING A PERSON'S DRIVERS LICENSE FOR COMMITTING CERTAIN DRIVING WHILE LICENSE REVOKED OFFENSES; TO PREVENT A PERSON WHO IS GUILTY OF DRIVING WHILE LICENSE REVOKED FROM RECEIVING A PRAYER FOR JUDGMENT CONTINUED; TO MAKE DRIVING WHILE LICENSE REVOKED A NON-MOVING VIOLATION FOR CERTAIN PURPOSES; AND TO MAKE OTHER CONFORMING CHANGES, is referred to Judiciary Subcommittee B.

By Representatives Szoka, Dockham, and B. Brown (Primary Sponsors); L. Bell, Brody, and Floyd:

H.B. 616, A BILL TO BE ENTITLED AN ACT AMENDING THE SECURE AND FAIR ENFORCEMENT MORTGAGE LICENSING ACT TO PROVIDE FOR THE LICENSURE OF A TRANSITIONAL MORTGAGE LOAN ORIGINATOR, is referred to the Committee on Banking.

By Representatives Speciale, Brody, Cleveland, and Pittman (Primary Sponsors); Bumgardner, Ford, Jones, Riddell, Stone, and Whitmire:

H.R. 617, A HOUSE RESOLUTION SUPPORTING THE STATE OF NORTH CAROLINA'S RIGHT TO CLAIM SOVEREIGNTY OVER CERTAIN POWERS UNDER THE TENTH AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES, is referred to the Committee on Rules, Calendar, and Operations of the House.

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By Representatives Speciale and Pittman (Primary Sponsors); Cleveland, Collins, and Jones:

H.B. 618, A BILL TO BE ENTITLED AN ACT TO AMEND THE FIREARM RESTORATION LAW BY SHORTENING THE TIME PERIOD A PERSON MUST WAIT TO PETITION FOR RESTORATION OF FIREARM RIGHTS AND BY PROVIDING THAT A PERSON WHO HAS MORE THAN ONE NONVIOLENT FELONY MAY PETITION FOR RESTORATION OF FIREARM RIGHTS AFTER WAITING AN ADDITIONAL PERIOD OF TIME, is referred to the Committee on Judiciary.

By Representatives Speciale and Pittman (Primary Sponsors); R. Brawley, Brody, Collins, Ford, and Jones:

H.B. 619, A BILL TO BE ENTITLED AN ACT TO DIRECT THE ATTORNEY GENERAL TO BRING AN ACTION TO DETERMINE WHETHER SPECIFIC PROVISIONS IN THE NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2012 ARE UNCONSTITUTIONAL AND ESTABLISHING PROTECTIONS FOR THE CITIZENS OF NORTH CAROLINA IN THE EVENT A COURT RULES THE NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2012 IS UNCONSTITUTIONAL, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives McManus and Waddell:

H.B. 620, A BILL TO BE ENTITLED AN ACT TO STREAMLINE THE PROCESS OF SELLING MOTOR VEHICLES THAT ARE SUBJECT TO A MECHANICS LIEN, is referred to the Committee on Transportation and, if favorable, to Judiciary Subcommittee A.

By Representatives Jeter and W. Brawley (Primary Sponsors); Alexander, J. Bell, Brandon, R. Brawley, B. Brown, Cotham, Szoka, Waddell, and Wray:

H.B. 621, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO IMPLEMENT A STATEWIDE ELECTRONIC LIEN SYSTEM TO PROCESS THE NOTIFICATION AND RELEASE OF SECURITY INTEREST AND CERTIFICATE OF TITLE DATA, is referred to the Committee on Transportation.

April 10, 2013

By Representatives Speciale, Ford, Jones, and Pittman:

H.B. 622, A BILL TO BE ENTITLED AN ACT TO GIVE THE GOVERNOR LIMITED FLEXIBILITY TO REMOVE GUBERNATORIAL APPOINTEES TO BOARDS AND COMMISSIONS DURING THEIR TERMS OF OFFICE, is referred to the Committee on Government.

By Representatives Presnell, Pittman, Turner, Waddell, and Wray:

H.B. 623, A BILL TO BE ENTITLED AN ACT TO MODIFY THE VEHICLE WEIGHT LIMITS FOR A SINGLE AXLE TRUCK OWNED, OPERATED BY, OR UNDER CONTRACT TO A PUBLIC UTILITY OR ELECTRIC OR TELEPHONE MEMBERSHIP CORPORATION AND USED IN CONNECTION WITH THE INSTALLATION, RESTORATION, OR MAINTENANCE OF UTILITY SERVICES IN CERTAIN AREAS, is referred to the Committee on Transportation.

By Representatives Pittman, Speciale, and Ford (Primary Sponsors); R. Brawley, Brody, Bumgardner, Cleveland, Jones, and Shepard:

H.B. 624, A BILL TO BE ENTITLED AN ACT TO ENHANCE THE ABILITY OF LAWFUL CITIZENS OF NORTH CAROLINA TO PROTECT THEMSELVES, CHILDREN, AND OTHERS FROM CRIMINALS AND VIOLENT SOCIOPATHS AND TO EXPAND AREAS IN WHICH LAWFUL CONCEALED HANDGUN PERMIT HOLDERS MAY CARRY OR KEEP FIREARMS FOR PROTECTION OF THEMSELVES AND OTHERS, is referred to the Committee on Judiciary.

By Representatives Moffitt, Howard, Setzer, and Ramsey (Primary Sponsors); B. Brown, Cotham, Holley, Jones, Martin, Pittman, and Wray:

H.B. 625, A BILL TO BE ENTITLED AN ACT RELATING TO ZONING PROVISIONS FOR TEMPORARY HEALTH CARE STRUCTURES, is referred to the Committee on Government.

By Representatives Moffitt, Setzer, Torbett, and D. Ross (Primary Sponsors); Brandon, Carney, Cunningham, Earle, Faircloth, Fisher, Floyd, Hamilton, Harrison, Lucas, Pittman, Ramsey, Stone, Whitmire, and Wray:

H.B. 626, A BILL TO BE ENTITLED AN ACT TO PROMPTLY NOTIFY LOCAL 911 CALL CENTERS OF CERTAIN INFORMATION ABOUT VEHICLES THAT HAVE BEEN TOWED, is referred to the Committee on Transportation.

April 10, 2013

By Representatives Glazier, Foushee, McManus, and Luebke (Primary Sponsors); L. Bell, Carney, Earle, Fisher, Floyd, Gill, C. Graham, G. Graham, L. Hall, Hanes, Harrison, Holley, Lucas, Mobley, R. Moore, Pierce, Richardson, D. Ross, Terry, and Wray:

H.R. 627, A HOUSE RESOLUTION SUPPORTING COMPREHENSIVE IMMIGRATION REFORM, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Presnell and Catlin (Primary Sponsors); Brisson, Brody, B. Brown, Cleveland, Collins, Dixon, Elmore, Faircloth, Jones, Jordan, McElraft, Pittman, Ramsey, Riddell, and Whitmire:

H.B. 628, A BILL TO BE ENTITLED AN ACT TO PROTECT NORTH CAROLINA TIMBER PRODUCERS BY REQUIRING THAT SUSTAINABLE BUILDING STANDARDS NOT DISADVANTAGE OR FORBID THE USE OF BUILDING MATERIALS PRODUCED IN THIS STATE, is referred to the Committee on Agriculture.

By Representatives Martin, R. Brawley, and Lewis (Primary Sponsors); Jones, Lambeth, Pittman, Starnes, and Steinburg:

H.B. 629, A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF A SPECIAL PURPOSE PROJECT TO INCLUDE SOLID WASTE DISPOSAL FACILITIES, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Finance.

By Representatives Murry, Moffitt, R. Moore, and Hamilton (Primary Sponsors); Brandon, Brisson, B. Brown, Burr, Cotham, Faircloth, Ford, Hanes, Jones, Martin, Ramsey, Riddell, S. Ross, Samuelson, Shepard, Szoka, and Wray:

H.B. 630, A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA PARTNERSHIP FOR PROSPERITY, is referred to the Committee on Commerce and Job Development.

By Representatives Faircloth, Lambeth, Lewis, and Brandon (Primary Sponsors); Brisson, B. Brown, Bumgardner, Cunningham, Fisher, Floyd, Glazier, G. Graham, Hamilton, Harrison, Holley, Horn, Hurley, Jones, Jordan, Lucas, Luebke, Martin, Mobley, Moffitt, Murry, Ramsey, Riddell, Stevens, Tine, Turner, Waddell, Whitmire, and Wray:

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H.R. 631, A HOUSE RESOLUTION SUPPORTING CONTINUED RESEARCH TO FIND A TREATMENT AND CURE FOR AMYOTROPHIC LATERAL SCLEROSIS (ALS), ALSO KNOWN AS LOU GEHRIG'S DISEASE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Moffitt, W. Brawley, Saine, and Setzer (Primary Sponsors); J. Bell, Blust, R. Brawley, B. Brown, Cleveland, Ford, Jones, Jordan, Malone, Martin, Murry, Ramsey, Shepard, Speciale, Stone, Turner, and Whitmire:

H.B. 632, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE PROPERTY OWNERS PROTECTION ACT, is referred to Judiciary Subcommittee B.

By Representatives Michaux and Glazier (Primary Sponsors); L. Bell, Brandon, Fisher, Foushee, L. Hall, Harrison, Holley, Lucas, Mobley, R. Moore, Pierce, Richardson, Terry, and Wray:

H.B. 633, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE ELECTION LAWS, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Elections.

By Representatives Lambeth, Hanes, Jones, and Malone (Primary Sponsors); Floyd, Pittman, Ramsey, Steinburg, and Whitmire:

H.B. 634, A BILL TO BE ENTITLED AN ACT REQUIRING THE NORTH CAROLINA MEDICAL CARE COMMISSION TO ADOPT RULES ESTABLISHING STANDARDIZED HOSPITAL EMERGENCY CODES AND STANDARDIZED RESPONSES TO EACH OF THESE EMERGENCY CODES, AND REQUIRING HOSPITALS TO IMPLEMENT THEM, is referred to the Committee on Health and Human Services.

By Representatives Lambeth, Conrad, Terry, and Hanes (Primary Sponsors); Floyd, Holley, Jones, Martin, Pittman, and Stevens:

H.B. 635, A BILL TO BE ENTITLED AN ACT ALLOWING A CLERK OR ASSISTANT OR DEPUTY CLERK OF SUPERIOR COURT OR A MAGISTRATE TO ISSUE BY FACSIMILE TRANSMISSION AN INVOLUNTARY INPATIENT COMMITMENT CUSTODY ORDER TO A PETITIONING PHYSICIAN, ELIGIBLE PSYCHOLOGIST, OR DESIGNEE AT A TWENTY-FOUR-HOUR FACILITY WHEN THE RESPONDENT IS ALREADY PHYSICALLY PRESENT AT THE TWENTY-FOUR-HOUR FACILITY, is referred to Judiciary Subcommittee C.

April 10, 2013

By Representatives Alexander and Horn (Primary Sponsors):

H.B. 636, A BILL TO BE ENTITLED AN ACT TO DIRECT THE NORTH CAROLINA GEOGRAPHIC INFORMATION COORDINATING COUNCIL TO RECOMMEND THAT NEGRO HEAD CREEK IN UNION COUNTY BE RENAMED SALEM CREEK, is referred to the Committee on Government.

By Representatives Alexander, Baskerville, Brandon, Cunningham, Earle, Fisher, Hamilton, Harrison, Holley, Mobley, R. Moore, and Richardson:

H.B. 637, A BILL TO BE ENTITLED AN ACT TO AMEND THE PENALTY IMPOSED FOR POSSESSION OF CERTAIN QUANTITIES OF MARIJUANA AND TO PROVIDE FOR THE EXPUNCTION OF A CLASS 3 MISDEMEANOR CONVICTION OF POSSESSION OF MARIJUANA THAT OCCURRED PRIOR TO DECEMBER 1, 2013, is referred to Judiciary Subcommittee B.

By Representatives Steinburg and Tine (Primary Sponsors); and Waddell:

H.B. 638, A BILL TO BE ENTITLED AN ACT INCREASING THE MAXIMUM SIZE OF THE AREA BOARD OF LARGER MULTICOUNTY AREA AUTHORITIES IN ORDER TO ENSURE REPRESENTATION BY AT LEAST ONE COUNTY COMMISSIONER FROM EACH OF THE CONSTITUENT COUNTIES WITHIN THE MULTICOUNTY AREA AUTHORITY, is referred to the Committee on Government.

By Representative R. Brawley:

H.B. 639, A BILL TO BE ENTITLED AN ACT TO AMEND THE INSURANCE LAWS CONCERNING THE CANCELLATION OF WORKERS' COMPENSATION INSURANCE, is referred to the Committee on Insurance and, if favorable, to the Committee on Commerce and Job Development.

By Representative R. Brawley:

H.B. 640, A BILL TO BE ENTITLED AN ACT TO REQUIRE REPORTING OF ALL GIFTS GIVEN BY LOBBYISTS AND LOBBYIST PRINCIPALS TO LEGISLATORS, LEGISLATIVE EMPLOYEES, AND PUBLIC SERVANTS, is referred to the Committee on Rules, Calendar, and Operations of the House.

April 10, 2013

By Representatives Davis and Daughtry (Primary Sponsors); Brandon, Floyd, Lucas, and Stevens:

H.B. 641, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE COURT HAS THE DISCRETION TO DETERMINE WHETHER TO DEFER PROSECUTION FOR A FIRST OFFENSE OF CERTAIN DRUG OFFENSES, is referred to Judiciary Subcommittee C.

By Representatives Conrad, Jeter, Moffitt, and Murry (Primary Sponsors); Arp, Brody, B. Brown, Ford, Jones, Jordan, Lambeth, Martin, Pittman, Riddell, Speciale, and Stevens:

H.B. 642, A BILL TO BE ENTITLED AN ACT TO LOWER THE CORPORATE INCOME TAX RATE, is referred to the Committee on Finance.

By Representatives Cotham, Dollar, Collins, and Murry (Primary Sponsors); Blust, Brandon, Brisson, B. Brown, Cunningham, Earle, Fisher, Floyd, Fulghum, G. Graham, D. Hall, L. Hall, Hamilton, Hanes, Harrison, Holley, Iler, Jackson, Jeter, Jones, Jordan, Lucas, Martin, Mobley, Moffitt, Ramsey, D. Ross, Setzer, Speciale, Waddell, Whitmire, and Wray:

H.B. 643, A BILL TO BE ENTITLED AN ACT TO PROTECT MUNICIPAL AND COUNTY LAW ENFORCEMENT OFFICERS WHO REPORT IMPROPER OR UNLAWFUL GOVERNMENT ACTIVITY FROM RETALIATION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Fulghum, Murry, and Carney (Primary Sponsors); Brandon, Earle, Fisher, Hamilton, Harrison, Jones, Lucas, Mobley, Ramsey, and Wray:

H.B. 644, A BILL TO BE ENTITLED AN ACT RELATING TO THE HANDLING OF HAZARDOUS DRUGS TO PREVENT DISEASE AND INJURY CAUSED BY EXPOSURE, is referred to the Committee on Health and Human Services.

By Representatives Catlin, Hager, Murry, and Moffitt (Primary Sponsors); B. Brown, Ford, Martin, Ramsey, and Samuelson:

H.B. 645, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES GOVERNING GUARANTEED ENERGY SAVINGS CONTRACTS FOR GOVERNMENTAL UNITS, is referred to the Committee on Public Utilities and Energy.

April 10, 2013

By Representatives Catlin and S. Ross (Primary Sponsors); B. Brown, Cotham, Ford, Jones, Moffitt, Ramsey, Riddell, and Turner:

H.B. 646, A BILL TO BE ENTITLED AN ACT TO PROHIBIT A COUNTY OR CITY FROM ADOPTING OR ENFORCING ANY ORDINANCE, RULE, REGULATION, OR RESOLUTION THAT REGULATES THE TRIMMING OR REMOVAL BY A CITY, TOWN, COUNTY, OR PUBLIC AIRPORT AUTHORITY OF TREES ON THE PROPERTY OF THE AIRPORT OWNED OR CONTROLLED BY THE CITY, TOWN, COUNTY, OR PUBLIC AIRPORT AUTHORITY, is referred to the Committee on Government.

By Representatives Cotham, Brandon, Hamilton, and Jackson (Primary Sponsors); Carney, Fisher, Floyd, Gill, G. Graham, L. Hall, Harrison, Holley, Lucas, Mobley, R. Moore, D. Ross, and Wray:

H.B. 647, A BILL TO BE ENTITLED AN ACT AMENDING THE STATE PERSONNEL ACT TO INCLUDE SEXUAL ORIENTATION AND GENDER IDENTITY OR EXPRESSION TO THE LIST OF CLASSIFICATIONS COVERED BY THE STATE'S EQUAL EMPLOYMENT OPPORTUNITY LAW AND REQUIRING LOCAL BOARDS OF EDUCATION TO ADOPT POLICIES FOR NONDISCRIMINATION IN EMPLOYMENT, INCLUDING SEXUAL ORIENTATION AND GENDER IDENTITY OR EXPRESSION AMONG THE COVERED CLASSIFICATIONS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Jordan and Michaux (Primary Sponsors); J. Bell, L. Bell, Brandon, Collins, Cunningham, Earle, Fisher, Ford, Foushee, Glazier, Harrison, Holley, Hurley, Jones, Lucas, Martin, McGrady, McManus, Mobley, Pierce, Richardson, Riddell, D. Ross, Saine, Shepard, Starnes, Steinburg, Szoka, and Waddell:

H.B. 648, A BILL TO BE ENTITLED AN ACT TO PERMIT COUNTIES TO HAVE FEWER THAN ALL PRECINCTS OPEN FOR A SECOND PRIMARY, is referred to the Committee on Elections.

By Representatives Collins and Dockham (Primary Sponsors); R. Brawley, B. Brown, Martin, Moffitt, Murry, and Ramsey:

H.B. 649, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE SMALL EMPLOYER GROUP HEALTH COVERAGE REFORM ACT TO MITIGATE THE EFFECTS OF THE FEDERAL AFFORDABLE CARE ACT ON NORTH CAROLINA'S SMALL BUSINESSES, is referred to the Committee on Insurance.

April 10, 2013

By Representatives Collins and R. Brawley:

H.B. 650, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING, CONFORMING, AND OTHER CHANGES TO THE NORTH CAROLINA LIFE AND HEALTH INSURANCE GUARANTY ASSOCIATION ACT, is referred to the Committee on Insurance.

By Representatives Collins, Hager, Burr, and Martin (Primary Sponsors); Arp, Blust, R. Brawley, Fulghum, Jones, and Riddell:

H.B. 651, A BILL TO BE ENTITLED AN ACT TO REQUIRE INSURERS ISSUING HEALTH BENEFIT POLICIES IN THIS STATE TO INDICATE ON THEIR PREMIUM STATEMENT TO CONSUMERS THE AMOUNT OF THE PREMIUM INCREASE, IF ANY, ATTRIBUTABLE TO THE PATIENT PROTECTION AND AFFORDABLE CARE ACT, is referred to the Committee on Insurance.

By Representatives Davis and Stam (Primary Sponsors); Alexander, Presnell, Shepard, and Stevens:

H.B. 652, A BILL TO BE ENTITLED AN ACT TO ALLOW AN ILLEGITIMATE CHILD TO INHERIT FROM A PERSON WHO DIED PRIOR TO OR WITHIN ONE YEAR AFTER THE BIRTH OF THAT CHILD IF PATERNITY CAN BE ESTABLISHED BY DNA TESTING, is referred to Judiciary Subcommittee C.

By Representatives Harrison and Fisher (Primary Sponsors); Baskerville, Brandon, Floyd, Glazier, L. Hall, Hamilton, McManus, Mobley, and R. Moore:

H.B. 653, A BILL TO BE ENTITLED AN ACT PROVIDING FOR SHAREHOLDER VOTE ON CORPORATE INDEPENDENT EXPENDITURES AND ELECTIONEERING COMMUNICATIONS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Harrison, McGrady, Torbett, and Fisher (Primary Sponsors); Alexander, Floyd, Glazier, Lucas, Mobley, Ramsey, and D. Ross:

H.B. 654, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ANY ENERGY SAVINGS REALIZED BY STATE AGENCIES MAY REMAIN AVAILABLE TO THE AGENCY FOR OTHER FACILITY UPGRADES RELATED TO REDUCING ENERGY AND WATER CONSUMPTION, is referred to the Committee on Public Utilities and Energy.

April 10, 2013

By Representatives Harrison and Fisher (Primary Sponsors); Alexander, R. Brawley, B. Brown, and L. Hall:

H.B. 655, A BILL TO BE ENTITLED AN ACT TO ADD POLITICAL ROBO CALLS TO THE DO NOT CALL REGISTRY, is referred to the Committee on Elections and, if favorable, to Judiciary Subcommittee A.

By Representatives McNeill, Faircloth, Goodman, and Dobson (Primary Sponsors); Ford, Jones, Jordan, and Turner:

H.B. 656, A BILL TO BE ENTITLED AN ACT TO REVISE THE LAWS GOVERNING THE SEIZURE, FORFEITURE, AND SALE OF MOTOR VEHICLES USED BY DEFENDANTS IN FELONY CASES INVOLVING SPEEDING TO ELUDE ARREST, is referred to the Committee on Judiciary and, if favorable, to the Committee on Finance.

By Representatives McNeill, Jones, S. Ross, and Malone (Primary Sponsors):

H.B. 657, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON JUSTICE AND PUBLIC SAFETY TO STUDY THE COSTS ASSOCIATED WITH THE ISSUANCE OF WARNING TICKETS BY THE STATE HIGHWAY PATROL AND WAYS TO OFFSET SUCH COSTS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives McNeill, Jones, and S. Ross (Primary Sponsors):

H.B. 658, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE ACTUAL CONCENTRATION RESULTS OF AN ALCOHOL SCREENING TEST MAY BE USED FOR DETERMINING IF THERE ARE REASONABLE GROUNDS FOR BELIEVING A DRIVER CONSUMED ALCOHOL OR COMMITTED AN IMPLIED CONSENT OFFENSE, is referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary.

By Representatives Moffitt, Howard, W. Brawley, and Lewis (Primary Sponsors); Blust, B. Brown, Martin, Ramsey, Samuelson, Setzer, Speciale, Stone, and Warren:

H.B. 659, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ADDITIONAL ETHICS STANDARDS IN COUNTIES AND CITIES, is referred to the Committee on Government and, if favorable, to the Committee on Appropriations.

April 10, 2013

By Representatives Alexander and Boles (Primary Sponsors); L. Bell, Brandon, Floyd, G. Graham, Lucas, and Wray:

H.B. 660, A BILL TO BE ENTITLED AN ACT TO ALLOW FUNERAL PROCESSIONS TO HAVE THE RIGHT-OF-WAY AT INTERSECTIONS REGARDLESS OF TRAFFIC CONTROL SIGNS OR SIGNALS; TO CLARIFY THE AMOUNT A PERSON MAY BE FINED FOR COMMITTING CERTAIN VIOLATIONS INVOLVING FUNERAL PROCESSIONS; AND TO PROVIDE IMMUNITY TO THE FUNERAL DIRECTOR OR FUNERAL ESTABLISHMENT FOR ANY DEATH, PERSONAL INJURY, OR PROPERTY DAMAGE CAUSED BY THE ACTION OR INACTION OF A PERSON OPERATING A VEHICLE IN A FUNERAL PROCESSION, is referred to Judiciary Subcommittee A.

By Representatives Boles, Samuelson, Moffitt, and Alexander (Primary Sponsors); Shepard, Starnes, and Wray:

H.B. 661, A BILL TO BE ENTITLED AN ACT REWRITING THE LAWS REGULATING LANDSCAPE CONTRACTORS AND AUTHORIZING THE NORTH CAROLINA LANDSCAPE CONTRACTORS' LICENSING BOARD TO INCREASE CERTAIN FEES AND ESTABLISH CERTAIN NEW FEES, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Finance.

By Representatives Samuelson, Saine, Hager, and R. Brawley (Primary Sponsors); and Szoka:

H.B. 662, A BILL TO BE ENTITLED AN ACT ALLOWING LICENSED IRRIGATION CONTRACTORS TO INSTALL AND SERVICE BACKFLOW PREVENTION ASSEMBLIES, is referred to the Committee on Regulatory Reform.

By Representatives Ramsey, Langdon, Waddell, and Dixon (Primary Sponsors); Cleveland, Lucas, Martin, and Wray:

H.B. 663, A BILL TO BE ENTITLED AN ACT TO LIMIT THE LIABILITY OF NORTH CAROLINA COMMODITY PRODUCERS ARISING FROM FOOD SAFETY ISSUES RELATED TO THEIR PRODUCTS, ONCE THOSE PRODUCTS HAVE BEEN ACCEPTED BY A PROCESSOR OR RESELLER, is referred to the Committee on Agriculture and, if favorable, to Judiciary Subcommittee A.

April 10, 2013

By Representatives Hager, Moffitt, W. Brawley, and Alexander (Primary Sponsors); Adams, Arp, Baskerville, Brandon, B. Brown, Collins, Cotham, Dockham, Earle, Floyd, Hanes, Holley, Jeter, Jones, Lucas, Martin, R. Moore, Samuelson, Setzer, Starnes, Warren, and Wray:

H.B. 664, A BILL TO BE ENTITLED AN ACT TO AMEND THE AUTHORITY OF LOCAL GOVERNMENTS TO REGULATE WIRELESS TELECOMMUNICATION FACILITIES TO COMPLY WITH THE MIDDLE CLASS TAX RELIEF AND JOB CREATION ACT OF 2012 (P.L. 112-96), is referred to the Committee on Public Utilities and Energy and, if favorable, to the Committee on Finance.

By the Committee on Rules, Calendar, and Operations of the House; and Representative Floyd:

H.B. 665, A BILL TO BE ENTITLED AN ACT TO AMEND THE INSPECTION REQUIREMENTS FOR USED VEHICLES SOLD ON A SALVAGE TITLE BY DEALERS, is referred to the Committee on Transportation.

By the Committee on Rules, Calendar, and Operations of the House; and Representatives Fisher, Floyd, Glazier, Hanes, Harrison, Lambeth, Lucas, Martin, Mobley, Moffitt, Murry, Ramsey, Speciale, and Waddell:

H.B. 666, A BILL TO BE ENTITLED AN ACT TO STUDY THE USE OF CERTAIN SAFETY MEASURES IN SCHOOLS, INCLUDING THE INSTALLATION OF SILENT, PANIC ALARM SYSTEMS FOR USE IN LIFE-THREATENING AND EMERGENCY SITUATIONS, is referred to the Committee on Education.

By the Committee on Rules, Calendar, and Operations of the House; and Representatives Arp, Baskerville, J. Bell, R. Brawley, Brisson, B. Brown, Bumgardner, Carney, Cleveland, Collins, Earle, Faircloth, Floyd, Ford, Gill, Glazier, G. Graham, L. Hall, Hanes, Harrison, Holley, Horn, Jeter, Jones, Jordan, Lambeth, Lucas, Martin, McElraft, McManus, McNeill, Mobley, Moffitt, Murry, Pierce, Ramsey, Riddell, D. Ross, S. Ross, Samuelson, Setzer, Shepard, Speciale, Szoka, Waddell, Whitmire, and Wray:

H.R. 667, A HOUSE RESOLUTION CELEBRATING THE ONE HUNDRED FIFTH BIRTHDAY OF THE UNITED STATES ARMY RESERVE, HONORING THE COMMITMENT, DEDICATION, AND SERVICE TO AMERICA, AND OFFERING OUR CONTINUING SUPPORT TO OUR SOLDIERS.

April 10, 2013

Pursuant to Rule 32(a), the resolution is placed on the Calendar of April 16.

By the Committee on Rules, Calendar, and Operations of the House; and Representatives Bumgardner, Carney, Floyd, Ford, G. Graham, Hastings, Jones, Jordan, Lambeth, McManus, Murry, Riddell, Setzer, Shepard, Waddell, and Whitmire:

H.R. 668, A HOUSE RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF DALLAS WHILE OBSERVING THE TOWN'S ONE HUNDRED FIFTIETH ANNIVERSARY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By the Committee on Rules, Calendar, and Operations of the House; and Representatives R. Brawley, B. Brown, Collins, Lambeth, Martin, R. Moore, Murry, Riddell, Setzer, and Shepard:

H.B. 669, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By the Committee on Rules, Calendar, and Operations of the House; and Representatives Brandon, Carney, Cotham, Earle, Farmer-Butterfield, Floyd, Harrison, Lucas, Martin, and Samuelson:

H.B. 670, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO STUDY EXTENDING THE PROVISION OF FOSTER CARE TO THE AGE OF 21, is referred to the Committee on Rules, Calendar, and Operations of the House.

By the Committee on Rules, Calendar, and Operations of the House; and Representatives Ford and McGrady:

H.B. 671, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF MILLS RIVER, is referred to the Committee on Finance and, if favorable, to the Committee on Government.

By the Committee on Rules, Calendar, and Operations of the House:

H.B. 672, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE PINNACLE CLASSICAL ACADEMY, AN EXISTING CHARTER SCHOOL, TO ELECT TO PARTICIPATE IN THE TEACHERS' AND

STATE EMPLOYEES' RETIREMENT SYSTEM AND THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, is referred to the Committee on Education.

By the Committee on Rules, Calendar, and Operations of the House; and Representatives Arp, B. Brown, Floyd, Lucas, and Millis:

H.B. 673, A BILL TO BE ENTITLED AN ACT TO ALLOW THE USE OF BIOPTIC LENSES WHEN TESTING FOR A DRIVERS LICENSE AND THE ISSUANCE OF A RESTRICTED LICENSE TO AN INDIVIDUAL THAT PASSES CERTAIN REQUIREMENTS AFTER PASSING THE DRIVERS LICENSE EYE TEST, is referred to the Committee on Transportation.

By Representatives Stevens, Martin, and Szoka:

H.B. 674, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE TO DIRECT THE PROGRAM EVALUATION DIVISION TO STUDY THE CONTESTED CASE PROCESS CONTAINED IN ARTICLE 3 OF CHAPTER 150B OF THE GENERAL STATUTES IN CONNECTION WITH PROVIDER APPEALS UNDER THE MEDICAID PROGRAM, is referred to the Committee on Health and Human Services.

By Representatives Murry, Martin, Wray, and Wilkins (Primary Sponsors); Floyd and Moffitt:

H.B. 675, A BILL TO BE ENTITLED AN ACT AMENDING LAWS PERTAINING TO THE REGULATION OF PHARMACY TECHNICIANS, PHARMACY AUDITS, AND PRESCRIPTIONS FOR SCHEDULE II SUBSTANCES, is referred to the Committee on Commerce and Job Development.

MESSAGE FROM THE SENATE

The following is received from the Senate:

S.B. 353, A BILL TO BE ENTITLED AN ACT TO INCREASE PENALTIES FOR UNSAFE MOVEMENTS BY DRIVERS THAT THREATEN THE PROPERTY AND SAFETY OF MOTORCYCLISTS, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Transportation and, if favorable, to Judiciary Subcommittee B.

April 10, 2013

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Hager, Chair, for the Committee on Public Utilities and Energy:

S.B. 148, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE BONDING OF CORRUGATED STAINLESS STEEL TUBING (CSST) GAS PIPING SYSTEMS FROM LICENSING REQUIREMENTS UNDER THE LAWS PERTAINING TO ELECTRICAL CONTRACTORS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 11.

By Representative Stevens, Chair, for Judiciary Subcommittee C, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 456, A BILL TO BE ENTITLED AN ACT CONCERNING MEMBERSHIP ON THE DOMESTIC VIOLENCE REVIEW TEAM IN MECKLENBURG COUNTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 11.

H.B. 462, A BILL TO BE ENTITLED AN ACT TO INCREASE THE UNIFORM HOURLY FEE CHARGED TO PERSONS RECEIVING THE SERVICES OF A SUPERVISED VISITATION AND EXCHANGE CENTER THROUGH A FAMILY COURT PROGRAM, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 510, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE FOSTER CHILDREN'S BILL OF RIGHTS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 11. The original bill is placed on the Unfavorable Calendar.

April 10, 2013

By Representatives W. Brawley and Iler, Chairs, for the Committee on Transportation:

H.B. 86, A BILL TO BE ENTITLED AN ACT TO RESTORE THE RAILROAD FROM WALLACE TO CASTLE HAYNE, TO MAKE CAPITAL IMPROVEMENTS TO THE RAILROAD FROM CASTLE HAYNE TO WILMINGTON, AND TO STUDY ADDITIONAL IMPROVEMENTS TO MILITARY TRANSPORTATION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 410, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO CANCEL A CERTIFICATE OF TITLE TO A MANUFACTURED HOME WHEN THE PERSON REQUESTING CANCELLATION DOES NOT HAVE THE CERTIFICATE OF TITLE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to Judiciary Subcommittee B.

The committee substitute bill is re-referred to Judiciary Subcommittee B. The original bill is placed on the Unfavorable Calendar.

By Representatives Johnson and Langdon, Chairs, for the Committee on Education:

H.B. 452, A BILL TO BE ENTITLED AN ACT TO ENSURE THE SAFETY OF CHILDREN IN THE PUBLIC SCHOOLS BY INCREASING THE NUMBER OF SCHOOL RESOURCE OFFICERS, BY ENHANCING THE EFFECTIVENESS OF SCHOOL RESOURCE OFFICERS, AND BY IMPLEMENTING OTHER CRITICAL MEASURES TO ENHANCE CAMPUS SAFETY, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representatives Howard, R. Brawley, Lewis, and Setzer, Chairs, for the Committee on Finance:

H.B. 301, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING CHANGES TO THE LAWS REGULATING ENGINEERS AND LAND SURVEYORS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 11. The original bill is placed on the Unfavorable Calendar.

By Representative Blust, Chair, for Judiciary Subcommittee A, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 383 (Committee Substitute), AN ACT TO AMEND THE GRAIN DEALER LICENSING ACT TO INCREASE THE BONDING AMOUNT THAT MUST ACCOMPANY LICENSE APPLICATIONS AND TO SPECIFY ADDITIONAL GROUNDS FOR LICENSE REFUSAL OR REVOCATION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 11.

H.B. 482, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING MEDIATED SETTLEMENT CONFERENCES IN SUPERIOR COURT, MEDIATION IN DISTRICT COURT DOMESTIC CASES, AND THE REGULATION OF MEDIATORS, TO ESTABLISH A DISPUTE RESOLUTION FUND FOR MONIES COLLECTED THROUGH THE EXISTING ADMINISTRATIVE FEE FOR THE CERTIFICATION OF MEDIATORS AND MEDIATION TRAINING PROGRAMS, AND TO MAKE IT UNLAWFUL TO FALSELY REPRESENT ONESELF AS A CERTIFIED MEDIATOR OR TO FALSELY REPRESENT A MEDIATOR TRAINING PROGRAM AS CERTIFIED, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

S.B. 228 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT A UNIT OWNER IN A CONDOMINIUM AND A LOT OWNER IN A PLANNED COMMUNITY SHALL AFFORD ACCESS THROUGH THE LIMITED COMMON ELEMENT ASSIGNED OR ALLOCATED TO THE OWNER'S UNIT OR LOT TO THE ASSOCIATION AND, WHEN NECESSARY, TO OTHER UNIT OR LOT OWNERS FOR THE PURPOSE OF CONDUCTING MAINTENANCE, REPAIR, OR REPLACEMENT ACTIVITIES AND PROVIDING THAT A UNIT OR LOT OWNER IS LEGALLY RESPONSIBLE FOR DAMAGE TO A LIMITED COMMON ELEMENT CAUSED BY THE UNIT OR

LOT OWNER AND CLARIFYING THE LAWS REGARDING THE POWERS AND DUTIES OF A PLANNED COMMUNITY AND AMENDING THE PROCEDURES REGARDING AMENDMENT OF A RECORDED DECLARATION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 11.

H.B. 433, A BILL TO BE ENTITLED AN ACT TO SUPPORT THE ACTIVITIES OF THE ARMED FORCES AND TO MAINTAIN AND ENHANCE THE MILITARY'S PRESENCE IN NORTH CAROLINA BY REGULATING THE HEIGHT OF BUILDINGS AND STRUCTURES LOCATED IN AREAS THAT SURROUND MILITARY INSTALLATIONS IN THE STATE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 11. The original bill is placed on the Unfavorable Calendar.

H.B. 343, A BILL TO BE ENTITLED AN ACT TO ELIMINATE ARBITRATION CAPS IN DISTRICT COURT, TO MAKE CLARIFICATIONS TO COURT FEES, TO AMEND THE MOTION FEE EXEMPTION, TO REQUIRE COUNTIES AND MUNICIPALITIES TO ADVANCE FEES, AND TO PROVIDE PRIORITY FOR THE PAYMENT OF CRIMINAL COSTS AND FEES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 407, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CLERKS OF SUPERIOR COURT TO DETERMINE THE REASONABLENESS OF COUNSEL FEES PAID TO AN ATTORNEY SERVING AS A TRUSTEE IN A POWER OF SALE FORECLOSURE PROCEEDING, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 11. The original bill is placed on the Unfavorable Calendar.

April 10, 2013

By Representative W. Brawley, Chair, for the Regulatory Reform Subcommittee on Local Government, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 192 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PERMIT LOCAL GOVERNMENTS TO ENACT SIDEWALK DINING ORDINANCES FOR USE OF STATE-OWNED RIGHT-OF-WAY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 11.

By Representatives Dixon and Langdon, Chairs, for the Committee on Agriculture:

S.B. 355, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE MEANING OF THE TERMS "PLANTING AND HARVESTING SEASON" AND "PLANTING AND HARVESTING PERIOD" FOR PURPOSES OF APPLYING FEDERAL LAWS OR REGULATIONS RELATING TO HOURS-OF-SERVICE RULES FOR CERTAIN DRIVERS TRANSPORTING AGRICULTURAL PRODUCTS, with a favorable report as to the House committee substitute bill, unfavorable as to the original bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Transportation.

The House committee substitute bill is re-referred to the Committee on Transportation. The original bill is placed on the Unfavorable Calendar.

RE-REFERRALS

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 281**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE NAMES AND ADDRESSES OF PERSONS EXCUSED FROM JURY DUTY SHALL BE RETAINED BY THE CLERK OF SUPERIOR COURT FOR NOT LESS THAN TWO YEARS, is withdrawn from the Committee on Judiciary and re-referred to Judiciary Subcommittee C.

The serial referral to the Committee on Government is stricken.

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, the following bills are withdrawn from the Committee on Government and re-referred to the Committee on Finance and, if favorable, to the Committee on Government.

April 10, 2013

H.B. 500, A BILL TO BE ENTITLED AN ACT CONCERNING SATELLITE ANNEXATIONS BY THE CITY OF KANNAPOLIS.

H.B. 567, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF LUMBERTON.

H.B. 568, A BILL TO BE ENTITLED AN ACT TO DEANNEX CERTAIN DESCRIBED TERRITORY FROM THE CITY OF ASHEVILLE.

On motion of Representative T. Moore, the serial referral for **H.B. 278**, A BILL TO BE ENTITLED AN ACT ENCOURAGING PARTIES TO A DISPUTE INVOLVING CERTAIN MATTERS RELATED TO REAL ESTATE UNDER THE JURISDICTION OF A HOMEOWNERS ASSOCIATION TO INITIATE MEDIATION TO TRY TO RESOLVE THE DISPUTE PRIOR TO FILING A CIVIL ACTION, to the Committee on Rules, Calendar, and Operations of the House is stricken.

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 405**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ANY JUSTICE OR JUDGE OF THE GENERAL COURT OF JUSTICE OF THE STATE OF NORTH CAROLINA WHO HAS A CONCEALED HANDGUN PERMIT THAT IS VALID IN NORTH CAROLINA IS EXEMPT FROM THE GENERAL PROHIBITION AGAINST CARRYING A CONCEALED WEAPON AND FROM THE PROHIBITIONS AGAINST CARRYING A WEAPON ON CERTAIN PREMISES OR IN CERTAIN CIRCUMSTANCES, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Judiciary.

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **S.B. 42** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A CHARTER SCHOOL IS A GOVERNMENTAL UNIT FOR THE PURPOSE OF A LEASE OR TRANSFER OF PERSONAL OR REAL PROPERTY BETWEEN A CHARTER SCHOOL AND ANOTHER GOVERNMENTAL UNIT, is withdrawn from the Committee on Finance and re-referred to the Committee on Education.

The House stands adjourned at 5:15 p.m.

April 10, 2013

FORTY-THIRD DAY

HOUSE OF REPRESENTATIVES
Thursday, April 11, 2013

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative John Faircloth.

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 10 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Boles, Brisson, Foushee, Goodman, C. Graham, Waddell, and West for today. Representatives Avila, Glazier, Hastings, Johnson, and Luebke are excused for a portion of the Session.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

H.B. 139, AN ACT TO ADOPT THE UNIFORM DEPLOYED PARENTS CUSTODY AND VISITATION ACT.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 11, AN ACT TO DESIGNATE THE MONTH OF APRIL OF EACH YEAR AS ORGAN DONATION AWARENESS/DONATE LIFE MONTH AND TO PROVIDE THAT THE ACT SHALL BE ENTITLED "DUFFY'S LAW." (S.L. 2013-22)

S.B. 20, AN ACT TO PROVIDE LIMITED IMMUNITY FROM PROSECUTION FOR (1) CERTAIN DRUG-RELATED OFFENSES COMMITTED BY AN INDIVIDUAL WHO SEEKS MEDICAL ASSISTANCE FOR A PERSON EXPERIENCING A DRUG-RELATED OVERDOSE AND (2) CERTAIN DRUG-RELATED OFFENSES COMMITTED BY

AN INDIVIDUAL EXPERIENCING A DRUG-RELATED OVERDOSE AND IN NEED OF MEDICAL ASSISTANCE; TO PROVIDE IMMUNITY FROM CIVIL OR CRIMINAL LIABILITY FOR (1) PRACTITIONERS WHO PRESCRIBE AN OPIOID ANTAGONIST TO CERTAIN THIRD PARTIES AND (2) CERTAIN INDIVIDUALS WHO ADMINISTER AN OPIOID ANTAGONIST TO A PERSON EXPERIENCING A DRUG-RELATED OVERDOSE; AND TO PROVIDE LIMITED IMMUNITY FROM PROSECUTION FOR CERTAIN ALCOHOL-RELATED OFFENSES COMMITTED BY PERSONS UNDER THE AGE OF 21 WHO SEEK MEDICAL ASSISTANCE FOR ANOTHER PERSON. (S.L. 2013-23)

S.B. 33, AN ACT TO REQUIRE THAT OCCUPATIONAL LICENSING BOARDS CONSIDER CERTAIN FACTORS BEFORE DENYING LICENSES TO APPLICANTS WITH CRIMINAL RECORDS, AS RECOMMENDED BY THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE. (S.L. 2013-24)

S.B. 24, AN ACT TO AMEND THE GAMELAND BUFFER REQUIREMENT APPLICABLE TO SANITARY LANDFILLS FOR THE DISPOSAL OF CONSTRUCTION AND DEMOLITION DEBRIS WASTE UNDER CERTAIN CONDITIONS. (S.L. 2013-25)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representatives Stone and Warren, Chairs, for the Committee on Government:

H.B. 289, A BILL TO BE ENTITLED AN ACT RELATED TO THE PURCHASING OF REFURBISHED COMPUTER EQUIPMENT AS A METHOD OF ACQUISITION FOR STATE AND LOCAL GOVERNMENTAL ENTITIES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 15.

H.B. 321 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL THE REQUIREMENT THAT LOCAL GOVERNMENTS DEVELOP AND MAINTAIN A SOLID WASTE MANAGEMENT PLAN, with a favorable report.

April 11, 2013

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 15.

H.B. 390, A BILL TO BE ENTITLED AN ACT MAKING VARIOUS CHANGES TO THE LAWS RELATING TO STATE INFORMATION TECHNOLOGY GOVERNANCE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 15.

H.B. 506, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF WEDDINGTON TO ENTER INTO LONG-TERM AGREEMENTS WITH VOLUNTEER FIRE DEPARTMENTS TO PROVIDE FIRE PROTECTION SERVICES TO THE CITIZENS OF THE TOWN, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 15.

H.B. 544, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF WILMINGTON TO DELETE LANGUAGE THAT RESTRICTED THE LENGTH OF THE TERM OF A MEMBER OF THE CIVIL SERVICE COMMISSION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 15.

H.B. 546, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE TERM OF THE CHAIRPERSON FOR THE BOARD OF TRUSTEES OF THE ROANOKE RAPIDS GRADED SCHOOL DISTRICT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 15.

H.B. 143, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF EDEN TO NEGOTIATE ANNEXATION CONTRACTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 260, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN ROWAN COUNTY OWNED PARCELS IN THE VICINITY OF THE ROWAN COUNTY AIRPORT FROM THE CORPORATE LIMITS OF THE CITY OF SALISBURY, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

April 11, 2013

H.B. 404, A BILL TO BE ENTITLED AN ACT TO ALLOW CAMDEN COUNTY TO COLLECT DELINQUENT STORMWATER UTILITY FEES IN THE SAME MANNER AS DELINQUENT PERSONAL AND REAL PROPERTY TAXES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 412, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF EDEN TO ENTER INTO AN AGREEMENT FOR PAYMENTS IN LIEU OF ANNEXATION, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 524, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF GREENSBORO TO AUTHORIZE THE CITY TO ESTABLISH A SMALL BUSINESS ENTERPRISE PROGRAM AND TO CHANGE CERTAIN REFERENCES FROM BUILDING INSPECTOR TO COMPLIANCE OFFICER, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representatives Jordan and McGrady, Chairs, for Judiciary Subcommittee B, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 333, A BILL TO BE ENTITLED AN ACT TO CLARIFY SEX OFFENDER STATUTES RELATING TO RESIDENCY AND REGISTRATION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 15.

S.B. 122 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD THE OFFENSE OF HUMAN TRAFFICKING TO THE LIST OF CRIMINAL CONVICTIONS THAT REQUIRE REGISTRATION UNDER THE SEX OFFENDER AND PUBLIC PROTECTION REGISTRATION PROGRAM, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 15.

April 11, 2013

H.B. 88, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING INCAPACITY TO PROCEED, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 15. The original bill is placed on the Unfavorable Calendar.

H.B. 203, A BILL TO BE ENTITLED AN ACT AMENDING THE HOMEOWNER AND HOMEBUYER PROTECTION ACT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 15. The original bill is placed on the Unfavorable Calendar.

H.B. 173, A BILL TO BE ENTITLED AN ACT TO REVISE THE NORTH CAROLINA CONTROLLED SUBSTANCES REPORTING SYSTEM ACT, AS RECOMMENDED BY THE CHILD FATALITY TASK FORCE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Health and Human Services.

The committee substitute bill is re-referred to the Committee on Health and Human Services. The original bill is placed on the Unfavorable Calendar.

By Representative Dockham, Chair, for the Committee on Insurance:

H.B. 340, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DEPARTMENT OF INSURANCE TO LICENSE NATIONAL TRAVEL INSURANCE PRODUCERS TO SELL TRAVEL INSURANCE THROUGH THIRD-PARTY TRAVEL RETAILERS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

April 11, 2013

Representative Moffitt, Chair, for the Standing Committee on Regulatory Reform, refers **H.B. 153**, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON GENERAL GOVERNMENT, to the Regulatory Reform Subcommittee on Business and Labor.

Representative Moffitt, Chair, for the Standing Committee on Regulatory Reform, refers **H.B. 662**, A BILL TO BE ENTITLED AN ACT ALLOWING LICENSED IRRIGATION CONTRACTORS TO INSTALL AND SERVICE BACKFLOW PREVENTION ASSEMBLIES, to the Regulatory Reform Subcommittee on Environmental.

Representative Moffitt, Chair, for the Standing Committee on Regulatory Reform, refers the following bills to the Regulatory Reform Subcommittee on Local Government:

H.B. 200 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CORRECT GENERAL REAPPRAISALS RESULTING IN PROPERTY VALUES THAT DO NOT COMPLY WITH THE REQUIREMENTS OF NORTH CAROLINA LAW BY SETTING FORTH THE STEPS REQUIRED TO BRING THE GENERAL REAPPRAISAL INTO COMPLIANCE WITH THE APPLICABLE PROPERTY TAX MANDATES.

H.B. 575, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE PROVISIONS OF HOUSE BILL 150, IF IT BECOMES LAW, DO NOT APPLY TO THE MORRISVILLE TOWN CENTER PLAN.

Representative Murry, Chair, for the Standing Committee on Commerce and Job Development, refers the following bills to the Commerce and Job Development Subcommittee on Energy and Emerging Markets:

H.B. 400, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DEPARTMENT OF CULTURAL RESOURCES TO GENERATE REVENUE BY PROVIDING FOOD AND VENDING SERVICES AT MUSEUMS AND HISTORIC SITES.

H.B. 489, A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM PERMITTING REQUIREMENTS PERSONS INSTALLING ELECTRIC LOAD CONTROL SWITCHES UNDER THE LAWS REGULATING ELECTRICAL CONTRACTORS AND TO MAKE CONFORMING CHANGES UNDER THE LAWS PERTAINING TO BUILDING INSPECTION PERMITS FOR COUNTIES AND CITIES.

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Representative Murry, Chair, for the Standing Committee on Commerce and Job Development, refers **H.B. 629**, A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF A SPECIAL PURPOSE PROJECT TO INCLUDE SOLID WASTE DISPOSAL FACILITIES, to the Commerce and Job Development Subcommittee on Military and Agriculture.

CALENDAR

Action is taken on the following:

On motion of Representative T. Moore and without objection, **H.B. 370**, A BILL TO BE ENTITLED AN ACT TO SHORTEN THE REVIEW PERIOD FOR POTENTIAL DISPOSITIONS OF STATE-OWNED REAL PROPERTY, is withdrawn from the Calendar and re-referred to the Committee on Rules, Calendar, and Operations of the House.

H.B. 488 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROMOTE THE PROVISION OF REGIONAL WATER AND SEWER SERVICES BY TRANSFERRING OWNERSHIP AND OPERATION OF CERTAIN PUBLIC WATER AND SEWER SYSTEMS THAT DO NOT FUNCTION AS JOINT OR REGIONAL WATER OR SEWER SYSTEMS TO A METROPOLITAN WATER AND SEWERAGE DISTRICT.

Representative Stam offers Amendment No. 1 which is adopted by electronic vote (104-5). This amendment changes the title.

The bill, as amended, passes its second reading, by the following vote. The bill is ordered engrossed and remains on the Calendar.

Those voting in the affirmative are: Representatives Arp, Avila, J. Bell, Blackwell, Blust, W. Brawley, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Catlin, Cleveland, Collins, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Elmore, Ford, Fulghum, Hager, Hardister, Hollo, Holloway, Horn, Howard, Hurley, Iler, Jeter, Johnson, Jones, Jordan, Langdon, Lewis, Malone, Martin, McElraft, McGrady, McNeill, Millis, Moffitt, T. Moore, Murry, Pittman, Presnell, Ramsey, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Torbett, Turner, Warren, Wells, and Whitmire - 68.

Voting in the negative: Representatives Adams, Alexander, Baskerville, L. Bell, Brandon, R. Brawley, Carney, Conrad, Cotham, Cunningham, Earle, Faircloth, Farmer-Butterfield, Fisher, Floyd, Gill, Glazier, G. Graham, D. Hall, L. Hall, Hamilton, Hanes, Harrison, Holley, Insko, Jackson, Lambeth, Lucas, Luebke, McManus, Michaux, Mobley, R. Moore, Pierce, Queen, Richardson, D. Ross, Terry, Tine, Tolson, Wilkins, and Wray - 42.

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Excused absences: Representatives Boles, Brisson, Foushee, Goodman, C. Graham, Hastings, Waddell, and West - 8.

H.B. 392 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING A COUNTY DEPARTMENT OF SOCIAL SERVICES (DSS) TO VERIFY WHETHER AN APPLICANT FOR OR RECIPIENT OF TEMPORARY ASSISTANCE TO NEEDY FAMILY (TANF) BENEFITS OR FOOD AND NUTRITION SERVICES (FNS) BENEFITS, IS A FLEEING FELON OR A PROBATION OR PAROLE VIOLATOR, TO DIRECT INTERAGENCY COOPERATION AND INFORMATION SHARING IN ORDER TO VERIFY THE ELIGIBILITY STATUS OF AN APPLICANT OR RECIPIENT, AND TO DENY TANF OR FNS BENEFITS TO AN APPLICANT OR RECIPIENT WHO IS A FLEEING FELON OR A PROBATION OR PAROLE VIOLATOR.

Representative Luebke offers Amendment No. 2.

The Speaker rules Amendment No. 2 out of order.

The bill, as amended, passes its third reading, by electronic vote (106-6), and is ordered engrossed and sent to the Senate.

On motion of the Chair and without objection, **S.B. 148**, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE BONDING OF CORRUGATED STAINLESS STEEL TUBING (CSST) GAS PIPING SYSTEMS FROM LICENSING REQUIREMENTS UNDER THE LAWS PERTAINING TO ELECTRICAL CONTRACTORS, is withdrawn from the Calendar and placed on the Calendar of April 16.

S.B. 91 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW PERTAINING TO ADMINISTRATIVE ACTION THAT MAY BE TAKEN BY AN OCCUPATIONAL LICENSING BOARD AS A RESULT OF EXPUNGED CHARGES OR CONVICTIONS UNDER G.S. 15A-145.4 AND G.S. 15A-145.5; AND TO PROHIBIT AN EMPLOYER, EDUCATIONAL INSTITUTION, OR STATE OR LOCAL GOVERNMENT AGENCY FROM REQUESTING THAT AN APPLICANT PROVIDE INFORMATION REGARDING AN ARREST, CRIMINAL CHARGE, OR CRIMINAL CONVICTION OF THE APPLICANT THAT HAS BEEN EXPUNGED.

Representative Stam offers Amendment No. 1 which is adopted by electronic vote (105-4). This amendment changes the title.

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The caption having been amended, the bill remains on the Calendar.

H.B. 156 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR HONESTY IN ADVERTISING AND MARKETING OF THE NORTH CAROLINA STATE LOTTERY.

Representative Stam offers Amendment No. 1 which is adopted by electronic vote (109-1).

The bill, as amended, passes its second reading, by electronic vote (99-12), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 240 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE CHOICES FOR HEALTH INSURANCE IN NORTH CAROLINA BY EXEMPTING HEALTH INSURANCE COMPANIES FROM OUTDATED RISK EXPOSURE REQUIREMENTS; TO REMOVE A PHOTO IDENTIFICATION REQUIREMENT FOR NEW DOMESTIC COMPANIES; TO HELP MORTGAGE GUARANTY COMPANIES ADJUST THEIR CAPITAL AND SURPLUS REQUIREMENTS; TO REVISE CERTAIN RISK-BASED CAPITAL REQUIREMENTS IN ORDER TO MAINTAIN NORTH CAROLINA'S NAIC ACCREDITATION; TO CLARIFY CONSUMER CHOICE IN HOMEOWNER'S COVERAGE FOR WIND AND HAIL; TO CLARIFY THE CERTIFICATION REQUIREMENTS FOR AN ACTUARY WHO PRESENTS A SCHEDULE OF PREMIUM RATES; TO SHORTEN CERTAIN TIME PERIODS FOR AN EXTERNAL REVIEW BY THE COMMISSIONER OF CERTAIN INSURER DETERMINATIONS; TO EXPAND ACCESS OF COVERAGE TO BUSINESSES WHO NEED BLANKET ACCIDENT AND HEALTH COVERAGE; TO MAKE CERTAIN CONFORMING CHANGES RELATED TO THE RENAMING OF THE OFFICE OF MANAGED CARE PATIENT ASSISTANCE PROGRAM AS HEALTH INSURANCE SMART NC; TO AMEND THE DEFINITION OF PRIVATE PASSENGER MOTOR VEHICLE; TO CLARIFY WHEN AN INSURER CAN COMMUNICATE WITH THE INSURED AFTER A PUBLIC ADJUSTER HAS BEEN RETAINED; AND TO CLARIFY WHEN AN AUTOMATIC STAY OF PROOF OF LOSS REQUIREMENTS, PREMIUM AND DEBT DEFERRALS, AND LOSS ADJUSTMENTS ARE TRIGGERED.

Representative Ramsey offers Amendment No. 1 which is adopted by electronic vote (110-0). This amendment changes the title.

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The bill, as amended, passes its second reading by electronic vote (110-0).

The bill is ordered engrossed and the caption having been amended, remains on the Calendar.

H.B. 368 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE REPRESENTATION OF FORESTRY AND NURSERY INTERESTS ON THE BOARD OF AGRICULTURE, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 386 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS REGARDING DISPOSITION OF BLOOD EVIDENCE, ADMISSIBILITY OF REPORTS AFTER NOTICE AND DEMAND, AND EXPUNCTION OF DNA SAMPLES TAKEN UPON ARREST.

Representative Glazier offers Amendment No. 1 which is adopted by electronic vote (109-0).

The bill, as amended, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

Representative Hurley requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (110-0).

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 439 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE AN INFRASTRUCTURE PROPERTY TAX DEFERRAL PROGRAM, passes its second reading, by electronic vote (109-1), and there being no objection is read a third time.

Representative Millis requests and is granted leave of the House to change his vote from "no" to "aye". The adjusted vote total is (110-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 467 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING HEALTH CARE FACILITIES THAT PERFORM MAMMOGRAPHY EXAMINATIONS TO COMMUNICATE MAMMOGRAPHIC BREAST DENSITY INFORMATION TO PATIENTS AND TO

MAKE A CORRECTION TO A STATUTE INVOLVING THE CANCER REGISTRY, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

DEADLINE FOR PUBLIC BILLS EXTENDED

On motion of Representative T. Moore and without objection, the filing deadline for public bills on April 11 has been extended from 3:00 p.m. until 5:00 p.m.

CALENDAR (continued)

S.B. 117 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CODIFY THE COMMON LAW THAT IT IS MURDER WHERE A CHILD WHO IS BORN ALIVE DIES AS THE RESULT OF INJURIES INFLICTED PRIOR TO THE CHILD'S BIRTH, AND TO PROVIDE THAT THE ACT SHALL BE ENTITLED "LILY'S LAW," passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

H.R. 566, A HOUSE RESOLUTION HONORING THE LEADERSHIP AND FORESIGHT OF THOSE NORTH CAROLINIANS WHO CREATED AND ESTABLISHED THE COMMUNITY COLLEGES AND JOINING NORTH CAROLINA'S FIFTY-EIGHT COMMUNITY COLLEGES AND THE COMMUNITY COLLEGES SYSTEM OFFICE WHILE OBSERVING THE FIFTIETH ANNIVERSARY OF THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM.

The resolution is adopted, by electronic vote (112-0), and ordered printed.

H.B. 261 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF KANNAPOLIS AND ADDING THE PROPERTY TO THE CORPORATE LIMITS OF THE CITY OF LANDIS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Brandon, R. Brawley, W. Brawley, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Fulghum, Gill, Glazier, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Johnson, Jones, Jordan, Lambeth, Langdon, Lewis, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Mobley, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Warren, Wells, Whitmire, Wilkins, and Wray - 108.

Voting in the negative: None.

Excused absences: Representatives Avila, Boles, Brisson, Foushee, Goodman, C. Graham, Waddell, and West - 8.

H.B. 456, A BILL TO BE ENTITLED AN ACT CONCERNING MEMBERSHIP ON THE DOMESTIC VIOLENCE REVIEW TEAM IN MECKLENBURG COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 110 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FAIR AND OPEN COMPETITION IN GOVERNMENTAL CONSTRUCTION CONTRACTS AND TO PROHIBIT REQUIREMENTS FOR CERTAIN TERMS IN GOVERNMENT CONTRACTS, passes its second reading, by electronic vote (108-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 192 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PERMIT LOCAL GOVERNMENTS TO ENACT SIDEWALK DINING ORDINANCES FOR USE OF STATE-OWNED RIGHT-OF-WAY, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

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H.B. 301 (Committee Substitute), AN ACT TO MAKE CLARIFYING CHANGES TO THE LAWS REGULATING ENGINEERS AND LAND SURVEYORS AND TO WAIVE THE EXAMINATION REQUIREMENT FOR GIS PRACTITIONERS WITH CERTAIN EXPERIENCE UNTIL JULY 1, 2014, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 313, A BILL TO BE ENTITLED AN ACT TO FACILITATE THE TRANSFER OF UNUSED DEPARTMENT OF TRANSPORTATION LAND TO THE PRIVATE SECTOR BY STREAMLINING THE PROCESS OF SELLING THAT LAND.

Representative Blackwell offers Amendment No. 1 which is adopted by electronic vote (109-0).

The bill, as amended, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 346 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING COUNTIES AND CITIES TO ATTACH AND GARNISH A MEMBER OF THE GOVERNING BODY IF THE COUNTY OR CITY HAS BEEN GRANTED A MONEY JUDGMENT AGAINST THAT MEMBER AND THE MONEY JUDGMENT HAS NOT BEEN SATISFIED.

Representative Faircloth offers Amendment No. 1 which is adopted by electronic vote (109-0).

The bill, as amended, passes its second reading by electronic vote (108-0).

On motion of Representative Faircloth, the bill is removed from the Calendar, and placed on the Calendar of April 16.

H.B. 383 (Committee Substitute), AN ACT TO AMEND THE GRAIN DEALER LICENSING ACT TO INCREASE THE BONDING AMOUNT THAT MUST ACCOMPANY LICENSE APPLICATIONS AND TO SPECIFY ADDITIONAL GROUNDS FOR LICENSE REFUSAL OR REVOCATION, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate.

H.B. 407 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CLERKS OF SUPERIOR COURT TO DETERMINE THE REASONABLENESS OF COUNSEL FEES PAID TO AN ATTORNEY SERVING AS A TRUSTEE IN A POWER OF SALE FORECLOSURE PROCEEDING, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 433 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO SUPPORT THE ACTIVITIES OF THE ARMED FORCES AND TO MAINTAIN AND ENHANCE THE MILITARY'S PRESENCE IN NORTH CAROLINA BY REGULATING THE HEIGHT OF BUILDINGS AND STRUCTURES LOCATED IN AREAS THAT SURROUND MILITARY INSTALLATIONS IN THE STATE.

Representative Whitmire offers Amendment No. 1 which is adopted by electronic vote (108-0).

The bill, as amended, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 510 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ESTABLISHING THE FOSTER CHILDREN'S BILL OF RIGHTS UNDER THE LAWS PERTAINING TO CONTROL OVER CHILD PLACING AND CHILD CARE, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.J.R. 599, A JOINT RESOLUTION SUPPORTING THE GOVERNOR'S PROCLAMATION FOR A WEEK OF PRAYER FOR NORTH CAROLINA, passes its second reading, by electronic vote (104-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate.

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BILL PLACED ON CALENDAR

On motion of the Chair, and without objection, **H.B. 346** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING COUNTIES AND CITIES TO ATTACH AND GARNISH A MEMBER OF THE GOVERNING BODY IF THE COUNTY OR CITY HAS BEEN GRANTED A MONEY JUDGMENT AGAINST THAT MEMBER AND THE MONEY JUDGMENT HAS NOT BEEN SATISFIED, is withdrawn from the Calendar of April 16 and is placed on today's Calendar for immediate consideration.

The bill, as amended, passes its third reading by electronic vote (107-0), and is ordered engrossed and sent to the Senate.

CALENDAR (continued)

S.B. 228 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT A UNIT OWNER IN A CONDOMINIUM AND A LOT OWNER IN A PLANNED COMMUNITY SHALL AFFORD ACCESS THROUGH THE LIMITED COMMON ELEMENT ASSIGNED OR ALLOCATED TO THE OWNER'S UNIT OR LOT TO THE ASSOCIATION AND, WHEN NECESSARY, TO OTHER UNIT OR LOT OWNERS FOR THE PURPOSE OF CONDUCTING MAINTENANCE, REPAIR, OR REPLACEMENT ACTIVITIES AND PROVIDING THAT A UNIT OR LOT OWNER IS LEGALLY RESPONSIBLE FOR DAMAGE TO A LIMITED COMMON ELEMENT CAUSED BY THE UNIT OR LOT OWNER AND CLARIFYING THE LAWS REGARDING THE POWERS AND DUTIES OF A PLANNED COMMUNITY AND AMENDING THE PROCEDURES REGARDING AMENDMENT OF A RECORDED DECLARATION, passes its second reading, by electronic vote (106-0), and there being no objection is read a third time.

Representative Stone requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (107-0).

The bill passes its third reading and is ordered enrolled and presented to the Governor.

SUBCOMMITTEE REFERRALS

Representative Daughtry, Chair, for the Standing Committee on Judiciary, refers the following bills to Judiciary Subcommittee A:

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H.B. 415, A BILL TO BE ENTITLED AN ACT TO LIMIT ASBESTOS-RELATED LIABILITIES FOR CERTAIN SUCCESSOR CORPORATIONS.

H.B. 457, A BILL TO BE ENTITLED AN ACT TO ENFORCE CONSTITUTIONAL OR STATUTORY LIMITATIONS ON GOVERNMENT.

H.B. 461, A BILL TO BE ENTITLED AN ACT TO REPEAL THE RESTRICTION ON TRAVEL REIMBURSEMENT TO SUPERIOR COURT AND DISTRICT COURT JUDGES, DISTRICT ATTORNEYS, ASSISTANT DISTRICT ATTORNEYS, PUBLIC DEFENDERS, AND ASSISTANT PUBLIC DEFENDERS FOR TRAVEL WITHIN THE COUNTY OF RESIDENCE AND TO MAKE THE REIMBURSEMENT LANGUAGE FOR THOSE OFFICES CONSISTENT.

H.B. 656, A BILL TO BE ENTITLED AN ACT TO REVISE THE LAWS GOVERNING THE SEIZURE, FORFEITURE, AND SALE OF MOTOR VEHICLES USED BY DEFENDANTS IN FELONY CASES INVOLVING SPEEDING TO ELUDE ARREST.

Representative Daughtry, Chair, for the Standing Committee on Judiciary, refers the following bills to Judiciary Subcommittee B:

H.J.R. 374, A JOINT RESOLUTION (I) RESCINDING ALL EXTANT APPLICATIONS BY THE GENERAL ASSEMBLY HERETOFORE MADE DURING ANY SESSION THEREOF TO THE CONGRESS OF THE UNITED STATES OF AMERICA TO CALL A CONVENTION PURSUANT TO THE TERMS OF ARTICLE V OF THE UNITED STATES CONSTITUTION FOR PROPOSING ONE OR MORE AMENDMENTS TO THAT CONSTITUTION, (II) URGING THE LEGISLATURES OF OTHER STATES TO DO THE SAME, AND (III) DIRECTING THAT COPIES OF THIS RESOLUTION BE SENT TO SPECIFIED PERSONS.

H.B. 504, A BILL TO BE ENTITLED AN ACT TO ALLOW GOVERNING BOARDS OF CERTAIN COUNTIES, AND ALL MUNICIPALITIES LOCATED WITHIN THOSE COUNTIES, TO GIVE ELECTRONIC NOTICE.

H.B. 539, A BILL TO BE ENTITLED AN ACT TO CONFORM THE MOTOR VEHICLE LAW OF NORTH CAROLINA TO SECTIONS 154 AND 164 OF THE FEDERAL HIGHWAY BILL.

Representative Daughtry, Chair, for the Standing Committee on Judiciary, refers the following bills to Judiciary Subcommittee C:

H.B. 405, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ANY JUSTICE OR JUDGE OF THE GENERAL COURT OF JUSTICE OF THE STATE OF NORTH CAROLINA WHO HAS A CONCEALED HANDGUN PERMIT THAT IS VALID IN NORTH CAROLINA IS EXEMPT FROM THE GENERAL PROHIBITION AGAINST CARRYING A CONCEALED WEAPON AND FROM THE PROHIBITIONS AGAINST CARRYING A WEAPON ON CERTAIN PREMISES OR IN CERTAIN CIRCUMSTANCES.

H.B. 499, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT OF THE FINE FOR OPERATING A MOTOR VEHICLE WHILE TEXT MESSAGING OR READING ELECTRONIC MAIL.

H.B. 465, A BILL TO BE ENTITLED AN ACT TO PROHIBIT PERSONS WHO ARE NOT LAWFULLY PRESENT IN THIS STATE FROM POSSESSING FIREARMS.

Representative T. Moore moves, seconded by Representative Turner, that the House adjourn, subject to the introduction of bills and resolutions, the receipt of Committee Reports, the receipt of Messages from the Senate, and the referral of bills to committees, to reconvene Monday, April 15, 2013 at 7:00 p.m.

The motion carries.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative McElraft, Chair, for the Committee on Environment:

H.B. 484, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SYSTEM OF PERMITS FOR THE SITING AND OPERATION OF WIND ENERGY FACILITIES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Public Utilities and Energy.

The committee substitute bill is re-referred to the Committee on Public Utilities and Energy. The original bill is placed on the Unfavorable Calendar.

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INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Harrison, Moffitt, and Fisher (Primary Sponsors); Avila and Cleveland:

H.B. 676, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE DIETETICS/NUTRITION BOARD AND TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO SUBMIT A STATE PLAN AMENDMENT TO THE CENTERS FOR MEDICARE AND MEDICAID SERVICES TO REMOVE FROM THE MEDICAID STATE PLAN ANY STATE LICENSING REQUIREMENTS FOR DIETITIANS OR NUTRITIONISTS, is referred to the Committee on Regulatory Reform.

By Representatives W. Brawley, Moffitt, and Stone (Primary Sponsors); B. Brown, Cleveland, Ford, Jones, Ramsey, Speciale, and Turner:

H.B. 677, A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE LOCAL GOVERNMENT REGULATORY REFORM ACT, is referred to the Committee on Regulatory Reform.

By Representatives Terry, Alexander, L. Bell, Cunningham, Earle, Harrison, Holley, R. Moore, and D. Ross:

H.B. 678, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BANKING COMMISSION TO STUDY THE ISSUES RELATED TO PROVIDING ACCESS TO CREDIT TO PERSONS OF LOW- OR MODERATE-INCOME, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives McGrady, Glazier, Szoka, and Murry (Primary Sponsors); L. Bell, B. Brown, Carney, Cleveland, Faircloth, Fisher, Floyd, Harrison, Jeter, Lucas, Martin, McManus, and Moffitt:

H.B. 679, A BILL TO BE ENTITLED AN ACT PROVIDING THAT A PERSON WHO CONSTRUCTS OR OPERATES AN ELECTRIC GENERATING FACILITY FOR THE PRIMARY PURPOSE OF PRODUCING ELECTRICITY, HEAT, OR STEAM FOR SALE TO OR FOR THE USE OF THE ARMED FORCES OF THE UNITED STATES IS NOT A PUBLIC UTILITY AND IS NOT SUBJECT TO REGULATION BY THE UTILITIES COMMISSION, is referred to the Committee on Public Utilities and Energy.

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By Representatives Murry, Moffitt, Shepard, and Hastings (Primary Sponsors); R. Brawley, Brody, B. Brown, Cotham, Faircloth, Harrison, Jones, Martin, McGrady, R. Moore, Ramsey, S. Ross, Samuelson, Setzer, and Steinburg:

H.B. 680, A BILL TO BE ENTITLED AN ACT TO ENACT THE JUMP-START OUR BUSINESS START-UPS ACT, is referred to the Committee on Commerce and Job Development.

By Representatives Cotham, Baskerville, and Brandon (Primary Sponsors); Adams, Carney, Fisher, Floyd, Glazier, Harrison, Lucas, R. Moore, Richardson, and Wray:

H.B. 681, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE FULL-SERVICE COMMUNITY SCHOOLS PILOT PROGRAM, is referred to the Committee on Education and, if favorable, to the Committee on Health and Human Services.

By Representatives R. Moore, Moffitt, Murry, and Hamilton (Primary Sponsors); Alexander, Brandon, B. Brown, Faircloth, Harrison, Martin, D. Ross, Shepard, Torbett, Waddell, Warren, and Wray:

H.B. 682, A BILL TO BE ENTITLED AN ACT TO ENACT NEW MARKETS JOBS INITIATIVE, is referred to the Committee on Commerce and Job Development.

By Representatives B. Brown, Moffitt, Ramsey, and Shepard (Primary Sponsors); Brisson, Brody, Cleveland, Collins, Dobson, Jones, Jordan, Martin, and Setzer:

H.B. 683, A BILL TO BE ENTITLED AN ACT TO BAR CIVIL ACTIONS AGAINST PACKERS, DISTRIBUTORS, CARRIERS, HOLDERS, SELLERS, MARKETERS, OR ADVERTISERS OF FOOD PRODUCTS THAT COMPLY WITH APPLICABLE STATUTORY AND REGULATORY REQUIREMENTS BASED ON CLAIMS ARISING OUT OF WEIGHT GAIN, OBESITY, A HEALTH CONDITION ASSOCIATED WITH WEIGHT GAIN OR OBESITY, OR OTHER GENERALLY KNOWN CONDITION ALLEGEDLY CAUSED BY OR ALLEGEDLY LIKELY TO RESULT FROM LONG-TERM CONSUMPTION OF FOOD; AND TO CLARIFY THAT LOCAL GOVERNMENTS MAY NOT REGULATE THE SIZE OF SOFT DRINKS OFFERED FOR SALE, is referred to Judiciary Subcommittee A.

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By Representatives Elmore and Stevens (Primary Sponsors):

H.B. 684, A BILL TO BE ENTITLED AN ACT TO INCREASE DRIVEWAY SAFETY ON CURVY ROADS, is referred to the Committee on Transportation.

By Representatives Fisher, Horn, Moffitt, and Ramsey (Primary Sponsors); R. Brawley, B. Brown, Cleveland, Faircloth, Floyd, Glazier, Jones, Jordan, Lucas, Martin, Murry, and Warren:

H.B. 685, A BILL TO BE ENTITLED AN ACT TO MAKE THE MANUFACTURE, POSSESSION, SALE, USE, AND DELIVERY OF CERTAIN IMITATION CONTROLLED SUBSTANCES UNLAWFUL, is referred to Judiciary Subcommittee B.

By Representatives Tine, Stone, and Steinburg (Primary Sponsors); B. Brown, Floyd, Waddell, and Wray:

H.B. 686, A BILL TO BE ENTITLED AN ACT TO RENAME THE NC SEAFOOD INDUSTRIAL PARK AUTHORITY TO REFLECT ITS BROADER MISSION AND TO MAKE OTHER MODIFICATIONS TO THE AUTHORITY'S ENABLING LEGISLATION, is referred to the Committee on Agriculture.

By Representatives Hardister, Hamilton, and Harrison (Primary Sponsors); Baskerville, Carney, Earle, Faircloth, Fisher, Floyd, Glazier, G. Graham, Jones, Jordan, Martin, R. Moore, Samuelson, and Waddell:

H.B. 687, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE BUILDING CODE COUNCIL TO AMEND THE NC BUILDING CODE TO ALLOW OCCUPANTS YOUNGER THAN EIGHTEEN IN TEMPORARY OVERFLOW EMERGENCY SHELTERS FOR THE HOMELESS, is referred to the Committee on Government.

By Representatives Hardister, Millis, Tine, and Jeter (Primary Sponsors):

H.B. 688, A BILL TO BE ENTITLED AN ACT AMENDING THE CONTINUING EDUCATION REQUIREMENTS FOR CERTIFIED WELL CONTRACTORS, is referred to the Committee on Regulatory Reform.

By Representatives Alexander and R. Moore (Primary Sponsors); Brandon, Floyd, Gill, G. Graham, Harrison, and Pierce:

H.B. 689, A BILL TO BE ENTITLED AN ACT TO IMPROVE VOTING IN NORTH CAROLINA BY ENACTING THE ELLA BAKER VOTER EMPOWERMENT ACT, is referred to the Committee on Elections.

By Representatives Szoka, Glazier, Lucas, and Floyd (Primary Sponsors); Harrison, Jones, Jordan, Lewis, Murry, Pierce, Ramsey, Shepard, and Waddell:

H.R. 690, A HOUSE RESOLUTION HONORING THE ONE HUNDREDTH ANNIVERSARY OF TERRY SANFORD HIGH SCHOOL IN FAYETTEVILLE, NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Szoka, Hastings, Malone, and Martin (Primary Sponsors); B. Brown, Bumgardner, Fisher, Floyd, Glazier, G. Graham, Harrison, Jordan, Lucas, McManus, and Ramsey:

H.B. 691, A BILL TO BE ENTITLED AN ACT TO LIMIT COMMUNITY COLLEGE TUITION FOR ACTIVE DUTY SERVICE MEMBERS SO THAT THE MAXIMUM RATE SHALL NOT EXCEED AVAILABLE FEDERAL TUITION ASSISTANCE, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Szoka, Hanes, Dockham, and Samuelson (Primary Sponsors):

H.B. 692, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA ANTI-PREDATORY LENDING LAW, AND TO LIMIT THE PROVISIONS OF STATE MORTGAGE LENDING LAW TO BEING NO MORE RESTRICTIVE THAN FEDERAL LAW, is referred to the Committee on Commerce and Job Development and, if favorable, to Judiciary Subcommittee A.

By Representatives Whitmire, Fulghum, Brisson, and Schaffer (Primary Sponsors); R. Brawley, Brody, Cleveland, Jones, Jordan, Lambeth, Martin, McNeill, Presnell, Ramsey, Riddell, Speciale, and Steinburg:

H.B. 693, A BILL TO BE ENTITLED AN ACT TO ELIMINATE CERTAIN EXCEPTIONS FOR PARENTAL CONSENT FOR MEDICAL TREATMENT OF UNEMANCIPATED MINORS UNDER THE LAWS PERTAINING TO THE PRACTICE OF MEDICINE, is referred to the Committee on Health and Human Services.

April 11, 2013

By Representatives Whitmire, Jones, Stam, and Avila (Primary Sponsors); Brandon, R. Brawley, Brisson, Brody, B. Brown, R. Brown, Burr, Cleveland, Faircloth, Ford, Hardister, Lambeth, Martin, McNeill, Millis, Pittman, Presnell, Ramsey, Riddell, Shepard, Speciale, Starnes, and Steinburg:

H.B. 694, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT PARENTS PROVIDE WRITTEN PERMISSION TO SCHOOLS BEFORE THEIR CHILDREN RECEIVE CERTAIN INSTRUCTION IN REPRODUCTIVE HEALTH AND SAFETY AND TO ENSURE THE INCORPORATION OF CHARACTER EDUCATION THROUGHOUT THE CURRICULUM, is referred to the Committee on Education.

By Representatives Whitmire, Cleveland, Schaffer, and Pittman (Primary Sponsors); Arp, R. Brawley, Brody, Collins, Ford, Jones, Martin, McNeill, Millis, Presnell, Riddell, Shepard, Speciale, Stone, and Torbett:

H.B. 695, A BILL TO BE ENTITLED AN ACT TO PROTECT RIGHTS AND PRIVILEGES GRANTED UNDER THE UNITED STATES AND NORTH CAROLINA CONSTITUTIONS IN THE APPLICATION OF FOREIGN LAW, is referred to Judiciary Subcommittee C.

By Representatives Turner and W. Brawley (Primary Sponsors); Fisher, Ford, Harrison, Jones, Lewis, and Samuelson:

H.R. 696, A HOUSE RESOLUTION HONORING LEWIS AND MATTIE THORNBURG WHILE OBSERVING THE SIXTIETH ANNIVERSARY OF THORLO, THE COMPANY THEY FOUNDED, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives R. Moore, Floyd, Hanes, Lambeth, and Pierce:

H.B. 697, A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL TO DISCHARGE A FIREARM WITHIN ONE THOUSAND FEET OF THE BOUNDARY OF REAL PROPERTY USED FOR AN ELEMENTARY OR SECONDARY SCHOOL, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Saine, Ramsey, and Boles (Primary Sponsors); Cleveland, Floyd, G. Graham, Waddell, and Wray:

H.B. 698, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CRIMINAL HISTORY CHECKS FOR CURRENT VOLUNTEERS OR PAID FIRE DEPARTMENT PERSONNEL AND EMERGENCY MEDICAL SERVICES PERSONNEL, is referred to Judiciary Subcommittee A.

April 11, 2013

By Representatives Saine and Faircloth (Primary Sponsors); Burr, Floyd, G. Graham, Harrison, Lucas, Waddell, and Wray:

H.B. 699, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE CLERK OF SUPERIOR COURT SHALL SUMMON PROSPECTIVE JURORS FOR SERVICE AND TO PROVIDE THAT CERTAIN LAW ENFORCEMENT OFFICERS WITH AT LEAST FIFTEEN YEARS OF EXPERIENCE ARE ELIGIBLE FOR NOMINATION AS MAGISTRATES, is referred to Judiciary Subcommittee A.

By Representatives Saine, Avila, and Cleveland (Primary Sponsors); B. Brown, Martin, Ramsey, and Shepard:

H.B. 700, A BILL TO BE ENTITLED AN ACT MAKING OMNIBUS CHANGES TO THE LAWS RELATING TO STATE INFORMATION TECHNOLOGY GOVERNANCE, is referred to the Committee on Government.

By Representatives Saine and Tolson (Primary Sponsors); Cleveland, Fisher, Floyd, Glazier, G. Graham, Holley, Lucas, Martin, Ramsey, Shepard, Waddell, and Wray:

H.B. 701, A BILL TO BE ENTITLED AN ACT PROVIDING THAT PUBLIC AGENCIES MAY PURCHASE INFORMATION TECHNOLOGY GOODS AND SERVICES THROUGH CONVENIENCE CONTRACTS APPROVED BY THE STATE CHIEF INFORMATION OFFICER, is referred to the Committee on Government.

By Representatives Jordan, B. Brown, Fisher, Floyd, and Harrison:

H.B. 702, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW PERTAINING TO TOURISM ABC ESTABLISHMENTS TO PROVIDE FOR THE ISSUANCE OF ABC PERMITS TO CERTAIN RETAIL BUSINESSES, is referred to the Committee on Commerce and Job Development.

By Representatives Brody, McNeill, Waddell, and Faircloth (Primary Sponsors); and Cotham:

H.B. 703, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES AND MUNICIPALITIES TO ADOPT RULES AND REGULATIONS GOVERNING PRECIOUS METALS DEALERS, is referred to the Committee on Commerce and Job Development.

April 11, 2013

By Representatives Brody, Steinburg, and Fulghum (Primary Sponsors); Alexander, Fisher, Floyd, Harrison, Lambeth, Martin, Ramsey, S. Ross, Samuelson, and Tine:

H.B. 704, A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON HEALTH AND HUMAN SERVICES TO STUDY THE USE OF TELEMEDICINE IN PROMOTING INCREASED ACCESS TO HEALTH CARE, REDUCING HEALTH DISPARITIES, AND PROVIDING FOR MORE EFFICIENT HEALTH CARE DELIVERY; AND PROHIBITING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FROM ADOPTING MEDICAL COVERAGE POLICIES THAT DISCOURAGE THE USE OF TELEMEDICINE UNDER MEDICAID AND HEALTH CHOICE, is referred to the Committee on Health and Human Services.

By Representatives Brody and Ford (Primary Sponsors); and Speciale:

H.B. 705, A BILL TO BE ENTITLED AN ACT TO ENSURE STATEWIDE UNIFORMITY OF FIREARMS LAWS, is referred to the Committee on Judiciary.

By Representatives Wells, Starnes, Catlin, and Moffitt (Primary Sponsors); Bumgardner, Ramsey, Samuelson, Setzer, Szoka, and Waddell:

H.B. 706, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DISPOSAL OF ON-SITE DEMOLITION DEBRIS FROM THE DECOMMISSIONING OF MANUFACTURING BUILDINGS, INCLUDING ELECTRIC GENERATING STATIONS, IS EXEMPT FROM THE LANDFILL PERMITTING REQUIREMENTS, is referred to the Committee on Environment.

By Representatives Millis, McElraft, Warren, and Tine (Primary Sponsors); Brody, B. Brown, Cleveland, Iler, Jones, Speciale, Szoka, and Waddell:

H.B. 707, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO PURSUE VARIOUS STRATEGIES TO ENSURE THAT THE STATE'S SHALLOW DRAFT NAVIGATION CHANNELS ARE SAFE AND NAVIGABLE, is referred to the Committee on Environment.

By Representatives Moffitt, Murry, Daughtry, and Collins (Primary Sponsors); and Stone:

H.B. 708, A BILL TO BE ENTITLED AN ACT PROVIDING THAT A MUNICIPALITY OR COUNTY OWNING OR OPERATING A PUBLIC ENTERPRISE SHALL USE REVENUE DERIVED FROM RATES, FEES, CHARGES, AND PENALTIES FOR THE USE OF OR THE SERVICES FURNISHED BY THE PUBLIC ENTERPRISE TO PAY THE COSTS OF OPERATING THE PUBLIC ENTERPRISE AND TO MAKE DEBT SERVICE PAYMENTS AND SHALL USE EXCESS REVENUE FOR LOWERING RATES AND MAKING ADDITIONAL DEBT SERVICE PAYMENTS, is referred to the Committee on Finance.

By Representatives Elmore and Langdon (Primary Sponsors); and Martin:

H.B. 709, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF COMMUNITY COLLEGES TO WAIVE TUITION FOR STUDENTS WHO ARE TOP PERFORMING STUDENTS AT THE HIGH SCHOOL LEVEL AND IN COMMUNITY COLLEGE COURSE-WORK, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Hager and Steinburg:

H.B. 710, A BILL TO BE ENTITLED AN ACT TO PERMIT WATER UTILITIES TO ADJUST RATES FOR CHANGES IN COSTS BASED ON THIRD-PARTY RATES AND TO AUTHORIZE THE UTILITIES COMMISSION TO APPROVE A RATE ADJUSTMENT MECHANISM FOR WATER AND SEWER AUTHORITIES TO RECOVER COSTS FOR WATER AND SEWER SYSTEM IMPROVEMENTS, is referred to the Committee on Public Utilities and Energy and, if favorable, to the Committee on Finance.

By Representatives Ford and Pittman (Primary Sponsors); Arp, Blust, Brody, Bumgardner, Cleveland, Dobson, Faircloth, Jones, Jordan, Malone, Martin, Ramsey, Riddell, Speciale, Starnes, Steinburg, and Stone:

H.B. 711, A BILL TO BE ENTITLED AN ACT TO DEFINE FUNDAMENTAL PARENTAL RIGHTS BY STATUTORY LAW, is referred to Judiciary Subcommittee C.

By Representatives Glazier, Stam, and Jackson (Primary Sponsors); Carney, Faircloth, Farmer-Butterfield, Fisher, Floyd, Harrison, Holley, Lucas, and McGrady:

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H.B. 712, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE JOINT SELECT STUDY COMMITTEE ON THE PRESERVATION OF BIOLOGICAL EVIDENCE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Ramsey, Tine, Saine, and Queen (Primary Sponsors); Baskerville, Carney, Dobson, Fisher, Floyd, Harrison, Holley, Martin, R. Moore, Richardson, D. Ross, Terry, Waddell, and Wray:

H.B. 713, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE IMPROVEMENT TO THE STATE'S INFORMATION TECHNOLOGY INFRASTRUCTURE BY REQUIRING DEPARTMENT OF TRANSPORTATION TO DEVELOP A PROGRAM FOR THE INSTALLATION OF BROADBAND CONDUIT IN THE RIGHT-OF-WAY OF STATE HIGHWAYS WHEN THOSE HIGHWAYS ARE CONSTRUCTED, is referred to the Committee on Appropriations.

By Representatives Schaffer and Faircloth (Primary Sponsors); B. Brown, Floyd, Martin, and Steinburg:

H.B. 714, A BILL TO BE ENTITLED AN ACT TO TRANSFER ABANDONED FIREARMS FROM LOCAL LAW ENFORCEMENT AGENCIES TO THE STATE FOR DISPOSITION, is referred to Judiciary Subcommittee B.

By Representatives L. Hall, Floyd, G. Graham, and Wray:

H.B. 715, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE GOVERNOR TO APPOINT COCHAIRS FOR THE NORTH CAROLINA COURTS COMMISSION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Samuelson, McElraft, Schaffer, and Turner (Primary Sponsors); Alexander, Arp, Avila, J. Bell, Blust, Boles, R. Brawley, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Catlin, Cleveland, Collins, Conrad, Dixon, Dobson, Dockham, Elmore, Faircloth, Ford, Fulghum, Hager, Hastings, Hollo, Hurley, Iler, Johnson, Jones, Jordan, Lambeth, Martin, McNeill, Millis, Pittman, Presnell, Ramsey, Riddell, S. Ross, Saine, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Torbett, Warren, and Whitmire:

April 11, 2013

H.B. 716, A BILL TO BE ENTITLED AN ACT TO PROHIBIT A PERSON FROM PERFORMING OR ATTEMPTING TO PERFORM AN ABORTION WHEN THE SEX OF THE UNBORN CHILD IS A SIGNIFICANT FACTOR IN SEEKING THE ABORTION, is referred to Judiciary Subcommittee A.

By Representatives Conrad, Lambeth, and Hanes (Primary Sponsors); and Martin:

H.B. 717, A BILL TO BE ENTITLED AN ACT TO EXEMPT NC PREKINDERGARTEN CLASSROOMS IN PUBLIC SCHOOLS FROM THE BUILDING SPECIFICATION REQUIREMENTS FOR LICENSURE OF CHILD CARE FACILITIES, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Holloway, Blust, Elmore, Faircloth, Fisher, Floyd, Glazier, Hanes, Harrison, Jones, Langdon, Lucas, Martin, Ramsey, Samuelson, Shepard, and Waddell:

H.B. 718, A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY ISSUES RELATED TO PROVIDING DUTY-FREE INSTRUCTIONAL PLANNING TIME DURING REGULAR STUDENT CONTACT HOURS TO ALL CLASSROOM TEACHERS, is referred to the Committee on Education.

By Representatives Holloway, Glazier, Blackwell, and L. Hall (Primary Sponsors); Adams, B. Brown, Carney, Dockham, Faircloth, Farmer-Butterfield, Fisher, Floyd, G. Graham, Hanes, Harrison, Jones, Lambeth, Langdon, Lucas, Malone, Martin, McGrady, McManus, Murry, Ramsey, D. Ross, Samuelson, Shepard, Torbett, Waddell, and Wray:

H.B. 719, A BILL TO BE ENTITLED AN ACT TO ENACT THE EDUCATION IMPROVEMENT ACT OF 2013, is referred to the Committee on Education.

By Representatives Dockham, R. Brown, Carney, Faircloth, Floyd, Harrison, Jones, Jordan, Lambeth, Lewis, McNeill, Murry, Ramsey, Riddell, and Setzer:

H.R. 720, A HOUSE RESOLUTION HONORING THOSE WHO ESTABLISHED THE DAVIDSON COUNTY INDUSTRIAL EDUCATION CENTER AND DAVIDSON COUNTY COMMUNITY COLLEGE, is referred to the Committee on Rules, Calendar, and Operations of the House.

April 11, 2013

By Representatives Jeter and R. Moore (Primary Sponsors):

H.B. 721, A BILL TO BE ENTITLED AN ACT TO ALLOW NON-RECOURSE TITLE PLEDGE TRANSACTIONS INVOLVING MOTOR VEHICLES, is referred to the Committee on Banking.

By Representatives Stam, McGrady, Stevens, and Jordan (Primary Sponsors); Faircloth, Farmer-Butterfield, Fisher, Floyd, Glazier, Hardister, Harrison, Lucas, Martin, Ramsey, Samuelson, and Wray:

H.B. 722, A BILL TO BE ENTITLED AN ACT TO AMEND THE CAPITAL TRIAL, SENTENCING, AND POSTCONVICTION PROCEDURES FOR A PERSON WITH A SEVERE MENTAL DISABILITY AND TO PROVIDE THAT INSANITY IS NOT AVAILABLE AS A DEFENSE TO A CRIMINAL ACTION IF PRIOR ALCOHOL OR DRUG USE OR BOTH ARE THE SOLE CAUSE OF THE PSYCHOSIS OR IF VOLUNTARY INTOXICATION, A VOLUNTARY DRUGGED CONDITION, OR BOTH COMBINED ARE THE SOLE SUPPORT FOR THE DEFENSE, is referred to Judiciary Subcommittee B.

By Representatives Malone, Avila, Fulghum, and Davis (Primary Sponsors); Ford, Starnes, and Wilkins:

H.B. 723, A BILL TO BE ENTITLED AN ACT TO REQUIRE INTERNET WEB SITE PUBLICATION OF LEGAL NOTICES, is referred to Judiciary Subcommittee B.

By Representatives Hamilton and R. Moore:

H.B. 724, A BILL TO BE ENTITLED AN ACT TO REVISE THE FORMULA FOR EVALUATION OF PROJECTS FOR FUNDING FROM THE MOBILITY FUND TO INCLUDE DRAWBRIDGE DELAY IN CALCULATIONS OF TRAVEL TIME SAVINGS, is referred to the Committee on Transportation.

By Representatives Avila, Moffitt, Mobley, and D. Hall (Primary Sponsors); Baskerville, B. Brown, Cotham, Fisher, Floyd, Glazier, G. Graham, Hanes, Harrison, Martin, R. Moore, Ramsey, D. Ross, Samuelson, Steinburg, Waddell, Whitmire, and Wray:

H.B. 725, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE JUVENILE JURISDICTION ADVISORY COMMITTEE, TO CREATE A PILOT CIVIL CITATION PROCESS FOR JUVENILES, AND TO RAISE THE AGE OF JUVENILE JURISDICTION TO INCLUDE SIXTEEN-

AND SEVENTEEN-YEAR-OLDS WHO HAVE COMMITTED MISDEMEANOR OFFENSES, is referred to Judiciary Subcommittee B and, if favorable, to the Committee on Appropriations.

By Representatives Elmore, Burr, and Hollo (Primary Sponsors); Brody, B. Brown, Dobson, Jones, Martin, and Waddell:

H.B. 726, A BILL TO BE ENTITLED AN ACT EXEMPTING TIER ONE AND TWO COUNTIES FROM THE NONSUPPLANT REQUIREMENT UNDER THE LOW-WEALTH COUNTIES SCHOOL FUNDING FORMULA, MODIFYING THE NONSUPPLANT REQUIREMENT FOR SUBSEQUENT FISCAL YEARS, AND DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY ADJUSTMENTS TO SCHOOL FUNDING FORMULAS, is referred to the Committee on Appropriations.

By Representatives Hamilton, R. Brawley, Floyd, Waddell, and Wray:

H.B. 727, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO ISSUE A SALVAGE CERTIFICATE OF TITLE TO AN INSURANCE COMPANY OR USED CAR DEALER IN CERTAIN SITUATIONS WHERE THE INSURANCE COMPANY OR USED CAR DEALER IS UNABLE TO OBTAIN THE ORIGINAL CERTIFICATE OF TITLE FROM THE OWNER OF THE MOTOR VEHICLE, is referred to the Committee on Transportation.

By Representatives Wilkins, Goodman, Tine, and McManus (Primary Sponsors); Alexander, Brandon, Earle, Fisher, Floyd, Foushee, Glazier, G. Graham, Hamilton, Hanes, Harrison, Lucas, R. Moore, Pierce, Queen, Richardson, Waddell, and Wray:

H.B. 728, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE NC FIRST PREFERENCE WHICH AUTHORIZES THE SECRETARY OF ADMINISTRATION AND STATE AGENCIES WHEN PURCHASING GOODS OR SERVICES TO GIVE A PRICE-MATCH PREFERENCE TO NC BUSINESSES IF CERTAIN CONDITIONS ARE MET, is referred to the Committee on Government.

By Representatives Wilkins, Cleveland, and Floyd:

H.B. 729, A BILL TO BE ENTITLED AN ACT TO REQUIRE UNIFORMITY IN APPLICATION AND ENFORCEMENT OF THE FALLS LAKE RULES, is referred to the Committee on Environment.

April 11, 2013

By Representatives Schaffer, Conrad, R. Brown, and Martin (Primary Sponsors); Arp, Avila, Blust, Brisson, Brody, B. Brown, Cleveland, Faircloth, Jones, Jordan, Riddell, Samuelson, Speciale, Stam, and Whitmire:

H.B. 730, A BILL TO BE ENTITLED AN ACT TO MODIFY CERTAIN LAWS PERTAINING TO ABORTION AND TO CONTRACEPTIVE HEALTH INSURANCE COVERAGE, is referred to Judiciary Subcommittee A.

By Representatives Brandon, Cotham, Johnson, and Horn (Primary Sponsors); Carney, Earle, Floyd, Lucas, Martin, Ramsey, Waddell, and Whitmire:

H.J.R. 731, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY ISSUES RELATED TO VOCATIONAL TRAINING FOR INDIVIDUALS WITH INTELLECTUAL DISABILITIES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives W. Brawley, Iler, Torbett, and Shepard (Primary Sponsors):

H.B. 732, A BILL TO BE ENTITLED AN ACT TO CLARIFY DEPARTMENT OF TRANSPORTATION TOLL CONTRACTING, COLLECTION, AND ENFORCEMENT, is referred to the Committee on Transportation.

By Representatives Pittman, Blackwell, Bryan, and Speciale (Primary Sponsors); Brody, B. Brown, Cleveland, Elmore, Faircloth, Iler, Jones, Malone, Martin, McElraft, Moffitt, Murry, Riddell, Starnes, Warren, and Whitmire:

H.B. 733, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A COMMITTEE TO STUDY THE COMMON CORE STATE STANDARDS, is referred to the Committee on Education.

By Representatives Jones, Jordan, Conrad, and Speciale (Primary Sponsors); Blust, B. Brown, R. Brown, Bumgardner, Cleveland, Faircloth, Ford, Iler, Martin, Riddell, Samuelson, Shepard, Steinburg, Stone, Szoka, and Whitmire:

H.B. 734, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BOARD OF ELECTIONS TO ENTER INTO DATA SHARING AGREEMENTS WITH OTHER STATES REGARDING INFORMATION

ON VOTING RECORDS AND VOTER REGISTRATION TO IMPROVE VOTER REGISTRATION LIST MAINTENANCE, is referred to the Committee on Elections.

By Representatives Jones, Jordan, Arp, and Riddell (Primary Sponsors); J. Bell, Blust, R. Brawley, Brody, B. Brown, R. Brown, Bumgardner, Burr, Cleveland, Faircloth, Ford, Iler, Lambeth, Martin, McElraft, Shepard, Steinburg, and Whitmire:

H.B. 735, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT RELIGIOUS OR POLITICAL STUDENT ORGANIZATIONS AT CONSTITUENT INSTITUTIONS AND COMMUNITY COLLEGES MAY DETERMINE THE ORGANIZATION'S CORE FUNCTIONS AND RESOLVE ANY DISPUTES OF THE ORGANIZATION, is referred to the Committee on Education.

By Representatives Jones, Jordan, B. Brown, and Hanes (Primary Sponsors); Burr, Floyd, Martin, Murry, Ramsey, and Whitmire:

H.B. 736, A BILL TO BE ENTITLED AN ACT TO PROMOTE MORE DIVERSITY ON THE UNIVERSITY OF NORTH CAROLINA BOARD OF GOVERNORS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives D. Ross, Hamilton, Harrison, and Hanes (Primary Sponsors); Adams, Carney, Earle, Fisher, Floyd, Glazier, Lucas, R. Moore, Pierce, and Wray:

H.B. 737, A BILL TO BE ENTITLED AN ACT TO PROTECT AND SUPPORT THE UNEMPLOYED, is referred to the Regulatory Reform Subcommittee on Local Government.

By Representatives Bryan and Schaffer (Primary Sponsors); Ramsey and Turner:

H.B. 738, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PUNISHMENT OF REVOKING A PERSON'S DRIVERS LICENSE FOR COMMITTING CERTAIN DRIVING WHILE LICENSE REVOKED OFFENSES, TO MAKE DRIVING WHILE LICENSE REVOKED A NONMOVING VIOLATION FOR CERTAIN PURPOSES, AND TO MAKE OTHER CONFORMING CHANGES, is referred to Judiciary Subcommittee B.

April 11, 2013

By Representatives Bryan, Moffitt, Hager, and Setzer (Primary Sponsors); B. Brown and Martin:

H.B. 739, A BILL TO BE ENTITLED AN ACT REQUIRING A CERTIFICATE OF MERIT IN CIVIL ACTIONS OR ARBITRATION PROCEEDINGS BROUGHT AGAINST A PERSON OR FIRM PROVIDING ARCHITECTURE OR ENGINEERING SERVICES IN THIS STATE, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Judiciary.

By Representatives Dobson, B. Brown, Jeter, Martin, Samuelson, and Whitmire:

H.B. 740, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT PATIENTS HAVE THE RIGHT TO CHOOSE THEIR ATHLETIC/SPORTS TRAINER UNDER THEIR HEALTH BENEFIT PLANS, is referred to the Committee on Insurance.

By Representatives Schaffer and Bryan (Primary Sponsors); and Floyd:

H.B. 741, A BILL TO BE ENTITLED AN ACT TO REPEAL ELEMENTS OF THE CIVIL NO-CONTACT LAWS PERTAINING TO STALKING, is referred to Judiciary Subcommittee C.

By Representatives Murry and Insko (Primary Sponsors); Earle, Fisher, Floyd, Glazier, Hamilton, Harrison, Lucas, and Wray:

H.B. 742, A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE REGULATION AND LICENSING OF PERSONS WHO PERFORM AND ADMINISTER RADIOLOGIC IMAGING AND RADIATION THERAPY PROCEDURES, is referred to the Committee on Health and Human Services and, if favorable, to the Committee on Finance.

By Representatives Howard and Warren (Primary Sponsors); and R. Brawley:

H.B. 743, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, ADMINISTRATIVE, AND CLARIFYING CHANGES TO THE UNEMPLOYMENT INSURANCE LAWS, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Finance.

April 11, 2013

By Representatives Brandon and Jordan (Primary Sponsors); Floyd and R. Moore:

H.B. 744, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE JOINT LEGISLATIVE STUDY COMMISSION ON THE USE OF REPAIRS AND RENOVATIONS FUNDS BY THE UNIVERSITY OF NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Brandon and Harrison (Primary Sponsors); Floyd, Hamilton, and R. Moore:

H.B. 745, A BILL TO BE ENTITLED AN ACT TO REQUIRE CHARTER SCHOOLS TO PROVIDE TRANSPORTATION AND FOOD SERVICES TO LOW-INCOME STUDENTS, is referred to the Committee on Education.

By Representatives Brandon and Harrison (Primary Sponsors); and Floyd:

H.B. 746, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT INSURERS MAY NOT LIMIT OR DENY FLEET VEHICLE INSURANCE COVERAGE BASED ON THE NONMATERIAL CRIMINAL RECORD OF A DRIVER, is referred to the Committee on Insurance.

By Representatives Brandon and Harrison:

H.B. 747, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT PRINCIPALS MONITOR COSTS IMPOSED ON STUDENTS FOR PARTICIPATION IN EXTRACURRICULAR ACTIVITIES, is referred to the Committee on Education.

By Representatives Lambeth and Harrison (Primary Sponsors); Fisher and Floyd:

H.B. 748, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO DEVELOP DESIGN AND CONSTRUCTION STANDARDS SPECIFIC TO GREENWAYS, is referred to the Committee on Transportation.

By Representatives Lambeth and Hanes (Primary Sponsors); Dobson, Floyd, Jordan, Martin, and Ramsey:

H.B. 749, A BILL TO BE ENTITLED AN ACT TO PROVIDE THE OPTION FOR A LOCAL BOARD OF EDUCATION TO APPLY TO THE STATE BOARD OF EDUCATION FOR FLEXIBILITY IN THE OPERATION OF ONE OR MORE OF THE SCHOOLS IN THE LOCAL SCHOOL ADMINISTRATIVE UNIT, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Education.

By Representatives Lambeth, Glazier, and Hanes (Primary Sponsors); Alexander, Brandon, Carney, Floyd, Lucas, and R. Moore:

H.B. 750, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A PILOT PROGRAM FOR LOCAL BOARDS OF EDUCATION TO ACT AS THE CHARTERING ENTITY FOR CHARTER SCHOOLS IN A LOCAL SCHOOL ADMINISTRATIVE UNIT AND CONVERT EXISTING PUBLIC SCHOOLS TO CHARTER SCHOOLS, is referred to the Committee on Education.

By Representatives Schaffer, Jones, Riddell, and Shepard (Primary Sponsors); Arp, Blust, R. Brawley, Brody, B. Brown, Ford, Jordan, Martin, Steinburg, and Whitmire:

H.B. 751, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA RELIGIOUS FREEDOM RESTORATION ACT, is referred to Judiciary Subcommittee A.

By Representatives Brody, Harrison, and Riddell:

H.B. 752, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE STATUS OF INDEPENDENT CANDIDATES ON THE BALLOT, is referred to the Committee on Elections.

By Representatives Johnson and Holloway (Primary Sponsors); Brandon, B. Brown, Carney, Faircloth, Fisher, Floyd, Foushee, Glazier, Hamilton, Harrison, Langdon, Lewis, Lucas, Martin, Ramsey, Whitmire, and Wray:

H.B. 753, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR COMMUNITIES IN SCHOOLS OF NORTH CAROLINA, INC., PROGRAMS AND SERVICES AND TO PLACE NO FEWER THAN FIFTY GRADUATION COACHES IN ELEMENTARY, MIDDLE, OR HIGH SCHOOLS AND FOR STARTUP FUNDING FOR UP TO THREE PERFORMANCE LEARNING CENTERS OR INNOVATIVE HIGH SCHOOLS, is referred to the Committee on Appropriations.

April 11, 2013

By Representatives Johnson and Starnes (Primary Sponsors); Langdon and Szoka:

H.B. 754, A BILL TO BE ENTITLED AN ACT AUTHORIZING COMMUNITY COLLEGES TO ACQUIRE REAL PROPERTY BY LEASE PURCHASE, is referred to the Committee on Education.

By Representatives McGrady and West (Primary Sponsors); Floyd, Glazier, Harrison, and Samuelson:

H.B. 755, A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES NOTICE REQUIREMENTS TO AUTHORIZE ELECTRONIC NOTIFICATION AND DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO IDENTIFY OTHER NOTIFICATION REQUIREMENTS IN STATUTE OR RULE FOR WHICH ELECTRONIC NOTICE MAY BE ADEQUATE, is referred to the Committee on Environment.

By Representatives McGrady, Whitmire, Faircloth, and Harrison (Primary Sponsors); Carney, Fisher, Floyd, and Glazier:

H.B. 756, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE NORTH CAROLINA RECREATIONAL USE STATUTE BY CLARIFYING THAT NONCOMMERCIAL EQUINE RECREATIONAL ACTIVITIES FOR WHICH THE LANDOWNER RECEIVES NO COMPENSATION ARE SUBJECT TO THE RECREATIONAL USE STATUTE AND NOT THE EQUINE ACTIVITY LIABILITY STATUTE; BY CLARIFYING THAT CONTRACTUAL RELEASES ARE NOT ABROGATED OR INVALIDATED BY THE RECREATIONAL USE STATUTE; BY ALLOWING A CHARGE FOR ACTIVITIES SUBJECT TO THE RECREATIONAL USE STATUTE WHEN THE CHARGE IS IMPOSED BY CERTAIN ACTIVITY SPONSORS AND NOT THE LANDOWNER; AND BY PROVIDING FOR AN AWARD OF ATTORNEYS' FEES TO A PREVAILING LANDOWNER IN ACTIONS RELATED TO EDUCATIONAL OR RECREATIONAL USES OF THE LANDOWNER'S PROPERTY, is referred to Judiciary Subcommittee B.

By Representative McNeill:

H.B. 757, A BILL TO BE ENTITLED AN ACT TO PROVIDE A DEFINITION FOR PERSONAL RELATIONSHIP UNDER THE LAWS REGARDING BAIL AND PRETRIAL RELEASE FOR DOMESTIC

VIOLENCE OFFENSES TO ENSURE CONSISTENCY WITH THE DEFINITION FOR PERSONAL RELATIONSHIP UNDER THE LAWS PERTAINING TO DOMESTIC VIOLENCE, is referred to Judiciary Subcommittee C.

By Representatives McGrady, Ramsey, and Cunningham (Primary Sponsors); L. Bell, Fisher, Floyd, Glazier, Hamilton, Hanes, Harrison, and Lucas:

H.B. 758, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CERTAIN STUDENTS AND THEIR PARENTS RECEIVE INFORMATION ANNUALLY ABOUT EATING DISORDERS AND TO DIRECT THE STATE BOARD OF EDUCATION TO ADOPT GUIDELINES ON A SCREENING PROGRAM FOR USE BY LOCAL BOARDS OF EDUCATION, is referred to the Committee on Education.

By Representatives B. Brown and Stam (Primary Sponsors); Ford and Setzer:

H.B. 759, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT MOTOR VEHICLES MUST HAVE AT LEAST ONE WORKING STOP LAMP ON EACH SIDE OF THE REAR OF THE VEHICLE AND TO MAKE OTHER CLARIFYING CHANGES, is referred to the Committee on Transportation.

By Representatives Brandon, Hardister, B. Brown, and Cotham (Primary Sponsors); Floyd, Harrison, Jordan, and Wray:

H.B. 760, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT STUDENTS WHO DEMONSTRATE DIFFICULTY WITH READING DEVELOPMENT MAY ATTEND SUMMER READING CAMPS, is referred to the Committee on Education.

By Representatives Hardister, Faircloth, and Malone (Primary Sponsors); and Szoka:

H.B. 761, A BILL TO BE ENTITLED AN ACT EXEMPTING WELL CONTRACTORS FROM ELECTRICAL CONTRACTORS LICENSING REQUIREMENTS, is referred to the Committee on Regulatory Reform.

April 11, 2013

By Representatives Hardister, Faircloth, Turner, and Wray (Primary Sponsors):

H.B. 762, A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS PROCEDURAL REQUIREMENTS REGARDING BAIL BONDS, is referred to Judiciary Subcommittee A.

By Representatives Goodman and Jordan (Primary Sponsors); and Speciale:

H.B. 763, A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS PERTAINING TO CONTRACTS BETWEEN A HUSBAND AND WIFE TO ALLOW A SPOUSE TO WAIVE OR ESTABLISH ALIMONY AND POST SEPARATION SUPPORT DURING THE MARRIAGE, is referred to Judiciary Subcommittee C.

By Representatives Richardson and Floyd:

H.B. 764, A BILL TO BE ENTITLED AN ACT AUTHORIZING OCCUPATIONAL LICENSING BOARD TO CONDUCT AUDITS OF THE PERSONS OR BUSINESSES THE OCCUPATIONAL LICENSING BOARDS REGULATE AND ALLOWING OCCUPATIONAL LICENSING BOARDS TO REVOKE THE LICENSES OF PERSONS OR BUSINESSES REGULATED BY THE BOARD FOR FAILURE TO PAY TAXES OR PROPERLY CLASSIFY WORKERS; AND AUTHORIZING THE DEPARTMENT OF REVENUE TO DISCLOSE TAX INFORMATION PURSUANT TO A REQUEST FROM AN OCCUPATIONAL LICENSING BOARD, is referred to the Committee on Finance.

By Representatives Dixon, J. Bell, Jordan, and Saine:

H.B. 765, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND CODIFY JURY INSTRUCTIONS FOR A BUDGET DISPUTE BETWEEN BOARD OF EDUCATION AND BOARD OF COUNTY COMMISSIONERS, is referred to the Committee on Education, and, if favorable, to Judiciary Subcommittee A.

By Representatives Riddell, Hardister, and Malone (Primary Sponsors); and Speciale:

H.B. 766, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE ELECTION PROCESS, is referred to the Committee on Elections.

April 11, 2013

By Representatives Murry, Whitmire, Szoka, and Pierce (Primary Sponsors); B. Brown, Faircloth, Martin, Moffitt, Riddell, Speciale, and Warren:

H.B. 767, A BILL TO BE ENTITLED AN ACT ENACTING THE BRASS TO CLASS ACT, WHICH DIRECTS THE STATE BOARD OF EDUCATION TO INCREASE THE LEVEL OF CREDIT FOR PRIOR WORK EXPERIENCE GIVEN TO CERTAIN VETERANS FOR THE PURPOSE OF PLACING THEM ON STATE SALARY SCHEDULES, is referred to the Committee on State Personnel.

By Representatives Schaffer, Hager, Jordan, and Brandon (Primary Sponsors); and Hardister:

H.B. 768, A BILL TO BE ENTITLED AN ACT TO ELIMINATE UNSECURED APPEARANCE BOND AS A PRETRIAL RELEASE CONDITION AND TO MAKE CONFORMING CHANGES, is referred to Judiciary Subcommittee A and, if favorable, to the Committee on Appropriations.

By Representatives Ramsey, Burr, Wray, and Dobson (Primary Sponsors); and Speciale:

H.B. 769, A BILL TO BE ENTITLED AN ACT AMENDING THE ZONING LAWS TO LIMIT WHEN COUNTIES MAY RESTRICT THE PLACEMENT OF MANUFACTURED HOMES IN AREAS ZONED FOR SINGLE-FAMILY RESIDENTIAL USE, is referred to the Committee on Government.

By Representatives Wilkins and Floyd:

H.B. 770, A BILL TO BE ENTITLED AN ACT TO SUSPEND ENFORCEMENT OF THE FALLS LAKE RULES FOR TWO YEARS AND STUDY THE RULES' EFFICACY AND IMPACT ON LOCAL GOVERNMENTS, BUSINESS, AND INDUSTRY, is referred to the Committee on Environment.

By Representatives R. Brawley and Holley:

H.B. 771, A BILL TO BE ENTITLED AN ACT TO REQUIRE PHARMACISTS OR ANYONE DISPENSING OR SELLING PRESCRIPTION DRUGS TO INFORM THE PATIENT IF THE COST OF THE PRESCRIPTION DRUG IS LESS THAN THE COST OF THE INSURANCE CO-PAY UNDER THE PHARMACY PRACTICE ACT, is referred to the Committee on Commerce and Job Development.

April 11, 2013

By Representatives R. Brawley and Elmore:

H.B. 772, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A STUDY COMMITTEE TO STUDY NORTH CAROLINA'S PARTICIPATION IN THE NATIONAL SCHOOL LUNCH PROGRAM, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives W. Brawley, Moffitt, Hardister, and Brisson (Primary Sponsors):

H.B. 773, A BILL TO BE ENTITLED AN ACT REVISING THE CONDITIONS UNDER WHICH COUNTIES AND CITIES MAY INSPECT BUILDINGS OR STRUCTURES, is referred to the Committee on Government.

By Representatives Jordan, McGrady, Dollar, and Harrison (Primary Sponsors); R. Brown, Cotham, Faircloth, Fisher, Floyd, Speciale, Starnes, Szoka, Torbett, and Whitmire:

H.B. 774, A BILL TO BE ENTITLED AN ACT TO DIRECT THE BUILDING CODE COUNCIL TO ADOPT RULES EXEMPTING CERTAIN PRIMITIVE STRUCTURES FROM CERTAIN PROVISIONS OF THE BUILDING CODE, is referred to the Committee on Regulatory Reform.

By Representatives McManus and Glazier (Primary Sponsors); Carney, Fisher, Floyd, Harrison, Lambeth, and Lucas:

H.B. 775, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO PLACE A MORATORIUM ON STATE-MANDATED HIGH-STAKES STANDARDIZED TESTING IN NORTH CAROLINA, is referred to the Committee on Education.

By Representatives J. Bell, Jordan, and R. Moore:

H.B. 776, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE FEASIBILITY OF VARIOUS CHANGES TO THE BANKING LAWS, is referred to the Committee on Banking.

By Representatives Jackson, Faircloth, Floyd, Hamilton, Jordan, Warren, and Wray:

H.B. 777, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW THAT IMPOSES RESIDENTIAL RESTRICTIONS ON SEX OFFENDERS TO PROVIDE THAT A SEX OFFENDER IS PROHIBITED

FROM RESIDING WITHIN ONE THOUSAND FEET OF A SITE WHERE A BOY SCOUT TROOP OR GIRL SCOUT TROOP MEETS OR WHERE A BOYS AND GIRLS CLUBS OF AMERICA IS LOCATED, is referred to Judiciary Subcommittee B.

By Representatives Torbett, Ford, Jones, Jordan, Martin, Riddell, S. Ross, Speciale, and Tine:

H.B. 778, A BILL TO BE ENTITLED AN ACT TO FACILITATE IMPLEMENTATION OF RECOMMENDED EFFICIENCIES IN STATE GOVERNMENT, is referred to the Committee on Government.

By Representative Torbett:

H.B. 779, A BILL TO BE ENTITLED AN ACT TO REQUIRE FINANCIAL ASSURANCE FROM PERSONS BUILDING CERTAIN RETAINING WALLS, CONDUCTING CERTAIN LAND-DISTURBING ACTIVITIES, AND CONSTRUCTING PRIVATE STREETS, is referred to the Committee on Government.

By Representatives Harrison, Fulghum, Murry, and Moffitt (Primary Sponsors); Alexander, Faircloth, Fisher, Floyd, Glazier, Jordan, and Whitmire:

H.B. 780, A BILL TO BE ENTITLED AN ACT TO STUDY THE POTENTIAL REPORTING OF ANTIBIOTIC DRUG USE IN LIVESTOCK RAISED IN NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Harrison, Alexander, Earle, Floyd, D. Ross, and Speciale:

H.B. 781, A BILL TO BE ENTITLED AN ACT TO INCREASE THE SMALL BREWERY LIMIT FROM TWENTY-FIVE THOUSAND BARRELS TO SIXTY THOUSAND BARRELS BEFORE THE BREWERY MUST USE A WHOLESALE DISTRIBUTOR TO DISTRIBUTE ITS PRODUCTS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Starnes, Luebke, Jordan, and Holley (Primary Sponsors); Faircloth, Floyd, and S. Ross:

H.B. 782, A BILL TO BE ENTITLED AN ACT TO REGULATE THE SALE OF FORTIFIED MALT BEVERAGES, is referred to the Committee on Rules, Calendar, and Operations of the House.

April 11, 2013

By Representative Starnes:

H.B. 783, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CONFORMING CHANGES TO THE LAWS GOVERNING PYROTECHNICS DISPLAYS, is referred to the Committee on Regulatory Reform and, if favorable, to the Committee on Finance.

By Representatives Stone, Dobson, Jordan, and Carney (Primary Sponsors); Faircloth, Floyd, and Samuelson:

H.B. 784, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE REMEDIES AND PENALTIES FOR WORTHLESS CHECKS ALSO APPLY WHEN A CHECK THAT HAS BEEN PAID IN FULL IS PRESENTED AGAIN FOR PAYMENT, is referred to Judiciary Subcommittee B.

By Representatives Iler, W. Brawley, and Torbett (Primary Sponsors); B. Brown and Shepard:

H.B. 785, A BILL TO BE ENTITLED AN ACT TO CREATE A STATEWIDE PILOT PROGRAM TO ENABLE COST-SHARING FOR TRANSPORTATION IMPROVEMENTS, is referred to the Committee on Transportation.

By Representatives Warren, Jordan, B. Brown, and Collins (Primary Sponsors); R. Brawley, R. Brown, Faircloth, Fulghum, Moffitt, Ramsey, Samuelson, Stevens, Stone, and Turner:

H.B. 786, A BILL TO BE ENTITLED AN ACT TO ENACT THE REASONABLE ENACTMENT OF COMPREHENSIVE LEGISLATION ADDRESSING IMMIGRATION MATTERS IN NORTH CAROLINA (RECLAIM NC) ACT, is referred to Judiciary Subcommittee B and, if favorable, to the Committee on Finance.

By Representatives Cleveland, Brody, Dixon, Riddell, and Speciale:

H.B. 787, A BILL TO BE ENTITLED AN ACT TO PROTECT RURAL ENVIRONMENTAL AND ECONOMIC LAND USE RIGHTS BY CLARIFYING THAT OWNERS OF BONA FIDE FARMS MAY FILE A CIVIL ACTION FOR A REGULATORY TAKING IF THE OWNER CAN NO LONGER USE THE LAND FOR A BONA FIDE FARM USE, is referred to the Committee on Agriculture and, if favorable, to Judiciary Subcommittee A.

April 11, 2013

By Representatives Catlin and Hamilton (Primary Sponsors); and B. Brown:

H.B. 788, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTE GOVERNING THE POWERS OF WATER AND SEWER AUTHORITIES TO ALLOW THE AUTHORITY TO SET FLEXIBLE RATES FOR WATER RESOURCES STORAGE OR PROTECTION PROGRAMS, is referred to the Committee on Public Utilities and Energy.

By Representatives Catlin, Murry, and Wray:

H.B. 789, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE PRESENCE OF A SUBSTANCE RELEASED FROM AN UNDERGROUND STORAGE TANK DOES NOT DISQUALIFY A PROPERTY FROM PARTICIPATION IN THE NORTH CAROLINA BROWNFIELDS PROGRAM, is referred to the Committee on Environment.

By Representative Catlin:

H.B. 790, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHEN THE PUBLIC BIDDING PROCESS MUST BE USED UNDER A REIMBURSEMENT AGREEMENT, is referred to the Committee on Finance.

By Representatives Catlin, Hager, Millis, and Wells (Primary Sponsors); Avila, J. Bell, Blust, Brody, B. Brown, Cleveland, Faircloth, Ford, Harrison, Hurley, Jones, Jordan, Martin, McGrady, Moffitt, R. Moore, Murry, Ramsey, Samuelson, Shepard, Starnes, Stone, Warren, Whitmire, and Wray:

H.B. 791, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE JOINT LEGISLATIVE ECONOMIC DEVELOPMENT AND GLOBAL ENGAGEMENT OVERSIGHT COMMISSION TO COMPREHENSIVELY EVALUATE INCENTIVES OFFERED FOR ECONOMIC DEVELOPMENT PURPOSES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Riddell, Harrison, Starnes, and Queen (Primary Sponsors); Brody, Carney, Faircloth, Fisher, Hurley, Jones, Jordan, Speciale, Szoka, Turner, and Whitmire:

H.B. 792, A BILL TO BE ENTITLED AN ACT ALLOWING THE DISPENSING OF RAW MILK AND RAW MILK PRODUCTS TO INDEPENDENT OR PARTIAL OWNERS OF LACTATING ANIMALS FOR PERSONAL USE OR CONSUMPTION, is referred to the Committee on Agriculture and, if favorable, to the Committee on Health and Human Services.

April 11, 2013

By Representatives Saine and R. Moore (Primary Sponsors); and Jordan:

H.B. 793, A BILL TO BE ENTITLED AN ACT PROVIDING THAT CERTAIN CONDOMINIUM AND PLANNED COMMUNITY ASSOCIATIONS SHALL OBTAIN AND MAINTAIN A FIDELITY BOND INSURING THE ASSOCIATIONS FROM LOSSES RESULTING FROM THEFT OR DISHONESTY COMMITTED BY MEMBERS OF THE EXECUTIVE BOARD OR PERSONS EMPLOYED BY THE ASSOCIATIONS AND PROVIDING THAT ANY MANAGEMENT AGENT OR COMPANY HIRED BY AN ASSOCIATION SHALL AT ALL TIMES BE COVERED BY A FIDELITY BOND, is referred to Judiciary Subcommittee B.

By Representatives Saine, Luebke, Lewis, and R. Moore (Primary Sponsors); Adams, J. Bell, Brody, Carney, Earle, Harrison, Jordan, and Speciale:

H.B. 794, A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF "POLITICAL PARTY," TO AMEND THE NOMINATION PROCESS, TO AMEND THE REQUIREMENTS FOR UNAFFILIATED AND WRITE-IN CANDIDATES, TO ALLOW NOMINATION BY CONVENTION BY SMALLER PARTIES, AND TO PROVIDE THAT SMALLER PARTIES ELECTING TO HAVE PRIMARIES WILL HAVE THE RESULTS DETERMINED BY PLURALITY, is referred to the Committee on Elections.

By Representatives Saine, Ramsey, and Harrison (Primary Sponsors):

H.B. 795, A BILL TO BE ENTITLED AN ACT TO PROVIDE A TAX CREDIT FOR CONSTRUCTING OR IMPROVING A RESIDENCE TO HAVE INCREASED ACCESS FOR THE IMPAIRED, is referred to the Committee on Finance.

By Representative Whitmire:

H.B. 796, A BILL TO BE ENTITLED AN ACT EXEMPTING CERTAIN COLUMBARIUMS FROM THE NORTH CAROLINA CEMETERY ACT, is referred to the Committee on Regulatory Reform.

By Representatives Jeter, Stam, and Murry (Primary Sponsors); B. Brown, Cotham, Faircloth, Presnell, Ramsey, Steinburg, and Wray:

H.B. 797, A BILL TO BE ENTITLED AN ACT TO CREATE A FUND TO PROVIDE LOANS TO LOCAL GOVERNMENT UNITS FOR THE DEVELOPMENT OF SITE INFRASTRUCTURE, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Appropriations.

By Representatives D. Hall, Moffitt, Murry, and Baskerville (Primary Sponsors); Faircloth, Harrison, Lucas, McGrady, and Wray:

H.B. 798, A BILL TO BE ENTITLED AN ACT DEFINING PATIENT MEDICAL RECORDS AND FINANCIAL RECORDS, REQUIRING THE TIMELY RELEASE OF PATIENT MEDICAL RECORDS AND FINANCIAL RECORDS UPON REQUEST OF THE PATIENT OR A PERSONAL REPRESENTATIVE OF THE PATIENT, AND ESTABLISHING A CIVIL MONETARY PENALTY FOR VIOLATIONS, is referred to the Committee on Health and Human Services and, if favorable, to the Committee on Finance.

By Representatives D. Hall and Harrison:

H.B. 799, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DRIVER OF A VEHICLE TO OVERTAKE AND PASS SLOWER MOVING VEHICLES ON PORTIONS OF THE HIGHWAY WHICH ARE MARKED BY SIGNS, MARKERS, OR MARKINGS PLACED BY THE DEPARTMENT OF TRANSPORTATION STATING OR CLEARLY INDICATING THAT PASSING SHOULD NOT BE ATTEMPTED, is referred to the Committee on Transportation.

By Representatives D. Hall, Floyd, Glazier, Harrison, and Lucas:

H.B. 800, A BILL TO BE ENTITLED AN ACT TO EXPAND THE LIST OF CRIMES FOR WHICH AN INVESTIGATIVE GRAND JURY CAN BE CONVENED AND TO AUTHORIZE THE OFFICE OF GENERAL ADMINISTRATION OF THE UNIVERSITY OF NORTH CAROLINA TO STUDY WHETHER THE STATE'S LAW SCHOOLS SHOULD OFFER CLINICS AND CLASSES FOR EDUCATION AND TRAINING OF FUTURE PROSECUTORS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives D. Hall and Harrison (Primary Sponsors); Earle and Floyd:

H.B. 801, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON MAY OBTAIN AN EXPUNCTION FOR ANY CHARGES THAT WERE DISMISSED OR FOR WHICH A FINDING OF NOT GUILTY OR NOT RESPONSIBLE IS ENTERED AND TO PROVIDE THAT NO FEE SHALL BE CHARGED FOR THE FIRST PETITION TO EXPUNGE A CHARGE FROM A PERSON'S RECORD BUT THAT A FEE SHALL BE CHARGED FOR ANY PETITIONS FILED TO EXPUNGE ANY SUBSEQUENT CHARGES, is referred to Judiciary Subcommittee B.

By Representatives Earle, T. Moore, W. Brawley, and Cunningham (Primary Sponsors); Burr, Floyd, Lucas, Shepard, Waddell, and Wray:

H.B. 802, A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS RELATED TO LANDLORD AND TENANT RELATIONSHIPS TO SHORTEN THE TIME PERIOD REQUIRED TO EVICT A TENANT, is referred to Judiciary Subcommittee C.

By Representatives Harrison, McGrady, Glazier, and Carney (Primary Sponsors); Brandon, Fisher, Floyd, Lucas, and Wray:

H.B. 803, A BILL TO BE ENTITLED AN ACT TO ENACT THE HEALTHY AND HIGH PERFORMANCE SCHOOLS ACT OF 2013, is referred to the Committee on Education and, if favorable, to the Committee on Finance.

By Representatives Cotham, Holloway, Blackwell, and Langdon (Primary Sponsors); Brandon, Carney, Fisher, Floyd, Glazier, Harrison, Lucas, Martin, Ramsey, and Samuelson:

H.B. 804, A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY STRATEGIES FOR PROVIDING NORTH CAROLINA WITH GREAT LEADERS FOR GREAT SCHOOLS, is referred to the Committee on Education and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Cotham and Jackson (Primary Sponsors); Earle, Fisher, Floyd, Glazier, and Wray:

H.B. 805, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE SOCIAL SERVICES COMMISSION TO ADOPT A POLICY PROHIBITING A FOSTER PARENT FROM SMOKING IN THE PRESENCE OF AN INFANT IN THE FOSTER PARENT'S CARE, is referred to the Committee on Health and Human Services and, if favorable, to Judiciary Subcommittee A.

April 11, 2013

By Representatives Cotham, Saine, Tine, and Murry (Primary Sponsors); B. Brown, Carney, Lucas, Martin, Moffitt, and R. Moore:

H.B. 806, A BILL TO BE ENTITLED AN ACT TO STUDY THE BUSINESS LICENSE INFORMATION OFFICE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Cotham, Hager, and Brody (Primary Sponsors); Floyd, Harrison, Jordan, Lucas, Szoka, and Wray:

H.B. 807, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE NC BUILDING CODE COUNCIL TO MAKE THE NORTH CAROLINA BUILDING CODE AVAILABLE FOR DOWNLOAD ONLINE, is referred to the Committee on Government.

By Representatives Boles and Alexander (Primary Sponsors); Floyd and Wray:

H.B. 808, A BILL TO BE ENTITLED AN ACT TO MERGE THE NORTH CAROLINA CEMETERY COMMISSION WITH THE NORTH CAROLINA BOARD OF FUNERAL SERVICE AND TO TRANSFER THE DUTIES AND POWERS OF THE NORTH CAROLINA CEMETERY COMMISSION TO THE NORTH CAROLINA BOARD OF FUNERAL SERVICE; RENAME THE NORTH CAROLINA BOARD OF FUNERAL SERVICE; AND MAKE CONFORMING CHANGES, is referred to the Committee on Regulatory Reform.

By Representatives Boles, Moffitt, and Murry (Primary Sponsors); J. Bell, Brandon, B. Brown, Faircloth, and Wray:

H.B. 809, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE NONPROFIT ORGANIZATIONS TO OPERATE "GAME NIGHTS," TO PROVIDE FOR THE REGULATION OF NONPROFIT ORGANIZATIONS HOLDING "GAME NIGHTS," AND TO ALLOW THE CONSUMPTION OF ALCOHOLIC BEVERAGES AT "GAME NIGHTS," is referred to the Committee on Commerce and Job Development and, if favorable, to Judiciary Subcommittee B.

By Representative Boles:

H.B. 810, A BILL TO BE ENTITLED AN ACT TO MODIFY THE COUNTY POPULATION AND MINIMUM CEMETERY ACREAGE TRACT REQUIREMENTS IN CERTAIN INSTANCES, is referred to the Committee on Government.

April 11, 2013

By Representatives Boles, Floyd, and Wray:

H.B. 811, A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS PERTAINING TO THE PRACTICE OF FUNERAL SERVICE, is referred to the Committee on Finance.

By Representatives Boles, Burr, and Jordan:

H.B. 812, A BILL TO BE ENTITLED AN ACT TO REQUIRE PERSONS CONVICTED OF IMPAIRED DRIVING TO HAVE A SPECIAL LICENSE PLATE OF A DIFFERENT COLOR, is referred to the Committee on Transportation and, if favorable, to Judiciary Subcommittee B and, if favorable, to the Committee on Finance.

By Representatives Horn, Moffitt, and Blust (Primary Sponsors); Brody, B. Brown, Cleveland, Faircloth, Fisher, Floyd, Glazier, Hamilton, Jones, Jordan, Murry, and Wray:

H.B. 813, A BILL TO BE ENTITLED AN ACT TO MAKE THE MANUFACTURE, POSSESSION, SALE, USE, AND DELIVERY OF CERTAIN IMITATION CONTROLLED SUBSTANCES UNLAWFUL, is referred to Judiciary Subcommittee C.

By Representatives Hamilton, Moffitt, R. Moore, and Millis (Primary Sponsors); Catlin, Ford, Jordan, Ramsey, and Stone:

H.B. 814, A BILL TO BE ENTITLED AN ACT TO DIRECT THE ENVIRONMENTAL REVIEW COMMISSION TO STUDY THE REDUCTION AND CONSOLIDATION OF THE STATUTORY MODELS FOR ESTABLISHING, OPERATING, AND FINANCING CERTAIN ORGANIZATIONS THAT PROVIDE WATER AND SEWER SERVICES IN THE STATE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Luebke, Harrison, Adams, and C. Graham (Primary Sponsors); Brandon, Fisher, Floyd, Gill, G. Graham, Hamilton, Holley, R. Moore, Pierce, and Starnes:

H.B. 815, A BILL TO BE ENTITLED AN ACT AMENDING THE LABOR LAWS TO MAKE UNLAWFUL EMPLOYMENT DISCRIMINATION BASED UPON AN EMPLOYEE'S OR PROSPECTIVE EMPLOYEE'S CREDIT HISTORY, is referred to the Committee on Rules, Calendar, and Operations of the House.

April 11, 2013

By Representative Langdon:

H.B. 816, A BILL TO BE ENTITLED AN ACT TO STUDY MODERNIZATION OF THE TOBACCO ACREAGE ASSESSMENT PROGRAM TO BETTER REFLECT THE MODERN TOBACCO AGRICULTURAL SECTOR, is referred to the Committee on Agriculture.

By Representatives W. Brawley, Torbett, Iler, and Shepard (Primary Sponsors); and Ramsey:

H.B. 817, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF TRANSPORTATION TO ISSUE BONDS AND OTHER FINANCING INSTRUMENTS SECURED BY FUTURE TRANSPORTATION APPROPRIATIONS, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Hager and Ramsey (Primary Sponsors); Cleveland, Fisher, Floyd, Harrison, Jeter, McGrady, Murry, Samuelson, Steinburg, and Warren:

H.B. 818, A BILL TO BE ENTITLED AN ACT TO STUDY THE EXTENT OF AND ISSUES ARISING FROM COAL ASH DISPOSAL IN THIS STATE, is referred to the Committee on Public Utilities and Energy.

By Representatives Burr, Dockham, Starnes, and Howard (Primary Sponsors); Arp, Floyd, Ford, Glazier, Hamilton, Harrison, Jones, Jordan, Lewis, Murry, Riddell, Setzer, and Shepard:

H.J.R. 819, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF BOBBY HAROLD BARBEE, SR., FORMER MEMBER OF THE GENERAL ASSEMBLY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Burr, Hager, and Boles (Primary Sponsors); J. Bell, R. Brawley, B. Brown, Jones, Shepard, and Speciale:

H.B. 820, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE COURTS COMMISSION AND PROVIDE THAT THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON JUSTICE AND PUBLIC SAFETY SHALL PROVIDE OVERSIGHT OF THE COURTS, TO PROVIDE THAT VACANCIES IN THE OFFICE OF DISTRICT COURT JUDGE SHALL BE FILLED BY APPOINTMENT OF THE GOVERNOR, AND TO PROVIDE FOR THE BEST AND MOST EFFICIENT USE OF

DISTRICT COURT RESOURCES BY ENSURING THAT MAGISTRATES ARE USED FULLY FOR TRAFFIC COURT AND OTHER MATTERS TO WHICH THEY MAY BE ASSIGNED SO THAT DISTRICT COURT JUDGES ARE AVAILABLE FOR SPECIALIZED CASES AND OTHER MATTERS MORE SUITED TO THE EXPERTISE OF A DISTRICT COURT JUDGE, is referred to Judiciary Subcommittee A.

By Representatives Blust, Hardister, Faircloth, and Adams (Primary Sponsors); Brandon, Hamilton, Harrison, Lewis, and Riddell:

H.B. 821, A BILL TO BE ENTITLED AN ACT TO NAME THE PIEDMONT TRIAD FARMERS MARKET IN MEMORY OF SENATOR ROBERT G. SHAW, is referred to the Committee on Agriculture.

By Representatives Blust, Jones, Holloway, and Jordan (Primary Sponsors); Brody, B. Brown, Cleveland, Faircloth, Moffitt, Murry, Riddell, Speciale, and Stone:

H.B. 822, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CONSTITUTION TO REQUIRE A THREE-FIFTHS VOTE FOR THE GENERAL ASSEMBLY TO LEVY STATE TAXES, is referred to the Committee on Finance.

By Representatives Blust, Blackwell, and Saine (Primary Sponsors); B. Brown, Cleveland, Faircloth, Ford, Jones, Jordan, Martin, McElraft, Moffitt, Murry, Riddell, Setzer, Shepard, Speciale, and Stone:

H.B. 823, A BILL TO BE ENTITLED AN ACT TO CREATE A SEARCHABLE BUDGET DATABASE FOR STATE SPENDING, is referred to the Committee on Finance.

By Representatives Glazier, Murry, Holloway, and Fulghum (Primary Sponsors); Avila, B. Brown, Carney, Farmer-Butterfield, Fisher, Floyd, Hamilton, Harrison, Holley, Jeter, Jones, Lucas, McGrady, Ramsey, and Samuelson:

H.B. 824, A BILL TO BE ENTITLED AN ACT TO REQUIRE LOCAL BOARDS OF EDUCATION TO PROVIDE FOR A SUPPLY OF EMERGENCY EPINEPHRINE AUTO-INJECTORS ON SCHOOL PROPERTY FOR USE IN AN EMERGENCY, is referred to the Committee on Education.

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By Representatives Glazier, McGrady, and Jordan (Primary Sponsors); Avila, Brandon, Carney, Farmer-Butterfield, Fisher, Floyd, Hamilton, Harrison, Holley, Lucas, Martin, Ramsey, Riddell, D. Ross, and Samuelson:

H.B. 825, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A MINOR SHALL NOT BE PROSECUTED FOR THE OFFENSE OF PROSTITUTION AND IF DETAINED FOR THAT OFFENSE SHALL BE SUBJECT TO TEMPORARY PROTECTIVE CUSTODY AS PROVIDED BY THE STATE JUVENILE LAWS, is referred to Judiciary Subcommittee B.

By Representatives Glazier, D. Ross, Harrison, and L. Hall (Primary Sponsors); Farmer-Butterfield, Fisher, Floyd, Gill, and Lucas:

H.B. 826, A BILL TO BE ENTITLED AN ACT AMENDING THE LABOR LAWS PERTAINING TO WAGE THEFT, MISCLASSIFICATION OF EMPLOYEES, AND RECOVERY OF UNPAID WAGES, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Judiciary.

By Representatives Fulghum, Carney, Hollo, and Conrad (Primary Sponsors); Avila, B. Brown, Faircloth, Fisher, Floyd, Glazier, Harrison, Holley, Lucas, Martin, Moffitt, Murry, Ramsey, S. Ross, and Wray:

H.B. 827, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO DESIGNATE QUALIFIED HOSPITALS AS PRIMARY STROKE CENTERS, AS RECOMMENDED BY THE JUSTUS-WARREN HEART DISEASE AND STROKE PREVENTION TASK FORCE, is referred to the Committee on Health and Human Services.

By Representatives Fulghum, Hollo, Faircloth, and Murry (Primary Sponsors); R. Brawley, Dockham, Holley, Jordan, and Wray:

H.B. 828, A BILL TO BE ENTITLED AN ACT UPDATING THE PHYSICAL THERAPY PRACTICE ACT, is referred to the Committee on Health and Human Services.

By Representatives McGrady, Bryan, Moffitt, and L. Hall (Primary Sponsors); J. Bell, B. Brown, Earle, Fisher, Floyd, Hamilton, Harrison, Murry, Ramsey, D. Ross, and Wray:

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H.B. 829, A BILL TO BE ENTITLED AN ACT TO ALLOW CERTAIN ABC PERMITTEES TO SELL MALT BEVERAGES IN CERTAIN CONTAINERS FOR CONSUMPTION OFF THE PERMITTED PREMISES, is referred to the Commerce and Job Development Subcommittee on Alcoholic Beverage Control.

By Representatives Avila, Martin, McElraft, and West (Primary Sponsors); Jordan, Ramsey, and Turner:

H.B. 830, A BILL TO BE ENTITLED AN ACT TO ADOPT AN OFFICIAL STATE FOSSIL, FROG, SALAMANDER, MARSUPIAL, AND FOLK ART, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Avila, Johnson, and Glazier (Primary Sponsors); Carney, Fisher, Floyd, Hamilton, Harrison, Holley, Jordan, Lucas, and Martin:

H.B. 831, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE PLACEMENT OF STUDENTS IN PRIVATE PSYCHIATRIC RESIDENTIAL TREATMENT FACILITIES, is referred to the Committee on Health and Human Services.

By Representatives Avila, Lewis, Foushee, and Glazier (Primary Sponsors); Earle, Fisher, Floyd, Hamilton, Harrison, Holley, Lucas, D. Ross, and Samuelson:

H.B. 832, A BILL TO BE ENTITLED AN ACT TO PROTECT THE PUBLIC'S HEALTH BY INCREASING ACCESS TO IMMUNIZATIONS AND VACCINES THROUGH THE EXPANDED ROLE OF IMMUNIZING PHARMACISTS, is referred to the Committee on Health and Human Services and, if favorable, to the Committee on Commerce and Job Development.

By Representatives Avila, Blackwell, Tolson, and Saine (Primary Sponsors); Martin, Ramsey, and Speciale:

H.B. 833, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR MEASURABILITY ASSESSMENTS OF STATE PROGRAMS, is referred to the Committee on Regulatory Reform.

By Representatives Collins and Burr (Primary Sponsors):

H.B. 834, A BILL TO BE ENTITLED AN ACT AMENDING THE LOCKSMITH LICENSING ACT, EXPANDING THE AUTHORITY OF THE LOCKSMITH LICENSING BOARD TO REGULATE INSTITUTIONAL LOCKSMITHS, AND RAISING THE CEILING ON CERTAIN FEES, is referred to the Committee on Regulatory Reform and, if favorable, to the Committee on Finance.

By Representatives Collins and Richardson (Primary Sponsors); Floyd, Jones, Jordan, Moffitt, and Murry:

H.R. 835, A HOUSE RESOLUTION HONORING THE LIFE AND MEMORY OF WARREN BASCO "SNEAK" LEWIS, III, FALLEN NASH COUNTY SHERIFF'S DEPUTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Collins, Setzer, R. Brawley, and R. Moore (Primary Sponsors); Adams, Brody, R. Brown, Floyd, Hamilton, Harrison, Holley, Martin, Murry, and Stone:

H.R. 836, A HOUSE RESOLUTION SUPPORTING EFFORTS TO REINSTATE THE SEPARATION OF COMMERCIAL AND INVESTMENT BANKING FUNCTIONS IN EFFECT UNDER THE GLASS-STEAGALL ACT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Collins, Blust, and Wilkins (Primary Sponsors); R. Brawley, B. Brown, Burr, Faircloth, Floyd, Harrison, Jordan, Speciale, and Stone:

H.B. 837, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN CONFIDENCE IN GOVERNMENT BY INCREASING ACCESSIBILITY TO PUBLIC PERSONNEL HIRING, FIRING, PERFORMANCE RECORDS, AND OTHER GOVERNMENTAL RECORDS AND MEETINGS, is referred to the Committee on State Personnel and, if favorable, to the Committee on Regulatory Reform.

By Representatives Martin, Horn, Johnson, and Whitmire (Primary Sponsors); B. Brown, Carney, Cotham, Earle, Fisher, Floyd, Glazier, Hamilton, Harrison, Holley, Jordan, Lucas, Samuelson, and Steinburg:

H.B. 838, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A COMMISSION TO STUDY THE DELIVERY OF EXCEPTIONAL CHILDREN'S SERVICES BY LOCAL SCHOOL ADMINISTRATIVE

UNITS AND THE OVERSIGHT OF THOSE SERVICES BY THE DEPARTMENT OF PUBLIC INSTRUCTION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Martin, Horn, Johnson, and Whitmire (Primary Sponsors); B. Brown, Faircloth, Fisher, Floyd, Glazier, Harrison, Holley, Jeter, Lucas, Murry, Samuelson, Shepard, Speciale, and Steinburg:

H.B. 839, A BILL TO BE ENTITLED AN ACT TO REDUCE REPORTING REQUIREMENTS FOR PUBLIC SCHOOLS, is referred to the Committee on Education.

By Representatives Martin, Farmer-Butterfield, Blackwell, and Horn (Primary Sponsors); L. Bell, Brandon, B. Brown, Carney, Faircloth, Floyd, G. Graham, Harrison, Holley, Samuelson, Shepard, and Steinburg:

H.B. 840, A BILL TO BE ENTITLED AN ACT TO STATUTORILY ESTABLISH THE DIVISION OF DEAF EDUCATION WITHIN THE DEPARTMENT OF PUBLIC INSTRUCTION; TO PROVIDE FOR THE GOVERNANCE OF CERTAIN RESIDENTIAL SCHOOLS FORMERLY GOVERNED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES; TO REPEAL UNNECESSARY STATUTES, AND MAKE CONFORMING CHANGES TO THE GENERAL STATUTES, is referred to the Committee on Education.

By Representatives Ramsey, Moffitt, and Whitmire (Primary Sponsors); Brody, Setzer, and Steinburg:

H.B. 841, A BILL TO BE ENTITLED AN ACT TO PROVIDE COUNTIES AND CITIES WITH LIMITED ZONING AUTHORITY OVER CERTAIN LARGE-SCALE POULTRY FARMS, is referred to the Committee on Government.

By Representatives J. Bell, Moffitt, B. Brown, and G. Graham (Primary Sponsors); Cleveland, Earle, Fisher, Floyd, Hager, Hamilton, Harrison, Ramsey, and Szoka:

H.B. 842, A BILL TO BE ENTITLED AN ACT TO ALLOW DISTILLERIES IN NORTH CAROLINA TO SELL TO PATRONS WHO HAVE PARTICIPATED IN A TOUR OF A DISTILLERY AT RETAIL SPIRITUOUS LIQUOR THAT HAS BEEN DISTILLED AT THE LICENSED DISTILLERY FOR THE PRICE SET BY THE NORTH

CAROLINA ALCOHOLIC BEVERAGE CONTROL COMMISSION OF THAT PARTICULAR BRAND OF SPIRIT TO INCLUDE ALL APPLICABLE EXCISE AND SALES TAXES, is referred to the Commerce and Job Development Subcommittee on Alcoholic Beverage Control.

By Representatives J. Bell, Glazier, Baskerville, and Jordan (Primary Sponsors); Carney, Fisher, Floyd, Gill, G. Graham, Hamilton, Harrison, Holley, Jones, Lucas, Richardson, Saine, and Shepard:

H.B. 843, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ANY STUDENT OR STUDENT ORGANIZATION THAT IS CHARGED WITH A VIOLATION OF CONDUCT AT A CONSTITUENT INSTITUTION HAS A RIGHT TO BE REPRESENTED BY AN ATTORNEY AT ANY STAGE OF THE DISCIPLINARY PROCEDURE REGARDING THE CHARGE OF MISCONDUCT, is referred to the Committee on Education.

By Representatives C. Graham, Boles, T. Moore, and Stam (Primary Sponsors); L. Bell, Carney, Earle, Faircloth, Floyd, Gill, Glazier, G. Graham, Harrison, Holley, Lucas, Steinburg, Torbett, and Waddell:

H.B. 844, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTORY PROVISIONS RECOGNIZING THE INDIAN TRIBES OF NORTH CAROLINA TO PROVIDE ALL STATE-RECOGNIZED TRIBES WITH UNIFORM RECOGNITION, is referred to the Committee on Government.

By Representatives Foushee and Insko (Primary Sponsors); Floyd, Hamilton, Harrison, Holley, R. Moore, and Szoka:

H.B. 845, A BILL TO BE ENTITLED AN ACT CLARIFYING THE AUTHORITY OF COUNTIES TO ESTABLISH RESIDENTIAL RECYCLABLE MATERIALS COLLECTION PROGRAMS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives D. Hall and Saine (Primary Sponsors); Fisher, Floyd, Hamilton, Harrison, Holley, and R. Moore:

H.B. 846, A BILL TO BE ENTITLED AN ACT TO ENACT THE JOB AND EDUCATION PRIVACY ACT TO PREVENT EMPLOYERS AND COLLEGES FROM REQUIRING INDIVIDUALS TO DISCLOSE ACCESS INFORMATION FOR SOCIAL MEDIA AND PERSONAL ELECTRONIC MAIL ACCOUNTS, is referred to Judiciary Subcommittee A.

April 11, 2013

MESSAGE FROM THE SENATE

The following is received from the Senate:

S.B. 140 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE RECOGNITION, REPORTING, AND PROSECUTION OF THOSE WHO WOULD DEFRAUD OR FINANCIALLY EXPLOIT DISABLED OR OLDER ADULTS AND TO CONTINUE THE TASK FORCE ON FRAUD AGAINST OLDER ADULTS, AS RECOMMENDED BY THE TASK FORCE ON FRAUD AGAINST OLDER ADULTS, is read the first time and referred to the Committee on Regulatory Reform and, if favorable, to the Committee on Judiciary.

RE-REFERRALS

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 22**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE VARIOUS SPECIAL REGISTRATION PLATES, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Transportation.

The serial referral to the Committee on Finance remains.

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 76**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE VARIOUS SPECIAL REGISTRATION PLATES, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Transportation.

The serial referral to the Committee on Finance remains.

On motion of Representative T. Moore, a serial referral for **H.B. 639**, A BILL TO BE ENTITLED AN ACT TO AMEND THE INSURANCE LAWS CONCERNING THE CANCELLATION OF WORKERS' COMPENSATION INSURANCE, to Judiciary Subcommittee A is added.

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 164**, A BILL TO BE ENTITLED AN ACT TO ELIMINATE OBSOLETE BOARDS AND COMMISSIONS, AS RECOMMENDED BY THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Regulatory Reform.

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On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 165**, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN TECHNICAL, CLARIFYING, AND CONFORMING CHANGES TO THE ADMINISTRATIVE PROCEDURE ACT, AS RECOMMENDED BY THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE, is withdrawn from Judiciary Subcommittee A and re-referred to the Committee on Regulatory Reform.

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 166**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE TO DIRECT THE PROGRAM EVALUATION DIVISION TO STUDY THE STRUCTURE, ORGANIZATION, AND OPERATION OF THE VARIOUS INDEPENDENT OCCUPATIONAL LICENSING BOARDS AND TO CONSIDER THE FEASIBILITY OF CREATING A SINGLE STATE AGENCY TO OVERSEE THE ADMINISTRATION OF THE BOARDS, AS RECOMMENDED BY THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE, is withdrawn from the Committee on Finance and re-referred to the Committee on Regulatory Reform.

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 167**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT OCCUPATIONAL LICENSING BOARDS CONSIDER CERTAIN FACTORS BEFORE DENYING LICENSES TO APPLICANTS WITH CRIMINAL RECORDS, AS RECOMMENDED BY THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE, is withdrawn from Judiciary Subcommittee A and re-referred to the Committee on Regulatory Reform.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative T. Moore, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.B. 591, A BILL TO BE ENTITLED AN ACT TO SPECIFY THE TERM OF OFFICE FOR APPOINTED MEMBERS OF THE NORTH CAROLINA LONGITUDINAL DATA SYSTEM BOARD, TO MAKE THE STATE INFORMATION OFFICER CHAIR OF THE NORTH CAROLINA LONGITUDINAL DATA SYSTEM BOARD, TO SPECIFY THE TIMES FOR MEETING OF THE NORTH CAROLINA LONGITUDINAL DATA

SYSTEM BOARD, AND TO REQUIRE QUARTERLY REPORTING OF PROGRESS ON THE NORTH CAROLINA LONGITUDINAL DATA SYSTEM, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House submits the following bill with a favorable report for introduction.

A BILL TO BE ENTITLED AN ACT TO IMPROVE THE SAFETY OF RAILROAD CROSSINGS BY PROHIBITING RAILROADS FROM INCREASING THE HEIGHT OF EXISTING TRACKS AT CROSSINGS.

Pursuant to Rule 31(a), the bill is filed and assigned the number **H.B. 939**.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House submits the following resolution with a favorable report for introduction.

A HOUSE RESOLUTION CONGRATULATING PHI BETA SIGMA FRATERNITY, INC., FOR NINETY-NINE YEARS OF SERVICE TO COMMUNITIES THROUGHOUT THE UNITED STATES AND THE WORLD, AND COMMENDING PHI BETA SIGMA FOR UPHOLDING ITS CARDINAL PRINCIPLES OF BROTHERHOOD, SCHOLARSHIP, AND SERVICE.

Pursuant to Rule 31(a), the resolution is filed and assigned the number **H.R. 940**.

The House stands adjourned at 5:00 p.m.

FORTY-FOURTH DAY

HOUSE OF REPRESENTATIVES
Monday, April 15, 2013

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by Representative Stam, Speaker Pro Tempore.

April 15, 2013

Prayer is offered by Representative Elmer Floyd.

The Chair leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 11 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Baskerville, Cotham, Langdon, R. Moore, and West for today. Representative Blackwell is excused for a portion of the Session.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

S.B. 228, AN ACT PROVIDING THAT A UNIT OWNER IN A CONDOMINIUM AND A LOT OWNER IN A PLANNED COMMUNITY SHALL AFFORD ACCESS THROUGH THE LIMITED COMMON ELEMENT ASSIGNED OR ALLOCATED TO THE OWNER'S UNIT OR LOT TO THE ASSOCIATION AND, WHEN NECESSARY, TO OTHER UNIT OR LOT OWNERS FOR THE PURPOSE OF CONDUCTING MAINTENANCE, REPAIR, OR REPLACEMENT ACTIVITIES AND PROVIDING THAT A UNIT OR LOT OWNER IS LEGALLY RESPONSIBLE FOR DAMAGE TO A LIMITED COMMON ELEMENT CAUSED BY THE UNIT OR LOT OWNER AND CLARIFYING THE LAWS REGARDING THE POWERS AND DUTIES OF A PLANNED COMMUNITY AND AMENDING THE PROCEDURES REGARDING AMENDMENT OF A RECORDED DECLARATION.

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 193, AN ACT TO EXPAND THE PERMISSIBLE USES OF THE LOCAL MECKLENBURG COUNTY AND CITY OF CHARLOTTE LOCAL TAXES.

MOMENT OF SILENCE REQUESTED

Representative Torbett requests that a moment of silence be observed in respect to the victims of the Boston Marathon bombing.

----------Moment of Silence----------

April 15, 2013

WITHDRAWAL OF BILL FROM COMMITTEE

On motion of Representative T. Moore and without objection, **H.R. 198**, A HOUSE RESOLUTION HONORING THE MARCH OF DIMES ON ITS SEVENTY-FIFTH ANNIVERSARY, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and pursuant to Rule 36(b), is placed on the Calendar of April 17.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative T. Moore and without objection, **H.R. 507**, A HOUSE RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF NEWLAND ON THE TOWN'S ONE HUNDREDTH ANNIVERSARY, is withdrawn from the Calendar 32(a), and re-referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative T. Moore and without objection, **H.R. 508**, A HOUSE RESOLUTION HONORING THE FOUNDERS OF MECKLENBURG COUNTY WHILE OBSERVING THE COUNTY'S TWO HUNDRED FIFTIETH ANNIVERSARY, is withdrawn from the Calendar of April 17 and re-referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative T. Moore and without objection, **H.J.R. 514**, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WILLIAM "PETE" CUNNINGHAM, FORMER MEMBER OF THE GENERAL ASSEMBLY, is withdrawn from the Calendar 32(a), and re-referred to the Committee on Rules, Calendar, and Operations of the House.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representatives Stone and Warren, Chairs, for the Committee on Government:

H.B. 468, A BILL TO BE ENTITLED AN ACT TO CHANGE THE METHOD OF ELECTION OF THE MAYOR AND CITY COUNCIL MEMBERS OF THE CITY OF HIGH POINT TO HOLD THE ELECTIONS IN ODD-NUMBERED YEARS AND BY A NONPARTISAN PRIMARY AND ELECTION METHOD AS PROVIDED BY GENERAL LAW, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

April 15, 2013

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 16. The original bill is placed on the Unfavorable Calendar.

H.B. 409, A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF SHELBY, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 418, A BILL TO BE ENTITLED AN ACT AUTHORIZING BUNCOMBE COUNTY AND THE CITY OF ASHEVILLE TO ESTABLISH A PARKS AND RECREATION AUTHORITY, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 531, A BILL TO BE ENTITLED AN ACT TO AMEND THE EXTRATERRITORIAL JURISDICTION AUTHORITY OF THE TOWN OF WEAVERVILLE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF PAGES

Pages for the week of April 15 are introduced to the membership. They are: Chip Benton III of Cleveland; Ivey Burgess of Lee; Colin Draughon of Duplin; Katherine Haynes of Cabarrus; Josh Johnson of Wake; Alexus Jones of Guilford; Lindsay Kihnel of Haywood; Sierra Owens of Northhampton; Madison Phillips of Duplin; Adam Riddell of Alamance; Emily Searles of Duplin; and Carson Whitaker of Franklin.

April 15, 2013

CALENDAR

Action is taken on the following:

H.B. 544, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF WILMINGTON TO DELETE LANGUAGE THAT RESTRICTED THE LENGTH OF THE TERM OF A MEMBER OF THE CIVIL SERVICE COMMISSION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 546, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE TERM OF THE CHAIRPERSON FOR THE BOARD OF TRUSTEES OF THE ROANOKE RAPIDS GRADED SCHOOL DISTRICT, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 506, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF WEDDINGTON TO ENTER INTO LONG-TERM AGREEMENTS WITH VOLUNTEER FIRE DEPARTMENTS TO PROVIDE FIRE PROTECTION SERVICES TO THE CITIZENS OF THE TOWN.

Representative Horn offers Amendment No. 1 which is adopted by electronic vote (109-0).

The bill, as amended, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 488 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROMOTE THE PROVISION OF REGIONAL WATER AND SEWER SERVICES BY TRANSFERRING OWNERSHIP AND OPERATION OF CERTAIN PUBLIC WATER AND SEWER SYSTEMS TO A METROPOLITAN WATER AND SEWERAGE DISTRICT, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Arp, Avila, J. Bell, Blust, Boles, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Elmore, Faircloth, Ford,

Fulghum, Hager, Hardister, Hastings, Hollo, Holloway, Horn, Howard, Hurley, Iler, Jeter, Johnson, Jones, Jordan, Lambeth, Lewis, Malone, Martin, McGrady, McNeill, Millis, Moffitt, T. Moore, Murry, Pittman, Presnell, Ramsey, Riddell, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Starnes, Steinburg, Stevens, Stone, Szoka, Torbett, Turner, Warren, Wells, and Whitmire - 72.

Voting in the negative: Representatives Adams, Alexander, L. Bell, Brandon, R. Brawley, Cunningham, Earle, Farmer-Butterfield, Fisher, Floyd, Foushee, Gill, Glazier, Goodman, C. Graham, G. Graham, D. Hall, L. Hall, Hamilton, Hanes, Harrison, Holley, Insko, Jackson, Lucas, Luebke, McManus, Michaux, Mobley, Pierce, Queen, Richardson, D. Ross, Terry, Tine, Tolson, Waddell, Wilkins, and Wray - 39.

Excused absences: Representatives Baskerville, Cotham, Langdon, R. Moore, and West - 5.

H.B. 240 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE CHOICES FOR HEALTH INSURANCE IN NORTH CAROLINA BY EXEMPTING HEALTH INSURANCE COMPANIES FROM OUTDATED RISK EXPOSURE REQUIREMENTS; TO REMOVE A PHOTO IDENTIFICATION REQUIREMENT FOR NEW DOMESTIC COMPANIES; TO HELP MORTGAGE GUARANTY COMPANIES ADJUST THEIR CAPITAL AND SURPLUS REQUIREMENTS; TO REVISE CERTAIN RISK-BASED CAPITAL REQUIREMENTS IN ORDER TO MAINTAIN NORTH CAROLINA'S NAIC ACCREDITATION; TO CLARIFY CONSUMER CHOICE IN HOMEOWNER'S COVERAGE FOR WIND AND HAIL; TO CLARIFY THE CERTIFICATION REQUIREMENTS FOR AN ACTUARY WHO PRESENTS A SCHEDULE OF PREMIUM RATES; TO SHORTEN CERTAIN TIME PERIODS FOR AN EXTERNAL REVIEW BY THE COMMISSIONER OF CERTAIN INSURER DETERMINATIONS; TO EXPAND ACCESS OF COVERAGE TO BUSINESSES WHO NEED BLANKET ACCIDENT AND HEALTH COVERAGE; TO MAKE CERTAIN CONFORMING CHANGES RELATED TO THE RENAMING OF THE OFFICE OF MANAGED CARE PATIENT ASSISTANCE PROGRAM AS HEALTH INSURANCE SMART NC; TO AMEND THE DEFINITION OF PRIVATE PASSENGER MOTOR VEHICLE; TO CLARIFY WHEN AN INSURER CAN COMMUNICATE WITH THE INSURED AFTER A PUBLIC ADJUSTER HAS BEEN RETAINED; AND TO CLARIFY WHEN AN AUTOMATIC STAY OF PROOF OF LOSS REQUIREMENTS, PREMIUM AND DEBT DEFERRALS, AND LOSS ADJUSTMENTS ARE TRIGGERED; AND TO

PROVIDE NOTICE AND AN OPPORTUNITY FOR A HEARING WHEN A SUPERIOR COURT JUDGE IS CALLED UPON TO SELECT AN UMPIRE IN CERTAIN PROPERTY INSURANCE DISPUTES, passes its third reading, by electronic vote (110-1), and is ordered sent to the Senate.

S.B. 91 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW PERTAINING TO ADMINISTRATIVE ACTION THAT MAY BE TAKEN BY AN OCCUPATIONAL LICENSING BOARD AS A RESULT OF EXPUNGED CHARGES OR CONVICTIONS UNDER G.S. 15A-145.4 AND G.S. 15A-145.5; AND TO REQUIRE AN EMPLOYER, EDUCATIONAL INSTITUTION, OR STATE OR LOCAL GOVERNMENT TO ADVISE AN APPLICANT IS NOT REQUIRED TO DISCLOSE INFORMATION REGARDING AN ARREST, CRIMINAL CHARGE, OR CRIMINAL CONVICTION OF THE APPLICANT THAT HAS BEEN EXPUNGED PRIOR TO REQUESTING DISCLOSURE, passes its third reading, by electronic vote (87-25), and is ordered engrossed and sent to the Senate for concurrence in the House committee substitute bill.

H.B. 88 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE LAW PERTAINING TO LIEN AGENTS, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of Representative T. Moore and without objection, **H.B. 203** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE HOMEOWNER AND HOMEBUYER PROTECTION ACT, is withdrawn from the Calendar and placed on the Calendar of April 17.

On motion of Representative T. Moore and without objection, **S.B. 122** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD THE OFFENSE OF HUMAN TRAFFICKING TO THE LIST OF CRIMINAL CONVICTIONS THAT REQUIRE REGISTRATION UNDER THE SEX OFFENDER AND PUBLIC PROTECTION REGISTRATION PROGRAM, is withdrawn from the Calendar and placed on the Calendar of April 16.

H.B. 289, A BILL TO BE ENTITLED AN ACT RELATED TO THE PURCHASING OF REFURBISHED COMPUTER EQUIPMENT AS A METHOD OF ACQUISITION FOR STATE AND LOCAL GOVERNMENTAL ENTITIES, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate.

H.B. 321 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL THE REQUIREMENT THAT LOCAL GOVERNMENTS DEVELOP AND MAINTAIN A SOLID WASTE MANAGEMENT PLAN, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 333, A BILL TO BE ENTITLED AN ACT TO CLARIFY SEX OFFENDER STATUTES RELATING TO RESIDENCY AND REGISTRATION.

Representative Warren offers Amendment No. 1 which is adopted by electronic vote (112-0).

The bill, as amended, passes its second reading, by electronic vote (112-0).

Representative Wilkins objects to the third reading. The bill remains on the Calendar.

H.B. 390, A BILL TO BE ENTITLED AN ACT MAKING VARIOUS CHANGES TO THE LAWS RELATING TO STATE INFORMATION TECHNOLOGY GOVERNANCE, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

Representatives Warren and Wilkins request and are granted leave of the House to be recorded as voting "aye". The adjusted vote total is (111-0).

The bill passes its third reading and is ordered sent to the Senate.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative Wilkins withdraws his objection to the third reading of **H.B. 333**, A BILL TO BE ENTITLED AN ACT TO CLARIFY SEX OFFENDER STATUTES RELATING TO RESIDENCY AND REGISTRATION, and the bill is before the Body.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

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CALENDAR (continued)

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 482, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING MEDIATED SETTLEMENT CONFERENCES IN SUPERIOR COURT, MEDIATION IN DISTRICT COURT DOMESTIC CASES, AND THE REGULATION OF MEDIATORS, TO ESTABLISH A DISPUTE RESOLUTION FUND FOR MONIES COLLECTED THROUGH THE EXISTING ADMINISTRATIVE FEE FOR THE CERTIFICATION OF MEDIATORS AND MEDIATION TRAINING PROGRAMS, AND TO MAKE IT UNLAWFUL TO FALSELY REPRESENT ONESELF AS A CERTIFIED MEDIATOR OR TO FALSELY REPRESENT A MEDIATOR TRAINING PROGRAM AS CERTIFIED, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

Representative Torbett requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (112-0).

The bill passes its third reading and is ordered sent to the Senate.

RE-REFERRAL

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 452** (Committee Substitute), AN ACT TO IMPLEMENT CRITICAL SCHOOL SAFETY MEASURES, is withdrawn from the Committee on Appropriations and re-referred to the Appropriations Subcommittee on Education.

Representative T. Moore moves, seconded by Representative Cleveland, that the House adjourn, subject to the introduction of bills and resolutions, the receipt of Messages from the Senate, and the referral of bills to committees, to reconvene April 16 at 2:00 p.m.

The motion carries.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Moffitt, Ramsey, and Fisher (Primary Sponsors); B. Brown, Floyd, Hamilton, Harrison, Insko, Lucas, Murry, Setzer, and Whitmire:

H.B. 847, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL REGISTRATION PLATE FOR MISSION HEALTHCARE FOUNDATION, INC., is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives McGrady, Fulghum, Harrison, and Glazier (Primary Sponsors); Brandon, R. Brown, Faircloth, Fisher, Floyd, Foushee, G. Graham, D. Hall, Hamilton, Holley, Hollo, Insko, Jordan, Lucas, McManus, Ramsey, Samuelson, Schaffer, Waddell, Whitmire, and Wray:

H.B. 848, A BILL TO BE ENTITLED AN ACT TO PROTECT CHILDREN FROM THE HEALTH IMPACTS OF TOXIC CHEMICALS IN CHILDREN'S PRODUCTS BY PROHIBITING THE MANUFACTURE AND SALE OF CHILDREN'S PRODUCTS CONTAINING BISPHENOL A, TRIS, OR PHTHALATES; AND BY REQUIRING THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES, IN CONSULTATION WITH THE DIVISION OF PUBLIC HEALTH OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, TO IDENTIFY AND DESIGNATE CHEMICALS OF HIGH CONCERN AND PRIORITY CHEMICALS; AND BY REQUIRING NOTICE AND AN ALTERNATIVES ASSESSMENT BY MANUFACTURERS OF CHILDREN'S PRODUCTS CONTAINING CERTAIN PRIORITY CHEMICALS, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Health and Human Services and, if favorable, to Judiciary Subcommittee A.

By Representatives Farmer-Butterfield, Cunningham, Earle, Fisher, Floyd, Foushee, L. Hall, Harrison, Luebke, McManus, R. Moore, and Pierce:

H.J.R. 849, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY WAYS TO IMPROVE FIREARM SAFETY IN HOMES TO REDUCE ACCIDENTAL SHOOTINGS BY CHILDREN AND INTENTIONAL CRIMINAL ACTS BY PEOPLE WHO ARE PROHIBITED BY LAW FROM OWNING OR POSSESSING FIREARMS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives McNeill, Faircloth, Hardister, and Dollar (Primary Sponsors); B. Brown, Cotham, Fisher, Floyd, Glazier, Hamilton, Harrison, Hurley, Insko, Jones, Jordan, Lucas, McManus, Ramsey, Speciale, Turner, and Whitmire:

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H.B. 850, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON WHO ALERTS A LAW ENFORCEMENT OFFICER OF THE PRESENCE OF A HYPODERMIC NEEDLE OR OTHER SHARP OBJECT POSSESSED BY THE PERSON PRIOR TO A SEARCH BY THE OFFICER SHALL NOT BE CHARGED WITH POSSESSION OF DRUG PARAPHERNALIA FOR POSSESSION OF THE NEEDLE OR OTHER SHARP OBJECT, is referred to the Committee on Judiciary.

By Representatives Setzer, Carney, and Holley (Primary Sponsors); Dobson, Floyd, Ford, and McManus:

H.B. 851, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT MOTOR VEHICLES MUST HAVE AT LEAST TWO WORKING STOP LAMPS ON THE REAR OF THE VEHICLE AND TO MAKE OTHER CLARIFYING CHANGES, is referred to the Committee on Transportation.

By Representatives Floyd and G. Graham:

H.B. 852, A BILL TO BE ENTITLED AN ACT TO TRANSFER THE CIVIL RIGHTS DIVISION FROM THE OFFICE OF ADMINISTRATIVE HEARINGS TO THE NORTH CAROLINA HUMAN RELATIONS COMMISSION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Whitmire, McGrady, Queen, and Steinburg (Primary Sponsors); Brandon, Brody, McManus, Stam, and Tine:

H.B. 853, A BILL TO BE ENTITLED AN ACT TO MODIFY THE ALLOTMENT FORMULA FOR SMALL SCHOOL SYSTEM SUPPLEMENTAL FUNDING AND TO DIRECT THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY OTHER EDUCATION FUNDING FORMULAS, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Tine, Saine, Horn, and Waddell (Primary Sponsors); L. Bell, Floyd, and Lucas:

H.B. 854, A BILL TO BE ENTITLED AN ACT PROVIDING THAT TELECOMMUNICATIONS SERVICE PROVIDERS SHALL ANNUALLY REPORT TO THE UTILITIES COMMISSION THE AMOUNT OF UNIVERSAL SERVICE SUPPORT PAYMENTS RECEIVED BY THE PROVIDER FROM THE UNIVERSAL SUPPORT FUND AND THE MANNER IN WHICH THE PROVIDER USED THE FUNDS TO PROVIDE UNIVERSAL SERVICE TO ITS CUSTOMERS, is referred to the Committee on Public Utilities and Energy.

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By Representatives Schaffer and Presnell (Primary Sponsors); Adams, Alexander, Arp, Avila, J. Bell, Brandon, R. Brawley, Brody, B. Brown, Bumgardner, Catlin, Cleveland, Collins, Conrad, Dobson, Dollar, Earle, Elmore, Faircloth, Fisher, Floyd, Ford, Glazier, G. Graham, Hamilton, Harrison, Holley, Hollo, Horn, Hurley, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Lucas, Martin, McElraft, McManus, McNeill, R. Moore, Murry, Pittman, Ramsey, Riddell, S. Ross, Samuelson, Setzer, Shepard, Speciale, Steinburg, Stevens, Tine, Torbett, Turner, Waddell, Warren, Whitmire, and Wray:

H.B. 855, A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF ABUSED JUVENILE TO INCLUDE A MINOR WHO IS A VICTIM OF HUMAN TRAFFICKING, TO PROVIDE THAT MISTAKE OF AGE AND CONSENT OF A MINOR ARE NOT DEFENSES TO PROSECUTION OF AN OFFENSE OF HUMAN TRAFFICKING, TO REQUIRE MANDATORY RESTITUTION FOR VICTIMS OF HUMAN TRAFFICKING, TO PROVIDE THAT A MINOR SHALL NOT BE PROSECUTED FOR THE OFFENSE OF PROSTITUTION, TO PROVIDE FOR THE EXPUNCTION OF CERTAIN PERSONS CONVICTED OF PROSTITUTION, TO PROVIDE THAT A PERSON WITH ONE CONVICTION FOR PROSTITUTION THAT IS THE RESULT OF BEING A HUMAN TRAFFICKING VICTIM IS ELIGIBLE FOR VICTIM'S COMPENSATION, TO MAKE EDUCATORS AWARE OF HUMAN TRAFFICKING ISSUES AND TO PROVIDE RESOURCES AND MATERIALS ON HUMAN TRAFFICKING TO EDUCATORS AND FOR DISTRIBUTION TO SCHOOL PERSONNEL, STUDENTS, AND PARENTS, AND TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ESTABLISH A CENTRAL HOTLINE FOR REPORTING SUSPECTED CASES OF HUMAN TRAFFICKING, is referred to Judiciary Subcommittee A.

By Representatives Hamilton, Catlin, and Millis (Primary Sponsors):

H.B. 856, A BILL TO BE ENTITLED AN ACT REQUIRING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY AND REPORT ON WHETHER EXISTING MINIMUM DESIGN DAILY FLOW RATES FOR NORMAL USE AND OCCUPANCY SITUATIONS NEED UPDATING, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Arp, Bryan, Moffitt, and Hager (Primary Sponsors); B. Brown, R. Brown, Collins, Faircloth, Horn, Jordan, R. Moore, Murry, Samuelson, Shepard, and Steinburg:

H.B. 857, A BILL TO BE ENTITLED AN ACT PROVIDING THAT GOVERNMENTAL ENTITIES MAY USE THE DESIGN-BUILD DELIVERY METHOD TO ERECT, CONSTRUCT, ALTER, OR REPAIR PUBLIC BUILDINGS AND MAY ENTER INTO PUBLIC-PRIVATE PARTNERSHIP CONSTRUCTION CONTRACTS, is referred to the Committee on Government.

By Representatives Blackwell and Fulghum (Primary Sponsors); Brandon, Floyd, Ford, G. Graham, Jones, Murry, Pittman, Shepard, Stevens, and Whitmire:

H.B. 858, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A COMMISSION TO STUDY THE CLASSIFICATION AND ALIGNMENT OF HIGH SCHOOLS BY THE NORTH CAROLINA HIGH SCHOOL ATHLETIC ASSOCIATION FOR THE PURPOSES OF ATHLETIC COMPETITION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Blackwell, Saine, Tolson, and Avila (Primary Sponsors); Cleveland, Collins, Ford, Horn, Martin, McNeill, Pittman, Shepard, and Wray:

H.B. 859, A BILL TO BE ENTITLED AN ACT TO REPEAL STATE AGENCY EXEMPTIONS RELATING TO STATE INFORMATION TECHNOLOGY GOVERNANCE, SECURITY, AND PROCUREMENT, is referred to the Committee on Government.

By Representatives Stevens and Glazier (Primary Sponsors); L. Hall and McManus:

H.B. 860, A BILL TO BE ENTITLED AN ACT TO EXTEND A PROPERTY TAX EXEMPTION AND FAIRER TREATMENT TO FOR-PROFIT, TRUST-ENDOWED, STATE-REGULATED CEMETERIES, is referred to Judiciary Subcommittee C and, if favorable, to the Committee on Finance.

By Representatives Stevens, Brandon, Brisson, B. Brown, Carney, Faircloth, Fisher, Floyd, Ford, Foushee, Gill, Glazier, G. Graham, Hamilton, Harrison, Insko, Jones, Lambeth, Lucas, Martin, McManus, McNeill, R. Moore, Murry, Riddell, S. Ross, Setzer, Shepard, Szoka, Waddell, Whitmire, and Wray:

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H.R. 861, A HOUSE RESOLUTION HONORING THE 2012 GREAT PLACES IN NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Insko, Glazier, Farmer-Butterfield, and Harrison (Primary Sponsors); Adams, Brandon, Fisher, Floyd, Foushee, Gill, Holley, Lucas, Luebke, McManus, R. Moore, Pierce, and D. Ross:

H.B. 862, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE HEALTH INSURANCE LAWS IN RESPONSE TO THE AFFORDABLE CARE ACT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives W. Brawley and Pittman:

H.B. 863, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEPARTMENT OF TRANSPORTATION'S AUTHORITY TO ISSUE, DENY, OR CONDITION DRIVEWAY CONNECTION PERMITS TO STREETS AND HIGHWAYS ON THE STATE HIGHWAY SYSTEM, is referred to the Committee on Transportation.

By Representatives Fulghum, Adams, Brandon, B. Brown, Cotham, Faircloth, Floyd, Foushee, G. Graham, Harrison, Holley, Jackson, Jones, Lucas, McManus, Murry, Waddell, Whitmire, and Wray:

H.B. 864, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISTRIBUTION OF TOBACCO-DERIVED PRODUCTS AND VAPOR PRODUCTS TO MINORS, is referred to Judiciary Subcommittee B.

By Representatives Foushee and Insko (Primary Sponsors); Adams, Earle, Fisher, Floyd, L. Hall, Harrison, Holley, Lucas, Luebke, McManus, and R. Moore:

H.B. 865, A BILL TO BE ENTITLED AN ACT TO EXPAND THE HOMESTEAD EXEMPTION AND CIRCUIT BREAKER, is referred to the Committee on Finance.

By Representatives Martin, Jones, and Schaffer (Primary Sponsors); Blackwell, B. Brown, Catlin, Fisher, Ford, Insko, Jordan, McManus, Murry, Pittman, Riddell, Waddell, and Whitmire:

H.R. 866, A HOUSE RESOLUTION SUPPORTING AWARENESS OF A DISORDER KNOWN AS PRETERM PREMATURE RUPTURE OF MEMBRANES, is referred to the Committee on Health and Human Services.

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By Representatives Avila, Burr, Hollo, and Brisson (Primary Sponsors); B. Brown, Earle, Fisher, Floyd, Fulghum, Hamilton, Harrison, Hurley, Insko, Jones, Lambeth, Martin, Pittman, and Shepard:

H.B. 867, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR THE MOVEMENT OF CERTAIN MEDICAID RECIPIENTS, is referred to the Committee on Health and Human Services.

By Representatives Farmer-Butterfield, Blackwell, Martin, and Tolson (Primary Sponsors); Fisher, Floyd, Gill, Hamilton, Harrison, Holley, Insko, Lucas, and McManus:

H.B. 868, A BILL TO BE ENTITLED AN ACT TO REPEAL UNNECESSARY STATUTES, MAKE CONFORMING CHANGES TO THE GENERAL STATUTES, AND CLARIFY OPERATION AND OVERSIGHT OF CERTAIN RESIDENTIAL SCHOOLS FORMERLY GOVERNED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, is referred to the Committee on Education.

By Representatives Adams, Earle, Fisher, Floyd, Harrison, Insko, Luebke, and R. Moore:

H.B. 869, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERMIT TO PURCHASE A PISTOL AND A CONCEALED HANDGUN PERMIT SHALL BE VALID FOR A PERIOD OF THREE YEARS FROM THE DATE THE PERMIT IS ISSUED RATHER THAN A PERIOD OF FIVE YEARS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Dixon, J. Bell, Collins, Fulghum, Horn, Jordan, Pittman, and Speciale:

H.B. 870, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL PUBLIC BODIES TO RECORD MEETINGS HELD IN CLOSED SESSION, is referred to the Committee on Government and, if favorable, to Judiciary Subcommittee A.

By Representatives R. Moore, Iler, Alexander, and W. Brawley (Primary Sponsors); Cunningham, Earle, Floyd, Fulghum, Holley, Jordan, Lucas, Moffitt, and Murry:

H.B. 871, A BILL TO BE ENTITLED AN ACT TO ALLOW THE REAL ESTATE COMMISSION TO REGULATE COMMUNITY ASSOCIATION PROPERTY MANAGERS, is referred to the Committee on Rules, Calendar, and Operations of the House.

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By Representatives Moffitt, Murry, Warren, and Stam (Primary Sponsors); Arp, Avila, J. Bell, Blackwell, Blust, R. Brawley, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Catlin, Cleveland, Collins, Conrad, Dixon, Dobson, Dollar, Elmore, Faircloth, Ford, Fulghum, Hastings, Hollo, Horn, Hurley, Iler, Jeter, Jones, Jordan, Lambeth, Martin, McGrady, McNeill, Pittman, Ramsey, Riddell, S. Ross, Saine, Samuelson, Setzer, Shepard, Speciale, Tine, and Whitmire:

H.B. 872, A BILL TO BE ENTITLED AN ACT PROTECTING THE RIGHT-TO-WORK BY MAKING IT AN UNENFORCEABLE UNFAIR TRADE PRACTICE FOR ANY CONTRACT TO REQUIRE A CONTRACTOR OR SUBCONTRACTOR TO USE UNIONIZED LABOR, is referred to the Committee on Commerce and Job Development.

By Representatives Ramsey, Moffitt, Lambeth, and Murry (Primary Sponsors); Brandon, Brody, B. Brown, Bryan, Catlin, Collins, Conrad, Faircloth, Fulghum, Horn, Iler, Jones, Martin, R. Moore, S. Ross, Samuelson, Shepard, Szoka, and Whitmire:

H.B. 873, A BILL TO BE ENTITLED AN ACT TO FURTHER ENCOURAGE WORKFORCE DEVELOPMENT REFORM BY EXPANDING THE ROLE OF THE STATE BOARD OF COMMUNITY COLLEGES AND INCREASING COLLABORATION AMONG CERTAIN STATE AGENCIES IN DELIVERING SERVICES TO ASSIST UNEMPLOYED INDIVIDUALS REENTER THE WORKFORCE, is referred to the Committee on Education.

By Representatives Ramsey, Fisher, Moffitt, and Queen (Primary Sponsors); B. Brown, Collins, Floyd, G. Graham, Harrison, Insko, Lucas, McManus, Pittman, Speciale, Szoka, and Whitmire:

H.B. 874, A BILL TO BE ENTITLED AN ACT TO BROADEN THE AGRICULTURAL PRESENT-USE VALUATION CLASSIFICATION, is referred to the Committee on Agriculture and, if favorable, to the Committee on Finance.

By Representatives W. Brawley, R. Moore, Johnson, and Burr (Primary Sponsors); and Saine:

H.B. 875, A BILL TO BE ENTITLED AN ACT TO ALLOW AND REGULATE THE BUSINESS OF PROVIDING DEFERRED PRESENTMENT SERVICES TO CERTAIN PERSONS, is referred to the Committee on Banking and, if favorable, to the Committee on Finance.

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By Representatives Turner, Jordan, and Pittman:

H.B. 876, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT ANY EMPLOYEE OF A LOCAL LAW ENFORCEMENT AGENCY MAY SERVE A SUBPOENA FOR THE ATTENDANCE OF A WITNESS BY TELEPHONE COMMUNICATION, is referred to Judiciary Subcommittee C.

By Representatives Collins, S. Ross, and Tine (Primary Sponsors); Martin, Murry, and Wray:

H.B. 877, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR LICENSING OF HEALTH INSURANCE NAVIGATORS UNDER THE FEDERAL AFFORDABLE CARE ACT, is referred to the Committee on Insurance.

By Representatives Cunningham and Setzer (Primary Sponsors); Blackwell, R. Brawley, Dobson, Earle, Fisher, Floyd, Foushee, Harrison, Holley, Insko, and Luebke:

H.B. 878, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR NURSE ANESTHETISTS TO PROVIDE ANESTHESIA SERVICES IN COLLABORATION WITH CERTAIN HEALTH CARE PROVIDERS IN A COUNTY IN WHICH A LICENSED CRITICAL ACCESS HOSPITAL IS LOCATED, is referred to the Committee on Health and Human Services and, if favorable, to the Committee on Regulatory Reform.

By Representatives Davis and Daughtry (Primary Sponsors); Floyd, Iler, Jordan, and Speciale:

H.B. 879, A BILL TO BE ENTITLED AN ACT PROVIDING THAT JURORS WHO SERVE THEIR FULL TERM OF SERVICE ON A GRAND JURY SHALL NOT BE REQUIRED TO SERVE AGAIN AS A GRAND JUROR OR AS A JUROR FOR A PERIOD OF SIX YEARS, is referred to Judiciary Subcommittee C.

By Representative R. Brawley:

H.B. 880, A BILL TO BE ENTITLED AN ACT TO ENACT CONSUMER PROTECTIONS STATUTES RELATED TO ROOFING CONTRACTORS AND TO ESTABLISH REGISTRATION FOR ROOFING CONTRACTORS, is referred to Judiciary Subcommittee A and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriations.

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By Representatives Farmer-Butterfield, Cunningham, Earle, Floyd, Harrison, and R. Moore:

H.B. 881, A BILL TO BE ENTITLED AN ACT TO REQUIRE REPORTING BY MENTAL HEALTH LOCAL MANAGEMENT ENTITIES/MANAGED CARE ORGANIZATIONS PRIOR TO ENGAGING IN REAL ESTATE PROJECTS COSTING OVER ONE HUNDRED THOUSAND DOLLARS AND TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO CONSIDER THE AVAILABLE FINANCIAL RESERVES OF A LOCAL MANAGEMENT ENTITY WHEN NEGOTIATING PER MEMBER PER MONTH CONTRACT RATES, is referred to the Committee on Health and Human Services.

By Representatives Bryan, Daughtry, and Jordan (Primary Sponsors); Arp, Blust, Martin, Murry, Ramsey, S. Ross, Steinburg, and Whitmire:

H.B. 882, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE BUSINESS COURT PROCESS IN NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives R. Moore and Alexander (Primary Sponsors); Earle and Jordan:

H.B. 883, A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS REGULATING REAL ESTATE BROKERS AND SALESPERSONS TO REQUIRE THE BOARD MEMBERS OF A COMMUNITY ASSOCIATION TO COMPLETE EDUCATION ON THE LAWS, MANAGEMENT, AND FUNCTIONS OF COMMUNITY ASSOCIATIONS AS PROVIDED BY THE NORTH CAROLINA REAL ESTATE COMMISSION, is referred to Judiciary Subcommittee B and, if favorable, to the Committee on Finance.

By Representatives Jeter, R. Moore, Blackwell, and Cotham (Primary Sponsors); Brandon, B. Brown, Carney, Fisher, Floyd, Harrison, and Whitmire:

H.B. 884, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A DROPOUT PREVENTION AND RECOVERY PILOT PROGRAM FOR LOCAL BOARDS OF EDUCATION AND CHARTER SCHOOLS, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

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By Representatives Mobley, Adams, J. Bell, Carney, Dollar, Fisher, Floyd, Foushee, G. Graham, Harrison, Holley, Hollo, Hurley, Jackson, Jones, Jordan, Lucas, Ramsey, Riddell, Setzer, Shepard, Whitmire, and Wray:

H.R. 885, A HOUSE RESOLUTION RECOGNIZING THE ANNIVERSARY OF THE APRIL 16, 2011, TORNADOES THAT AFFECTED MANY COUNTIES IN NORTH CAROLINA, ESPECIALLY BERTIE COUNTY.

Pursuant to Rule 32(a), the resolution is placed on the Calendar for April 16.

By Representatives Collins, Burr, Moffitt, and Hager (Primary Sponsors); Arp, Blust, R. Brawley, Catlin, Ford, Fulghum, Jordan, Martin, Pittman, Riddell, Setzer, Shepard, Speciale, and Whitmire:

H.R. 886, A HOUSE RESOLUTION EXPRESSING SUPPORT FOR THE REPEAL OF PORTIONS OF THE PATIENT PROTECTION AND AFFORDABLE CARE ACT AND THE HEALTH CARE AND EDUCATION RECONCILIATION ACT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Moffitt, Hager, Murry, and W. Brawley (Primary Sponsors); Collins, Martin, R. Moore, and Tine:

H.B. 887, A BILL TO BE ENTITLED AN ACT TO ALLOW GOVERNMENTAL ENTITIES TO ENTER INTO AGREEMENTS WITH PRIVATE DEVELOPERS FOR THE OPERATION AND DEVELOPMENT OF FACILITIES AND INFRASTRUCTURE FOR PUBLIC PURPOSES, is referred to the Committee on Commerce and Job Development.

By Representatives Baskerville, Glazier, and Faircloth (Primary Sponsors); Floyd, Holley, Insko, Lucas, McManus, Pittman, and Wray:

H.B. 888, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT POSSESSION OF CERTAIN PRESCRIPTION DRUGS IS NOT PUNISHABLE AS TRAFFICKING IN OPIUM OR HEROIN AND TO SET OUT THE CRIMINAL PENALTY FOR THAT OFFENSE, is referred to Judiciary Subcommittee B.

By Representatives Martin, Collins, Hager, and Farmer-Butterfield (Primary Sponsors); R. Brawley, B. Brown, Floyd, Malone, Murry, Pittman, Speciale, and Steinburg:

H.J.R. 889, A JOINT RESOLUTION ENCOURAGING THE NORTH CAROLINA EASTERN MUNICIPAL ELECTRIC POWER AGENCY TO EXPLORE POSSIBLE WAYS IN WHICH THE AGENCY MAY SELL OR TRANSFER ITS ELECTRIC GENERATION ASSETS TO AN INVESTOR-OWNED UTILITY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Jones and Holloway (Primary Sponsors); and Pittman:

H.B. 890, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A COUNTY THAT ACCEPTS SOLID WASTE FROM ANOTHER CITY OR COUNTY TO USE FEES FOR THE USE OF DISPOSAL FACILITIES PROVIDED BY THE COUNTY FOR PUBLIC SCHOOL AND OTHER COUNTY PURPOSES BY LEVYING A SURCHARGE ON THE FEE, AND TO AUTHORIZE A COUNTY TO MAKE APPROPRIATIONS FROM A UTILITY OR PUBLIC SERVICE ENTERPRISE FUND USED FOR OPERATION OF A LANDFILL TO THE COUNTY GENERAL FUND UPON CERTAIN FINDINGS, is referred to the Committee on Finance.

By Representatives Glazier, McGrady, Insko, and Baskerville (Primary Sponsors); Blackwell, Carney, Earle, Fisher, Floyd, Foushee, L. Hall, Harrison, Lucas, McManus, R. Moore, and D. Ross:

H.B. 891, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DISTRICT ATTORNEY TO PETITION THE COURT TO FREEZE THE ASSETS OF A DEFENDANT CHARGED WITH FINANCIAL EXPLOITATION OF AN ELDER ADULT OR DISABLED ADULT AND TO ESTABLISH A PROCEDURE TO PETITION FOR THE FREEZING OR SEIZURE OF ASSETS THAT MAY BE INVOLVED IN THE VIOLATION, is referred to Judiciary Subcommittee B.

By Representatives Catlin, W. Brawley, Murry, and Moffitt (Primary Sponsors); B. Brown, Bryan, Jones, Martin, Pittman, Ramsey, Riddell, and Samuelson:

H.B. 892, A BILL TO BE ENTITLED AN ACT TO AMEND THE ADMINISTRATIVE PROCEDURE ACT TO ELIMINATE THE REQUIREMENT THAT AN AGENCY PREPARE A FISCAL NOTE WHEN REPEALING A RULE, is referred to the Committee on Regulatory Reform.

By Representatives Catlin, Bumgardner, and Millis (Primary Sponsors); Avila, J. Bell, Blust, R. Brawley, Cleveland, Collins, Dixon, Jones, McNeill, Murry, Pittman, Ramsey, and Whitmire:

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H.B. 893, A BILL TO BE ENTITLED AN ACT TO STUDY COMPENSATION FOR OFFICERS AND EMPLOYEES OF NONPROFITS RECEIVING PASS-THROUGH STATE FUNDS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Catlin, Hamilton, and Moffitt (Primary Sponsors):

H.B. 894, A BILL TO BE ENTITLED AN ACT AUTHORIZING CITIES AND COUNTIES TO ALLOCATE EXCESS STORMWATER CAPACITY FOR URBAN REDEVELOPMENT PROJECTS, is referred to the Committee on Government.

By Representatives Fisher, Ramsey, and Moffitt (Primary Sponsors); Floyd, Glazier, Hamilton, Harrison, Insko, Lucas, and Whitmire:

H.B. 895, A BILL TO BE ENTITLED AN ACT TO RENAME THE BILTMORE CAMPUS OF THE MOUNTAIN AREA HEALTH EDUCATION CENTER IN ASHEVILLE THE MARY CORDELL NESBITT CAMPUS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Blackwell and Pittman:

H.B. 896, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SUPERINTENDENT, WITH THE CONSENT OF THE SCHOOL BOARD, TO DESIGNATE A DESIGNEE TO APPEAR BEFORE THE LOCAL BOARDS OF EDUCATION FOR TEACHER EMPLOYMENT HEARINGS, is referred to the Committee on Education.

By Representatives Blackwell, Hager, Starnes, and Dobson (Primary Sponsors); Floyd, Holley, Pittman, and Szoka:

H.B. 897, A BILL TO BE ENTITLED AN ACT TO DIRECT AND APPROPRIATE FUNDS FOR THE ESTABLISHMENT OF A WESTERN CRIME LABORATORY FACILITY IN MORGANTON AND TO APPROPRIATE FUNDS TO PROVIDE STAFFING FOR THE LABORATORY, is referred to the Committee on Appropriations.

By Representatives Blackwell, Wilkins, Starnes, and L. Hall (Primary Sponsors); Carney, Dollar, Fisher, Floyd, Glazier, Hamilton, Harrison, Hurley, Insko, Jackson, Jordan, Lambeth, Lewis, Lucas, Luebke, Pierce, D. Ross, Samuelson, Setzer, Whitmire, and Wray:

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H.J.R. 898, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WALTER GREENE CHURCH, FORMER MEMBER OF THE GENERAL ASSEMBLY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Blackwell and Wells (Primary Sponsors):

H.B. 899, A BILL TO BE ENTITLED AN ACT TO PROVIDE COUNTIES AND CITIES WITH LIMITED ZONING AUTHORITY OVER CERTAIN LARGE-SCALE POULTRY FARMS, is referred to the Committee on Agriculture.

By Representatives Avila, Samuelson, Burr, and Setzer (Primary Sponsors); B. Brown, Bumgardner, Cleveland, Collins, Lambeth, Martin, Pittman, Ramsey, Shepard, Speciale, Szoka, and Torbett:

H.B. 900, A BILL TO BE ENTITLED AN ACT EXEMPTING FROM CERTIFICATE OF NEED REVIEW CONTINUING CARE RETIREMENT COMMUNITIES THAT PROVIDE HOME HEALTH SERVICES TO INDIVIDUALS RECEIVING LODGING WITHIN THESE COMMUNITIES, is referred to the Committee on Health and Human Services and, if favorable, to the Committee on Regulatory Reform.

By Representatives Stevens and Jordan:

H.B. 901, A BILL TO BE ENTITLED AN ACT TO DIRECT THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE NEED FOR LEGISLATION TO BETTER PROTECT THE RIGHT OF PERSONS TO BE PAID FOR IMPROVEMENTS TO REAL PROPERTY UNDER A CONTRACT WITH THE TENANT, is referred to Judiciary Subcommittee C.

By Representatives Johnson, Horn, Tolson, and Langdon (Primary Sponsors); Brandon, B. Brown, Carney, Cunningham, Elmore, Fisher, Floyd, Glazier, G. Graham, Hamilton, Harrison, Hurley, Lucas, Martin, R. Moore, D. Ross, Shepard, Waddell, Whitmire, and Wray:

H.B. 902, A BILL TO BE ENTITLED AN ACT TO CREATE THE EDUCATION AND WORKFORCE INNOVATION ACT, is referred to the Committee on Education.

By Representatives Johnson and Starnes (Primary Sponsors); Arp, Blackwell, Cleveland, Collins, Faircloth, Fulghum, Horn, Hurley, Iler, Jones, Jordan, Lambeth, Martin, Moffitt, Pittman, Ramsey, Shepard, Szoka, and Whitmire:

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H.B. 903, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA TO FULLY ADHERE TO THE AGREEMENT WITH THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM REGARDING THE TRANSFER OF COURSES AND ACADEMIC CREDITS BETWEEN THE TWO SYSTEMS AND THE ADMISSION OF TRANSFER STUDENTS AND TO DIRECT THE UNIVERSITY OF NORTH CAROLINA AND THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM TO REPORT BIANNUALLY REGARDING THE AGREEMENT TO THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE, is referred to the Committee on Education.

By Representatives Luebke, Glazier, Cotham, and C. Graham (Primary Sponsors); Brandon, Carney, Earle, Fisher, Floyd, Foushee, Gill, G. Graham, L. Hall, Harrison, Holley, Insko, Lucas, McManus, R. Moore, Pierce, and D. Ross:

H.B. 904, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CERTAIN IMMIGRANT YOUTH TO RECEIVE IN-STATE TUITION AT THE UNIVERSITY OF NORTH CAROLINA AND COMMUNITY COLLEGES IN THIS STATE, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Luebke, Harrison, Insko, and Farmer-Butterfield (Primary Sponsors); Fisher and Floyd:

H.B. 905, A BILL TO BE ENTITLED AN ACT TO PHASE OUT TRADITIONAL ANIMAL WASTE MANAGEMENT SYSTEMS THAT SERVE SWINE FARMS AND TO ESTABLISH MINIMUM HUMANE STANDARDS FOR THE TREATMENT OF COWS, POULTRY, AND SWINE, is referred to the Committee on Agriculture.

By Representatives Luebke, Adams, Gill, and Richardson (Primary Sponsors); Fisher, Floyd, G. Graham, L. Hall, Harrison, Holley, Insko, and Pierce:

H.B. 906, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE PREQUALIFICATION OF BIDDERS ON PUBLIC CONSTRUCTION PROJECTS AS TO OCCUPATIONAL HEALTH AND SAFETY COMPLIANCE, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to Judiciary Subcommittee B.

By Representatives Shepard and Hurley (Primary Sponsors); Harrison and Steinburg:

H.B. 907, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE PERMANENT REGISTRATION PLATES TO CERTAIN NONPROFIT AGENCIES THAT PROVIDE TRANSPORTATION SERVICES, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Murry, S. Ross, and Glazier (Primary Sponsors); Collins, Fisher, Floyd, Harrison, Insko, Jordan, Lucas, McManus, and Moffitt:

H.B. 908, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTY FOR OBTAINING PROPERTY BY FALSE PRETENSES FOR PROPERTY OF CERTAIN VALUES AND TO PROVIDE THAT AN ENHANCED PENALTY SHALL BE IMPOSED FOR COMMITTING A SECOND OR SUBSEQUENT OFFENSE OF FALSE PRETENSES, is referred to Judiciary Subcommittee B.

By Representatives Tine, Collins, G. Graham, and Whitmire (Primary Sponsors); Avila, Brandon, Brody, B. Brown, Dobson, Earle, Fisher, Floyd, C. Graham, Hamilton, Harrison, Holley, Insko, Lucas, Martin, McManus, Pittman, Shepard, Waddell, and Wray:

H.B. 909, A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO EXAMINE STRATEGIES FOR INCREASING THE NUMBER OF ASSISTED LIVING RESIDENCES IN RURAL AREAS OF THE STATE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Blust, Faircloth, and Murry:

H.B. 910, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO ESTABLISH AN INDEPENDENT REDISTRICTING COMMISSION TO HANDLE REDISTRICTING AFTER THE 2020 CENSUS AND THEREAFTER, is referred to the Committee on Elections and, if favorable, to the Committee on Appropriations.

By Representatives Blust and Murry:

H.B. 911, A BILL TO BE ENTITLED AN ACT TO ADJUST THE DISTRIBUTION FORMULA FOR FUNDS EXPENDED ON THE INTRASTATE SYSTEM AND TRANSPORTATION IMPROVEMENT PROGRAM, is referred to the Committee on Transportation and, if favorable, to the Committee on Appropriations.

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By Representatives Blust, Jones, Holloway, and Jordan (Primary Sponsors); Brandon, Burr, Cleveland, Faircloth, Fulghum, Lambeth, Moffitt, Murry, Pittman, Riddell, Setzer, and Shepard:

H.B. 912, A BILL TO BE ENTITLED AN ACT TO PROVIDE SPACE ON THE INCOME TAX RETURN FOR INDIVIDUALS TO MAKE DONATIONS TO THE STATE OF NORTH CAROLINA FOR GOVERNMENTAL SERVICES, is referred to the Committee on Finance.

By Representatives Blust, R. Brawley, B. Brown, Cleveland, Conrad, Ford, Fulghum, Horn, Iler, Jones, Pittman, Riddell, Shepard, Speciale, and Whitmire:

H.B. 913, A BILL TO BE ENTITLED AN ACT TO BETTER ENSURE VOTER INTEGRITY, is referred to the Committee on Elections.

By Representatives Earle, D. Hall, and Michaux (Primary Sponsors); Cunningham, Fisher, Floyd, Gill, G. Graham, Harrison, Insko, Luebke, R. Moore, and Pierce:

H.B. 914, A BILL TO BE ENTITLED AN ACT TO PROVIDE GREATER PROTECTION FOR THE PUBLIC BY REQUIRING THAT A BACKGROUND CHECK AND PERMIT BE OBTAINED PRIOR TO THE TRANSFER OF A FIREARM UNLESS THE TRANSFER IS BETWEEN IMMEDIATE FAMILY MEMBERS, TO PROVIDE THAT THE SHERIFF MAY REVOKE A PERMIT IN CERTAIN CIRCUMSTANCES, AND TO STRENGTHEN THE LAW REQUIRING SAFE STORAGE OF A FIREARM TO PROTECT MINORS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Fisher, Wray, Brisson, and R. Moore (Primary Sponsors); Carney, Floyd, Glazier, Hamilton, Harrison, Holley, Lucas, Luebke, McManus, Mobley, Pierce, and D. Ross:

H.B. 915, A BILL TO BE ENTITLED AN ACT TO INCREASE ROAD SAFETY THROUGH FAIR ACCESS TO DRIVERS LICENSES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Cunningham, Earle, and McManus (Primary Sponsors); Fisher, Floyd, Gill, Glazier, Harrison, Holley, Insko, Luebke, R. Moore, Pierce, and Richardson:

H.B. 916, A BILL TO BE ENTITLED AN ACT REQUIRING THE NORTH CAROLINA DEPARTMENT OF COMMERCE, DIVISION OF EMPLOYMENT SECURITY, TO DEVELOP A SURVEY TO ASSESS EQUAL PAY PRACTICES AMONG PRIVATE EMPLOYERS IN THIS STATE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Brisson, Fisher, Floyd, Glazier, C. Graham, Hamilton, Harrison, Lambeth, Lewis, Lucas, Shepard, Szoka, and Waddell:

H.B. 917, A BILL TO BE ENTITLED AN ACT ADOPTING THE DUBLIN PEANUT FESTIVAL AS THE STATE OFFICIAL PEANUT FESTIVAL, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Lewis, D. Ross, and Luebke (Primary Sponsors); Carney, Fisher, Floyd, Foushee, Glazier, Harrison, Insko, Lucas, McManus, Mobley, Ramsey, and Richardson:

H.B. 918, A BILL TO BE ENTITLED AN ACT TO ALTER THE REPORTING SCHEDULE FOR INDEPENDENT EXPENDITURES AND ELECTIONEERING COMMUNICATIONS TO PROVIDE INFORMATION IN A TIMELY FASHION, is referred to the Committee on Elections.

By Representatives Lewis, D. Ross, and Luebke (Primary Sponsors); Carney, Fisher, Floyd, Foushee, Gill, Glazier, Harrison, Holley, Insko, Jordan, Lucas, McManus, Mobley, R. Moore, Murry, Ramsey, and Wray:

H.B. 919, A BILL TO BE ENTITLED AN ACT TO REQUIRE ELECTRONIC FILING OF CERTAIN CAMPAIGN FINANCE REPORTS BY CANDIDATE CAMPAIGN COMMITTEES, is referred to the Committee on Elections.

By Representatives Queen, Ramsey, McGrady, and Tolson (Primary Sponsors); Avila, Collins, Fisher, Floyd, Glazier, G. Graham, Harrison, Insko, Jordan, Lucas, McManus, Pittman, Whitmire, and Wray:

H.B. 920, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES TO CREATE A PLAN TO PRESERVE AND PROTECT ACTIVE FARMLAND AND ALLUVIAL SOIL DEPOSITS DISTURBED BY ROAD CONSTRUCTION, is referred to the Committee on Agriculture and, if favorable, to the Committee on Transportation.

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By Representatives Queen, Fisher, Harrison, and Insko:

H.B. 921, A BILL TO BE ENTITLED AN ACT PROVIDING THAT EACH ELECTRIC UTILITY IN THE STATE SHALL EQUIP PREMISES WITHIN THE UTILITY'S SERVICE AREA WITH A SMART METER TO HELP ITS CUSTOMERS CONTROL THEIR ENERGY USAGE AND COSTS, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Public Utilities and Energy.

By Representatives L. Hall, Adams, Earle, Fisher, Floyd, Foushee, Glazier, G. Graham, Harrison, Holley, Insko, Lucas, Luebke, McManus, R. Moore, Pierce, D. Ross, and Wray:

H.B. 922, A BILL TO BE ENTITLED AN ACT TO PROTECT THE UNEMPLOYED FROM THE UNNECESSARY LOSS OF FEDERAL EMERGENCY UNEMPLOYMENT COMPENSATION IN 2013, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives L. Hall, Floyd, Lucas, McManus, and Wray:

H.B. 923, A BILL TO BE ENTITLED AN ACT TO PROVIDE SPECIFIC TIME FRAMES FOR THE REINSTATEMENT OF LICENSES THAT HAVE BEEN REVOKED FOR FAILURE TO PAY CHILD SUPPORT, is referred to Judiciary Subcommittee B.

By Representatives Ramsey, Saine, and Presnell (Primary Sponsors):

H.B. 924, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CREATION OF DISTRICT ECONOMIC DEVELOPMENT INITIATIVES, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Government.

By Representatives Bryan and Stevens (Primary Sponsors); and Murry:

H.B. 925, A BILL TO BE ENTITLED AN ACT TO DIRECT THE LEGISLATIVE RESEARCH COMMISSION TO STUDY METHODS BY WHICH CONTRACTORS AND SUBCONTRACTORS WOULD GIVE NOTICE TO LIEN AGENTS UPON RECEIPT OF PAYMENT IN FULL, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Bryan and Jordan (Primary Sponsors); and Pittman:

H.B. 926, A BILL TO BE ENTITLED AN ACT CREATING A PRIVATE RIGHT OF ACTION AGAINST NOTARIES WHO VIOLATE THE NOTARY PUBLIC ACT, is referred to Judiciary Subcommittee B.

By Representatives Lewis, Cotham, and Howard (Primary Sponsors); Floyd, Jordan, Shepard, and Wray:

H.B. 927, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA SHALL DEVELOP A PLAN TO CONSTRUCT A STATUE OF WILLIAM RICHARDSON DAVIE, NORTH CAROLINA'S TENTH GOVERNOR AND THE FOUNDING FATHER OF THE UNIVERSITY OF NORTH CAROLINA, is referred to the Committee on Education.

By Representatives Faircloth and Blust (Primary Sponsors); Floyd, Ford, Harrison, Jordan, Lambeth, and Pittman:

H.B. 928, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE WAR MEMORIAL FOUNDATION, INC., TO COMPLETE CONSTRUCTION OF THE CAROLINA FIELD OF HONOR IN KERNERSVILLE, is referred to the Committee on Appropriations.

By Representatives Hanes, Dobson, McGrady, and Iler (Primary Sponsors); B. Brown, Fisher, Floyd, Harrison, Insko, Jeter, and Tine:

H.B. 929, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FUEL ECONOMY PURCHASING PREFERENCE FOR NEW MOTOR VEHICLES PURCHASED BY THE DEPARTMENT OF ADMINISTRATION FOR THE STATE MOTOR FLEET, is referred to the Committee on Government.

By Representatives Saine, Ramsey, McGrady, and R. Brown (Primary Sponsors); Blackwell, Brandon, Catlin, Conrad, Fisher, Floyd, Fulghum, Gill, Glazier, Goodman, G. Graham, Hardister, Harrison, Johnson, Jones, Jordan, Lambeth, Lucas, McElraft, McManus, Murry, S. Ross, Samuelson, Shepard, and Szoka:

H.B. 930, A BILL TO BE ENTITLED AN ACT TO ESTABLISH STANDARDS OF CARE FOR LARGE COMMERCIAL DOG BREEDING FACILITIES AND TO PROVIDE LAW ENFORCEMENT WITH TOOLS TO ENSURE THAT DOGS AT THOSE FACILITIES ARE TREATED HUMANELY, is referred to the Committee on Rules, Calendar, and Operations of the House.

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By Representatives Bumgardner, Ford, and Pittman (Primary Sponsors); Cleveland and Speciale:

H.B. 931, A BILL TO BE ENTITLED AN ACT TO LIMIT HIGHWAY MEMORIALIZATIONS TO PUBLIC SAFETY OR MILITARY PERSONNEL KILLED IN THE LINE OF DUTY AND TO DIRECT THE DEPARTMENT TO DISCONTINUE MAINTENANCE AND UPKEEP OF EXISTING MEMORIALIZING SIGNS ON HIGHWAYS NOT MEETING THE REQUIREMENTS OF THIS ACT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Bumgardner, Ford, and Pittman:

H.B. 932, A BILL TO BE ENTITLED AN ACT TO PROVIDE FREEDOM FROM TOLLS AND LIBERTY OF MOVEMENT FOR THE CITIZENS OF SOUTHWESTERN NORTH CAROLINA BY REMOVING THE AUTHORITY OF THE NORTH CAROLINA TURNPIKE AUTHORITY TO CONSTRUCT TOLL-SUPPORTED HIGHWAYS IN CERTAIN AREAS, is referred to the Committee on Transportation and, if favorable, to the Committee on Appropriations and, if favorable, to the Committee on Finance.

By Representatives Mobley and Farmer-Butterfield (Primary Sponsors); Earle, Fisher, Floyd, Gill, G. Graham, Harrison, Holley, Insko, Luebke, Pierce, Richardson, and D. Ross:

H.B. 933, A BILL TO BE ENTITLED AN ACT TO REORGANIZE THE PUBLIC HEALTH STATUTES PERTAINING TO HIV/AIDS TESTING AND TO UPDATE INFORMED CONSENT REQUIREMENTS FOR HIV/AIDS TESTING, is referred to the Committee on Health and Human Services.

By Representatives Murry and Collins (Primary Sponsors); and B. Brown:

H.B. 934, A BILL TO BE ENTITLED AN ACT TO PROHIBIT CERTAIN STOP-LOSS INSURANCE FOR EMPLOYERS WITH FEWER THAN TWENTY EMPLOYEES, UNLESS THE EMPLOYER PROVIDES A MEDICAL HOME FOR ITS EMPLOYEES, is referred to the Committee on Insurance.

By Representatives Burr and Avila (Primary Sponsors); and Dollar:

H.B. 935, A BILL TO BE ENTITLED AN ACT RENAMING THE CHILD CARE COMMISSION THE EARLY CHILDHOOD CARE AND EDUCATION COMMISSION, EXPANDING THE SCOPE OF THE

COMMISSION TO ENCOMPASS ISSUES RELATING TO EARLY CHILDHOOD EDUCATION PROGRAMS, AND MAKING OTHER CONFORMING STATUTORY CHANGES; REQUIRING THAT LOCAL PARTNERSHIPS SHALL BE THE SOLE CONTRACT ADMINISTRATORS FOR THE PREKINDERGARTEN (NC PRE-K) PROGRAM; AND CLARIFYING THE DEFINITION OF "AT-RISK" AS RELATED TO ELIGIBILITY FOR PARTICIPATION IN NC PREKINDERGARTEN PROGRAM, is referred to the Committee on Education.

By Representatives Wray, Faircloth, Moffitt, and J. Bell (Primary Sponsors); Harrison, Murry, and Pittman:

H.B. 936, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A WILDLIFE POACHER REWARD FUND TO PAY REWARDS TO PERSONS WHO GIVE INFORMATION TO LAW ENFORCEMENT AUTHORITIES THAT RESULTS IN THE ARREST AND CONVICTION OF PERSONS WHO COMMIT SERIOUS WILDLIFE VIOLATIONS AND TO AUTHORIZE THE USE OF COMPENSATION PAID TO THE WILDLIFE RESOURCES COMMISSION AS CONDITIONS OF OFFENDERS' PROBATION AS ASSETS OF THE FUND, is referred to the Committee on Agriculture and, if favorable, to the Committee on Finance.

By Representatives Schaffer, Burr, Faircloth, and Cleveland (Primary Sponsors); Arp, J. Bell, Blust, R. Brawley, Brody, B. Brown, Ford, G. Graham, Hager, Hollo, Horn, Jeter, Jones, Jordan, Martin, McNeill, Riddell, Samuelson, Shepard, Speciale, Starnes, Szoka, Torbett, and Whitmire:

H.B. 937, A BILL TO BE ENTITLED AN ACT TO INCREASE PENALTIES FOR CERTAIN CRIMES IN WHICH A FIREARM IS USED, DISPLAYED, OR THERE IS A THREAT TO USE OR DISPLAY A FIREARM; TO MAKE IT A CRIMINAL OFFENSE FOR ANYONE TO PERMIT A CHILD TO HAVE ACCESS TO OR POSSESS A FIREARM WITHOUT SUPERVISION AND PARENTAL CONSENT; TO PROVIDE THAT A PERSON WHO HAS A VALID CONCEALED HANDGUN PERMIT MAY DO ALL OF THE FOLLOWING: HAVE A CONCEALED HANDGUN IN A LOCKED VEHICLE IN A STATE GOVERNMENT PARKING LOT, HAVE A CONCEALED HANDGUN IN A LOCKED COMPARTMENT IN A VEHICLE ON THE PREMISES OF A COMMUNITY COLLEGE, PUBLIC COLLEGE, OR PUBLIC UNIVERSITY, AND CARRY A HANDGUN INTO AN ASSEMBLY WHERE AN ADMISSION FEE IS CHARGED OR AN ESTABLISHMENT WHERE ALCOHOLIC BEVERAGES ARE SOLD AND CONSUMED, UNLESS THE PERSON IN LEGAL POSSESSION OR CONTROL OF THE PREMISES HAS POSTED A NOTICE PROHIBITING THE

CARRYING OF HANDGUNS ON THE PREMISES; TO PROVIDE THAT AN EMPLOYEE OF A PUBLIC INSTITUTION OF HIGHER EDUCATION WHO LIVES ON CAMPUS AND HAS A CONCEALED HANDGUN PERMIT MAY CARRY A HANDGUN ON THE EMPLOYEE'S RESIDENTIAL PREMISES AND ALSO KEEP THE GUN IN THE EMPLOYEE'S LOCKED VEHICLE IN THE PARKING AREA OF THE INSTITUTION OF HIGHER EDUCATION; AND TO CLARIFY THE LAW ON LOCAL GOVERNMENT AUTHORITY TO PROHIBIT CONCEALED CARRY OF FIREARMS, is referred to Judiciary Subcommittee A.

By Representatives Lewis and Catlin:

H.B. 938, A BILL TO BE ENTITLED AN ACT TO (1) DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES AND THE DEPARTMENT OF TRANSPORTATION TO JOINTLY PETITION THE WILMINGTON DISTRICT OF THE UNITED STATES ARMY CORPS OF ENGINEERS TO ALLOW FOR GREATER FLEXIBILITY AND OPPORTUNITY TO PERFORM WETLANDS MITIGATION BEYOND THE IMMEDIATE WATERSHED WHERE DEVELOPMENT WILL OCCUR, (2) DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES AND THE ENVIRONMENTAL MANAGEMENT COMMISSION TO REVIEW FEES CHARGED BY THE ECOSYSTEM ENHANCEMENT PROGRAM; AND (3) DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO STUDY WHETHER THE STATE SHOULD ASSUME ADMINISTRATION OF THE SECTION 404 PERMITTING PROGRAM, is referred to the Committee on Environment.

By the Committee on Rules Calendar, and Operations of the House:

H.B. 939, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE SAFETY OF RAILROAD CROSSINGS BY PROHIBITING RAILROADS FROM INCREASING THE HEIGHT OF EXISTING TRACKS AT CROSSINGS, is referred to the Committee on Transportation.

By the Committee on Rules, Calendar, and Operations of the House; and Representatives Carney, Floyd, Gill, Glazier, L. Hall, Hamilton, Hanes, Harrison, Holley, Jordan, Lucas, Luebke, Murry, and Pierce:

H.R. 940, A HOUSE RESOLUTION CONGRATULATING PHI BETA SIGMA FRATERNITY, INC., FOR NINETY-NINE YEARS OF SERVICE TO COMMUNITIES THROUGHOUT THE UNITED STATES AND THE WORLD, AND COMMENDING PHI BETA SIGMA FOR UPHOLDING ITS CARDINAL PRINCIPLES OF BROTHERHOOD, SCHOLARSHIP, AND SERVICE.

April 15, 2013

Pursuant to Rule 32(a), the resolution is placed on the Calendar for April 16.

By Representatives Alexander, Lewis, and Harrison (Primary Sponsors); Brandon, Carney, Fisher, Floyd, Hamilton, Insko, Luebke, and R. Moore:

H.B. 941, A BILL TO BE ENTITLED AN ACT REQUIRING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY ISSUES RELATED TO THE MEDICAL USE OF CANNABIS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Farmer-Butterfield, Fisher, Floyd, Harrison, Insko, Johnson, and Pierce:

H.B. 942, A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF DISCHARGING A FIREARM WITH RECKLESS DISREGARD, is referred to the Committee on Rules, Calendar, and Operations of the House.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 124 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIMINAL OFFENSE TO DISCHARGE A FIREARM WITHIN AN ENCLOSURE WITH THE INTENT TO INCITE FEAR, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

S.B. 163 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENHANCE THE PROTECTION OF LANDOWNERS' WATER RIGHTS, is read the first time and referred to the Committee on Environment.

S.B. 234 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND AND CLARIFY THE HUNTER EDUCATION REQUIREMENTS AND TO ESTABLISH A HUNTING HERITAGE APPRENTICE PERMIT, is read the first time and referred to the Committee on Environment.

S.B. 388, A BILL TO BE ENTITLED AN ACT TO PROVIDE A RIGHT OF ENTRY FOR THE COMMISSIONER OF AGRICULTURE TO ENFORCE THE LAWS RELATED TO BEDDING, is read the first time and referred to the Committee on Agriculture.

April 15, 2013

S.B. 411 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE TRANSPORTATION ADVISORY COMMITTEES OF METROPOLITAN PLANNING ORGANIZATIONS AND RURAL TRANSPORTATION PLANNING ORGANIZATIONS ARE SUBJECT TO STANDARD ETHICS PROVISIONS, is read the first time and referred to the Committee on Transportation and, if favorable, to the Committee on Government.

S.B. 528 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT PETIT JURORS ARE REQUIRED TO TAKE THE OATH SET FORTH IN THE NORTH CAROLINA CONSTITUTION AND TO PROVIDE CONSISTENCY BETWEEN THE STATUTES SETTING FORTH THE OATHS TO BE TAKEN BY PETIT JURORS, is read the first time and referred to the Committee on Judiciary.

RE-REFERRALS

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 489**, A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM PERMITTING REQUIREMENTS PERSONS INSTALLING ELECTRIC LOAD CONTROL SWITCHES UNDER THE LAWS REGULATING ELECTRICAL CONTRACTORS AND TO MAKE CONFORMING CHANGES UNDER THE LAWS PERTAINING TO BUILDING INSPECTION PERMITS FOR COUNTIES AND CITIES, is withdrawn from the Commerce and Job Development Subcommittee on Energy and Emerging Markets and re-referred to the Committee on Public Utilities and Energy.

On motion of Representative T. Moore, a serial referral for **H.B. 336**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IN-STATE HIGH SCHOOL STUDENTS ENROLLED AT THE UNIVERSITY OF NORTH CAROLINA SCHOOL OF THE ARTS MAY BE CHARGED FEES TO ASSIST WITH THE EXPENSES OF THE INSTITUTION, to the Committee on Appropriations is added.

On motion of Representative T. Moore, a serial referral for **H.B. 682**, A BILL TO BE ENTITLED AN ACT TO ENACT NEW MARKETS JOBS INITIATIVE, to the Committee on Finance is added.

The House stands adjourned at 8:06 p.m.

April 15, 2013

FORTY-FIFTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, April 16, 2013

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by Representative Stam, Speaker Pro Tempore.

Prayer is offered by Representative Rosa Gill.

The Chair leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 15 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brandon, R. Brawley, Cotham, Langdon, Lewis, and McElraft for today. Representatives Dockham, Glazier, and D. Ross are excused for a portion of the Session.

CHAPTERED BILLS

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 193, AN ACT TO EXPAND THE PERMISSIBLE USES OF THE LOCAL MECKLENBURG COUNTY AND CITY OF CHARLOTTE LOCAL TAXES. (S.L. 2013-26)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representatives Hollo and Jones, Chairs, for the Committee on Health and Human Services:

S.B. 336 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING THE DIVISIONS OF MEDICAL ASSISTANCE AND PUBLIC HEALTH WITHIN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, AND THE STATE HEALTH PLAN DIVISION WITHIN THE DEPARTMENT OF THE STATE TREASURER, TO COORDINATE THE DIABETES PROGRAMS THEY EACH ADMINISTER; TO EACH

DEVELOP PLANS TO REDUCE THE INCIDENCE OF DIABETES, TO IMPROVE CARE, AND TO CONTROL COMPLICATIONS; AND TO REPORT TO THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON HEALTH AND HUMAN SERVICES AND THE FISCAL RESEARCH DIVISION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Torbett, Brandon, Brody, B. Brown, Fulghum, Jordan, and Tine:

H.B. 943, A BILL TO BE ENTITLED AN ACT TO PROVIDE AID TO SMALL BUSINESSES FOR RESEARCH AND DEVELOPMENT BY THE CREATION OF THE SMALL BUSINESS TECHNOLOGY AND INNOVATION PROGRAM, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Finance, and, if favorable, to the Committee on Appropriations.

By Representatives Bryan, B. Brown, Brandon, and Hanes (Primary Sponsors); J. Bell, Blust, R. Brawley, Brody, R. Brown, Collins, Faircloth, Ford, Fulghum, Hardister, Horn, Hurley, Jones, Jordan, Martin, McNeill, Millis, Moffitt, Pittman, Riddell, Samuelson, Schaffer, Stam, Steinburg, Szoka, Turner, and Wells:

H.B. 944, A BILL TO BE ENTITLED AN ACT TO CREATE OPPORTUNITY SCHOLARSHIP GRANTS, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 98, A BILL TO BE ENTITLED AN ACT TO EXPAND THE NEWBORN SCREENING PROGRAM ESTABLISHED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO INCLUDE NEWBORN SCREENING FOR CONGENITAL HEART DISEASE UTILIZING PULSE OXIMETRY, AS RECOMMENDED BY THE NORTH CAROLINA CHILD FATALITY TASK FORCE, is read the first time and referred to the Committee on Health and Human Services.

April 16, 2013

S.B. 470 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE CONSUMPTION OF MALT BEVERAGES OR UNFORTIFIED WINE ON THE PREMISES OF ANY BUSINESS DURING THE PERIOD OF TIME WHERE ANY ON-PREMISES PERMIT ISSUED TO THE BUSINESS AUTHORIZING THE SALE AND CONSUMPTION OF MALT BEVERAGES OR UNFORTIFIED WINE IS SUSPENDED OR REVOKED BY THE ALCOHOLIC BEVERAGE CONTROL COMMISSION, is read the first time and referred to the Commerce and Job Development Subcommittee on Alcoholic Beverage Control.

S.B. 603, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT REGISTRATION PLATES, REGISTRATION CERTIFICATES, AND CERTIFICATES OF TITLES CAN BE ISSUED DIRECTLY BY THE DIVISION OF MOTOR VEHICLES OFFICES LOCATED IN THE COUNTIES OF WAKE, CUMBERLAND, AND MECKLENBURG, is read the first time and referred to the Committee on Transportation.

S.B. 659, A BILL TO BE ENTITLED AN ACT TO CONFORM THE MOTOR VEHICLE LAW OF NORTH CAROLINA TO SECTIONS 154 AND 164 OF THE FEDERAL HIGHWAY BILL, is read the first time and referred to Judiciary Subcommittee B and, if favorable, to the Committee on Government and, if favorable, to the Committee on Appropriations.

S.B. 709, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DEPARTMENT OF TRANSPORTATION TO INCREASE THE SPEED LIMIT ON CERTAIN INTERSTATE HIGHWAYS TO A MAXIMUM OF SEVENTY-FIVE MILES PER HOUR, is read the first time and referred to the Committee on Transportation.

CALENDAR

Action is taken on the following:

H.R. 667, A HOUSE RESOLUTION CELEBRATING THE ONE HUNDRED FIFTH BIRTHDAY OF THE UNITED STATES ARMY RESERVE, HONORING THE COMMITMENT, DEDICATION, AND SERVICE TO AMERICA, AND OFFERING OUR CONTINUING SUPPORT TO OUR SOLDIERS.

The resolution is adopted, by electronic vote (112-0), and ordered printed.

April 16, 2013

H.R. 885, A HOUSE RESOLUTION RECOGNIZING THE ANNIVERSARY OF THE APRIL 16, 2011, TORNADOES THAT AFFECTED MANY COUNTIES IN NORTH CAROLINA, ESPECIALLY BERTIE COUNTY.

The resolution is adopted, by electronic vote (112-0), and ordered printed.

H.R. 940, A HOUSE RESOLUTION CONGRATULATING PHI BETA SIGMA FRATERNITY, INC., FOR NINETY-NINE YEARS OF SERVICE TO COMMUNITIES THROUGHOUT THE UNITED STATES AND THE WORLD, AND COMMENDING PHI BETA SIGMA FOR UPHOLDING ITS CARDINAL PRINCIPLES OF BROTHERHOOD, SCHOLARSHIP, AND SERVICE.

The resolution is adopted, by electronic vote (111-0), and ordered printed.

H.B. 468 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CHANGE THE METHOD OF ELECTION OF THE MAYOR AND CITY COUNCIL MEMBERS OF THE CITY OF HIGH POINT TO HOLD THE ELECTIONS IN ODD-NUMBERED YEARS AND BY A NON-PARTISAN PRIMARY AND ELECTION METHOD AS PROVIDED BY GENERAL LAW.

Representative Faircloth offers Amendment No. 1 which is adopted by electronic vote (107-5).

The bill, as amended, passes its second reading, and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 591, A BILL TO BE ENTITLED AN ACT TO SPECIFY THE TERM OF OFFICE FOR APPOINTED MEMBERS OF THE NORTH CAROLINA LONGITUDINAL DATA SYSTEM BOARD, TO MAKE THE STATE INFORMATION OFFICER CHAIR OF THE NORTH CAROLINA LONGITUDINAL DATA SYSTEM BOARD, TO SPECIFY THE TIMES FOR MEETING OF THE NORTH CAROLINA LONGITUDINAL DATA SYSTEM BOARD, AND TO REQUIRE QUARTERLY REPORTING OF PROGRESS ON THE NORTH CAROLINA LONGITUDINAL DATA SYSTEM, passes its second reading, by electronic vote (110-1), and there being no objection is read a third time.

April 16, 2013

The bill passes its third reading and is ordered sent to the Senate.

S.B. 122 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD THE OFFENSE OF HUMAN TRAFFICKING TO THE LIST OF CRIMINAL CONVICTIONS THAT REQUIRE REGISTRATION UNDER THE SEX OFFENDER AND PUBLIC PROTECTION REGISTRATION PROGRAM, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

S.B. 148, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE BONDING OF CORRUGATED STAINLESS STEEL TUBING (CSST) GAS PIPING SYSTEMS FROM LICENSING REQUIREMENTS UNDER THE LAWS PERTAINING TO ELECTRICAL CONTRACTORS, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

Representative Warren requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (111-0).

The bill passes its third reading and is ordered enrolled and presented to the Governor.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representatives W. Brawley and Iler, Chairs, for the Committee on Transportation:

H.B. 272 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT INTEREST ON A DOT CONDEMNATION AWARD SHALL BE PAID FROM THE DATE OF TAKING UNTIL THE DATE THE JUDGMENT IS PAID AND TO AUTHORIZE A DEFENDANT IN SUCH AN ACTION TO RECOVER ATTORNEYS' FEES AND COSTS IF THE JUDGMENT EXCEEDS THE DEPOSIT BY TWENTY-FIVE PERCENT OR MORE, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

April 16, 2013

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of April 16. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

Representative T. Moore moves, seconded by Representative Cleveland, that the House adjourn, in honor and memory of the victims of the attack and bombing in Boston, subject to the referral of bills to committees, to reconvene April 17 at 3:00 p.m.

The motion carries.

RE-REFERRALS

On motion of Representative T. Moore, a serial referral for **H.B. 269**, A BILL TO BE ENTITLED AN ACT TO CREATE SPECIAL EDUCATION SCHOLARSHIP GRANTS FOR CHILDREN WITH DISABILITIES, to the Committee on Appropriations is added.

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 516**, A BILL TO BE ENTITLED AN ACT TO TREAT AS CONFIDENTIAL THE NAME AND ADDRESS OF A LOTTERY WINNER EXCEPT WITH THE CONSENT OF THE WINNER OR IN CERTAIN DEFINED CIRCUMSTANCES, is withdrawn from the Committee on Education and re-referred to Judiciary Subcommittee B.

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 585**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ALL CORRECTIONAL FACILITIES, JUVENILE FACILITIES, AND LOCAL CONFINEMENT FACILITIES IN THIS STATE SHALL COMPLY WITH THE PROVISIONS OF THE FEDERAL PRISON RAPE ELIMINATION ACT (PREA), is withdrawn from Judiciary Subcommittee B and re-referred to Judiciary Subcommittee A.

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 672**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE PINNACLE CLASSICAL ACADEMY, AN EXISTING CHARTER SCHOOL, TO ELECT TO PARTICIPATE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, is withdrawn from the Committee on Education and re-referred to the Committee on State Personnel.

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 692**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA ANTI-PREDATORY LENDING LAW, AND TO LIMIT THE PROVISIONS OF STATE MORTGAGE LENDING LAW TO BEING NO MORE RESTRICTIVE THAN FEDERAL LAW, is withdrawn from the Committee on Commerce and Job Development and re-referred to the Committee on Banking.

The serial referral to Judiciary Subcommittee A remains.

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 721**, A BILL TO BE ENTITLED AN ACT TO ALLOW NONRECOURSE TITLE PLEDGE TRANSACTIONS INVOLVING MOTOR VEHICLES, is withdrawn from the Committee on Commerce and Job Development and re-referred to the Committee on Banking.

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 725**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE JUVENILE JURISDICTION ADVISORY COMMITTEE, TO CREATE A PILOT CIVIL CITATION PROCESS FOR JUVENILES, AND TO RAISE THE AGE OF JUVENILE JURISDICTION TO INCLUDE SIXTEEN- AND SEVENTEEN-YEAR-OLDS WHO HAVE COMMITTED MISDEMEANOR OFFENSES, is withdrawn from Judiciary Subcommittee B and re-referred to Judiciary Subcommittee A.

The serial referral to Appropriations remains.

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 784**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE REMEDIES AND PENALTIES FOR WORTHLESS CHECKS ALSO APPLY WHEN A CHECK THAT HAS BEEN PAID IN FULL IS PRESENTED AGAIN FOR PAYMENT, is withdrawn from Judiciary Subcommittee B and re-referred to the Committee on Banking.

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 788**, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTE GOVERNING THE POWERS OF WATER AND SEWER AUTHORITIES TO ALLOW THE AUTHORITY TO SET FLEXIBLE RATES FOR WATER RESOURCES STORAGE OR PROTECTION PROGRAMS, is withdrawn from the Committee on Public Utilities and Energy and re-referred to the Committee on Government.

April 16, 2013

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 935**, A BILL TO BE ENTITLED AN ACT RENAMING THE CHILD CARE COMMISSION THE EARLY CHILDHOOD CARE AND EDUCATION COMMISSION, EXPANDING THE SCOPE OF THE COMMISSION TO ENCOMPASS ISSUES RELATING TO EARLY CHILDHOOD EDUCATION PROGRAMS, AND MAKING OTHER CONFORMING STATUTORY CHANGES; REQUIRING THAT LOCAL PARTNERSHIPS SHALL BE THE SOLE CONTRACT ADMINISTRATORS FOR THE PREKINDERGARTEN (NC PRE-K) PROGRAM; AND CLARIFYING THE DEFINITION OF "AT-RISK" AS RELATED TO ELIGIBILITY FOR PARTICIPATION IN NC PRE-KINDERGARTEN PROGRAM, is withdrawn from the Committee on Education and re-referred to the Committee on Health and Human Services.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative T. Moore and without objection, **S.B. 336** (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING THE DIVISIONS OF MEDICAL ASSISTANCE AND PUBLIC HEALTH WITHIN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, AND THE STATE HEALTH PLAN DIVISION WITHIN THE DEPARTMENT OF THE STATE TREASURER, TO COORDINATE THE DIABETES PROGRAMS THEY EACH ADMINISTER; TO EACH DEVELOP PLANS TO REDUCE THE INCIDENCE OF DIABETES, TO IMPROVE CARE, AND TO CONTROL COMPLICATIONS; AND TO REPORT TO THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON HEALTH AND HUMAN SERVICES AND THE FISCAL RESEARCH DIVISION, is withdrawn from the Calendar 36(b), and re-referred to the Committee on Appropriations.

The House stands adjourned at 3:45 p.m.

FORTY-SIXTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, April 17, 2013

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

April 17, 2013

Prayer is offered by Representative Ken Goodman.

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 16 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives R. Brawley, Cotham, Insko, Langdon, Lewis, McElraft, and Wray for today. Representatives Hastings and Torbett are excused for a portion of the Session.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 122, AN ACT TO ADD THE OFFENSE OF HUMAN TRAFFICKING TO THE LIST OF CRIMINAL CONVICTIONS THAT REQUIRE REGISTRATION UNDER THE SEX OFFENDER AND PUBLIC PROTECTION REGISTRATION PROGRAM.

S.B. 148, AN ACT TO EXEMPT THE BONDING OF CORRUGATED STAINLESS STEEL TUBING (CSST) GAS PIPING SYSTEMS FROM LICENSING REQUIREMENTS UNDER THE LAWS PERTAINING TO ELECTRICAL CONTRACTORS.

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 224, AN ACT TO MAKE VARIOUS AMENDMENTS TO CHAPTER 160A OF THE GENERAL STATUTES WITH RESPECT TO THE CITY OF ASHEVILLE.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 139, AN ACT TO ADOPT THE UNIFORM DEPLOYED PARENTS CUSTODY AND VISITATION ACT. (S.L. 2013-27)

S.B. 123, AN ACT TO CLARIFY THE EXISTING LAW PERTAINING TO SEX OFFENDERS RESIDING NEAR SCHOOLS OR DAY CARE CENTERS. (S.L. 2013-28)

April 17, 2013

S.B. 175, AN ACT TO MAKE TECHNICAL CORRECTIONS AND CLARIFICATIONS TO CHAPTER 53C OF THE GENERAL STATUTES. (S.L. 2013-29)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Collins, Chair, for the Committee on State Personnel:

H.B. 176, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CORVIAN COMMUNITY SCHOOL, AN EXISTING CHARTER SCHOOL, TO ELECT TO PARTICIPATE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 18.

H.B. 402, A BILL TO BE ENTITLED AN ACT TO ALLOW A TRICARE SUPPLEMENT FOR FLEXIBLE COMPENSATION PLANS OFFERED BY THE STATE, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Blust, Chair, for Judiciary Subcommittee A, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 543, A BILL TO BE ENTITLED AN ACT ALLOWING PROVIDERS OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, OR SUBSTANCE ABUSE SERVICES TO SERVE AS UNCOMPENSATED, COURT-APPOINTED GUARDIANS TO UNRELATED CLIENTS, with a favorable report.

The bill is re-referred to the Committee on Health and Human Services.

By Representative W. Brawley, Chair, for the Regulatory Reform Subcommittee on Local Government, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 200 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CORRECT GENERAL REAPPRAISALS RESULTING IN PROPERTY VALUES THAT DO NOT COMPLY WITH THE REQUIREMENTS OF NORTH CAROLINA LAW BY SETTING FORTH THE STEPS REQUIRED TO BRING THE GENERAL REAPPRAISAL INTO COMPLIANCE WITH THE APPLICABLE PROPERTY TAX MANDATES, with a favorable report and with recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 266, A BILL TO BE ENTITLED AN ACT TO PROHIBIT COMMUNITY APPEARANCE COMMISSIONS, CITIES, AND COUNTIES FROM REQUIRING THAT NURSERY STOCK THAT IS PURCHASED WITHIN THE JURISDICTION OF THE COMMISSION, CITY, OR COUNTY RESPECTIVELY MEET ANY STANDARD FOR NURSERY STOCK THAT IS STRICTER THAN THE AMERICAN STANDARD FOR NURSERY STOCK ADOPTED BY THE AMERICAN NURSERY AND LANDSCAPE ASSOCIATION, UNLESS THE STRICTER STANDARD IS NECESSARY TO PROTECT PUBLIC HEALTH OR SAFETY, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

By Representatives Hollo and Jones, Chairs, for the Committee on Health and Human Services:

S.B. 240, A BILL TO BE ENTITLED AN ACT DIRECTING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE NORTH CAROLINA MEDICAL BOARD TO DEVELOP RULES GOVERNING REQUESTS FOR AND RELEASE OF PATHOLOGICAL MATERIALS, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION ON PATHOLOGICAL MATERIALS, with a favorable report as to the House committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

April 17, 2013

By Representatives Dixon and Langdon, Chairs, for the Committee on Agriculture:

H.B. 517, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING WITH ARTIFICIAL LIGHT IN ROCKINGHAM COUNTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 18.

H.B. 584, A BILL TO BE ENTITLED AN ACT TO ALLOW THE GOVERNOR TO TEMPORARILY SUSPEND ROUTINE WEIGHT INSPECTIONS OF TRUCKS PRIOR TO SEVERE WEATHER EVENTS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 18. The original bill is placed on the Unfavorable Calendar.

By Representatives Johnson and Langdon, Chairs, for the Committee on Education:

H.B. 587, A BILL TO BE ENTITLED AN ACT TO EXEMPT ELEVENTH GRADE STUDENTS ENROLLED IN THE OCCUPATIONAL COURSE OF STUDY OR THE EXTENDED COURSE OF STUDY FROM THE ACT TESTING REQUIREMENT, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 18. The original bill is placed on the Unfavorable Calendar.

H.B. 588, A BILL TO BE ENTITLED AN ACT TO REDUCE CERTAIN REPORTING REQUIREMENTS AND PROVIDE MORE FLEXIBILITY FOR LOCAL SCHOOL ADMINISTRATIVE UNITS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 18. The original bill is placed on the Unfavorable Calendar.

April 17, 2013

H.B. 269, A BILL TO BE ENTITLED AN ACT TO CREATE SPECIAL EDUCATION SCHOLARSHIP GRANTS FOR CHILDREN WITH DISABILITIES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 719, A BILL TO BE ENTITLED AN ACT TO ENACT THE EDUCATION IMPROVEMENT ACT OF 2013, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 18. The original bill is placed on the Unfavorable Calendar.

By Representatives Howard, R. Brawley, Lewis, and Setzer, Chairs, for the Committee on Finance:

H.B. 248, A BILL TO BE ENTITLED AN ACT TO REQUIRE DISCLOSURE ON THE BALLOT OF THE ESTIMATED AMOUNT OF INTEREST THAT WOULD BE INCURRED ON INDEBTEDNESS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 18. The original bill is placed on the Unfavorable Calendar.

H.B. 449, A BILL TO BE ENTITLED AN ACT PROVIDING THAT A VENDOR IS QUALIFIED FOR PURPOSES OF STATE FURNITURE CONTRACTS IF THE VENDOR'S PRODUCTS ARE INCLUDED ON A UNITED STATES GENERAL SERVICES ADMINISTRATION (GSA) FURNITURE SCHEDULE SYSTEM, THE VENDOR IS A FEDERALLY QUALIFIED VENDOR WITHIN THE GSA SCHEDULE SYSTEM, AND THE VENDOR SUBMITS A RESPONSIVE BID, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 18. The original bill is placed on the Unfavorable Calendar.

April 17, 2013

H.B. 409 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF SHELBY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 18.

S.B. 56, A BILL TO BE ENTITLED AN ACT AMENDING A LOCAL ACT FOR THE TOWN OF WALLACE THAT REMOVED CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE TOWN, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 336, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IN-STATE HIGH SCHOOL STUDENTS ENROLLED AT THE UNIVERSITY OF NORTH CAROLINA SCHOOL OF THE ARTS MAY BE CHARGED FEES TO ASSIST WITH THE EXPENSES OF THE INSTITUTION, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 135, A BILL TO BE ENTITLED AN ACT TO MAKE ADJUSTMENTS TO THE FEE SCHEDULE FOR PERMITS FOR SANITARY LANDFILLS AND TRANSFER STATIONS TO REFLECT EXTENSION OF THE DURATION OF THESE PERMITS AS DIRECTED BY S.L. 2012-187, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 18. The original bill is placed on the Unfavorable Calendar.

H.B. 242, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE SALES TAX REFUND FOR VOLUNTEER FIRE DEPARTMENTS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 18. The original bill is placed on the Unfavorable Calendar.

April 17, 2013

By Representative Catlin, Chair, for the Regulatory Reform Subcommittee on Environmental, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 318, A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM SEISMIC UPGRADE REQUIREMENTS A TEMPORARY OCCUPANCY BY AN EMERGENCY OPERATIONS CENTER TO ALLOW SIMILAR UPGRADES TO BE PERFORMED ON THE BUILDING PERMANENTLY HOUSING THE CENTER, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 18.

H.B. 315 (Committee Substitute), A BILL TO BE ENTITLED AND ACT TO REQUIRE THAT DEGRADABLE PLASTIC PRODUCTS BE CLEARLY LABELED TO PREVENT CONTAMINATION OF RECYCLED PLASTIC FEEDSTOCKS, with a favorable report and recommendation that the bill be re-referred to the Committee on Environment.

The bill is re-referred to the Committee on Environment.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representatives Farmer-Butterfield, Cunningham, Earle, Floyd, G. Graham, Harrison, Insko, and Wray:

H.B. 945, A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF AGING AND ADULT SERVICES, FOR ENFORCEMENT OF LAWS PERTAINING TO ADULT PROTECTIVE SERVICES, is referred to the Committee on Appropriations.

By Representatives B. Brown, Moffitt, Jeter, and Conrad (Primary Sponsors); Alexander, J. Bell, R. Brawley, Brody, Bryan, Bumgardner, Carney, Collins, Dixon, Dobson, Dockham, Dollar, Faircloth, Floyd, Fulghum, Glazier, G. Graham, Hamilton, Hanes, Holley, Jones, Jordan, Lambeth, Lucas, Malone, Martin, McNeill, R. Moore, Ramsey, S. Ross, Saine, Samuelson, Setzer, Speciale, Steinburg, Terry, Tine, Torbett, Whitmire, and Wray:

H.B. 946, A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET FOR THE QUALIFIED BUSINESS VENTURE TAX CREDIT, is referred to the Committee on Finance.

April 17, 2013

By Representatives Lewis, Hanes, Lambeth, and Saine:

H.B. 947, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA MIDDLE AND HIGH SCHOOL CAREER DEVELOPMENT AND NORTH CAROLINA EMPLOYER WORKFORCE DEVELOPMENT PARTNERSHIP INITIATIVE ACT, is referred to the Committee on Appropriations.

By Representatives Lewis, Blust, R. Brawley, and Pittman:

H.B. 948, A BILL TO BE ENTITLED AN ACT TO REQUIRE NOTICE TO A LIEN HOLDER OF RECORD PRIOR TO WHEN PERSONAL PROPERTY IS LEVIED UPON, is referred to the Committee on Finance.

By Representatives Moffitt, McGrady, and West (Primary Sponsors); Avila, Harrison, Ramsey, and Saine:

H.B. 949, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A PRODUCER-DRIVEN MARKET-BASED STATEWIDE RECYCLING PROGRAM TO ENHANCE RECOVERY RATES OF VALUABLE MATERIALS IN A COST-EFFICIENT MANNER THEREBY ENCOURAGING ECONOMIC GROWTH OF BUSINESSES IN THE STATE THAT USE RECOVERED MATERIALS TO MANUFACTURE A VARIETY OF PRODUCTS, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Environment and, if favorable, to the Committee on Finance.

By Representatives D. Ross, Insko, Harrison, and Terry (Primary Sponsors); L. Bell, Carney, Fisher, Floyd, Gill, C. Graham, L. Hall, and Holley:

H.B. 950, A BILL TO BE ENTITLED AN ACT TO GIVE EMPLOYEES OF THE UNIVERSITY OF NORTH CAROLINA A THREE PERCENT RAISE FOR THE 2013-2014 FISCAL YEAR AND AN ADDITIONAL THREE PERCENT RAISE FOR THE 2014-2015 FISCAL YEAR, is referred to the Committee on Appropriations.

By Representatives Riddell, Whitmire, Burr, and Brody (Primary Sponsors); Blust, Jones, Martin, Pittman, Setzer, and Stone:

H.B. 951, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE DESIGNATION OF TAX ON A TAX RETURN BY AN INDIVIDUAL TO A POLITICAL PARTY FOR THE NORTH CAROLINA POLITICAL PARTIES FINANCING FUND, is referred to the Committee on Elections and, if favorable, to the Committee on Finance.

April 17, 2013

SPECIAL MESSAGE FROM THE SENATE

2013 GENERAL ASSEMBLY
FIRST SESSION 2013

Senate Chamber
April 16, 2013

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in the House Committee Substitute to **S.B. 117** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CODIFY THE COMMON LAW THAT IT IS MURDER WHERE A CHILD WHO IS BORN ALIVE DIES AS THE RESULT OF INJURIES INFLICTED PRIOR TO THE CHILD'S BIRTH, AND TO PROVIDE THAT THE ACT SHALL BE ENTITLED "LILY'S LAW."

Respectfully,
S/ Sarah Lang
Principal Clerk

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 67 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE SURRY COMMUNITY COLLEGE TO CONVEY PROPERTY BY GIFT TO YADKIN COUNTY AND TO LEASE A PORTION OF ANY STRUCTURE SUBSEQUENTLY BUILT ON THAT PROPERTY, is read the first time and referred to the Committee on Government and, if favorable, to the Committee on Finance.

S.B. 290 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF WAYNESVILLE, is read the first time and referred to the Committee on Government and, if favorable, to the Committee on Finance.

S.B. 358 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE GUARANTEED ASSET PROTECTION WAIVERS TO BE AUTHORIZED IN THIS STATE, is read the first time and referred to the Committee on Insurance and, if favorable, to Judiciary Subcommittee A.

April 17, 2013

S.B. 712 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO DEVELOP A PROCESS WHEREBY PERSONS WHO ARE HOMEBOUND CAN APPLY FOR A SPECIAL PHOTO IDENTIFICATION CARD BY MEANS OTHER THAN PERSONAL APPEARANCE AND TO MAKE OTHER CLARIFYING CHANGES, is read the first time and referred to the Committee on Transportation.

CALENDAR

Action is taken on the following:

H.R. 198, A HOUSE RESOLUTION HONORING THE MARCH OF DIMES ON ITS SEVENTY-FIFTH ANNIVERSARY.

The resolution is adopted, by electronic vote (110-0), and ordered printed.

H.B. 203 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE HOMEOWNER AND HOMEBUYER PROTECTION ACT, passes its second reading by electronic vote (111-1).

On motion of the Chair, the bill remains on the Calendar.

H.B. 272 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT INTEREST ON A DOT CONDEMNATION AWARD SHALL BE PAID FROM THE DATE OF TAKING UNTIL THE DATE THE JUDGMENT IS PAID AND TO AUTHORIZE A DEFENDANT IN SUCH AN ACTION TO RECOVER ATTORNEYS' FEES AND COSTS IF THE JUDGMENT EXCEEDS THE DEPOSIT BY TWENTY-FIVE PERCENT OR MORE.

Representative Stam offers Amendment No. 1 which is adopted by electronic vote (111-0).

The bill, as amended, passes its second reading, by electronic vote (110-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

April 17, 2013

WITHDRAWAL OF BILL FROM COMMITTEE

On motion of Representative T. Moore and without objection, **H.B. 10** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE THE RESTRICTION ON THE TURNPIKE AUTHORITY'S SELECTION OF A CORRIDOR LOCATION FOR THE SOUTHEAST EXTENSION PROJECT OF N.C. 540; TO SET FORTH A NEW PRIORITIZATION PROCESS FOR SELECTION OF FUTURE TURNPIKE AUTHORITY PROJECTS; AND TO REMOVE AUTHORIZATION FROM THREE PROJECTS OF THE TURNPIKE AUTHORITY, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and is placed on today's Calendar for immediate consideration.

On motion of Representative Dollar, the House does not concur in the Senate committee substitute bill, by electronic vote (112-0), and conferees are requested.

The Senate is so notified by Special Message.

SPECIAL MESSAGE FROM THE SENATE

2013 GENERAL ASSEMBLY
FIRST SESSION 2013

Senate Chamber
April 17, 2013

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in the House Committee Substitute to **S.B. 91** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW PERTAINING TO ADMINISTRATIVE ACTION THAT MAY BE TAKEN BY AN OCCUPATIONAL LICENSING BOARD AS A RESULT OF EXPUNGED CHARGES OR CONVICTIONS UNDER G.S. 15A-145.4 AND G.S. 15A-145.5; AND TO PROHIBIT AN EMPLOYER, EDUCATIONAL INSTITUTION, OR STATE OR LOCAL GOVERNMENT AGENCY FROM REQUESTING THAT AN APPLICANT PROVIDE INFORMATION REGARDING AN ARREST, CRIMINAL CHARGE, OR CRIMINAL CONVICTION OF THE APPLICANT THAT HAS BEEN EXPUNGED.

Respectfully,
S/ Sarah Lang
Principal Clerk

April 17, 2013

WITHDRAWAL OF BILL FROM COMMITTEE

On motion of Representative T. Moore and without objection, **H.J.R. 514**, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WILLIAM "PETE" CUNNINGHAM, FORMER MEMBER OF THE GENERAL ASSEMBLY, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and pursuant to Rule 36(b), is placed on the Calendar of May 7.

RE-REFERRAL

On motion of Representative T. Moore, a serial referral for **H.B. 589**, A BILL TO BE ENTITLED AN ACT TO RESTORE CONFIDENCE IN GOVERNMENT BY ESTABLISHING THE VOTER INFORMATION VERIFICATION ACT TO PROMOTE THE ELECTORAL PROCESS THROUGH EDUCATION AND INCREASED REGISTRATION OF VOTERS AND BY REQUIRING VOTERS TO PROVIDE PHOTO IDENTIFICATION BEFORE VOTING TO PROTECT THE RIGHT OF EACH REGISTERED VOTER TO CAST A SECURE VOTE WITH REASONABLE SECURITY MEASURES THAT CONFIRM VOTER IDENTITY AS ACCURATELY AS POSSIBLE WITHOUT RESTRICTION, to the Committee on Finance and, if favorable, to the Committee on Appropriations, is added.

Representative T. Moore moves, seconded by Representative West, that the House adjourn, subject to the receipt of Committee Reports, and the referral of bills to committees, to reconvene April 18 at 1:00 p.m.

The motion carries.

RE-REFERRALS

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 291**, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADVANCE ALLOTMENTS FUNDS FOR NEW CHARTER SCHOOLS, is withdrawn from the Appropriations Subcommittee on Education and re-referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 481**, A BILL TO BE ENTITLED AN ACT TO REDUCE NEEDLE STICK INJURIES AMONG LAW ENFORCEMENT OFFICERS, EMERGENCY RESPONDERS, AND OTHERS BY EXCLUDING NEEDLES, SYRINGES, AND OTHER INJECTION EQUIPMENT

FROM THE LIST OF ITEMS DESIGNATED AS DRUG PARAPHERNALIA; AND BY DECRIMINALIZING THE USE, POSSESSION, MANUFACTURE, AND DELIVERY OF INJECTION EQUIPMENT UNDER THE NORTH CAROLINA DRUG PARAPHERNALIA ACT, is withdrawn from the Committee on Judiciary and re-referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 638**, A BILL TO BE ENTITLED AN ACT INCREASING THE MAXIMUM SIZE OF THE AREA BOARD OF LARGER MULTICOUNTY AREA AUTHORITIES IN ORDER TO ENSURE REPRESENTATION BY AT LEAST ONE COUNTY COMMISSIONER FROM EACH OF THE CONSTITUENT COUNTIES WITHIN THE MULTICOUNTY AREA AUTHORITY, is withdrawn from the Committee on Government and re-referred to the Committee on Health and Human Services.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representatives Lewis and T. Moore, Chairs, for the Committee on Elections:

H.B. 589, A BILL TO BE ENTITLED AN ACT TO RESTORE CONFIDENCE IN GOVERNMENT BY ESTABLISHING THE VOTER INFORMATION VERIFICATION ACT TO PROMOTE THE ELECTORAL PROCESS THROUGH EDUCATION AND INCREASED REGISTRATION OF VOTERS AND BY REQUIRING VOTERS TO PROVIDE PHOTO IDENTIFICATION BEFORE VOTING TO PROTECT THE RIGHT OF EACH REGISTERED VOTER TO CAST A SECURE VOTE WITH REASONABLE SECURITY MEASURES THAT CONFIRM VOTER IDENTITY AS ACCURATELY AS POSSIBLE WITHOUT RESTRICTION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The serial referral to the Committee on Appropriations remains.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

The House stands adjourned.

April 17, 2013

FORTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES
Thursday, April 18, 2013

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Kelly Hastings.

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 17 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Cotham, Langdon, Lewis, McElraft, and Pierce for today. Representative Dixon is excused for a portion of the Session.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

H.B. 75, AN ACT TO INCREASE THE PENALTY FOR VARIOUS CRIMINAL OFFENSES OF FELONY CHILD ABUSE AND TO REQUIRE THAT THE OFFICIAL RECORD OF A DEFENDANT CONVICTED OF CHILD ABUSE OR OTHER ASSAULTS AGAINST A MINOR INDICATES THAT THE OFFENSE INVOLVED CHILD ABUSE.

CHAPTERED BILLS

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 224, AN ACT TO MAKE VARIOUS AMENDMENTS TO CHAPTER 160A OF THE GENERAL STATUTES WITH RESPECT TO THE CITY OF ASHEVILLE. (S.L. 2013-30)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

April 18, 2013

By Representative Hager, Chair, for the Committee on Public Utilities and Energy:

H.B. 484 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PERMITTING PROGRAM FOR THE SITING AND OPERATION OF WIND ENERGY FACILITIES, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1, and recommendation that Committee Substitute Bill No. 2 be re-referred to the Committee on Finance.

Committee Substitute Bill No. 2 is re-referred to the Committee on Finance. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Stevens, Chair, for Judiciary Subcommittee C, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 641, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE COURT HAS THE DISCRETION TO DETERMINE WHETHER TO DEFER PROSECUTION FOR A FIRST OFFENSE OF CERTAIN DRUG OFFENSES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 22.

H.B. 652, A BILL TO BE ENTITLED AN ACT TO ALLOW AN ILLEGITIMATE CHILD TO INHERIT FROM A PERSON WHO DIED PRIOR TO OR WITHIN ONE YEAR AFTER THE BIRTH OF THAT CHILD IF PATERNITY CAN BE ESTABLISHED BY DNA TESTING, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 22.

H.B. 597, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT OFFICIAL CREDENTIALS OF A BAIL BONDSMAN SHALL INCLUDE AN OFFICIAL SHIELD AND TO PROVIDE FOR THE DESIGN OF THE SHIELD, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 22. The original bill is placed on the Unfavorable Calendar.

April 18, 2013

S.B. 369 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY CERTAIN NAME CHANGE REQUIREMENTS AND AUTHORIZE A PARENT TO APPLY FOR A NAME CHANGE FOR A MINOR CHILD WITHOUT CONSENT OF THE OTHER PARENT IF THE OTHER PARENT HAS BEEN CONVICTED OF CERTAIN CRIMINAL OFFENSES AGAINST THE MINOR CHILD OR A SIBLING OF THE MINOR CHILD, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of April 22. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Blust, Chair, for Judiciary Subcommittee A, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 278, A BILL TO BE ENTITLED AN ACT ENCOURAGING PARTIES TO A DISPUTE INVOLVING CERTAIN MATTERS RELATED TO REAL ESTATE UNDER THE JURISDICTION OF A HOMEOWNERS ASSOCIATION TO INITIATE MEDIATION TO TRY TO RESOLVE THE DISPUTE PRIOR TO FILING A CIVIL ACTION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

H.B. 660, A BILL TO BE ENTITLED AN ACT TO ALLOW FUNERAL PROCESSIONS TO HAVE THE RIGHT-OF-WAY AT INTERSECTIONS REGARDLESS OF TRAFFIC CONTROL SIGNS OR SIGNALS; TO CLARIFY THE AMOUNT A PERSON MAY BE FINED FOR COMMITTING CERTAIN VIOLATIONS INVOLVING FUNERAL PROCESSIONS; AND TO PROVIDE IMMUNITY TO THE FUNERAL DIRECTOR OR FUNERAL ESTABLISHMENT FOR ANY DEATH, PERSONAL INJURY, OR PROPERTY DAMAGE CAUSED BY THE ACTION OR INACTION OF A PERSON OPERATING A VEHICLE IN A FUNERAL PROCESSION, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

April 18, 2013

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 22. The original bill is placed on the Unfavorable Calendar.

By Representative Collins, Chair, for the Committee on State Personnel:

H.B. 327, A BILL TO BE ENTITLED AN ACT TO MODERNIZE, UPDATE, AND CLARIFY THE STATUTES GOVERNING THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND BY ADDING A DEFINITION SECTION TO THE STATUTES, TO REPEAL ARCHAIC AND UNNECESSARY PROVISIONS, TO MAKE THE PROVISIONS GENDER NEUTRAL, TO ELIMINATE THE BOARD OF TRUSTEES WHILE TRANSFERRING ITS AUTHORITY TO THE BOARD OF TRUSTEES OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, TO ESTABLISH A FIREFIGHTERS' AND RESCUE SQUAD WORKERS' ADVISORY PANEL, TO ALLOW IN-SERVICE DISTRIBUTIONS TO PARTICIPANTS, TO PROHIBIT CERTAIN FELONS FROM PARTICIPATING IN THE FUND, AND TO ESTABLISH AN AGGRAVATING FACTOR FOR DEFENDANTS WHO COMMIT OFFENSES DIRECTLY RELATED TO THEIR SERVICE AS FIREFIGHTERS OR RESCUE SQUAD WORKERS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The serial referral to the Committee on Finance is stricken.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative T. Moore, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.R. 668, A HOUSE RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF DALLAS WHILE OBSERVING THE TOWN'S ONE HUNDRED FIFTIETH ANNIVERSARY, with recommendation that it be adopted.

Pursuant to Rule 36(b), the resolution is placed on the Calendar of April 23.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House submits the following resolution with a favorable report for introduction.

April 18, 2013

A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY ISSUES RELATING TO THE NORTH CAROLINA RESIDENTIAL CODE FOR ONE- AND TWO-FAMILY DWELLINGS OF THE NORTH CAROLINA BUILDING CODE.

Pursuant to Rule 31(a), the resolution is filed and assigned the number **H.J.R. 999**.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House submits the following bill with a favorable report for introduction.

A BILL TO BE ENTITLED AN ACT TO CREATE A PRESUMPTION THAT CERTAIN INFECTIOUS DISEASE, RESPIRATORY DISEASE, HYPERTENSION, HEART DISEASE, AND CERTAIN CANCERS ARE OCCUPATIONAL DISEASES FOR FIREFIGHTERS EMPLOYED BY UNITS OF LOCAL GOVERNMENT THAT ARE COVERED BY THE WORKERS' COMPENSATION ACT.

Pursuant to Rule 31(a), the bill is filed and assigned the number **H.B. 1000**.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House submits the following bill with a favorable report for introduction.

A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF STATESVILLE TO REPEAL THE CITY'S CIVIL SERVICE BOARD.

Pursuant to Rule 31(a), the bill is filed and assigned the number **H.B. 1001**.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House submits the following bill with a favorable report for introduction.

A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE CITY OF BELMONT MAY LEASE FROM THE DEPARTMENT OF TRANSPORTATION THE DEPARTMENT'S INTEREST IN A PORTION OF THE PIEDMONT AND NORTHERN RAIL CORRIDOR WITHIN THE LIMITS OF THE TOWN OF BELMONT.

Pursuant to Rule 31(a), the bill is filed and assigned the number **H.B. 1002**.

April 18, 2013

By Representatives Jordan and McGrady, Chairs, for Judiciary Subcommittee B, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 408, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISCHARGE OF A FIREARM OR BOW AND ARROW FROM THE RIGHT-OF-WAY IN BEAUFORT COUNTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 22.

H.B. 332, A BILL TO BE ENTITLED AN ACT MAKING CORRECTIONS AND OTHER AMENDMENTS TO THE NOTARY PUBLIC ACT AND MAKING OTHER CONFORMING CHANGES, AND PROVIDING FOR AN ALTERNATIVE PROCEDURE FOR SATISFACTION OF SECURITY INSTRUMENTS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 22. The original bill is placed on the Unfavorable Calendar.

H.B. 217, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PROBATION REVOCATION HEARINGS IN DISTRICT COURT WITH A RIGHT OF DIRECT APPEAL TO THE COURT OF APPEALS, TO ALLOW FOR AN UNRESTRICTED RESENTENCING HEARING UPON THE REVERSAL OF A SENTENCE ON APPELLATE REVIEW, TO AMEND THE PROCEDURE IN DRIVING WHILE IMPAIRED CASES, TO PROVIDE FOR THE TRANSFER OF JUVENILE DEFENDANTS TO SUPERIOR COURT WHEN CHARGED WITH A MAJOR CRIMINAL OFFENSE, AND TO REQUIRE THE COURTS COMMISSION TO STUDY THE COURT JURISDICTION AND JURY TRIAL PROCESS FOR MISDEMEANORS AND OTHER METHODS OF IMPROVING THE EFFICIENCY AND ADMINISTRATION OF THE JUSTICE SYSTEM, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representatives Howard, R. Brawley, Lewis, and Setzer, Chairs, for the Committee on Finance:

April 18, 2013

H.B. 589 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO RESTORE CONFIDENCE IN GOVERNMENT BY ESTABLISHING THE VOTER INFORMATION VERIFICATION ACT TO PROMOTE THE ELECTORAL PROCESS THROUGH EDUCATION AND INCREASED REGISTRATION OF VOTERS AND BY REQUIRING VOTERS TO PROVIDE PHOTO IDENTIFICATION BEFORE VOTING TO PROTECT THE RIGHT OF EACH REGISTERED VOTER TO CAST A SECURE VOTE WITH REASONABLE SECURITY MEASURES THAT CONFIRM VOTER IDENTITY AS ACCURATELY AS POSSIBLE WITHOUT RESTRICTION, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1, and recommendation that Committee Substitute Bill No. 2 be re-referred to the Committee on Appropriations.

Committee Substitute Bill No. 2 is re-referred to the Committee on Appropriations. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representatives Stone and Warren, Chairs, for the Committee on Government:

H.B. 238, A BILL TO BE ENTITLED AN ACT TO PROTECT THE FISCAL HEALTH OF NORTH CAROLINA'S WATER AND SEWER SYSTEMS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 22.

H.B. 636, A BILL TO BE ENTITLED AN ACT TO DIRECT THE NORTH CAROLINA GEOGRAPHIC INFORMATION COORDINATING COUNCIL TO RECOMMEND THAT NEGRO HEAD CREEK IN UNION COUNTY BE RENAMED SALEM CREEK, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 22.

H.B. 353, A BILL TO BE ENTITLED AN ACT AUTHORIZING GRANVILLE COUNTY TO APPROVE A LEASE FOR THE SITING AND OPERATION OF A RENEWABLE ENERGY FACILITY FOR A TERM OF UP TO TWENTY YEARS WITHOUT TREATING THE LEASE AS A SALE OF PROPERTY, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

April 18, 2013

H.B. 545, A BILL TO BE ENTITLED AN ACT TO MODIFY THE HENDERSON COUNTY OCCUPANCY TAX, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By Representative Hamilton:

H.B. 952, A BILL TO BE ENTITLED AN ACT TO DELAY THE EFFECT OF CHANGING THE DISTRIBUTION METHOD OF THE FIRST ONE-CENT LOCAL GOVERNMENT SALES AND USE TAX, is referred to the Committee on Government and, if favorable, to the Committee on Finance.

By Representatives Jordan, Moffitt, McGrady, and Collins (Primary Sponsors); Fisher, Fulghum, Gill, Hamilton, Harrison, Holley, Insko, Jackson, Jones, Ramsey, D. Ross, Samuelson, Setzer, Shepard, Starnes, and Wray:

H.B. 953, A BILL TO BE ENTITLED AN ACT TO MAKE THE CONSERVATION TAX CREDIT TRANSFERRABLE, is referred to the Committee on Finance.

By Representatives Moffitt, Murry, Wray, and Howard (Primary Sponsors); and Faircloth:

H.B. 954, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEES CHARGED FOR CERTAIN HUNTING AND FISHING LICENSES ISSUED BY THE WILDLIFE RESOURCES COMMISSION AND TO REPEAL THE RESIDENT COUNTY HUNTING LICENSE, THE RESIDENT COUNTY TRAPPING LICENSE, AND THE RESIDENT COUNTY INLAND FISHING LICENSE, is referred to the Committee on Agriculture and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representatives Gill, Richardson, McManus, and Carney (Primary Sponsors); Floyd, G. Graham, Harrison, Holley, Luebke, and Mobley:

H.B. 955, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FISCAL ACCOUNTABILITY OF SCHOOL BOARDS BY AUTHORIZING LOCAL SCHOOL BOARDS TO RAISE REVENUE FOR THE SUPPORT

OF PUBLIC EDUCATION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative R. Moore:

H.B. 956, A BILL TO BE ENTITLED AN ACT TO REGULATE THE OWNERSHIP OF AGGRESSIVE DOG BREEDS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Holley, Starnes, R. Moore, and Setzer (Primary Sponsors); Brody, Carney, Cunningham, Earle, Elmore, Farmer-Butterfield, Floyd, Foushee, Fulghum, Gill, C. Graham, G. Graham, L. Hall, Hanes, Harrison, Insko, Lucas, McManus, Mobley, Richardson, D. Ross, Terry, and Whitmire:

H.B. 957, A BILL TO BE ENTITLED AN ACT TO PROVIDE TAX INCENTIVES TO ENCOURAGE THE DELIVERY AND AVAILABILITY OF NUTRIENT DENSE FOODS IN FOOD DESERT ZONES, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Finance.

By Representatives McNeill, Faircloth, Stam, and Glazier (Primary Sponsors); Brisson, Burr, Dobson, Floyd, Hurley, Lucas, Pittman, Shepard, Speciale, Steinburg, Szoka, Tine, Warren, Whitmire, and Wilkins:

H.B. 958, A BILL TO BE ENTITLED AN ACT TO RESTORE DISTRICT ATTORNEYS' OFFICES, CLERKS OF COURT'S OFFICES, AND THE HIGHWAY PATROL TO FULL STAFFING LEVELS AND PROVIDE NECESSARY TRAINING AND OFFICER SAFETY TO JUSTICE AND LAW ENFORCEMENT OFFICERS THROUGH THE ESTABLISHMENT OF A COMPLIANCE DISMISSAL FEE, is referred to the Committee on Judiciary and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representatives Malone, Lewis, Starnes, and Collins (Primary Sponsors); Glazier, Goodman, and Pittman:

H.B. 959, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT MILL MACHINERY IS TO BE TAXED ACCORDING TO THE PREPONDERANCE OF THE USE OF THE MACHINERY, is referred to the Committee on Finance.

April 18, 2013

By Representatives Elmore, B. Brown, and Collins:

H.B. 960, A BILL TO BE ENTITLED AN ACT TO MAKE THE K-12 EDUCATIONAL SYSTEM MORE FLEXIBLE, ADAPTABLE, AND ACCOUNTABLE IN ORDER TO FOSTER INNOVATION, CREATIVITY, AND WORKFORCE DEVELOPMENT FOR A CHANGING ECONOMY, is referred to the Committee on Education.

By Representatives Alexander and R. Moore (Primary Sponsors):

H.B. 961, A BILL TO BE ENTITLED AN ACT TO MODERNIZE AND SIMPLIFY THE TAX CODE OF NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Finance.

By Representative Hamilton:

H.B. 962, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE MUNICIPALITIES TO LEVY AN ADDITIONAL ONE-HALF PERCENT SALES AND USE TAX, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Finance.

By Representatives Luebke, Holley, Harrison, and Foushee (Primary Sponsors); Fisher, Floyd, Insko, and Mobley:

H.B. 963, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF COMMERCE TO VERIFY WHETHER THE CHIEF EXECUTIVE OFFICER OR CHIEF FINANCIAL OFFICER OF AN APPLICANT FOR OR RECIPIENT OF A JOB DEVELOPMENT INVESTMENT GRANT (JDIG) IS A FLEEING FELON OR A PROBATION OR PAROLE VIOLATOR, TO DIRECT INTERAGENCY COOPERATION AND INFORMATION SHARING IN ORDER TO VERIFY THE ELIGIBILITY STATUS OF AN APPLICANT OR RECIPIENT, AND TO DENY JDIG GRANTS TO AN APPLICANT EITHER OF WHOSE CHIEF EXECUTIVE OFFICER OR CHIEF FINANCIAL OFFICER IS A FLEEING FELON OR A PROBATION OR PAROLE VIOLATOR, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Dollar:

H.B. 964, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, is referred to the Committee on Appropriations.

April 18, 2013

By Representatives Lucas, Johnson, Whitmire, and Fisher (Primary Sponsors); L. Bell, Floyd, Glazier, G. Graham, Hanes, Harrison, and Mobley:

H.B. 965, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEES FOR TEACHER LICENSURE; TO PROVIDE THE STATE BOARD OF EDUCATION WITH THE AUTHORITY TO RAISE THE FEES; AND TO MAKE ADMINISTRATIVE CHANGES TO LICENSURE, is referred to the Committee on Education and, if favorable, to the Committee on Finance.

By Representatives Blust, Setzer, Murry, and Bryan (Primary Sponsors); Blackwell, Brody, B. Brown, Collins, Floyd, Fulghum, Jackson, Jones, Jordan, Malone, Pittman, Starnes, Turner, and Whitmire:

H.B. 966, A BILL TO BE ENTITLED AN ACT TO CAP THE FUEL TAX RATE AT THE CURRENT CAPPED LEVEL FOR FISCAL YEAR 2014 AND AT THE RATE OF THIRTY-SIX AND ONE-HALF CENTS PER GALLON FOR FISCAL YEAR 2015, is referred to the Committee on Transportation and, if favorable, to the Committee on Commerce and Job Development and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representative Johnson:

H.B. 967, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, is referred to the Committee on Appropriations.

By Representatives Blackwell, Holloway, Johnson, and Martin (Primary Sponsors); B. Brown, C. Graham, Mobley, Pittman, and Whitmire:

H.B. 968, A BILL TO BE ENTITLED AN ACT TO INCREASE SUCCESSFUL PARTICIPATION IN CAREER AND TECHNICAL EDUCATION COURSEWORK LEADING TO INDUSTRY CERTIFICATIONS AND CREDENTIALS TO ENHANCE THE EMPLOYABILITY OF HIGH SCHOOL STUDENTS BY IMPLEMENTING A BONUS PROGRAM AVAILABLE TO LOCAL SCHOOL ADMINISTRATIVE UNITS, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Blackwell, Holloway, Johnson, and Martin (Primary Sponsors); Brandon, Bryan, Carney, Dobson, Fisher, C. Graham, Hager, Hamilton, Hanes, Jackson, Mobley, Ramsey, Saine, and Terry:

H.B. 969, A BILL TO BE ENTITLED AN ACT TO BROADEN SUCCESSFUL PARTICIPATION BY STUDENTS IN ADVANCED COURSES TO HELP ELIMINATE ACHIEVEMENT AND ACCESS GAPS AND TO CREATE PERFORMANCE INCENTIVES FOR SCHOOLS AND TEACHERS FOR STUDENT EXCELLENCE IN ADVANCED COURSES, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Earle, Alexander, Carney, Fisher, Floyd, Glazier, C. Graham, G. Graham, Harrison, Holley, Insko, Lucas, Luebke, McManus, Mobley, R. Moore, Pierce, Ramsey, D. Ross, Terry, Tolson, and Wray:

H.B. 970, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA FOOD BANKS, is referred to the Committee on Appropriations.

By Representatives Avila, Samuelson, Burr, and Stam (Primary Sponsors); Adams, Blackwell, B. Brown, Bryan, Collins, Dixon, Jordan, Martin, Ramsey, Shepard, and Whitmire:

H.B. 971, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE FAMILY FOR EVERY CHILD FOSTER CARE INITIATIVE TO IMPROVE PERMANENCY OUTCOMES FOR CHILDREN LIVING IN FOSTER CARE, is referred to the Committee on Health and Human Services and, if favorable, to the Committee on Appropriations.

By Representative Ramsey:

H.B. 972, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE PROPERTY TAX BENEFIT FOR QUALIFIED RETIREMENT FACILITIES, is referred to the Committee on Finance.

By Representatives Martin, Burr, Avila, and Hollo (Primary Sponsors); Bryan, Jones, S. Ross, and Steinburg:

H.B. 973, A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, TO DEVELOP A TWO-TIERED SYSTEM OF PAYMENT FOR LOCAL INPATIENT PSYCHIATRIC BEDS OR BED DAYS BASED ON ACUITY LEVEL; REQUIRING THE DEPARTMENT TO ESTABLISH AND ANNUALLY REPORT ON PERFORMANCE

MEASURES FOR THIS TWO-TIERED SYSTEM OF PAYMENT; AND APPROPRIATING FUNDS TO THE DEPARTMENT TO IMPLEMENT THIS TWO-TIERED SYSTEM OF PAYMENT, is referred to the Committee on Health and Human Services and, if favorable, to the Committee on Appropriations.

By Representatives Dollar, Johnson, Holloway, and Burr (Primary Sponsors); and R. Brawley:

H.B. 974, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, is referred to the Committee on Appropriations.

By Representatives Lucas, Cleveland, Glazier, and Szoka (Primary Sponsors); Floyd, Hanes, Mobley, Shepard, and Steinburg:

H.B. 975, A BILL TO BE ENTITLED AN ACT TO MODIFY THE LOW WEALTH COUNTIES SUPPLEMENTAL FUNDING FORMULA, is referred to the Committee on Appropriations.

By Representatives Luebke, Harrison, Insko, and Adams (Primary Sponsors); L. Bell, Fisher, Floyd, L. Hall, Mobley, and Terry:

H.B. 976, A BILL TO BE ENTITLED AN ACT TO REPEAL THE "STAND YOUR GROUND LAWS" AND CODIFY THE COMMON LAW REGARDING THE USE OF FORCE AGAINST AN INTRUDER; TO REPEAL THE LAW ALLOWING RECIPROCITY FOR CONCEALED HANDGUN PERMITS; TO STRENGTHEN THE LAW REGARDING SAFE STORAGE OF FIREARMS BY REQUIRING A PERSON WHO POSSESSES A FIREARM AND LIVES WITH EITHER A MINOR OR ANOTHER PERSON WHO CAN NOT LEGALLY OWN A FIREARM TO SAFELY STORE THE FIREARM IN A STORAGE DEPOSITORY OR USE A SAFETY LOCK FOR THE FIREARM WHEN NOT IN POSSESSION OR IMMEDIATE CONTROL OF THE FIREARM; TO REQUIRE THE REPORTING OF LOST AND STOLEN GUNS; TO REQUIRE THE SHERIFF TO REPORT THE DENIAL, REVOCATION, OR FAILURE TO RENEW A CONCEALED HANDGUN PERMIT OR THE DENIAL OF A PISTOL PERMIT TO THE NATIONAL INSTANT CRIMINAL BACKGROUND CHECK SYSTEM; TO REQUIRE UNIVERSAL BACKGROUND CHECKS FOR THE PRIVATE TRANSFER OF FIREARMS IN NORTH CAROLINA; TO PROVIDE THAT A FEE MAY BE CHARGED BY THE SBI FOR CRIMINAL BACKGROUND CHECKS

AND TO ESTABLISH A FUND TO HELP PAY THE COSTS OF CONDUCTING BACKGROUND CHECKS; TO REQUIRE ANY PERSON WHO OWNS A FIREARM TO CARRY FIREARM LIABILITY INSURANCE; TO LIMIT THE SIZE OF AMMUNITION MAGAZINES; AND TO DIRECT THE STATE TREASURER TO DIVEST THE PENSION FUND OF GUN STOCKS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives C. Graham and G. Graham (Primary Sponsors); Floyd, Hanes, and Pierce:

H.B. 977, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO REINVEST FUNDS SAVED FROM JUSTICE REINVESTMENT IN ROBESON AND LENOIR COUNTIES AS A MODEL PROGRAM FOR THE STATE, is referred to the Committee on Appropriations.

By Representatives Jordan, Horn, and Blackwell (Primary Sponsors); Collins, Jones, and Steinburg:

H.B. 978, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE NORTH CAROLINA SCHOOL OF SCIENCE AND MATHEMATICS MAY CHARGE NONRESIDENTS FEES FOR EDUCATION SERVICES AND MAY ALSO CHARGE ANYONE PARTICIPATING IN EXTRACURRICULAR ENRICHMENT PROGRAMS SPONSORED BY THE SCHOOL, is referred to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representatives Torbett and Shepard (Primary Sponsors); Ford, R. Moore, Ramsey, and Wray:

H.B. 979, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF TRANSPORTATION TO SUPPORT AND ENHANCE ECONOMIC DEVELOPMENT THAT IS INTEGRAL TO THE STATE'S TRANSPORTATION NEEDS, is referred to the Committee on Appropriations.

By Representative Burr:

H.B. 980, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, is referred to the Committee on Appropriations.

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By Representatives Burr, Howard, McNeill, and Carney (Primary Sponsors); Alexander, Avila, Boles, Cunningham, Ford, Fulghum, Holley, Jones, Martin, and Ramsey:

H.B. 981, A BILL TO BE ENTITLED AN ACT REQUIRING THE COMMISSION FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES TO DESIGNATE AN ADDITIONAL REGION TO MEET THE NEEDS OF INDIVIDUALS RESIDING IN SOUTH CENTRAL NORTH CAROLINA WHO HAVE BEEN DIAGNOSED WITH MENTAL ILLNESS, INTELLECTUAL OR DEVELOPMENTAL DISABILITY, OR SUBSTANCE ABUSE DISORDER; AND APPROPRIATING FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR THE CONSTRUCTION OF A NEW STATE PSYCHIATRIC HOSPITAL IN THIS NEWLY DESIGNATED SOUTH CENTRAL REGION, is referred to the Committee on Appropriations.

By Representatives Burr and Avila (Primary Sponsors):

H.B. 982, A BILL TO BE ENTITLED AN ACT TO MODIFY THE MEDICAID SUBROGATION STATUTE IN RESPONSE TO THE UNITED STATES SUPREME COURT DECISION IN WOS V. E.M.A., is referred to the Committee on Health and Human Services.

By Representatives Murry, Wray, Moffitt, and J. Bell (Primary Sponsors); B. Brown, Carney, Fulghum, Jackson, Lucas, Samuelson, and Tolson:

H.B. 983, A BILL TO BE ENTITLED AN ACT TO DESIGNATE RED DRUM, SPOTTED SEA TROUT, AND STRIPED BASS AS COASTAL GAME FISH; TO COMPENSATE COMMERCIAL FISHERMEN FOR CERTAIN LOSSES DUE TO COASTAL GAME FISH DESIGNATIONS; TO INCREASE COASTAL RECREATIONAL FISHING LICENSE FEES; TO APPROPRIATE FUNDS TO SUPPORT THE MARINE FISHERIES OBSERVER PROGRAM; AND TO PROVIDE FUNDING FOR THE DREDGING OF SHALLOW DRAFT NAVIGATION CHANNELS, is referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representatives Blust, R. Brown, Burr, and Johnson (Primary Sponsors):

H.B. 984, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE IMPLEMENTATION OF ZERO-BASED BUDGETING FOR THE STATE BUDGET BY THE 2019-2021 FISCAL BIENNIUM, is referred to Judiciary Subcommittee A and, if favorable, to the Committee on Appropriations.

By Representatives Blust and Hardister (Primary Sponsors); Collins, Fulghum, and Malone:

H.B. 985, A BILL TO BE ENTITLED AN ACT TO REDUCE THE INDIVIDUAL AND CORPORATE INCOME TAX RATES TO BE COMPETITIVE WITH OUR NEIGHBORING STATES, TO REPLACE THE FRANCHISE TAX WITH A LOWER BUSINESS PRIVILEGE LICENSE TAX THAT APPLIES TO ALL LIMITED LIABILITY COMPANIES, TO REDUCE THE STATE SALES TAX RATE, AND TO CREATE A MORE STABLE GENERAL FUND REVENUE TAX BASE BY BROADENING THE INCOME AND SALES TAX BASES, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Commerce and Job Development and, if favorable, to the Committee of Finance and, if favorable, to the Committee on Appropriations.

By Representatives Riddell, Arp, Foushee, and McManus (Primary Sponsors); Carney, Collins, Cunningham, Floyd, G. Graham, L. Hall, Hanes, Harrison, Holley, Insko, Jones, Martin, Ramsey, Shepard, and Whitmire:

H.B. 986, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT STATE FUNDS ALLOTTED TO LOCAL SCHOOL ADMINISTRATIVE UNITS DO NOT REVERT AT THE END OF EACH FISCAL YEAR, is referred to the Committee on Appropriations.

By Representatives Riddell and Saine (Primary Sponsors); and Jones:

H.B. 987, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SCHOOL PERSONNEL MAY CARRY STUN GUNS ON EDUCATIONAL PROPERTY IN ACCORDANCE WITH POLICIES ADOPTED BY THE LOCAL BOARD OF EDUCATION AND TO APPROPRIATE FUNDS FOR STUN GUNS FOR SCHOOL PERSONNEL, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Education.

By Representatives L. Hall, Adams, Fisher, Glazier, Insko, Lucas, Luebke, Pierce, and Wray:

H.B. 988, A BILL TO BE ENTITLED AN ACT ESTABLISHING A RESERVE FUND FOR THE BENEFIT OF NORTH CAROLINA WORKERS INJURED ON THE JOB ELIGIBLE FOR WORKERS' COMPENSATION BENEFITS BUT DENIED THEM THROUGH MISCLASSIFICATION OF EMPLOYMENT STATUS OR FAILURE OF THE EMPLOYER TO MAINTAIN SUCH COVERAGE WHEN REQUIRED, is referred to the Committee on Finance.

By Representative Holloway:

H.B. 989, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, is referred to the Committee on Appropriations.

By Representatives Blackwell, Moffitt, Queen, and Hager (Primary Sponsors); Dobson, Fisher, Lucas, and Ramsey:

H.B. 990, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE WESTERN REGIONAL LEADERSHIP ACADEMY, is referred to the Committee on Appropriations.

By Representatives Queen, Tine, Johnson, and Horn (Primary Sponsors); Carney, Fisher, Floyd, Gill, Glazier, Goodman, L. Hall, Hanes, Harrison, Holley, Insko, Lucas, Luebke, McManus, Mobley, and Wray:

H.B. 991, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO RESTORE FUNDING TO THE NORTH CAROLINA CENTER FOR THE ADVANCEMENT OF TEACHING AND TO SUPPORT THE DISTINGUISHED LEADERSHIP IN PRACTICE AND FUTURE-READY PRINCIPAL AND ASSISTANT PRINCIPAL PROGRAMS, is referred to the Committee on Appropriations.

By Representatives Murry, Horn, Whitmire, and Glazier (Primary Sponsors); Fisher, Fulghum, Harrison, Lucas, Malone, Mobley, and Wray:

H.B. 992, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM TO IMPROVE PUBLIC SAFETY BY AUTHORIZING THE USE OF ELECTRONIC SPEED-MEASURING SYSTEMS BY THE DEPARTMENT OF TRANSPORTATION TO DETECT SPEED LIMIT VIOLATIONS IN HIGHWAY WORK AND SCHOOL ZONES, TO ESTABLISH STANDARDS FOR THE APPROVAL, USE, AND CALIBRATION OF ELECTRONIC SPEED-MEASURING SYSTEMS, TO ESTABLISH A CIVIL PENALTY FOR SPEED VIOLATIONS IN WORK

AND SCHOOL ZONES THAT ARE DETECTED BY THOSE SYSTEMS, TO CREATE A NEW SPECIAL FUND WITHIN THE STATE CIVIL PENALTY AND FORFEITURE FUND, TO PROVIDE FOR THE PAYMENT OF THE PENALTIES INTO THE DESIGNATED SPECIAL FUND, AND TO DECREASE THE AMOUNT OF HIGHWAY FUNDS TRANSFERRED TO THE DEPARTMENT OF PUBLIC INSTRUCTION FOR DRIVERS EDUCATION, is referred to Judiciary Subcommittee A and, if favorable, to the Committee on Transportation and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representatives Bryan, Arp, and Earle (Primary Sponsors); Fisher, Floyd, Fulghum, Glazier, Harrison, Insko, Jordan, Lucas, Mobley, and Wray:

H.B. 993, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF PUBLIC HEALTH, TO PROVIDE STATEWIDE POISON CONTROL SERVICES THROUGH THE CAROLINAS POISON CENTER, is referred to the Committee on Appropriations.

By Representatives Luebke, Catlin, Millis, and Stam (Primary Sponsors); Blackwell, B. Brown, Collins, Floyd, Fulghum, Harrison, Insko, Jackson, Jones, and Jordan:

H.B. 994, A BILL TO BE ENTITLED AN ACT TO MAKE THE FILM PRODUCTION CREDIT NONREFUNDABLE, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Commerce and Job Development and, if favorable, to the Committee on Finance.

By Representatives Collins and Fisher (Primary Sponsors); Brody, Carney, Harrison, Insko, and Mobley:

H.B. 995, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA NATUROPATHIC DOCTORS LICENSURE ACT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Hanes, Horn, Johnson, and Holloway (Primary Sponsors); Cunningham, Fisher, Floyd, G. Graham, Harrison, Lucas, R. Moore, Ramsey, Terry, and Wray:

H.B. 996, A BILL TO BE ENTITLED AN ACT TO PROVIDE COMMUNITY COLLEGE SCHOLARSHIPS FOR VETERANS AND NEEDY STUDENTS, is referred to the Committee on Appropriations.

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By Representatives Hanes, Ramsey, Lambeth, and McManus (Primary Sponsors); Alexander, Carney, Fisher, Floyd, G. Graham, Hamilton, Harrison, Holley, Insko, Lucas, Mobley, and R. Moore:

H.B. 997, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SCHOLARSHIP LOAN PROGRAM FOR PROSPECTIVE STEM AND SPECIAL EDUCATION TEACHERS, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Lewis, Setzer, Moffitt, and Szoka (Primary Sponsors):

H.B. 998, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE READABILITY OF ADJUSTMENTS TO FEDERAL TAXABLE INCOME WHEN THE STATE DECOUPLES FROM FEDERAL ACCELERATED DEPRECIATION AND EXPENSING, is referred to the Committee on Finance.

SPECIAL MESSAGE FROM THE SENATE

2013 GENERAL ASSEMBLY
FIRST SESSION 2013

Senate Chamber
April 18, 2013

Mr. Speaker:

Pursuant to the message from the Senate on April 16, 2013, informing the House of Representatives that the Senate fails to concur in the House Committee Substitute to **S.B. 117** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CODIFY THE COMMON LAW THAT IT IS MURDER WHERE A CHILD WHO IS BORN ALIVE DIES AS THE RESULT OF INJURIES INFLICTED PRIOR TO THE CHILD'S BIRTH, AND TO PROVIDE THAT THE ACT SHALL BE ENTITLED "LILY'S LAW," it is ordered that a message be sent your Honorable Body with the information that the Senate requests conferees. The President *Pro Tempore* appoints:

Senator Gunn, Chair
Senator Daniel
Senator Newton

April 18, 2013

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sarah Lang
Principal Clerk

MESSAGES FROM THE SENATE

The following are received from the Senate:

H.B. 222 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW BUNCOMBE COUNTY TO USE THE DESIGN-BUILD METHOD OF CONSTRUCTION, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of April 22.

S.B. 222 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE NORTH CAROLINA CONTROLLED SUBSTANCES REPORTING SYSTEM ACT, AS RECOMMENDED BY THE CHILD FATALITY TASK FORCE, is read the first time and referred to Judiciary Subcommittee B and, if favorable, to the Committee on Health and Human Services.

CALENDAR

Action is taken on the following:

H.B. 409 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF SHELBY, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cunningham, Daughtry, Davis, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Johnson, Jones, Jordan,

Lambeth, Lucas, Luebke, Malone, Martin, McGrady, McManus, McNeill, Michaux, Millis, Mobley, Moffitt, R. Moore, T. Moore, Murry, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 113.

Voting in the negative: None.

Excused absences: Representatives Cotham, Langdon, Lewis, McElraft, and Pierce - 5.

H.B. 242 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, ADMINISTRATIVE, AND CLARIFYING CHANGES TO THE SALES TAX REFUND FOR VOLUNTEER FIRE DEPARTMENTS AND VOLUNTEER EMERGENCY MEDICAL SERVICES SQUADS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cunningham, Daughtry, Davis, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Lucas, Luebke, Malone, Martin, McGrady, McManus, McNeill, Michaux, Millis, Mobley, Moffitt, R. Moore, T. Moore, Murry, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 112.

Voting in the negative: None.

Excused absences: Representatives Cotham, Dixon, Langdon, Lewis, McElraft, and Pierce - 6.

H.B. 318, A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM SEISMIC UPGRADE REQUIREMENTS A TEMPORARY OCCUPANCY BY AN EMERGENCY OPERATIONS CENTER TO ALLOW SIMILAR

UPGRADES TO BE PERFORMED ON THE BUILDING PERMANENTLY HOUSING THE CENTER, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 517, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING WITH ARTIFICIAL LIGHT IN ROCKINGHAM COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 203 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE HOMEOWNER AND HOMEBUYER PROTECTION ACT.

Representative Stam offers Amendment No. 1 which is adopted by electronic vote (113-0).

The bill, as amended, passes its third reading, by electronic vote (112-1), and is ordered engrossed and sent to the Senate.

H.B. 135 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE ADJUSTMENTS TO THE FEE SCHEDULE FOR PERMITS FOR SANITARY LANDFILLS AND TRANSFER STATIONS TO REFLECT EXTENSION OF THE DURATION OF THESE PERMITS AS DIRECTED BY S.L. 2012-187, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 176, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CORVIAN COMMUNITY SCHOOL, AN EXISTING CHARTER SCHOOL, TO ELECT TO PARTICIPATE IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, passes its second reading, by electronic vote (112-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

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H.B. 248 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE DISCLOSURE ON THE BALLOT THAT AUTHORIZATION OF INDEBTEDNESS INCLUDES INTEREST AND THAT TAXES MAY BE LEVIED TO REPAY THE INDEBTEDNESS, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

CONFEREES APPOINTED

The Speaker appoints the following conferees on **S.B. 117** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CODIFY THE COMMON LAW THAT IT IS MURDER WHERE A CHILD WHO IS BORN ALIVE DIES AS THE RESULT OF INJURIES INFLICTED PRIOR TO THE CHILD'S BIRTH, AND TO PROVIDE THAT THE ACT SHALL BE ENTITLED "LILY'S LAW": Representative S. Ross, Chair; Representatives Murry, Fulghum, and Baskerville.

The Senate is so notified by Special Message.

CALENDAR (continued)

H.B. 449 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT A VENDOR IS QUALIFIED FOR PURPOSES OF ANY STATE FURNITURE REQUIREMENTS CONTRACT IF THE VENDOR'S PRODUCTS ARE INCLUDED ON A UNITED STATES GENERAL SERVICES ADMINISTRATION (GSA) FURNITURE SCHEDULE, THE VENDOR IS A FEDERALLY QUALIFIED VENDOR FOR THE GSA FURNITURE SCHEDULE, AND THE VENDOR OFFERS PRODUCTS ON THE SAME PRICING AND SPECIFICATIONS AS THE GSA FURNITURE SCHEDULE, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 584 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE GOVERNOR TO TEMPORARILY SUSPEND ROUTINE WEIGHT INSPECTIONS OF TRUCKS PRIOR TO SEVERE WEATHER EVENTS, passes its second reading, by electronic vote (111-3), and there being no objection is read a third time.

Representative Insko requests and is granted leave of the House to change her vote from "aye" to "no". The adjusted vote total is (110-4).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 587 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT STUDENTS ENROLLED IN THE OCCUPATIONAL COURSE OF STUDY AND THE EXTENDED COURSE OF STUDY FROM THE ACT AND ACT PRECURSOR TESTING REQUIREMENTS.

Representative Whitmire offers Amendment No. 1 which is adopted by electronic vote (113-1).

The bill, as amended, passes its second reading, by electronic vote (113-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 588 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE INDIVIDUALIZED EDUCATION PROGRAM FORMS MORE EFFICIENT AND REDUCE THE FREQUENCY OF CERTAIN EDUCATION REPORTS, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative Samuelson, Chair, for the Committee on Banking:

H.B. 474, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE REDEPOSIT OF STATE AND LOCAL GOVERNMENT FUNDS INTO INSURED DEMAND, MONEY MARKET, AND NEGOTIABLE ORDER OF WITHDRAWAL DEPOSIT ACCOUNTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 22.

H.B. 515, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING CREDIT UNIONS, with a favorable report and recommendation that the bill be re-referred to Judiciary Subcommittee A.

The bill is re-referred to Judiciary Subcommittee A.

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CALENDAR (continued)

H.B. 719 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE EDUCATION IMPROVEMENT ACT OF 2013.

Representative Holloway offers Amendment No. 1 which is adopted by electronic vote (113-1).

The bill, as amended, passes its second reading, by electronic vote (113-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

WITHDRAWAL OF BILL FROM COMMITTEE

On motion of Representative T. Moore and without objection, **H.B. 315** (Committee Substitute), A BILL TO BE ENTITLED AND ACT TO REQUIRE THAT DEGRADABLE PLASTIC PRODUCTS BE CLEARLY LABELED TO PREVENT CONTAMINATION OF RECYCLED PLASTIC FEEDSTOCKS, is withdrawn from the Committee on Environment and pursuant to Rule 36(b), is placed on the Calendar of April 22.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative West, Chair, for the Committee on Environment:

H.B. 707, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO PURSUE VARIOUS STRATEGIES TO ENSURE THAT THE STATE'S SHALLOW DRAFT NAVIGATION CHANNELS ARE SAFE AND NAVIGABLE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 22.

H.B. 706, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DISPOSAL OF ON-SITE DEMOLITION DEBRIS FROM THE DECOMMISSIONING OF MANUFACTURING BUILDINGS, INCLUDING ELECTRIC GENERATING STATIONS, IS EXEMPT FROM THE LANDFILL PERMITTING REQUIREMENTS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 22. The original bill is placed on the Unfavorable Calendar.

H.B. 279, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO TRANSFER CERTAIN ENVIRONMENTAL PERMITS ASSOCIATED WITH PROPERTY DEVELOPMENT WHEN THE ORIGINAL PROPERTY OWNER IS UNWILLING OR UNABLE TO AGREE TO THE PERMIT TRANSFER, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Regulatory Reform.

The committee substitute bill is re-referred to the Committee on Regulatory Reform. The original bill is placed on the Unfavorable Calendar.

Representative T. Moore moves, seconded by Representative R. Brawley, that the House adjourn, subject to the receipt of Messages from the Senate and the referral of bills to committees, to reconvene Monday, April 22, 2013 at 7:00 p.m.

The motion carries.

RE-REFERRALS

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 833**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR MEASURABILITY ASSESSMENTS OF STATE PROGRAMS, is withdrawn from the Committee on Regulatory Reform and re-referred to the Appropriations Subcommittee on Information Technology.

On motion of Representative T. Moore, pursuant to Rule 39.2 and without objection, **H.B. 859**, A BILL TO BE ENTITLED AN ACT TO REPEAL STATE AGENCY EXEMPTIONS RELATING TO STATE INFORMATION TECHNOLOGY GOVERNANCE, SECURITY, AND PROCUREMENT, is withdrawn from the Committee on Government and re-referred to the Appropriations Subcommittee on Information Technology.

The House stands adjourned at 2:15 p.m.

April 18, 2013

FORTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES
Monday, April 22, 2013

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by Representative Mark Hollo:

"Heavenly Father,

"Our State Constitution acknowledges that we are dependent upon You for every blessing, and we gathered here this day, also recognize Your presence and our dependence upon You.

"We acknowledge also the presence of evil and darkness in the world, but we hold firmly to Your Promise that You are always with us.

"We pray for comfort and healing for those affected by the bombings in Boston and the explosion in West, Texas, and all others who need Your healing touch.

"We ask for Your guidance for leaders of our Country and State. We pray for Barack, Joe, Pat, Dan, Phil, and Thom. Bless them and us with strength of body, a thoughtful mind, and a servant's heart. Bless our families while we are apart and watch over them. Make our time here productive and our homecomings joyful.

"And all God's people say, Amen."

(Written by the adult Sunday School class of
Friendship Lutheran Church, Alexander County)

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 18 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives R. Brown and Carney for today. Representatives Baskerville and Murry are excused for a portion of the Session.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Stone and Warren, Chairs, for the Committee on Government:

H.B. 427, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF MIDDLESEX TO EXTEND THE TERM OF OFFICE OF THE MAYOR FROM TWO TO FOUR YEARS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 23. The original bill is placed on the Unfavorable Calendar.

H.B. 441, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MEMBERSHIP OF THE BOARD OF DRAINAGE COMMISSIONERS OF ROBESON COUNTY DRAINAGE DISTRICT NUMBER ONE FROM THREE PERSONS TO FOUR PERSONS AND TO ALLOW TWO OF THEM TO SERVE EACH WATERSHED WITHIN THE DISTRICT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 23. The original bill is placed on the Unfavorable Calendar.

H.B. 538, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF APEX TO CONTINUE COMMUNICATIONS WITH RESIDENTS AND OTHERS ON OTHER MATTERS PENDING A DECISION OF THE BOARD OF ADJUSTMENTS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 23. The original bill is placed on the Unfavorable Calendar.

H.B. 548, A BILL TO BE ENTITLED AN ACT TO MODIFY THE MEANS OF PROVIDING ACCESS TO RULES OF THE DIVISION OF MARINE FISHERIES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

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Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 23. The original bill is placed on the Unfavorable Calendar.

H.B. 646, A BILL TO BE ENTITLED AN ACT TO PROHIBIT A COUNTY OR CITY FROM ADOPTING OR ENFORCING ANY ORDINANCE, RULE, REGULATION, OR RESOLUTION THAT REGULATES THE TRIMMING OR REMOVAL BY A CITY, TOWN, COUNTY, OR PUBLIC AIRPORT AUTHORITY OF TREES ON THE PROPERTY OF THE AIRPORT OWNED OR CONTROLLED BY THE CITY, TOWN, COUNTY, OR PUBLIC AIRPORT AUTHORITY, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 23. The original bill is placed on the Unfavorable Calendar.

H.B. 701, A BILL TO BE ENTITLED AN ACT PROVIDING THAT PUBLIC AGENCIES MAY PURCHASE INFORMATION TECHNOLOGY GOODS AND SERVICES THROUGH CONVENIENCE CONTRACTS APPROVED BY THE STATE CHIEF INFORMATION OFFICER, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 23. The original bill is placed on the Unfavorable Calendar.

H.B. 417, A BILL TO BE ENTITLED AN ACT TO MODIFY THE INTERNAL AUDITING STATUTES APPLICABLE TO LARGE STATE DEPARTMENTS AND THE UNIVERSITY SYSTEM, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on State Personnel.

The committee substitute bill is re-referred to the Committee on State Personnel. The original bill is placed on the Unfavorable Calendar.

H.B. 659, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ADDITIONAL ETHICS STANDARDS IN COUNTIES AND CITIES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

April 22, 2013

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

Representative Moffitt, Chair, for the Standing Committee on Regulatory Reform, refers the following bills to the Regulatory Reform Subcommittee on Business and Labor:

H.B. 676, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE DIETETICS/NUTRITION BOARD AND TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO SUBMIT A STATE PLAN AMENDMENT TO THE CENTERS FOR MEDICARE AND MEDICAID SERVICES TO REMOVE FROM THE MEDICAID STATE PLAN ANY STATE LICENSING REQUIREMENTS FOR DIETITIANS OR NUTRITIONISTS.

H.B. 783, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CONFORMING CHANGES TO THE LAWS GOVERNING PYROTECHNICS DISPLAYS.

H.B. 834, A BILL TO BE ENTITLED AN ACT AMENDING THE LOCKSMITH LICENSING ACT, EXPANDING THE AUTHORITY OF THE LOCKSMITH LICENSING BOARD TO REGULATE INSTITUTIONAL LOCKSMITHS, AND RAISING THE CEILING ON CERTAIN FEES.

S.B. 140 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE RECOGNITION, REPORTING, AND PROSECUTION OF THOSE WHO WOULD DEFRAUD OR FINANCIALLY EXPLOIT DISABLED OR OLDER ADULTS AND TO CONTINUE THE TASK FORCE ON FRAUD AGAINST OLDER ADULTS, AS RECOMMENDED BY THE TASK FORCE ON FRAUD AGAINST OLDER ADULTS.

Representative Moffitt, Chair, for the Standing Committee on Regulatory Reform, refers the following bills to the Regulatory Reform Subcommittee on Environmental:

H.B. 279 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO TRANSFER CERTAIN ENVIRONMENTAL PERMITS ASSOCIATED WITH PROPERTY DEVELOPMENT WHEN THE ORIGINAL PROPERTY OWNER IS UNWILLING OR UNABLE TO AGREE TO THE PERMIT TRANSFER.

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H.B. 688, A BILL TO BE ENTITLED AN ACT AMENDING THE CONTINUING EDUCATION REQUIREMENTS FOR CERTIFIED WELL CONTRACTORS.

H.B. 761, A BILL TO BE ENTITLED AN ACT EXEMPTING WELL CONTRACTORS FROM ELECTRICAL CONTRACTORS LICENSING REQUIREMENTS.

H.B. 892, A BILL TO BE ENTITLED AN ACT TO AMEND THE ADMINISTRATIVE PROCEDURE ACT TO ELIMINATE THE REQUIREMENT THAT AN AGENCY PREPARE A FISCAL NOTE WHEN REPEALING A RULE.

Representative Moffitt, Chair, for the Standing Committee on Regulatory Reform, refers the following bills to the Regulatory Reform Subcommittee on Local Government:

H.B. 677, A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE LOCAL GOVERNMENT REGULATORY REFORM ACT.

H.B. 774, A BILL TO BE ENTITLED AN ACT TO DIRECT THE BUILDING CODE COUNCIL TO ADOPT RULES EXEMPTING CERTAIN PRIMITIVE STRUCTURES FROM CERTAIN PROVISIONS OF THE BUILDING CODE.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Davis and without objection, **H.B. 641**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE COURT HAS THE DISCRETION TO DETERMINE WHETHER TO DEFER PROSECUTION FOR A FIRST OFFENSE OF CERTAIN DRUG OFFENSES, is withdrawn from the Calendar and placed on the Calendar of April 23.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By the Committee on Rules, Calendar, and Operations of the House; and Representatives Brody and Hamilton:

H.J.R. 999, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY ISSUES RELATING TO THE NORTH CAROLINA RESIDENTIAL CODE FOR ONE- AND

TWO-FAMILY DWELLINGS OF THE NORTH CAROLINA BUILDING CODE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By the Committee on Rules, Calendar, and Operations of the House; and Representatives Boles, Gill, and Richardson:

H.B. 1000, A BILL TO BE ENTITLED AN ACT TO CREATE A PRESUMPTION THAT CERTAIN INFECTIOUS DISEASE, RESPIRATORY DISEASE, HYPERTENSION, HEART DISEASE, AND CERTAIN CANCERS ARE OCCUPATIONAL DISEASES FOR FIREFIGHTERS EMPLOYED BY UNITS OF LOCAL GOVERNMENT THAT ARE COVERED BY THE WORKERS' COMPENSATION ACT, is referred to the Committee on State Personnel and, if favorable to the Committee on Insurance and, if favorable, to the Committee on Appropriations.

By the Committee on Rules, Calendar, and Operations of the House; and Representative Turner:

H.B. 1001, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF STATESVILLE TO REPEAL THE CITY'S CIVIL SERVICE BOARD, is referred to the Committee on Government.

By the Committee on Rules, Calendar, and Operations of the House; and Representative Torbett:

H.B. 1002, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE CITY OF BELMONT MAY LEASE FROM THE DEPARTMENT OF TRANSPORTATION THE DEPARTMENT'S INTEREST IN A PORTION OF THE PIEDMONT AND NORTHERN RAIL CORRIDOR WITHIN THE LIMITS OF THE TOWN OF BELMONT, is referred to the Committee on Transportation.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 239 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS REVISIONS TO THE NORTH CAROLINA BUSINESS CORPORATION ACT, is read the first time and referred to Judiciary Subcommittee A.

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S.B. 426, A BILL TO BE ENTITLED AN ACT TO CHANGE THE DEADLINE FOR AN AUDITEE'S RESPONSE TO A PERFORMANCE AUDIT, is read the first time and referred to the Regulatory Reform Subcommittee on Local Government.

S.B. 635, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT ONLY INCUMBENT PROVIDERS MAY CONSTRUCT A NEW ELECTRICITY TRANSMISSION LINE, is read the first time and referred to the Committee on Public Utilities and Energy.

S.B. 639, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF THE BOARD OF AGRICULTURE OVER PLANTS, is read the first time and referred to the Committee on Agriculture.

RE-REFERRALS

On motion of Representative T. Moore, the serial referral for **H.B. 233**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT UNREASONABLE PREMIUM RATE INCREASES FOR LONG-TERM CARE INSURANCE, to the Committee on Finance is stricken.

On motion of Representative T. Moore, the serial referral for **H.B. 391**, A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF RETIREMENT TO CLARIFY THAT SERVICE AS A VOLUNTEER GUARDIAN AD LITEM IN THE GUARDIAN AD LITEM PROGRAM IS NOT CONSIDERED SERVICE FOR THE PURPOSE OF THAT DEFINITION, to the Committee on Finance is stricken.

On motion of Representative T. Moore, the serial referral for **H.B. 428**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE PUNISHMENT FOR PASSING A STOPPED SCHOOL BUS IN VIOLATION OF G.S. 20-217 SHALL INCLUDE A FINE IN ALL CIRCUMSTANCES AND A REVOCATION OF THE PERSON'S DRIVERS LICENSE IN CERTAIN CIRCUMSTANCES, TO PROVIDE THAT THE DIVISION OF MOTOR VEHICLES SHALL WITHHOLD THE REGISTRATION RENEWAL OF A PERSON WHO FAILS TO PAY ANY FINE IMPOSED PURSUANT TO G.S. 20-217, AND TO ENCOURAGE LOCAL BOARDS OF EDUCATION TO USE THE PROCEEDS OF ANY FINES COLLECTED FOR VIOLATIONS OF G.S. 20-217 TO PURCHASE AUTOMATED CAMERA AND VIDEO RECORDING SYSTEMS TO INSTALL ON SCHOOL BUSES, to the Committee on Finance is stricken.

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On motion of Representative T. Moore, the serial referral for **H.B. 196**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR VACANCIES ON THE WINSTON-SALEM/FORSYTH COUNTY SCHOOL BOARD TO BE FILLED BY APPOINTMENT BY THE REMAINING MEMBERS OF THE BOARD, to the Committee on Government is stricken.

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 395**, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE DEPARTMENT OF CULTURAL RESOURCES FROM THE UMSTEAD ACT, WHICH PROHIBITS STATE GOVERNMENT FROM ENGAGING IN THE SALE OF GOODS IN COMPETITION WITH CITIZENS OF THE STATE, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Commerce and Job Development.

WITHDRAWAL OF BILLS FROM COMMITTEE

On motion of Representative T. Moore and without objection, **H.R. 690**, A HOUSE RESOLUTION HONORING THE ONE HUNDREDTH ANNIVERSARY OF TERRY SANFORD HIGH SCHOOL IN FAYETTEVILLE, NORTH CAROLINA, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and pursuant to Rule 36(b), is placed on the Calendar of April 23.

On motion of Representative T. Moore and without objection, **H.R. 210**, A HOUSE RESOLUTION HONORING ARTHEL LANE "DOC" WATSON, LEGENDARY SINGER AND MUSICIAN, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and pursuant to Rule 36(b), is placed on the Calendar of April 25.

On motion of Representative T. Moore and without objection, **H.J.R. 898**, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WALTER GREENE CHURCH, FORMER MEMBER OF THE GENERAL ASSEMBLY, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and pursuant to Rule 36(b), is placed on the Calendar of May 1.

On motion of Representative T. Moore and without objection, **H.B. 278** (Committee Substitute), A BILL TO BE ENTITLED AN ACT ENCOURAGING PARTIES TO A DISPUTE INVOLVING CERTAIN MATTERS RELATED TO REAL ESTATE UNDER THE JURISDICTION OF A HOMEOWNERS ASSOCIATION TO INITIATE MEDIATION TO

TRY TO RESOLVE THE DISPUTE PRIOR TO FILING A CIVIL ACTION, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and pursuant to Rule 36(b), is placed on the Calendar of April 23.

INTRODUCTION OF PAGES

Pages for the week of April 22 are introduced to the membership. They are: Patrick Archer of Wayne; Joseph Bost of Catawba; Michaela Burns of Wake; William Byers of Moore; Caroline Clucas of Wayne; Alyssa Douglas of Gates; Kaitlin Draughn of Surry; Cora Evans of Wake; Ivy Hinson of Cumberland; Keely Hodges of Surry; Rachel Horne of Cumberland; Harry Hueston of Forsyth; Jose Oliva of Guilford; Ashlee Richardson of Guilford; Hannah Simpson of Gates; and Ryan Tittus of Wake.

CALENDAR

Action is taken on the following:

H.B. 222 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW BUNCOMBE COUNTY TO USE THE DESIGN-BUILD METHOD OF CONSTRUCTION.

On motion of Representative Moffitt, the House concurs in the Senate committee substitute bill, by electronic vote (114-1), and the bill is ordered enrolled.

H.B. 409 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF SHELBY, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, Bryan, Bumgardner, Burr, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Lewis, Lucas, Luebke, Malone, Martin, McElraft,

McGrady, McManus, McNeill, Michaux, Millis, Mobley, R. Moore, T. Moore, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 114.

Voting in the negative: None.

Excused absences: Representatives Baskerville, R. Brown, Carney, and Murry - 4.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 56, A BILL TO BE ENTITLED AN ACT AMENDING A LOCAL ACT FOR THE TOWN OF WALLACE THAT REMOVED CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE TOWN, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, Bryan, Bumgardner, Burr, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Lewis, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Mobley, R. Moore, T. Moore, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 114.

Voting in the negative: None.

Excused absences: Representatives Baskerville, R. Brown, Carney, and Murry - 4.

H.B. 408, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISCHARGE OF A FIREARM OR BOW AND ARROW FROM THE RIGHT-OF-WAY IN BEAUFORT COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 242 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, ADMINISTRATIVE, AND CLARIFYING CHANGES TO THE SALES TAX REFUND FOR VOLUNTEER FIRE DEPARTMENTS AND VOLUNTEER EMERGENCY MEDICAL SERVICES SQUADS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, Bryan, Bumgardner, Burr, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Lewis, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Mobley, R. Moore, T. Moore, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 114.

Voting in the negative: None.

Excused absences: Representatives Baskerville, R. Brown, Carney, and Murry - 4.

H.B. 238, A BILL TO BE ENTITLED AN ACT TO PROTECT THE FISCAL HEALTH OF NORTH CAROLINA'S WATER AND SEWER SYSTEMS, passes its second reading by electronic vote (96-18).

Representative Floyd requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (97-18).

On motion of the Chair, the bill remains on the Calendar.

H.B. 315 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT DEGRADABLE PLASTIC PRODUCTS BE CLEARLY LABELED TO PREVENT CONTAMINATION OF RECYCLED PLASTIC FEEDSTOCKS, passes its second reading, by electronic vote (111-2), and there being no objection is read a third time.

April 22, 2013

The bill passes its third reading and is ordered sent to the Senate.

H.B. 332 (Committee Substitute), A BILL TO BE ENTITLED AN ACT MAKING CORRECTIONS AND OTHER AMENDMENTS TO THE NOTARY PUBLIC ACT, MAKING OTHER CONFORMING CHANGES, AND PROVIDING FOR AN ALTERNATIVE PROCEDURE FOR SATISFACTION OF SECURITY INSTRUMENTS.

Representative Stam offers Amendment No. 1 which is adopted by electronic vote (112-3).

The bill, as amended, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 474, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE REDEPOSIT OF STATE AND LOCAL GOVERNMENT FUNDS INTO INSURED DEMAND, MONEY MARKET, AND NEGOTIABLE ORDER OF WITHDRAWAL DEPOSIT ACCOUNTS, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 597 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT OFFICIAL CREDENTIALS OF A BAIL BONDSMAN SHALL INCLUDE AN OFFICIAL SHIELD AND TO PROVIDE FOR THE DESIGN OF THE SHIELD.

Pursuant to Rule 24.1A, Representative Burr requests that he be excused from voting on this bill due to a perceived conflict of interest. This request is granted.

The bill passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 636, A BILL TO BE ENTITLED AN ACT TO DIRECT THE NORTH CAROLINA GEOGRAPHIC INFORMATION COORDINATING COUNCIL TO RECOMMEND THAT NEGRO HEAD CREEK IN UNION COUNTY BE RENAMED SALEM CREEK, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

April 22, 2013

The bill passes its third reading and is ordered sent to the Senate.

H.B. 652, A BILL TO BE ENTITLED AN ACT TO ALLOW AN ILLEGITIMATE CHILD TO INHERIT FROM A PERSON WHO DIED PRIOR TO OR WITHIN ONE YEAR AFTER THE BIRTH OF THAT CHILD IF PATERNITY CAN BE ESTABLISHED BY DNA TESTING.

Representative Davis offers Amendment No. 1 which is adopted by electronic vote (115-0).

The bill, as amended, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 660 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW FUNERAL PROCESSIONS TO HAVE THE RIGHT-OF-WAY AT INTERSECTIONS REGARDLESS OF TRAFFIC CONTROL SIGNS OR SIGNALS AND TO PROVIDE IMMUNITY TO THE FUNERAL DIRECTOR OR FUNERAL ESTABLISHMENT FOR ANY DEATH, PERSONAL INJURY, OR PROPERTY DAMAGE CAUSED BY THE ACTION OR INACTION OF A PERSON OPERATING A VEHICLE IN A FUNERAL PROCESSION, passes its second reading, by electronic vote (114-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 706 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DISPOSAL OF ON-SITE DEMOLITION DEBRIS FROM THE DECOMMISSIONING OF MANUFACTURING BUILDINGS, INCLUDING ELECTRIC GENERATING STATIONS, IS EXEMPT FROM THE LANDFILL PERMITTING REQUIREMENTS, passes its second reading, by electronic vote (104-12), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of the Chair and without objection, **S.B. 240** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE NORTH CAROLINA MEDICAL BOARD TO DEVELOP RULES

GOVERNING REQUESTS FOR AND RELEASE OF PATHOLOGICAL MATERIALS, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION ON PATHOLOGICAL MATERIALS, is withdrawn from the Calendar and placed on the Calendar of April 23.

On motion of the Chair and without objection, **S.B. 369** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY CERTAIN NAME CHANGE REQUIREMENTS AND AUTHORIZE A PARENT TO APPLY FOR A NAME CHANGE FOR A MINOR CHILD WITHOUT CONSENT OF THE OTHER PARENT IF THE OTHER PARENT HAS BEEN CONVICTED OF CERTAIN CRIMINAL OFFENSES AGAINST THE MINOR CHILD OR A SIBLING OF THE MINOR CHILD, is withdrawn from the Calendar and placed on the Calendar of April 23.

H.B. 707, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO PURSUE VARIOUS STRATEGIES TO ENSURE THAT THE STATE'S SHALLOW DRAFT NAVIGATION CHANNELS ARE SAFE AND NAVIGABLE, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

SUBCOMMITTEE REFERRAL

Representative Murry, Chair, for the Standing Committee on Commerce and Job Development, refers **H.B. 702**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW PERTAINING TO TOURISM ABC ESTABLISHMENTS TO PROVIDE FOR THE ISSUANCE OF ABC PERMITS TO CERTAIN RETAIL BUSINESSES, to the Commerce and Job Development Subcommittee on Alcoholic Beverage Control.

Representative T. Moore moves, seconded by Representative Millis, that the House adjourn, subject to the referral of bills to committees, to reconvene April 23 at 2:00 p.m.

The motion carries.

RE-REFERRALS

On motion of Representative T. Moore, a serial referral for **H.B. 118**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CERTAIN CONSULATE OR EMBASSY DOCUMENTS MAY NOT BE USED TO

DETERMINE A PERSON'S IDENTIFICATION OR RESIDENCE FOR GOVERNMENTAL AND LAW ENFORCEMENT PURPOSES, to the Committee on Finance is added.

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 298** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDUCE THE BURDEN OF HIGH ENERGY COSTS ON THE CITIZENS OF NORTH CAROLINA BY REVISING THE RENEWABLE ENERGY PORTFOLIO STANDARDS; TO PROVIDE FOR COST RECOVERY BY PUBLIC UTILITIES FOR CERTAIN COSTS OF COMPLIANCE WITH RENEWABLE ENERGY PORTFOLIO STANDARDS; AND TO PROVIDE A STUDY OF ENERGY POLICY IN THE STATE, is withdrawn from the Committee on Environment and re-referred to the Committee on Public Utilities and Energy and, if favorable, to the Committee on Environment and, if favorable, to the Committee on Regulatory Reform.

The House stands adjourned at 8:30 p.m.

FORTY-NINTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, April 23, 2013

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Craig Horn.

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 22 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Boles, Carney, Iler, and S. Ross for today. Representative Tine is excused for a portion of the Session.

ENROLLED BILLS

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 222, AN ACT TO ALLOW BUNCOMBE COUNTY TO USE THE DESIGN-BUILD METHOD OF CONSTRUCTION.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Dollar, Burr, Holloway, and Johnson, Chairs, for the Committee on Appropriations:

H.B. 589 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO RESTORE CONFIDENCE IN GOVERNMENT BY ESTABLISHING THE VOTER INFORMATION VERIFICATION ACT TO PROMOTE THE ELECTORAL PROCESS THROUGH EDUCATION AND INCREASED REGISTRATION OF VOTERS AND BY REQUIRING VOTERS TO PROVIDE PHOTO IDENTIFICATION BEFORE VOTING TO PROTECT THE RIGHT OF EACH REGISTERED VOTER TO CAST A SECURE VOTE WITH REASONABLE SECURITY MEASURES THAT CONFIRM VOTER IDENTITY AS ACCURATELY AS POSSIBLE WITHOUT RESTRICTION, with a favorable report as to Committee Substitute Bill No. 3, unfavorable as to Committee Substitute Bill No. 2.

Pursuant to Rule 36(b), Committee Substitute Bill No. 3 is placed on the Calendar of April 24. Committee Substitute Bill No. 2 is placed on the Unfavorable Calendar.

By Representative T. Moore, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.R. 303, A HOUSE RESOLUTION HONORING THE MEMORY OF UNITED STATES MARINE CORPS OFFICERS, COLONELS RICHARD B. NEWPORT AND DEAN WILKER; LIEUTENANT COLONELS ERNEST J. ANDERSON, GEORGE J. ERTLMEIER, HOWARD GRESS, JAMES E. MAY, DOUGLAS A. MCCAUGHEY, JAMES D. ROBERTSON, AND CLARENCE E. SMITH; MAJORS THOMAS NALLE AND KENNETH H. STOVER; CAPTAINS MARX H. BRANUM, STEPHEN J. PERLIN, HERMAN SMITH, AND ROBERT F. WARREN; FIRST LIEUTENANTS ROBERT J. LYONS AND ROBERT WILLIAMS;

SECOND LIEUTENANT DONALD MARLOWE; AND WARRANT OFFICER 4 BILLY E. PERRY; AND UNITED STATES AIR FORCE COLONEL JAMES H. WESTBERRY FOR THEIR SERVICE TO THE UNITED STATES MILITARY AND TO THE MARINE ALL-WEATHER FIGHTER SQUADRON THREE ONE TWO, with recommendation that it be adopted.

Pursuant to Rule 36(b), the resolution is placed on the Calendar of April 24.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 180 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW INSURANCE COMPANIES WRITING PRIVATE AUTOMOBILE INSURANCE IN NORTH CAROLINA TO OFFER OPTIONAL PROGRAM ENHANCEMENTS, is read the first time and referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Insurance.

S.B. 181, A BILL TO BE ENTITLED AN ACT TO ALIGN AUTO INSURANCE RISK AND RATES IN NORTH CAROLINA BY ALLOWING THE CLASSIFICATION OF YOUNG DRIVERS AS A FACTOR IN THE SETTING OF RATES, is read the first time and referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Insurance.

S.B. 317 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PARTISAN ELECTIONS FOR THE GUILFORD COUNTY BOARD OF EDUCATION AND TO PROVIDE FOR DISTRICTS FOR ELECTION OF THE BOARD, is read the first time and referred to the Committee on Elections.

S.B. 344, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR THE ISSUANCE OF TITLE BY THE DIVISION OF MOTOR VEHICLES TO THE OWNER OF OUT-OF-STATE MOTOR VEHICLES THAT ARE THIRTY-FIVE MODEL YEARS OLD OR OLDER IF THE LICENSE AND THEFT BUREAU OF THE DIVISION OF MOTOR VEHICLES FAILS TO COMPLETE AN INSPECTION AND VERIFICATION OF THE VEHICLE'S IDENTIFICATION NUMBER WITHIN FIFTEEN DAYS OF RECEIVING A REQUEST FOR INSPECTION AND VERIFICATION, is read the first time and referred to the Committee on Transportation.

April 23, 2013

S.B. 430 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM PERMITTING REQUIREMENTS PERSONS INSTALLING ELECTRIC LOAD CONTROL SWITCHES UNDER THE LAWS REGULATING ELECTRICAL CONTRACTORS AND TO MAKE CONFORMING CHANGES UNDER THE LAWS PERTAINING TO BUILDING INSPECTION PERMITS FOR COUNTIES AND CITIES, is read the first time and referred to the Committee on Public Utilities and Energy.

S.B. 456 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO DESIGNATE QUALIFIED HOSPITALS AS PRIMARY STROKE CENTERS, AS RECOMMENDED BY THE JUSTUS-WARREN HEART DISEASE AND STROKE PREVENTION TASK FORCE, is read the first time and referred to the Committee on Health and Human Services.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative T. Moore and without objection, **H.R. 210**, A HOUSE RESOLUTION HONORING ARTHEL LANE "DOC" WATSON, LEGENDARY SINGER AND MUSICIAN, is withdrawn from the Calendar of April 25 and re-referred to the Committee on Rules, Calendar, and Operations of the House.

RE-REFERRAL

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 511**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT INSURERS AND HEALTH BENEFIT PLANS FROM LIMITING OR FIXING THE FEE AN OPTOMETRIST MAY CHARGE PATIENTS FOR SERVICES OR MATERIALS UNLESS THE SERVICES OR MATERIALS ARE COVERED BY REIMBURSEMENT UNDER THE PLAN OR INSURER CONTRACT WITH THE OPTOMETRIST, is withdrawn from the Committee on Health and Human Services and re-referred to the Committee on Insurance.

CALENDAR

Action is taken on the following:

H.R. 668, A HOUSE RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF DALLAS WHILE OBSERVING THE TOWN'S ONE HUNDRED FIFTIETH ANNIVERSARY.

The resolution is adopted, by electronic vote (114-0), and ordered printed.

April 23, 2013

H.R. 690, A HOUSE RESOLUTION HONORING THE ONE HUNDREDTH ANNIVERSARY OF TERRY SANFORD HIGH SCHOOL IN FAYETTEVILLE, NORTH CAROLINA.

The resolution is adopted, by electronic vote (116-0), and ordered printed.

S.B. 56, A BILL TO BE ENTITLED AN ACT AMENDING A LOCAL ACT FOR THE TOWN OF WALLACE THAT REMOVED CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE TOWN, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Lewis, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Mobley, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 115.

Voting in the negative: None.

Excused absences: Representatives Boles, Carney, Iler, and S. Ross - 4.

H.B. 427 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF MIDDLESEX TO EXTEND THE TERM OF OFFICE OF THE MAYOR FROM TWO TO FOUR YEARS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 441 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE MEMBERSHIP OF THE BOARD OF DRAINAGE COMMISSIONERS OF ROBESON COUNTY DRAINAGE DISTRICT NUMBER ONE FROM THREE PERSONS TO FOUR PERSONS AND

TO ALLOW TWO OF THEM TO SERVE EACH WATERSHED WITHIN THE DISTRICT, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 538 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF APEX TO CONTINUE COMMUNICATIONS WITH RESIDENTS AND OTHERS ON OTHER MATTERS PENDING A QUASI-JUDICIAL DECISION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 238, A BILL TO BE ENTITLED AN ACT TO PROTECT THE FISCAL HEALTH OF NORTH CAROLINA'S WATER AND SEWER SYSTEMS, passes its third reading, by electronic vote (115-0), and is ordered sent to the Senate.

H.B. 278 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ENCOURAGING PARTIES TO A DISPUTE INVOLVING CERTAIN MATTERS RELATED TO REAL ESTATE UNDER THE JURISDICTION OF A HOMEOWNERS ASSOCIATION TO INITIATE MEDIATION TO TRY TO RESOLVE THE DISPUTE PRIOR TO FILING A CIVIL ACTION, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 548 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE MEANS OF PROVIDING ACCESS TO RULES OF THE DIVISION OF MARINE FISHERIES, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 641, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE COURT HAS THE DISCRETION TO DETERMINE WHETHER TO DEFER PROSECUTION FOR A FIRST OFFENSE OF CERTAIN DRUG OFFENSES.

Representative Davis offers Amendment No. 1 which is adopted by electronic vote (114-0).

April 23, 2013

The bill, as amended, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 646 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT A COUNTY OR CITY FROM ENFORCING ANY ORDINANCE THAT REGULATES THE TRIMMING OR REMOVAL OF TREES ON PROPERTY OWNED OR OPERATED BY A PUBLIC AIRPORT AUTHORITY, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 701 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT AGENCIES MAY PURCHASE INFORMATION TECHNOLOGY GOODS AND SERVICES THROUGH MULTIPARTY COOPERATIVE PURCHASING AGREEMENTS APPROVED BY THE STATE CHIEF INFORMATION OFFICER.

Representative Saine offers Amendment No. 1 which is adopted by electronic vote (114-0).

The bill, as amended, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

S.B. 240 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE NORTH CAROLINA MEDICAL BOARD TO DEVELOP RULES GOVERNING REQUESTS FOR AND RELEASE OF PATHOLOGICAL MATERIALS, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION ON PATHOLOGICAL MATERIALS.

Representative Murry offers Amendment No. 1 which is adopted by electronic vote (114-0).

The bill, as amended, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

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The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate for concurrence in the House committee substitute bill.

S.B. 369 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY CERTAIN NAME CHANGE REQUIREMENTS AND AUTHORIZE A PARENT TO APPLY FOR A NAME CHANGE FOR A MINOR CHILD WITHOUT CONSENT OF THE OTHER PARENT IF THE OTHER PARENT HAS BEEN CONVICTED OF CERTAIN CRIMINAL OFFENSES AGAINST THE MINOR CHILD OR A SIBLING OF THE MINOR CHILD, passes its second reading, by electronic vote (112-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

WITHDRAWAL OF BILL FROM COMMITTEE

On motion of Representative T. Moore and without objection, **H.B. 220**, A BILL TO BE ENTITLED AN ACT DESIGNATING JULY TWENTY-SECOND OF EACH YEAR AS NORTH CAROLINA FRAGILE X AWARENESS DAY, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and pursuant to Rule 36(b), is placed on the Calendar of April 29.

Representative T. Moore moves, seconded by Representative Burr, that the House adjourn, subject to the referral of bills to committees, to reconvene April 24 at 2:00 p.m.

The motion carries.

RE-REFERRALS

On motion of Representative T. Moore, the serial referral for the following bills to the Committee on Finance is stricken:

H.B. 357, A BILL TO BE ENTITLED AN ACT TO INCREASE CITIZEN OVERSIGHT AND TO MAKE OTHER CONSOLIDATIONS AND IMPROVEMENTS IN THE GOVERNANCE OF THE STATE RETIREMENT SYSTEMS, AND TO IMPROVE TRANSPARENCY BY ENSURING THAT ALL RETIREMENT PLANS ADMINISTERED BY THE DEPARTMENT OF STATE TREASURER ARE OVERSEEN BY A BOARD OF TRUSTEES.

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H.B. 358, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CONFORMING CHANGES TO THE STATUTES AFFECTING THE STATE RETIREMENT SYSTEMS.

H.B. 359, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO ADMINISTRATION OF THE STATE RETIREMENT SYSTEMS THAT WILL EXTEND THE TRANSFER BENEFIT OPTION TO PARTICIPANTS IN THE 403(B) SUPPLEMENTAL RETIREMENT PLAN, CLARIFY THE TIMING OF THE SOCIAL SECURITY OFFSET FOR LONG-TERM DISABILITY BENEFITS, AND ESTABLISH A 415(M) BENEFITS PRESERVATION ARRANGEMENT AS ALLOWED UNDER FEDERAL LAW.

The House stands adjourned at 3:10 p.m.

FIFTIETH DAY

HOUSE OF REPRESENTATIVES
Wednesday, April 24, 2013

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by Representative Pat Hurley:

"Heavenly Father,

"Thank you for bringing us to this place and moment in time. We know You bless us with the hours of our days. How we choose to use the time is up to each of us. Please give us the discernment, compassion, wisdom, kindness, and love, in the use of our time. Where there are those experiencing pain, sorrow, loneliness, heartache, hunger, and other needs, please show Your love through us as we minister to those around us. Let us not be too busy to be aware of those who may need a smile, a tender touch, a kind word, or someone to just listen to them.

"As we serve our communities, our State, and our Nation, please let us not forget that what is done for Your glory will endure.

"Please protect those serving in the military, and give wisdom to leadership in our State, Nation, and World.

"Please continue to bless America. Help us remember to do unto other as we would have them do unto us.

"In Jesus precious name, I pray, Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 23 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives McManus and Terry for today. Representatives Arp, Brandon, Carney, Daughtry, Horn, Stevens and Whitmire are excused for a portion of the Session.

ENROLLED BILLS

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 56, AN ACT AMENDING A LOCAL ACT FOR THE TOWN OF WALLACE THAT REMOVED CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE TOWN.

CHAPTERED BILLS

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 222, AN ACT TO ALLOW BUNCOMBE COUNTY TO USE THE DESIGN-BUILD METHOD OF CONSTRUCTION. (S.L. 2013-31)

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 105 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT MUNICIPALITIES MAY ENFORCE STATE LAW CONCERNING PLACEMENT OF POLITICAL SIGNS ON THE STATE HIGHWAY SYSTEM WITHIN THE CORPORATE LIMITS OF THE MUNICIPALITY, is read the first time and referred to the Committee on Transportation.

April 24, 2013

S.B. 311 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PERMIT THE TOWNS OF APEX AND CARY AND THE CITY OF RALEIGH TO ENACT SIDEWALK DINING ORDINANCES FOR USE OF STATE-OWNED RIGHT-OF-WAY, is read the first time and referred to the Committee on Transportation and, if favorable, to the Committee on Government.

S.B. 325 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT MEMBERS OF THE WAKE COUNTY BOARD OF EDUCATION SHALL BE ELECTED FROM DISTRICTS, is read the first time and referred to the Committee on Elections.

S.B. 377 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE GOVERNOR TO TEMPORARILY SUSPEND ROUTINE WEIGHT INSPECTIONS OF TRUCKS UPON THE EXISTENCE OF AN IMMINENT THREAT OF WIDESPREAD OR SEVERE DAMAGE TO CROPS THAT ARE READY TO BE HARVESTED, is read the first time and referred to the Committee on Transportation.

S.B. 461 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO ALLOW THIRD-PARTY COMMERCIAL DRIVERS LICENSE SKILLS TESTING ANY DAY OF THE WEEK AND TO EXTEND THE VALIDITY OF A TEMPORARY DRIVING CERTIFICATE ISSUED TO AN APPLICANT FOR A COMMERCIAL DRIVERS LICENSE TO SIXTY DAYS, is read the first time and referred to the Committee on Transportation.

S.B. 594 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REQUIRE DRUG SCREENING FOR APPLICANTS FOR AND RECIPIENTS OF WORK FIRST PROGRAM ASSISTANCE, is read the first time and referred to Judiciary Subcommittee C.

CALENDAR

Action is taken on the following:

H.R. 303, A HOUSE RESOLUTION HONORING THE MEMORY OF UNITED STATES MARINE CORPS OFFICERS, COLONELS RICHARD B. NEWPORT AND DEAN WILKER; LIEUTENANT COLONELS ERNEST J. ANDERSON, GEORGE J. ERTLMEIER, HOWARD GRESS, JAMES E. MAY, DOUGLAS A. MCCAUGHEY, JAMES D. ROBERTSON, AND CLARENCE E. SMITH; MAJORS THOMAS NALLE AND KENNETH H. STOVER; CAPTAINS MARX

H. BRANUM, STEPHEN J. PERLIN, HERMAN SMITH, AND ROBERT F. WARREN; FIRST LIEUTENANTS ROBERT J. LYONS AND ROBERT WILLIAMS; SECOND LIEUTENANT DONALD MARLOWE; AND WARRANT OFFICER 4 BILLY E. PERRY; AND UNITED STATES AIR FORCE COLONEL JAMES H. WESTBERRY FOR THEIR SERVICE TO THE UNITED STATES MILITARY AND TO THE MARINE ALL-WEATHER FIGHTER SQUADRON THREE ONE TWO.

The resolution is adopted, by electronic vote (115-0), and ordered printed.

H.R. 572, A HOUSE RESOLUTION HONORING NORTH CAROLINA EXTENSION AND COMMUNITY ASSOCIATION, INC., ON THE ONE HUNDREDTH ANNIVERSARY OF ITS FOUNDING.

The resolution is adopted, by electronic vote (115-0), and ordered printed.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Catlin, Chair, for the Regulatory Reform Subcommittee on Environmental, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 688, A BILL TO BE ENTITLED AN ACT AMENDING THE CONTINUING EDUCATION REQUIREMENTS FOR CERTIFIED WELL CONTRACTORS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 25. The original bill is placed on the Unfavorable Calendar.

H.B. 761, A BILL TO BE ENTITLED AN ACT EXEMPTING WELL CONTRACTORS FROM ELECTRICAL CONTRACTORS LICENSING REQUIREMENTS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 25. The original bill is placed on the Unfavorable Calendar.

April 24, 2013

H.B. 892, A BILL TO BE ENTITLED AN ACT TO AMEND THE ADMINISTRATIVE PROCEDURE ACT TO ELIMINATE THE REQUIREMENT THAT AN AGENCY PREPARE A FISCAL NOTE WHEN REPEALING A RULE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 25. The original bill is placed on the Unfavorable Calendar.

H.B. 279 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO TRANSFER CERTAIN ENVIRONMENTAL PERMITS ASSOCIATED WITH PROPERTY DEVELOPMENT WHEN THE ORIGINAL PROPERTY OWNER IS UNWILLING OR UNABLE TO AGREE TO THE PERMIT TRANSFER, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of April 25. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representatives Dixon and Langdon, Chairs, for the Committee on Agriculture:

H.B. 686, A BILL TO BE ENTITLED AN ACT TO RENAME THE NC SEAFOOD INDUSTRIAL PARK AUTHORITY TO REFLECT ITS BROADER MISSION AND TO MAKE OTHER MODIFICATIONS TO THE AUTHORITY'S ENABLING LEGISLATION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 25. The original bill is placed on the Unfavorable Calendar.

By Representative Collins, Chair, for the Committee on State Personnel:

H.B. 391, A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF RETIREMENT TO CLARIFY THAT SERVICE AS A VOLUNTEER GUARDIAN AD LITEM IN THE GUARDIAN AD LITEM PROGRAM IS NOT CONSIDERED SERVICE FOR THE PURPOSE OF THAT DEFINITION, with a favorable report.

April 24, 2013

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 25.

H.B. 347, A BILL TO BE ENTITLED AN ACT TO AMEND THE GREENSBORO FIREFIGHTERS' SUPPLEMENTAL RETIREMENT SYSTEM, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representatives Jordan and McGrady, Chairs, for Judiciary Subcommittee B, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 369 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE PENALTIES FOR VIOLATION OF THE SEED LAW, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 25.

H.B. 756, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE NORTH CAROLINA RECREATIONAL USE STATUTE BY CLARIFYING THAT NONCOMMERCIAL EQUINE RECREATIONAL ACTIVITIES FOR WHICH THE LANDOWNER RECEIVES NO COMPENSATION ARE SUBJECT TO THE RECREATIONAL USE STATUTE AND NOT THE EQUINE ACTIVITY LIABILITY STATUTE; BY CLARIFYING THAT CONTRACTUAL RELEASES ARE NOT ABROGATED OR INVALIDATED BY THE RECREATIONAL USE STATUTE; BY ALLOWING A CHARGE FOR ACTIVITIES SUBJECT TO THE RECREATIONAL USE STATUTE WHEN THE CHARGE IS IMPOSED BY CERTAIN ACTIVITY SPONSORS AND NOT THE LANDOWNER; AND BY PROVIDING FOR AN AWARD OF ATTORNEYS' FEES TO A PREVAILING LANDOWNER IN ACTIONS RELATED TO EDUCATIONAL OR RECREATIONAL USES OF THE LANDOWNER'S PROPERTY, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 25. The original bill is placed on the Unfavorable Calendar.

H.B. 410 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO CANCEL A CERTIFICATE OF TITLE TO A MANUFACTURED HOME WHEN

THE PERSON REQUESTING CANCELLATION DOES NOT HAVE THE CERTIFICATE OF TITLE, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of April 25. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House submits the following resolution with a favorable report for introduction.

A HOUSE RESOLUTION RECOGNIZING THE ACHIEVEMENTS OF THE 2012 WINSTON-SALEM STATE UNIVERSITY FOOTBALL TEAM.

Pursuant to Rule 31(a), the resolution is filed and assigned the number **H.R. 1003**.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House submits the following bill with a favorable report for introduction.

A BILL TO BE ENTITLED AN ACT TO PERMIT MULTIFAMILY DEVELOPMENT ON CERTAIN TRACTS IN THE TOWN OF ABERDEEN.

Pursuant to Rule 31(a), the bill is filed and assigned the number **H.B. 1004**.

By Representative T. Moore, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.B. 830, A BILL TO BE ENTITLED AN ACT TO ADOPT AN OFFICIAL STATE FOSSIL, FROG, SALAMANDER, MARSUPIAL, AND FOLK ART, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.R. 210, A HOUSE RESOLUTION HONORING ARTHEL LANE "DOC" WATSON, LEGENDARY SINGER AND MUSICIAN, with a favorable report as to the committee substitute resolution, unfavorable as to the original resolution and recommendation that the committee substitute resolution be adopted.

April 24, 2013

Pursuant to Rule 36(b), the committee substitute resolution is placed on the Calendar of April 25. The original resolution is placed on the Unfavorable Calendar.

By Representatives Blackwell, Horn, and McGrady, Chairs, for the Appropriations Subcommittee on Education, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 452 (Committee Substitute), AN ACT TO IMPLEMENT CRITICAL SCHOOL SAFETY MEASURES, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of April 25. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representatives Johnson and Langdon, Chairs, for the Committee on Education:

H.B. 765, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND CODIFY JURY INSTRUCTIONS FOR A BUDGET DISPUTE BETWEEN BOARD OF EDUCATION AND BOARD OF COUNTY COMMISSIONERS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to Judiciary Subcommittee A.

The committee substitute bill is re-referred to Judiciary Subcommittee A. The original bill is placed on the Unfavorable Calendar.

H.B. 365, A BILL TO BE ENTITLED AN ACT TO CALL A SPECIAL ELECTION TO FILL A VACANCY ON THE CHATHAM COUNTY BOARD OF EDUCATION, with a favorable report and recommendation that the bill be re-referred to the Committee on Government.

The bill is re-referred to the Committee on Government.

H.B. 760, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT STUDENTS WHO DEMONSTRATE DIFFICULTY WITH READING DEVELOPMENT MAY ATTEND SUMMER READING CAMPS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

April 24, 2013

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 25. The original bill is placed on the Unfavorable Calendar.

H.B. 824, A BILL TO BE ENTITLED AN ACT TO REQUIRE LOCAL BOARDS OF EDUCATION TO PROVIDE FOR A SUPPLY OF EMERGENCY EPINEPHRINE AUTO-INJECTORS ON SCHOOL PROPERTY FOR USE IN AN EMERGENCY, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 25. The original bill is placed on the Unfavorable Calendar.

By Representatives Howard, R. Brawley, Lewis, and Setzer, Chairs, for the Committee on Finance:

H.B. 340 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE DEPARTMENT OF INSURANCE TO LICENSE NATIONAL TRAVEL INSURANCE PRODUCERS TO SELL TRAVEL INSURANCE THROUGH THIRD-PARTY TRAVEL RETAILERS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 25.

H.B. 466, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE PRIVATE PROTECTIVE SERVICES ACT AND TO CREATE CERTAIN FEES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 25.

H.B. 524, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF GREENSBORO TO AUTHORIZE THE CITY TO ESTABLISH A SMALL BUSINESS ENTERPRISE PROGRAM AND TO CHANGE CERTAIN REFERENCES FROM BUILDING INSPECTOR TO COMPLIANCE OFFICER, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 25.

H.B. 325 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO SET REDUCED FEES FOR USE OF

FACILITIES AND CONVENIENCES AT STATE PARKS AND STATE LAKES FOR ACTIVE DUTY MILITARY PERSONNEL AND VETERANS, with a favorable report.

The bill is re-referred to the Committee on Appropriations.

H.B. 671, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF MILLS RIVER, with a favorable report.

The bill is re-referred to the Committee on Government.

H.B. 35, A BILL TO BE ENTITLED AN ACT TO REPEAL THE STATE CAPITAL FACILITIES FINANCE ACT, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 25. The original bill is placed on the Unfavorable Calendar.

By Representatives Hollo and Jones, Chairs, for the Committee on Health and Human Services:

H.B. 609, A BILL TO BE ENTITLED AN ACT RELATING TO HEALTH BENEFIT PLAN COVERAGE FOR ORALLY ADMINISTERED ANTICANCER DRUGS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 25. The original bill is placed on the Unfavorable Calendar.

H.B. 173 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE NORTH CAROLINA CONTROLLED SUBSTANCES REPORTING SYSTEM ACT, AS RECOMMENDED BY THE CHILD FATALITY TASK FORCE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 25.

H.B. 543, A BILL TO BE ENTITLED AN ACT ALLOWING PROVIDERS OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, OR SUBSTANCE ABUSE SERVICES TO SERVE AS UNCOMPEN-

SATED, COURT-APPOINTED GUARDIANS TO UNRELATED CLIENTS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 25. The original bill is placed on the Unfavorable Calendar.

H.B. 605, A BILL TO BE ENTITLED AN ACT ESTABLISHING A SUBCOMMITTEE ON AGING OF THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON HEALTH AND HUMAN SERVICES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 25. The original bill is placed on the Unfavorable Calendar.

H.B. 704, A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON HEALTH AND HUMAN SERVICES TO STUDY THE USE OF TELEMEDICINE IN PROMOTING INCREASED ACCESS TO HEALTH CARE, REDUCING HEALTH DISPARITIES, AND PROVIDING FOR MORE EFFICIENT HEALTH CARE DELIVERY; AND PROHIBITING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FROM ADOPTING MEDICAL COVERAGE POLICIES THAT DISCOURAGE THE USE OF TELE-MEDICINE UNDER MEDICAID AND HEALTH CHOICE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 25. The original bill is placed on the Unfavorable Calendar.

H.B. 492, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO DEVELOP TIER II – ENHANCED MEDICAID PERSONAL CARE SERVICES FOR INDIVIDUALS WITH A PRIMARY DIAGNOSIS OF ALZHEIMER'S OR OTHER SPECIFIED FORMS OF DEMENTIA AND TO REPORT TO THE HOUSE APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES, THE SENATE APPROPRIATIONS COMMITTEE ON HEALTH AND HUMAN SERVICES, AND TO THE JOINT LEGIS-LATIVE OVERSIGHT COMMITTEE ON HEALTH AND HUMAN

SERVICES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

S.B. 83 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENCOURAGE VOLUNTEER HEALTH CARE IN FREE CLINICS BY LIMITING THE LIABILITY OF MEDICAL AND HEALTH CARE PROVIDERS IF THE FREE CLINIC PROVIDES PATIENTS WITH NOTICE OF LIMITED LIABILITY, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of April 25. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Dockham, Chair, for the Committee on Insurance:

H.B. 473, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA CAPTIVE INSURANCE ACT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Commerce and Job Development.

The committee substitute bill is re-referred to the Committee on Commerce and Job Development. The original bill is placed on the Unfavorable Calendar.

By Representatives W. Brawley and Iler, Chairs, for the Committee on Transportation:

H.B. 513, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT A DEALER LICENSE PLATE MAY BE DISPLAYED ON A MOTOR VEHICLE DRIVEN ON A HIGHWAY BY A PERSON WHO IS AN EMPLOYEE OF A DEALER THAT EMPLOYS AT ALL TIMES NO LESS THAN TEN MOTOR VEHICLE SALES REPRESENTATIVES WHO ARE REQUIRED TO BE LICENSED UNDER ARTICLE 12 OF CHAPTER 20 OF THE GENERAL STATUTES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

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Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 25. The original bill is placed on the Unfavorable Calendar.

H.B. 673, A BILL TO BE ENTITLED AN ACT TO ALLOW THE USE OF BIOPTIC LENSES WHEN TESTING FOR A DRIVERS LICENSE AND THE ISSUANCE OF A RESTRICTED LICENSE TO AN INDIVIDUAL THAT PASSES CERTAIN REQUIREMENTS AFTER PASSING THE DRIVERS LICENSE EYE TEST, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 25. The original bill is placed on the Unfavorable Calendar.

CALENDAR (continued)

H.B. 589 (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO RESTORE CONFIDENCE IN GOVERNMENT BY ESTABLISHING THE VOTER INFORMATION VERIFICATION ACT TO PROMOTE THE ELECTORAL PROCESS THROUGH EDUCATION AND INCREASED REGISTRATION OF VOTERS AND BY REQUIRING VOTERS TO PROVIDE PHOTO IDENTIFICATION BEFORE VOTING TO PROTECT THE RIGHT OF EACH REGISTERED VOTER TO CAST A SECURE VOTE WITH REASONABLE SECURITY MEASURES THAT CONFIRM VOTER IDENTITY AS ACCURATELY AS POSSIBLE WITHOUT RESTRICTION.

Representative Tine offers Amendment No. 1 which is adopted by electronic vote (116-0).

Representative Jackson offers Amendment No. 2 which fails of adoption by electronic vote (39-78).

Representative Brandon requests and is granted leave of the House to change his vote from "no" to "aye". The adjusted vote total is (40-77).

Representative C. Graham offers Amendment No. 3.

On motion of Representative Samuelson, Amendment No. 3 is temporarily displaced.

Representative Adams offers Amendment No. 4 which fails of adoption by electronic vote (41-75).

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Representative C. Graham withdraws Amendment No. 3.

Representative C. Graham offers Amendment No. 5 which is adopted by electronic vote (109-9).

Representative Fisher offers Amendment No. 6 which is adopted by electronic vote (113-4).

Representative Glazier offers Amendment No. 7 which fails of adoption by electronic vote (41-73).

Representative Stam requests and is granted leave of the House to change his vote from "aye" to "no". The adjusted vote total is (40-74).

Representative Glazier offers Amendment No. 8 which fails of adoption by electronic vote (40-72).

Representative McNeill requests and is granted leave of the House to change his vote from "aye" to "no". The adjusted vote total is (39-73).

Representative D. Hall offers Amendment No. 9 which fails of adoption by electronic vote (40-74).

Representative D. Ross offers Amendment No. 10 which fails of adoption by electronic vote (41-69).

The bill, as amended, passes its second reading, by electronic vote (80-36), and there being no objection is read a third time.

The bill, as amended, passes its third reading, by electronic vote (81-36), and is ordered engrossed and sent to the Senate.

SPECIAL MESSAGE FROM THE SENATE

2013 GENERAL ASSEMBLY
FIRST SESSION 2013

Senate Chamber
April 24, 2013

Mr. Speaker:

Pursuant to the message from the Senate on March 21, 2013, informing the House of Representatives that the Senate fails to concur in the House Committee Substitute to **S.B. 36**, A BILL TO BE ENTITLED AN ACT TO

MAKE CERTAIN TECHNICAL, CLARIFYING, AND CONFORMING CHANGES TO THE ADMINISTRATIVE PROCEDURE ACT, AS RECOMMENDED BY THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE, it is ordered that a message be sent your Honorable Body with the information that the Senate requests conferees. The President *Pro Tempore* appoints:

Senator Hartsell, Chair
Senator Goolsby
Senator Clodfelter

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sarah Lang
Principal Clerk

The Speaker appoints Representative Blust, Chair; Representatives Murry and Carney as conferees on the part of the House and the Senate is so notified by Special Message.

SPECIAL MESSAGE FROM THE SENATE

2013 GENERAL ASSEMBLY
FIRST SESSION 2013

Senate Chamber
April 24, 2013

Mr. Speaker:

Pursuant to the message from the Senate on April 17, 2013, informing the House of Representatives that the Senate fails to concur in the House Committee Substitute to **S.B. 91** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW PERTAINING TO ADMINISTRATIVE ACTION THAT MAY BE TAKEN BY AN OCCUPATIONAL LICENSING BOARD AS A RESULT OF EXPUNGED CHARGES OR CONVICTIONS UNDER G.S. 15A-145.4 AND G.S. 15A-145.5; AND TO PROHIBIT AN EMPLOYER, EDUCATIONAL INSTITUTION, OR STATE OR LOCAL GOVERNMENT AGENCY FROM REQUESTING THAT AN APPLICANT PROVIDE INFORMATION REGARDING AN

ARREST, CRIMINAL CHARGE, OR CRIMINAL CONVICTION OF THE APPLICANT THAT HAS BEEN EXPUNGED, it is ordered that a message be sent your Honorable Body with the information that the Senate requests conferees. The President *Pro Tempore* appoints:

Senator Daniel, Chair
Senator Goolsby
Senator Newton
Senator Kinnaird

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sarah Lang
Principal Clerk

The Speaker appoints Representative Daughtry, Chair; Representatives Davis, Dockham, and Jackson as conferees on the part of the House and the Senate is so notified by Special Message.

Representative T. Moore moves, seconded by Representative Brody, that the House adjourn, subject to the receipt of Committee Reports, the receipt of Conference Reports, the receipt of Messages from the Senate, and the referral of bills to committees, to reconvene April 25 at 12:00 Noon.

The motion carries.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Stevens, Chair, for Judiciary Subcommittee C, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 635, A BILL TO BE ENTITLED AN ACT ALLOWING A CLERK OR ASSISTANT OR DEPUTY CLERK OF SUPERIOR COURT OR A MAGISTRATE TO ISSUE BY FACSIMILE TRANSMISSION AN INVOLUNTARY INPATIENT COMMITMENT CUSTODY ORDER TO A PETITIONING PHYSICIAN, ELIGIBLE PSYCHOLOGIST, OR

DESIGNEE AT A TWENTY-FOUR-HOUR FACILITY WHEN THE RESPONDENT IS ALREADY PHYSICALLY PRESENT AT THE TWENTY-FOUR-HOUR FACILITY, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 763, A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS PERTAINING TO CONTRACTS BETWEEN A HUSBAND AND WIFE TO ALLOW A SPOUSE TO WAIVE OR ESTABLISH ALIMONY AND POST SEPARATION SUPPORT DURING THE MARRIAGE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 879, A BILL TO BE ENTITLED AN ACT PROVIDING THAT JURORS WHO SERVE THEIR FULL TERM OF SERVICE ON A GRAND JURY SHALL NOT BE REQUIRED TO SERVE AGAIN AS A GRAND JUROR OR AS A JUROR FOR A PERIOD OF SIX YEARS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Murry, Chair for the Regulatory Reform Subcommittee on Business and Labor, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 371, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE STATE BOARD OF CHIROPRACTIC EXAMINERS TO ESTABLISH AND ENFORCE EDUCATIONAL STANDARDS FOR CHIROPRACTIC CLINICAL ASSISTANTS, with a favorable report and with recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

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H.B. 153, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON GENERAL GOVERNMENT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 292, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE MUSIC THERAPY PRACTICE ACT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 783, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CONFORMING CHANGES TO THE LAWS GOVERNING PYRO-TECHNICS DISPLAYS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Boles, Chair, for the Commerce and Job Development Subcommittee on Alcoholic Beverage Control, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 234, A BILL TO BE ENTITLED AN ACT TO CORRECT A TECHNICAL ERROR IN THE DISTRIBUTION OF CERTAIN NET PROFITS FROM THE PENDER COUNTY BOARD OF ALCOHOLIC CONTROL, with a favorable report, and with recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Blust, Chair, for Judiciary Subcommittee A, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 457, A BILL TO BE ENTITLED AN ACT TO ENFORCE CONSTITUTIONAL OR STATUTORY LIMITATIONS ON GOVERNMENT, with a favorable report.

Pursuant to Rule 38(a), the bill is re-referred to the Committee on Appropriations.

H.B. 937, A BILL TO BE ENTITLED AN ACT TO INCREASE PENALTIES FOR CERTAIN CRIMES IN WHICH A FIREARM IS USED, DISPLAYED, OR THERE IS A THREAT TO USE OR DISPLAY A FIREARM; TO MAKE IT A CRIMINAL OFFENSE FOR ANYONE TO PERMIT A CHILD TO HAVE ACCESS TO OR POSSESS A FIREARM WITHOUT SUPERVISION AND PARENTAL CONSENT; TO PROVIDE THAT A PERSON WHO HAS A VALID CONCEALED HANDGUN PERMIT MAY DO ALL OF THE FOLLOWING: HAVE A CONCEALED HANDGUN IN A LOCKED VEHICLE IN A STATE GOVERNMENT PARKING LOT, HAVE A CONCEALED HANDGUN IN A LOCKED COMPARTMENT IN A VEHICLE ON THE PREMISES OF A COMMUNITY COLLEGE, PUBLIC COLLEGE, OR PUBLIC UNIVERSITY, AND CARRY A HANDGUN INTO AN ASSEMBLY WHERE AN ADMISSION FEE IS CHARGED OR AN ESTABLISHMENT WHERE ALCOHOLIC BEVERAGES ARE SOLD AND CONSUMED, UNLESS THE PERSON IN LEGAL POSSESSION OR CONTROL OF THE PREMISES HAS POSTED A NOTICE PROHIBITING THE CARRYING OF HANDGUNS ON THE PREMISES; TO PROVIDE THAT AN EMPLOYEE OF A PUBLIC INSTITUTION OF HIGHER EDUCATION WHO LIVES ON CAMPUS AND HAS A CONCEALED HANDGUN PERMIT MAY CARRY A HANDGUN ON THE EMPLOYEE'S RESIDENTIAL PREMISES AND ALSO KEEP THE GUN IN THE EMPLOYEE'S LOCKED VEHICLE IN THE PARKING AREA OF THE INSTITUTION OF HIGHER EDUCATION; AND TO CLARIFY THE LAW ON LOCAL GOVERNMENT AUTHORITY TO PROHIBIT CONCEALED CARRY OF FIREARMS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 399 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES REQUESTED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO LAWS PERTAINING TO

CHILD ABUSE, NEGLECT, AND DEPENDENCY; MEDICAID; AND PUBLIC HEALTH, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

RE-REFERRALS

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 580**, A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, TO DEVELOP AND ESTABLISH A STATEWIDE TELEPSYCHIATRY PROGRAM, is withdrawn from the Committee on Appropriations and re-referred to the Committee on Health and Human Services and, if favorable, to the Committee on Appropriations.

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 841**, A BILL TO BE ENTITLED AN ACT TO PROVIDE COUNTIES AND CITIES WITH LIMITED ZONING AUTHORITY OVER CERTAIN LARGE-SCALE POULTRY FARMS, is withdrawn from the Committee on Government and re-referred to the Committee on Agriculture.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative T. Moore and without objection, **H.B. 830**, A BILL TO BE ENTITLED AN ACT TO ADOPT AN OFFICIAL STATE FOSSIL, FROG, SALAMANDER, MARSUPIAL, AND FOLK ART, is withdrawn from the Calendar and re-referred to the Committee on Rules, Calendar, and Operations of the House.

CONFERENCE REPORT

Representative Murry sends forth the Conference Report on **S.B. 10** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT ESTABLISHING THE GOVERNMENT REDUCTION AND EFFICIENCY ACT OF 2013. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of April 25.

The House stands adjourned at 8:50 p.m.

April 24, 2013

FIFTY-FIRST DAY

HOUSE OF REPRESENTATIVES
Thursday, April 25, 2013

The House meets at 12:00 Noon pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by Representative Verla Insko:

"Guide us, Oh Thou Great Jehovah, for we are surely pilgrims in an unfamiliar land. We are jarred by the terror in Boston and saddened by the tragedies in Dallas and Newtown.

"We pray for all who suffered and lost loved ones. For those who grieve, we pray for comfort and hope; for those who fear, we pray for wisdom and courage. Bind up our wounds; heal our broken hearts.

"Guide us to reject the response of hate and revenge, for hate builds a barrier that separates us from You and revenge eats at our soul.

"Guide us instead to the harder work of building bridges to people of all faiths and all races who share our dedication to liberty and justice for all.

"We find strength and renewal in the many selfless acts of courage, the instinctive outpouring of generosity and compassion for those in need.

"We move forward stronger, more resilient, more grateful for this miraculous gift of life that comes from you.

"Our lives are your lives, Oh God. Our work is Your work.

"And may the work we do together on behalf of the people of North Carolina, the words of our mouths and the meditation of our hearts be acceptable in Your sight, Oh God, our Strength and our Redeemer. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 24 has been examined and found correct. Upon his motion, the Journal is approved as written.

April 25, 2013

Leaves of absence are granted Representatives McManus and Whitmire for today. Representatives Luebke and D. Ross are excused for a portion of the Session.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

H.B. 388, AN ACT TO AMEND THE LAW GOVERNING ASSIGNED COUNSEL IN CASES OF PARTIAL INDIGENCY TO AUTHORIZE JUDGMENTS FOR ATTORNEYS' FEES TO BE DOCKETED UPON THE EXPIRATION OF PROBATION AND TO CLARIFY THE REQUIREMENT FOR A SOCIAL SECURITY NUMBER.

CHAPTERED BILLS

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 56, AN ACT AMENDING A LOCAL ACT FOR THE TOWN OF WALLACE THAT REMOVED CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE TOWN. (S.L. 2013-32)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representatives McElraft and West, Chairs, for the Committee on Environment:

H.B. 379, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF THE BOARD OF AGRICULTURE OVER PLANTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 30.

H.B. 458, A BILL TO BE ENTITLED AN ACT TO REQUIRE A CONSULTATION WITH COUNTY BOARDS WHEN PERMITS FOR LAND APPLICATION OF WASTE WITHIN THAT COUNTY ARE ISSUED BY THE ENVIRONMENTAL MANAGEMENT COMMISSION; TO INCREASE THE THRESHOLD FOR DEPARTMENT OF TRANSPORTATION INFORMAL BID PROCEDURES; TO STUDY STATE

PAYMENTS IN LIEU OF TAXES FOR PUBLIC LANDS; AND TO STUDY THE E911 SYSTEM AND ITS RELATIONSHIP WITH LOCAL 911 SYSTEMS, with a favorable report and recommendation that the bill be re-referred to the Committee on Transportation.

The bill is re-referred to the Committee on Transportation.

H.B. 789, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE PRESENCE OF A SUBSTANCE RELEASED FROM AN UNDERGROUND STORAGE TANK DOES NOT DISQUALIFY A PROPERTY FROM PARTICIPATION IN THE NORTH CAROLINA BROWNFIELDS PROGRAM, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 30.

By Representatives Howard, R. Brawley, Lewis, and Setzer, Chairs, for the Committee on Finance:

H.B. 143, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF EDEN TO NEGOTIATE ANNEXATION CONTRACTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 30.

H.B. 404, A BILL TO BE ENTITLED AN ACT TO ALLOW CAMDEN COUNTY TO COLLECT DELINQUENT STORMWATER UTILITY FEES IN THE SAME MANNER AS DELINQUENT PERSONAL AND REAL PROPERTY TAXES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 30.

H.B. 412, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF EDEN TO ENTER INTO AN AGREEMENT FOR PAYMENTS IN LIEU OF ANNEXATION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 30.

S.B. 152, A BILL TO BE ENTITLED AN ACT TO CORRECT A TECHNICAL ERROR IN THE AUTHORIZATION FOR THE TOWN OF BURGAW TO IMPOSE AN OCCUPANCY TAX, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 30.

April 25, 2013

H.B. 531 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE EXTRATERRITORIAL JURISDICTION AUTHORITY OF THE TOWN OF WEAVERVILLE AND TO ALLOW THE COUNTY OF BUNCOMBE TO ZONE CERTAIN DONUT HOLES, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of April 30. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

Representative Daughtry, Chair, for the Standing Committee on Judiciary, refers the following bills to Judiciary Subcommittee A:

H.B. 850, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON WHO ALERTS A LAW ENFORCEMENT OFFICER OF THE PRESENCE OF A HYPODERMIC NEEDLE OR OTHER SHARP OBJECT POSSESSED BY THE PERSON PRIOR TO A SEARCH BY THE OFFICER SHALL NOT BE CHARGED WITH POSSESSION OF DRUG PARAPHERNALIA FOR POSSESSION OF THE NEEDLE OR OTHER SHARP OBJECT.

S.B. 528 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT PETIT JURORS ARE REQUIRED TO TAKE THE OATH SET FORTH IN THE NORTH CAROLINA CONSTITUTION AND TO PROVIDE CONSISTENCY BETWEEN THE STATUTES SETTING FORTH THE OATHS TO BE TAKEN BY PETIT JURORS.

Representative Daughtry, Chair, for the Standing Committee on Judiciary, refers the following bills to Judiciary Subcommittee B:

H.B. 618, A BILL TO BE ENTITLED AN ACT TO AMEND THE FIREARM RESTORATION LAW BY SHORTENING THE TIME PERIOD A PERSON MUST WAIT TO PETITION FOR RESTORATION OF FIREARM RIGHTS AND BY PROVIDING THAT A PERSON WHO HAS MORE THAN ONE NONVIOLENT FELONY MAY PETITION FOR RESTORATION OF FIREARM RIGHTS AFTER WAITING AN ADDITIONAL PERIOD OF TIME.

S.B. 316 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A REBUTTABLE PRESUMPTION EXISTS IN CERTAIN CIRCUMSTANCES THAT A PERSON CHARGED WITH

A FELONY OR CLASS A1 MISDEMEANOR OFFENSE INVOLVING THE ILLEGAL USE, POSSESSION, OR DISCHARGE OF A FIREARM SHOULD NOT BE RELEASED PRIOR TO TRIAL, AND TO AMEND CERTAIN BOND PROVISIONS.

Representative Daughtry, Chair, for the Standing Committee on Judiciary, refers **H.B. 590**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO CHILD CUSTODY TO PROVIDE FOR A REBUTTABLE PRESUMPTION OF SHARED PARENTING, to Judiciary Subcommittee C.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By the Committee on Rules, Calendar, and Operations of the House; and Representatives J. Bell, Glazier, Jordan, Lambeth, and Setzer:

H.R. 1003, A HOUSE RESOLUTION RECOGNIZING THE ACHIEVEMENTS OF THE 2012 WINSTON-SALEM STATE UNIVERSITY FOOTBALL TEAM.

Pursuant to Rule 32(a), the resolution is placed on today's Calendar.

By the Committee on Rules, Calendar, and Operations of the House:

H.B. 1004, A BILL TO BE ENTITLED AN ACT TO PERMIT MULTIFAMILY DEVELOPMENT ON CERTAIN TRACTS IN THE TOWN OF ABERDEEN, is referred to the Committee on Government.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 287 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW GOVERNING BOARDS OF CERTAIN COUNTIES, ALL THE MUNICIPALITIES LOCATED WHOLLY IN THOSE COUNTIES, AND CERTAIN MUNICIPALITIES TO GIVE ELECTRONIC NOTICE, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

April 25, 2013

S.B. 539 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ADMINISTRATIVE OFFICE OF THE COURTS TO OBTAIN ACCESS TO DATE OF BIRTH INFORMATION FOR PURPOSES OF ADDING A UNIQUE IDENTIFIER THAT CAN BE USED TO REMOVE DUPLICATE JUROR RECORDS WHEN PREPARING THE MASTER JURY LIST, is read the first time and referred to Judiciary Subcommittee C.

CALENDAR

Action is taken on the following:

H.R. 210 (Committee Substitute), A HOUSE RESOLUTION HONORING ARTHEL LANE "DOC" WATSON, LEGENDARY SINGER AND MUSICIAN.

REPRESENTATIVE STAM, SPEAKER PRO TEMPORE, PRESIDING.

The resolution is adopted, by electronic vote (110-0), and ordered printed.

H.B. 524, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF GREENSBORO TO AUTHORIZE THE CITY TO ESTABLISH A SMALL BUSINESS ENTERPRISE PROGRAM AND TO CHANGE CERTAIN REFERENCES FROM BUILDING INSPECTOR TO COMPLIANCE OFFICER, passes its second reading by electronic vote (113-0).

Representatives Dixon and Lucas request and are granted leave of the House to be recorded as voting "aye". The adjusted vote total is (115-0).

Representative Brandon offers Amendment No. 1 which is adopted.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

GUESTS

The Chair appoints Representatives Conrad, Hanes, Lambeth, and Terry to escort the Winston-Salem State University Football Team, to the Well of the House for the reading of the following resolution.

CALENDAR (continued)

H.R. 1003, A HOUSE RESOLUTION RECOGNIZING THE ACHIEVEMENTS OF THE 2012 WINSTON-SALEM STATE UNIVERSITY FOOTBALL TEAM.

SPEAKER TILLIS PRESIDING.

The resolution is adopted, by electronic vote (118-0), and ordered printed.

The Committee escorts the 2012 Winston-Salem State University Football Team from the Chamber.

H.B. 173 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE NORTH CAROLINA CONTROLLED SUBSTANCES REPORTING SYSTEM ACT, AS RECOMMENDED BY THE CHILD FATALITY TASK FORCE.

Representative Horn offers Amendment No. 1 which is adopted by electronic vote (115-0).

Representative Horn offers Amendment No. 2.

Representative Horn withdraws Amendment No. 2.

The bill, as amended, passes its second reading by electronic vote (110-1).

Representatives D. Hall and Michaux request and are granted leave of the House to be recorded as voting "aye". The adjusted vote total is (112-1).

On motion of the Chair and without objection, the bill is placed on the Calendar of April 30.

H.B. 279 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO TRANSFER CERTAIN ENVIRONMENTAL PERMITS ASSOCIATED WITH PROPERTY DEVELOPMENT WHEN THE ORIGINAL PROPERTY OWNER IS UNWILLING OR UNABLE TO AGREE TO THE PERMIT TRANSFER, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

April 25, 2013

H.B. 340 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE DEPARTMENT OF INSURANCE TO LICENSE NATIONAL TRAVEL INSURANCE PRODUCERS TO SELL TRAVEL INSURANCE THROUGH THIRD-PARTY TRAVEL RETAILERS, passes its second reading, by electronic vote (113-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 369 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE PENALTIES FOR VIOLATION OF THE SEED LAW.

REPRESENTATIVE T. MOORE PRESIDING.

The bill passes its second reading, by electronic vote (115-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 391, A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF RETIREMENT TO CLARIFY THAT SERVICE AS A VOLUNTEER GUARDIAN AD LITEM IN THE GUARDIAN AD LITEM PROGRAM IS NOT CONSIDERED SERVICE FOR THE PURPOSE OF THAT DEFINITION, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 410 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO CANCEL A CERTIFICATE OF TITLE TO A MANUFACTURED HOME WHEN THE PERSON REQUESTING CANCELLATION DOES NOT HAVE THE CERTIFICATE OF TITLE, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 452 (Committee Substitute No. 2), AN ACT TO IMPLEMENT CRITICAL SCHOOL SAFETY MEASURES, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

April 25, 2013

H.B. 466, A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE PRIVATE PROTECTIVE SERVICES ACT AND TO CREATE CERTAIN FEES, passes its second reading, by electronic vote (115-1), and there being no objection is read a third time.

Representative Cunningham requests and is granted leave of the House to change her vote from "no" to "aye". The adjusted vote total is (116-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 513 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW A DEALER LICENSE PLATE TO BE DISPLAYED ON A MOTOR VEHICLE DRIVEN BY CERTAIN PERSONS EMPLOYED BY AN INDEPENDENT CAR DEALER OR RELATED TO A PERSON EMPLOYED BY AN INDEPENDENT CAR DEALER, passes its second reading, by electronic vote (115-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 543 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ALLOWING PROVIDERS OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, OR SUBSTANCE ABUSE SERVICES TO SERVE AS UNCOMPENSATED, COURT-APPOINTED GUARDIANS TO UN-RELATED CLIENTS, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of the Chair and without objection, **H.B. 35** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT ISSUANCE OF DEBT UNDER THE STATE CAPITAL FACILITIES FINANCE ACT, is withdrawn from the Calendar and re-referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative Lewis and without objection, **H.B. 609** (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO HEALTH BENEFIT PLAN COVERAGE FOR ORALLY ADMINIS-TERED ANTICANCER DRUGS, is withdrawn from the Calendar and re-referred to the Committee on Insurance.

H.B. 605 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ESTABLISHING A SUBCOMMITTEE ON AGING OF THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON HEALTH AND HUMAN SERVICES.

April 25, 2013

Representative Cotham offers Amendment No. 1 which is adopted by electronic vote (116-0).

The bill, as amended, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

Representatives Earle and Goodman request and are granted leave of the House to be recorded as voting "aye". The adjusted vote total is (116-0).

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 686 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO RENAME THE NC SEAFOOD INDUSTRIAL PARK AUTHORITY TO REFLECT ITS BROADER MISSION AND TO MAKE OTHER MODIFICATIONS TO THE AUTHORITY'S ENABLING LEGISLATION, passes its second reading, by electronic vote (115-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

SPEAKER TILLIS PRESIDING.

H.B. 688 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE CONTINUING EDUCATION REQUIREMENTS FOR CERTIFIED WELL CONTRACTORS, passes its second reading, by electronic vote (115-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 673 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE ISSUANCE OF A RESTRICTED LICENSE TO AN INDIVIDUAL THAT MEETS CERTAIN REQUIREMENTS FOR THE USE OF BIOPTIC TELESCOPIC LENSES, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 704 (Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON HEALTH AND HUMAN SERVICES TO STUDY THE USE OF TELEMEDICINE IN PROMOTING INCREASED ACCESS TO HEALTH CARE, REDUCING HEALTH DISPARITIES, AND PROVIDING FOR MORE EFFICIENT HEALTH CARE DELIVERY; AND PROHIBITING

THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FROM ADOPTING MEDICAL COVERAGE POLICIES THAT DISCOURAGE THE USE OF TELEMEDICINE UNDER MEDICAID AND HEALTH CHOICE, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 756 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPROVE THE NORTH CAROLINA RECREATIONAL USE STATUTE BY CLARIFYING THAT EQUINE RECREATION WHERE THE LANDOWNER RECEIVES NO COMPENSATION IS SUBJECT TO THE RECREATIONAL USE STATUTE AND NOT THE EQUINE ACTIVITY LIABILITY STATUTE, BY CLARIFYING THAT CONTRACTUAL RELEASES ARE NOT ABROGATED OR INVALIDATED BY THE RECREATIONAL USE STATUTE, AND BY ALLOWING A CHARGE FOR ACTIVITIES SUBJECT TO THE RECREATIONAL USE STATUTE WHEN THE CHARGE IS IMPOSED BY CERTAIN ACTIVITY SPONSORS AND NOT THE LANDOWNER, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 760 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT STUDENTS WHO DEMONSTRATE DIFFICULTY WITH READING DEVELOPMENT MAY ATTEND SUMMER READING CAMPS, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 761 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT WELL CONTRACTORS FROM ELECTRICAL CONTRACTORS LICENSING REQUIREMENTS AND TO REQUIRE ELECTRICAL TRAINING FOR INITIAL WELL CONTRACTOR CERTIFICATION.

Representative Hager offers Amendment No. 1 which is adopted by electronic vote (116-0).

The bill, as amended, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

April 25, 2013

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 824 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE PUBLIC SCHOOLS TO HAVE EMERGENCY EPINEPHRINE AUTO-INJECTORS ON SCHOOL PROPERTY FOR USE IN AN EMERGENCY, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 892 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE ADMINISTRATIVE PROCEDURE ACT TO ELIMINATE THE REQUIREMENT THAT AN AGENCY PREPARE A FISCAL NOTE WHEN REPEALING A RULE, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative T. Moore and without objection, **H.B. 220**, A BILL TO BE ENTITLED AN ACT DESIGNATING JULY TWENTY-SECOND OF EACH YEAR AS NORTH CAROLINA FRAGILE X AWARENESS DAY, is withdrawn from the Calendar of April 29 and placed on the Calendar of May 6.

On motion of Representative T. Moore and without objection, **S.B. 83** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENCOURAGE VOLUNTEER HEALTH CARE IN FREE CLINICS BY LIMITING THE LIABILITY OF MEDICAL AND HEALTH CARE PROVIDERS IF THE FREE CLINIC PROVIDES PATIENTS WITH NOTICE OF LIMITED LIABILITY, is withdrawn from the Calendar and placed on the Calendar of April 30.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from permanent subcommittee is presented:

By Representative Catlin, Chair, for the Regulatory Reform Subcommittee on Environmental, with approval of standing committee Chair for report to be made directly to the floor of the House:

April 25, 2013

H.B. 662, A BILL TO BE ENTITLED AN ACT ALLOWING LICENSED IRRIGATION CONTRACTORS TO INSTALL AND SERVICE BACKFLOW PREVENTION ASSEMBLIES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 30. The original bill is placed on the Unfavorable Calendar.

CONFERENCE REPORT

Representative S. Ross sends forth the Conference Report on **S.B. 117** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CODIFY THE COMMON LAW THAT IT IS MURDER WHERE A CHILD WHO IS BORN ALIVE DIES AS THE RESULT OF INJURIES INFLICTED PRIOR TO THE CHILD'S BIRTH, AND TO PROVIDE THAT THE ACT SHALL BE ENTITLED "LILY'S LAW." Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of April 30.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representatives Stone and Warren, Chairs, for the Committee on Government:

H.B. 108, A BILL TO BE ENTITLED AN ACT TO EXEMPT VEHICLES USED BY THE ROWAN COUNTY SHERIFF'S OFFICE FROM THE PROHIBITION ON USING PUBLICLY OWNED VEHICLES FOR PRIVATE PURPOSES IN G.S. 14-247, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 30.

H.B. 422, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF MARSHVILLE TO DELETE THE PROVISIONS FOR UTILITY BILLING AND TERMINATION OF UTILITY SERVICES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 30.

H.B. 778, A BILL TO BE ENTITLED AN ACT TO FACILITATE IMPLEMENTATION OF RECOMMENDED EFFICIENCIES IN STATE GOVERNMENT, with a favorable report.

April 25, 2013

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 30.

H.B. 807, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE NC BUILDING CODE COUNCIL TO MAKE THE NORTH CAROLINA BUILDING CODE AVAILABLE FOR DOWNLOAD ONLINE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 30.

H.B. 894, A BILL TO BE ENTITLED AN ACT AUTHORIZING CITIES AND COUNTIES TO ALLOCATE EXCESS STORMWATER CAPACITY FOR URBAN REDEVELOPMENT PROJECTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 30.

S.B. 75 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COUNTY OF ONSLOW TO ENTER INTO A PUBLIC-PRIVATE PARTNERSHIP, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 30.

H.B. 625, A BILL TO BE ENTITLED AN ACT RELATING TO ZONING PROVISIONS FOR TEMPORARY HEALTH CARE STRUCTURES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 769, A BILL TO BE ENTITLED AN ACT AMENDING THE ZONING LAWS TO LIMIT WHEN COUNTIES MAY RESTRICT THE PLACEMENT OF MANUFACTURED HOMES IN AREAS ZONED FOR SINGLE-FAMILY RESIDENTIAL USE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 30. The original bill is placed on the Unfavorable Calendar.

H.B. 788, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTE GOVERNING THE POWERS OF WATER AND SEWER AUTHORITIES TO ALLOW THE AUTHORITY TO SET FLEXIBLE

RATES FOR WATER RESOURCES STORAGE OR PROTECTION PROGRAMS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 30. The original bill is placed on the Unfavorable Calendar.

H.B. 442, A BILL TO BE ENTITLED AN ACT TO REQUIRE AN ADDITIONAL PETITION BE SUBMITTED TO THE MUNICIPAL INCORPORATIONS SUBCOMMITTEE, TO SET A TIME LIMIT ON THE LIFE OF THE PETITIONS SUBMITTED TO THAT SUB-COMMITTEE, AND TO MAKE TECHNICAL CORRECTIONS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 870, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL PUBLIC BODIES TO RECORD MEETINGS HELD IN CLOSED SESSION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to Judiciary Subcommittee A.

The committee substitute bill is re-referred to Judiciary Subcommittee A. The original bill is placed on the Unfavorable Calendar.

CONFERENCE REPORT

Representative Murry moves that the following Conference Report not be adopted.

House Committee Substitute No. 2 for S.B. 10

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 10, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE GOVERNMENT REDUC-TION AND EFFICIENCY ACT OF 2013, House Committee Substitute #2 Favorable 2/28/13, Sixth Edition Engrossed 3/4/13, submit the following report:

April 25, 2013

The Senate and the House agree to the following amendment to the House Committee Substitute #2 Favorable 2/28/13, Sixth Edition Engrossed 3/4/13, and the Senate concurs in the House Committee Substitute as amended:

Delete the entire House Committee Substitute #2 Favorable 2/28/13, Sixth Edition Engrossed 3/4/13, and substitute the attached Proposed Conference Committee Substitute S10-PCCS15255-RO-1.

The conferees recommend that the Senate and the House of Representatives adopt this report.

Date conferees approved report: April 24, 2013.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ Apodaca, Chair	S/ Tom Murry, Chair
S/ Bob Rucho	S/ Edgar V. Starnes
S/ Harry Brown	S/ Ruth Samuelson
S/ Shirley B. Randleman	S/ Mike Hager
	S/ Tim Moore
	S/ J. Nelson Dollar

The Conference Report fails of adoption, by electronic vote (0-116), and the Senate is so notified by Special Message.

SPECIAL MESSAGE FROM THE SENATE

2013 GENERAL ASSEMBLY
FIRST SESSION 2013

Senate Chamber
April 25, 2013

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **S.B. 10** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT ESTABLISHING THE GOVERNMENT REDUCTION AND EFFICIENCY ACT OF 2013.

April 25, 2013

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,
S/ Sarah Lang
Principal Clerk

Representative T. Moore moves, seconded by Representative Hardister, that the House adjourn, subject to the receipt of Committee Reports, and the referral of bills to committees, to reconvene Monday, April 29, 2013 at 4:00 p.m.

The motion carries.

RE-REFERRALS

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 726**, A BILL TO BE ENTITLED AN ACT EXEMPTING TIER ONE AND TWO COUNTIES FROM THE NON-SUPPLANT REQUIREMENT UNDER THE LOW-WEALTH COUNTIES SCHOOL FUNDING FORMULA, MODIFYING THE NONSUPPLANT REQUIREMENT FOR SUBSEQUENT FISCAL YEARS, AND DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY ADJUSTMENTS TO SCHOOL FUNDING FORMULAS, is withdrawn from the Committee on Appropriations and re-referred to the Committee on Education.

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 811**, A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS PERTAINING TO THE PRACTICE OF FUNERAL SERVICE, is withdrawn from the Committee on Finance and re-referred to Judiciary Subcommittee C and, if favorable, to the Committee on Finance.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representatives McElraft and West, Chairs, for the Committee on Environment:

H.B. 458, A BILL TO BE ENTITLED AN ACT TO REQUIRE A CONSULTATION WITH COUNTY BOARDS WHEN PERMITS FOR LAND APPLICATION OF WASTE WITHIN THAT COUNTY ARE

ISSUED BY THE ENVIRONMENTAL MANAGEMENT COMMISSION; TO INCREASE THE THRESHOLD FOR DEPARTMENT OF TRANSPORTATION INFORMAL BID PROCEDURES; TO STUDY STATE PAYMENTS IN LIEU OF TAXES FOR PUBLIC LANDS; AND TO STUDY THE E911 SYSTEM AND ITS RELATIONSHIP WITH LOCAL 911 SYSTEMS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Transportation.

The committee substitute bill is re-referred to the Committee on Transportation. The original bill is placed on the Unfavorable Calendar.

The House stands adjourned at 2:45 p.m.

FIFTY-SECOND DAY

HOUSE OF REPRESENTATIVES
Monday, April 29, 2013

The House meets at 4:00 p.m. pursuant to adjournment and is called to order by Representative Stam, Speaker Pro Tempore.

Prayer is offered by Representative Justin Burr.

The Chair leads the Body in the Pledge of Allegiance.

Representative Burr for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 25 has been examined and found correct. Upon his motion, the Journal is approved as written.

There are no excused absences for today.

ENROLLED BILLS

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.J.R. 599, A JOINT RESOLUTION SUPPORTING THE GOVERNOR'S PROCLAMATION FOR A WEEK OF PRAYER FOR NORTH CAROLINA. (RESOLUTION 2013-9)

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 122, AN ACT TO ADD THE OFFENSE OF HUMAN TRAFFICKING TO THE LIST OF CRIMINAL CONVICTIONS THAT REQUIRE REGISTRATION UNDER THE SEX OFFENDER AND PUBLIC PROTECTION REGISTRATION PROGRAM. (S.L. 2013-33)

S.B. 228, AN ACT PROVIDING THAT A UNIT OWNER IN A CONDOMINIUM AND A LOT OWNER IN A PLANNED COMMUNITY SHALL AFFORD ACCESS THROUGH THE LIMITED COMMON ELEMENT ASSIGNED OR ALLOCATED TO THE OWNER'S UNIT OR LOT TO THE ASSOCIATION AND, WHEN NECESSARY, TO OTHER UNIT OR LOT OWNERS FOR THE PURPOSE OF CONDUCTING MAINTENANCE, REPAIR, OR REPLACEMENT ACTIVITIES AND PROVIDING THAT A UNIT OR LOT OWNER IS LEGALLY RESPONSIBLE FOR DAMAGE TO A LIMITED COMMON ELEMENT CAUSED BY THE UNIT OR LOT OWNER AND CLARIFYING THE LAWS REGARDING THE POWERS AND DUTIES OF A PLANNED COMMUNITY AND AMENDING THE PROCEDURES REGARDING AMENDMENT OF A RECORDED DECLARATION. (S.L. 2013-34)

H.B. 75, AN ACT TO INCREASE THE PENALTY FOR VARIOUS CRIMINAL OFFENSES OF FELONY CHILD ABUSE AND TO REQUIRE THAT THE OFFICIAL RECORD OF A DEFENDANT CONVICTED OF CHILD ABUSE OR OTHER ASSAULTS AGAINST A MINOR INDICATES THAT THE OFFENSE INVOLVED CHILD ABUSE. (S.L. 2013-35)

S.B. 148, AN ACT TO EXEMPT THE BONDING OF CORRUGATED STAINLESS STEEL TUBING (CSST) GAS PIPING SYSTEMS FROM LICENSING REQUIREMENTS UNDER THE LAWS PERTAINING TO ELECTRICAL CONTRACTORS. (S.L. 2013-36)

MESSAGES FROM THE SENATE

The following are received from the Senate:

H.B. 555 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW BUNCOMBE COUNTY TO USE THE DESIGN-BUILD METHOD OF CONSTRUCTION, is returned for concurrence in the Senate committee substitute bill and referred to the Committee on Government.

April 29, 2013

S.B. 455 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE PENALTIES FOR VIOLATION OF THE SEED LAW, is read the first time and referred to the Committee on Agriculture and, if favorable, to Judiciary Subcommittee B.

S.B. 545, A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE USE OF A MASTER METER FOR ELECTRIC AND NATURAL GAS SERVICE WHEN THE TENANT AND LANDLORD HAVE AGREED IN THE LEASE THAT THE COST OF THE SERVICES SHALL BE INCLUDED IN THE RENTAL PAYMENTS AND THE SERVICE SHALL BE IN THE LANDLORD'S NAME, is read the first time and referred to Judiciary Subcommittee B.

SUBCOMMITTEE REFERRALS

Representative Murry, Chair, for the Regulatory Reform Subcommittee on Business and Labor, refers the following bills to the Committee on Regulatory Reform:

H.B. 83 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE MONETARY THRESHOLD FOR EXPEDITED CERTIFICATE OF NEED REVIEW; TO INCREASE THE MONETARY THRESHOLDS TRIGGERING CERTIFICATE OF NEED REVIEW FOR CAPITAL EXPENDITURES AND THE PURCHASE OF MAJOR MEDICAL EQUIPMENT; TO EXEMPT REPLACEMENT EQUIPMENT FROM CERTIFICATE OF NEED REVIEW REGARDLESS OF COST; TO REQUIRE AFFECTED PERSONS SEEKING TO FILE A PETITION FOR A CONTESTED CASE OR AN APPEAL CHALLENGING CERTIFICATE OF NEED APPROVAL TO DEPOSIT A SEPARATE BOND FOR EACH APPROVED APPLICATION THAT IS THE SUBJECT OF THE PETITION OR APPEAL; TO INCREASE THE AMOUNT OF THE MAXIMUM BOND REQUIREMENT; TO GIVE THE COURT OF APPEALS GREATER DISCRETION IN IMPOSING A HIGHER BOND AMOUNT; AND TO REQUIRE THE COURT TO AWARD COSTS AND REASONABLE ATTORNEYS' FEES TO ANY CERTIFICATE OF NEED APPLICANT WHOSE APPROVED NEW INSTITUTIONAL HEALTH SERVICE IS THE SUBJECT OF A CONTESTED CASE PETITION DETERMINED TO BE FRIVOLOUS OR FILED TO DELAY THE APPLICANT.

H.B. 834, A BILL TO BE ENTITLED AN ACT AMENDING THE LOCKSMITH LICENSING ACT, EXPANDING THE AUTHORITY OF THE LOCKSMITH LICENSING BOARD TO REGULATE INSTITUTIONAL LOCKSMITHS, AND RAISING THE CEILING ON CERTAIN FEES.

April 29, 2013

Representative Torbett, Chair, for the Commerce and Job Development Subcommittee on Military and Agriculture, refers **H.B. 629**, A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF A SPECIAL PURPOSE PROJECT TO INCLUDE SOLID WASTE DISPOSAL FACILITIES, to the Committee on Commerce and Job Development.

RE-REFERRALS

On motion of Representative Burr, pursuant to Rule 39.2, and without objection, **H.B. 327** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODERNIZE, UPDATE, AND CLARIFY THE STATUTES GOVERNING THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND BY ADDING A DEFINITION SECTION TO THE STATUTES, TO REPEAL ARCHAIC AND UNNECESSARY PROVISIONS, TO MAKE THE PROVISIONS GENDER NEUTRAL, TO ELIMINATE THE BOARD OF TRUSTEES WHILE TRANSFERRING ITS AUTHORITY TO THE BOARD OF TRUSTEES OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, TO ESTABLISH A FIREFIGHTERS' AND RESCUE SQUAD WORKERS' ADVISORY PANEL, TO ALLOW IN-SERVICE DISTRIBUTIONS TO PARTICIPANTS, TO PROHIBIT CERTAIN FELONS FROM PARTICIPATING IN THE FUND, AND TO ESTABLISH AN AGGRAVATING FACTOR FOR DEFENDANTS WHO COMMIT OFFENSES DIRECTLY RELATED TO THEIR SERVICE AS FIREFIGHTERS OR RESCUE SQUAD WORKERS, is withdrawn from the Committee on Appropriations and re-referred to the Committee on Finance.

On motion of Representative Burr, a serial referral for **H.B. 823**, A BILL TO BE ENTITLED AN ACT TO CREATE A SEARCHABLE BUDGET DATABASE FOR STATE SPENDING, to the Committee on Appropriations is added.

On motion of Representative Burr, pursuant to Rule 39.2, and without objection, **H.B. 982**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE MEDICAID SUBROGATION STATUTE IN RESPONSE TO THE UNITED STATES SUPREME COURT DECISION IN WOS V. E.M.A., is withdrawn from the Committee on Health and Human Services and re-referred to Judiciary Subcommittee A.

On motion of Representative Burr, seconded by Representative Iler, the House adjourns at 4:05 p.m. to reconvene April 30 at 2:00 p.m.

April 29, 2013

FIFTY-THIRD DAY

HOUSE OF REPRESENTATIVES
Tuesday, April 30, 2013

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by Representative David Lewis:

"Lord of Providence:

"We thank You for the blessings of liberty and freedom giving us the opportunity to safely gather together today.

"We thank You for those men and women who have shared and sacrificed the time, talent, and treasure You gave them and they invested to build the foundation of this great Republic.

"Lord, for the innumerable, abundant, and continuing blessings You give to us, we thank You.

"Lord, we ask You to extend Your protective hand to every man and woman serving in our military and keep them safe as they stand in harm's way.

"We pray Lord, for Your comforting hand to be placed upon our neighbors across this nation and our world, who struggle with hardships and challenges.

"We ask Lord that You please continue to watch over those assembled here today and that our actions and conduct be pleasing in Your sight.

"Lord, we pray for your guidance so that all of us may have the knowledge and temperance to commit ourselves to truly working for justice for all.

"Finally, Lord, please touch our hearts and remind us all here and across this nation that our mutual pathway to renewal is not a divisive assortment of 'us' vs. 'them,' but instead a nation of 'we,' in service to You and our fellow man. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 29 has been examined and found correct. Upon his motion, the Journal is approved as written.

April 30, 2013

A leave of absence is granted Representative Carney for today.

THE RECEIVING OF PETITIONS, MEMORIALS AND PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO THE HOUSE

STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR
20301 Mail Service Center•Raleigh, NC 27699-0301

Pat McCrory
Governor

April 29, 2013

Ms. Denise Weeks
House Principal Clerk
North Carolina House of Representatives
16 West Jones Street, Room 2319
Raleigh, NC 27601-2808

Dear Ms. Weeks:

Pursuant to North Carolina General Statute § 62-10, I am pleased to recommend Rep. Jerry Dockham and James Patterson to six year terms on the North Carolina Utilities Commission and submit their names for confirmation to the North Carolina General Assembly. Their terms shall begin July 1st, 2013 and will expire June 30th, 2019.

- Rep. Jerry Dockham of Davidson County as an At-Large member.
- Mr. James Patterson of Guilford County as an At-Large member.

Included you will find biographical information for each appointee. Please feel free to contact my staff for any additional information.

Sincerely,
S/ Pat McCrory
Governor

The letter is referred to the Committee on Rules, Calendar, and Operations of the House.

April 30, 2013

STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR
20301 Mail Service Center•Raleigh, NC 27699-0301

Pat McCrory
Governor

April 29, 2013

Ms. Denise Weeks
House Principal Clerk
North Carolina House of Representatives
16 West Jones Street, Room 2319
Raleigh, NC 27601-2808

Dear Ms. Weeks:

Pursuant to North Carolina General Statute § 62-15, I am pleased to recommend Mr. Christopher Ayers to a six-year term to serve as Executive Director of the North Carolina Utilities Commission for confirmation by the North Carolina General Assembly. His term shall begin July 1st, 2013 and will expire on June 30th, 2019.

Included you will fine biographical information for the appointee. Please feel free to contact my staff for any additional information.

Sincerely,
S/ Pat McCrory
Governor

The letter is referred to the Committee on Rules, Calendar, and Operations of the House.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 240, AN ACT DIRECTING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE NORTH CAROLINA MEDICAL BOARD TO DEVELOP RULES GOVERNING REQUESTS FOR AND RELEASE OF PATHOLOGICAL MATERIALS, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION ON PATHOLOGICAL MATERIALS.

April 30, 2013

S.B. 369, AN ACT TO CLARIFY CERTAIN NAME CHANGE REQUIREMENTS AND AUTHORIZE A PARENT TO APPLY FOR A NAME CHANGE FOR A MINOR CHILD WITHOUT CONSENT OF THE OTHER PARENT IF THE OTHER PARENT HAS BEEN CONVICTED OF CERTAIN CRIMINAL OFFENSES AGAINST THE MINOR CHILD OR A SIBLING OF THE MINOR CHILD.

H.B. 247, AN ACT TO ALLOW HEALTH PROVIDERS AND HEALTH INSURERS TO FREELY NEGOTIATE REIMBURSEMENT RATES BY PROHIBITING CONTRACT PROVISIONS THAT RESTRICT RATE NEGOTIATIONS.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representatives Johnson and Langdon, Chairs, for the Committee on Education:

H.B. 896, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SUPERINTENDENT, WITH THE CONSENT OF THE SCHOOL BOARD, TO DESIGNATE A DESIGNEE TO APPEAR BEFORE THE LOCAL BOARDS OF EDUCATION FOR TEACHER EMPLOYMENT HEARINGS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 1.

H.B. 501, A BILL TO BE ENTITLED AN ACT PROVIDING THAT BUNCOMBE COUNTY IS AUTHORIZED TO CONSTRUCT COMMUNITY COLLEGE BUILDINGS ON THE CAMPUSES OF ASHEVILLE-BUNCOMBE TECHNICAL COMMUNITY COLLEGE WITHIN THE COUNTY, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 754, A BILL TO BE ENTITLED AN ACT AUTHORIZING COMMUNITY COLLEGES TO ACQUIRE REAL PROPERTY BY LEASE PURCHASE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

April 30, 2013

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 1. The original bill is placed on the Unfavorable Calendar.

H.B. 903, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA TO FULLY ADHERE TO THE AGREEMENT WITH THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM REGARDING THE TRANSFER OF COURSES AND ACADEMIC CREDITS BETWEEN THE TWO SYSTEMS AND THE ADMISSION OF TRANSFER STUDENTS AND TO DIRECT THE UNIVERSITY OF NORTH CAROLINA AND THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM TO REPORT BIANNUALLY REGARDING THE AGREEMENT TO THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 1. The original bill is placed on the Unfavorable Calendar.

By Representatives Hollo and Jones, Chairs, for the Committee on Health and Human Services:

H.R. 866, A HOUSE RESOLUTION SUPPORTING AWARENESS OF A DISORDER KNOWN AS PRETERM PREMATURE RUPTURE OF MEMBRANES, with recommendation that it be adopted.

Pursuant to Rule 36(b), the resolution is placed on the Calendar of May 1.

H.B. 867, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR THE MOVEMENT OF CERTAIN MEDICAID RECIPIENTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 1.

S.B. 98, A BILL TO BE ENTITLED AN ACT TO EXPAND THE NEWBORN SCREENING PROGRAM ESTABLISHED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO INCLUDE NEWBORN SCREENING FOR CONGENITAL HEART DISEASE UTILIZING PULSE OXIMETRY, AS RECOMMENDED BY THE NORTH CAROLINA CHILD FATALITY TASK FORCE, with a favorable report.

April 30, 2013

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 1.

S.B. 456 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO DESIGNATE QUALIFIED HOSPITALS AS PRIMARY STROKE CENTERS, AS RECOMMENDED BY THE JUSTUS-WARREN HEART DISEASE AND STROKE PREVENTION TASK FORCE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 1.

By Representative Dockham, Chair, for the Committee on Insurance:

H.B. 650, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING, CONFORMING, AND OTHER CHANGES TO THE NORTH CAROLINA LIFE AND HEALTH INSURANCE GUARANTY ASSOCIATION ACT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 1.

By Representatives McElraft and West, Chairs, for the Committee on Environment:

H.B. 581, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE ADOPTION OF RULES BY THE WILDLIFE COMMISSION IS NOT REQUIRED PRIOR TO THE ISSUANCE OF TROPHY WILDLIFE SALE PERMITS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 1. The original bill is placed on the Unfavorable Calendar.

By Representatives Jordan and McGrady, Chairs, for Judiciary Subcommittee B, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 331, A BILL TO BE ENTITLED AN ACT TO STABILIZE TITLES AND TO PROVIDE A UNIFORM PROCEDURE TO ENFORCE CLAIMS OF LIEN SECURING SUMS DUE CONDOMINIUM AND PLANNED COMMUNITY ASSOCIATIONS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

April 30, 2013

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 1. The original bill is placed on the Unfavorable Calendar.

By Representatives Howard, R. Brawley, Lewis, and Setzer, Chairs, for the Committee on Finance:

H.B. 200 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CORRECT GENERAL REAPPRAISALS RESULTING IN PROPERTY VALUES THAT DO NOT COMPLY WITH THE REQUIREMENTS OF NORTH CAROLINA LAW BY SETTING FORTH THE STEPS REQUIRED TO BRING THE GENERAL REAPPRAISAL INTO COMPLIANCE WITH THE APPLICABLE PROPERTY TAX MANDATES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 1.

H.B. 234, A BILL TO BE ENTITLED AN ACT TO CORRECT A TECHNICAL ERROR IN THE DISTRIBUTION OF CERTAIN NET PROFITS FROM THE PENDER COUNTY BOARD OF ALCOHOLIC CONTROL, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 1. The original bill is placed on the Unfavorable Calendar.

H.B. 327 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODERNIZE, UPDATE, AND CLARIFY THE STATUTES GOVERNING THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND BY ADDING A DEFINITION SECTION TO THE STATUTES, TO REPEAL ARCHAIC AND UNNECESSARY PROVISIONS, TO MAKE THE PROVISIONS GENDER NEUTRAL, TO ELIMINATE THE BOARD OF TRUSTEES WHILE TRANSFERRING ITS AUTHORITY TO THE BOARD OF TRUSTEES OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, TO ESTABLISH A FIREFIGHTERS' AND RESCUE SQUAD WORKERS' ADVISORY PANEL, TO ALLOW IN-SERVICE DISTRIBUTIONS TO PARTICIPANTS, TO PROHIBIT CERTAIN FELONS FROM PARTICIPATING IN THE FUND, AND TO ESTABLISH AN AGGRAVATING FACTOR FOR DEFENDANTS WHO COMMIT OFFENSES DIRECTLY RELATED TO THEIR SERVICE AS FIREFIGHTERS OR RESCUE SQUAD WORKERS, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

April 30, 2013

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 1. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 484 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PERMITTING PROGRAM FOR THE SITING AND OPERATION OF WIND ENERGY FACILITIES, with a favorable report as to Committee Substitute Bill No. 3, unfavorable as to Committee Substitute Bill No. 2.

Pursuant to Rule 36(b), Committee Substitute Bill No. 3 is placed on the Calendar of May 1. Committee Substitute Bill No. 2 is placed on the Unfavorable Calendar.

H.B. 708, A BILL TO BE ENTITLED AN ACT PROVIDING THAT A MUNICIPALITY OR COUNTY OWNING OR OPERATING A PUBLIC ENTERPRISE SHALL USE REVENUE DERIVED FROM RATES, FEES, CHARGES, AND PENALTIES FOR THE USE OF OR THE SERVICES FURNISHED BY THE PUBLIC ENTERPRISE TO PAY THE COSTS OF OPERATING THE PUBLIC ENTERPRISE AND TO MAKE DEBT SERVICE PAYMENTS AND SHALL USE EXCESS REVENUE FOR LOWERING RATES AND MAKING ADDITIONAL DEBT SERVICE PAYMENTS, with a favorable report as to the committee substitute joint resolution, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute joint resolution is placed on the Calendar of May 1. The original bill is placed on the Unfavorable Calendar.

Representative Blust, Chair, for Judiciary Subcommittee A, refers **H.B. 440**, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA BENEFIT CORPORATION ACT, to the Committee on Judiciary.

Representative Daughtry, Chair, for the Standing Committee on Judiciary, refers **H.B. 536**, A BILL TO BE ENTITLED AN ACT TO REQUIRE ANYONE WHO IS CONVICTED OF DRIVING WHILE IMPAIRED, DRIVING AFTER CONSUMING ALCOHOL BEING LESS THAN TWENTY-ONE YEARS OF AGE, OR ANY OTHER IMPAIRED DRIVING OFFENSE, OR ANY PERSON WHO REFUSES A CHEMICAL ANALYSIS, TO HAVE AN IGNITION INTERLOCK SYSTEM INSTALLED ON EVERY VEHICLE THAT PERSON MAY DRIVE BEFORE THAT PERSON CAN GET A LIMITED DRIVING PRIVILEGE; TO PROVIDE THAT A PERSON WHO APPLIES FOR LIMITED DRIVING PRIVILEGES WAIVES HIS OR HER RIGHT TO CERTAIN HEARINGS

TO CONTEST THE VALIDITY OF THE REVOCATION; AND TO PROVIDE FOR THE PAYMENT OF AN ADMINISTRATIVE FEE AND COSTS ASSOCIATED WITH AN IGNITION INTERLOCK SYSTEM AND CREATE AN IGNITION INTERLOCK DEVICE FUND TO ASSIST INDIGENT PERSONS, to Judiciary Subcommittee B.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following is introduced and read the first time:

By Representative Burr:

H.B. 1005, A BILL TO BE ENTITLED AN ACT TO DISTRICT THE STANLY COUNTY BOARD OF COMMISSIONERS AND THE STANLY COUNTY BOARD OF EDUCATION, is referred to the Committee on Elections.

SPECIAL MESSAGE FROM THE SENATE

2013 GENERAL ASSEMBLY
FIRST SESSION 2013

Senate Chamber
April 29, 2013

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the conferees on **S.B. 10** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT ESTABLISHING THE GOVERNMENT REDUCTION AND EFFICIENCY ACT OF 2013, have been dismissed.

Respectfully,
S/ Sarah Lang
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

2013 GENERAL ASSEMBLY
FIRST SESSION 2013

April 30, 2013

Senate Chamber
April 29, 2013

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **S.B. 117** (Conference Report), A BILL TO BE ENTITLED AN ACT TO CODIFY THE COMMON LAW THAT IT IS MURDER WHERE A CHILD WHO IS BORN ALIVE DIES AS THE RESULT OF INJURIES INFLICTED PRIOR TO THE CHILD'S BIRTH, AND TO PROVIDE THAT THE ACT SHALL BE ENTITLED "LILY'S LAW."

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,
S/ Sarah Lang
Principal Clerk

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 137 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE REGULAR BUSINESS PRACTICE OF WAIVING REQUIRED MEDICAID AND HEALTH CHOICE RECIPIENT CO-PAYMENTS BY CERTAIN PROVIDERS, is read the first time and referred to the Committee on Health and Human Services.

S.B. 189, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW DEFINING HOME SCHOOLS, is read the first time and referred to the Committee on Education.

S.B. 201 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW HUNTING WITH A SUPPRESSOR OR OTHER DEVICE DESIGNED TO MUFFLE OR MINIMIZE THE REPORT OF A FIREARM, is read the first time and referred to the Committee on Agriculture and, if favorable, to the Committee on Environment and, if favorable, to the Committee on Judiciary and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

April 30, 2013

S.B. 243, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BOARD OF EDUCATION TO ENSURE INSTRUCTION IN CURSIVE WRITING AND MEMORIZATION OF MULTIPLICATION TABLES AS A PART OF THE BASIC EDUCATION PROGRAM, is read the first time and referred to the Committee on Education.

S.B. 378 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A REFERENDUM OF PROPANE DEALERS AND DISTRIBUTORS REGARDING A VOLUNTARY ASSESSMENT ON PROPANE TO PROVIDE FUNDING FOR PROMOTIONAL, EDUCATIONAL, AND OTHER PROGRAMS OF THE INDUSTRY, is read the first time and referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Finance.

S.B. 439 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND AND RESTATE THE NORTH CAROLINA LIMITED LIABILITY COMPANY ACT AND TO MAKE OTHER CONFORMING CHANGES, is read the first time and referred to Judiciary Subcommittee C.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Cotham and without objection, **H.B. 807**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE NC BUILDING CODE COUNCIL TO MAKE THE NORTH CAROLINA BUILDING CODE AVAILABLE FOR DOWNLOAD ONLINE, is withdrawn from the Calendar and placed on the Calendar of May 2.

CONFERENCE REPORT

Representative S. Ross moves the adoption of the following Conference Report.

House Committee Substitute for S.B. 117

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 117, A BILL TO BE ENTITLED AN ACT TO CODIFY THE COMMON LAW THAT IT IS MURDER WHERE A CHILD WHO IS BORN ALIVE DIES AS THE RESULT OF INJURIES INFLICTED PRIOR TO THE CHILD'S BIRTH, AND TO PROVIDE THAT THE ACT SHALL BE ENTITLED "LILY'S LAW," House Committee Substitute Favorable 4/4/13, submit the following report:

April 30, 2013

The Senate and House agree to the following amendments and the Senate concurs in House Committee Substitute Favorable 4/4/13, Fourth Edition, as amended:

On page 2 lines 1 through 3, by rewriting those lines to read:

"shall be determined as described in subsections (a) and (b) of this section."", and

On page 2, line 11, by rewriting that line to read:

"prior to being born alive. Nothing in this act shall be construed to apply to an unintentional act or omission committed by the child's birth mother during the pregnancy that culminated in the birth of the child."

The conferees recommend that the Senate and the House of Representatives adopt this report.

Date conferees approved report: April 25, 2013.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ Rick Gunn, Chair	S/ Stephen M. Ross, Chair
S/ Warren Daniel	S/ Tom Murry
S/ Buck Newton	S/ James Fulghum, M.D.
	S/ Nathan Baskerville

The Conference Report is adopted, by electronic vote (118-0), and the Senate is so notified by Special Message.

CALENDAR

Action is taken on the following:

H.B. 143, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF EDEN TO NEGOTIATE ANNEXATION CONTRACTS.

Representative Jones offers Amendment No. 1 which is adopted by electronic vote (118-0).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

April 30, 2013

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Lewis, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Mobley, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 118.

Voting in the negative: None.

Excused absence: Representative Carney.

H.B. 412, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF EDEN TO ENTER INTO AN AGREEMENT FOR PAYMENTS IN LIEU OF ANNEXATION, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Lewis, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Mobley, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 118.

Voting in the negative: None.

Excused absence: Representative Carney.

April 30, 2013

H.B. 108, A BILL TO BE ENTITLED AN ACT TO EXEMPT VEHICLES USED BY THE ROWAN COUNTY SHERIFF'S OFFICE FROM THE PROHIBITION ON USING PUBLICLY OWNED VEHICLES FOR PRIVATE PURPOSES IN G.S. 14-247, passes its second reading, by electronic vote (117-1), and there being no objection is read a third time.

The bill passes its third reading by electronic vote (118-0), and is ordered sent to the Senate.

H.B. 404, A BILL TO BE ENTITLED AN ACT TO ALLOW CAMDEN COUNTY TO COLLECT DELINQUENT STORMWATER UTILITY FEES IN THE SAME MANNER AS DELINQUENT PERSONAL AND REAL PROPERTY TAXES, passes its second reading, by electronic vote (117-1), and there being no objection is read a third time.

The bill passes its third reading by electronic vote (118-0), and is ordered sent to the Senate.

H.B. 422, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF MARSHVILLE TO DELETE THE PROVISIONS FOR UTILITY BILLING AND TERMINATION OF UTILITY SERVICES, passes its second reading, by electronic vote (117-1), and there being no objection is read a third time.

The bill passes its third reading, by electronic vote (118-0), and is ordered sent to the Senate.

S.B. 75 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COUNTY OF ONSLOW TO ENTER INTO A PUBLIC-PRIVATE PARTNERSHIP, passes its second reading, by electronic vote (117-1), and there being no objection is read a third time.

The bill passes its third reading, by electronic vote (118-0), and is ordered enrolled.

S.B. 152, A BILL TO BE ENTITLED AN ACT TO CORRECT A TECHNICAL ERROR IN THE AUTHORIZATION FOR THE TOWN OF BURGAW TO IMPOSE AN OCCUPANCY TAX, passes its second reading, by electronic vote (117-1), and there being no objection is read a third time.

The bill passes its third reading, by electronic vote (118-0), and is ordered enrolled.

April 30, 2013

H.B. 108, H.B. 404, H.B. 422, S.B. 75, and **S.B. 152** are local bills and without objection are voted on as a group. Representative Setzer requests and is granted leave of the House to change his vote from "no" to "aye" on the second reading. The adjusted vote total for these bills is (118-0).

H.B. 531 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND THE EXTRATERRITORIAL JURISDICTION AUTHORITY OF THE TOWN OF WEAVERVILLE, TO MAKE A SIMILAR TECHNICAL CORRECTION AS TO THE CITY OF ASHEVILLE, AND TO ALLOW THE COUNTY OF BUNCOMBE TO ZONE CERTAIN DONUT HOLES.

Representative Ramsey offers Amendment No. 1 which is adopted by electronic vote (118-0).

The bill, as amended, passes its second reading, by electronic vote (82-35), and there being no objection is read a third time.

Representative Cunningham requests and is granted leave of the House to change her vote from "aye" to "no". The adjusted vote total is (81-36).

The bill, as amended, passes its third reading, by electronic vote (83-35), and is ordered engrossed and sent to the Senate.

H.B. 173 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE NORTH CAROLINA CONTROLLED SUBSTANCES REPORTING SYSTEM ACT, AS RECOMMENDED BY THE CHILD FATALITY TASK FORCE.

Representative Horn offers Amendment No. 3 which is adopted by electronic vote (117-0).

Representative Faircloth offers Amendment No. 4 which is adopted by electronic vote (118-0).

The bill, as amended, passes its third reading, by electronic vote (117-1), and is ordered engrossed and sent to the Senate.

REPRESENTATIVE MURRY PRESIDING.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 153 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ESTABLISHING THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON GENERAL GOVERNMENT, passes its second reading, by electronic vote (115-2), and there being no objection is read a third time.

April 30, 2013

Representative Murry requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (116-2).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 379, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF THE BOARD OF AGRICULTURE OVER PLANTS, passes its second reading, by electronic vote (93-23), and there being no objection is read a third time.

Representative Murry requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (94-23).

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 399 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES REQUESTED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO LAWS PERTAINING TO CHILD ABUSE, NEGLECT, AND DEPENDENCY; MEDICAID; AND PUBLIC HEALTH.

Representative Burr offers Amendment No. 1 which is adopted by electronic vote (117-0).

Representative Murry requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (118-0).

The bill, as amended, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

Representative Murry requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (118-0).

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 635 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO (1) ALLOW A CLERK OR ASSISTANT OR DEPUTY CLERK OF SUPERIOR COURT OR A MAGISTRATE TO ISSUE BY FACSIMILE OR ELECTRONIC MAIL TRANSMISSION AN INVOLUNTARY INPATIENT COMMITMENT CUSTODY ORDER TO A PETITIONING PHYSICIAN, ELIGIBLE PSYCHOLOGIST, OR DESIGNEE AT A

TWENTY-FOUR-HOUR FACILITY WHEN THE RESPONDENT IS ALREADY PHYSICALLY PRESENT AT THE TWENTY-FOUR-HOUR FACILITY, (2) ESTABLISH PROTOCOLS FOR THE TRAINING OF PHYSICIANS, ELIGIBLE PSYCHOLOGISTS, OR DESIGNEES, AND (3) DIRECT THE SECRETARY OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO REVIEW AND REVISE THE RULES DESIGNATING FACILITIES FOR THE CUSTODY AND TREATMENT OF INVOLUNTARY CLIENTS, passes its second reading, by electronic vote (118-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 662 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ALLOWING LICENSED IRRIGATION CONTRACTORS TO INSTALL AND SERVICE BACKFLOW PREVENTION ASSEMBLIES, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 763 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS PERTAINING TO CONTRACTS BETWEEN A HUSBAND AND WIFE TO ALLOW A SPOUSE TO WAIVE OR ESTABLISH ALIMONY AND POST SEPARATION SUPPORT DURING THE MARRIAGE, passes its second reading, by electronic vote (113-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 769 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE ZONING LAWS TO LIMIT WHEN COUNTIES MAY RESTRICT THE PLACEMENT OF MANUFACTURED HOMES IN AREAS ZONED FOR SINGLE-FAMILY RESIDENTIAL USE, passes its second reading, by electronic vote (108-10), and there being no objection is read a third time.

Representative Tine requests and is granted leave of the House to change his vote from "aye" to "no". The adjusted vote total is (107-11).

The bill passes its third reading and is ordered sent to the Senate.

On motion of Representative Torbett and without objection, **H.B. 778**, A BILL TO BE ENTITLED AN ACT TO FACILITATE IMPLEMENTATION

OF RECOMMENDED EFFICIENCIES IN STATE GOVERNMENT, is withdrawn from the Calendar and placed on the Calendar of May 2.

H.B. 788 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTE GOVERNING THE POWERS OF WATER AND SEWER AUTHORITIES TO ALLOW THE AUTHORITY TO SET RATES FOR WATER RESOURCES STORAGE OR PROTECTION PROGRAMS, passes its second reading, by electronic vote (118-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 789, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE PRESENCE OF A SUBSTANCE RELEASED FROM AN UNDER-GROUND STORAGE TANK DOES NOT DISQUALIFY A PROPERTY FROM PARTICIPATION IN THE NORTH CAROLINA BROWNFIELDS PROGRAM, passes its second reading, by electronic vote (118-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

SPEAKER TILLIS PRESIDING.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 879 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT JURORS WHO SERVE THEIR FULL TERM OF SERVICE ON A GRAND JURY SHALL NOT BE REQUIRED TO SERVE AGAIN AS A GRAND JUROR OR AS A JUROR FOR A PERIOD OF SIX YEARS.

Representative Davis offers Amendment No. 1 which is adopted by electronic vote (116-0).

Representatives Jeter and Samuelson request and are granted leave of the House to be recorded as voting "aye". The adjusted vote total is (118-0).

The bill, as amended, passes its second reading, by electronic vote (118-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 894, A BILL TO BE ENTITLED AN ACT AUTHORIZING CITIES AND COUNTIES TO ALLOCATE EXCESS STORMWATER

CAPACITY FOR URBAN REDEVELOPMENT PROJECTS, passes its second reading, by electronic vote (118-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S.B. 83 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENCOURAGE VOLUNTEER HEALTH CARE IN FREE CLINICS BY LIMITING THE LIABILITY OF MEDICAL AND HEALTH CARE PROVIDERS IF THE FREE CLINIC PROVIDES PATIENTS WITH NOTICE OF LIMITED LIABILITY, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

INTRODUCTION OF PAGES

Pages for the week of April 29 are introduced to the membership. They are: Andrew Abernathy of McDowell; Alex Abernathy of McDowell; Jessica Cahoon of Hyde; Christian Campbell of Bladen; Antoinette Dyer of Wake; Lydia Fink of Forsyth; Alexandra Hobin of Harnett; Matthew Jones of Rowan; William Jones of Rowan; Rachel Fox of Wake; Olivia King of Iredell; Katelin Kukura of Wake; Katelynn Monds of Harnett; Kiara Rhodes of Wake; Carrington Royals of Harnett; MK Sapp of Guilford; Ashley Sidden of Iredell; Niamh Sinclair of Catawba; Aidian Sullivan of Wake; and Allen Widdifield of Wake.

Representative T. Moore moves, seconded by Representative Lambeth, that the House adjourn, subject to the receipt of Committee Reports, the receipt of Messages from the Senate, and the referral of bills to committees, to reconvene May 1 at 2:00 p.m.

The motion carries.

SUBCOMMITTEE REFERRALS

Representative Daughtry, Chair, for the Standing Committee on Judiciary, refers **H.B. 440**, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA BENEFIT CORPORATION ACT, to Judiciary Subcommittee B.

Representative Blust, Chair, for Judiciary Subcommittee A, refers **H.B. 768**, A BILL TO BE ENTITLED AN ACT TO ELIMINATE

UNSECURED APPEARANCE BOND AS A PRETRIAL RELEASE CONDITION AND TO MAKE CONFORMING CHANGES, to the Committee on Judiciary.

RE-REFERRALS

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 831**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE PLACEMENT OF STUDENTS IN PRIVATE PSYCHIATRIC RESIDENTIAL TREATMENT FACILITIES, is withdrawn from the Committee on Health and Human Services and re-referred to the Committee on Education.

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 676**, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE DIETETICS/NUTRITION BOARD AND TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO SUBMIT A STATE PLAN AMENDMENT TO THE CENTERS FOR MEDICARE AND MEDICAID SERVICES TO REMOVE FROM THE MEDICAID STATE PLAN ANY STATE LICENSING REQUIREMENTS FOR DIETITIANS OR NUTRITIONISTS, is withdrawn from the Regulatory Reform Subcommittee on Business and Labor and re-referred to the Committee on Health and Human Services.

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 790**, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHEN THE PUBLIC BIDDING PROCESS MUST BE USED UNDER A REIMBURSEMENT AGREEMENT, is withdrawn from the Committee on Finance and re-referred to the Committee on Government.

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.J.R. 731**, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY ISSUES RELATED TO VOCATIONAL TRAINING FOR INDIVIDUALS WITH INTELLECTUAL DISABILITIES, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Education.

On motion of Representative T. Moore, a serial referral for **H.B. 817**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF TRANSPORTATION TO ISSUE BONDS AND OTHER FINANCING INSTRUMENTS SECURED BY FUTURE TRANSPORTATION APPROPRIATIONS, to the Committee on Appropriations is added.

April 30, 2013

WITHDRAWAL OF BILL FROM COMMITTEE

On motion of Representative T. Moore and without objection, **H.B. 555** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW BUNCOMBE COUNTY TO USE THE DESIGN-BUILD METHOD OF CONSTRUCTION, is withdrawn from the Committee on Government and pursuant to Rule 36(b), is placed on the Calendar of May 1.

The House stands adjourned at 4:15 p.m.

FIFTY-FOURTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, May 1, 2013

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Marvin Lucas.

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 30 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brandon, Carney, and Horn for today. Representative McElraft is excused for a portion of the Session.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

S.B. 117, AN ACT TO CODIFY THE COMMON LAW THAT IT IS MURDER WHERE A CHILD WHO IS BORN ALIVE DIES AS THE RESULT OF INJURIES INFLICTED PRIOR TO THE CHILD'S BIRTH, AND TO PROVIDE THAT THE ACT SHALL BE ENTITLED "LILY'S LAW."

May 1, 2013

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 75, AN ACT TO AUTHORIZE THE COUNTY OF ONSLOW TO ENTER INTO A PUBLIC-PRIVATE PARTNERSHIP.

S.B. 152, AN ACT TO CORRECT A TECHNICAL ERROR IN THE AUTHORIZATION FOR THE TOWN OF BURGAW TO IMPOSE AN OCCUPANCY TAX.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Blust, Chair, for Judiciary Subcommittee A, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 515, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING CREDIT UNIONS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 2.

H.B. 762, A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS PROCEDURAL REQUIREMENTS REGARDING BAIL BONDS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 2.

H.B. 585, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ALL CORRECTIONAL FACILITIES, JUVENILE FACILITIES, AND LOCAL CONFINEMENT FACILITIES IN THIS STATE SHALL COMPLY WITH THE PROVISIONS OF THE FEDERAL PRISON RAPE ELIMINATION ACT (PREA), with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 2. The original bill is placed on the Unfavorable Calendar.

By Representative Murry, Chair, for the Committee on Commerce and Job Development:

H.J.R. 55, A JOINT RESOLUTION EXPRESSING THE OPINION OF THE GENERAL ASSEMBLY THAT THE LOCAL PROVISION OF WORKFORCE INVESTMENT ACT SERVICES SHOULD BE STREAMLINED BY REALIGNING LOCAL WORKFORCE DEVELOPMENT AREAS WITH THE BOUNDARIES OF COUNCILS OF GOVERNMENTS ESTABLISHED PURSUANT TO G.S. 160A-470, AS RECOMMENDED BY THE PROGRAM EVALUATION DIVISION AND ENDORSED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar of May 2.

H.B. 872, A BILL TO BE ENTITLED AN ACT PROTECTING THE RIGHT-TO-WORK BY MAKING IT AN UNENFORCEABLE UNFAIR TRADE PRACTICE FOR ANY CONTRACT TO REQUIRE A CONTRACTOR OR SUBCONTRACTOR TO USE UNIONIZED LABOR, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 2.

H.B. 629, A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF A SPECIAL PURPOSE PROJECT TO INCLUDE SOLID WASTE DISPOSAL FACILITIES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 809, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE NONPROFIT ORGANIZATIONS TO OPERATE "GAME NIGHTS," TO PROVIDE FOR THE REGULATION OF NONPROFIT ORGANIZATIONS HOLDING "GAME NIGHTS," AND TO ALLOW THE CONSUMPTION OF ALCOHOLIC BEVERAGES AT "GAME NIGHTS," with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to Judiciary Subcommittee B.

The committee substitute bill is re-referred to Judiciary Subcommittee B. The original bill is placed on the Unfavorable Calendar.

May 1, 2013

H.B. 473 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA CAPTIVE INSURANCE ACT, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1, and recommendation that Committee Substitute Bill No. 2 be re-referred to the Committee on Finance.

Committee Substitute Bill No. 2 is re-referred to the Committee on Finance. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House submits the following resolution with a favorable report for introduction.

A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENTS OF JERRY DOCKHAM AND JAMES PATTERSON TO THE UTILITIES COMMISSION.

Pursuant to Rule 31(a), the resolution is filed and assigned the number **H.J.R. 1006.**

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House submits the following resolution with a favorable report for introduction.

A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF CHRISTOPHER J. AYERS AS EXECUTIVE DIRECTOR OF THE NORTH CAROLINA UTILITIES COMMISSION.

Pursuant to Rule 31(a), the resolution is filed and assigned the number **H.J.R. 1007**.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House submits the following resolution with a favorable report for introduction.

A HOUSE RESOLUTION HONORING THE FOUNDERS OF DELTA SIGMA THETA SORORITY WHILE OBSERVING THE ORGANIZATION'S ONE HUNDREDTH ANNIVERSARY.

Pursuant to Rule 31(a), the resolution is filed and assigned the number **H.R. 1008**.

May 1, 2013

By Representative T. Moore, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.R. 583, A HOUSE RESOLUTION HONORING THE NORTH CAROLINA SPORTS HALL OF FAME AND ITS INDUCTEES, with recommendation that it be adopted.

On motion of Representative T. Moore and without objection, the resolution is placed on today's Calendar.

H.B. 712, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE JOINT SELECT STUDY COMMITTEE ON THE PRESERVATION OF BIOLOGICAL EVIDENCE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 2. The original bill is placed on the Unfavorable Calendar.

H.B. 830, A BILL TO BE ENTITLED AN ACT TO ADOPT AN OFFICIAL STATE FOSSIL, FROG, SALAMANDER, MARSUPIAL, AND FOLK ART, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representatives Johnson and Langdon, Chairs, for the Committee on Education:

H.B. 523, A BILL TO BE ENTITLED AN ACT TO REDUCE THE SIZE OF THE PITT COUNTY BOARD OF EDUCATION FROM TWELVE MEMBERS TO NINE, TO ADD THREE MEMBERS ELECTED FROM COMBINED DISTRICTS, TO PROVIDE FOR FOUR-YEAR TERMS RATHER THAN SIX-YEAR TERMS, AND TO SHORTEN THE TIME BETWEEN THE ELECTION OF MEMBERS OF THE PITT COUNTY BOARD OF EDUCATION AND WHEN THOSE MEMBERS TAKE OFFICE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Without objection, the committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

May 1, 2013

H.B. 839, A BILL TO BE ENTITLED AN ACT TO REDUCE REPORTING REQUIREMENTS FOR PUBLIC SCHOOLS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 2. The original bill is placed on the Unfavorable Calendar.

By Representative Dockham, Chair, for the Committee on Insurance:

H.B. 649, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE SMALL EMPLOYER GROUP HEALTH COVERAGE REFORM ACT TO MITIGATE THE EFFECTS OF THE FEDERAL AFFORDABLE CARE ACT ON NORTH CAROLINA'S SMALL BUSINESSES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 2. The original bill is placed on the Unfavorable Calendar.

H.B. 877, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR LICENSING OF HEALTH INSURANCE NAVIGATORS UNDER THE FEDERAL AFFORDABLE CARE ACT, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representatives Hollo and Jones, Chairs, for the Committee on Health and Human Services:

H.B. 935, A BILL TO BE ENTITLED AN ACT RENAMING THE CHILD CARE COMMISSION THE EARLY CHILDHOOD CARE AND EDUCATION COMMISSION, EXPANDING THE SCOPE OF THE COMMISSION TO ENCOMPASS ISSUES RELATING TO EARLY CHILDHOOD EDUCATION PROGRAMS, AND MAKING OTHER CONFORMING STATUTORY CHANGES; REQUIRING THAT LOCAL PARTNERSHIPS SHALL BE THE SOLE CONTRACT ADMINISTRATORS FOR THE PREKINDERGARTEN (NC PRE-K) PROGRAM; AND CLARIFYING THE DEFINITION OF "AT-RISK" AS RELATED TO ELIGIBILITY FOR PARTICIPATION IN NC PREKINDERGARTEN PROGRAM, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

May 1, 2013

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 2. The original bill is placed on the Unfavorable Calendar.

H.B. 828, A BILL TO BE ENTITLED AN ACT UPDATING THE PHYSICAL THERAPY PRACTICE ACT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representatives W. Brawley and Iler, Chairs, for the Committee on Transportation:

H.B. 817, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF TRANSPORTATION TO ISSUE BONDS AND OTHER FINANCING INSTRUMENTS SECURED BY FUTURE TRANSPORTATION APPROPRIATIONS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance and, if favorable, to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representatives Dixon and Langdon, Chairs, for the Committee on Agriculture:

H.B. 920, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES TO CREATE A PLAN TO PRESERVE AND PROTECT ACTIVE FARMLAND AND ALLUVIAL SOIL DEPOSITS DISTURBED BY ROAD CONSTRUCTION, with a favorable report and recommendation that the bill be re-referred to the Committee on Transportation.

The bill is re-referred to the Committee on Transportation.

S.B. 205, A BILL TO BE ENTITLED AN ACT TO ELIMINATE UNNECESSARY SOIL TESTING REQUIREMENTS IN ANIMAL WASTE MANAGEMENT PLANS, with a favorable report and recommendation that the bill be re-referred to the Committee on Environment.

May 1, 2013

The bill is re-referred to the Committee on Environment.

H.B. 821, A BILL TO BE ENTITLED AN ACT TO NAME THE PIEDMONT TRIAD FARMERS MARKET IN MEMORY OF SENATOR ROBERT G. SHAW, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 2. The original bill is placed on the Unfavorable Calendar.

H.B. 787, A BILL TO BE ENTITLED AN ACT TO PROTECT RURAL ENVIRONMENTAL AND ECONOMIC LAND USE RIGHTS BY CLARIFYING THAT OWNERS OF BONA FIDE FARMS MAY FILE A CIVIL ACTION FOR A REGULATORY TAKING IF THE OWNER CAN NO LONGER USE THE LAND FOR A BONA FIDE FARM USE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to Judiciary Subcommittee A.

The committee substitute bill is re-referred to Judiciary Subcommittee A. The original bill is placed on the Unfavorable Calendar.

By Representatives Howard, R. Brawley, Lewis, and Setzer, Chairs, for the Committee on Finance:

H.B. 347, A BILL TO BE ENTITLED AN ACT TO AMEND THE GREENSBORO FIREFIGHTERS' SUPPLEMENTAL RETIREMENT SYSTEM, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 2.

H.B. 462, A BILL TO BE ENTITLED AN ACT TO INCREASE THE UNIFORM HOURLY FEE CHARGED TO PERSONS RECEIVING THE SERVICES OF A SUPERVISED VISITATION AND EXCHANGE CENTER THROUGH A FAMILY COURT PROGRAM, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 2.

H.B. 343 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELIMINATE ARBITRATION CAPS IN DISTRICT COURT, TO MAKE CLARIFICATIONS TO COURT FEES, TO AMEND THE MOTION FEE EXEMPTION, TO REQUIRE COUNTIES AND MUNICIPALITIES TO ADVANCE FEES, AND TO PROVIDE PRIORITY FOR THE PAYMENT OF CRIMINAL COSTS AND FEES, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

May 1, 2013

The bill is re-referred to the Committee on Appropriations.

H.B. 362, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, CLARIFYING, AND SUBSTANTIVE CHANGES RELATING TO THE DEPARTMENT OF PUBLIC SAFETY; AND TO AUTHORIZE THE SECRETARY OF ADMINISTRATION TO CHANGE CERTAIN BENCHMARKS RELATING TO PURCHASES AND CONTRACTS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 418 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING BUNCOMBE COUNTY AND THE CITY OF ASHEVILLE TO ESTABLISH A CULTURE AND RECREATION AUTHORITY, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 2. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative T. Moore and without objection, **H.R. 866**, A HOUSE RESOLUTION SUPPORTING AWARENESS OF A DISORDER KNOWN AS PRETERM PREMATURE RUPTURE OF MEMBRANES, is withdrawn from the Calendar and placed on the Calendar of May 6.

On motion of Representative T. Moore and without objection, **H.B. 937** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE PENALTIES FOR CERTAIN CRIMES IN WHICH A FIREARM IS USED, DISPLAYED, OR THERE IS A THREAT TO USE OR DISPLAY A FIREARM; TO MAKE IT A CRIMINAL OFFENSE FOR ANYONE TO PERMIT A CHILD TO HAVE ACCESS TO OR POSSESS A FIREARM WITHOUT SUPERVISION AND PARENTAL CONSENT; TO PROVIDE THAT A PERSON WHO HAS A VALID CONCEALED HANDGUN PERMIT MAY DO ALL OF THE FOLLOWING: HAVE A CONCEALED HANDGUN IN A LOCKED VEHICLE IN A STATE GOVERNMENT PARKING LOT, HAVE A CONCEALED HANDGUN IN A LOCKED COMPARTMENT IN A VEHICLE ON THE PREMISES OF A COMMUNITY COLLEGE, OR PUBLIC OR PRIVATE COLLEGE

OR UNIVERSITY, AND CARRY A HANDGUN INTO AN ASSEMBLY WHERE AN ADMISSION FEE IS CHARGED OR AN ESTABLISHMENT WHERE ALCOHOLIC BEVERAGES ARE SOLD AND CONSUMED, UNLESS THE PERSON IN LEGAL POSSESSION OR CONTROL OF THE PREMISES HAS POSTED A NOTICE PROHIBITING THE CARRYING OF HANDGUNS ON THE PREMISES; TO PROVIDE THAT AN EMPLOYEE OF AN INSTITUTION OF HIGHER EDUCATION WHO LIVES IN A CERTAIN TYPE OF CAMPUS RESIDENCE MAY CARRY A HANDGUN ON THE EMPLOYEE'S RESIDENTIAL PREMISES AND IN SOME INSTANCES ALSO KEEP THE GUN IN THE EMPLOYEE'S LOCKED VEHICLE IN THE PARKING AREA OF THE INSTITUTION OF HIGHER EDUCATION; TO CLARIFY THE LAW ON LOCAL GOVERNMENT AUTHORITY TO PROHIBIT CONCEALED CARRY OF FIREARMS; AND TO ESTABLISH UNIFORM STATE REQUIREMENTS FOR REPORTING INFORMATION CONCERNING MENTAL HEALTH AND SUBSTANCE ABUSE JUDICIAL DETERMINATIONS OR FINDINGS TO THE NATIONAL INSTANT CRIMINAL BACKGROUND CHECK SYSTEM AND TO MAKE THESE REQUIREMENTS MORE CONSISTENT WITH FEDERAL FIREARMS LAW, is withdrawn from the Calendar and placed on the Calendar of May 6.

MESSAGES FROM THE SENATE

The following are received from the Senate:

H.B. 488 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROMOTE THE PROVISION OF REGIONAL WATER AND SEWER SERVICES BY TRANSFERRING OWNERSHIP AND OPERATION OF CERTAIN PUBLIC WATER AND SEWER SYSTEMS TO A METROPOLITAN WATER AND SEWERAGE DISTRICT, is returned for concurrence in the Senate committee substitute bill.

Without objection, the Senate committee substitute bill is placed on today's Calendar.

S.B. 452, A BILL TO BE ENTITLED AN ACT TO INCREASE THE JURISDICTIONAL AMOUNTS IN THE GENERAL COURT OF JUSTICE, TO MAKE ARBITRATION MANDATORY IN CERTAIN CIVIL CASES, AND TO PROVIDE GUIDANCE TO THE COURT FOR THE ASSESSMENT OF COURT COSTS AND ATTORNEYS' FEES IN SMALL CLAIMS MATTERS WHEN AN ARBITRATOR'S DECISION IN FAVOR OF THE APPELLEE IS AFFIRMED ON APPEAL, is read the first time and referred to Judiciary Subcommittee B.

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S.B. 460 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE CITY OF BELMONT MAY LEASE FROM THE DEPARTMENT OF TRANSPORTATION THE DEPARTMENT'S INTEREST IN A PORTION OF THE PIEDMONT AND NORTHERN RAIL CORRIDOR WITHIN THE LIMITS OF THE TOWN OF BELMONT, is read the first time and referred to the Committee on Transportation.

S.B. 505 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE EXEMPTION FROM ZONING FOR A BONA FIDE FARM INCLUDES GRAIN STORAGE FACILITIES, is read the first time and referred to the Committee on Agriculture and, if favorable, to the Committee on Government.

S.B. 516 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STREAMLINE REPORTING REQUIREMENTS FOR PUBLIC SCHOOLS, is read the first time and referred to the Committee on Education.

S.B. 520 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT HEARINGS OF THE INDUSTRIAL COMMISSION ARE RECORDED, is read the first time and referred to Judiciary Subcommittee C.

S.B. 568 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE ISSUANCE OF A RESTRICTED LICENSE TO AN INDIVIDUAL THAT MEETS CERTAIN REQUIREMENTS FOR THE USE OF BIOPTIC TELESCOPIC LENSES, is read the first time and referred to the Committee on Transportation.

CALENDAR

Action is taken on the following:

H.J.R. 898, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WALTER GREENE CHURCH, FORMER MEMBER OF THE GENERAL ASSEMBLY, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate.

H.B. 327 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MODERNIZE, UPDATE, AND CLARIFY THE STATUTES GOVERNING THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND BY ADDING A DEFINITION SECTION TO THE STATUTES, TO REPEAL ARCHAIC AND UNNECESSARY PROVISIONS, TO MAKE THE PROVISIONS GENDER NEUTRAL, TO

ELIMINATE THE BOARD OF TRUSTEES WHILE TRANSFERRING ITS AUTHORITY TO THE BOARD OF TRUSTEES OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, TO ESTABLISH A FIREFIGHTERS' AND RESCUE SQUAD WORKERS' ADVISORY PANEL, TO PROHIBIT CERTAIN FELONS FROM PARTICIPATING IN THE FUND, AND TO ESTABLISH AN AGGRAVATING FACTOR FOR DEFENDANTS WHO COMMIT OFFENSES DIRECTLY RELATED TO THEIR SERVICE AS FIRE-FIGHTERS OR RESCUE SQUAD WORKERS, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.R. 583, A HOUSE RESOLUTION HONORING THE NORTH CAROLINA SPORTS HALL OF FAME AND ITS INDUCTEES.

The resolution is adopted, by electronic vote (117-0), and ordered printed.

H.B. 555 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW BUNCOMBE COUNTY TO USE THE DESIGN-BUILD METHOD OF CONSTRUCTION.

On motion of Representative Ramsey, the House concurs in the Senate committee substitute bill, by electronic vote (114-1), and the bill is ordered enrolled.

H.B. 143, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF EDEN TO NEGOTIATE ANNEXATION CONTRACTS.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Howard, Hurley, Iler, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Lewis, Lucas, Luebke, Malone, Martin,

McElraft, McGrady, McManus, McNeill, Michaux, Millis, Mobley, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Wells, West, Whitmire, Wilkins, and Wray - 114.

Voting in the negative: None.

Excused absences: Representatives Brandon, Carney, and Horn - 3.

H.B. 412, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF EDEN TO ENTER INTO AN AGREEMENT FOR PAYMENTS IN LIEU OF ANNEXATION, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Howard, Hurley, Iler, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Lewis, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Mobley, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 116.

Voting in the negative: None.

Excused absences: Representatives Brandon, Carney, and Horn - 3.

H.B. 234 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DISTRIBUTION OF CERTAIN NET PROFITS FROM THE PENDER COUNTY BOARD OF ALCOHOLIC CONTROL FOR LAW ENFORCEMENT PURPOSES, passes its second reading and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate.

H.B. 200 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CORRECT GENERAL REAPPRAISALS RESULTING IN PROPERTY VALUES THAT DO NOT COMPLY WITH THE REQUIREMENTS OF NORTH CAROLINA LAW BY SETTING FORTH THE STEPS REQUIRED TO BRING THE GENERAL REAPPRAISAL INTO COMPLIANCE WITH THE APPLICABLE PROPERTY TAX MANDATES.

REPRESENTATIVE MOFFITT PRESIDING.

The bill passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Howard, Hurley, Iler, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Lewis, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Mobley, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 116.

Voting in the negative: None.

Excused absences: Representatives Brandon, Carney, and Horn - 3.

H.B. 331 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STABILIZE TITLES AND TO PROVIDE A UNIFORM PROCEDURE TO ENFORCE CLAIMS OF LIEN SECURING SUMS DUE CONDOMINIUM AND PLANNED COMMUNITY ASSOCIATIONS, passes its second reading, by electronic vote (112-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

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H.B. 484 (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PERMITTING PROGRAM FOR THE SITING AND OPERATION OF WIND ENERGY FACILITIES.

Representative Whitmire offers Amendment No. 1 which is adopted by electronic vote (116-0).

Representative Tine offers Amendment No. 2 which is adopted by electronic vote (112-0).

Representatives Farmer-Butterfield and Holley request and are granted leave of the House to be recorded as voting "aye". The adjusted vote total is (114-0).

The bill, as amended, passes its second reading, by electronic vote (111-3), and there being no objection is read a third time.

Representative Lucas requests and is granted leave of the House to change his vote from "no" to "aye". The adjusted vote total is (112-2).

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

WITHDRAWAL OF BILLS FROM COMMITTEE

On motion of Representative T. Moore and without objection, **H.B. 492** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ADJUST MEDICAID PERSONAL CARE SERVICES TO PROVIDE ADDITIONAL SAFEGUARDS FOR QUALIFIED INDIVIDUALS AND TO REPORT TO THE HOUSE APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES, THE SENATE APPROPRIATIONS COMMITTEE ON HEALTH AND HUMAN SERVICES, AND TO THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON HEALTH AND HUMAN SERVICES, is withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), is placed on the Calendar of May 2.

On motion of Representative T. Moore and without objection, **H.B. 459**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO COORDINATE CHRONIC DISEASE CARE, is withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), is placed on the Calendar of May 2.

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CALENDAR (continued)

S.B. 98, A BILL TO BE ENTITLED AN ACT TO EXPAND THE NEWBORN SCREENING PROGRAM ESTABLISHED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO INCLUDE NEWBORN SCREENING FOR CONGENITAL HEART DISEASE UTILIZING PULSE OXIMETRY, AS RECOMMENDED BY THE NORTH CAROLINA CHILD FATALITY TASK FORCE, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

H.B. 581 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE WILDLIFE RESOURCES COMMISSION TO ADOPT RULES TO IMPLEMENT THE TROPHY WILDLIFE SALE PERMIT, passes its second reading, by electronic vote (113-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 650, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING, CONFORMING, AND OTHER CHANGES TO THE NORTH CAROLINA LIFE AND HEALTH INSURANCE GUARANTY ASSOCIATION ACT, passes its second reading by electronic vote (115-0).

Representative R. Brawley objects to the third reading. The bill remains on the Calendar.

H.B. 754 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING COMMUNITY COLLEGES TO ACQUIRE REAL PROPERTY BY LEASE PURCHASE, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 867, A BILL TO BE ENTITLED AN ACT TO ALLOW FOR THE MOVEMENT OF CERTAIN MEDICAID RECIPIENTS, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

May 1, 2013

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative R. Brawley withdraws his objection to the third reading of **H.B. 650**, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING, CONFORMING, AND OTHER CHANGES TO THE NORTH CAROLINA LIFE AND HEALTH INSURANCE GUARANTY ASSOCIATION ACT, and the bill is before the Body.

The bill passes its third reading and is ordered sent to the Senate.

CALENDAR (continued)

H.B. 896, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SUPERINTENDENT, WITH THE CONSENT OF THE SCHOOL BOARD, TO DESIGNATE A DESIGNEE TO APPEAR BEFORE THE LOCAL BOARDS OF EDUCATION FOR TEACHER EMPLOYMENT HEARINGS.

SPEAKER TILLIS PRESIDING.

The bill passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.J.R. 708 (Committee Substitute), A JOINT RESOLUTION TO DIRECT THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE PROPER USE BY A LOCAL GOVERNMENT OWNING OR OPERATING A PUBLIC ENTERPRISE OF REVENUE DERIVED FROM SERVICES FURNISHED BY IT AND MAKE RECOMMENDATIONS TO THE GENERAL ASSEMBLY ON PROPER OVERSIGHT OF SUCH PUBLIC ENTERPRISE, passes its second reading, by electronic vote (114-1), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate.

S.B. 456 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO DESIGNATE QUALIFIED HOSPITALS AS PRIMARY STROKE CENTERS, AS RECOMMENDED BY THE JUSTUS-WARREN HEART DISEASE AND STROKE PREVENTION TASK FORCE, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

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The bill passes its third reading and is ordered enrolled and presented to the Governor.

H.B. 488 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROMOTE THE PROVISION OF REGIONAL WATER AND SEWER SERVICES BY TRANSFERRING OWNERSHIP AND OPERATION OF CERTAIN PUBLIC WATER AND SEWER SYSTEMS TO A METROPOLITAN WATER AND SEWERAGE DISTRICT.

On motion of Representative Moffitt, the House concurs in the Senate committee substitute bill, by electronic vote (76-40), and the bill is ordered enrolled and presented to the Governor.

H.B. 523 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDUCE THE SIZE OF THE PITT COUNTY BOARD OF EDUCATION FROM TWELVE MEMBERS TO NINE, TO ADD THREE MEMBERS ELECTED FROM COMBINED DISTRICTS, TO PROVIDE FOR FOUR-YEAR TERMS RATHER THAN SIX-YEAR TERMS, AND TO SHORTEN THE TIME BETWEEN THE ELECTION OF MEMBERS OF THE PITT COUNTY BOARD OF EDUCATION AND WHEN THOSE MEMBERS TAKE OFFICE.

A division having been called, the bill passes its second reading by electronic vote (81-34), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Blust, Chair, for Judiciary Subcommittee A, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 716, A BILL TO BE ENTITLED AN ACT TO PROHIBIT A PERSON FROM PERFORMING OR ATTEMPTING TO PERFORM AN ABORTION WHEN THE SEX OF THE UNBORN CHILD IS A SIGNIFICANT FACTOR IN SEEKING THE ABORTION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

May 1, 2013

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 6. The original bill is placed on the Unfavorable Calendar.

H.B. 656, A BILL TO BE ENTITLED AN ACT TO REVISE THE LAWS GOVERNING THE SEIZURE, FORFEITURE, AND SALE OF MOTOR VEHICLES USED BY DEFENDANTS IN FELONY CASES INVOLVING SPEEDING TO ELUDE ARREST, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representatives Howard, R. Brawley, Lewis, and Setzer, Chairs, for the Committee on Finance:

H.B. 783 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CONFORMING CHANGES TO THE LAWS GOVERNING PYROTECHNICS DISPLAYS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 2. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Boles, Chair, for the Commerce and Job Development Subcommittee on Alcoholic Beverage Control, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 610, A BILL TO BE ENTITLED AN ACT TO REDUCE THE SEATING CAPACITY REQUIREMENT AND ELIMINATE THE POPULATION REQUIREMENT FOR IN-STAND SALES OF MALT BEVERAGES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 6. The original bill is placed on the Unfavorable Calendar.

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H.B. 829, A BILL TO BE ENTITLED AN ACT TO ALLOW CERTAIN ABC PERMITTEES TO SELL MALT BEVERAGES IN CERTAIN CONTAINERS FOR CONSUMPTION OFF THE PERMITTED PREMISES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 6. The original bill is placed on the Unfavorable Calendar.

By Representative Stevens, Chair, for Judiciary Subcommittee C, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 465, A BILL TO BE ENTITLED AN ACT TO PROHIBIT PERSONS WHO ARE NOT LAWFULLY PRESENT IN THIS STATE FROM POSSESSING FIREARMS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and with recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 405, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ANY JUSTICE OR JUDGE OF THE GENERAL COURT OF JUSTICE OF THE STATE OF NORTH CAROLINA WHO HAS A CONCEALED HANDGUN PERMIT THAT IS VALID IN NORTH CAROLINA IS EXEMPT FROM THE GENERAL PROHIBITION AGAINST CARRYING A CONCEALED WEAPON AND FROM THE PROHIBITIONS AGAINST CARRYING A WEAPON ON CERTAIN PREMISES OR IN CERTAIN CIRCUMSTANCES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 6. The original bill is placed on the Unfavorable Calendar.

By Representative T. Moore, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.B. 172, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LEGISLATIVE ETHICS COMMITTEE'S INVESTIGATIVE PROCEDURES AND TO MAKE OTHER TECHNICAL CHANGES AS RECOMMENDED BY THE LEGISLATIVE ETHICS COMMITTEE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

May 1, 2013

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 2. The original bill is placed on the Unfavorable Calendar.

CALENDAR (continued)

H.B. 903 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA TO FULLY ADHERE TO THE COMPREHENSIVE ARTICULATION AGREEMENT WITH THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM REGARDING THE TRANSFER OF COURSES AND ACADEMIC CREDITS BETWEEN THE TWO SYSTEMS AND THE ADMISSION OF TRANSFER STUDENTS AND TO DIRECT THE UNIVERSITY OF NORTH CAROLINA AND THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM TO REPORT BIANNUALLY REGARDING THE AGREEMENT TO THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE, passes its second reading, by electronic vote (113-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Representative T. Moore moves, seconded by Representative Cleveland, that the House adjourn, subject to the receipt of Committee Reports, the receipt of Messages from the Senate, and the referral of bills to committees, to reconvene May 2 at 1:00 p.m.

The motion carries.

RE-REFERRALS

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 381**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE FISCAL INTEGRITY OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, AND THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, TO DIRECT THE DEPARTMENT OF STATE TREASURER TO PROPOSE A TEACHERS' AND STATE EMPLOYEES' OPTIONAL RETIREMENT SYSTEM, AND TO APPROPRIATE FUNDS FOR THAT SYSTEM, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on State Personnel.

May 1, 2013

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 345,** A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTY FOR MISUSE OF THE 911 SYSTEM, is withdrawn from Judiciary Subcommittee B and re-referred to the Committee on Public Utilities and Energy.

The serial referral to the Committee on Appropriations remains.

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 782**, A BILL TO BE ENTITLED AN ACT TO REGULATE THE SALE OF FORTIFIED MALT BEVERAGES, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Commerce and Job Development Subcommittee on Alcoholic Beverage Control.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Lewis and T. Moore, Chairs, for the Committee on Elections:

H.B. 196, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR VACANCIES ON THE WINSTON-SALEM/FORSYTH COUNTY SCHOOL BOARD TO BE FILLED BY APPOINTMENT BY THE REMAINING MEMBERS OF THE BOARD, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 2.

H.B. 460, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE REMOVAL OF DECEASED VOTERS FROM VOTER REGISTRATION RECORDS UPON RECEIPT OF A SIGNED STATEMENT OF A NEAR RELATIVE OR PERSONAL REPRESENTATIVE OF THE ESTATE IDENTIFYING A VOTER AS DECEASED AND TO ENCOURAGE FUNERAL DIRECTORS TO MAKE AVAILABLE FORMS TO NEAR RELATIVES FOR NOTIFICATION TO THE BOARD OF ELECTIONS THAT THE VOTER IS DECEASED, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 2.

H.B. 648, A BILL TO BE ENTITLED AN ACT TO PERMIT COUNTIES TO HAVE FEWER THAN ALL PRECINCTS OPEN FOR A SECOND PRIMARY, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

May 1, 2013

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 2. The original bill is placed on the Unfavorable Calendar.

Representative Moffitt, Chair, for the Standing Committee on Regulatory Reform, refers **H.B. 83** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE MONETARY THRESHOLD FOR EXPEDITED CERTIFICATE OF NEED REVIEW; TO INCREASE THE MONETARY THRESHOLDS TRIGGERING CERTIFICATE OF NEED REVIEW FOR CAPITAL EXPENDITURES AND THE PURCHASE OF MAJOR MEDICAL EQUIPMENT; TO EXEMPT REPLACEMENT EQUIPMENT FROM CERTIFICATE OF NEED REVIEW REGARDLESS OF COST; TO REQUIRE AFFECTED PERSONS SEEKING TO FILE A PETITION FOR A CONTESTED CASE OR AN APPEAL CHALLENGING CERTIFICATE OF NEED APPROVAL TO DEPOSIT A SEPARATE BOND FOR EACH APPROVED APPLICATION THAT IS THE SUBJECT OF THE PETITION OR APPEAL; TO INCREASE THE AMOUNT OF THE MAXIMUM BOND REQUIREMENT; TO GIVE THE COURT OF APPEALS GREATER DISCRETION IN IMPOSING A HIGHER BOND AMOUNT; AND TO REQUIRE THE COURT TO AWARD COSTS AND REASONABLE ATTORNEYS' FEES TO ANY CERTIFICATE OF NEED APPLICANT WHOSE APPROVED NEW INSTITUTIONAL HEALTH SERVICE IS THE SUBJECT OF A CONTESTED CASE PETITION DETERMINED TO BE FRIVOLOUS OR FILED TO DELAY THE APPLICANT, to the Regulatory Reform Subcommittee on Business and Labor.

RE-REFERRAL

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **S.B. 124** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIMINAL OFFENSE TO DISCHARGE A FIREARM WITHIN AN ENCLOSURE WITH THE INTENT TO INCITE FEAR, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to Judiciary Subcommittee B.

The House stands adjourned at 5:33 p.m.

FIFTY-FIFTH DAY

HOUSE OF REPRESENTATIVES
Thursday, May 2, 2013

May 2, 2013

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by Representative Stam, Speaker Pro Tempore.

The following prayer is offered by Representative Pat McElraft:

"God, thank You for the many blessings You have bestowed on our great Nation. We speak today, Lord, with a nationwide voice asking for your continued guidance on the leaders of our country at the national, state, and local level that we may lead with a humble spirit and as true public servants.

"We pray for our military and our first responders and ask for your special protection for them and their families.

"God, we also ask that You heal the victims of the Boston bombings, the West, Texas explosion, and the Newtown shootings. May our Nation heal from all these recent tragedies. May it not take a tragedy for us all to pull together and remember how special it is to be Americans. May we put aside our differences and remember that we are one Nation under God.

"Thank you, God, for giving us this very special Nation. Thank you, God, for America. God, please continue to bless America. Amen. "

The Chair leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 1 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Carney, Horn, Iler, McManus, Moffitt and Saine for today. Representative Brandon is excused for a portion of the Session.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 98, AN ACT TO EXPAND THE NEWBORN SCREENING PROGRAM ESTABLISHED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO INCLUDE NEWBORN SCREENING FOR CONGENITAL HEART DISEASE UTILIZING PULSE OXIMETRY, AS RECOMMENDED BY THE NORTH CAROLINA CHILD FATALITY TASK FORCE.

May 2, 2013

S.B. 456, AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO DESIGNATE QUALIFIED HOSPITALS AS PRIMARY STROKE CENTERS, AS RECOMMENDED BY THE JUSTUS-WARREN HEART DISEASE AND STROKE PREVENTION TASK FORCE.

H.B. 488, AN ACT TO PROMOTE THE PROVISION OF REGIONAL WATER AND SEWER SERVICES BY TRANSFERRING OWNERSHIP AND OPERATION OF CERTAIN PUBLIC WATER AND SEWER SYSTEMS TO A METROPOLITAN WATER AND SEWERAGE DISTRICT.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 506, AN ACT AUTHORIZING THE TOWN OF WEDDINGTON TO ENTER INTO LONG-TERM AGREEMENTS WITH VOLUNTEER FIRE DEPARTMENTS TO PROVIDE FIRE PROTECTION SERVICES TO THE CITIZENS OF THE TOWN.

H.B. 555, AN ACT TO ALLOW BUNCOMBE COUNTY TO USE THE DESIGN-BUILD METHOD OF CONSTRUCTION.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 75, AN ACT TO AUTHORIZE THE COUNTY OF ONSLOW TO ENTER INTO A PUBLIC-PRIVATE PARTNERSHIP. (S.L. 2013-37)

S.B. 152, AN ACT TO CORRECT A TECHNICAL ERROR IN THE AUTHORIZATION FOR THE TOWN OF BURGAW TO IMPOSE AN OCCUPANCY TAX. (S.L. 2013-38)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Hager, Chair, for the Committee on Public Utilities and Energy:

May 2, 2013

S.B. 430 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM PERMITTING REQUIREMENTS PERSONS INSTALLING ELECTRIC LOAD CONTROL SWITCHES UNDER THE LAWS REGULATING ELECTRICAL CONTRACTORS AND TO MAKE CONFORMING CHANGES UNDER THE LAWS PERTAINING TO BUILDING INSPECTION PERMITS FOR COUNTIES AND CITIES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 476, A BILL TO BE ENTITLED AN ACT REWRITING THE LAWS REGULATING UNDERGROUND UTILITY DAMAGE PREVENTION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 6. The original bill is placed on the Unfavorable Calendar.

H.B. 598, A BILL TO BE ENTITLED AN ACT PROVIDING THAT INTERCONNECTED VOIP SERVICE PROVIDERS SHALL REMIT THE TELECOMMUNICATIONS RELAY SERVICE SURCHARGE TO THE 911 BOARD, ALLOWING LOCAL EXCHANGE, CMRS, AND VOIP PROVIDERS TO CHOOSE WHETHER TO INCLUDE THE SURCHARGE ON CUSTOMERS' BILLS, AND ALLOWING ALL PROVIDERS TO DEDUCT A ONE PERCENT ADMINISTRATIVE FEE FROM THE TOTAL AMOUNT OF SURCHARGE REVENUE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

S.B. 635, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT ONLY INCUMBENT PROVIDERS MAY CONSTRUCT A NEW ELECTRICITY TRANSMISSION LINE, with a favorable report as to the House committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Collins, Chair, for the Committee on State Personnel:

May 2, 2013

H.B. 417, A BILL TO BE ENTITLED AN ACT TO MODIFY THE INTERNAL AUDITING STATUTES APPLICABLE TO LARGE STATE DEPARTMENTS AND THE UNIVERSITY SYSTEM, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 357, A BILL TO BE ENTITLED AN ACT TO INCREASE CITIZEN OVERSIGHT AND TO MAKE OTHER CONSOLIDATIONS AND IMPROVEMENTS IN THE GOVERNANCE OF THE STATE RETIREMENT SYSTEMS, AND TO IMPROVE TRANSPARENCY BY ENSURING THAT ALL RETIREMENT PLANS ADMINISTERED BY THE DEPARTMENT OF STATE TREASURER ARE OVERSEEN BY A BOARD OF TRUSTEES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 358, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CONFORMING CHANGES TO THE STATUTES AFFECTING THE STATE RETIREMENT SYSTEMS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 767, A BILL TO BE ENTITLED AN ACT ENACTING THE BRASS TO CLASS ACT, WHICH DIRECTS THE STATE BOARD OF EDUCATION TO INCREASE THE LEVEL OF CREDIT FOR PRIOR WORK EXPERIENCE GIVEN TO CERTAIN VETERANS FOR THE PURPOSE OF PLACING THEM ON STATE SALARY SCHEDULES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

May 2, 2013

By Representatives Lewis and T. Moore, Chairs, for the Committee on Elections:

H.B. 734, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BOARD OF ELECTIONS TO ENTER INTO DATA SHARING AGREEMENTS WITH OTHER STATES REGARDING INFORMATION ON VOTING RECORDS AND VOTER REGISTRATION TO IMPROVE VOTER REGISTRATION LIST MAINTENANCE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 6. The original bill is placed on the Unfavorable Calendar.

By Representative T. Moore, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.J.R. 46, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF EDWARD "ED" WALTER JONES, FORMER MEMBER OF THE GENERAL ASSEMBLY, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar of May 6.

H.R. 578, A HOUSE RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF STEDMAN, WHILE OBSERVING THE TOWN'S ONE HUNDREDTH ANNIVERSARY, with recommendation that it be adopted.

Pursuant to Rule 36(b), the resolution is placed on the Calendar of May 8.

By Representatives Jordan and McGrady, Chairs, for Judiciary Subcommittee B, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 330, A BILL TO BE ENTITLED AN ACT AMENDING THE NORTH CAROLINA PLANNED COMMUNITY ACT REGARDING THE TRANSFER OF SPECIAL DECLARANT RIGHTS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 6. The original bill is placed on the Unfavorable Calendar.

H.B. 532, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIME TO OPERATE AN AMBULANCE, LAW ENFORCEMENT VEHICLE, OR EMS VEHICLE UPON ANY HIGHWAY, STREET, OR PUBLIC

VEHICULAR AREA WITHIN THE STATE WHILE CONSUMING ALCOHOL OR WHILE ALCOHOL REMAINS IN THE PERSON'S BODY, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 6. The original bill is placed on the Unfavorable Calendar.

H.B. 497, A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE STATEWIDE DISTRIBUTION OF THE CLEAR PROCEEDS OF CRIMINAL PENALTIES IN CERTAIN CASES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 786, A BILL TO BE ENTITLED AN ACT TO ENACT THE REASONABLE ENACTMENT OF COMPREHENSIVE LEGISLATION ADDRESSING IMMIGRATION MATTERS IN NORTH CAROLINA (RECLAIM NC) ACT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 186 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWNS OF CORNELIUS, DAVIDSON, HUNTERSVILLE, MOORESVILLE, AND TROUTMAN TO ENFORCE ORDINANCES ADOPTED BY THE TOWNS ON THE WATERS OF LAKE NORMAN, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 6. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representatives Howard, R. Brawley, Lewis, and Setzer, Chairs, for the Committee on Finance:

May 2, 2013

H.B. 817 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE ECONOMY THROUGH STRATEGIC TRANS-PORTATION INVESTMENTS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1, and recommendation that Committee Substitute Bill No. 2 be re-referred to the Committee on Appropriations.

Committee Substitute Bill No. 2 is re-referred to the Committee on Appropriations. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Murry, Chair, for the Regulatory Reform Subcommittee on Business and Labor:

H.B. 83 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE MONETARY THRESHOLD FOR EXPEDITED CERTIFICATE OF NEED REVIEW; TO INCREASE THE MONETARY THRESHOLDS TRIGGERING CERTIFICATE OF NEED REVIEW FOR CAPITAL EXPENDITURES AND THE PURCHASE OF MAJOR MEDICAL EQUIPMENT; TO EXEMPT REPLACEMENT EQUIPMENT FROM CERTIFICATE OF NEED REVIEW REGARDLESS OF COST; TO REQUIRE AFFECTED PERSONS SEEKING TO FILE A PETITION FOR A CONTESTED CASE OR AN APPEAL CHALLENGING CERTIFICATE OF NEED APPROVAL TO DEPOSIT A SEPARATE BOND FOR EACH APPROVED APPLICATION THAT IS THE SUBJECT OF THE PETITION OR APPEAL; TO INCREASE THE AMOUNT OF THE MAXIMUM BOND REQUIREMENT; TO GIVE THE COURT OF APPEALS GREATER DISCRETION IN IMPOSING A HIGHER BOND AMOUNT; AND TO REQUIRE THE COURT TO AWARD COSTS AND REASON-ABLE ATTORNEYS' FEES TO ANY CERTIFICATE OF NEED APPLICANT WHOSE APPROVED NEW INSTITUTIONAL HEALTH SERVICE IS THE SUBJECT OF A CONTESTED CASE PETITION DETERMINED TO BE FRIVOLOUS OR FILED TO DELAY THE APPLICANT, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1, and recommendation that Committee Substitute Bill No. 2 be re-referred to the Committee on Appropriations.

Committee Substitute Bill No. 2 is re-referred to the Committee on Appropriations. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

May 2, 2013

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By the Committee on Rules, Calendar, and Operations of the House; and Representatives Glazier and Harrison:

H.J.R. 1006, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENTS OF JERRY DOCKHAM AND JAMES PATTERSON TO THE UTILITIES COMMISSION, is referred to the Committee on Public Utilities and Energy.

By the Committee on Rules, Calendar, and Operations of the House:

H.J.R. 1007, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF CHRISTOPHER J. AYERS AS EXECUTIVE DIRECTOR OF THE NORTH CAROLINA UTILITIES COMMISSION, is referred to the Committee on Public Utilities and Energy.

By the Committee on Rules, Calendar, and Operations of the House; and Representatives, Gill, Glazier, Harrison, and Richardson:

H.R. 1008, A HOUSE RESOLUTION HONORING THE FOUNDERS OF DELTA SIGMA THETA SORORITY WHILE OBSERVING THE ORGANIZATION'S ONE HUNDREDTH ANNIVERSARY, is referred to the Committee on Rules, Calendar, and Operations of the House.

MESSAGE FROM THE SENATE

The following is received from the Senate:

H.B. 149 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIMINAL OFFENSE TO FAIL TO REPORT THE DISAPPEARANCE OF A CHILD TO LAW ENFORCEMENT, TO INCREASE THE CRIMINAL PENALTY FOR CONCEALING THE DEATH OF A CHILD, TO INCREASE THE CRIMINAL PENALTY FOR MAKING A FALSE, MISLEADING, OR UNFOUNDED REPORT TO A LAW ENFORCEMENT AGENCY OR OFFICER FOR THE PURPOSE OF INTERFERING OR OBSTRUCTING AN INVESTIGATION INVOLVING A MISSING CHILD OR CHILD VICTIM OF A CLASS A, B1, B2, OR C FELONY, AND TO MAKE IT A CLASS 1 MISDEMEANOR FOR A PERSON TO FAIL TO REPORT THE ABUSE, NEGLECT, DEPENDENCY, OR DEATH DUE TO MALTREATMENT OF A JUVENILE OR TO PREVENT ANOTHER PERSON FROM MAKING SUCH REPORT, is returned for concurrence in the Senate committee substitute bill.

May 2, 2013

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar.

Upon concurrence the Senate committee substitute bill changes the title.

RE-REFERRAL

On motion of the Chair, pursuant to Rule 39.2, and without objection, **H.B. 345,** A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTY FOR MISUSE OF THE 911 SYSTEM, is withdrawn from the Committee on Public Utilities and Energy and re-referred to Judiciary Subcommittee B.

CALENDAR

Action is taken on the following:

H.B. 418 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AUTHORIZING BUNCOMBE COUNTY, OR BUNCOMBE COUNTY AND MUNICIPALITIES LOCATED THEREIN, TO ESTABLISH A CULTURE AND RECREATION AUTHORITY, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, J. Bell, L. Bell, Blackwell, Blust, Boles, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Hollo, Holloway, Howard, Hurley, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Lewis, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McNeill, Michaux, Millis, Mobley, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Samuelson, Schaffer, Shepard, Speciale, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 108.

Voting in the negative: None.

Excused absences: Representatives Brandon, Carney, Horn, Iler, McManus, Moffitt, and Saine - 7.

May 2, 2013

Representatives Baskerville and Holley request and are granted leave of the House to be recorded as voting "aye". The adjusted vote total is (110-0).

H.B. 196, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR VACANCIES ON THE WINSTON-SALEM/FORSYTH COUNTY SCHOOL BOARD TO BE FILLED BY APPOINTMENT BY THE REMAINING MEMBERS OF THE BOARD, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 347, A BILL TO BE ENTITLED AN ACT TO AMEND THE GREENSBORO FIREFIGHTERS' SUPPLEMENTAL RETIREMENT SYSTEM, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 200 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CORRECT GENERAL REAPPRAISALS RESULTING IN PROPERTY VALUES THAT DO NOT COMPLY WITH THE REQUIREMENTS OF NORTH CAROLINA LAW BY SETTING FORTH THE STEPS REQUIRED TO BRING THE GENERAL REAPPRAISAL INTO COMPLIANCE WITH THE APPLICABLE PROPERTY TAX MANDATES, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Howard, Hurley, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Lewis, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McNeill, Michaux, Millis, Mobley, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Samuelson, Schaffer, Setzer, Shepard, Speciale, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 112.

Voting in the negative: None.

May 2, 2013

Excused absences: Representatives Carney, Horn, Iler, McManus, Moffitt, and Saine - 6.

H.J.R. 55, A JOINT RESOLUTION EXPRESSING THE OPINION OF THE GENERAL ASSEMBLY THAT THE LOCAL PROVISION OF WORKFORCE INVESTMENT ACT SERVICES SHOULD BE STREAMLINED BY REALIGNING LOCAL WORKFORCE DEVELOPMENT AREAS WITH THE BOUNDARIES OF COUNCILS OF GOVERNMENTS ESTABLISHED PURSUANT TO G.S. 160A-470, AS RECOMMENDED BY THE PROGRAM EVALUATION DIVISION AND ENDORSED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate.

H.B. 172 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LEGISLATIVE ETHICS COMMITTEE'S INVESTIGATIVE PROCEDURES AND TO MAKE OTHER TECHNICAL CHANGES AS RECOMMENDED BY THE LEGISLATIVE ETHICS COMMITTEE, passes its second reading, by electronic vote (109-1), and there being no objection is read a third time.

Representative Insko requests and is granted leave of the House to change her vote from "no" to "aye". Representative McNeill requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (111-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 459, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO COORDINATE CHRONIC DISEASE CARE, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 460, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE REMOVAL OF DECEASED VOTERS FROM VOTER REGISTRATION RECORDS UPON RECEIPT OF A SIGNED STATEMENT OF A NEAR RELATIVE OR PERSONAL REPRESENTATIVE OF THE ESTATE IDENTIFYING A VOTER AS DECEASED AND TO ENCOURAGE

FUNERAL DIRECTORS TO MAKE AVAILABLE FORMS TO NEAR RELATIVES FOR NOTIFICATION TO THE BOARD OF ELECTIONS THAT THE VOTER IS DECEASED, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 462, A BILL TO BE ENTITLED AN ACT TO INCREASE THE UNIFORM HOURLY FEE CHARGED TO PERSONS RECEIVING THE SERVICES OF A SUPERVISED VISITATION AND EXCHANGE CENTER THROUGH A FAMILY COURT PROGRAM, passes its second reading, by electronic vote (107-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of Representative Lewis and without objection, **H.B. 585** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ALL CORRECTIONAL FACILITIES, JUVENILE FACILITIES, AND LOCAL CONFINEMENT FACILITIES IN THIS STATE SHALL COMPLY WITH THE PROVISIONS OF THE FEDERAL PRISON RAPE ELIMINATION ACT (PREA), is withdrawn from the Calendar and placed on the Calendar of May 7.

On motion of Representative Cotham and without objection, **H.B. 807,** A BILL TO BE ENTITLED AN ACT TO REQUIRE THE NC BUILDING CODE COUNCIL TO MAKE THE NORTH CAROLINA BUILDING CODE AVAILABLE FOR DOWNLOAD ONLINE, is withdrawn from the Calendar and placed on the Calendar of May 8.

WITHDRAWAL OF BILLS FROM COMMITTEE

On motion of Representative T. Moore and without objection, the following bills are withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), are placed on the Calendar of May 6.

H.B. 217 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE A RIGHT OF DIRECT APPEAL TO THE COURT OF APPEALS FOR PROBATION REVOCATIONS IN DISTRICT COURT, TO AMEND THE LAW PERTAINING TO RESENTENCING UPON THE REVERSAL OF A SENTENCE ON APPELLATE REVIEW, TO PROVIDE FOR THE TRANSFER OF JUVENILE DEFENDANTS AGE 15 OR OLDER TO SUPERIOR COURT WHEN CHARGED WITH A MAJOR CRIMINAL OFFENSE, AND TO REQUIRE THE COURTS COMMISSION

TO STUDY THE COURT JURISDICTION AND JURY TRIAL PROCESS FOR MISDEMEANORS AND OTHER METHODS OF IMPROVING THE EFFICIENCY AND ADMINISTRATION OF THE JUSTICE SYSTEM.

H.B. 361 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO THE JUSTICE REINVESTMENT ACT OF 2011.

H.B. 402, A BILL TO BE ENTITLED AN ACT TO ALLOW A TRICARE SUPPLEMENT FOR FLEXIBLE COMPENSATION PLANS OFFERED BY THE STATE.

H.B. 457, A BILL TO BE ENTITLED AN ACT TO ENFORCE CONSTITUTIONAL OR STATUTORY LIMITATIONS ON GOVERNMENT.

CALENDAR (continued)

H.B. 492 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ADJUST MEDICAID PERSONAL CARE SERVICES TO PROVIDE ADDITIONAL SAFEGUARDS FOR QUALIFIED INDIVIDUALS AND TO REPORT TO THE HOUSE APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES, THE SENATE APPROPRIATIONS COMMITTEE ON HEALTH AND HUMAN SERVICES, AND TO THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON HEALTH AND HUMAN SERVICES.

Representative Dollar offers Amendment No. 1 which is adopted by electronic vote (110-0).

The bill, as amended, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 515, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING CREDIT UNIONS, passes its second reading by electronic vote (109-0).

Representative Cleveland objects to the third reading. The bill remains on the Calendar.

May 2, 2013

H.B. 648 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PERMIT COUNTIES TO USE THE VOTE CENTER CONCEPT FOR SECOND PRIMARIES, WHERE ONLY THE EARLY VOTING SITES FOR THE FIRST PRIMARY ARE OPEN ON THE DAY OF THE SECOND PRIMARY RATHER THAN THE NORMAL ELECTION DAY POLLING PLACES.

Representative Michaux offers Amendment No. 1 which is adopted by electronic vote (112-0).

The bill, as amended, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 649 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE SMALL EMPLOYER GROUP HEALTH COVERAGE REFORM ACT TO MITIGATE THE EFFECTS OF THE FEDERAL AFFORDABLE CARE ACT ON NORTH CAROLINA'S SMALL BUSINESSES.

Pursuant to Rule 24.1A, Representative T. Moore requests that he be excused from voting on this bill because he represented the NC Bail Agent Association in litigation related to this matter. This request is granted.

Representative R. Brawley offers Amendment No. 1 which is adopted by electronic vote (108-1). This amendment changes the title.

The bill, as amended, passes its second reading by electronic vote (108-0). The caption having been amended, the bill remains on the Calendar.

Representative C. Graham requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (109-0).

H.B. 712 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY EXPERT WITNESS COMPENSATION AND ALLOWANCES, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

May 2, 2013

H.B. 762, A BILL TO BE ENTITLED AN ACT TO AMEND VARIOUS PROCEDURAL REQUIREMENTS REGARDING BAIL BONDS.

Pursuant to Rule 24.1A, Representative Burr requests that he be excused from voting on this bill due to a perceived conflict of interest. This request is granted.

The bill passes its second reading, by electronic vote (106-0), and there being no objection is read a third time.

Representatives Brandon and Warren request and are granted leave of the House to be recorded as voting "aye". The adjusted vote total is (108-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 778, A BILL TO BE ENTITLED AN ACT TO FACILITATE IMPLEMENTATION OF RECOMMENDED EFFICIENCIES IN STATE GOVERNMENT.

Representative Torbett offers Amendment No. 1 which is adopted by electronic vote (112-0).

The bill, as amended, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 783 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CONFORMING CHANGES TO THE LAWS GOVERNING PYROTECHNICS DISPLAYS, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 821 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO NAME THE PIEDMONT TRIAD FARMERS MARKET IN MEMORY OF SENATOR ROBERT G. SHAW, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

May 2, 2013

H.B. 839 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDUCE REPORTING REQUIREMENTS FOR PUBLIC SCHOOLS.

Representative Martin offers Amendment No. 1 which is adopted by electronic vote (112-0).

The bill, as amended, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 872, A BILL TO BE ENTITLED AN ACT PROTECTING THE RIGHT-TO-WORK BY MAKING IT AN UNENFORCEABLE UNFAIR TRADE PRACTICE FOR ANY CONTRACT TO REQUIRE A CONTRACTOR OR SUBCONTRACTOR TO USE UNIONIZED LABOR, passes its second reading, by electronic vote (72-38), and there being no objection is read a third time.

Representative R. Moore requests and is granted leave of the House to be recorded as voting "no". Representative Steinburg requests and is granted leave of the House to change his vote from "no" to "aye". The adjusted vote total is (73-38).

The bill passes its third reading and is ordered sent to the Senate.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representatives Stone and Warren, Chairs, for the Committee on Government:

H.B. 179 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN JOINT AGENCIES FROM SALES AND MOTOR FUEL EXCISE TAXES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 421, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF MARSHVILLE, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

May 2, 2013

The bill is re-referred to the Committee on Finance.

H.B. 526, A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF CHADBOURN, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 552, A BILL TO BE ENTITLED AN ACT TO PROVIDE A PROCEDURE TO REMOVE AN AREA FROM A COUNTY SERVICE DISTRICT, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 558, A BILL TO BE ENTITLED AN ACT TO ALLOW SALES TAX REFUNDS FOR SOIL AND WATER CONSERVATION DISTRICTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 700, A BILL TO BE ENTITLED AN ACT MAKING OMNIBUS CHANGES TO THE LAWS RELATING TO STATE INFORMATION TECHNOLOGY GOVERNANCE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 779, A BILL TO BE ENTITLED AN ACT TO REQUIRE FINANCIAL ASSURANCE FROM PERSONS BUILDING CERTAIN RETAINING WALLS, CONDUCTING CERTAIN LAND-DISTURBING ACTIVITIES, AND CONSTRUCTING PRIVATE STREETS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

May 2, 2013

H.B. 133, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF CLINTON TO USE THE DESIGN-BUILD METHOD OF CONSTRUCTION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The serial referral to the Committee on Finance is stricken.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 671, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF MILLS RIVER, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

On motion of the Chair and pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

CALENDAR (continued)

H.B. 935 (Committee Substitute), A BILL TO BE ENTITLED AN ACT RENAMING THE CHILD CARE COMMISSION THE EARLY CHILDHOOD CARE AND EDUCATION COMMISSION, EXPANDING THE SCOPE OF THE COMMISSION TO ENCOMPASS ISSUES RELATING TO EARLY CHILDHOOD EDUCATION PROGRAMS, AND MAKING OTHER CONFORMING STATUTORY CHANGES; REQUIRING THAT LOCAL PARTNERSHIPS SHALL BE THE SOLE CONTRACT ADMINISTRATORS FOR THE PREKINDERGARTEN (NC PRE-K) PROGRAM; AND CLARIFYING THE DEFINITION OF "AT-RISK" AS RELATED TO ELIGIBILITY FOR PARTICIPATION IN NC PREKINDERGARTEN PROGRAM.

Representative Lucas offers Amendment No. 1 which fails of adoption by electronic vote (46-62).

Representative Brandon requests and is granted leave of the House to change his vote from "no" to "aye". The adjusted vote total is (47-61).

Representative Gill offers Amendment No. 2 which fails of adoption by electronic vote (41-68).

May 2, 2013

Representative Terry requests and is granted leave of the House to change her vote from "no" to "aye". The adjusted vote total is (42-67).

The bill, as amended, passes its second reading, by electronic vote (62-46).

Representative Riddell requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (63-46).

Representative L. Hall objects to the third reading. The bill remains on the Calendar.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from permanent subcommittee is presented:

By Representatives Jordan and McGrady, Chairs, for Judiciary Subcommittee B, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 345, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTY FOR MISUSE OF THE 911 SYSTEM, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

On motion of the Chair, the committee substitute bill is re-referred to the Committee on Public Utilities and Energy and, if favorable, to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative T. Moore and without objection, the following bills are withdrawn from the Calendar of May 6 and placed on the Calendar of May 7.

H.B. 217 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE A RIGHT OF DIRECT APPEAL TO THE COURT OF APPEALS FOR PROBATION REVOCATIONS IN DISTRICT COURT, TO AMEND THE LAW PERTAINING TO RESENTENCING UPON THE REVERSAL OF A SENTENCE ON APPELLATE REVIEW, TO PROVIDE FOR THE TRANSFER OF JUVENILE DEFENDANTS AGE 15 OR OLDER TO SUPERIOR COURT WHEN CHARGED WITH A MAJOR

CRIMINAL OFFENSE, AND TO REQUIRE THE COURTS COMMISSION TO STUDY THE COURT JURISDICTION AND JURY TRIAL PROCESS FOR MISDEMEANORS AND OTHER METHODS OF IMPROVING THE EFFICIENCY AND ADMINISTRATION OF THE JUSTICE SYSTEM.

H.B. 402, A BILL TO BE ENTITLED AN ACT TO ALLOW A TRICARE SUPPLEMENT FOR FLEXIBLE COMPENSATION PLANS OFFERED BY THE STATE.

H.B. 405 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ANY JUSTICE OR JUDGE OF THE GENERAL COURT OF JUSTICE OF THE STATE OF NORTH CAROLINA, ADMINISTRATIVE LAW JUDGE, OR CLERK OF SUPERIOR COURT WHO HAS A CONCEALED HANDGUN PERMIT THAT IS VALID IN NORTH CAROLINA IS EXEMPT FROM THE GENERAL PROHIBITION AGAINST CARRYING A CONCEALED WEAPON AND FROM THE PROHIBITIONS AGAINST CARRYING A WEAPON ON CERTAIN PREMISES OR IN CERTAIN CIRCUMSTANCES.

H.B. 716 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT A PERSON FROM PERFORMING OR ATTEMPTING TO PERFORM AN ABORTION WHEN THE SEX OF THE UNBORN CHILD IS A SIGNIFICANT FACTOR IN SEEKING THE ABORTION.

Representative T. Moore moves, seconded by Representative R. Brawley, that the House adjourn, subject to the receipt of Committee Reports and the referral of bills to committees, to reconvene Monday, May 6, 2013 at 7:00 p.m.

The motion carries.

RE-REFERRALS

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 311**, A BILL TO BE ENTITLED AN ACT TO REPEAL THE LITERACY TEST FOR VOTERS, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Elections.

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 522**, A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE USE OF A MASTER METER FOR ELECTRIC AND NATURAL GAS SERVICE WHEN THE TENANT AND LANDLORD

HAVE AGREED IN THE LEASE THAT THE COST OF THE SERVICES SHALL BE INCLUDED IN THE RENTAL PAYMENTS AND THE SERVICE SHALL BE IN THE LANDLORD'S NAME, is withdrawn from the Committee on Public Utilities and Energy and re-referred to Judiciary Subcommittee C.

The serial referral to Judiciary Subcommittee B is stricken.

On motion of Representative T. Moore, a serial referral for **H.B. 551**, A BILL TO BE ENTITLED AN ACT TO REPEAL THE ACT CREATING A FIREMEN'S BENEFIT FUND FOR FIREMEN IN THE CITY OF WILMINGTON, AS AMENDED, AND TO MODIFY THE APPLICATION OF G.S. 58-84-35 TO THE CITY OF WILMINGTON, to the Committee on State Personnel is added.

The serial referral to the Committee on Finance is stricken.

On motion of Representative T. Moore, a serial referral for **H.B. 616**, A BILL TO BE ENTITLED AN ACT AMENDING THE SECURE AND FAIR ENFORCEMENT MORTGAGE LICENSING ACT TO PROVIDE FOR THE LICENSURE OF A TRANSITIONAL MORTGAGE LOAN ORIGINATOR, to the Committee on Finance is added.

On motion of Representative T. Moore, the serial referral for **H.B. 692**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA ANTI-PREDATORY LENDING LAW, AND TO LIMIT THE PROVISIONS OF STATE MORTGAGE LENDING LAW TO BEING NO MORE RESTRICTIVE THAN FEDERAL LAW, to Judiciary Subcommittee A is stricken.

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 809** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE NONPROFIT ORGANIZATIONS TO OPERATE "GAME NIGHTS," TO PROVIDE FOR THE REGULATION OF NONPROFIT ORGANIZATIONS HOLDING "GAME NIGHTS," AND TO ALLOW THE CONSUMPTION OF ALCOHOLIC BEVERAGES AT "GAME NIGHTS," is withdrawn from Judiciary Subcommittee B and re-referred to Judiciary Subcommittee C.

The House stands adjourned at 4:00 p.m.

May 2, 2013

FIFTY-SIXTH DAY

HOUSE OF REPRESENTATIVES
Monday, May 6, 2013

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Dana Bumgardner.

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 2 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Farmer-Butterfield, Hamilton, Mobley, and R. Moore for today. Representative Lewis is excused for a portion of the Session.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

S.B. 83, AN ACT TO ENCOURAGE VOLUNTEER HEALTH CARE IN FREE CLINICS BY LIMITING THE LIABILITY OF MEDICAL AND HEALTH CARE PROVIDERS IF THE FREE CLINIC PROVIDES PATIENTS WITH NOTICE OF LIMITED LIABILITY.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 506, AN ACT AUTHORIZING THE TOWN OF WEDDINGTON TO ENTER INTO LONG-TERM AGREEMENTS WITH VOLUNTEER FIRE DEPARTMENTS TO PROVIDE FIRE PROTECTION SERVICES TO THE CITIZENS OF THE TOWN. (S.L. 2013-39)

H.B. 555, AN ACT TO ALLOW BUNCOMBE COUNTY TO USE THE DESIGN-BUILD METHOD OF CONSTRUCTION. (S.L. 2013-40)

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H.B. 388, AN ACT TO AMEND THE LAW GOVERNING ASSIGNED COUNSEL IN CASES OF PARTIAL INDIGENCY TO AUTHORIZE JUDGMENTS FOR ATTORNEYS' FEES TO BE DOCKETED UPON THE EXPIRATION OF PROBATION AND TO CLARIFY THE REQUIREMENT FOR A SOCIAL SECURITY NUMBER. (S.L. 2013-41)

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Collins and without objection, **H.B. 649** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE SMALL EMPLOYER GROUP HEALTH COVERAGE REFORM ACT TO MITIGATE THE EFFECTS OF THE FEDERAL AFFORDABLE CARE ACT ON NORTH CAROLINA'S SMALL BUSINESSES AND TO CODIFY A COURT FINDING, is withdrawn from the Calendar and re-referred to Judiciary Subcommittee C.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representatives McElraft and West, Chairs, for the Committee on Environment:

H.B. 505, A BILL TO BE ENTITLED AN ACT TO CODIFY AND MAKE PERMANENT THE PROGRAM FOR INSPECTIONS OF CERTAIN ANIMAL OPERATIONS BY THE DIVISION OF SOIL AND WATER CONSERVATION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 7. The original bill is placed on the Unfavorable Calendar.

H.B. 755, A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES NOTICE REQUIREMENTS TO AUTHORIZE ELECTRONIC NOTIFICATION AND DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO IDENTIFY OTHER NOTIFICATION REQUIREMENTS IN STATUTE OR RULE FOR WHICH ELECTRONIC NOTICE MAY BE ADEQUATE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 7. The original bill is placed on the Unfavorable Calendar.

H.B. 471, A BILL TO BE ENTITLED AN ACT AUTHORIZING VANCE AND WARREN COUNTY TO APPROVE A LEASE FOR THE SITING AND OPERATION OF A RENEWABLE ENERGY FACILITY FOR A TERM OF UP TO TWENTY YEARS WITHOUT TREATING THE LEASE AS A SALE OF PROPERTY, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Government.

The committee substitute bill is re-referred to the Committee on Government. The original bill is placed on the Unfavorable Calendar.

H.B. 480, A BILL TO BE ENTITLED AN ACT TO PROVIDE REGULATORY CERTAINTY FOR NORTH CAROLINA BY REQUIRING THE DEVELOPMENT OF MINIMUM DESIGN CRITERIA FOR STORMWATER PERMITS AND EROSION AND SEDIMENTATION CONTROL PLANS TO GUIDE REGULATORY AGENCIES IN PERMIT ISSUANCE AND PLAN APPROVAL AND TO REFORM THE PERMITTING PROCESS TO ALLOW A FAST-TRACK PERMITTING PROCESS FOR APPLICATIONS AND PLAN SUBMITTALS CERTIFIED BY A PROFESSIONAL ENGINEER TO BE IN COMPLIANCE WITH THE MINIMUM DESIGN CRITERIA, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Regulatory Reform.

The committee substitute bill is re-referred to the Committee on Regulatory Reform. The original bill is placed on the Unfavorable Calendar.

By Representative Samuelson, Chair, for the Committee on Banking:

H.B. 692, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA ANTI-PREDATORY LENDING LAW, AND TO LIMIT THE PROVISIONS OF STATE MORTGAGE LENDING LAW TO BEING NO MORE RESTRICTIVE THAN FEDERAL LAW, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 7. The original bill is placed on the Unfavorable Calendar.

May 6, 2013

H.B. 784, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE REMEDIES AND PENALTIES FOR WORTHLESS CHECKS ALSO APPLY WHEN A CHECK THAT HAS BEEN PAID IN FULL IS PRESENTED AGAIN FOR PAYMENT, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 7. The original bill is placed on the Unfavorable Calendar.

H.B. 616, A BILL TO BE ENTITLED AN ACT AMENDING THE SECURE AND FAIR ENFORCEMENT MORTGAGE LICENSING ACT TO PROVIDE FOR THE LICENSURE OF A TRANSITIONAL MORTGAGE LOAN ORIGINATOR, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representatives Stone and Warren, Chairs, for the Committee on Government:

H.B. 687, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE BUILDING CODE COUNCIL TO AMEND THE NC BUILDING CODE TO ALLOW OCCUPANTS YOUNGER THAN EIGHTEEN IN TEMPORARY OVERFLOW EMERGENCY SHELTERS FOR THE HOMELESS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 7. The original bill is placed on the Unfavorable Calendar.

H.B. 300, A BILL TO BE ENTITLED AN ACT CLARIFYING THAT CITIES MAY ENFORCE ORDINANCES WITHIN THE STATE'S PUBLIC TRUST AREAS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to Judiciary Subcommittee C.

The committee substitute bill is re-referred to Judiciary Subcommittee C. The original bill is placed on the Unfavorable Calendar.

May 6, 2013

H.B. 553, A BILL TO BE ENTITLED AN ACT TO MODIFY CARTERET COUNTY'S AUTHORITY TO LEVY AN ADDITIONAL ONE PERCENT ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO MODIFY THE DISTRIBUTION OF THE PROCEEDS OF THE TAX, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 562, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF CRAMERTON, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 551, A BILL TO BE ENTITLED AN ACT TO REPEAL THE ACT CREATING A FIREMEN'S BENEFIT FUND FOR FIREMEN IN THE CITY OF WILMINGTON, AS AMENDED, AND TO MODIFY THE APPLICATION OF G.S. 58-84-35 TO THE CITY OF WILMINGTON, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on State Personnel.

The committee substitute bill is re-referred to the Committee on State Personnel. The original bill is placed on the Unfavorable Calendar.

By Representatives Jordan and McGrady, Chairs, for Judiciary Subcommittee B, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 611, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO EXPUNGE SUSPENSIONS AND REVOCATIONS ENTERED ON A LIMITED PERMITTEE OR PROVISIONAL LICENSEE'S DRIVING RECORD IF THE STUDENT PROVIDES THE REQUIRED DOCUMENTATION TO THE DIVISION THAT THE STUDENT MEETS THE ELIGIBILITY REQUIREMENTS AND IF THE LIMITED PERMITTEE OR PROVISIONAL LICENSEE HAS NEVER HAD A PRIOR EXPUNCTION FROM THE PERMITTEE'S DRIVING RECORD, with a favorable report.

May 6, 2013

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 7.

Representative W. Brawley, Chair, for the Regulatory Reform Subcommittee on Local Government, refers the following bills to the Committee on Regulatory Reform:

H.B. 677, A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE LOCAL GOVERNMENT REGULATORY REFORM ACT.

H.B. 774, A BILL TO BE ENTITLED AN ACT TO DIRECT THE BUILDING CODE COUNCIL TO ADOPT RULES EXEMPTING CERTAIN PRIMITIVE STRUCTURES FROM CERTAIN PROVISIONS OF THE BUILDING CODE.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Hager and without objection, **H.B. 476** (Committee Substitute), A BILL TO BE ENTITLED AN ACT REWRITING THE LAWS REGULATING UNDERGROUND UTILITY DAMAGE PREVENTION, is withdrawn from the Calendar and re-referred to the Committee on Finance.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 129 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT ISSUANCE OF DEBT UNDER THE STATE CAPITAL FACILITIES FINANCE ACT, is read the first time and referred to the Committee on Finance.

S.B. 279 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE AND CLARIFY PROVISIONS OF THE LAWS GOVERNING ESTATES, TRUSTS, GUARDIANSHIPS, POWERS OF ATTORNEY, AND OTHER FIDUCIARIES, is read the first time and referred to Judiciary Subcommittee A.

S.B. 341 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH AN EXPEDITED PROCESS FOR THE MODIFICATION OF INTERBASIN TRANSFER CERTIFICATES AND FOR THE ISSUANCE OF INTERBASIN TRANSFER CERTIFICATES IN THE CENTRAL COASTAL PLAIN CAPACITY USE AREA AND THE COASTAL AREA COUNTIES, is read the first time and referred to the Committee on Environment.

May 6, 2013

S.B. 368 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A TEN-DOLLAR CO-PAY FOR PRESCRIPTION MEDICATION DISPENSED IN A COUNTY JAIL, TO RAISE THE PISTOL PERMIT FEE COLLECTED BY SHERIFFS, AND TO PROVIDE THE PISTOL PERMIT FEE TO BE AN APPLICATION FEE, is read the first time and referred to Judiciary Subcommittee B and, if favorable, to the Committee on Finance.

S.B. 507 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DELETE OR REPEAL VARIOUS ENVIRONMENTAL AND NATURAL RESOURCES REPORTING REQUIREMENTS, is read the first time and referred to the Committee on Environment.

INTRODUCTION OF PAGES

Pages for the week of May 6 are introduced to the membership. They are: Bill Atkins II of Randolph; Shelby Bailey of Orange; Sarah Cleary of Avery; Zack Dobson of Avery; Cameron Flora of Nash; Indiana Furches of Davidson; Madison Henderson of Sampson; Corey Lewis of Wake; Hunter Mullis of Lincoln; Rachel Mumey of New Hanover; William Smith of Wake; Alexandria Spoor of Wake; Aubrey Surgers of Wake; Jane Sullivan of Wake; Benjamin Teeter of Pender; Amy Tucker of Lee; Chad Turlington of Harnett; and Shykeim Williams of Randolph.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Burr and without objection, **H.B. 935** (Committee Substitute), A BILL TO BE ENTITLED AN ACT RENAMING THE CHILD CARE COMMISSION THE EARLY CHILDHOOD CARE AND EDUCATION COMMISSION, EXPANDING THE SCOPE OF THE COMMISSION TO ENCOMPASS ISSUES RELATING TO EARLY CHILDHOOD EDUCATION PROGRAMS, AND MAKING OTHER CONFORMING STATUTORY CHANGES; REQUIRING THAT LOCAL PARTNERSHIPS SHALL BE THE SOLE CONTRACT ADMINISTRATORS FOR THE PREKINDERGARTEN (NC PRE-K) PROGRAM; AND CLARIFYING THE DEFINITION OF "AT-RISK" AS RELATED TO ELIGIBILITY FOR PARTICIPATION IN NC PREKINDERGARTEN PROGRAM, is withdrawn from the Calendar and placed on the Calendar of May 7.

May 6, 2013

CALENDAR

Action is taken on the following:

H.B. 830 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADOPT AN OFFICIAL STATE FOSSIL, FROG, SALAMANDER, MARSUPIAL, FOLK ART, AND ART MEDIUM, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.R. 866, A HOUSE RESOLUTION SUPPORTING AWARENESS OF A DISORDER KNOWN AS PRETERM PREMATURE RUPTURE OF MEMBRANES.

The resolution is adopted, by electronic vote (116-0), and ordered printed.

H.B. 418 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AUTHORIZING BUNCOMBE COUNTY, OR BUNCOMBE COUNTY AND MUNICIPALITIES LOCATED THEREIN, TO ESTABLISH A CULTURE AND RECREATION AUTHORITY, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hanes, Hardister, Harrison, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Lewis, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Moffitt, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 112.

Voting in the negative: Representatives Cleveland, Hastings, and T. Moore - 3.

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Excused absences: Representatives Farmer-Butterfield, Hamilton, Mobley, and R. Moore - 4.

H.B. 186 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWNS OF CORNELIUS, DAVIDSON, HUNTERSVILLE, MOORESVILLE, AND TROUTMAN TO ENFORCE MUNICIPAL NOISE ORDINANCES ADOPTED BY THE TOWNS ON THE WATERS OF LAKE NORMAN.

Representative Jeter offers Amendment No. 1 which is adopted by electronic vote (115-0).

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

S.J.R. 35, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF EDWARD "ED" WALTER JONES, FORMER MEMBER OF THE GENERAL ASSEMBLY, is read the first time.

Pursuant to Rule 32(a), the resolution is placed on the Calendar for immediate consideration.

The resolution passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

CALENDAR (continued)

H.B. 220, A BILL TO BE ENTITLED AN ACT DESIGNATING JULY TWENTY-SECOND OF EACH YEAR AS NORTH CAROLINA FRAGILE X AWARENESS DAY, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

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H.B. 457, A BILL TO BE ENTITLED AN ACT TO ENFORCE CONSTITUTIONAL OR STATUTORY LIMITATIONS ON GOVERNMENT.

Representative Howard moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Finance. Representative Stam objects to the motion.

Representative T. Moore calls the previous question on the motion to re-refer the bill and the call is sustained by electronic vote (88-25).

The motion to re-refer the bill to the Committee on Finance carries by electronic vote (85-29). The bill is re-referred to the Committee on Finance.

H.B. 515, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS GOVERNING CREDIT UNIONS, passes its third reading, by electronic vote (113-0), and is ordered sent to the Senate.

Representative Hanes requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (114-0).

H.B. 330 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE NORTH CAROLINA PLANNED COMMUNITY ACT REGARDING THE TRANSFER OF SPECIAL DECLARANT RIGHTS, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

Representative D. Hall requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (113-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 361 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO THE JUSTICE REINVESTMENT ACT OF 2011, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 532 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIME TO OPERATE AN AMBULANCE, EMS VEHICLE, FIREFIGHTING VEHICLE, OR LAW ENFORCEMENT VEHICLE UPON ANY HIGHWAY, STREET, OR PUBLIC VEHICULAR

AREA WITHIN THE STATE WHILE CONSUMING ALCOHOL OR WHILE ALCOHOL REMAINS IN THE PERSON'S BODY, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

Representative Harrison requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (113-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 610 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDUCE THE SEATING CAPACITY REQUIREMENT AND ELIMINATE THE POPULATION REQUIREMENT FOR IN-STAND SALES OF MALT BEVERAGES AND TO DIRECT THE ABC COMMISSION TO ADOPT RULES FOR THE SUSPENSION OF THE SALE OF ALCOHOLIC BEVERAGES DURING PROFESSIONAL SPORTING EVENTS.

Pursuant to Rule 24.1A, Representative Daughtry requests that he be excused from voting on this bill because he has an interest in beer and wine distributing. This request is granted.

The bill passes its second reading by electronic vote (63-50).

Representative Steinburg requests and is granted leave of the House to change his vote from "aye" to "no". The adjusted vote total is (62-51).

Representative Starnes objects to the third reading. The bill remains on the Calendar.

H.B. 734 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BOARD OF ELECTIONS TO ENTER INTO DATA SHARING AGREEMENTS WITH OTHER STATES REGARDING INFORMATION ON VOTING RECORDS AND VOTER REGISTRATION TO IMPROVE VOTER REGISTRATION LIST MAINTENANCE, passes its second reading by electronic vote (87-27).

On motion of the Chair, the bill remains on the Calendar.

H.B. 829 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW CERTAIN ABC PERMITTEES TO SELL MALT BEVERAGES IN CERTAIN CONTAINERS FOR CONSUMPTION OFF THE PERMITTED PREMISES, passes its second reading, by electronic vote (87-27), and there being no objection is read a third time.

May 6, 2013

The bill passes its third reading and is ordered sent to the Senate.

H.B. 937 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE PENALTIES FOR CERTAIN CRIMES IN WHICH A FIREARM IS USED, DISPLAYED, OR THERE IS A THREAT TO USE OR DISPLAY A FIREARM; TO MAKE IT A CRIMINAL OFFENSE FOR ANYONE TO PERMIT A CHILD TO HAVE ACCESS TO OR POSSESS A FIREARM WITHOUT SUPERVISION AND PARENTAL CONSENT; TO PROVIDE THAT A PERSON WHO HAS A VALID CONCEALED HANDGUN PERMIT MAY DO ALL OF THE FOLLOWING: HAVE A CONCEALED HANDGUN IN A LOCKED VEHICLE IN A STATE GOVERNMENT PARKING LOT, HAVE A CONCEALED HANDGUN IN A LOCKED COMPARTMENT IN A VEHICLE ON THE PREMISES OF A COMMUNITY COLLEGE, OR PUBLIC OR PRIVATE COLLEGE OR UNIVERSITY, AND CARRY A HANDGUN INTO AN ASSEMBLY WHERE AN ADMISSION FEE IS CHARGED OR AN ESTABLISHMENT WHERE ALCOHOLIC BEVERAGES ARE SOLD AND CONSUMED, UNLESS THE PERSON IN LEGAL POSSESSION OR CONTROL OF THE PREMISES HAS POSTED A NOTICE PROHIBITING THE CARRYING OF HANDGUNS ON THE PREMISES; TO PROVIDE THAT AN EMPLOYEE OF AN INSTITUTION OF HIGHER EDUCATION WHO LIVES IN A CERTAIN TYPE OF CAMPUS RESIDENCE MAY CARRY A HANDGUN ON THE EMPLOYEE'S RESIDENTIAL PREMISES AND IN SOME INSTANCES ALSO KEEP THE GUN IN THE EMPLOYEE'S LOCKED VEHICLE IN THE PARKING AREA OF THE INSTITUTION OF HIGHER EDUCATION; TO CLARIFY THE LAW ON LOCAL GOVERNMENT AUTHORITY TO PROHIBIT CONCEALED CARRY OF FIREARMS; AND TO ESTABLISH UNIFORM STATE REQUIREMENTS FOR REPORTING INFORMATION CONCERNING MENTAL HEALTH AND SUBSTANCE ABUSE JUDICIAL DETERMINATIONS OR FINDINGS TO THE NATIONAL INSTANT CRIMINAL BACKGROUND CHECK SYSTEM AND TO MAKE THESE REQUIREMENTS MORE CONSISTENT WITH FEDERAL FIREARMS LAW.

Representative Luebke offers Amendment No. 1.

Representative T. Moore moves, seconded by Representative Burr, that the amendment do lie upon the table. The motion carries by electronic vote (74-39).

Representative Adams offers Amendment No. 2.

Representative T. Moore moves, seconded by Representative Burr, that the amendment do lie upon the table. The motion carries by electronic vote (74-39).

Representative Jackson offers Amendment No. 3.

Representative T. Moore moves, seconded by Representative Burr, that the amendment do lie upon the table. The motion carries by electronic vote (71-41).

Representative Harrison offers Amendment No. 4.

Representative T. Moore moves, seconded by Representative Burr, that the amendment do lie upon the table. The motion carries by electronic vote (74-40).

Representative Insko offers Amendment No. 5.

Representative T. Moore moves, seconded by Representative Hastings, that the amendment do lie upon the table. The motion carries by electronic vote (73-40).

Representative T. Moore calls the previous question on the passage of the bill and the call is sustained by electronic vote (73-40).

The bill passes its second reading by electronic vote (76-38).

Representative Glazier objects to the third reading. The bill remains on the Calendar.

CONFERENCE REPORT

Representative Daughtry sends forth the Conference Report on **S.B. 91** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW PERTAINING TO ADMINISTRATIVE ACTION THAT MAY BE TAKEN BY AN OCCUPATIONAL LICENSING BOARD AS A RESULT OF EXPUNGED CHARGES OR CONVICTIONS UNDER G.S. 15A-145.4 AND G.S. 15A-145.5; AND TO REQUIRE AN EMPLOYER, EDUCATIONAL INSTITUTION, OR STATE OR LOCAL GOVERNMENT AGENCY TO ADVISE AN APPLICANT THAT THE APPLICANT IS NOT REQUIRED TO DISCLOSE INFORMATION REGARDING AN ARREST, CRIMINAL CHARGE, OR CRIMINAL CONVICTION OF THE APPLICANT THAT HAS BEEN EXPUNGED PRIOR TO REQUESTING DISCLOSURE. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of May 7.

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WITHDRAWAL OF BILLS FROM COMMITTEE

On motion of Representative T. Moore and without objection, **H.R. 696**, A HOUSE RESOLUTION HONORING LEWIS AND MATTIE THORNBURG WHILE OBSERVING THE SIXTIETH ANNIVERSARY OF THORLO, THE COMPANY THEY FOUNDED, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and pursuant to Rule 36(b), is placed on the Calendar of May 7.

On motion of Representative T. Moore and without objection, the following bills are withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), are placed on the Calendar of May 7.

H.B. 101, A BILL TO BE ENTITLED AN ACT TO REPEAL THE ESTATE TAX.

H.B. 357 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE CITIZEN OVERSIGHT AND TO MAKE OTHER CONSOLIDATIONS AND IMPROVEMENTS IN THE GOVERNANCE OF THE STATE RETIREMENT SYSTEMS, AND TO IMPROVE TRANSPARENCY BY ENSURING THAT ALL RETIREMENT PLANS ADMINISTERED BY THE DEPARTMENT OF STATE TREASURER ARE OVERSEEN BY A BOARD OF TRUSTEES.

H.B. 358 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CONFORMING CHANGES TO THE STATUTES AFFECTING THE STATE RETIREMENT SYSTEMS.

RE-REFERRALS

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 834**, A BILL TO BE ENTITLED AN ACT AMENDING THE LOCKSMITH LICENSING ACT, EXPANDING THE AUTHORITY OF THE LOCKSMITH LICENSING BOARD TO REGULATE INSTITUTIONAL LOCKSMITHS, AND RAISING THE CEILING ON CERTAIN FEES, is withdrawn from the Committee on Regulatory Reform and re-referred to the Committee on State Personnel and, if favorable, to the Committee on Appropriations.

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 930**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH STANDARDS OF CARE FOR LARGE COMMERCIAL DOG BREEDING FACILITIES AND TO PROVIDE LAW ENFORCE-

MENT WITH TOOLS TO ENSURE THAT DOGS AT THOSE FACILITIES ARE TREATED HUMANELY, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to Judiciary Subcommittee B.

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **S.B. 287** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW GOVERNING BOARDS OF CERTAIN COUNTIES, ALL THE MUNICIPALITIES LOCATED WHOLLY IN THOSE COUNTIES, AND CERTAIN MUNICIPALITIES TO GIVE ELECTRONIC NOTICE, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to Judiciary Subcommittee B.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative T. Moore and without objection, **H.J.R. 46**, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF EDWARD "ED" WALTER JONES, FORMER MEMBER OF THE GENERAL ASSEMBLY, is withdrawn from the Calendar and re-referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative T. Moore and without objection, **S.B. 430** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM PERMITTING REQUIREMENTS PERSONS INSTALLING ELECTRIC LOAD CONTROL SWITCHES UNDER THE LAWS REGULATING ELECTRICAL CONTRACTORS AND TO MAKE CONFORMING CHANGES UNDER THE LAWS PERTAINING TO BUILDING INSPECTION PERMITS FOR COUNTIES AND CITIES, is withdrawn from the Calendar 36(b), and re-referred to the Committee on Environment.

Representative T. Moore moves, seconded by Representative Schaffer, that the House adjourn, subject to the referral of bills to committees, to reconvene May 7 at 2:00 p.m.

The motion carries.

No referral of bills to committees having been received, the House stands adjourned.

May 6, 2013

FIFTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, May 7, 2013

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Jimmy Dixon.

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 6 has been examined and found correct. Upon his motion, the Journal is approved as written.

Representatives Dockham, Jackson, R. Moore, and Murry are excused for a portion of the Session.

ENROLLED BILLS

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.J.R. 35, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF EDWARD "ED" WALTER JONES, FORMER MEMBER OF THE GENERAL ASSEMBLY. (RESOLUTION 2013-10)

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative T. Moore and without objection, the following bills are withdrawn from the Calendar and placed on the Calendar of May 8.

H.B. 357 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE CITIZEN OVERSIGHT AND TO MAKE OTHER CONSOLIDATIONS AND IMPROVEMENTS IN THE GOVERNANCE OF THE STATE RETIREMENT SYSTEMS, AND TO IMPROVE TRANSPARENCY BY ENSURING THAT ALL RETIREMENT PLANS ADMINISTERED BY THE DEPARTMENT OF STATE TREASURER ARE OVERSEEN BY A BOARD OF TRUSTEES.

H.B. 358 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CONFORMING CHANGES TO THE STATUTES AFFECTING THE STATE RETIREMENT SYSTEMS.

H.B. 692 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA ANTI-PREDATORY LENDING LAW, AND TO LIMIT THE PROVISIONS OF STATE MORTGAGE LENDING LAW TO BEING NO MORE RESTRICTIVE THAN FEDERAL LAW.

H.B. 700 (Committee Substitute), A BILL TO BE ENTITLED AN ACT MAKING OMNIBUS CHANGES TO THE LAWS RELATING TO STATE INFORMATION TECHNOLOGY GOVERNANCE.

S.B. 635 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT ONLY INCUMBENT PROVIDERS MAY CONSTRUCT A NEW ELECTRICITY TRANSMISSION LINE.

RE-REFERRAL

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 743**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, ADMINISTRATIVE, AND CLARIFYING CHANGES TO THE UNEMPLOYMENT INSURANCE LAWS, is withdrawn from the Committee on Commerce and Job Development and re-referred to the Committee on Finance.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives W. Brawley and Iler, Chairs, for the Committee on Transportation:

H.B. 665, A BILL TO BE ENTITLED AN ACT TO AMEND THE INSPECTION REQUIREMENTS FOR USED VEHICLES SOLD ON A SALVAGE TITLE BY DEALERS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 8.

S.B. 411 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE TRANSPORTATION ADVISORY COMMITTEES OF METROPOLITAN PLANNING ORGANIZATIONS

AND RURAL TRANSPORTATION PLANNING ORGANIZATIONS ARE SUBJECT TO STANDARD ETHICS PROVISIONS, with a favorable report and recommendation that the bill be re-referred to the Committee on Government.

The serial referral to the Committee on Government is stricken.

The bill is re-referred to the Committee on Ethics.

By Representatives Hollo and Jones, Chairs, for the Committee on Health and Human Services:

H.B. 805, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE SOCIAL SERVICES COMMISSION TO ADOPT A POLICY PROHIBITING A FOSTER PARENT FROM SMOKING IN THE PRESENCE OF AN INFANT IN THE FOSTER PARENT'S CARE, with a favorable report and recommendation that the bill be re-referred to Judiciary Subcommittee A.

The bill is re-referred to Judiciary Subcommittee A.

H.B. 693, A BILL TO BE ENTITLED AN ACT TO ELIMINATE CERTAIN EXCEPTIONS FOR PARENTAL CONSENT FOR MEDICAL TREATMENT OF UNEMANCIPATED MINORS UNDER THE LAWS PERTAINING TO THE PRACTICE OF MEDICINE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 8. The original bill is placed on the Unfavorable Calendar.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House submits the following bill with a favorable report for introduction.

A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM PROPERTY TAX THE VALUE OF IMPROVEMENTS OWNED BY FRATERNAL ORDERS IF LOCATED ON LAND OWNED BY THE STATE.

Pursuant to Rule 31(a), the bill is filed and assigned the number **H.B. 1009**.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House submits the following resolution with a favorable report for introduction.

May 7, 2013

A HOUSE RESOLUTION HONORING THE LIFE AND MEMORY OF LEANDER ALTON RESPASS, THE FIRST AFRICAN-AMERICAN POLICE OFFICER IN THE ELIZABETH CITY POLICE DEPARTMENT.

Pursuant to Rule 31(a), the resolution is filed and assigned the number **H.R. 1010**.

By Representative T. Moore, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.B. 9, A BILL TO BE ENTITLED AN ACT AMENDING THE NORTH CAROLINA CONSTITUTION TO LIMIT THE TERMS OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT PRO TEMPORE OF THE SENATE TO TWO GENERAL ASSEMBLIES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 8.

H.B. 670, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO STUDY EXTENDING THE PROVISION OF FOSTER CARE TO THE AGE OF 21, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 8.

By Representative Dockham, Chair, for the Committee on Insurance:

H.B. 609 (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO HEALTH BENEFIT PLAN COVERAGE FOR ORALLY ADMINISTERED ANTICANCER DRUGS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 8. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 320 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPROVE EDUCATIONAL OUTCOMES FOR NORTH CAROLINA

CHILDREN WHO ARE DEAF OR HARD OF HEARING, is read the first time and referred to the Committee on Education.

S.B. 486, A BILL TO BE ENTITLED AN ACT REQUIRING HOSPITALS TO PROVIDE PARENTS OF NEWBORNS WITH EDUCATIONAL INFORMATION ABOUT PERTUSSIS DISEASE AND AVAILABLE VACCINE PROTECTIONS IN ORDER TO BETTER PROTECT NEWBORNS AGAINST PERTUSSIS DISEASE, is read the first time and referred to the Committee on Health and Human Services.

S.B. 493 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE OPERATION OF MOTOR VEHICLES WITH CERTAIN HEADLAMPS, is read the first time and referred to the Committee on Transportation and, if favorable, to the Committee on Regulatory Reform.

S.B. 547 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES GOVERNING GUARANTEED ENERGY SAVINGS CONTRACTS FOR GOVERNMENTAL UNITS, is read the first time and referred to the Committee on Government and, if favorable, to the Committee on Finance.

S.B. 557, A BILL TO BE ENTITLED AN ACT TO AMEND THE DATE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF CHILD DEVELOPMENT AND EARLY EDUCATION, IS TO REPORT ON A PILOT PROGRAM FOR FUNDING OF THE NC PREKINDERGARTEN PROGRAM, is read the first time and referred to the Committee on Education and, if favorable, to the Committee on Finance.

S.B. 612 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE REGULATORY RELIEF TO THE CITIZENS OF NORTH CAROLINA BY CREATING A FAST TRACK PERMITTING PROCESS FOR CERTAIN ENVIRONMENTAL PERMITS; BY CLARIFYING THE PREEMPTION OF CITY ORDINANCES AND CLARIFYING THAT SIMILAR RULES APPLY TO COUNTY ORDINANCES; BY CLARIFYING THE LAWS RELATING TO GROUNDWATER COMPLIANCE BOUNDARIES; BY EXTENDING THE TERMS OF CERTAIN ENVIRONMENTAL PERMITS; BY AMENDING THE ADMINISTRATIVE PROCEDURE ACT TO ELIMINATE THE REQUIREMENT THAT AN AGENCY PREPARE A FISCAL NOTE WHEN REPEALING A RULE; BY REQUIRING THE REPEAL OR REVISION OF EXISTING ENVIRONMENTAL RULES MORE RESTRICTIVE THAN FEDERAL RULES PERTAINING TO THE SAME SUBJECT MATTER; BY ALLOWING MUNICIPALITIES TO LEASE REAL PROPERTY FOR A TERM OF UP TO TWENTY-FIVE YEARS TO PRIVATE COMPANIES

CONSTRUCTING RENEWABLE ENERGY FACILITIES; BY ALLOWING GOING-OUT-OF-BUSINESS SALE LICENSES TO BE ISSUED BY ANY MUNICIPAL OFFICIAL DESIGNATED BY THE GOVERNING BODY OF THE MUNICIPALITY; BY DIRECTING THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES AND THE DEPARTMENT OF TRANSPORTATION TO JOINTLY PETITION THE WILMINGTON DISTRICT OF THE UNITED STATES ARMY CORPS OF ENGINEERS TO ALLOW FOR GREATER FLEXIBILITY AND OPPORTUNITY TO PERFORM WETLANDS MITIGATION BEYOND THE IMMEDIATE WATERSHED WHERE DEVELOPMENT WILL OCCUR; BY CLARIFYING THAT THE DEFINITION OF "BUILT-UPON AREA" INCLUDES ONLY IMPERVIOUS SURFACES; AND BY REQUIRING MEMBERS OF ADVISORY BODIES TO STATE AGENCIES AND BOARDS TO DISCLOSE POTENTIAL CONFLICTS OF INTEREST PRIOR TO MAKING ANY RECOMMENDATION, is read the first time and referred to the Committee on Regulatory Reform.

CALENDAR

Action is taken on the following:

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 149 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIMINAL OFFENSE TO FAIL TO REPORT THE DISAPPEARANCE OF A CHILD TO LAW ENFORCEMENT, TO INCREASE THE CRIMINAL PENALTY FOR CONCEALING THE DEATH OF A CHILD, TO INCREASE THE CRIMINAL PENALTY FOR MAKING A FALSE, MISLEADING, OR UNFOUNDED REPORT TO A LAW ENFORCEMENT AGENCY OR OFFICER FOR THE PURPOSE OF INTERFERING OR OBSTRUCTING AN INVESTIGATION INVOLVING A MISSING CHILD OR CHILD VICTIM OF A CLASS A, B1, B2, OR C FELONY, AND TO MAKE IT A CLASS 1 MISDEMEANOR FOR A PERSON TO FAIL TO REPORT THE ABUSE, NEGLECT, DEPENDENCY, OR DEATH DUE TO MALTREATMENT OF A JUVENILE OR TO PREVENT ANOTHER PERSON FROM MAKING SUCH REPORT.

On motion of Representative Hastings, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (111-0), and the bill is ordered enrolled and presented to the Governor.

Representatives Fisher and Terry request and are granted leave of the House to be recorded as voting "aye". The adjusted vote total is (113-0).

May 7, 2013

H.J.R. 514, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WILLIAM "PETE" CUNNINGHAM, FORMER MEMBER OF THE GENERAL ASSEMBLY, passes its second reading, by electronic vote (119-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate.

H.R. 696, A HOUSE RESOLUTION HONORING LEWIS AND MATTIE THORNBURG WHILE OBSERVING THE SIXTIETH ANNIVERSARY OF THORLO, THE COMPANY THEY FOUNDED.

The resolution is adopted, by electronic vote (114-0), and ordered printed.

CONFERENCE REPORT

Representative Daughtry moves the adoption of the following Conference Report.

House Committee Substitute for S.B. 91

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 91, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW PERTAINING TO ADMINISTRATIVE ACTION THAT MAY BE TAKEN BY AN OCCUPATIONAL LICENSING BOARD AS A RESULT OF EXPUNGED CHARGES OR CONVICTIONS UNDER G.S. 15A-145.4 AND G.S. 15A-145.5; AND TO REQUIRE AN EMPLOYER, EDUCATIONAL INSTITUTION, OR STATE OR LOCAL GOVERNMENT AGENCY TO ADVISE AN APPLICANT THAT THE APPLICANT IS NOT REQUIRED TO DISCLOSE INFORMATION REGARDING AN ARREST, CRIMINAL CHARGE, OR CRIMINAL CONVICTION OF THE APPLICANT THAT HAS BEEN EXPUNGED PRIOR TO REQUESTING DISCLOSURE, House Committee Substitute Favorable 4/3/13 Fourth Edition Engrossed 4/15/13, submit the following report:

The Senate and House agree to the following amendment to the House Committee Substitute Favorable 4/3/13, Fourth Edition Engrossed 4/15/13, and the Senate concurs in the House Committee Substitute as amended:

Delete the entire House Committee Substitute Favorable 4/3/13, Fourth Edition Engrossed 4/15/13, and substitute the attached proposed Conference Committee Substitute S91-PCCS15259-SA-1.

May 7, 2013

The conferees recommend that the Senate and the House of Representatives adopt this report.

Date conferees approved report: May 6, 2013.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ Warren Daniel, Chair	S/ N. Leo Daughtry, Chair
S/ Thom Goolsby	S/ Ted Davis, Jr.
S/ Ellie Kinnaird	S/ Jerry Dockham
	S/ Darren G. Jackson

The Conference Report, which changes the title, is adopted, by electronic vote (105-11), and the Senate is so notified by Special Message. (The text of the Conference Committee Substitute may be found in its entirety in the 2013 Session Laws, Chapter 53.)

Representative McNeill requests and is granted leave of the House to change his vote from "no" to "aye". The adjusted vote total is (106-10).

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 671 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF MILLS RIVER, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Lewis, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Mobley, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 119.

Voting in the negative: None.

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Excused absences: None.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 133 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF CLINTON TO USE THE DESIGN-BUILD METHOD OF CONSTRUCTION, passes its second reading, by electronic vote (119-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 610 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDUCE THE SEATING CAPACITY REQUIREMENT AND ELIMINATE THE POPULATION REQUIREMENT FOR IN-STAND SALES OF MALT BEVERAGES AND TO DIRECT THE ABC COMMISSION TO ADOPT RULES FOR THE SUSPENSION OF THE SALE OF ALCOHOLIC BEVERAGES DURING PROFESSIONAL SPORTING EVENTS.

Pursuant to Rule 24.1A(c), the request that Representative Daughtry be excused from voting on May 6 is continued.

The bill passes its third reading, by electronic vote (73-45), and is ordered sent to the Senate.

H.B. 734 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE BOARD OF ELECTIONS TO ENTER INTO DATA SHARING AGREEMENTS WITH OTHER STATES REGARDING INFORMATION ON VOTING RECORDS AND VOTER REGISTRATION TO IMPROVE VOTER REGISTRATION LIST MAINTENANCE, passes its third reading, by electronic vote (81-37), and is ordered sent to the Senate.

Representative Goodman requests and is granted leave of the House to change his vote from "aye" to "no". The adjusted vote total is (80-38).

H.B. 935 (Committee Substitute), A BILL TO BE ENTITLED AN ACT RENAMING THE CHILD CARE COMMISSION THE EARLY CHILDHOOD CARE AND EDUCATION COMMISSION, EXPANDING THE SCOPE OF THE COMMISSION TO ENCOMPASS ISSUES RELATING TO EARLY CHILDHOOD EDUCATION PROGRAMS, AND MAKING OTHER CONFORMING STATUTORY CHANGES; REQUIRING THAT LOCAL PARTNERSHIPS SHALL BE THE SOLE

CONTRACT ADMINISTRATORS FOR THE PREKINDERGARTEN (NC PRE-K) PROGRAM; AND CLARIFYING THE DEFINITION OF "AT-RISK" AS RELATED TO ELIGIBILITY FOR PARTICIPATION IN NC PREKINDERGARTEN PROGRAM.

Representative Burr offers Amendment No. 3 which is adopted by electronic vote (114-2).

Representative Brandon requests and is granted leave of the House to change his vote from "no" to "aye". The adjusted vote total is (115-1).

Representative L. Hall offers Amendment No. 4 which is adopted by electronic vote (62-56).

The bill, as amended, passes its third reading, by electronic vote (69-49), and is ordered engrossed and sent to the Senate.

H.B. 937 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE PENALTIES FOR CERTAIN CRIMES IN WHICH A FIREARM IS USED, DISPLAYED, OR THERE IS A THREAT TO USE OR DISPLAY A FIREARM; TO MAKE IT A CRIMINAL OFFENSE FOR ANYONE TO PERMIT A CHILD TO HAVE ACCESS TO OR POSSESS A FIREARM WITHOUT SUPERVISION AND PARENTAL CONSENT; TO PROVIDE THAT A PERSON WHO HAS A VALID CONCEALED HANDGUN PERMIT MAY DO ALL OF THE FOLLOWING: HAVE A CONCEALED HANDGUN IN A LOCKED VEHICLE IN A STATE GOVERNMENT PARKING LOT, HAVE A CONCEALED HANDGUN IN A LOCKED COMPARTMENT IN A VEHICLE ON THE PREMISES OF A COMMUNITY COLLEGE, OR PUBLIC OR PRIVATE COLLEGE OR UNIVERSITY, AND CARRY A HANDGUN INTO AN ASSEMBLY WHERE AN ADMISSION FEE IS CHARGED OR AN ESTABLISHMENT WHERE ALCOHOLIC BEVERAGES ARE SOLD AND CONSUMED, UNLESS THE PERSON IN LEGAL POSSESSION OR CONTROL OF THE PREMISES HAS POSTED A NOTICE PROHIBITING THE CARRYING OF HANDGUNS ON THE PREMISES; TO PROVIDE THAT AN EMPLOYEE OF AN INSTITUTION OF HIGHER EDUCATION WHO LIVES IN A CERTAIN TYPE OF CAMPUS RESIDENCE MAY CARRY A HANDGUN ON THE EMPLOYEE'S RESIDENTIAL PREMISES AND IN SOME INSTANCES ALSO KEEP THE GUN IN THE EMPLOYEE'S LOCKED VEHICLE IN THE PARKING AREA OF THE INSTITUTION OF HIGHER EDUCATION; TO CLARIFY THE LAW ON LOCAL GOVERNMENT

AUTHORITY TO PROHIBIT CONCEALED CARRY OF FIREARMS; AND TO ESTABLISH UNIFORM STATE REQUIREMENTS FOR REPORTING INFORMATION CONCERNING MENTAL HEALTH AND SUBSTANCE ABUSE JUDICIAL DETERMINATIONS OR FINDINGS TO THE NATIONAL INSTANT CRIMINAL BACKGROUND CHECK SYSTEM AND TO MAKE THESE REQUIREMENTS MORE CONSISTENT WITH FEDERAL FIREARMS LAW.

Representative Riddell offers Amendment No. 6.

Representative T. Moore moves, seconded by Representative Burr, that the amendment do lie upon the table. The motion carries by electronic vote (64-50).

Representative Glazier offers Amendment No. 7.

Representative T. Moore moves, seconded by Representative Burr, that the amendment do lie upon the table. The motion carries by electronic vote (69-45).

Representative Insko offers Amendment No. 8.

Representative Burr moves, seconded by Representative Cleveland, that the amendment do lie upon the table. The motion carries by electronic vote (74-42).

Representative Harrison offers Amendment No. 9.

Representative T. Moore moves, seconded by Representative Burr, that the amendment do lie upon the table. The motion carries by electronic vote (74-43).

Representative Jackson offers Amendment No. 10.

Representative T. Moore moves, seconded by Representative Burr, that the amendment do lie upon the table. The motion carries by electronic vote (69-45).

Representative Luebke offers Amendment No. 11.

Representative T. Moore moves, seconded by Representative Burr, that the amendment do lie upon the table. The motion carries by electronic vote (74-43).

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Representative Adams offers Amendment No. 12.

Representative T. Moore moves, seconded by Representative Burr, that the amendment do lie upon the table. The motion carries by electronic vote (71-44).

The bill passes its third reading, by electronic vote (78-42), and is ordered sent to the Senate.

H.B. 101, A BILL TO BE ENTITLED AN ACT TO REPEAL THE ESTATE TAX.

Representative T. Moore calls the previous question on the passage of the bill and the call is sustained by electronic vote (72-43).

The bill passes its second reading by electronic vote (83-36).

Representative Queen objects to the third reading. The bill remains on the Calendar.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 179 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN JOINT AGENCIES FROM SALES AND MOTOR FUEL EXCISE TAXES, passes its second reading, by electronic vote (116-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

ELECTRONIC VOTING TIME CHANGED

Pursuant to Rule 20(c), the Speaker directs the time for voting changed from fifteen seconds to ten seconds.

CALENDAR (continued)

H.B. 217 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE A RIGHT OF DIRECT APPEAL TO THE COURT OF APPEALS FOR PROBATION REVOCATIONS IN DISTRICT COURT, TO AMEND THE LAW PERTAINING TO RESENTENCING UPON THE REVERSAL OF A SENTENCE ON APPELLATE REVIEW, TO PROVIDE FOR THE TRANSFER OF JUVENILE DEFENDANTS AGE 15 OR OLDER TO SUPERIOR COURT WHEN CHARGED WITH A MAJOR CRIMINAL OFFENSE, AND TO REQUIRE THE COURTS COMMISSION

TO STUDY THE COURT JURISDICTION AND JURY TRIAL PROCESS FOR MISDEMEANORS AND OTHER METHODS OF IMPROVING THE EFFICIENCY AND ADMINISTRATION OF THE JUSTICE SYSTEM, passes its second reading by electronic vote (92-25).

Representative Cunningham requests and is granted leave of the House to be recorded as voting "no". The adjusted vote total is (92-26).

Representative Michaux objects to the third reading. The bill remains on the Calendar.

H.B. 402, A BILL TO BE ENTITLED AN ACT TO ALLOW A TRICARE SUPPLEMENT FOR FLEXIBLE COMPENSATION PLANS OFFERED BY THE STATE.

Representative Jeter offers Amendment No. 1 which is adopted by electronic vote (118-0).

The bill, as amended, passes its second reading, by electronic vote (115-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 405 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ANY JUSTICE OR JUDGE OF THE GENERAL COURT OF JUSTICE OF THE STATE OF NORTH CAROLINA, ADMINISTRATIVE LAW JUDGE, OR CLERK OF SUPERIOR COURT WHO HAS A CONCEALED HANDGUN PERMIT THAT IS VALID IN NORTH CAROLINA IS EXEMPT FROM THE GENERAL PROHIBITION AGAINST CARRYING A CONCEALED WEAPON AND FROM THE PROHIBITIONS AGAINST CARRYING A WEAPON ON CERTAIN PREMISES OR IN CERTAIN CIRCUMSTANCES, passes its second reading, by electronic vote (110-8), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative Michaux withdraws his objection to the third reading of **H.B. 217** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE A RIGHT OF DIRECT APPEAL TO THE COURT OF APPEALS FOR PROBATION REVOCATIONS IN DISTRICT COURT,

TO AMEND THE LAW PERTAINING TO RESENTENCING UPON THE REVERSAL OF A SENTENCE ON APPELLATE REVIEW, TO PROVIDE FOR THE TRANSFER OF JUVENILE DEFENDANTS AGE 15 OR OLDER TO SUPERIOR COURT WHEN CHARGED WITH A MAJOR CRIMINAL OFFENSE, AND TO REQUIRE THE COURTS COMMISSION TO STUDY THE COURT JURISDICTION AND JURY TRIAL PROCESS FOR MISDEMEANORS AND OTHER METHODS OF IMPROVING THE EFFICIENCY AND ADMINISTRATION OF THE JUSTICE SYSTEM, and the bill is before the Body.

The bill passes its third reading and is ordered sent to the Senate.

CALENDAR (continued)

H.B. 505 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CODIFY AND MAKE PERMANENT THE PROGRAM FOR INSPECTIONS OF CERTAIN ANIMAL OPERATIONS BY THE DIVISION OF SOIL AND WATER CONSERVATION, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 585 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ALL CORRECTIONAL FACILITIES, JUVENILE FACILITIES, AND LOCAL CONFINEMENT FACILITIES IN THIS STATE SHALL COMPLY WITH THE PROVISIONS OF THE FEDERAL PRISON RAPE ELIMINATION ACT (PREA).

Representative Lewis offers Amendment No. 1 which is adopted by electronic vote (118-0). This amendment changes the title.

The bill, as amended, passes its second reading by electronic vote (117-0). The caption having been amended, the bill remains on the Calendar.

H.B. 611, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO EXPUNGE SUSPENSIONS AND REVOCATIONS ENTERED ON A LIMITED PERMITTEE OR PROVISIONAL LICENSEE'S DRIVING RECORD IF THE STUDENT PROVIDES THE REQUIRED DOCUMENTATION TO THE DIVISION THAT THE STUDENT MEETS THE ELIGIBILITY REQUIREMENTS AND IF THE LIMITED PERMITTEE OR PROVISIONAL LICENSEE HAS NEVER HAD A PRIOR EXPUNCTION FROM THE PERMITTEE'S DRIVING RECORD.

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Representative W. Brawley offers Amendment No. 1 which is adopted by electronic vote (119-0).

The bill, as amended, passes its second reading, by electronic vote (118-0), and there being no objection is read a third time.

Representative McGrady requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (119-0).

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 687 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE BUILDING CODE COUNCIL TO AMEND THE NC BUILDING CODE TO ALLOW OCCUPANTS YOUNGER THAN EIGHTEEN IN TEMPORARY OVERFLOW EMERGENCY SHELTERS FOR THE HOMELESS, passes its second reading, by electronic vote (119-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 755 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES NOTICE REQUIREMENTS TO AUTHORIZE ELECTRONIC NOTIFICATION AND DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO IDENTIFY OTHER NOTIFICATION REQUIREMENTS IN STATUTE OR RULE FOR WHICH ELECTRONIC NOTICE MAY BE ADEQUATE.

On motion of the Chair, the bill is temporarily displaced.

H.B. 716 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT A PERSON FROM PERFORMING OR ATTEMPTING TO PERFORM AN ABORTION WHEN THE SEX OF THE UNBORN CHILD IS A SIGNIFICANT FACTOR IN SEEKING THE ABORTION.

Representative Schaffer offers Amendment No. 1 which is adopted by electronic vote (118-0).

The bill, as amended, passes its second reading, by electronic vote (80-39), and there being no objection is read a third time.

Representative Carney requests and is granted leave of the House to change her vote from "aye" to "no". The adjusted vote total is (79-40).

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The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

On motion of Representative McGrady and without objection, **H.B. 755** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES NOTICE REQUIREMENTS TO AUTHORIZE ELECTRONIC NOTIFICATION AND DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO IDENTIFY OTHER NOTIFICATION REQUIREMENTS IN STATUTE OR RULE FOR WHICH ELECTRONIC NOTICE MAY BE ADEQUATE, is withdrawn from the Calendar and placed on the Calendar of May 15.

WITHDRAWAL OF BILL FROM COMMITTEE

On motion of Representative T. Moore and without objection, **H.R. 720**, A HOUSE RESOLUTION HONORING THOSE WHO ESTABLISHED THE DAVIDSON COUNTY INDUSTRIAL EDUCATION CENTER AND DAVIDSON COUNTY COMMUNITY COLLEGE, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and pursuant to Rule 36(b), is placed on the Calendar of May 8.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative T. Moore and without objection, **H.B. 807**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE NC BUILDING CODE COUNCIL TO MAKE THE NORTH CAROLINA BUILDING CODE AVAILABLE FOR DOWNLOAD ONLINE, is withdrawn from the Calendar of May 8 and re-referred to the Committee on Judiciary.

Representative T. Moore moves, seconded by Representative Hamilton, that the House adjourn, subject to the receipt of Committee Reports, the receipt of Messages from the Senate and the referral of bills to committees, to reconvene May 8 at 2:00 p.m.

The motion carries.

SPECIAL MESSAGE FROM THE SENATE

2013 GENERAL ASSEMBLY
FIRST SESSION 2013

Senate Chamber
May 7, 2013

May 7, 2013

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **S.B. 91** (Conference Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW PERTAINING TO ADMINISTRATIVE ACTION THAT MAY BE TAKEN BY AN OCCUPATIONAL LICENSING BOARD AS A RESULT OF EXPUNGED CHARGES OR CONVICTIONS UNDER G.S. 15A-145.4 AND G.S. 15A-145.5; TO PROHIBIT AN EMPLOYER OR EDUCATIONAL INSTITUTION FROM REQUESTING THAT AN APPLICANT PROVIDE INFORMATION REGARDING AN ARREST, CRIMINAL CHARGE, OR CRIMINAL CONVICTION OF THE APPLICANT THAT HAS BEEN EXPUNGED; AND TO REQUIRE A STATE OR LOCAL GOVERNMENT AGENCY TO ADVISE AN APPLICANT THAT THE APPLICANT IS NOT REQUIRED TO DISCLOSE INFORMATION REGARDING AN ARREST, CRIMINAL CHARGE, OR CRIMINAL CONVICTION OF THE APPLICANT THAT HAS BEEN EXPUNGED PRIOR TO REQUESTING DISCLOSURE.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,
S/ Sarah Lang
Principal Clerk

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives W. Brawley and Iler, Chairs, for the Committee on Transportation:

H.B. 785, A BILL TO BE ENTITLED AN ACT TO CREATE A STATEWIDE PILOT PROGRAM TO ENABLE COST-SHARING FOR TRANSPORTATION IMPROVEMENTS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 8. The original bill is placed on the Unfavorable Calendar.

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H.B. 621, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF MOTOR VEHICLES TO IMPLEMENT A STATEWIDE ELECTRONIC LIEN SYSTEM TO PROCESS THE NOTIFICATION AND RELEASE OF SECURITY INTEREST AND CERTIFICATE OF TITLE DATA, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representatives Dixon and Langdon, Chairs, for the Committee on Agriculture:

H.B. 628, A BILL TO BE ENTITLED AN ACT TO PROTECT NORTH CAROLINA TIMBER PRODUCERS BY REQUIRING THAT SUSTAINABLE BUILDING STANDARDS NOT DISADVANTAGE OR FORBID THE USE OF BUILDING MATERIALS PRODUCED IN THIS STATE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 8. The original bill is placed on the Unfavorable Calendar.

H.B. 614, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A REBUTTABLE PRESUMPTION THAT CERTAIN AGRICULTURAL AND FORESTRY OPERATIONS ARE NOT NUISANCES AND TO PROVIDE FOR THE AWARD OF COSTS AND ATTORNEYS' FEES TO A PREVAILING DEFENDANT, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to Judiciary Subcommittee A.

The committee substitute bill is re-referred to Judiciary Subcommittee A. The original bill is placed on the Unfavorable Calendar.

By Representatives Johnson and Langdon, Chairs, for the Committee on Education:

H.B. 537, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FOUR-YEAR TERMS RATHER THAN SIX-YEAR TERMS FOR THE MEMBERS OF THE EDENTON-CHOWAN BOARD OF EDUCATION AND CHANGE THE ELECTION SCHEDULE FOR ONE DISTRICT SEAT, with a favorable report.

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Pursuant to Rule 36(b), the bill is placed on the Calendar of May 8.

H.B. 718, A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY ISSUES RELATED TO PROVIDING DUTY-FREE INSTRUCTIONAL PLANNING TIME DURING REGULAR STUDENT CONTACT HOURS TO ALL CLASSROOM TEACHERS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 8. The original bill is placed on the Unfavorable Calendar.

H.B. 337, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS TO FORSYTH TECHNICAL COMMUNITY COLLEGE TO BE USED FOR OPERATING COSTS FOR CERTAIN PROGRAMS OFFERED BY THE COLLEGE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 691, A BILL TO BE ENTITLED AN ACT TO LIMIT COMMUNITY COLLEGE TUITION FOR ACTIVE DUTY SERVICE MEMBERS SO THAT THE MAXIMUM RATE SHALL NOT EXCEED AVAILABLE FEDERAL TUITION ASSISTANCE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 968, A BILL TO BE ENTITLED AN ACT TO INCREASE SUCCESSFUL PARTICIPATION IN CAREER AND TECHNICAL EDUCATION COURSEWORK LEADING TO INDUSTRY CERTIFICATIONS AND CREDENTIALS TO ENHANCE THE EMPLOYABILITY OF HIGH SCHOOL STUDENTS BY IMPLEMENTING A BONUS PROGRAM AVAILABLE TO LOCAL SCHOOL ADMINISTRATIVE UNITS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

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The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 969, A BILL TO BE ENTITLED AN ACT TO BROADEN SUCCESSFUL PARTICIPATION BY STUDENTS IN ADVANCED COURSES TO HELP ELIMINATE ACHIEVEMENT AND ACCESS GAPS AND TO CREATE PERFORMANCE INCENTIVES FOR SCHOOLS AND TEACHERS FOR STUDENT EXCELLENCE IN ADVANCED COURSES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representatives Dollar, Burr, Holloway, and Johnson, Chairs, for the Committee on Appropriations:

H.B. 60 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO TERMINATE LEASES AT THE INDIAN CULTURAL CENTER SITE AND THEN SELL OR ALLOCATE CERTAIN PORTIONS OF THE PROPERTY, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 8. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 817 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE ECONOMY THROUGH STRATEGIC TRANSPORTATION INVESTMENTS, with a favorable report as to Committee Substitute Bill No. 3, unfavorable as to Committee Substitute Bill No. 2.

Pursuant to Rule 36(b), Committee Substitute Bill No. 3 is placed on the Calendar of May 8. Committee Substitute Bill No. 2 is placed on the Unfavorable Calendar.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House submits the following bill with a favorable report for introduction.

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A BILL TO BE ENTITLED AN ACT ESTABLISHING THE GOVERNMENT REDUCTION AND EFFICIENCY ACT OF 2013.

Pursuant to Rule 31(a), the bill is filed and assigned the number **H.B. 1011**.

The House stands adjourned at 7:04 p.m.

FIFTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, May 8, 2013

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative James Fulghum, M.D.

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 7 has been examined and found correct. Upon his motion, the Journal is approved as written.

Representatives Burr, Dockham, Fulghum, Hastings, Hollo, Lewis, S. Ross, Stam, Starnes, and Wray are excused for a portion of the Session.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 91, AN ACT TO CLARIFY THE LAW PERTAINING TO ADMINISTRATIVE ACTION THAT MAY BE TAKEN BY AN OCCUPATIONAL LICENSING BOARD AS A RESULT OF EXPUNGED CHARGES OR CONVICTIONS UNDER G.S. 15A-145.4 AND G.S. 15A-145.5; TO PROHIBIT AN EMPLOYER OR EDUCATIONAL INSTITUTION FROM REQUESTING THAT AN APPLICANT PROVIDE INFORMATION REGARDING AN ARREST, CRIMINAL CHARGE, OR CRIMINAL CONVICTION OF THE APPLICANT THAT HAS BEEN EXPUNGED; AND TO REQUIRE A STATE OR LOCAL GOVERNMENT AGENCY TO

ADVISE AN APPLICANT THAT THE APPLICANT IS NOT REQUIRED TO DISCLOSE INFORMATION REGARDING AN ARREST, CRIMINAL CHARGE, OR CRIMINAL CONVICTION OF THE APPLICANT THAT HAS BEEN EXPUNGED PRIOR TO REQUESTING DISCLOSURE.

H.B. 149, AN ACT TO MAKE IT A CRIMINAL OFFENSE TO FAIL TO REPORT THE DISAPPEARANCE OF A CHILD TO LAW ENFORCEMENT, TO INCREASE THE CRIMINAL PENALTY FOR CONCEALING THE DEATH OF A CHILD, TO INCREASE THE CRIMINAL PENALTY FOR MAKING A FALSE, MISLEADING, OR UNFOUNDED REPORT TO A LAW ENFORCEMENT AGENCY OR OFFICER FOR THE PURPOSE OF INTERFERING OR OBSTRUCTING AN INVESTIGATION INVOLVING A MISSING CHILD OR CHILD VICTIM OF A CLASS A, B1, B2, OR C FELONY, AND TO MAKE IT A CLASS 1 MISDEMEANOR FOR A PERSON TO FAIL TO REPORT THE ABUSE, NEGLECT, DEPENDENCY, OR DEATH DUE TO MALTREATMENT OF A JUVENILE OR TO PREVENT ANOTHER PERSON FROM MAKING SUCH REPORT.

H.B. 706, AN ACT TO PROVIDE THAT THE DISPOSAL OF ON-SITE DEMOLITION DEBRIS FROM THE DECOMMISSIONING OF MANUFACTURING BUILDINGS, INCLUDING ELECTRIC GENERATING STATIONS, IS EXEMPT FROM THE LANDFILL PERMITTING REQUIREMENTS.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Blust, Chair, for Judiciary Subcommittee A, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 698, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CRIMINAL HISTORY CHECKS FOR CURRENT VOLUNTEERS OR PAID FIRE DEPARTMENT PERSONNEL AND EMERGENCY MEDICAL SERVICES PERSONNEL, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 9.

May 8, 2013

H.B. 870 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL PUBLIC BODIES TO RECORD MEETINGS HELD IN CLOSED SESSION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 9.

H.B. 984, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE IMPLEMENTATION OF ZERO-BASED BUDGETING FOR THE STATE BUDGET BY THE 2019-2021 FISCAL BIENNIUM, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representatives Hollo and Jones, Chairs, for the Committee on Health and Human Services:

H.B. 204, A BILL TO BE ENTITLED AN ACT TO UPDATE AND MODERNIZE THE MIDWIFERY PRACTICE ACT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to Judiciary Subcommittee C.

The committee substitute bill is re-referred to Judiciary Subcommittee C. The original bill is placed on the Unfavorable Calendar.

By Representatives Howard, R. Brawley, Lewis, and Setzer, Chairs, for the Committee on Finance:

H.B. 442 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE AN ADDITIONAL PETITION BE SUBMITTED TO THE MUNICIPAL INCORPORATIONS SUBCOMMITTEE, TO SET A TIME LIMIT ON THE LIFE OF THE PETITIONS SUBMITTED TO THAT SUBCOMMITTEE, AND TO MAKE TECHNICAL CORRECTIONS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 9.

H.B. 526, A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF CHADBOURN, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 9.

May 8, 2013

H.B. 545, A BILL TO BE ENTITLED AN ACT TO MODIFY THE HENDERSON COUNTY OCCUPANCY TAX, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 9.

H.B. 552, A BILL TO BE ENTITLED AN ACT TO PROVIDE A PROCEDURE TO REMOVE AN AREA FROM A COUNTY SERVICE DISTRICT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 9.

H.B. 656 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE LAWS GOVERNING THE SEIZURE, FORFEITURE, AND SALE OF MOTOR VEHICLES USED BY DEFENDANTS IN FELONY CASES INVOLVING SPEEDING TO ELUDE ARREST, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 9.

H.B. 567, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF LUMBERTON, with a favorable report and recommendation that the bill be re-referred to the Committee on Government.

The bill is re-referred to the Committee on Government.

H.B. 341, A BILL TO BE ENTITLED AN ACT TO PROVIDE A TAX CREDIT FOR EMPLOYERS WHO PARTICIPATE IN AN APPRENTICESHIP PROGRAM APPROVED BY THE DEPARTMENT OF LABOR, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 364, A BILL TO BE ENTITLED AN ACT TO LIMIT THE ABILITY OF STATE AGENCIES OR STATE ENTITIES TO ENTER INTO DEBT OR DEBT-LIKE ARRANGEMENTS OUTSIDE OF THE PURVIEW OF THE GENERAL ASSEMBLY, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

May 8, 2013

H.B. 269 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE SPECIAL EDUCATION SCHOLARSHIP GRANTS FOR CHILDREN WITH DISABILITIES, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1, and recommendation that Committee Substitute Bill No. 2 be re-referred to the Committee on Appropriations.

Committee Substitute Bill No. 2 is re-referred to the Committee on Appropriations. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Hager, Chair, for the Committee on Public Utilities and Energy:

H.B. 664, A BILL TO BE ENTITLED AN ACT TO AMEND THE AUTHORITY OF LOCAL GOVERNMENTS TO REGULATE WIRELESS TELECOMMUNICATION FACILITIES TO COMPLY WITH THE MIDDLE CLASS TAX RELIEF AND JOB CREATION ACT OF 2012 (P.L. 112-96), with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced and read the first time:

By the Committee on Rules, Calendar, and Operations of the House:

H.B. 1009, A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM PROPERTY TAX THE VALUE OF IMPROVEMENTS OWNED BY FRATERNAL ORDERS IF LOCATED ON LAND OWNED BY THE STATE, is referred to the Committee on Finance.

By the Committee on Rules, Calendar, and Operations of the House:

H.R. 1010, A HOUSE RESOLUTION HONORING THE LIFE AND MEMORY OF LEANDER ALTON RESPASS, THE FIRST AFRICAN-AMERICAN POLICE OFFICER IN THE ELIZABETH CITY POLICE DEPARTMENT, is referred to the Committee on Rules, Calendar, and Operations of the House.

May 8, 2013

By the Committee on Rules, Calendar, and Operations of the House:

H.B. 1011, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE GOVERNMENT REDUCTION AND EFFICIENCY ACT OF 2013, is referred to the Committee on Rules, Calendar, and Operations of the House.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 58 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FUNDING FOR DREDGING OF THE STATE'S SHALLOW DRAFT NAVIGATION CHANNELS, is read the first time and referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Finance.

S.B. 285 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE REQUIREMENT UNDER G.S. 20-139.1 THAT A LABORATORY CONFORM TO FORENSIC SPECIFIC REQUIREMENTS AND BE ACCREDITED BY AN ACCREDITING BODY THAT IS A SIGNATORY TO THE INTERNATIONAL LABORATORY ACCREDITATION COOPERATION (ILAC) MUTUAL RECOGNITION ARRANGEMENT AND TO ALLOW FOR THE ADMISSIBILITY OF A CHEMICAL ANALYSIS UNDER G.S. 20-139.1, PERFORMED BY AN INDIVIDUAL WHO QUALIFIES AS AN EXPERT WITNESS UNDER RULE 702 OF THE NORTH CAROLINA RULES OF EVIDENCE, is read the first time and referred to Judiciary Subcommittee C.

S.B. 354, A BILL TO BE ENTITLED AN ACT TO REVISE THE RESPONSIBILITIES OF THE STATE AUDITOR BY REMOVING THE STATE AUDITOR FROM EX OFFICIO MEMBERSHIP ON THE COMMITTEE ON ACTUARIAL VALUATION OF RETIRED EMPLOYEES' HEALTH BENEFITS AND MAKING THE ATTORNEY GENERAL A MEMBER OF THE COMMITTEE INSTEAD, BY SOLIDIFYING THE STATE AUDITOR'S ROLE IN AUDITING SCHOOLS IN THE UNIVERSITY OF NORTH CAROLINA SYSTEM AND BY ELIMINATING THE MANDATORY RESPONSE TIME FOR AN AUDITEE OF A PERFORMANCE AUDIT, is read the first time and referred to the Committee on Government and, if favorable, to the Committee on Finance.

S.B. 443 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SALE OF ABANDONED FIREARMS TO PERSONS LICENSED AS FIREARMS COLLECTORS, IMPORTERS, OR MANUFACTURERS, is read the first time and referred to Judiciary Subcommittee B.

May 8, 2013

S.B. 476 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA CAPTIVE INSURANCE ACT, is read the first time and referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Finance.

S.B. 489 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE MAXIMUM INTEREST RATE ALLOWED AND TO MAKE VARIOUS AMENDMENTS TO THE NORTH CAROLINA CONSUMER FINANCE ACT TO ENSURE CONTINUED ACCESS TO CREDIT, is read the first time and referred to the Committee on Banking.

S.B. 558, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING THE STATE TREASURER'S INVESTMENT AUTHORITY WITH REGARD TO SPECIAL FUNDS HELD BY THE TREASURER, is read the first time and referred to the Committee on State Personnel.

S.B. 574 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN APPEARANCE BOND FOR A DEFENDANT CHARGED WITH CERTAIN MISDEMEANORS IS ONLY VALID FOR A CERTAIN PERIOD OF TIME, is read the first time and referred to Judiciary Subcommittee B.

S.B. 634 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTIES FOR INTERFERENCE WITH GAS, WATER, OR ELECTRIC LINES, is read the first time and referred to Judiciary Subcommittee C.

CALENDAR

Action is taken on the following:

H.B. 779 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE ISSUE OF RESPONSIBILITY FOR MAINTENANCE OF INFRA-STRUCTURE ON FORECLOSED OR ABANDONED PROPERTIES, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

RE-REFERRALS

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 479**, A BILL TO BE ENTITLED AN ACT AMENDING THE ELECTROLYSIS PRACTICE ACT TO AUTHORIZE

THE BOARD OF ELECTROLYSIS EXAMINERS TO HOLD AND USE FUNDS, TO CLARIFY CONTINUING EDUCATION REQUIREMENTS, TO MAKE OTHER CONFORMING CHANGES, AND TO AFFECT CERTAIN FEES, is withdrawn from the Committee on Health and Human Services and re-referred to the Committee on Finance.

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 853**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE ALLOTMENT FORMULA FOR SMALL SCHOOL SYSTEM SUPPLEMENTAL FUNDING AND TO DIRECT THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY OTHER EDUCATION FUNDING FORMULAS, is withdrawn from the Committee on Education and re-referred to the Committee on Appropriations.

WITHDRAWAL OF BILLS FROM COMMITTEE

On motion of Representative T. Moore and without objection, **H.B. 968** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE SUCCESSFUL PARTICIPATION IN CAREER AND TECHNICAL EDUCATION COURSEWORK LEADING TO INDUSTRY CERTIFICATIONS AND CREDENTIALS TO ENHANCE THE EMPLOYABILITY OF HIGH SCHOOL STUDENTS BY IMPLEMENTING A BONUS PROGRAM AVAILABLE TO LOCAL SCHOOL ADMINISTRATIVE UNITS, is withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), is placed on the Calendar of May 9.

On motion of Representative T. Moore and without objection, **H.B. 969** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO BROADEN SUCCESSFUL PARTICIPATION BY STUDENTS IN ADVANCED COURSES TO HELP ELIMINATE ACHIEVEMENT AND ACCESS GAPS AND TO CREATE PERFORMANCE INCENTIVES FOR SCHOOLS AND TEACHERS FOR STUDENT EXCELLENCE IN ADVANCED COURSES, is withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), is placed on the Calendar of May 9.

On motion of Representative T. Moore and without objection, **H.B. 336**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IN-STATE HIGH SCHOOL STUDENTS ENROLLED AT THE UNIVERSITY OF NORTH CAROLINA SCHOOL OF THE ARTS MAY BE CHARGED FEES TO ASSIST WITH THE EXPENSES OF THE INSTITUTION, is withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), is placed on the Calendar of May 9.

May 8, 2013

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative T. Moore and without objection, **H.B. 693** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELIMINATE CERTAIN EXCEPTIONS FOR PARENTAL CONSENT FOR MEDICAL TREATMENT OF UNEMANCIPATED MINORS UNDER THE LAWS PERTAINING TO THE PRACTICE OF MEDICINE, is withdrawn from the Calendar and re-referred to the Committee on Judiciary.

On motion of Representative T. Moore and without objection, **S.B. 635** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT ONLY INCUMBENT PROVIDERS MAY CONSTRUCT A NEW ELECTRICITY TRANSMISSION LINE, is withdrawn from the Calendar and placed on the Calendar of May 14.

CALENDAR (continued)

H.B. 784 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE REMEDIES AND PENALTIES FOR WORTHLESS CHECKS ALSO APPLY WHEN A CHECK THAT HAS BEEN PAID IN FULL IS PRESENTED AGAIN FOR PAYMENT AND TO PROVIDE THAT CHECKS REFUSED TO BE HONORED BY A BANK MAY BE SUBMITTED AS EVIDENCE IF THEY ARE STAMPED OR MARKED WITH ONE OF A NUMBER OF DIFFERENT LISTED TERMS, passes its second reading, by electronic vote (118-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.R. 578, A HOUSE RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF STEDMAN, WHILE OBSERVING THE TOWN'S ONE HUNDREDTH ANNIVERSARY.

The resolution is adopted, by electronic vote (119-0), and ordered printed.

H.R. 720, A HOUSE RESOLUTION HONORING THOSE WHO ESTABLISHED THE DAVIDSON COUNTY INDUSTRIAL EDUCATION CENTER AND DAVIDSON COUNTY COMMUNITY COLLEGE.

The resolution is adopted, by electronic vote (119-0), and ordered printed.

H.B. 671 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF MILLS RIVER, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Tine, Tolson, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 115.

Voting in the negative: None.

Excused absences: Representatives Lewis.

Representative Farmer-Butterfield requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (116-0).

H.B. 537, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR FOUR-YEAR TERMS RATHER THAN SIX-YEAR TERMS FOR THE MEMBERS OF THE EDENTON-CHOWAN BOARD OF EDUCATION AND CHANGE THE ELECTION SCHEDULE FOR ONE DISTRICT SEAT, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 9, A BILL TO BE ENTITLED AN ACT AMENDING THE NORTH CAROLINA CONSTITUTION TO LIMIT THE TERMS OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT PRO TEMPORE OF THE SENATE TO TWO GENERAL ASSEMBLIES, passes its second reading, by the following three-fifths majority vote.

Those voting in the affirmative are: Speaker Tillis; Representatives Arp, Avila, J. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Catlin, Cleveland, Collins, Conrad, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Elmore, Faircloth, Floyd, Ford, Fulghum, Goodman, Hager, Hamilton, Hardister, Hastings, Hollo, Holloway, Horn, Howard, Hurley,

Iler, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Malone, Martin, McElraft, McGrady, McNeill, Millis, Moffitt, T. Moore, Murry, Pittman, Presnell, Ramsey, Riddell, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Tine, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, and Wilkins - 84.

Voting in the negative: Representatives Adams, Alexander, Baskerville, L. Bell, Carney, Cotham, Cunningham, Earle, Farmer-Butterfield, Fisher, Foushee, Gill, Glazier, C. Graham, G. Graham, D. Hall, L. Hall, Hanes, Harrison, Holley, Insko, Jackson, Lucas, Luebke, McManus, Michaux, Mobley, R. Moore, Pierce, Queen, Richardson, D. Ross, Terry, Tolson, and Wray - 35.

Excused absences: Representatives Lewis.

Representative Adams requests and is granted leave of the House to change her vote from "no" to "aye". The adjusted vote total is (85-34).

Without objection, the bill is read a third time. The bill passes its third reading, by the following three-fifths majority vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Speaker Tillis; Representatives Arp, Avila, J. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Catlin, Cleveland, Collins, Conrad, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Elmore, Faircloth, Floyd, Ford, Fulghum, Goodman, Hager, Hamilton, Hardister, Hastings, Hollo, Holloway, Horn, Howard, Hurley, Iler, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Malone, Martin, McElraft, McGrady, McNeill, Millis, Moffitt, T. Moore, Murry, Pittman, Presnell, Ramsey, Riddell, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Tine, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, and Wilkins - 84.

Voting in the negative: Representatives Adams, Alexander, Baskerville, L. Bell, Carney, Cotham, Cunningham, Earle, Farmer-Butterfield, Fisher, Foushee, Gill, Glazier, C. Graham, G. Graham, D. Hall, L. Hall, Hanes, Harrison, Holley, Insko, Jackson, Lucas, Luebke, McManus, Michaux, Mobley, R. Moore, Pierce, Queen, Richardson, D. Ross, Terry, Tolson, and Wray - 35.

Excused absences: Representatives Lewis.

May 8, 2013

Representative Adams requests and is granted leave of the House to change her vote from "no" to "aye". The adjusted vote total is (85-34).

H.B. 817 (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE ECONOMY THROUGH STRATEGIC TRANSPORTATION INVESTMENTS.

Representative McGrady offers Amendment No. 1 which is adopted by electronic vote (118-0).

Representative Michaux offers Amendment No. 2 which fails of adoption by electronic vote (43-74).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Faircloth, Ford, Foushee, Fulghum, Glazier, Goodman, Hager, Hamilton, Hanes, Hardister, Hastings, Hollo, Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Lucas, Malone, Martin, McElraft, McGrady, McManus, McNeill, Millis, Moffitt, R. Moore, T. Moore, Murry, Pittman, Presnell, Ramsey, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Torbett, Turner, Warren, Wells, West, Whitmire, Wilkins, and Wray - 95.

Voting in the negative: Representatives Baskerville, R. Brawley, Bumgardner, Elmore, Farmer-Butterfield, Fisher, Floyd, Gill, C. Graham, G. Graham, D. Hall, L. Hall, Harrison, Holley, Luebke, Michaux, Mobley, Pierce, Queen, Richardson, Tine, Tolson, and Waddell - 23.

Excused absences: Representatives Lewis.

Representative Fisher requests and is granted leave of the House to change her vote from "no" to "aye". The adjusted vote total is (96-22).

H.B. 101, A BILL TO BE ENTITLED AN ACT TO REPEAL THE ESTATE TAX.

May 8, 2013

Representative Moffitt calls the previous question on the passage of the bill and the call is sustained by electronic vote (74-43).

The bill passes its third reading, by electronic vote (83-36), and is ordered sent to the Senate.

Representative Richardson requests and is granted leave of the House to change her vote from "aye" to "no". The adjusted vote total is (82-37).

H.B. 585 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ALL CORRECTIONAL FACILITIES AND JUVENILE FACILITIES IN THIS STATE SHALL COMPLY WITH THE PROVISIONS OF THE FEDERAL PRISON RAPE ELIMINATION ACT (PREA).

The bill, as amended, passes its third reading, by electronic vote (116-0), and is ordered engrossed and sent to the Senate.

On motion of Representative Howard and without objection, **H.B. 60** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO TERMINATE LEASES AT THE INDIAN CULTURAL CENTER SITE AND THEN SELL OR ALLOCATE CERTAIN PORTIONS OF THE PROPERTY, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, is withdrawn from the Calendar and placed on the Calendar of May 15.

H.B. 357 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE CITIZEN OVERSIGHT AND TO MAKE OTHER CONSOLIDATIONS AND IMPROVEMENTS IN THE GOVERNANCE OF THE STATE RETIREMENT SYSTEMS, AND TO IMPROVE TRANSPARENCY BY ENSURING THAT ALL RETIREMENT PLANS ADMINISTERED BY THE DEPARTMENT OF STATE TREASURER ARE OVERSEEN BY A BOARD OF TRUSTEES, passes its second reading, by electronic vote (118-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 358 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CONFORMING CHANGES TO THE STATUTES AFFECTING THE STATE RETIREMENT SYSTEMS, passes its second reading, by electronic vote (118-0), and there being no objection is read a third time.

May 8, 2013

The bill passes its third reading and is ordered sent to the Senate.

H.B. 609 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT RELATING TO HEALTH BENEFIT PLAN COVERAGE FOR ORALLY ADMINISTERED ANTICANCER DRUGS.

On motion of Representative T. Moore, the bill is temporarily displaced.

H.B. 628 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT NORTH CAROLINA TIMBER PRODUCERS BY REQUIRING THAT SUSTAINABLE BUILDING STANDARDS NOT DISADVANTAGE OR FORBID THE USE OF BUILDING MATERIALS PRODUCED IN THIS STATE.

Pursuant to Rule 24.1A, Representative Jeter requests that he be excused from voting on this bill because his family owns and timbers over 1000 acres in South Carolina and a bill lending preference to North Carolina timber could appear to be a conflict of interest. This request is granted.

Representative Samuelson offers Amendment No. 1 which fails of adoption by electronic vote (53-58).

Representative Presnell offers Amendment No. 2.

Representative Presnell withdraws Amendment No. 2.

The bill passes its second reading by electronic vote (78-34).

On motion of the Chair, the bill is placed on the Calendar of May 13.

H.B. 665, A BILL TO BE ENTITLED AN ACT TO AMEND THE INSPECTION REQUIREMENTS FOR USED VEHICLES SOLD ON A SALVAGE TITLE BY DEALERS, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 670, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO STUDY EXTENDING THE PROVISION OF FOSTER CARE TO THE AGE OF 21, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

May 8, 2013

The bill passes its third reading and is ordered sent to the Senate.

H.B. 692 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA ANTI-PREDATORY LENDING LAW, AND TO LIMIT THE PROVISIONS OF STATE MORTGAGE LENDING LAW TO BEING NO MORE RESTRICTIVE THAN FEDERAL LAW.

Representative Szoka offers Amendment No. 1 which is adopted by electronic vote (113-0).

The bill, as amended, passes its second reading, by electronic vote (111-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 700 (Committee Substitute), A BILL TO BE ENTITLED AN ACT MAKING OMNIBUS CHANGES TO THE LAWS RELATING TO STATE INFORMATION TECHNOLOGY GOVERNANCE, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

Representative G. Graham requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (112-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 718 (Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY ISSUES RELATED TO PROVIDING DUTY-FREE INSTRUCTIONAL PLANNING TIME DURING REGULAR STUDENT CONTACT HOURS TO ALL CLASSROOM TEACHERS, STRATEGIES FOR PROVIDING NORTH CAROLINA WITH GREAT LEADERS FOR GREAT SCHOOLS, AND THE COMMON CORE STATE STANDARDS; AND DIRECTING THE DEPARTMENT OF PUBLIC INSTRUCTION TO STUDY THE USE OF CERTAIN SAFETY MEASURES IN SCHOOLS, INCLUDING THE INSTALLATION OF SILENT PANIC ALARM SYSTEMS FOR USE IN LIFE-THREATENING AND EMERGENCY SITUATIONS, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

May 8, 2013

H.B. 785 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE A STATEWIDE PILOT PROGRAM TO ENABLE COST-SHARING FOR TRANSPORTATION IMPROVEMENTS, passes its second reading, by electronic vote (113-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 609 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT RELATING TO HEALTH BENEFIT PLAN COVERAGE FOR ORALLY ADMINISTERED ANTICANCER DRUGS, which was temporarily displaced, is before the Body.

Representative Stevens offers Amendment No. 1.

Representative Stevens withdraws Amendment No. 1.

Representative Jordan moves that the bill be re-referred to the Committee on Insurance. The motion fails by electronic vote (27-88).

The bill passes its second reading by electronic vote (86-27).

Representative McManus requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (87-27).

On motion of the Chair, the bill remains on the Calendar.

Representative T. Moore moves, seconded by Representative Lewis, that the House adjourn, subject to the receipt of Committee Reports, the receipt of Messages from the Senate, and the referral of bills to committees, to reconvene May 9 at 12:00 Noon.

The motion carries.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Moffitt, Chair, for the Committee on Regulatory Reform:

May 8, 2013

H.B. 677, A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE LOCAL GOVERNMENT REGULATORY REFORM ACT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representatives Lewis and T. Moore, Chairs, for the Committee on Elections:

H.B. 951, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE DESIGNATION OF TAX ON A TAX RETURN BY AN INDIVIDUAL TO A POLITICAL PARTY FOR THE NORTH CAROLINA POLITICAL PARTIES FINANCING FUND, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 311, A BILL TO BE ENTITLED AN ACT TO REPEAL THE LITERACY TEST FOR VOTERS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 794, A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF "POLITICAL PARTY," TO AMEND THE NOMINATION PROCESS, TO AMEND THE REQUIREMENTS FOR UNAFFILIATED AND WRITE-IN CANDIDATES, TO ALLOW NOMINATION BY CONVENTION BY SMALLER PARTIES, AND TO PROVIDE THAT SMALLER PARTIES ELECTING TO HAVE PRIMARIES WILL HAVE THE RESULTS DETERMINED BY PLURALITY, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 918, A BILL TO BE ENTITLED AN ACT TO ALTER THE REPORTING SCHEDULE FOR INDEPENDENT EXPENDITURES AND ELECTIONEERING COMMUNICATIONS TO PROVIDE INFORMATION IN A TIMELY FASHION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

May 8, 2013

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 919, A BILL TO BE ENTITLED AN ACT TO REQUIRE ELECTRONIC FILING OF CERTAIN CAMPAIGN FINANCE REPORTS BY CANDIDATE CAMPAIGN COMMITTEES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Stevens, Chair, for Judiciary Subcommittee C, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 860, A BILL TO BE ENTITLED AN ACT TO EXTEND A PROPERTY TAX EXEMPTION AND FAIRER TREATMENT TO FOR-PROFIT, TRUST-ENDOWED, STATE-REGULATED CEMETERIES, with a favorable report and with recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 26, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LAWS PROTECTING AGAINST THE THEFT OF VEHICLES FOR DISASSEMBLY AND RESALE OF PARTS AND TO ASSIST LAW ENFORCEMENT IN THE INVESTIGATION OF ORGANIZED CRIMINAL ACTIVITY ASSOCIATED WITH THE THEFT OF VEHICLES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 813, A BILL TO BE ENTITLED AN ACT TO MAKE THE MANUFACTURE, POSSESSION, SALE, USE, AND DELIVERY OF CERTAIN IMITATION CONTROLLED SUBSTANCES UNLAWFUL, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

May 8, 2013

H.B. 281, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE NAMES AND ADDRESSES OF PERSONS EXCUSED FROM JURY DUTY SHALL BE RETAINED BY THE CLERK OF SUPERIOR COURT FOR NOT LESS THAN TWO YEARS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 802, A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS RELATED TO LANDLORD AND TENANT RELATIONSHIPS TO SHORTEN THE TIME PERIOD REQUIRED TO EVICT A TENANT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representatives Jordan and McGrady, Chairs, for Judiciary Subcommittee B, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 440, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA BENEFIT CORPORATION ACT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill and recommendation that the bill be re-referred to the Committee on Commerce and Job Development.

The committee substitute bill is re-referred to the Committee on Commerce and Job Development. The original bill is placed on the Unfavorable Calendar.

H.B. 930, A BILL TO BE ENTITLED AN ACT TO ESTABLISH STANDARDS OF CARE FOR LARGE COMMERCIAL DOG BREEDING FACILITIES AND TO PROVIDE LAW ENFORCEMENT WITH TOOLS TO ENSURE THAT DOGS AT THOSE FACILITIES ARE TREATED HUMANELY, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

May 8, 2013

By Representative Blust, Chair, for Judiciary Subcommittee A, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 593, A BILL TO BE ENTITLED AN ACT TO REQUIRE REGISTERS OF DEEDS TO MAINTAIN REGULAR OFFICE HOURS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 850, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON WHO ALERTS A LAW ENFORCEMENT OFFICER OF THE PRESENCE OF A HYPODERMIC NEEDLE OR OTHER SHARP OBJECT POSSESSED BY THE PERSON PRIOR TO A SEARCH BY THE OFFICER SHALL NOT BE CHARGED WITH POSSESSION OF DRUG PARAPHERNALIA FOR POSSESSION OF THE NEEDLE OR OTHER SHARP OBJECT, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 765 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY AND CODIFY JURY INSTRUCTIONS FOR A BUDGET DISPUTE BETWEEN BOARD OF EDUCATION AND BOARD OF COUNTY COMMISSIONERS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative T. Moore, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.B. 92, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

May 8, 2013

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative T. Moore and without objection, **H.B. 341** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE A TAX CREDIT FOR EMPLOYERS WHO PARTICIPATE IN AN APPRENTICESHIP PROGRAM APPROVED BY THE DEPARTMENT OF LABOR, is withdrawn from the Calendar 36(b), and re-referred to the Committee on Appropriations.

RE-REFERRAL

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 820**, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE COURTS COMMISSION AND PROVIDE THAT THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON JUSTICE AND PUBLIC SAFETY SHALL PROVIDE OVERSIGHT OF THE COURTS, TO PROVIDE THAT VACANCIES IN THE OFFICE OF DISTRICT COURT JUDGE SHALL BE FILLED BY APPOINTMENT OF THE GOVERNOR, AND TO PROVIDE FOR THE BEST AND MOST EFFICIENT USE OF DISTRICT COURT RESOURCES BY ENSURING THAT MAGISTRATES ARE USED FULLY FOR TRAFFIC COURT AND OTHER MATTERS TO WHICH THEY MAY BE ASSIGNED SO THAT DISTRICT COURT JUDGES ARE AVAILABLE FOR SPECIALIZED CASES AND OTHER MATTERS MORE SUITED TO THE EXPERTISE OF A DISTRICT COURT JUDGE, is withdrawn from Judiciary Subcommittee A and re-referred to the Committee on Government.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative T. Moore, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.B. 1011, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE GOVERNMENT REDUCTION AND EFFICIENCY ACT OF 2013, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 9. The original bill is placed on the Unfavorable Calendar.

The House stands adjourned at 6:42 p.m.

May 8, 2013

FIFTY-NINTH DAY

HOUSE OF REPRESENTATIVES
Thursday, May 9, 2013

The House meets at 12:00 Noon pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by Representative Susi Hamilton:

"Lord, I pray for all government officials and especially for the leaders of my own country. I pray for the President, that he may conduct the affairs of national government with wisdom, bravery, and true justice. I pray for the members of Congress that they may truly represent the needs of the people, and work in harmony for the advancement of all men, women, and children. I pray for the judges that rule the courts of our land, that they may balance justice with mercy, and civil law with divine mandate.

"Grant all of our national, state, and local leaders the gifts of wisdom, justice, counsel, and fortitude, that they may conduct the affairs of man in accord with the will of God.

"Grant to all men the gift of respect for lawful authority, justly exercised, that we may live as a united people, one nation under God. May all the governments of the world seek to reconcile power with the needs of society. May they all strive to form bonds of unity between countries, that we may one day share a united world of prosperity and peace. Amen. "

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 8 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brisson and Ramsey for today. Representatives Brandon, Cotham, Jackson, R. Moore, and S. Ross are excused for a portion of the Session.

ENROLLED BILLS

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

May 9, 2013

H.B. 314, AN ACT EXTENDING THE TERMS OF OFFICE OF THE MAYOR AND BOARD OF COMMISSIONERS OF THE TOWN OF AYDEN FROM TWO TO FOUR YEARS AND PROVIDING THAT THE NOTICE OF CANDIDACY FOR OFFICE SHALL BE FILED WITH THE COUNTY BOARD OF ELECTIONS.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittee are presented:

By Representative Hager, Chair, for the Committee on Public Utilities and Energy:

H.B. 710, A BILL TO BE ENTITLED AN ACT TO PERMIT WATER UTILITIES TO ADJUST RATES FOR CHANGES IN COSTS BASED ON THIRD-PARTY RATES AND TO AUTHORIZE THE UTILITIES COMMISSION TO APPROVE A RATE ADJUSTMENT MECHANISM FOR WATER AND SEWER AUTHORITIES TO RECOVER COSTS FOR WATER AND SEWER SYSTEM IMPROVEMENTS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 818, A BILL TO BE ENTITLED AN ACT TO STUDY THE EXTENT OF AND ISSUES ARISING FROM COAL ASH DISPOSAL IN THIS STATE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Stevens, Chair, for Judiciary Subcommittee C, with approval of standing committee Chair for report to be made directly to the floor of the House:

May 9, 2013

H.B. 811, A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS PERTAINING TO THE PRACTICE OF FUNERAL SERVICE, with a favorable report as the committee substitute bill, unfavorable as to the original bill, and with recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 563, A BILL TO BE ENTITLED AN ACT TO EXPAND THE DEFINITION OF A "PUBLIC CORPORATION" FOR THE PURPOSE OF ESTABLISHING FOREIGN TRADE ZONES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 675, A BILL TO BE ENTITLED AN ACT AMENDING LAWS PERTAINING TO THE REGULATION OF PHARMACY TECHNICIANS, PHARMACY AUDITS, AND PRESCRIPTIONS FOR SCHEDULE II SUBSTANCES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 13. The original bill is placed on the Unfavorable Calendar.

H.B. 680, A BILL TO BE ENTITLED AN ACT TO ENACT THE JUMP-START OUR BUSINESS START-UPS ACT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Collins, Chair, for the Committee on State Personnel:

H.B. 551 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE ACT CREATING A FIREMEN'S BENEFIT FUND FOR FIREMEN IN THE CITY OF WILMINGTON, AS AMENDED, AND TO MODIFY THE APPLICATION OF G.S. 58-84-35 TO THE CITY OF WILMINGTON, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

May 9, 2013

H.B. 359, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO ADMINISTRATION OF THE STATE RETIREMENT SYSTEMS THAT WILL EXTEND THE TRANSFER BENEFIT OPTION TO PARTICIPANTS IN THE 403(B) SUPPLEMENTAL RETIREMENT PLAN, CLARIFY THE TIMING OF THE SOCIAL SECURITY OFFSET FOR LONG-TERM DISABILITY BENEFITS, AND ESTABLISH A 415(M) BENEFITS PRESERVATION ARRANGEMENT AS ALLOWED UNDER FEDERAL LAW, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 834, A BILL TO BE ENTITLED AN ACT AMENDING THE LOCKSMITH LICENSING ACT, EXPANDING THE AUTHORITY OF THE LOCKSMITH LICENSING BOARD TO REGULATE INSTITUTIONAL LOCKSMITHS, AND RAISING THE CEILING ON CERTAIN FEES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Moffitt, Chair, for the Committee on Regulatory Reform:

H.B. 74, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE PERIODIC REVIEW AND EXPIRATION OF RULES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 13. The original bill is placed on the Unfavorable Calendar.

By Representatives Howard, R. Brawley, Lewis, and Setzer, Chairs, for the Committee on Finance:

H.B. 562 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF CRAMERTON, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

May 9, 2013

H.B. 625, A BILL TO BE ENTITLED AN ACT RELATING TO ZONING PROVISIONS FOR TEMPORARY HEALTH CARE STRUCTURES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

H.B. 629 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF A SPECIAL PURPOSE PROJECT TO INCLUDE AGRICULTURAL AND FORESTRY WASTE DISPOSAL FACILITIES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

H.B. 664 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO FACILITATE THE DEPLOYMENT OF MOBILE BROADBAND AND OTHER ENHANCED WIRELESS COMMUNICATIONS SERVICES BY STREAMLINING THE PROCESSES USED BY STATE AGENCIES AND LOCAL GOVERNMENTS TO APPROVE THE PLACEMENT OF WIRELESS FACILITIES IN THEIR JURISDICTIONS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

H.B. 501, A BILL TO BE ENTITLED AN ACT PROVIDING THAT BUNCOMBE COUNTY IS AUTHORIZED TO CONSTRUCT COMMUNITY COLLEGE BUILDINGS ON THE CAMPUSES OF ASHEVILLE-BUNCOMBE TECHNICAL COMMUNITY COLLEGE WITHIN THE COUNTY, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 13. The original bill is placed on the Unfavorable Calendar.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 337 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA PUBLIC CHARTER SCHOOLS BOARD AND MAKE OTHER CHANGES TO CHARTER SCHOOL LAWS, is read the first time and referred to the Committee on Education and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriations.

May 9, 2013

S.B. 372 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE NOTICE AND AN OPPORTUNITY FOR COMMENT FROM COUNTY BOARDS WHEN PERMITS FOR LAND APPLICATION OF WASTE WITHIN THAT COUNTY ARE ISSUED BY THE ENVIRONMENTAL MANAGEMENT COMMISSION; TO INCREASE THE THRESHOLD FOR DEPARTMENT OF TRANSPORTATION INFORMAL BID PROCEDURES AND CLARIFY THAT THE DEPARTMENT'S POLICY CONCERNING PARTICIPATION BY DISADVANTAGED MINORITY-OWNED AND WOMEN-OWNED BUSINESSES APPLY TO CONTRACTS LET USING THOSE PROCEDURES; AND TO STUDY STATE PAYMENTS IN LIEU OF TAXES OF PUBLIC LANDS, is read the first time and referred to the Committee on Agriculture and, if favorable, to the Committee on Government.

BILL PLACED ON CALENDAR

On motion of Representative T. Moore and without objection, **H.B. 930** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH STANDARDS OF CARE FOR LARGE COMMERCIAL DOG BREEDING FACILITIES AND TO PROVIDE LAW ENFORCEMENT WITH TOOLS TO ENSURE THAT DOGS AT THOSE FACILITIES ARE TREATED HUMANELY, is placed on today's Calendar.

CALENDAR

Action is taken on the following:

H.B. 526, A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF CHADBOURN, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, R. Brawley, W. Brawley, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Jones, Jordan, Lambeth, Langdon, Lewis, Lucas, Luebke, Malone, Martin, McElraft, McGrady,

McManus, McNeill, Michaux, Millis, Mobley, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 114.

Voting in the negative: None.

Excused absences: Representatives Brandon, Brisson, and Ramsey - 3.

Representative D. Hall requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (115-0).

H.B. 545, A BILL TO BE ENTITLED AN ACT TO MODIFY THE HENDERSON COUNTY OCCUPANCY TAX, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 817 (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE ECONOMY THROUGH STRATEGIC TRANSPORTATION INVESTMENTS.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Speaker Tillis; Representatives Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, W. Brawley, Brody, B. Brown, R. Brown, Bryan, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Faircloth, Farmer-Butterfield, Fisher, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Lewis, Lucas, Malone, Martin, McElraft, McGrady, McNeill, Millis, Mobley, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Tolson, Torbett, Turner, Warren, Wells, West, Whitmire, Wilkins, and Wray - 103.

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Voting in the negative: Representatives Adams, R. Brawley, Bumgardner, Elmore, Floyd, C. Graham, Harrison, Insko, Luebke, McManus, Michaux, Queen, Tine, and Waddell - 14.

Excused absences: Representatives Brandon, Brisson, and Ramsey - 3.

Representative Mobley requests and is granted leave of the House to change her vote from "aye" to "no". The adjusted vote total is (102-15).

H.B. 552, A BILL TO BE ENTITLED AN ACT TO PROVIDE A PROCEDURE TO REMOVE AN AREA FROM A COUNTY SERVICE DISTRICT, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, R. Brawley, W. Brawley, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Lewis, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Mobley, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 114.

Voting in the negative: None.

Excused absences: Representatives Brandon, Brisson, and Ramsey - 3.

H.B. 609 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT RELATING TO HEALTH BENEFIT PLAN COVERAGE FOR ORALLY ADMINISTERED ANTICANCER DRUGS.

Representative Stevens offers Amendment No. 2 which is adopted by electronic vote (80-36).

The bill, as amended, passes its third reading, by electronic vote (112-5), and is ordered engrossed and sent to the Senate.

May 9, 2013

H.B. 336, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IN-STATE HIGH SCHOOL STUDENTS ENROLLED AT THE UNIVERSITY OF NORTH CAROLINA SCHOOL OF THE ARTS MAY BE CHARGED FEES TO ASSIST WITH THE EXPENSES OF THE INSTITUTION, passes its second reading, by electronic vote (116-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 930 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH STANDARDS OF CARE FOR LARGE COMMERCIAL DOG BREEDING FACILITIES AND TO PROVIDE LAW ENFORCEMENT WITH TOOLS TO ENSURE THAT DOGS AT THOSE FACILITIES ARE TREATED HUMANELY.

Representative Glazier offers Amendment No. 1 which is adopted by electronic vote (115-1).

The bill, as amended, passes its second reading, by electronic vote (100-15), and there being no objection is read a third time.

Representative Floyd requests and is granted leave of the House to change his vote from "no" to "aye". The adjusted vote total is (101-14).

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 442 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE AN ADDITIONAL PETITION BE SUBMITTED TO THE MUNICIPAL INCORPORATIONS SUBCOMMITTEE, TO SET A TIME LIMIT ON THE LIFE OF THE PETITIONS SUBMITTED TO THAT SUBCOMMITTEE, AND TO MAKE TECHNICAL CORRECTIONS, passes its second reading, by electronic vote (111-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 656 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE LAWS GOVERNING THE SEIZURE, FORFEITURE, AND SALE OF MOTOR VEHICLES USED BY DEFENDANTS IN FELONY CASES INVOLVING SPEEDING TO ELUDE ARREST, passes its second reading, by electronic vote (113-2), and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate.

H.B. 698, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CRIMINAL HISTORY CHECKS FOR CURRENT VOLUNTEERS OR PAID FIRE DEPARTMENT PERSONNEL AND EMERGENCY MEDICAL SERVICES PERSONNEL, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 870 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL PUBLIC BODIES TO RECORD MEETINGS HELD IN CLOSED SESSION.

Representative Dixon offers Amendment No. 1 which is adopted by electronic vote (113-2).

The bill, as amended, passes its second reading, by electronic vote (86-30), and there being no objection is read a third time.

Representative Adams requests and is granted leave of the House to change her vote from "no" to "aye". The adjusted vote total is (87-29).

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 968 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE SUCCESSFUL PARTICIPATION IN CAREER AND TECHNICAL EDUCATION COURSEWORK LEADING TO INDUSTRY CERTIFICATIONS AND CREDENTIALS TO ENHANCE THE EMPLOYABILITY OF HIGH SCHOOL STUDENTS BY IMPLEMENTING A BONUS PROGRAM AVAILABLE TO LOCAL SCHOOL ADMINISTRATIVE UNITS.

Representative Blackwell offers Amendment No. 1 which is adopted by electronic vote (110-2).

The bill, as amended, passes its second reading, by electronic vote (102-8), and there being no objection is read a third time.

Representatives Shepard and Warren request and are granted leave of the House to change their votes from "no" to "aye". Representative D. Hall requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (105-6).

May 9, 2013

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 969 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO BROADEN SUCCESSFUL PARTICIPATION BY STUDENTS IN ADVANCED COURSES TO HELP ELIMINATE ACHIEVEMENT AND ACCESS GAPS AND TO CREATE PERFORMANCE INCENTIVES FOR SCHOOLS AND TEACHERS FOR STUDENT EXCELLENCE IN ADVANCED COURSES.

Representative Blackwell offers Amendment No. 1 which is adopted by electronic vote (109-1).

Representative Richardson requests and is granted leave of the House to change her vote from "no" to "aye". The adjusted vote total is (110-0).

The bill, as amended, passes its second reading, by electronic vote (106-6), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 1011 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ESTABLISHING THE GOVERNMENT REDUCTION AND EFFICIENCY ACT OF 2013.

Pursuant to Rule 24.1A, Representative Dockham requests that he be excused from voting on this bill because he has been nominated to the N.C. Utilities Commission by the Governor. This request is granted.

Representative Harrison offers Amendment No. 1 which fails of adoption by electronic vote (43-68).

The bill passes its second reading, by electronic vote (69-42), and there being no objection is read a third time.

Representative Goodman requests and is granted leave of the House to change his vote from "aye" to "no". The adjusted vote total is (68-43).

The bill passes its third reading and is ordered sent to the Senate.

May 9, 2013

WITHDRAWAL OF BILL FROM COMMITTEE

On motion of Representative T. Moore and without objection, **H.B. 343** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELIMINATE ARBITRATION CAPS IN DISTRICT COURT, TO MAKE CLARIFICATIONS TO COURT FEES, TO AMEND THE MOTION FEE EXEMPTION, TO REQUIRE COUNTIES AND MUNICIPALITIES TO ADVANCE FEES, AND TO PROVIDE PRIORITY FOR THE PAYMENT OF CRIMINAL COSTS AND FEES, is withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), is placed on the Calendar of May 13.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative T. Moore and without objection, **H.B. 359** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO ADMINISTRATION OF THE STATE RETIREMENT SYSTEMS THAT WILL EXTEND THE TRANSFER BENEFIT OPTION TO PARTICIPANTS IN THE 403(B) SUPPLEMENTAL RETIREMENT PLAN, CLARIFY THE TIMING OF THE SOCIAL SECURITY OFFSET FOR LONG-TERM DISABILITY BENEFITS, ESTABLISH A 415(M) BENEFITS PRESERVATION ARRANGEMENT AS ALLOWED UNDER FEDERAL LAW, AND PROVIDE THAT DOMESTIC RELATIONS ORDERS DIVIDING INTERESTS UNDER THE RETIREMENT SYSTEM MUST BE SUBMITTED ON APPROVED FORMS, is withdrawn from the Calendar 36(b), and re-referred to the Committee on Appropriations.

Representative T. Moore moves, seconded by Representative Floyd, that the House adjourn, subject to the receipt of Committee Reports, the receipt of Conference Reports, the receipt of Messages from the Senate, and the referral of bills to committees, to reconvene Monday, May 13, 2013 at 6:00 p.m.

The motion carries.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representatives Hollo and Jones, Chairs, for the Committee on Health and Human Services:

May 9, 2013

H.B. 832, A BILL TO BE ENTITLED AN ACT TO PROTECT THE PUBLIC'S HEALTH BY INCREASING ACCESS TO IMMUNIZATIONS AND VACCINES THROUGH THE EXPANDED ROLE OF IMMUNIZING PHARMACISTS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Commerce and Job Development.

The serial referral to the Committee on Commerce and Job Development is stricken.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 13. The original bill is placed on the Unfavorable Calendar.

By Representatives Jordan and McGrady, Chairs, for Judiciary Subcommittee B, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.J.R. 374, A JOINT RESOLUTION (I) RESCINDING ALL EXTANT APPLICATIONS BY THE GENERAL ASSEMBLY HERETOFORE MADE DURING ANY SESSION THEREOF TO THE CONGRESS OF THE UNITED STATES OF AMERICA TO CALL A CONVENTION PURSUANT TO THE TERMS OF ARTICLE V OF THE UNITED STATES CONSTITUTION FOR PROPOSING ONE OR MORE AMENDMENTS TO THAT CONSTITUTION, (II) URGING THE LEGISLATURES OF OTHER STATES TO DO THE SAME, AND (III) DIRECTING THAT COPIES OF THIS RESOLUTION BE SENT TO SPECIFIED PERSONS, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar of May 13.

H.B. 722, A BILL TO BE ENTITLED AN ACT TO AMEND THE CAPITAL TRIAL, SENTENCING, AND POSTCONVICTION PROCEDURES FOR A PERSON WITH A SEVERE MENTAL DISABILITY AND TO PROVIDE THAT INSANITY IS NOT AVAILABLE AS A DEFENSE TO A CRIMINAL ACTION IF PRIOR ALCOHOL OR DRUG USE OR BOTH ARE THE SOLE CAUSE OF THE PSYCHOSIS OR IF VOLUNTARY INTOXICATION, A VOLUNTARY DRUGGED CONDITION, OR BOTH COMBINED ARE THE SOLE SUPPORT FOR THE DEFENSE, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

May 9, 2013

The bill is re-referred to the Committee on Rules, Calendar, and Operations of the House.

S.B. 287 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW GOVERNING BOARDS OF CERTAIN COUNTIES, ALL THE MUNICIPALITIES LOCATED WHOLLY IN THOSE COUNTIES, AND CERTAIN MUNICIPALITIES TO GIVE ELECTRONIC NOTICE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 219, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ALL FIRST DEGREE MURDER CASES SHALL BE APPEALED DIRECTLY TO THE NORTH CAROLINA SUPREME COURT, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 477, A BILL TO BE ENTITLED AN ACT ALLOWING A COURT TO CONSIDER AS A TYPE OF RELIEF IN GRANTING A DOMESTIC VIOLENCE PROTECTIVE ORDER THE USE OF A GPS TRACKING DEVICE ON A PERSON WHO HAS COMMITTED ACTS OF DOMESTIC VIOLENCE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 13. The original bill is placed on the Unfavorable Calendar.

H.B. 504, A BILL TO BE ENTITLED AN ACT TO ALLOW GOVERNING BOARDS OF CERTAIN COUNTIES, AND ALL MUNICIPALITIES LOCATED WITHIN THOSE COUNTIES, TO GIVE ELECTRONIC NOTICE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 612, A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL TO CONFINE ANIMALS IN MOTOR VEHICLES UNDER CIRCUMSTANCES THAT THREATEN THE ANIMALS' HEALTH, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

May 9, 2013

The bill is re-referred to the Committee on Rules, Calendar, and Operations of the House.

H.B. 615, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PUNISHMENT OF REVOKING A PERSON'S DRIVERS LICENSE FOR COMMITTING CERTAIN DRIVING WHILE LICENSE REVOKED OFFENSES; TO PREVENT A PERSON WHO IS GUILTY OF DRIVING WHILE LICENSE REVOKED FROM RECEIVING A PRAYER FOR JUDGMENT CONTINUED; TO MAKE DRIVING WHILE LICENSE REVOKED A NON-MOVING VIOLATION FOR CERTAIN PURPOSES; AND TO MAKE OTHER CONFORMING CHANGES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representatives Stone and Warren, Chairs, for the Committee on Government:

H.B. 567, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF LUMBERTON, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

H.B. 1001, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF STATESVILLE TO REPEAL THE CITY'S CIVIL SERVICE BOARD, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

H.B. 178, A BILL TO BE ENTITLED AN ACT TO DIRECT THE OFFICE OF STATE PERSONNEL, IN CONJUNCTION WITH THE DEPARTMENT OF PUBLIC INSTRUCTION AND THE OFFICE OF STATE BUDGET AND MANAGEMENT, TO STUDY AND MAKE RECOMMENDATIONS REGARDING THE MANAGEMENT OF WORKERS' COMPENSATION CLAIMS SUBMITTED BY STATE AND LOCAL GOVERNMENT EMPLOYEES, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMITTEE ON WORKERS' COMPENSATION INSURANCE COVERAGE COMPLIANCE AND FRAUD PREVENTION AND DETECTION, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

May 9, 2013

The bill is re-referred to the Committee on Rules, Calendar, and Operations of the House.

H.B. 274, A BILL TO BE ENTITLED AN ACT TO PROVIDE GOVERNMENTAL ACCOUNTABILITY AND PROTECTION TO THE TAXPAYERS BY LIMITING INCREASES IN THE GENERAL FUND BUDGET, TO REFORM THE BUDGET PROCESS, TO ESTABLISH AN EMERGENCY RESERVE TRUST FUND, AND TO AMEND THE NORTH CAROLINA CONSTITUTION TO ESTABLISH A GENERAL FUND EXPENDITURE LIMIT, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 431, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE DEPARTMENT OF COMMERCE SHALL ALLOCATE FUNDS DIRECTLY TO ANSON COUNTY FOR ECONOMIC DEVELOPMENT PROJECTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 773, A BILL TO BE ENTITLED AN ACT REVISING THE CONDITIONS UNDER WHICH COUNTIES AND CITIES MAY INSPECT BUILDINGS OR STRUCTURES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 13. The original bill is placed on the Unfavorable Calendar.

By Representatives Howard, R. Brawley, Lewis, and Setzer, Chairs, for the Committee on Finance:

H.B. 473 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA CAPTIVE INSURANCE ACT, with a favorable report as to Committee Substitute Bill No. 3, unfavorable as to Committee Substitute Bill No. 2.

Pursuant to Rule 36(b), Committee Substitute Bill No. 3 is placed on the Calendar. Committee Substitute Bill No. 2 is placed on the Unfavorable Calendar.

By Representatives McElraft and West, Chairs, for the Committee on Environment:

H.B. 94, A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN ENVIRONMENTAL AND NATURAL RESOURCES LAWS TO (1) ALLOW 10-YEAR PHASE LANDFILL DEVELOPMENTS TO APPLY FOR A PERMIT TO OPERATE; AND (2) CLARIFY THE PROCESS FOR APPEALS FROM CIVIL PENALTIES ASSESSED BY A LOCAL GOVERNMENT THAT HAS ESTABLISHED AND ADMINISTERS AN EROSION AND SEDIMENTATION CONTROL PROGRAM APPROVED UNDER G.S. 113A-60 AND PROVIDE THAT CIVIL PENALTIES ASSESSED BY A LOCAL GOVERNMENT PURSUANT TO THE SEDIMENTATION POLLUTION CONTROL ACT OF 1973 SHALL BE REMITTED TO THE CIVIL PENALTY AND FORFEITURE FUND, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

Representative Boles, Chair, for the Commerce and Job Development Subcommittee on Alcoholic Beverage Control, refers **H.B. 842**, A BILL TO BE ENTITLED AN ACT TO ALLOW DISTILLERIES IN NORTH CAROLINA TO SELL TO PATRONS WHO HAVE PARTICIPATED IN A TOUR OF A DISTILLERY AT RETAIL SPIRITUOUS LIQUOR THAT HAS BEEN DISTILLED AT THE LICENSED DISTILLERY FOR THE PRICE SET BY THE NORTH CAROLINA ALCOHOLIC BEVERAGE CONTROL COMMISSION OF THAT PARTICULAR BRAND OF SPIRIT TO INCLUDE ALL APPLICABLE EXCISE AND SALES TAXES, to the Committee on Commerce and Job Development.

RE-REFERRALS

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 168**, A BILL TO BE ENTITLED AN ACT DIRECTING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE NORTH CAROLINA MEDICAL BOARD TO DEVELOP RULES GOVERNING REQUESTS FOR AND RELEASE OF PATHOLOGICAL MATERIALS, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION ON PATHOLOGICAL MATERIALS, is withdrawn from the Committee on Health and Human Services and re-referred to the Committee on Commerce and Job Development.

May 9, 2013

On motion of Representative T. Moore, the serial referral for **H.B. 182**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE JOINT LEGISLATIVE EFFICIENCY AND COST SAVINGS IN STATE GOVERNMENT STUDY COMMISSION, AS RECOMMENDED BY THE LRC COMMITTEE ON EFFICIENCIES IN STATE GOVERNMENT, to the Committee on Regulatory Reform is stricken.

On motion of Representative T. Moore, a serial referral for **H.B. 381**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE FISCAL INTEGRITY OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, AND THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, TO DIRECT THE DEPARTMENT OF STATE TREASURER TO PROPOSE A TEACHERS' AND STATE EMPLOYEES' OPTIONAL RETIREMENT SYSTEM, AND TO APPROPRIATE FUNDS FOR THAT SYSTEM, to the Committee on Finance is added.

On motion of Representative T. Moore, a serial referral for **H.B. 475**, A BILL TO BE ENTITLED AN ACT TO REMOVE MANDATORY FERRY TOLLING AND TO PROVIDE THE DEPARTMENT WITH EXPANDED AUTHORIZATION TO GENERATE RECEIPTS TO SUPPORT ONGOING OPERATION OF THE FERRY SYSTEM, to the Committee on Finance is added.

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 530**, A BILL TO BE ENTITLED AN ACT TO REQUIRE ANY APPOINTMENTS BY BUNCOMBE COUNTY TO A METROPOLITAN PLANNING ORGANIZATION TO PROVIDE FOR GEOGRAPHIC REPRESENTATION OF THE COUNTY, is withdrawn from the Committee on Government and re-referred to the Committee on Transportation.

On motion of Representative T. Moore, a serial referral for **H.B. 857**, A BILL TO BE ENTITLED AN ACT PROVIDING THAT GOVERNMENTAL ENTITIES MAY USE THE DESIGN-BUILD DELIVERY METHOD TO ERECT, CONSTRUCT, ALTER, OR REPAIR PUBLIC BUILDINGS AND MAY ENTER INTO PUBLIC-PRIVATE PARTNERSHIP CONSTRUCTION CONTRACTS, to the Committee on Finance is added.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

May 9, 2013

By Representatives Stone and Warren, Chairs, for the Committee on Government:

H.B. 810, A BILL TO BE ENTITLED AN ACT TO MODIFY THE COUNTY POPULATION AND MINIMUM CEMETERY ACREAGE TRACT REQUIREMENTS IN CERTAIN INSTANCES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 533, A BILL TO BE ENTITLED AN ACT TO EXPAND THE ARREST AND LAW ENFORCEMENT AUTHORITY OF HOSPITAL POLICE OFFICERS IN ASHE COUNTY, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 820, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE COURTS COMMISSION AND PROVIDE THAT THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON JUSTICE AND PUBLIC SAFETY SHALL PROVIDE OVERSIGHT OF THE COURTS, TO PROVIDE THAT VACANCIES IN THE OFFICE OF DISTRICT COURT JUDGE SHALL BE FILLED BY APPOINTMENT OF THE GOVERNOR, AND TO PROVIDE FOR THE BEST AND MOST EFFICIENT USE OF DISTRICT COURT RESOURCES BY ENSURING THAT MAGISTRATES ARE USED FULLY FOR TRAFFIC COURT AND OTHER MATTERS TO WHICH THEY MAY BE ASSIGNED SO THAT DISTRICT COURT JUDGES ARE AVAILABLE FOR SPECIALIZED CASES AND OTHER MATTERS MORE SUITED TO THE EXPERTISE OF A DISTRICT COURT JUDGE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 116, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF CARRBORO TO PROVIDE THAT VACANCIES IN THE OFFICE OF ALDERMAN SHALL BE FILLED BY APPOINTMENT IN ACCORDANCE WITH THE NORTH CAROLINA GENERAL STATUTES OR MAY BE FILLED THROUGH A SPECIAL

ELECTION PROCESS UNDER CERTAIN CONDITIONS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

The House stands adjourned at 4:45 p.m.

SIXTIETH DAY

HOUSE OF REPRESENTATIVES
Monday, May 13, 2013

The House meets at 6:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Jimmy Dixon.

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 9 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Johnson, Langdon, Lewis, and Stevens for today. Representatives Alexander, Cotham, and Jackson are excused for a portion of the Session.

ENROLLED BILLS

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.J.R. 444, A JOINT RESOLUTION TO CONFIRM THE APPOINTMENT OF ANDREW T. HEATH TO THE NORTH CAROLINA INDUSTRIAL COMMISSION. (RESOLUTION 2013-11)

May 13, 2013

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 369, AN ACT TO CLARIFY CERTAIN NAME CHANGE REQUIREMENTS AND AUTHORIZE A PARENT TO APPLY FOR A NAME CHANGE FOR A MINOR CHILD WITHOUT CONSENT OF THE OTHER PARENT IF THE OTHER PARENT HAS BEEN CONVICTED OF CERTAIN CRIMINAL OFFENSES AGAINST THE MINOR CHILD OR A SIBLING OF THE MINOR CHILD. (S.L. 2013-42)

S.B. 240, AN ACT DIRECTING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE NORTH CAROLINA MEDICAL BOARD TO DEVELOP RULES GOVERNING REQUESTS FOR AND RELEASE OF PATHOLOGICAL MATERIALS, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION ON PATHOLOGICAL MATERIALS. (S.L. 2013-43)

S.B. 456, AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO DESIGNATE QUALIFIED HOSPITALS AS PRIMARY STROKE CENTERS, AS RECOMMENDED BY THE JUSTUS-WARREN HEART DISEASE AND STROKE PREVENTION TASK FORCE. (S.L. 2013-44)

S.B. 98, AN ACT TO EXPAND THE NEWBORN SCREENING PROGRAM ESTABLISHED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO INCLUDE NEWBORN SCREENING FOR CONGENITAL HEART DISEASE UTILIZING PULSE OXIMETRY, AS RECOMMENDED BY THE NORTH CAROLINA CHILD FATALITY TASK FORCE. (S.L. 2013-45)

H.B. 247, AN ACT TO ALLOW HEALTH PROVIDERS AND HEALTH INSURERS TO FREELY NEGOTIATE REIMBURSEMENT RATES BY PROHIBITING CONTRACT PROVISIONS THAT RESTRICT RATE NEGOTIATIONS. (S.L. 2013-46)

S.B. 117, AN ACT TO CODIFY THE COMMON LAW THAT IT IS MURDER WHERE A CHILD WHO IS BORN ALIVE DIES AS THE RESULT OF INJURIES INFLICTED PRIOR TO THE CHILD'S BIRTH, AND TO PROVIDE THAT THE ACT SHALL BE ENTITLED "LILY'S LAW." (S.L. 2013-47)

May 13, 2013

H.B. 314, AN ACT EXTENDING THE TERMS OF OFFICE OF THE MAYOR AND BOARD OF COMMISSIONERS OF THE TOWN OF AYDEN FROM TWO TO FOUR YEARS AND PROVIDING THAT THE NOTICE OF CANDIDACY FOR OFFICE SHALL BE FILED WITH THE COUNTY BOARD OF ELECTIONS. (S.L. 2013-48)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Moffitt, Chair, for the Committee on Regulatory Reform:

H.B. 796, A BILL TO BE ENTITLED AN ACT EXEMPTING CERTAIN COLUMBARIUMS FROM THE NORTH CAROLINA CEMETERY ACT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 14.

H.B. 774, A BILL TO BE ENTITLED AN ACT TO DIRECT THE BUILDING CODE COUNCIL TO ADOPT RULES EXEMPTING CERTAIN PRIMITIVE STRUCTURES FROM CERTAIN PROVISIONS OF THE BUILDING CODE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 480 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE REGULATORY CERTAINTY FOR NORTH CAROLINA BY REQUIRING THE DEVELOPMENT OF MINIMUM DESIGN CRITERIA FOR STORMWATER PERMITS TO GUIDE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES IN PERMIT ISSUANCE AND TO REFORM THE PERMITTING PROCESS TO ALLOW A FAST-TRACK PERMITTING PROCESS FOR APPLICATIONS CERTIFIED BY A QUALIFIED PROFESSIONAL TO BE IN COMPLIANCE WITH THE MINIMUM DESIGN CRITERIA, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of May 14. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

May 13, 2013

By Representatives W. Brawley and Iler, Chairs, for the Committee on Transportation:

H.B. 1002, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE CITY OF BELMONT MAY LEASE FROM THE DEPARTMENT OF TRANSPORTATION THE DEPARTMENT'S INTEREST IN A PORTION OF THE PIEDMONT AND NORTHERN RAIL CORRIDOR WITHIN THE LIMITS OF THE TOWN OF BELMONT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 428, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE PUNISHMENT FOR PASSING A STOPPED SCHOOL BUS IN VIOLATION OF G.S. 20-217 SHALL INCLUDE A FINE IN ALL CIRCUMSTANCES AND A REVOCATION OF THE PERSON'S DRIVERS LICENSE IN CERTAIN CIRCUMSTANCES, TO PROVIDE THAT THE DIVISION OF MOTOR VEHICLES SHALL WITHHOLD THE REGISTRATION RENEWAL OF A PERSON WHO FAILS TO PAY ANY FINE IMPOSED PURSUANT TO G.S. 20-217, AND TO ENCOURAGE LOCAL BOARDS OF EDUCATION TO USE THE PROCEEDS OF ANY FINES COLLECTED FOR VIOLATIONS OF G.S. 20-217 TO PURCHASE AUTOMATED CAMERA AND VIDEO RECORDING SYSTEMS TO INSTALL ON SCHOOL BUSES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 14. The original bill is placed on the Unfavorable Calendar.

H.B. 623, A BILL TO BE ENTITLED AN ACT TO MODIFY THE VEHICLE WEIGHT LIMITS FOR A SINGLE AXLE TRUCK OWNED, OPERATED BY, OR UNDER CONTRACT TO A PUBLIC UTILITY OR ELECTRIC OR TELEPHONE MEMBERSHIP CORPORATION AND USED IN CONNECTION WITH THE INSTALLATION, RESTORATION, OR MAINTENANCE OF UTILITY SERVICES IN CERTAIN AREAS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

May 13, 2013

H.B. 626, A BILL TO BE ENTITLED AN ACT TO PROMPTLY NOTIFY LOCAL 911 CALL CENTERS OF CERTAIN INFORMATION ABOUT VEHICLES THAT HAVE BEEN TOWED, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 684, A BILL TO BE ENTITLED AN ACT TO INCREASE DRIVEWAY SAFETY ON CURVY ROADS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 14. The original bill is placed on the Unfavorable Calendar.

H.B. 727, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO ISSUE A SALVAGE CERTIFICATE OF TITLE TO AN INSURANCE COMPANY OR USED CAR DEALER IN CERTAIN SITUATIONS WHERE THE INSURANCE COMPANY OR USED CAR DEALER IS UNABLE TO OBTAIN THE ORIGINAL CERTIFICATE OF TITLE FROM THE OWNER OF THE MOTOR VEHICLE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 14. The original bill is placed on the Unfavorable Calendar.

H.B. 759, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT MOTOR VEHICLES MUST HAVE AT LEAST ONE WORKING STOP LAMP ON EACH SIDE OF THE REAR OF THE VEHICLE AND TO MAKE OTHER CLARIFYING CHANGES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 14. The original bill is placed on the Unfavorable Calendar.

H.B. 267, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE IMPOSITION OF TOLLS ON EXISTING INTERSTATES WITHOUT PRIOR APPROVAL OF THE GENERAL ASSEMBLY, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

May 13, 2013

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 620, A BILL TO BE ENTITLED AN ACT TO STREAMLINE THE PROCESS OF SELLING MOTOR VEHICLES THAT ARE SUBJECT TO A MECHANICS LIEN, reported without prejudice and with recommendation that the bill be re-referred to Judiciary Subcommittee A.

The bill is re-referred to Judiciary Subcommittee A.

By Representatives Stone and Warren, Chairs, for the Committee on Government:

H.B. 857, A BILL TO BE ENTITLED AN ACT PROVIDING THAT GOVERNMENTAL ENTITIES MAY USE THE DESIGN-BUILD DELIVERY METHOD TO ERECT, CONSTRUCT, ALTER, OR REPAIR PUBLIC BUILDINGS AND MAY ENTER INTO PUBLIC-PRIVATE PARTNERSHIP CONSTRUCTION CONTRACTS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 101 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

S.B. 193 (Committee Substitute), A BILL TO BE ENTITLED AN ACT (1) TO PROHIBIT LOCAL SCHOOL ADMINISTRATIVE UNITS FROM ASSESSING INDIRECT COSTS TO A CHILD NUTRITION PROGRAM UNLESS THE PROGRAM IS FINANCIALLY SOLVENT AND (2) TO PROMOTE OPTIMAL PRICING FOR CHILD NUTRITION PROGRAM FOODS AND SUPPLIES, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE BASED ON RECOMMENDATIONS FROM THE PROGRAM EVALUATION DIVISION, is read the first time and referred to the Committee on Education and, if favorable, to the Committee on Finance.

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S.B. 252 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTY FOR CERTAIN VIOLATIONS OF THE CONTROLLED SUBSTANCES ACT, is read the first time and referred to Judiciary Subcommittee B.

S.B. 264 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE NUISANCE LAWS TO CLOSE DOWN BUSINESSES THAT REPEATEDLY SELL CONTROLLED SUBSTANCES AND TO CREATE A REBUTTABLE PRESUMPTION ON PRETRIAL RELEASE FOR REPEAT OFFENDERS WHO SELL DRUGS AT A PLACE OF BUSINESS, is read the first time and referred to Judiciary Subcommittee C.

S.B. 288, A BILL TO BE ENTITLED AN ACT CONCERNING FILLING OF VACANCIES ON THE BOARD OF COMMISSIONERS OF WAKE COUNTY, is read the first time and referred to the Committee on Government.

S.B. 314, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE COUNTY OF DURHAM TO CONSTRUCT WATER TREATMENT PLANT AND WASTEWATER TREATMENT PLANT PROJECTS WITHOUT COMPLYING WITH SPECIFIED PROVISIONS OF ARTICLE 8 OF CHAPTER 143 OF THE GENERAL STATUTES, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

S.B. 315 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITY OF DURHAM TO USE DESIGN-BUILD DELIVERY METHODS FOR THE DESIGN AND CONSTRUCTION OF A POLICE HEADQUARTERS AND ANNEX FACILITY, TWO POLICE SERVICE CENTERS, AND A 911 FACILITY, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

S.B. 380 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE ADJUSTMENTS TO THE FEE SCHEDULE FOR PERMITS FOR SANITARY LANDFILLS AND TRANSFER STATIONS TO REFLECT EXTENSION OF THE DURATION OF THESE PERMITS AS DIRECTED BY S.L. 2012-187, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION, is read the first time and referred to the Committee on Environment and, if favorable, to the Committee on Finance.

S.B. 420 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE EMPLOYMENT SECURITY LAWS RELATING TO REQUIRED CONTRIBUTIONS, is read the first time and referred to the Committee on Finance.

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S.B. 454, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF THE GASOLINE AND OIL INSPECTION BOARD TO REGULATE PETROLEUM DEVICE TECHNICIANS, is read the first time and referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

S.B. 483, A BILL TO BE ENTITLED AN ACT TO STREAMLINE THE PROCESS OF LEASING SPACE FOR STATE AGENCIES UNDER VERY LIMITED CIRCUMSTANCES, is read the first time and referred to the Committee on Government.

S.B. 490 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXCLUDE CUSTOM SOFTWARE FROM PROPERTY TAX, is read the first time and referred to the Committee on Finance.

S.B. 530 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISTRIBUTION OF TOBACCO-DERIVED PRODUCTS AND VAPOR PRODUCTS TO MINORS, is read the first time and referred to Judiciary Subcommittee B.

INTRODUCTION OF PAGES

Pages for the week of May 13 are introduced to the membership. They are: Kylan Bell of Forsyth; Sadie Forsythe of Mecklenburg; Caroline Fry of Johnston; Mary Hanna of Lee; Jacob Helms of Union; Chad Higgenbottom of Johnston; Stephen Holly of Wake; Anna Huffman of Alamance; Robert Jenkins of Mecklenburg; Curtis Johnson of Chowan; William McKeithan of Beaufort; Sarah Newby of Wake; Christine Osborne of Buncombe; Taylor Parrish of Johnston; Nathan Riddell of Alamance; Alexandria Stepahin of Wake; Daniel Talley of Guilford; and Hannah Vantrease of Rockingham.

CALENDAR

Action is taken on the following:

H.B. 526, A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF CHADBOURN, passes its third reading, by the following vote, and is ordered sent to the Senate.

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Those voting in the affirmative are: Representatives Adams, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Fulghum, Gill, Glazier, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Jackson, Jeter, Jones, Jordan, Lambeth, Lucas, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Mobley, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 108.

Voting in the negative: C. Graham.

Excused absences: Representatives Johnson, Langdon, Lewis, and Stevens - 4.

Representative C. Graham requests and is granted leave of the House to change his vote from "no" to "aye". Representative Insko requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (110-0).

H.B. 562 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF CRAMERTON, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Jones, Jordan, Lambeth, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Mobley, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Speciale, Stam, Starnes, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 111.

May 13, 2013

Voting in the negative: None.

Excused absences: Representatives Johnson, Langdon, Lewis, and Stevens - 4.

H.B. 567, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF LUMBERTON, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Arp, Avila, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Jackson, Jeter, Jones, Jordan, Lambeth, Lucas, Luebke, Malone, Martin, McElraft, McManus, McNeill, Michaux, Millis, Mobley, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 110.

Voting in the negative: Representatives Baskerville and Hastings - 2.

Excused absences: Representatives Johnson, Langdon, Lewis, and Stevens - 4.

Representative Baskerville requests and is granted leave of the House to change his vote from "no" to "aye". Representative McGrady requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (112-1).

H.B. 501 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT BUNCOMBE COUNTY IS AUTHORIZED TO CONSTRUCT COMMUNITY COLLEGE BUILDINGS ON THE CAMPUSES OF ASHEVILLE-BUNCOMBE TECHNICAL COMMUNITY COLLEGE WITHIN THE COUNTY.

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Representative Ramsey offers Amendment No. 1 which is adopted by electronic vote (113-0).

The bill, as amended, passes its second reading, and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 551 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE ACT CREATING A FIREMEN'S BENEFIT FUND FOR FIREMEN IN THE CITY OF WILMINGTON, AS AMENDED, AND TO MODIFY THE APPLICATION OF G.S. 58-84-35 TO THE CITY OF WILMINGTON, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1001, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF STATESVILLE TO REPEAL THE CITY'S CIVIL SERVICE BOARD.

Representative Fisher offers Amendment No. 1 which is adopted by electronic vote (114-0).

The bill, as amended, passes its second reading, and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 552, A BILL TO BE ENTITLED AN ACT TO PROVIDE A PROCEDURE TO REMOVE AN AREA FROM A COUNTY SERVICE DISTRICT, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway,

Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Jones, Jordan, Lambeth, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Mobley, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 113.

Voting in the negative: None.

Excused absences: Representatives Johnson, Langdon, Lewis, and Stevens - 4.

H.B. 311 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL THE LITERACY TEST FOR VOTERS, passes its second reading, by the following three-fifths majority vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Tillis; Representatives Adams, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Jones, Jordan, Lambeth, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Mobley, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Steinburg, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 114.

Voting in the negative: None.

Excused absences: Representatives Johnson, Langdon, Lewis, and Stevens - 4.

H.B. 343 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELIMINATE ARBITRATION CAPS IN DISTRICT COURT, TO MAKE CLARIFICATIONS TO COURT FEES, TO AMEND THE MOTION

FEE EXEMPTION, TO REQUIRE COUNTIES AND MUNICIPALITIES TO ADVANCE FEES, AND TO PROVIDE PRIORITY FOR THE PAYMENT OF CRIMINAL COSTS AND FEES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Jones, Jordan, Lambeth, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Mobley, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 114.

Voting in the negative: None.

Excused absences: Representatives Johnson, Langdon, Lewis, and Stevens - 4.

H.B. 628 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT NORTH CAROLINA TIMBER PRODUCERS BY REQUIRING THAT SUSTAINABLE BUILDING STANDARDS NOT DISADVANTAGE OR FORBID THE USE OF BUILDING MATERIALS PRODUCED IN THIS STATE.

Pursuant to Rule 24.1A(c), the request that Representative Jeter be excused from voting on May 8 is continued.

Representative Presnell offers Amendment No. 3 which is adopted by electronic vote (110-1).

Representative McGrady requests and is granted leave of the House to change his vote from "no" to "aye". The adjusted vote total is (111-0).

The bill, as amended, passes its third reading, by electronic vote (70-43), and is ordered engrossed and sent to the Senate.

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WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative T. Moore and without objection, **H.B. 60** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO TERMINATE LEASES AT THE INDIAN CULTURAL CENTER SITE AND THEN SELL OR ALLOCATE CERTAIN PORTIONS OF THE PROPERTY, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, is withdrawn from the Calendar of May 15 and placed on today's Calendar.

CALENDAR (continued)

H.B. 26 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LAWS PROTECTING AGAINST THE THEFT OF VEHICLES FOR DISASSEMBLY AND RESALE OF PARTS AND TO ASSIST LAW ENFORCEMENT IN THE INVESTIGATION OF ORGANIZED CRIMINAL ACTIVITY ASSOCIATED WITH THE THEFT OF VEHICLES.

Representative T. Moore offers Amendment No. 1.

On motion of the Chair, the bill is temporarily displaced, with Amendment No. 1 pending.

H.B. 74 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE PERIODIC REVIEW AND EXPIRATION OF RULES, passes its second reading, by electronic vote (90-24), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 26 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LAWS PROTECTING AGAINST THE THEFT OF VEHICLES FOR DISASSEMBLY AND RESALE OF PARTS AND TO ASSIST LAW ENFORCEMENT IN THE INVESTIGATION OF ORGANIZED CRIMINAL ACTIVITY ASSOCIATED WITH THE THEFT OF VEHICLES, which was temporarily displaced, with Amendment No. 1 pending, is before the Body.

Amendment No. 1 is adopted by electronic vote (114-0).

The bill, as amended, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

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The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 92 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

Representative Arp offers Amendment No. 1 which is adopted by electronic vote (114-0). This amendment changes the title.

The bill, as amended, passes its second reading, by electronic vote (113-1). The caption having been amended, the bill remains on the Calendar.

REPRESENTATIVE DOLLAR PRESIDING.

RE-REFERRALS

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 362** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, CLARIFYING, AND SUBSTANTIVE CHANGES RELATING TO THE DEPARTMENT OF PUBLIC SAFETY AND TO ELIMINATE THE BENCHMARK CEILING RELATING TO PURCHASES AND CONTRACTS, is withdrawn from the Committee on Appropriations and re-referred to Judiciary Subcommittee A.

On motion of Representative T. Moore, the serial referral for **H.B. 884**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A DROPOUT PREVENTION AND RECOVERY PILOT PROGRAM FOR LOCAL BOARDS OF EDUCATION AND CHARTER SCHOOLS, to the Committee on Appropriations is stricken.

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 267** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO SPECIFY THE CONDITIONS UNDER WHICH THE TURNPIKE AUTHORITY MAY COLLECT TOLLS ON AN EXISTING INTERSTATE HIGHWAY, is withdrawn from the Committee on Appropriations and re-referred to the Committee on Finance.

WITHDRAWAL OF BILLS FROM COMMITTEE

On motion of Representative T. Moore and without objection, **H.B. 364** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE PROGRAM EVALUATION DIVISION TO STUDY THE ABILITY OF STATE AGENCIES OR STATE ENTITIES TO ENTER

INTO DEBT OR DEBT-LIKE ARRANGEMENTS OUTSIDE OF THE PURVIEW OF THE GENERAL ASSEMBLY, is withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), is placed on the Calendar of May 14.

On motion of Representative T. Moore and without objection, **H.B. 116** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF CARRBORO TO PROVIDE THAT VACANCIES IN THE OFFICE OF ALDERMAN SHALL BE FILLED BY APPOINTMENT IN ACCORDANCE WITH THE NORTH CAROLINA GENERAL STATUTES OR MAY BE FILLED THROUGH A SPECIAL ELECTION PROCESS UNDER CERTAIN CONDITIONS, is withdrawn from the Committee on Finance and pursuant to Rule 36(b), is placed on the Calendar of May 14.

CALENDAR (continued)

H.B. 281 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE NAMES AND ADDRESSES OF PERSONS EXCUSED FROM JURY DUTY BASED ON DISQUALIFICATION SHALL BE RETAINED BY THE CLERK OF SUPERIOR COURT FOR NOT LESS THAN TWO YEARS, passes its second reading, by electronic vote (110-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.J.R. 374, A JOINT RESOLUTION (I) RESCINDING ALL EXTANT APPLICATIONS BY THE GENERAL ASSEMBLY HERETOFORE MADE DURING ANY SESSION THEREOF TO THE CONGRESS OF THE UNITED STATES OF AMERICA TO CALL A CONVENTION PURSUANT TO THE TERMS OF ARTICLE V OF THE UNITED STATES CONSTITUTION FOR PROPOSING ONE OR MORE AMENDMENTS TO THAT CONSTITUTION, (II) URGING THE LEGISLATURES OF OTHER STATES TO DO THE SAME, AND (III) DIRECTING THAT COPIES OF THIS RESOLUTION BE SENT TO SPECIFIED PERSONS, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate.

H.B. 477 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ALLOWING A COURT TO CONSIDER AS A TYPE OF RELIEF IN GRANTING A DOMESTIC VIOLENCE PROTECTIVE ORDER THE USE OF A GPS TRACKING DEVICE ON A PERSON WHO HAS

COMMITTED ACTS OF DOMESTIC VIOLENCE AND REQUIRING THE NORTH CAROLINA DEPARTMENT OF PUBLIC SAFETY TO REPORT ON IMPLEMENTATION AND COST IMPACT.

Representative D. Ross offers Amendment No. 1 which is adopted by electronic vote (114-0).

The bill, as amended, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

RE-REFERRAL

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 854**, A BILL TO BE ENTITLED AN ACT PROVIDING THAT TELECOMMUNICATIONS SERVICE PROVIDERS SHALL ANNUALLY REPORT TO THE UTILITIES COMMISSION THE AMOUNT OF UNIVERSAL SERVICE SUPPORT PAYMENTS RECEIVED BY THE PROVIDER FROM THE UNIVERSAL SUPPORT FUND AND THE MANNER IN WHICH THE PROVIDER USED THE FUNDS TO PROVIDE UNIVERSAL SERVICE TO ITS CUSTOMERS, is withdrawn from the Committee on Public Utilities and Energy and re-referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR (continued)

H.B. 593 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE REGISTERS OF DEEDS TO MAINTAIN REGULAR OFFICE HOURS, passes its second reading, by electronic vote (112-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 625, A BILL TO BE ENTITLED AN ACT RELATING TO ZONING PROVISIONS FOR TEMPORARY HEALTH CARE STRUCTURES, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

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H.B. 629 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF A SPECIAL PURPOSE PROJECT TO INCLUDE AGRICULTURAL AND FORESTRY WASTE DISPOSAL FACILITIES, passes its second reading, by electronic vote (111-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 664 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO FACILITATE THE DEPLOYMENT OF MOBILE BROADBAND AND OTHER ENHANCED WIRELESS COMMUNICATIONS SERVICES BY STREAMLINING THE PROCESSES USED BY STATE AGENCIES AND LOCAL GOVERNMENTS TO APPROVE THE PLACEMENT OF WIRELESS FACILITIES IN THEIR JURISDICTIONS.

Pursuant to Rule 24.1A, Representative Lucas requests that he be excused from voting on this bill because he owns a cell tower site. This request is granted.

The bill passes its second reading, by electronic vote (108-4), and there being no objection is read a third time.

Representative Adams requests and is granted leave of the House to change her vote from "no" to "aye". The adjusted vote total is (109-3).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 675 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING LAWS PERTAINING TO THE REGULATION OF PHARMACY TECHNICIANS, PHARMACY AUDITS, AND PRESCRIPTIONS FOR SCHEDULE II SUBSTANCES.

Representative Murry offers Amendment No. 1 which is adopted by electronic vote (114-0).

The bill, as amended, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 677, A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE LOCAL GOVERNMENT REGULATORY REFORM ACT, passes its second reading, by electronic vote (74-39), and there being no objection is read a third time.

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Representative Brandon requests and is granted leave of the House to change his vote from "aye" to "no". Representative Alexander requests and is granted leave of the House to be recorded as voting "no". The adjusted vote total is (73-41).

The bill passes its third reading and is ordered sent to the Senate.

SPEAKER TILLIS PRESIDING.

H.B. 765 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CLARIFY AND CODIFY JURY INSTRUCTIONS FOR A BUDGET DISPUTE BETWEEN BOARD OF EDUCATION AND BOARD OF COUNTY COMMISSIONERS, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 773 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REVISING THE CONDITIONS UNDER WHICH COUNTIES AND CITIES MAY INSPECT BUILDINGS OR STRUCTURES.

Representative W. Brawley offers Amendment No. 1 which is adopted by electronic vote (111-1).

The bill, as amended, passes its second reading by electronic vote (75-39).

Representative Floyd objects to the third reading. The bill remains on the Calendar.

H.B. 794 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE JOINT LEGISLATIVE ELECTIONS OVERSIGHT COMMITTEE TO STUDY AMENDING THE DEFINITION OF "POLITICAL PARTY" AND THE NOMINATION PROCESS, AMENDING THE REQUIREMENTS FOR UNAFFILIATED AND WRITE-IN CANDIDATES, ALLOWING FOR NOMINATION BY CONVENTION BY SMALLER PARTIES, AND PROVIDING THAT SMALLER PARTIES ELECTING TO HAVE PRIMARIES WILL HAVE THE RESULTS DETERMINED BY PLURALITY, passes its second reading, by electronic vote (109-5), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

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H.B. 802 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS RELATED TO LANDLORD AND TENANT RELATIONSHIPS TO SHORTEN THE TIME PERIOD REQUIRED TO EVICT A TENANT.

Representative Riddell offers Amendment No. 1 which is adopted by electronic vote (112-0).

Representative Faircloth offers Amendment No. 2 which is adopted by electronic vote (75-37).

Representatives Luebke and Ramsey request and are granted leave of the House to be recorded as voting "aye". The adjusted vote total is (77-37).

On motion of the Chair, the bill is temporarily displaced.

BILLS PLACED ON CALENDAR

Representative T. Moore moves that the following bills be added to today's Calendar:

H.B. 116 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF CARRBORO TO PROVIDE THAT VACANCIES IN THE OFFICE OF ALDERMAN SHALL BE FILLED BY APPOINTMENT IN ACCORDANCE WITH THE NORTH CAROLINA GENERAL STATUTES OR MAY BE FILLED THROUGH A SPECIAL ELECTION PROCESS UNDER CERTAIN CONDITIONS.

H.B. 219 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE WAYS CHILDREN BORN OUT OF WEDLOCK ARE REFERENCED IN THE GENERAL STATUTES BY REMOVING REFERENCES TO "ILLEGITIMATE" WHEN USED IN CONNECTION WITH AN INDIVIDUAL AND TO "BASTARDY" AND TO MAKE OTHER TECHNICAL CORRECTIONS TO THE STATUTES BEING AMENDED.

H.B. 364 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE PROGRAM EVALUATION DIVISION TO STUDY THE ABILITY OF STATE AGENCIES OR STATE ENTITIES TO ENTER INTO DEBT OR DEBT-LIKE ARRANGEMENTS OUTSIDE OF THE PURVIEW OF THE GENERAL ASSEMBLY.

H.B. 623 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE VEHICLE WEIGHT LIMITS FOR A SINGLE-AXLE TRUCK OWNED, OPERATED BY, OR UNDER CONTRACT TO

A PUBLIC UTILITY OR ELECTRIC OR TELEPHONE MEMBERSHIP CORPORATION AND USED IN CONNECTION WITH THE INSTALLATION, RESTORATION, OR MAINTENANCE OF UTILITY SERVICES IN CERTAIN AREAS.

H.B. 626 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROMPTLY NOTIFY LOCAL LAW ENFORCEMENT AGENCIES OF CERTAIN INFORMATION ABOUT VEHICLES THAT HAVE BEEN TOWED.

H.B. 774 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN PRIMITIVE STRUCTURES FROM THE BUILDING CODE.

H.B. 810 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE COUNTY POPULATION AND MINIMUM ACREAGE REQUIREMENTS IN CERTAIN TRACTS OF LAND USED AS CEMETERIES.

H.B. 919 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE ELECTRONIC FILING OF CERTAIN CAMPAIGN FINANCE REPORTS BY CANDIDATE CAMPAIGN COMMITTEES.

H.B. 1002, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE CITY OF BELMONT MAY LEASE FROM THE DEPARTMENT OF TRANSPORTATION THE DEPARTMENT'S INTEREST IN A PORTION OF THE PIEDMONT AND NORTHERN RAIL CORRIDOR WITHIN THE LIMITS OF THE TOWN OF BELMONT.

Representative L. Hall objects to the motion to add the bills to today's Calendar.

Representative T. Moore calls the previous question on the motion which is sustained by electronic vote (90-22).

The motion to add the bills to today's Calendar carries by electronic vote (94-20). The bills are added to today's Calendar.

CALENDAR (continued)

H.B. 802 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS RELATED TO LANDLORD AND TENANT RELATIONSHIPS TO SHORTEN THE TIME PERIOD REQUIRED TO EVICT A TENANT, which was temporarily displaced, is before the Body.

May 13, 2013

The bill, as amended, passes its second reading by electronic vote (110-4).

Representative Insko requests and is granted leave of the House to change her vote from "no" to "aye". The adjusted vote total is (111-3).

Representative McElraft objects to the third reading. The bill remains on the Calendar.

H.B. 813 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE THE MANUFACTURE, POSSESSION, SALE, USE, AND DELIVERY OF ALL SYNTHETIC CANNABINOIDS UNLAWFUL, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 832 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT THE PUBLIC'S HEALTH BY INCREASING ACCESS TO IMMUNIZATIONS AND VACCINES THROUGH THE EXPANDED ROLE OF IMMUNIZING PHARMACISTS.

Representative Avila offers Amendment No. 1 which is adopted by electronic vote (113-0).

The bill, as amended, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

Representative Elmore requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (113-0).

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 850 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON WHO ALERTS AN OFFICER OF THE PRESENCE OF A HYPODERMIC NEEDLE OR OTHER SHARP OBJECT POSSESSED BY THE PERSON PRIOR TO A SEARCH BY THE OFFICER SHALL NOT BE CHARGED WITH POSSESSION OF DRUG PARAPHERNALIA FOR POSSESSION OF THE NEEDLE OR OTHER SHARP OBJECT, passes its second reading, by electronic vote (111-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

May 13, 2013

H.B. 918 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALTER THE REPORTING SCHEDULE FOR INDEPENDENT EXPENDITURES AND ELECTIONEERING COMMUNICATIONS TO PROVIDE INFORMATION IN A TIMELY FASHION.

Representative Stam offers Amendment No. 1 which is adopted by electronic vote (112-2).

On motion of the Chair, the bill is temporarily displaced.

ADJOURNMENT EXTENDED

On motion of Representative T. Moore and without objection, the House continues its Session past the 10:00 p.m. hour of adjournment.

CALENDAR (continued)

H.B. 60 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO TERMINATE LEASES AT THE INDIAN CULTURAL CENTER SITE AND THEN SELL OR ALLOCATE CERTAIN PORTIONS OF THE PROPERTY, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE.

Representative Howard offers Amendment No. 1 which is adopted by electronic vote (110-0).

Representative Iler requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (111-0).

The bill, as amended, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 116 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF CARRBORO TO PROVIDE THAT VACANCIES IN THE OFFICE OF ALDERMAN SHALL BE FILLED BY APPOINTMENT IN ACCORDANCE WITH THE NORTH CAROLINA GENERAL STATUTES OR MAY BE FILLED THROUGH A SPECIAL ELECTION PROCESS UNDER CERTAIN CONDITIONS, passes its second reading, and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 219 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE WAYS CHILDREN BORN OUT OF WEDLOCK ARE REFERENCED IN THE GENERAL STATUTES BY REMOVING REFERENCES TO "ILLEGITIMATE" WHEN USED IN CONNECTION WITH AN INDIVIDUAL AND TO "BASTARDY" AND TO MAKE OTHER TECHNICAL CORRECTIONS TO THE STATUTES BEING AMENDED, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 364 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE PROGRAM EVALUATION DIVISION TO STUDY THE ABILITY OF STATE AGENCIES OR STATE ENTITIES TO ENTER INTO DEBT OR DEBT-LIKE ARRANGEMENTS OUTSIDE OF THE PURVIEW OF THE GENERAL ASSEMBLY, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 623 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE VEHICLE WEIGHT LIMITS FOR A SINGLE-AXLE TRUCK OWNED, OPERATED BY, OR UNDER CONTRACT TO A PUBLIC UTILITY OR ELECTRIC OR TELEPHONE MEMBERSHIP CORPORATION AND USED IN CONNECTION WITH THE INSTALLATION, RESTORATION, OR MAINTENANCE OF UTILITY SERVICES IN CERTAIN AREAS, passes its second reading, by electronic vote (111-2), and there being no objection is read a third time.

Representative Insko requests and is granted leave of the House to change her vote from "aye" to "no". The adjusted vote total is (110-3).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 626 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROMPTLY NOTIFY LOCAL LAW ENFORCEMENT AGENCIES OF CERTAIN INFORMATION ABOUT VEHICLES THAT HAVE BEEN TOWED, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

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H.B. 774 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN PRIMITIVE STRUCTURES FROM THE BUILDING CODE, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of the Chair and without objection, **H.B. 918** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALTER THE REPORTING SCHEDULE FOR INDEPENDENT EXPENDITURES AND ELECTIONEERING COMMUNICATIONS TO PROVIDE INFORMATION IN A TIMELY FASHION, is withdrawn from the Calendar and placed on the Calendar of May 14.

On motion of the Chair and without objection, **H.B. 919** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE ELECTRONIC FILING OF CERTAIN CAMPAIGN FINANCE REPORTS BY CANDIDATE CAMPAIGN COMMITTEES, is withdrawn from the Calendar and placed on the Calendar of May 14.

H.B. 810 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE COUNTY POPULATION AND MINIMUM ACREAGE REQUIREMENTS IN CERTAIN TRACTS OF LAND USED AS CEMETERIES, passes its second reading by electronic vote (111-1).

Representative Stam objects to the third reading. The bill remains on the Calendar.

H.B. 1002, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE CITY OF BELMONT MAY LEASE FROM THE DEPARTMENT OF TRANSPORTATION THE DEPARTMENT'S INTEREST IN A PORTION OF THE PIEDMONT AND NORTHERN RAIL CORRIDOR WITHIN THE LIMITS OF THE TOWN OF BELMONT, passes its second reading, by electronic vote (111-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative McElraft withdraws her objection to the third reading of **H.B. 802** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS RELATED TO LANDLORD AND TENANT RELATIONSHIPS TO SHORTEN THE TIME PERIOD REQUIRED TO EVICT A TENANT, and the bill is before the Body.

May 13, 2013

The bill passes it third reading by electronic vote (107-3) and is ordered engrossed and sent to the Senate.

Representatives D. Hall, Holley, and Jeter request and are granted leave of the House to be recorded as voting "aye". The adjusted vote total is (110-3).

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative T. Moore and without objection, **S.B. 635** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT ONLY INCUMBENT PROVIDERS MAY CONSTRUCT A NEW ELECTRICITY TRANSMISSION LINE, is withdrawn from the Calendar of May 14 and re-referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative T. Moore and without objection, **S.B. 287** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW GOVERNING BOARDS OF CERTAIN COUNTIES, ALL THE MUNICIPALITIES LOCATED WHOLLY IN THOSE COUNTIES, AND CERTAIN MUNICIPALITIES TO GIVE ELECTRONIC NOTICE, is withdrawn from the Calendar 36(b), and re-referred to the Committee on Rules, Calendar, and Operations of the House.

Representative T. Moore moves, seconded by Representative Foushee, that the House adjourn, subject to the receipt of Committee Reports, and the referral of bills to committees, to reconvene May 14 at 9:30 a.m.

The motion carries.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative Murry, Chair, for the Committee on Commerce and Job Development:

H.B. 440 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA BENEFIT CORPORATION ACT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

May 13, 2013

H.B. 168, A BILL TO BE ENTITLED AN ACT DIRECTING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE NORTH CAROLINA MEDICAL BOARD TO DEVELOP RULES GOVERNING REQUESTS FOR AND RELEASE OF PATHOLOGICAL MATERIALS, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION ON PATHOLOGICAL MATERIALS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 14. The original bill is placed on the Unfavorable Calendar.

H.B. 842, A BILL TO BE ENTITLED AN ACT TO ALLOW DISTILLERIES IN NORTH CAROLINA TO SELL TO PATRONS WHO HAVE PARTICIPATED IN A TOUR OF A DISTILLERY AT RETAIL SPIRITUOUS LIQUOR THAT HAS BEEN DISTILLED AT THE LICENSED DISTILLERY FOR THE PRICE SET BY THE NORTH CAROLINA ALCOHOLIC BEVERAGE CONTROL COMMISSION OF THAT PARTICULAR BRAND OF SPIRIT TO INCLUDE ALL APPLICABLE EXCISE AND SALES TAXES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 14. The original bill is placed on the Unfavorable Calendar.

H.B. 201, A BILL TO BE ENTITLED AN ACT TO REINSTATE THE 2009 NORTH CAROLINA ENERGY CONSERVATION CODES AND REPEAL THE 2012 NORTH CAROLINA ENERGY CONSERVATION CODES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Regulatory Reform.

The committee substitute bill is re-referred to the Committee on Regulatory Reform. The original bill is placed on the Unfavorable Calendar.

WITHDRAWAL OF BILL FROM COMMITTEE

On motion of Representative T. Moore and without objection, **S.B. 287** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW GOVERNING BOARDS OF CERTAIN COUNTIES, ALL THE MUNICIPALITIES LOCATED WHOLLY IN THOSE COUNTIES, AND CERTAIN MUNICIPALITIES TO GIVE ELECTRONIC NOTICE, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and pursuant to Rule 36(b), is placed on the Calendar of May 14.

May 13, 2013

RE-REFERRAL

On motion of Representative T. Moore, a serial referral for **H.B. 204** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE AND MODERNIZE THE MIDWIFERY PRACTICE ACT, to the Committee on Regulatory Reform is added.

The House stands adjourned.

SIXTY-FIRST DAY

HOUSE OF REPRESENTATIVES
Tuesday, May 14, 2013

The House meets at 9:30 a.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Mr. Garland Shepheard, Deputy Sergeant-at-Arms.

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 13 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Langdon, Mobley, and Stevens for today. Representative J. Bell is excused for a portion of the Session.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 83, AN ACT TO ENCOURAGE VOLUNTEER HEALTH CARE IN FREE CLINICS BY LIMITING THE LIABILITY OF MEDICAL AND HEALTH CARE PROVIDERS IF THE FREE CLINIC PROVIDES PATIENTS WITH NOTICE OF LIMITED LIABILITY. (S.L. 2013-49)

May 14, 2013

H.B. 488, AN ACT TO PROMOTE THE PROVISION OF REGIONAL WATER AND SEWER SERVICES BY TRANSFERRING OWNERSHIP AND OPERATION OF CERTAIN PUBLIC WATER AND SEWER SYSTEMS TO A METROPOLITAN WATER AND SEWERAGE DISTRICT. (S.L. 2013-50) [Became law without the approval of the Governor.]

WITHDRAWAL OF BILL FROM COMMITTEE

On motion of Representative T. Moore and without objection, **H.B. 201** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REINSTATE THE 2009 NORTH CAROLINA ENERGY CONSERVATION CODES AND REPEAL THE 2012 NORTH CAROLINA ENERGY CONSERVATION CODES, is withdrawn from the Committee on Regulatory Reform and pursuant to Rule 36(b), is placed on the Calendar of May 15.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representatives Howard, R. Brawley, Lewis, and Setzer, Chairs, for the Committee on Finance:

H.B. 94 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN ENVIRONMENTAL AND NATURAL RESOURCES LAWS TO (1) CLARIFY THAT EXTENDED DURATION PERMITS FOR SANITARY LANDFILLS AND TRANSFER STATIONS AUTHORIZED BY S.L. 2012-187 ARE PERMITS FOR OPERATION AS WELL AS CONSTRUCTION; (2) CLARIFY THE PROCESS FOR APPEALS FROM CIVIL PENALTIES ASSESSED BY A LOCAL GOVERNMENT THAT HAS ESTABLISHED AND ADMINISTERS AN EROSION AND SEDIMENTATION CONTROL PROGRAM APPROVED UNDER G.S. 113A-60 AND PROVIDE THAT CIVIL PENALTIES ASSESSED BY A LOCAL GOVERNMENT PURSUANT TO THE SEDIMENTATION POLLUTION CONTROL ACT OF 1973 SHALL BE REMITTED TO THE CIVIL PENALTY AND FORFEITURE FUND; (3) REPEAL THE REQUIREMENT FOR AIR POLLUTION PERMIT HOLDERS TO SUBMIT A WRITTEN DESCRIPTION OF PLANS TO REDUCE EMISSIONS OF AIR CONTAMINANTS BY SOURCE REDUCTION OR RECYCLING; (4) ADD A FACTOR FOR CONSIDERATION IN ASSESSING SOLID WASTE PENALTIES; (5) CLARIFY THOSE

UNDERGROUND STORAGE TANKS THAT ARE NOT REQUIRED TO PROVIDE SECONDARY CONTAINMENT UNTIL JANUARY 1, 2020; AND (6) DIRECT THE COMMISSION FOR PUBLIC HEALTH TO ADOPT RULES TO PROVIDE FOR NOTICE OF KNOWN CONTAMINATION TO APPLICANTS WHO SEEK TO CONSTRUCT NEW PRIVATE DRINKING WATER WELLS, with a favorable report.

Without objection, the bill is placed on today's Calendar.

H.B. 710 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PERMIT WATER UTILITIES TO ADJUST RATES FOR CHANGES IN COSTS BASED ON THIRD-PARTY RATES AND TO AUTHORIZE THE UTILITIES COMMISSION TO APPROVE A RATE ADJUSTMENT MECHANISM FOR WATER AND SEWER AUTHORITIES TO RECOVER COSTS FOR WATER AND SEWER SYSTEM IMPROVEMENTS, with a favorable report.

Without objection, the bill is placed on today's Calendar.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 78 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE CONTRACT MANAGEMENT SECTION OF THE DIVISION OF PURCHASE AND CONTRACT, DEPARTMENT OF ADMINISTRATION, TO AMEND THE LAWS REQUIRING NEGOTIATION AND REVIEW OF CERTAIN STATE CONTRACTS, TO PROVIDE OVERSIGHT AND REPORTING OF CERTAIN CONTRACT AWARDS, AND TO PROVIDE FOR CONTRACT MANAGEMENT AND ADMINISTRATION, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, is read the first time and referred to the Committee on Finance.

S.B. 321 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CAP REIMBURSEMENT BY COUNTIES FOR MEDICAL SERVICES PROVIDED TO INMATES IN COUNTY JAILS AND TO ALLOW COUNTIES TO UTILIZE MEDICAID FOR ELIGIBLE PRISONERS, is read the first time and referred to the Committee on Health and Human Services.

S.B. 370 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY STUDENT RIGHTS TO ENGAGE IN PRAYER AND RELIGIOUS ACTIVITY IN SCHOOL, TO CREATE AN

ADMINISTRATIVE PROCESS FOR REMEDYING COMPLAINTS REGARDING EXERCISE OF THOSE STUDENT RIGHTS; AND TO CLARIFY RELIGIOUS ACTIVITY FOR SCHOOL PERSONNEL, is read the first time and referred to the Committee on Education.

S.B. 473 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO IMPROVE TRANSPARENCY IN THE COST OF HEALTH CARE PROVIDED BY HOSPITALS AND AMBULATORY SURGICAL FACILITIES; TO TERMINATE SET-OFF DEBT COLLECTION BY CERTAIN STATE AGENCIES PROVIDING HEALTH CARE TO THE PUBLIC; TO MAKE IT UNLAWFUL FOR HEALTH CARE PROVIDERS TO CHARGE FOR PROCEDURES OR COMPONENTS OF PROCEDURES THAT WERE NOT PROVIDED OR SUPPLIED; TO PROVIDE FOR FAIR HEALTH CARE FACILITY BILLING AND COLLECTIONS PRACTICES; AND TO PROVIDE GUIDANCE ON THE GOVERNANCE OF ENTITIES TO MANAGE CARE AND CONTROL COSTS STATEWIDE, is read the first time and referred to the Committee on Health and Human Services and, if favorable, to the Committee on Finance.

S.B. 542 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE LONG-TERM CARE FACILITIES TO REQUIRE APPLICANTS FOR EMPLOYMENT AND CERTAIN EMPLOYEES TO SUBMIT TO DRUG TESTING FOR CONTROLLED SUBSTANCES, is read the first time and referred to the Committee on Health and Human Services.

S.B. 638 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA FARM ACT OF 2013 TO: (1) LIMIT THE LIABILITY OF FARM ANIMAL ACTIVITY SPONSORS AND PROFESSIONALS AS A RESULT OF INHERENT RISKS OF FARM ANIMAL ACTIVITIES; (2) ALLOW THE COMMISSIONER OF AGRICULTURE TO ASSESS NONMONETARY PENALTIES TO ADDRESS VIOLATIONS WHEN APPROPRIATE; (3) DECREASE THE FREQUENCY OF THE AGRICULTURAL WATER USE SURVEY; (4) LIMIT THE PERSONALLY IDENTIFYING INFORMATION THAT THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES MAY DISCLOSE ABOUT ITS ANIMAL HEALTH PROGRAMS; (5) REPEAL THE INTERSTATE PEST CONTROL COMPACT; (6) REPEAL CERTAIN CLEANLINESS STANDARDS FOR CREAMERIES AND DAIRY FACILITIES THAT ARE ADDRESSED BY THE NC FOOD, DRUG, AND COSMETIC ACT; (7) CHANGE SETBACK DISTANCES AND BURN TIMES FOR FLAMMABLE MATERIALS RESULTING

FROM GROUND CLEARING ACTIVITIES; (8) REPEAL THE STATE SULFUR CONTENT STANDARDS FOR GASOLINE; (9) EXEMPT CERTAIN STRUCTURES FROM THE SPRINKLER SYSTEM REQUIREMENTS OF THE NORTH CAROLINA BUILDING CODE; (10) ALLOW A FARM BUILDING THAT IS USED FOR PUBLIC OR PRIVATE EVENTS TO MAINTAIN ITS FARM BUILDING STATUS FOR PURPOSES OF THE STATE BUILDING CODE; (11) PROVIDE THAT A WATER QUALITY PERMIT IS NOT REQUIRED FOR ACTIVITIES IN WETLANDS THAT ARE NOT WATERS OF THE UNITED STATES; (12) EXPAND THE AGRICULTURAL DAM EXEMPTION TO THE DAM SAFETY ACT; (13) ALLOW A LANDOWNER TO WITHDRAW WATER FOR AGRICULTURAL USE DURING WATER SHORTAGE EMERGENCIES UNDER CERTAIN CONDITIONS; AND (14) DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES AND THE DEPARTMENT OF TRANSPORTATION TO JOINTLY PETITION THE WILMINGTON DISTRICT OF THE UNITED STATES ARMY CORPS OF ENGINEERS TO ALLOW FOR GREATER FLEXIBILITY AND OPPORTUNITY TO PERFORM WETLANDS MITIGATION BEYOND THE IMMEDIATE WATERSHED WHERE DEVELOPMENT WILL OCCUR, is read the first time and referred to the Committee on Agriculture and, if favorable, to Judiciary Subcommittee B.

S.B. 719 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT STUDENT ORGANIZATIONS AT CONSTITUENT INSTITUTIONS AND COMMUNITY COLLEGES MAY DETERMINE THE ORGANIZATION'S CORE FUNCTIONS AND RESOLVE ANY DISPUTES OF THE ORGANIZATION AND TO PROHIBIT CONSTITUENT INSTITUTIONS AND COMMUNITY COLLEGES FROM DENYING RECOGNITION TO ORGANIZATIONS FOR EXERCISING THESE RIGHTS, is read the first time and referred to the Committee on Education.

On motion of the Speaker, the House recesses, subject to the receipt of Committee Reports, the receipt of Messages from the Senate, the referral of bills to committees, and modifications to the Calendar, at 9:40 a.m.

RECESS

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

May 14, 2013

By Representative T. Moore, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.B. 669, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, with a favorable report.

The bill is placed on today's Calendar.

H.B. 895, A BILL TO BE ENTITLED AN ACT TO RENAME THE BILTMORE CAMPUS OF THE MOUNTAIN AREA HEALTH EDUCATION CENTER IN ASHEVILLE THE MARY CORDELL NESBITT CAMPUS, with a favorable report.

The bill is placed on today's Calendar.

By Representatives Jordan and McGrady, Chairs, for Judiciary Subcommittee B, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 923, A BILL TO BE ENTITLED AN ACT TO PROVIDE SPECIFIC TIME FRAMES FOR THE REINSTATEMENT OF LICENSES THAT HAVE BEEN REVOKED FOR FAILURE TO PAY CHILD SUPPORT, with a favorable report.

The bill is placed on today's Calendar.

H.B. 632, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE PROPERTY OWNERS PROTECTION ACT, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

The committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 714, A BILL TO BE ENTITLED AN ACT TO TRANSFER ABANDONED FIREARMS FROM LOCAL LAW ENFORCEMENT AGENCIES TO THE STATE FOR DISPOSITION, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

May 14, 2013

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 15. The original bill is placed on the Unfavorable Calendar.

H.B. 777, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW THAT IMPOSES RESIDENTIAL RESTRICTIONS ON SEX OFFENDERS TO PROVIDE THAT A SEX OFFENDER IS PROHIBITED FROM RESIDING WITHIN ONE THOUSAND FEET OF A SITE WHERE A BOY SCOUT TROOP OR GIRL SCOUT TROOP MEETS OR WHERE A BOYS AND GIRLS CLUBS OF AMERICA IS LOCATED, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

The committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 888, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT POSSESSION OF CERTAIN PRESCRIPTION DRUGS IS NOT PUNISHABLE AS TRAFFICKING IN OPIUM OR HEROIN AND TO SET OUT THE CRIMINAL PENALTY FOR THAT OFFENSE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

The committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 891, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DISTRICT ATTORNEY TO PETITION THE COURT TO FREEZE THE ASSETS OF A DEFENDANT CHARGED WITH FINANCIAL EXPLOITATION OF AN ELDER ADULT OR DISABLED ADULT AND TO ESTABLISH A PROCEDURE TO PETITION FOR THE FREEZING OR SEIZURE OF ASSETS THAT MAY BE INVOLVED IN THE VIOLATION, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

The committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 908, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTY FOR OBTAINING PROPERTY BY FALSE PRETENSES FOR PROPERTY OF CERTAIN VALUES AND TO PROVIDE THAT AN ENHANCED PENALTY SHALL BE IMPOSED FOR COMMITTING A SECOND OR SUBSEQUENT OFFENSE OF FALSE PRETENSES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

May 14, 2013

The committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 926, A BILL TO BE ENTITLED AN ACT CREATING A PRIVATE RIGHT OF ACTION AGAINST NOTARIES WHO VIOLATE THE NOTARY PUBLIC ACT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

The committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 535, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ALL PERSONS ARRESTED OR IMPRISONED FOR A FELONY OR MISDEMEANOR ARE FINGERPRINTED AND PHOTOGRAPHED, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representatives Howard, R. Brawley, Lewis, and Setzer, Chairs, for the Committee on Finance:

H.B. 479, A BILL TO BE ENTITLED AN ACT AMENDING THE ELECTROLYSIS PRACTICE ACT TO AUTHORIZE THE BOARD OF ELECTROLYSIS EXAMINERS TO HOLD AND USE FUNDS, TO CLARIFY CONTINUING EDUCATION REQUIREMENTS, TO MAKE OTHER CONFORMING CHANGES, AND TO AFFECT CERTAIN FEES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

The committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 573, A BILL TO BE ENTITLED AN ACT TO BROADEN THE PERMITTED USE OF STORM WATER FEES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

The committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

May 14, 2013

H.B. 743, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, ADMINISTRATIVE, AND CLARIFYING CHANGES TO THE UNEMPLOYMENT INSURANCE LAWS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

The committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 912, A BILL TO BE ENTITLED AN ACT TO PROVIDE SPACE ON THE INCOME TAX RETURN FOR INDIVIDUALS TO MAKE DONATIONS TO THE STATE OF NORTH CAROLINA FOR GOVERNMENTAL SERVICES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

The committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

By Representatives Jordan and McGrady, Chairs, for Judiciary Subcommittee B, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 793, A BILL TO BE ENTITLED AN ACT PROVIDING THAT CERTAIN CONDOMINIUM AND PLANNED COMMUNITY ASSOCIATIONS SHALL OBTAIN AND MAINTAIN A FIDELITY BOND INSURING THE ASSOCIATIONS FROM LOSSES RESULTING FROM THEFT OR DISHONESTY COMMITTED BY MEMBERS OF THE EXECUTIVE BOARD OR PERSONS EMPLOYED BY THE ASSOCIATIONS AND PROVIDING THAT ANY MANAGEMENT AGENT OR COMPANY HIRED BY AN ASSOCIATION SHALL AT ALL TIMES BE COVERED BY A FIDELITY BOND, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative T. Moore, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.B. 838, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A COMMISSION TO STUDY THE DELIVERY OF EXCEPTIONAL CHILDREN'S SERVICES BY LOCAL SCHOOL ADMINISTRATIVE UNITS AND THE OVERSIGHT OF THOSE SERVICES BY THE DEPARTMENT OF PUBLIC INSTRUCTION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

May 14, 2013

The committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 854, A BILL TO BE ENTITLED AN ACT PROVIDING THAT TELECOMMUNICATIONS SERVICE PROVIDERS SHALL ANNUALLY REPORT TO THE UTILITIES COMMISSION THE AMOUNT OF UNIVERSAL SERVICE SUPPORT PAYMENTS RECEIVED BY THE PROVIDER FROM THE UNIVERSAL SUPPORT FUND AND THE MANNER IN WHICH THE PROVIDER USED THE FUNDS TO PROVIDE UNIVERSAL SERVICE TO ITS CUSTOMERS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

The committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

By Representatives Hollo and Jones, Chairs, for the Committee on Health and Human Services:

H.B. 674, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE TO DIRECT THE PROGRAM EVALUATION DIVISION TO STUDY THE CONTESTED CASE PROCESS CONTAINED IN ARTICLE 3 OF CHAPTER 150B OF THE GENERAL STATUTES IN CONNECTION WITH PROVIDER APPEALS UNDER THE MEDICAID PROGRAM, with a favorable report.

The bill is placed on today's Calendar.

H.B. 320, A BILL TO BE ENTITLED AN ACT TO ESTABLISH STANDARDS FOR MEDICAID MANAGED CARE FOR BEHAVIORAL HEALTH SERVICES UNDER THE 1915(B)/(C) MEDICAID WAIVER, INCLUDING THE ESTABLISHMENT OF GRIEVANCE AND APPEAL PROCEDURES FOR ENROLLEES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

The committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 644, A BILL TO BE ENTITLED AN ACT RELATING TO THE HANDLING OF HAZARDOUS DRUGS TO PREVENT DISEASE AND INJURY CAUSED BY EXPOSURE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

May 14, 2013

The committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

Representative Daughtry, Chair, for the Standing Committee on Judiciary, refers **H.B. 349**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF FAYETTEVILLE TO DISCLOSE LIMITED PERSONNEL INFORMATION TO MEMBERS OF THE CITIZENS REVIEW BOARD TO FACILITATE ITS REVIEW OF POLICE COMPLAINT INVESTIGATIONS, to Judiciary Subcommittee A.

The House reconvenes pursuant to recess and is called to order by Representative T. Moore.

CALENDAR

Action is taken on the following:

H.B. 562 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF CRAMERTON, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Alexander, Arp, Avila, L. Bell, Boles, W. Brawley, Brody, B. Brown, R. Brown, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Fisher, Ford, Foushee, Fulghum, Gill, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Horn, Howard, Hurley, Iler, Jackson, Jeter, Jones, Jordan, Lewis, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Shepard, Speciale, Stam, Starnes, Steinburg, Stone, Szoka, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Wilkins, and Wray - 88.

Voting in the negative: None.

Excused absences: Representatives J. Bell, Langdon, Mobley, and Stevens - 4.

Representative Lucas requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (89-0).

May 14, 2013

SPEAKER TILLIS PRESIDING.

H.B. 567, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF LUMBERTON, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brody, B. Brown, R. Brown, Bumgardner, Burr, Carney, Catlin, Collins, Conrad, Cotham, Cunningham, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, G. Graham, Hager, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Lewis, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Shepard, Speciale, Stam, Starnes, Steinburg, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 109.

Voting in the negative: None.

Excused absences: Representatives Langdon, Mobley, and Stevens - 3.

Representative C. Graham requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (110-0).

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 533 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COMPANY POLICE OFFICERS AND LAW ENFORCEMENT IN ASHE COUNTY TO USE APPROPRIATE AND REASONABLE FORCE TO KEEP A RESPONDENT AT THE FACILITY WHERE THE RESPONDENT IS TO OBTAIN AN EXAMINATION BY A PHYSICIAN OR PSYCHOLOGIST PURSUANT TO COURT ORDER.

Representative Jordan offers Amendment No. 1 which is adopted by electronic vote (115-0). This amendment changes the title.

Representative Elmore offers Amendment No. 2 which is adopted by electronic vote (115-0). This amendment changes the title.

The bill, as amended, passes its second reading. The caption having been amended, the bill remains on the Calendar.

H.B. 311 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL THE LITERACY TEST FOR VOTERS, passes its third reading, by the following three-fifths majority vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Speaker Tillis; Representatives Adams, Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Lewis, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 117.

Voting in the negative: None.

Excused absences: Representatives Langdon, Mobley, and Stevens - 3.

H.B. 343 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELIMINATE ARBITRATION CAPS IN DISTRICT COURT, TO MAKE CLARIFICATIONS TO COURT FEES, TO AMEND THE MOTION FEE EXEMPTION, TO REQUIRE COUNTIES AND MUNICIPALITIES TO ADVANCE FEES, AND TO PROVIDE PRIORITY FOR THE PAYMENT OF CRIMINAL COSTS AND FEES, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall,

L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Lewis, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 116.

Voting in the negative: None.

Excused absences: Representatives Langdon, Mobley, and Stevens - 3.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 473 (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA CAPTIVE INSURANCE ACT.

Representative Dockham offers Amendment No. 1 which is adopted by electronic vote (116-0).

The bill, as amended, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Lewis, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 116.

Voting in the negative: None.

Excused absences: Representatives Langdon, Mobley, and Stevens - 3.

May 14, 2013

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative T. Moore and without objection, **H.B. 201** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REINSTATE THE 2009 NORTH CAROLINA ENERGY CONSERVATION CODES AND REPEAL THE 2012 NORTH CAROLINA ENERGY CONSERVATION CODES, is withdrawn from the Calendar of May 15 and placed on today's Calendar.

CALENDAR (continued)

H.B. 92 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

The bill, as amended, passes its third reading, by electronic vote (116-0), and is ordered engrossed and sent to the Senate by Special Message.

H.B. 773 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REVISING THE CONDITIONS UNDER WHICH COUNTIES AND CITIES MAY INSPECT BUILDINGS OR STRUCTURES.

Pursuant to Rule 24.1A, Representative Jackson requests that he be excused from voting on this bill due to a conflict of interest. This request is granted.

The bill, as amended, passes its third reading, by electronic vote (88-27), and is ordered engrossed and sent to the Senate by Special Message.

Representatives Carney, Cunningham, Earle, Lucas, and McManus request and are granted leave of the House to change their votes from "aye" to "no". The adjusted vote total is (83-32).

H.B. 810 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE COUNTY POPULATION AND MINIMUM ACREAGE REQUIREMENTS IN CERTAIN TRACTS OF LAND USED AS CEMETERIES.

Pursuant to Rule 24.1A, Representative Michaux requests that he be excused from voting on this bill. This request is granted.

The bill passes its third reading, by electronic vote (112-3), and is ordered sent to the Senate by Special Message.

May 14, 2013

H.B. 168 (Committee Substitute), A BILL TO BE ENTITLED AN ACT GRANTING THE NORTH CAROLINA INDUSTRIAL COMMISSION JURISDICTION TO DECIDE DISPUTES BETWEEN AN EMPLOYEE'S PAST AND CURRENT ATTORNEYS REGARDING THE DIVISION OF A FEE AS APPROVED BY THE COMMISSION, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

REPRESENTATIVE HOLLOWAY PRESIDING.

H.B. 428 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE PUNISHMENT FOR PASSING A STOPPED SCHOOL BUS IN VIOLATION OF G.S. 20-217 SHALL INCLUDE A FINE IN ALL CIRCUMSTANCES, A REVOCATION OF THE PERSON'S DRIVERS LICENSE IN CERTAIN CIRCUMSTANCES, AND DISQUALIFICATION OF THE PERSON'S COMMERCIAL DRIVING PRIVILEGES IN CERTAIN CIRCUMSTANCES; TO PROVIDE THAT THE DIVISION OF MOTOR VEHICLES SHALL WITHHOLD THE REGISTRATION RENEWAL OF A PERSON WHO FAILS TO PAY ANY FINE IMPOSED PURSUANT TO G.S. 20-217; AND TO ENCOURAGE LOCAL BOARDS OF EDUCATION TO USE THE PROCEEDS OF ANY FINES COLLECTED FOR VIOLATIONS OF G.S. 20-217 TO PURCHASE AUTOMATED CAMERA AND VIDEO RECORDING SYSTEMS TO INSTALL ON SCHOOL BUSES, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

Representatives Hastings and Holloway request and are granted leave of the House to be recorded as voting "aye". The adjusted vote total is (115-0).

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 480 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE REGULATORY CERTAINTY FOR NORTH CAROLINA BY REQUIRING THE DEVELOPMENT OF MINIMUM DESIGN CRITERIA FOR STORMWATER PERMITS TO GUIDE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES IN PERMIT ISSUANCE AND TO REFORM THE PERMITTING PROCESS TO ALLOW A FAST-TRACK PERMITTING PROCESS FOR APPLICATIONS CERTIFIED BY A QUALIFIED PROFESSIONAL TO BE IN

COMPLIANCE WITH THE MINIMUM DESIGN CRITERIA, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

Representatives Fulghum and Hager request and are granted leave of the House to be recorded as voting "aye". The adjusted vote total is (114-0).

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 615 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL THE PUNISHMENT OF REVOKING A PERSON'S DRIVERS LICENSE FOR COMMITTING CERTAIN DRIVING WHILE LICENSE REVOKED OFFENSES; TO MAKE DRIVING WHILE LICENSE REVOKED A NONMOVING VIOLATION FOR CERTAIN PURPOSES; AND TO MAKE OTHER CONFORMING CHANGES, passes its second reading, by electronic vote (111-4), and there being no objection is read a third time.

Representative Holloway requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (112-4).

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 684 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE DRIVEWAY SAFETY ON CURVY ROADS, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 727 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO ISSUE A SALVAGE CERTIFICATE OF TITLE TO AN INSURANCE COMPANY OR USED CAR DEALER IN CERTAIN SITUATIONS WHERE THE INSURANCE COMPANY OR USED CAR DEALER IS UNABLE TO OBTAIN THE ORIGINAL CERTIFICATE OF TITLE FROM THE OWNER OF THE MOTOR VEHICLE, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

May 14, 2013

Representative Holloway requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (116-0).

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 759 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT MOTOR VEHICLES MUST HAVE AT LEAST ONE WORKING STOP LAMP ON EACH SIDE OF THE REAR OF THE VEHICLE AND TO MAKE OTHER CLARIFYING CHANGES.

Representative Stam offers Amendment No. 1 which is adopted by electronic vote (115-0).

Representative Holloway requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (116-0).

The bill, as amended, passes its second reading, by electronic vote (112-4), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

WITHDRAWAL OF BILL FROM COMMITTEE

On motion of Representative T. Moore and without objection, **H.B. 177,** A BILL TO BE ENTITLED AN ACT TO EXEMPT DIAGNOSTIC CENTERS FROM CERTIFICATE OF NEED REVIEW AND TO AMEND CERTIFICATE OF NEED LAWS PERTAINING TO SINGLE-SPECIALTY AMBULATORY SURGERY OPERATING ROOMS, AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON CERTIFICATE OF NEED AND RELATED HOSPITAL ISSUES, is withdrawn from the Committee on Health and Human Services and is placed on today's Calendar.

The serial referral to the Committee on Appropriations is stricken.

CALENDAR (continued)

SPEAKER TILLIS PRESIDING.

On motion of Representative Lewis and without objection, **H.B. 918** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALTER THE REPORTING SCHEDULE FOR INDEPENDENT EXPENDITURES

AND ELECTIONEERING COMMUNICATIONS TO PROVIDE INFORMATION IN A TIMELY FASHION, is withdrawn from the Calendar and placed on the Calendar of May 15.

H.B. 796, A BILL TO BE ENTITLED AN ACT EXEMPTING CERTAIN COLUMBARIUMS FROM THE NORTH CAROLINA CEMETERY ACT, passes its second reading, by electronic vote (113-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 842 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STUDY THE SALE OF SPIRITUOUS LIQUOR BY THE HOLDER OF A DISTILLERY PERMIT TO PATRONS WHO HAVE PARTICIPATED IN A TOUR OF THE DISTILLERY, passes its second reading, by electronic vote (111-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 919 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE ELECTRONIC FILING OF CERTAIN CAMPAIGN FINANCE REPORTS BY CANDIDATE CAMPAIGN COMMITTEES.

Representative Jones offers Amendment No. 1 which is adopted by electronic vote (115-0).

Representative Collins requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (116-0).

Representative Harrison offers Amendment No. 2 which is adopted by electronic vote (115-1).

Representative Moffitt requests and is granted leave of the House to change his vote from "no" to "aye". The adjusted vote total is (116-0).

The bill, as amended, passes its second reading, by electronic vote (115-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

May 14, 2013

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representatives W. Brawley and Iler, Chairs, for the Committee on Transportation:

H.B. 530, A BILL TO BE ENTITLED AN ACT TO REQUIRE ANY APPOINTMENTS BY BUNCOMBE COUNTY TO A METROPOLITAN PLANNING ORGANIZATION TO PROVIDE FOR GEOGRAPHIC REPRESENTATION OF THE COUNTY, with a favorable report.

Without objection, the bill is placed on today's Calendar.

H.B. 458 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE NOTICE AND AN OPPORTUNITY FOR COMMENT FROM COUNTY BOARDS BEFORE PERMITS FOR LAND APPLICATION OF WASTE WITHIN THAT COUNTY ARE ISSUED BY THE ENVIRONMENTAL MANAGEMENT COMMISSION; TO INCREASE THE THRESHOLD FOR DEPARTMENT OF TRANSPORTATION INFORMAL BID PROCEDURES; AND TO STUDY STATE PAYMENTS IN LIEU OF TAXES FOR PUBLIC LANDS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary.

The serial referral to the Committee on Judiciary is stricken.

Without objection, the bill is placed on today's Calendar.

CALENDAR (continued)

On motion of Representative T. Moore and without objection, **H.B. 793** (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT CERTAIN CONDOMINIUM AND PLANNED COMMUNITY ASSOCIATIONS SHALL OBTAIN AND MAINTAIN A FIDELITY BOND INSURING THE ASSOCIATIONS FROM LOSSES RESULTING FROM THEFT OR DISHONESTY COMMITTED BY MEMBERS OF THE EXECUTIVE BOARD OR PERSONS EMPLOYED BY THE ASSOCIATIONS, PROVIDING THAT ANY MANAGEMENT AGENT OR COMPANY HIRED BY AN ASSOCIATION SHALL AT ALL TIMES BE COVERED BY A FIDELITY BOND, AND PROVIDING FINANCIAL AUDIT REQUIREMENTS FOR ASSOCIATIONS, is withdrawn from the Calendar and re-referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of the Speaker, the House recesses, subject to the receipt of Committee Reports, the referral of bills to committees, and modifications to the Calendar, at 3:06 p.m.

RECESS

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Dockham, Chair, for the Committee on Insurance:

H.B. 498, A BILL TO BE ENTITLED AN ACT TO REQUIRE HEALTH BENEFIT PLANS, INCLUDING THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, TO PROVIDE COVERAGE FOR THE TREATMENT OF AUTISM SPECTRUM DISORDERS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representatives Dollar, Burr, Holloway, and Johnson, Chairs, for the Committee on Appropriations:

H.B. 27 (Committee Substitute), A BILL TO BE ENTITLED AN ACT MODIFYING THE ALLOCATION OF THE PROCEEDS FROM THE GROSS PREMIUM TAX ON INSURANCE COMPANIES UNDER G.S. 105-228.5 TO INCLUDE DEDICATED FUNDING FOR THE WORKERS' COMPENSATION FUND FOR THE BENEFIT OF VOLUNTEER SAFETY WORKERS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on today's Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 834 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ENHANCING THE EFFECTIVENESS AND EFFICIENCY OF STATE GOVERNMENT BY MODERNIZING THE STATE'S SYSTEM OF HUMAN RESOURCES MANAGEMENT AND BY PROVIDING

FLEXIBILITY FOR EXECUTIVE BRANCH REORGANIZATION AND RESTRUCTURING, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on today's Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

WITHDRAWAL OF BILL FROM CALENDAR

H.B. 177, A BILL TO BE ENTITLED AN ACT TO EXEMPT DIAGNOSTIC CENTERS FROM CERTIFICATE OF NEED REVIEW AND TO AMEND CERTIFICATE OF NEED LAWS PERTAINING TO SINGLE-SPECIALTY AMBULATORY SURGERY OPERATING ROOMS, AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON CERTIFICATE OF NEED AND RELATED HOSPITAL ISSUES, is withdrawn from the Calendar and re-referred to the Committee on Health and Human Services.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Johnson and Langdon, Chairs, for the Committee on Education:

H.B. 273, A BILL TO BE ENTITLED AN ACT TO REQUIRE ACCOUNTING OF CHARTER SCHOOL FUNDS AND A TIME LINE FOR THE TRANSFER OF FUNDS BY LOCAL BOARDS OF EDUCATION TO CHARTER SCHOOLS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

The committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 491, A BILL TO BE ENTITLED AN ACT DIRECTING THE LEE COUNTY SHERIFF TO PROVIDE SCHOOL RESOURCE OFFICERS TO THE LEE COUNTY SCHOOLS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

The committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

May 14, 2013

H.B. 735, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT RELIGIOUS OR POLITICAL STUDENT ORGANIZATIONS AT CONSTITUENT INSTITUTIONS AND COMMUNITY COLLEGES MAY DETERMINE THE ORGANIZATION'S CORE FUNCTIONS AND RESOLVE ANY DISPUTES OF THE ORGANIZATION, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

The committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 884, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A DROPOUT PREVENTION AND RECOVERY PILOT PROGRAM FOR LOCAL BOARDS OF EDUCATION AND CHARTER SCHOOLS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

The committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 902, A BILL TO BE ENTITLED AN ACT TO CREATE THE EDUCATION AND WORKFORCE INNOVATION ACT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

The committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

By Representatives W. Brawley and Iler, Chairs, for the Committee on Transportation:

H.B. 348, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DEPARTMENT OF TRANSPORTATION TO ENTER INTO AGREEMENTS WITH LOCAL GOVERNMENTS TO ALLOW PUBLIC SAFETY TECHNOLOGY IN THE RIGHTS-OF-WAY OF THE STATE HIGHWAY SYSTEM, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

The committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 485, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DIVISION OF MOTOR VEHICLES SHALL TRANSFER THE MONEY IN THE COLLEGIATE AND CULTURAL ATTRACTION PLATE ACCOUNT DERIVED FROM THE SALE OF STOCK CAR RACING

THEME PLATES TO THE NORTH CAROLINA MOTORSPORTS FOUNDATION, INC., OR SPEEDWAY CHILDREN'S CHARITIES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Dockham, Chair, for the Committee on Insurance:

H.B. 519, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FAIRNESS AND EQUITY OF THE PROPERTY INSURANCE RATE-MAKING PROCESS BY PROVIDING FOR GREATER TRANSPARENCY REGARDING THE ROLE OF CATASTROPHE MODELING IN PROPERTY INSURANCE RATE FILINGS; AND BY PROVIDING THAT COSTS OF REINSURANCE INCLUDED IN A PROPERTY RATE FILING BE PROPERLY ALLOCABLE TO NORTH CAROLINA; AND BY ESTABLISHING A TWO-TIERED RATE THAT PROVIDES FOR A STATEWIDE RATE AND AN ADDITIONAL CATASTROPHE RATE BASED ON ACTUAL HISTORICAL LOSSES AS WELL AS CATASTROPHE MODELING, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

The committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

By Representatives Hollo and Jones, Chairs, for the Committee on Health and Human Services:

H.B. 634, A BILL TO BE ENTITLED AN ACT REQUIRING THE NORTH CAROLINA MEDICAL CARE COMMISSION TO ADOPT RULES ESTABLISHING STANDARDIZED HOSPITAL EMERGENCY CODES AND STANDARDIZED RESPONSES TO EACH OF THESE EMERGENCY CODES, AND REQUIRING HOSPITALS TO IMPLEMENT THEM, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

The committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 177, A BILL TO BE ENTITLED AN ACT TO EXEMPT DIAGNOSTIC CENTERS FROM CERTIFICATE OF NEED REVIEW AND TO AMEND CERTIFICATE OF NEED LAWS PERTAINING TO

SINGLE-SPECIALTY AMBULATORY SURGERY OPERATING ROOMS, AS RECOMMENDED BY THE HOUSE SELECT COMMITTEE ON CERTIFICATE OF NEED AND RELATED HOSPITAL ISSUES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The serial referral to the Committee on Appropriations is stricken.

The committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 900, A BILL TO BE ENTITLED AN ACT EXEMPTING FROM CERTIFICATE OF NEED REVIEW CONTINUING CARE RETIREMENT COMMUNITIES THAT PROVIDE HOME HEALTH SERVICES TO INDIVIDUALS RECEIVING LODGING WITHIN THESE COMMUNITIES, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Regulatory Reform.

The committee substitute bill is re-referred to the Committee on Regulatory Reform. The original bill is placed on the Unfavorable Calendar.

The House reconvenes pursuant to recess and is called to order by the Speaker.

CALENDAR (continued)

H.B. 530, A BILL TO BE ENTITLED AN ACT TO REQUIRE ANY APPOINTMENTS BY BUNCOMBE COUNTY TO A METROPOLITAN PLANNING ORGANIZATION TO PROVIDE FOR GEOGRAPHIC REPRESENTATION OF THE COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 27 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT MODIFYING THE ALLOCATION OF THE PROCEEDS FROM THE GROSS PREMIUM TAX ON INSURANCE COMPANIES UNDER G.S. 105-228.5 TO INCLUDE DEDICATED FUNDING FOR THE WORKERS' COMPENSATION FUND FOR THE BENEFIT OF VOLUNTEER SAFETY WORKERS, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

May 14, 2013

The bill passes its third reading and is ordered sent to the Senate by Special Message.

ELECTRONIC VOTING TIME CHANGED

Pursuant to Rule 20(c), the Speaker directs the time for voting changed from ten seconds to fifteen seconds.

CALENDAR (continued)

H.B. 94 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN ENVIRONMENTAL AND NATURAL RESOURCES LAWS TO (1) CLARIFY THAT EXTENDED DURATION PERMITS FOR SANITARY LANDFILLS AND TRANSFER STATIONS AUTHORIZED BY S.L. 2012-187 ARE PERMITS FOR OPERATION AS WELL AS CONSTRUCTION; (2) CLARIFY THE PROCESS FOR APPEALS FROM CIVIL PENALTIES ASSESSED BY A LOCAL GOVERNMENT THAT HAS ESTABLISHED AND ADMINISTERS AN EROSION AND SEDIMENTATION CONTROL PROGRAM APPROVED UNDER G.S. 113A-60 AND PROVIDE THAT CIVIL PENALTIES ASSESSED BY A LOCAL GOVERNMENT PURSUANT TO THE SEDIMENTATION POLLUTION CONTROL ACT OF 1973 SHALL BE REMITTED TO THE CIVIL PENALTY AND FORFEITURE FUND; (3) REPEAL THE REQUIREMENT FOR AIR POLLUTION PERMIT HOLDERS TO SUBMIT A WRITTEN DESCRIPTION OF PLANS TO REDUCE EMISSIONS OF AIR CONTAMINANTS BY SOURCE REDUCTION OR RECYCLING; (4) ADD A FACTOR FOR CONSIDERATION IN ASSESSING SOLID WASTE PENALTIES; (5) CLARIFY THOSE UNDERGROUND STORAGE TANKS THAT ARE NOT REQUIRED TO PROVIDE SECONDARY CONTAINMENT UNTIL JANUARY 1, 2020; AND (6) DIRECT THE COMMISSION FOR PUBLIC HEALTH TO ADOPT RULES TO PROVIDE FOR NOTICE OF KNOWN CONTAMINATION TO APPLICANTS WHO SEEK TO CONSTRUCT NEW PRIVATE DRINKING WATER WELLS, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 201 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REINSTATE THE 2009 NORTH CAROLINA ENERGY CONSERVATION CODES AND REPEAL THE 2012 NORTH CAROLINA ENERGY CONSERVATION CODES.

May 14, 2013

Pursuant to Rule 24.1A, Representative Riddell requests that he be excused from voting on this bill. This request is granted.

The bill passes its second reading by electronic vote (80-33).

Representative Torbett objects to the third reading. The bill remains on the Calendar.

H.B. 458 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE NOTICE AND AN OPPORTUNITY FOR COMMENT FROM COUNTY BOARDS BEFORE PERMITS FOR LAND APPLICATION OF WASTE WITHIN THAT COUNTY ARE ISSUED BY THE ENVIRONMENTAL MANAGEMENT COMMISSION; TO INCREASE THE THRESHOLD FOR DEPARTMENT OF TRANSPORTATION INFORMAL BID PROCEDURES; AND TO STUDY STATE PAYMENTS IN LIEU OF TAXES FOR PUBLIC LANDS, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 479 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE ELECTROLYSIS PRACTICE ACT TO AUTHORIZE THE BOARD OF ELECTROLYSIS EXAMINERS TO HOLD AND USE FUNDS AND TO MAKE CONFORMING AMENDMENTS, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 573 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO BROADEN THE PERMITTED USE OF STORMWATER FEES, passes its second reading, by electronic vote (114-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 632 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY ESTABLISHING A PROPERTY OWNERS PROTECTION ACT, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

May 14, 2013

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 644 (Committee Substitute), A BILL TO BE ENTITLED AN ACT RELATING TO THE HANDLING OF HAZARDOUS DRUGS TO PREVENT DISEASE AND INJURY CAUSED BY EXPOSURE, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 669, A BILL TO BE ENTITLED AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, passes its second reading, by electronic vote (114-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 674, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE TO DIRECT THE PROGRAM EVALUATION DIVISION TO STUDY THE CONTESTED CASE PROCESS CONTAINED IN ARTICLE 3 OF CHAPTER 150B OF THE GENERAL STATUTES IN CONNECTION WITH PROVIDER APPEALS UNDER THE MEDICAID PROGRAM, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 710 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PERMIT WATER UTILITIES TO ADJUST RATES FOR CHANGES IN COSTS BASED ON THIRD-PARTY RATES AND TO AUTHORIZE THE UTILITIES COMMISSION TO APPROVE A RATE ADJUSTMENT MECHANISM FOR WATER AND SEWER AUTHORITIES TO RECOVER COSTS FOR WATER AND SEWER SYSTEM IMPROVEMENTS.

Representative Hager offers Amendment No. 1 which is adopted by electronic vote (116-0). This amendment changes the title.

May 14, 2013

The bill, as amended, passes its second reading by electronic vote (116-0). The caption having been amended, the bill remains on the Calendar.

H.B. 743 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, ADMINISTRATIVE, AND CLARIFYING CHANGES TO THE UNEMPLOYMENT INSURANCE LAWS, passes its second reading, by electronic vote (109-7), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 777 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW THAT IMPOSES RESIDENTIAL RESTRICTIONS ON SEX OFFENDERS TO PROVIDE THAT A SEX OFFENDER IS PROHIBITED FROM RESIDING WITHIN ONE THOUSAND FEET OF A SITE WHERE A BOYS AND GIRLS CLUB OF AMERICA IS LOCATED, passes its second reading, by electronic vote (108-8), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 834 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT ENHANCING THE EFFECTIVENESS AND EFFICIENCY OF STATE GOVERNMENT BY MODERNIZING THE STATE'S SYSTEM OF HUMAN RESOURCES MANAGEMENT AND BY PROVIDING FLEXIBILITY FOR EXECUTIVE BRANCH REORGANIZATION AND RESTRUCTURING, passes its second reading by electronic vote (111-4).

Representative Adams requests and is granted leave of the House to change her vote from "aye" to "no". The adjusted vote total is (110-5).

Representative L. Hall objects to the third reading. The bill remains on the Calendar.

H.B. 838 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A COMMISSION TO STUDY THE DELIVERY OF EXCEPTIONAL CHILDREN'S SERVICES BY LOCAL SCHOOL ADMINISTRATIVE UNITS AND THE OVERSIGHT OF THOSE SERVICES BY THE DEPARTMENT OF PUBLIC INSTRUCTION, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

May 14, 2013

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 854 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY ISSUES RELATING TO BROADBAND INFRASTRUCTURE IN RURAL COMMUNITIES AND CHANGES IN THE UNIVERSAL SERVICE FUND USE AND REPORTING, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 888 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY ISSUES RELATED TO THE POSSESSION OF CERTAIN PRESCRIPTION DRUGS AND THE CRIMINAL PENALTY FOR THAT OFFENSE, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 891 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE DISTRICT ATTORNEY TO PETITION THE COURT TO FREEZE THE ASSETS OF A DEFENDANT CHARGED WITH FINANCIAL EXPLOITATION OF AN ELDER ADULT OR DISABLED ADULT AND TO ESTABLISH A PROCEDURE TO PETITION FOR THE FREEZING OR SEIZURE OF THE DEFENDANT'S ASSETS, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 895, A BILL TO BE ENTITLED AN ACT TO RENAME THE BILTMORE CAMPUS OF THE MOUNTAIN AREA HEALTH EDUCATION CENTER IN ASHEVILLE THE MARY CORDELL NESBITT CAMPUS, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

May 14, 2013

H.B. 908 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE LIST OF CRIMES FOR WHICH AN INVESTIGATIVE GRAND JURY CAN BE CONVENED.

Representative Stam offers Amendment No. 1 which is adopted by electronic vote (116-0).

The bill, as amended, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

H.B. 912 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE TREASURER TO ACCEPT MONETARY CONTRIBUTIONS TO THE GENERAL FUND OF THE STATE OF NORTH CAROLINA FOR GOVERNMENTAL SERVICES, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 923, A BILL TO BE ENTITLED AN ACT TO PROVIDE SPECIFIC TIME FRAMES FOR THE REINSTATEMENT OF LICENSES THAT HAVE BEEN REVOKED FOR FAILURE TO PAY CHILD SUPPORT, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 926 (Committee Substitute), A BILL TO BE ENTITLED AN ACT CREATING A PRIVATE RIGHT OF ACTION AGAINST NOTARIES WHO VIOLATE THE NOTARY PUBLIC ACT, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

May 14, 2013

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Dixon, Chair, for the Committee on Agriculture:

H.B. 663, A BILL TO BE ENTITLED AN ACT TO LIMIT THE LIABILITY OF NORTH CAROLINA COMMODITY PRODUCERS ARISING FROM FOOD SAFETY ISSUES RELATED TO THEIR PRODUCTS, ONCE THOSE PRODUCTS HAVE BEEN ACCEPTED BY A PROCESSOR OR RESELLER, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to Judiciary Subcommittee A.

The committee substitute bill is re-referred to Judiciary Subcommittee A. The original bill is placed on the Unfavorable Calendar.

H.B. 816, A BILL TO BE ENTITLED AN ACT TO STUDY MODERNIZATION OF THE TOBACCO ACREAGE ASSESSMENT PROGRAM TO BETTER REFLECT THE MODERN TOBACCO AGRICULTURAL SECTOR, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 15. The original bill is placed on the Unfavorable Calendar.

H.B. 936, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A WILDLIFE POACHER REWARD FUND TO PAY REWARDS TO PERSONS WHO GIVE INFORMATION TO LAW ENFORCEMENT AUTHORITIES THAT RESULTS IN THE ARREST AND CONVICTION OF PERSONS WHO COMMIT SERIOUS WILDLIFE VIOLATIONS AND TO AUTHORIZE THE USE OF COMPENSATION PAID TO THE WILDLIFE RESOURCES COMMISSION AS CONDITIONS OF OFFENDERS' PROBATION AS ASSETS OF THE FUND, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

May 14, 2013

By Representatives W. Brawley and Iler, Chairs, for the Committee on Transportation:

H.B. 378, A BILL TO BE ENTITLED AN ACT TO STUDY THE OVERSIGHT OF METROPOLITAN PLANNING ORGANIZATIONS AND THEIR ROLE IN TRANSPORTATION PLANNING, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The serial referral to the Committee on Rules, Calendar, and Operations of the House is stricken.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 15. The original bill is placed on the Unfavorable Calendar.

CALENDAR (continued)

H.B. 320 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH STANDARDS FOR MEDICAID MANAGED CARE FOR BEHAVIORAL HEALTH SERVICES UNDER THE 1915(B)/(C) MEDICAID WAIVER, INCLUDING THE ESTABLISHMENT OF GRIEVANCE AND APPEAL PROCEDURES FOR ENROLLEES.

Representative Dollar offers Amendment No. 1 which is adopted by electronic vote (115-0).

The bill, as amended, passes its second reading by electronic vote (115-0).

Representative Dollar objects to the third reading. The bill remains on the Calendar.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative Torbett withdraws his objection to the third reading of **H.B. 201** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REINSTATE THE 2009 NORTH CAROLINA ENERGY CONSERVATION CODES AND REPEAL THE 2012 NORTH CAROLINA ENERGY CONSERVATION CODES, and the bill is before the Body.

Pursuant to Rule 24.1A(c), the request that Representative Riddell be excused from voting is continued.

May 14, 2013

Representative Glazier offers Amendment No. 1 which is adopted by electronic vote (114-1).

The bill, as amended, passes its third reading by electronic vote (82-33), and is ordered engrossed and sent to the Senate by Special Message.

Representatives D. Hall and Terry request and are granted leave of the House to change their votes from "aye" to "no". The adjusted vote total is (80-35).

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 504 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW GOVERNING BOARDS OF CERTAIN COUNTIES, AND ALL MUNICIPALITIES LOCATED WITHIN THOSE COUNTIES, TO GIVE ELECTRONIC NOTICE.

On motion of the Chair, the bill is temporarily displaced.

H.B. 491 (Committee Substitute), A BILL TO BE ENTITLED AN ACT DIRECTING THE LEE COUNTY SHERIFF TO PROVIDE SCHOOL RESOURCE OFFICERS TO THE LEE COUNTY SCHOOLS, passes its second reading, by electronic vote (69-44), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

On motion of the Chair, and without objection, **H.B. 735** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT STUDENT ORGANIZATIONS AT CONSTITUENT INSTITUTIONS AND COMMUNITY COLLEGES MAY DETERMINE THE ORGANIZATION'S CORE FUNCTIONS AND RESOLVE ANY DISPUTES OF THE ORGANIZATION AND TO PROHIBIT CONSTITUENT INSTITUTIONS AND COMMUNITY COLLEGES FROM DENYING RECOGNITION TO ORGANIZATIONS FOR EXERCISING THESE RIGHTS, is withdrawn from the Calendar and placed on the Calendar of May 15.

On motion of Representative T. Moore and without objection, **H.B. 273** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT CHARTER SCHOOLS MAY USE STATE FUNDS FOR OPERATIONAL LEASES AND MAY ASSIGN STATE FUNDS TO OBTAIN FUNDS FOR FACILITIES, EQUIPMENT, AND OPERATIONS; TO REQUIRE TRANSFER OF SUPPLEMENTAL TAX FUNDS TO

LOCAL CHARTER SCHOOLS OUTSIDE THE TAX DISTRICT; AND TO REQUIRE ACCOUNTING OF CHARTER SCHOOL FUNDS AND A TIME LINE FOR THE TRANSFER OF FUNDS BY LOCAL BOARDS OF EDUCATION TO CHARTER SCHOOLS AND TO PROVIDE FOR ATTORNEYS' FEES, COSTS, AND INTEREST IN ACTIONS TO ENFORCE TRANSFERS, is withdrawn from the Calendar and re-referred to the Committee on Finance.

H.B. 177 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY FEDERAL AND STATE BARRIERS TO A MARKET-BASED HEALTH CARE DELIVERY SYSTEM, TO COMPARE HOSPITAL-BASED OPERATING ROOM AND AMBULATORY SURGICAL CENTERS AS A VENUE FOR THE PROVISION OF SURGICAL SERVICES, TO STUDY NORTH CAROLINA'S CERTIFICATE OF NEED PROGRAM IN COMPARISON WITH OTHER STATES, AND TO STUDY OTHER RELATED CERTIFICATE OF NEED ISSUES.

Pursuant to Rule 24.1A, Representative Ford requests that he be excused from voting on this bill because Carolinas Medical Center and Novant Health are clients and he doesn't want any appearance of conflict of interest. This request is granted.

The bill passes its second reading by electronic vote (110-4) and there being no objection is read a third time.

Representatives Carney and Ramsey request and are granted leave of the House to change their votes from "no" to "aye". The adjusted vote total is (112-2).

The bill passes its third reading and is ordered sent to the Senate by Special Message.

RE-REFERRAL

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 843**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ANY STUDENT OR STUDENT ORGANIZATION THAT IS CHARGED WITH A VIOLATION OF CONDUCT AT A CONSTITUENT INSTITUTION HAS A RIGHT TO BE REPRESENTED BY AN ATTORNEY AT ANY STAGE OF THE DISCIPLINARY PROCEDURE REGARDING THE CHARGE OF MISCONDUCT, is withdrawn from the Committee on Education and re-referred to the Committee on Rules, Calendar, and Operations of the House.

May 14, 2013

CALENDAR (continued)

H.B. 348 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE DEPARTMENT OF TRANSPORTATION TO ENTER INTO AGREEMENTS WITH LOCAL GOVERNMENTS TO ALLOW PUBLIC SAFETY TECHNOLOGY IN THE RIGHTS-OF-WAY OF THE STATE HIGHWAY SYSTEM, passes its second reading, by electronic vote (79-36), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 519 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE FAIRNESS AND EQUITY OF THE PROPERTY INSURANCE RATE-MAKING PROCESS BY PROVIDING FOR GREATER TRANSPARENCY REGARDING THE ROLE OF CATASTROPHE MODELING IN PROPERTY INSURANCE RATE FILINGS; AND BY PROVIDING THAT MODELED LOSSES IN A PROPERTY RATE FILING BE PROPERLY ALLOCABLE TO NORTH CAROLINA; AND BY REQUIRING THE RATE BUREAU TO DESIGNATE IN A FILING THAT PORTION OF THE RATE IN EACH TERRITORY ALLOCABLE TO WIND AND HAIL, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 634 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING THE NORTH CAROLINA MEDICAL CARE COMMISSION TO ADOPT RULES ESTABLISHING STANDARDIZED HOSPITAL EMERGENCY CODES AND REQUIRING HOSPITALS TO IMPLEMENT THEM, passes its second reading, by electronic vote (109-7), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 884 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A DROPOUT PREVENTION AND RECOVERY PILOT PROGRAM WITH CHARTER SCHOOLS.

Representative Hamilton offers Amendment No. 1 which is adopted by electronic vote (116-0).

May 14, 2013

The bill, as amended, passes its second reading, by electronic vote (115-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

H.B. 902 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE EDUCATION AND WORKFORCE INNOVATION ACT, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

On motion of the Chair and without objection, **H.B. 504** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW GOVERNING BOARDS OF CERTAIN COUNTIES, AND ALL MUNICIPALITIES LOCATED WITHIN THOSE COUNTIES, TO GIVE ELECTRONIC NOTICE, is withdrawn from the Calendar and placed on the Calendar of May 15.

On motion of the Chair and without objection, **S.B. 287** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW GOVERNING BOARDS OF CERTAIN COUNTIES, ALL THE MUNICIPALITIES LOCATED WHOLLY IN THOSE COUNTIES, AND CERTAIN MUNICIPALITIES TO GIVE ELECTRONIC NOTICE, is withdrawn from the Calendar and placed on the Calendar of May 15.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Johnson, Chair, for the Committee on Education:

H.B. 512, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF SELECTION OF CERTAIN MEMBERS OF THE BOARD OF TRUSTEES OF CENTRAL CAROLINA COMMUNITY COLLEGE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 15.

May 14, 2013

RE-REFERRALS

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 305,** A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF CHAPEL HILL TO AUTHORIZE THE TOWN TO PARTICIPATE IN ECONOMIC DEVELOPMENT PROJECTS THAT ARE NOT IN THE TOWN'S DOWNTOWN AREA, is withdrawn from the Committee on Government and re-referred to the Committee on Rules, Calendar, and Operations of the House.

The serial referral to the Committee on Finance is stricken.

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 726,** A BILL TO BE ENTITLED AN ACT EXEMPTING TIER ONE AND TWO COUNTIES FROM THE NONSUPPLANT REQUIREMENT UNDER THE LOW-WEALTH COUNTIES SCHOOL FUNDING FORMULA, MODIFYING THE NONSUPPLANT REQUIREMENT FOR SUBSEQUENT FISCAL YEARS, AND DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY ADJUSTMENTS TO SCHOOL FUNDING FORMULAS, is withdrawn from the Committee on Education and re-referred to the Committee on Rules, Calendar, and Operations of the House.

WITHDRAWAL OF BILLS FROM COMMITTEE

On motion of Representative T. Moore and without objection, **H.B. 345** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTY FOR MISUSE OF THE 911 SYSTEM, TO PROVIDE THAT THE POLICE CHIEF APPOINTED TO THE 911 BOARD SHALL BE APPOINTED UPON THE RECOMMENDATION OF THE NORTH CAROLINA ASSOCIATION OF CHIEFS OF POLICE, TO EXTEND THE DATE FOR IMPLEMENTATION OF OPERATING STANDARDS SET BY THE 911 BOARD, AND TO PROVIDE FOR A STUDY OF 911 SERVICE BY THE JOINT LEGISLATIVE EMERGENCY MANAGEMENT OVERSIGHT COMMITTEE, is withdrawn from the Committee on Public Utilities and Energy.

The serial referral to the Committee on Appropriations is stricken.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 15.

On motion of Representative T. Moore and without objection, **H.B. 465**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT PERSONS WHO ARE NOT LAWFULLY PRESENT IN THIS STATE FROM POSSESSING

FIREARMS, is withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), is placed on the Calendar of May 15.

Representative T. Moore moves, seconded by Representative R. Brown, that the House adjourn, subject to the receipt of Committee Reports, the receipt of Messages from the Senate, and the referral of bills to committees, to reconvene May 15 at 9:30 a.m.

The motion carries.

RE-REFERRALS

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 107**, A BILL TO BE ENTITLED AN ACT TO ALLOW A COUNTY WITHDRAWING FROM THE EASTERN REGION TO RECEIVE A DISTRIBUTION OF ITS SHARE OF THE MOTOR VEHICLE REGISTRATION TAX PROCEEDS AS WELL AS PAYMENTS MADE BY THE COUNTY IN LIEU OF TAXES, is withdrawn from the Committee on Government and re-referred to the Committee on Finance.

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 798**, A BILL TO BE ENTITLED AN ACT DEFINING PATIENT MEDICAL RECORDS AND FINANCIAL RECORDS, REQUIRING THE TIMELY RELEASE OF PATIENT MEDICAL RECORDS AND FINANCIAL RECORDS UPON REQUEST OF THE PATIENT OR A PERSONAL REPRESENTATIVE OF THE PATIENT, AND ESTABLISHING A CIVIL MONETARY PENALTY FOR VIOLATIONS, is withdrawn from the Committee on Health and Human Services and re-referred to the Committee on Rules, Calendar, and Operations of the House.

The serial referral to the Committee on Finance is stricken.

The House stands adjourned at 7:15 p.m.

SIXTY-SECOND DAY

HOUSE OF REPRESENTATIVES
Wednesday, May 15, 2013

The House meets at 9:30 a.m. pursuant to adjournment and is called to order by Representative T. Moore.

May 15, 2013

The following prayer is offered by Ray Starling, General Counsel for the Speaker of the House:

"Almighty God,

"We come to You this morning in a moment of quiet reflection, hoping to be made more fully aware of our infirmities, shortcomings, and reliance upon You.

"In the busy work of governing through the civil law, we confess that it is easy to forget that our time here on this crazy, backwards thinking world is so brief, particularly compared with Your understanding of 'time.' Forgive us for that.

"We are thankful for the freedoms that have been granted to us as Americans and North Carolinians. We are thankful for the good health of those that serve in this Body and for the good health of those who serve those that serve in this Body.

"By way of supplication, Lord, we ask that you be with these Members and all those involved in this legislative process.

"Be with their heads as they think about doing the right thing. Help them think:

- quickly when thinking quickly is needed,
- slowly when thinking slowly is needed, and
- not at all when instincts and intuition should play a larger role.

"Be with their ears as they listen to the debate of their fellow man and discern how they will make their decisions.

"Be with and guard their and our mouths, so that You would be pleased with what comes out of them.

"Be with their and our fingers, as they shuffle papers, push a green or red button, type an e-mail, or request time to be heard.

"Be with their and ALL OF OUR bottoms, as we sit and wait for the work here to be done. Keep us on them when sitting is right and prod us off of them when we need to move.

"Be with their feet as they make their way around this building, and as they return to their homes to let those who have sent them here be made aware of what has and has not been done.

May 15, 2013

"And in closing, we are reminded of the words of James 1:5, which states that if any of us lacks wisdom, we should ask You for it, and that You will grant it to us generously and without finding fault. Lord, you know we need Your wisdom, and we all agree that we need it generously.

"In the name of the Father, the Son, and the Holy Spirit, Amen."

The Chair leads the Body in the Pledge of Allegiance.

Representative Burr, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 14 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Langdon, Mobley, and Stevens for today. Representatives Arp, Brandon, Brisson, Daughtry, Farmer-Butterfield, Fulghum, Glazier, Johnson, Lewis, Luebke, McManus, R. Moore, Queen, Starnes, and Steinburg are excused for a portion of the Session.

Serving as Honorary Page for today is Dianne Layden, who also served as a Page in 1969.

THE RECEIVING OF PETITIONS, MEMORIALS AND PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO THE HOUSE

The North Carolina Government Finance Officers Association Resolution is on file in the House Principal Clerk's office.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Dollar, Burr, Holloway, and Johnson, Chairs, for the Committee on Appropriations:

H.B. 341 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE A TAX CREDIT FOR EMPLOYERS WHO PARTICIPATE IN AN APPRENTICESHIP PROGRAM APPROVED BY THE DEPARTMENT OF LABOR, with a favorable report.

Without objection, the bill is placed on today's Calendar.

May 15, 2013

H.B. 359 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO ADMINISTRATION OF THE STATE RETIREMENT SYSTEMS THAT WILL EXTEND THE TRANSFER BENEFIT OPTION TO PARTICIPANTS IN THE 403(B) SUPPLEMENTAL RETIREMENT PLAN, CLARIFY THE TIMING OF THE SOCIAL SECURITY OFFSET FOR LONG-TERM DISABILITY BENEFITS, ESTABLISH A 415(M) BENEFITS PRESERVATION ARRANGEMENT AS ALLOWED UNDER FEDERAL LAW, AND PROVIDE THAT DOMESTIC RELATIONS ORDERS DIVIDING INTERESTS UNDER THE RETIREMENT SYSTEM MUST BE SUBMITTED ON APPROVED FORMS, with a favorable report.

Without objection, the bill is placed on today's Calendar.

H.B. 691 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO LIMIT COMMUNITY COLLEGE TUITION FOR REENROLLING ACTIVE DUTY SERVICE MEMBERS SO THAT THE MAXIMUM RATE SHALL NOT EXCEED AVAILABLE FEDERAL TUITION ASSISTANCE, with a favorable report.

Without objection, the bill is placed on today's Calendar.

H.B. 182, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE JOINT LEGISLATIVE EFFICIENCY AND COST SAVINGS IN STATE GOVERNMENT STUDY COMMISSION, AS RECOMMENDED BY THE LRC COMMITTEE ON EFFICIENCIES IN STATE GOVERNMENT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Without objection, the committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 417 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE INTERNAL AUDITING STATUTES APPLICABLE TO LARGE STATE DEPARTMENTS AND THE UNIVERSITY SYSTEM, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Without objection, Committee Substitute Bill No. 2 is placed on today's Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

May 15, 2013

H.B. 498 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE HEALTH BENEFIT PLANS, INCLUDING THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, TO PROVIDE COVERAGE FOR THE TREATMENT OF AUTISM SPECTRUM DISORDERS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Without objection, Committee Substitute Bill No. 2 is placed on today's Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 73, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT LOCAL WORKFORCE DEVELOPMENT BOARDS USE A COMPETITIVE SELECTION PROCESS TO AWARD ADULT AND DISLOCATED WORKER SERVICES PROVIDER CONTRACTS AUTHORIZED IN THE WORKFORCE INVESTMENT ACT OF 1998, is read the first time and referred to the Committee on Commerce and Job Development.

S.B. 132 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCLUDE INSTRUCTION IN THE SCHOOL HEALTH EDUCATION PROGRAM ON THE PREVENTABLE CAUSES OF PRETERM BIRTH, INCLUDING INDUCED ABORTION AS A CAUSE OF PRETERM BIRTH IN SUBSEQUENT PREGNANCIES, is read the first time and referred to the Committee on Health and Human Services.

S.B. 327 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE MOTOR VEHICLE DEALERS' AND MANUFACTURERS' LICENSING LAW, is read the first time and referred to the Committee on Transportation and, if favorable, to the Committee on Commerce and Job Development.

S.B. 393, A BILL TO BE ENTITLED AN ACT RELATING TO THE LIMITATIONS PERIOD FOR ACTIONS ON THE GROUND OF CONSTRUCTIVE FRAUD, is read the first time and referred to Judiciary Subcommittee A.

S.B. 399 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION TO PROVIDE THAT A PERSON ACCUSED OF ANY NONCAPITAL CRIMINAL OFFENSE MAY WAIVE THE RIGHT TO TRIAL BY JURY AND INSTEAD BE TRIED BY A JUDGE, is read the first time and referred to Judiciary Subcommittee B.

May 15, 2013

S.B. 403 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS REGULATING INVESTMENTS OF CEMETERIES AND PRENEED FUNERAL FUNDS, is read the first time and referred to the Committee on Banking.

S.B. 444, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA TO RECOGNIZE THE CHEROKEE LANGUAGE AS A LANGUAGE FOR WHICH A STUDENT MAY SATISFY A FOREIGN LANGUAGE COURSE REQUIREMENT FOR DEGREE COMPLETION, is read the first time and referred to the Committee on Education.

S.B. 465, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIMINAL OFFENSE TO SELL, PURCHASE, INSTALL, POSSESS, TRANSFER, USE, OR ACCESS AN AUTOMATED SALES SUPPRESSION DEVICE, is read the first time and referred to Judiciary Subcommittee C and, if favorable, to the Committee on Appropriations.

S.B. 626 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO RECODIFY AND AMEND THE EXISTING LAW ENACTED TO ASSIST OWNERS IN RECOVERING LOST PETS, RELIEVE OVERCROWDING AT ANIMAL SHELTERS, FACILITATE ADOPTIONS FROM ANIMAL SHELTERS, AND TO PROVIDE FOR IMPROVED ENFORCEMENT OF THAT LAW BY MAKING IT PART OF THE ANIMAL WELFARE ACT, is read the first time and referred to the Committee on Agriculture.

S.B. 683 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE A SAFE HARBOR FOR VICTIMS OF HUMAN TRAFFICKING AND FOR PROSTITUTED MINORS, is read the first time and referred to Judiciary Subcommittee B.

RE-REFERRAL

On motion of Representative Burr, pursuant to Rule 39.2, and without objection, **H.B. 739**, A BILL TO BE ENTITLED AN ACT REQUIRING A CERTIFICATE OF MERIT IN CIVIL ACTIONS OR ARBITRATION PROCEEDINGS BROUGHT AGAINST A PERSON OR FIRM PROVIDING ARCHITECTURE OR ENGINEERING SERVICES IN THIS STATE, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Judiciary.

May 15, 2013

On motion of the Representative T. Moore, the House recesses, subject to the receipt of Committee Reports, the receipt of Messages from the Senate, the referral of bills to committees, and modifications to the Calendar, at 9:44 a.m.

RECESS

RE-REFERRALS

Representative T. Moore withdraws the following bills from the Committee on Education and re-refers them to the Committee on Rules, Calendar, and Operations of the House:

H.B. 840, A BILL TO BE ENTITLED AN ACT TO STATUTORILY ESTABLISH THE DIVISION OF DEAF EDUCATION WITHIN THE DEPARTMENT OF PUBLIC INSTRUCTION; TO PROVIDE FOR THE GOVERNANCE OF CERTAIN RESIDENTIAL SCHOOLS FORMERLY GOVERNED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES; TO REPEAL UNNECESSARY STATUTES, AND MAKE CONFORMING CHANGES TO THE GENERAL STATUTE.

H.B. 868, A BILL TO BE ENTITLED AN ACT TO REPEAL UNNECESSARY STATUTES, MAKE CONFORMING CHANGES TO THE GENERAL STATUTES, AND CLARIFY OPERATION AND OVERSIGHT OF CERTAIN RESIDENTIAL SCHOOLS FORMERLY GOVERNED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

Representative Blust, Chair, for Judiciary Subcommittee A, refers **H.B. 663** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE BURDEN OF PROOF IN PRODUCT LIABILITY CASES INVOLVING CERTAIN AGRICULTURAL COMMODITIES, to the Committee on Judiciary.

Representative Daughtry, Chair, for the Standing Committee on Judiciary, refers the following bills to Judiciary Subcommittee B:

H.B. 663 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE BURDEN OF PROOF IN PRODUCT LIABILITY CASES INVOLVING CERTAIN AGRICULTURAL COMMODITIES.

H.B. 739, A BILL TO BE ENTITLED AN ACT REQUIRING A CERTIFICATE OF MERIT IN CIVIL ACTIONS OR ARBITRATION PROCEEDINGS BROUGHT AGAINST A PERSON OR FIRM PROVIDING ARCHITECTURE OR ENGINEERING SERVICES IN THIS STATE.

By Representatives Dollar, Burr, Holloway, and Johnson, Chairs, for the Committee on Appropriations:

H.B. 157 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT THE TAXPAYERS OF NORTH CAROLINA FROM THE DIVERSION OF FUEL TAX PROCEEDS FOR NONTRANSPORTATION USES BY REQUIRING THAT THE UNRESERVED CREDIT BALANCE IN THE HIGHWAY FUND BE USED FOR ROAD-RELATED USES, with a favorable report.

The bill is placed on today's Calendar.

H.B. 269 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CREATE SPECIAL EDUCATION SCHOLARSHIP GRANTS FOR CHILDREN WITH DISABILITIES, with a favorable report.

The bill is placed on today's Calendar.

By Representatives Howard, R. Brawley, Lewis, and Setzer, Chairs, for the Committee on Finance:

H.B. 421, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF MARSHVILLE, with a favorable report.

The bill is placed on today's Calendar.

H.B. 273 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT CHARTER SCHOOLS MAY USE STATE FUNDS FOR OPERATIONAL LEASES AND MAY ASSIGN STATE FUNDS TO OBTAIN FUNDS FOR FACILITIES, EQUIPMENT, AND OPERATIONS; TO REQUIRE TRANSFER OF SUPPLEMENTAL TAX FUNDS TO LOCAL CHARTER SCHOOLS OUTSIDE THE TAX

DISTRICT; AND TO REQUIRE ACCOUNTING OF CHARTER SCHOOL FUNDS AND A TIME LINE FOR THE TRANSFER OF FUNDS BY LOCAL BOARDS OF EDUCATION TO CHARTER SCHOOLS AND TO PROVIDE FOR ATTORNEYS' FEES, COSTS, AND INTEREST IN ACTIONS TO ENFORCE TRANSFERS, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 857 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING PUBLIC CONTRACTS TO UTILIZE THE DESIGN-BUILD METHOD OR PUBLIC-PRIVATE PARTNERSHIP CONSTRUCTION CONTRACTS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on today's Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 936 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A WILDLIFE POACHER REWARD FUND TO PAY REWARDS TO PERSONS WHO GIVE INFORMATION TO LAW ENFORCEMENT AUTHORITIES THAT RESULTS IN THE ARREST AND CONVICTION OF PERSONS WHO COMMIT SERIOUS WILDLIFE VIOLATIONS AND TO AUTHORIZE THE USE OF COMPENSATION PAID TO THE WILDLIFE RESOURCES COMMISSION AS CONDITIONS OF OFFENDERS' PROBATION AS ASSETS OF THE FUND, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on today's Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

Representatives Jordan and McGrady, Chairs, for Judiciary Subcommittee B, refer **H.B. 663** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE BURDEN OF PROOF IN PRODUCT LIABILITY CASES INVOLVING CERTAIN AGRICULTURAL COMMODITIES, to the Committee on Judiciary.

May 15, 2013

Representative Daughtry, Chair, for the Standing Committee on Judiciary, refers **H.B. 663** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE BURDEN OF PROOF IN PRODUCT LIABILITY CASES INVOLVING CERTAIN AGRICULTURAL COMMODITIES, to Judiciary Subcommittee A.

By Representative Murry, Chair, for the Committee on Commerce and Job Development:

H.B. 112, A BILL TO BE ENTITLED AN ACT REQUIRING THAT THE STATE CONTROLLER, GOVERNMENT BUSINESS INTELLIGENCE COMPETENCY CENTER, ENHANCE THE STATE'S ENTERPRISE-LEVEL BUSINESS INTELLIGENCE THROUGH THE COLLECTION AND ANALYSIS OF DATA FROM VARIOUS STATE AGENCIES RELATED TO WORKERS' COMPENSATION INSURANCE COVERAGE AND CLAIMS FOR THE PURPOSE OF FRAUD PREVENTION AND DETECTION, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMITTEE ON WORKERS' COMPENSATION INSURANCE COVERAGE COMPLIANCE AND FRAUD PREVENTION AND DETECTION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

The committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 848, A BILL TO BE ENTITLED AN ACT TO PROTECT CHILDREN FROM THE HEALTH IMPACTS OF TOXIC CHEMICALS IN CHILDREN'S PRODUCTS BY PROHIBITING THE MANUFACTURE AND SALE OF CHILDREN'S PRODUCTS CONTAINING BISPHENOL A, TRIS, OR PHTHALATES; AND BY REQUIRING THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES, IN CONSULTATION WITH THE DIVISION OF PUBLIC HEALTH OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, TO IDENTIFY AND DESIGNATE CHEMICALS OF HIGH CONCERN AND PRIORITY CHEMICALS; AND BY REQUIRING NOTICE AND AN ALTERNATIVES ASSESSMENT BY MANUFACTURERS OF CHILDREN'S PRODUCTS CONTAINING CERTAIN PRIORITY CHEMICALS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Health and Human Services.

The committee substitute bill is re-referred to the Committee on Health and Human Services. The original bill is placed on the Unfavorable Calendar.

May 15, 2013

By Representative Blust, Chair, for Judiciary Subcommittee A, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 730, A BILL TO BE ENTITLED AN ACT TO MODIFY CERTAIN LAWS PERTAINING TO ABORTION AND TO CONTRACEPTIVE HEALTH INSURANCE COVERAGE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

The committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 805, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE SOCIAL SERVICES COMMISSION TO ADOPT A POLICY PROHIBITING A FOSTER PARENT FROM SMOKING IN THE PRESENCE OF AN INFANT IN THE FOSTER PARENT'S CARE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 16. The original bill is placed on the Unfavorable Calendar.

H.B. 855, A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF ABUSED JUVENILE TO INCLUDE A MINOR WHO IS A VICTIM OF HUMAN TRAFFICKING, TO PROVIDE THAT MISTAKE OF AGE AND CONSENT OF A MINOR ARE NOT DEFENSES TO PROSECUTION OF AN OFFENSE OF HUMAN TRAFFICKING, TO REQUIRE MANDATORY RESTITUTION FOR VICTIMS OF HUMAN TRAFFICKING, TO PROVIDE THAT A MINOR SHALL NOT BE PROSECUTED FOR THE OFFENSE OF PROSTITUTION, TO PROVIDE FOR THE EXPUNCTION OF CERTAIN PERSONS CONVICTED OF PROSTITUTION, TO PROVIDE THAT A PERSON WITH ONE CONVICTION FOR PROSTITUTION THAT IS THE RESULT OF BEING A HUMAN TRAFFICKING VICTIM IS ELIGIBLE FOR VICTIM'S COMPENSATION, TO MAKE EDUCATORS AWARE OF HUMAN TRAFFICKING ISSUES AND TO PROVIDE RESOURCES AND MATERIALS ON HUMAN TRAFFICKING TO EDUCATORS AND FOR DISTRIBUTION TO SCHOOL PERSONNEL, STUDENTS, AND PARENTS, AND TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ESTABLISH A CENTRAL HOTLINE FOR REPORTING SUSPECTED CASES OF HUMAN TRAFFICKING, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

May 15, 2013

The committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 461, A BILL TO BE ENTITLED AN ACT TO REPEAL THE RESTRICTION ON TRAVEL REIMBURSEMENT TO SUPERIOR COURT AND DISTRICT COURT JUDGES, DISTRICT ATTORNEYS, ASSISTANT DISTRICT ATTORNEYS, PUBLIC DEFENDERS, AND ASSISTANT PUBLIC DEFENDERS FOR TRAVEL WITHIN THE COUNTY OF RESIDENCE AND TO MAKE THE REIMBURSEMENT LANGUAGE FOR THOSE OFFICES CONSISTENT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative T. Moore, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.B. 305, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF CHAPEL HILL TO AUTHORIZE THE TOWN TO PARTICIPATE IN ECONOMIC DEVELOPMENT PROJECTS THAT ARE NOT IN THE TOWN'S DOWNTOWN AREA, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 16.

H.B. 643, A BILL TO BE ENTITLED AN ACT TO PROTECT MUNICIPAL AND COUNTY LAW ENFORCEMENT OFFICERS WHO REPORT IMPROPER OR UNLAWFUL GOVERNMENT ACTIVITY FROM RETALIATION, with a favorable report.

The bill is placed on today's Calendar.

H.B. 726, A BILL TO BE ENTITLED AN ACT EXEMPTING TIER ONE AND TWO COUNTIES FROM THE NONSUPPLANT REQUIREMENT UNDER THE LOW-WEALTH COUNTIES SCHOOL FUNDING FORMULA, MODIFYING THE NONSUPPLANT REQUIREMENT FOR SUBSEQUENT FISCAL YEARS, AND DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY ADJUSTMENTS TO SCHOOL FUNDING FORMULAS, with a favorable report.

The bill is placed on today's Calendar.

May 15, 2013

H.B. 814, A BILL TO BE ENTITLED AN ACT TO DIRECT THE ENVIRONMENTAL REVIEW COMMISSION TO STUDY THE REDUCTION AND CONSOLIDATION OF THE STATUTORY MODELS FOR ESTABLISHING, OPERATING, AND FINANCING CERTAIN ORGANIZATIONS THAT PROVIDE WATER AND SEWER SERVICES IN THE STATE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 16.

H.B. 868, A BILL TO BE ENTITLED AN ACT TO REPEAL UNNECESSARY STATUTES, MAKE CONFORMING CHANGES TO THE GENERAL STATUTES, AND CLARIFY OPERATION AND OVERSIGHT OF CERTAIN RESIDENTIAL SCHOOLS FORMERLY GOVERNED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, with a favorable report.

The bill is placed on today's Calendar.

H.B. 232 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND OTHER CHANGES TO THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES STATUTES, AS REQUESTED BY THE STATE HEALTH PLAN, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on today's Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representatives Jordan and McGrady, Chairs, for Judiciary Subcommittee B, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 536, A BILL TO BE ENTITLED AN ACT TO REQUIRE ANYONE WHO IS CONVICTED OF DRIVING WHILE IMPAIRED, DRIVING AFTER CONSUMING ALCOHOL BEING LESS THAN TWENTY-ONE YEARS OF AGE, OR ANY OTHER IMPAIRED DRIVING OFFENSE, OR ANY PERSON WHO REFUSES A CHEMICAL ANALYSIS, TO HAVE AN IGNITION INTERLOCK SYSTEM INSTALLED ON EVERY VEHICLE THAT PERSON MAY DRIVE BEFORE THAT PERSON CAN GET A LIMITED DRIVING PRIVILEGE; TO PROVIDE THAT A PERSON WHO APPLIES FOR LIMITED DRIVING PRIVILEGES WAIVES HIS OR HER RIGHT TO CERTAIN HEARINGS TO CONTEST THE VALIDITY OF THE REVOCATION; AND TO PROVIDE FOR THE PAYMENT OF AN ADMINISTRATIVE FEE AND COSTS ASSOCIATED

WITH AN IGNITION INTERLOCK SYSTEM AND CREATE AN IGNITION INTERLOCK DEVICE FUND TO ASSIST INDIGENT PERSONS, with a favorable report as the committee substitute bill, which changes the title, unfavorable as to the original bill, and with recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 109 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE MOTOR VEHICLE LAWS TO PROVIDE CERTAIN EXCEPTIONS TO THE REQUIREMENT THAT ALL OPERATORS AND PASSENGERS ON MOTORCYCLES OR MOPEDS WEAR A SAFETY HELMET AND TO REMOVE THE ASSESSMENT OF COURT COSTS FROM THE PENALTIES APPLIED TO PERSONS FOUND GUILTY OF A HELMET USE INFRACTION, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Committee Substitute Bill No. 2 is placed on today's Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

The House reconvenes pursuant to recess and is called to order by the Speaker.

CALENDAR

Action is taken on the following:

H.B. 533 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COMPANY POLICE OFFICERS IN CERTAIN COUNTIES TO USE APPROPRIATE AND REASONABLE FORCE TO KEEP A RESPONDENT AT THE FACILITY WHERE THE RESPONDENT IS TO OBTAIN AN EXAMINATION BY A PHYSICIAN OR PSYCHOLOGIST PURSUANT TO COURT ORDER.

Representative Floyd offers Amendment No. 3 which is adopted by electronic vote (107-1).

Representative McManus requests and is granted leave of the House to change her vote from "no" to "aye". The adjusted vote total is (108-0).

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The bill, as amended, passes its third reading, and is ordered engrossed and sent to the Senate by Special Message.

H.B. 512, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF SELECTION OF CERTAIN MEMBERS OF THE BOARD OF TRUSTEES OF CENTRAL CAROLINA COMMUNITY COLLEGE, passes its second reading, by electronic vote (76-37), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 473 (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA CAPTIVE INSURANCE ACT.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Howard, Hurley, Iler, Insko, Jackson, Jeter, Jones, Jordan, Lambeth, Lewis, Lucas, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 112.

Voting in the negative: None.

Excused absences: Representatives Langdon, Luebke, Mobley, and Stevens - 4.

H.B. 320 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH STANDARDS FOR MEDICAID MANAGED CARE FOR BEHAVIORAL HEALTH SERVICES UNDER THE 1915(B)/(C)

MEDICAID WAIVER, INCLUDING THE ESTABLISHMENT OF GRIEVANCE AND APPEAL PROCEDURES FOR ENROLLEES.

Representative Dollar offers Amendment No. 2 which is adopted by electronic vote (114-0).

The bill, as amended, passes its third reading, by electronic vote (114-0), and is ordered engrossed and sent to the Senate by Special Message.

H.B. 710 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PERMIT WATER UTILITIES TO ADJUST RATES FOR CHANGES IN COSTS BASED ON THIRD-PARTY RATES AND TO AUTHORIZE THE UTILITIES COMMISSION TO APPROVE A RATE ADJUSTMENT MECHANISM FOR WATER AND SEWER UTILITIES TO RECOVER COSTS FOR WATER AND SEWER SYSTEM IMPROVEMENTS.

The bill, as amended, passes its third reading, by electronic vote (114-0), and is ordered engrossed and sent to the Senate by Special Message.

H.B. 834 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT ENHANCING THE EFFECTIVENESS AND EFFICIENCY OF STATE GOVERNMENT BY MODERNIZING THE STATE'S SYSTEM OF HUMAN RESOURCES MANAGEMENT AND BY PROVIDING FLEXIBILITY FOR EXECUTIVE BRANCH REORGANIZATION AND RESTRUCTURING.

Representative Jackson offers Amendment No. 1 which fails of adoption by electronic vote (48-65).

Representative Holley offers Amendment No. 2 which fails of adoption by electronic vote (44-69).

Representative Holley offers Amendment No. 3 which fails of adoption by electronic vote (44-70).

The bill passes its third reading, by electronic vote (74-40), and is ordered sent to the Senate by Special Message.

H.B. 345 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTY FOR MISUSE OF THE 911 SYSTEM, TO PROVIDE THAT THE POLICE CHIEF APPOINTED TO THE 911 BOARD SHALL BE APPOINTED UPON THE RECOMMENDATION OF THE NORTH CAROLINA ASSOCIATION OF CHIEFS OF POLICE, TO EXTEND THE DATE FOR IMPLEMENTATION OF

OPERATING STANDARDS SET BY THE 911 BOARD, AND TO PROVIDE FOR A STUDY OF 911 SERVICE BY THE JOINT LEGISLATIVE EMERGENCY MANAGEMENT OVERSIGHT COMMITTEE.

Representative Faircloth offers Amendment No. 1 which is adopted by electronic vote (113-1).

The bill, as amended, passes its second reading, by electronic vote (112-2), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

REPRESENTATIVE SAMUELSON PRESIDING.

H.B. 378 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STUDY THE OVERSIGHT OF METROPOLITAN PLANNING ORGANIZATIONS AND RURAL TRANSPORTATION PLANNING ORGANIZATIONS AND THEIR ROLE IN TRANSPORTATION PLANNING, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 465, A BILL TO BE ENTITLED AN ACT TO PROHIBIT PERSONS WHO ARE NOT LAWFULLY PRESENT IN THIS STATE FROM POSSESSING FIREARMS.

Representative McNeill offers Amendment No. 1 which is adopted by electronic vote (113-1).

The bill, as amended, passes its second reading by electronic vote (83-29).

Representative Farmer-Butterfield requests and is granted leave of the House to change her vote from "no" to "aye". The adjusted vote total is (84-28).

Representative Blackwell objects to the third reading. The bill remains on the Calendar.

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SPEAKER TILLIS PRESIDING.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Blust, Chair, for Judiciary Subcommittee A, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 614 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AGRICULTURAL AND FORESTRY OPERATIONS ARE NOT NUISANCES UNDER CERTAIN CIRCUMSTANCES AND TO PROVIDE FOR THE AWARD OF COSTS AND ATTORNEYS' FEES TO A PREVAILING DEFENDANT, with a favorable report as to Committee Substitute Bill No 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Without objection, Committee Substitute Bill No. 2 is placed on today's Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 663 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE BURDEN OF PROOF IN PRODUCT LIABILITY CASES INVOLVING CERTAIN AGRICULTURAL COMMODITIES, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Without objection, Committee Substitute Bill No. 2 is placed on today's Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Dockham, Chair, for the Committee on Insurance:

H.B. 639, A BILL TO BE ENTITLED AN ACT TO AMEND THE INSURANCE LAWS CONCERNING THE CANCELLATION OF WORKERS' COMPENSATION INSURANCE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Commerce and Job Development.

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The serial referrals to the Committee on Commerce and Job Development and Judiciary Subcommittee A are stricken.

Without objection, the committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Davis, Vice Chair, for Judiciary Subcommittee C, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 649 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE SMALL EMPLOYER GROUP HEALTH COVERAGE REFORM ACT TO MITIGATE THE EFFECTS OF THE FEDERAL AFFORDABLE CARE ACT ON NORTH CAROLINA'S SMALL BUSINESSES AND TO CODIFY A COURT FINDING, with a favorable report.

Without objection, the bill is placed on today's Calendar.

H.B. 901, A BILL TO BE ENTITLED AN ACT TO DIRECT THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE NEED FOR LEGISLATION TO BETTER PROTECT THE RIGHT OF PERSONS TO BE PAID FOR IMPROVEMENTS TO REAL PROPERTY UNDER A CONTRACT WITH THE TENANT, with a favorable report.

Without objection, the bill is placed on today's Calendar.

H.B. 450, A BILL TO BE ENTITLED AN ACT TO ALLOW CHILD SUPPORT PAYMENTS TO CONTINUE UNTIL THE AGE OF TWENTY-ONE IF THE CHILD IS ATTENDING A COMMUNITY COLLEGE, COLLEGE, OR UNIVERSITY, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Without objection, the committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 522, A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE USE OF A MASTER METER FOR ELECTRIC AND NATURAL GAS SERVICE WHEN THE TENANT AND LANDLORD HAVE AGREED IN THE LEASE THAT THE COST OF THE SERVICES SHALL BE INCLUDED IN THE RENTAL PAYMENTS AND THE SERVICE SHALL BE IN THE LANDLORD'S NAME, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

May 15, 2013

Without objection, the committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 300 (Committee Substitute), A BILL TO BE ENTITLED AN ACT CLARIFYING THAT CITIES MAY ENFORCE ORDINANCES WITHIN THE STATE'S PUBLIC TRUST AREAS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Without objection, Committee Substitute Bill No. 2 is placed on today's Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 204 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE AND MODERNIZE THE MIDWIFERY PRACTICE ACT, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1 and recommendation that Committee Substitute No. 2 be re-referred to the Committee on Regulatory Reform.

The serial referral to the Committee on Regulatory Reform is stricken.

Without objection, Committee Substitute Bill No. 2 is placed on today's Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

CALENDAR (continued)

H.B. 714 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE DISPOSITION OF FIREARMS BY LAW ENFORCEMENT AGENCIES.

Representative Schaffer offers Amendment No. 1 which is adopted by electronic vote (114-1).

The bill, as amended, passes its second reading, by electronic vote (91-22), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

H.B. 735 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT STUDENT ORGANIZATIONS AT CONSTITUENT INSTITUTIONS AND COMMUNITY COLLEGES MAY DETERMINE

THE ORGANIZATION'S CORE FUNCTIONS AND RESOLVE ANY DISPUTES OF THE ORGANIZATION AND TO PROHIBIT CONSTITUENT INSTITUTIONS AND COMMUNITY COLLEGES FROM DENYING RECOGNITION TO ORGANIZATIONS FOR EXERCISING THESE RIGHTS.

Representative Glazier offers Amendment No. 1 which fails of adoption by electronic vote (52-62).

Representative Glazier offers Amendment No. 2.

On motion of the Chair, the bill, with Amendment No. 2 pending, is temporarily displaced.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative T. Moore, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.B. 840, A BILL TO BE ENTITLED AN ACT TO STATUTORILY ESTABLISH THE DIVISION OF DEAF EDUCATION WITHIN THE DEPARTMENT OF PUBLIC INSTRUCTION; TO PROVIDE FOR THE GOVERNANCE OF CERTAIN RESIDENTIAL SCHOOLS FORMERLY GOVERNED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES; TO REPEAL UNNECESSARY STATUTES, AND MAKE CONFORMING CHANGES TO THE GENERAL STATUTES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Without objection, the committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 843, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ANY STUDENT OR STUDENT ORGANIZATION THAT IS CHARGED WITH A VIOLATION OF CONDUCT AT A CONSTITUENT INSTITUTION HAS A RIGHT TO BE REPRESENTED BY AN ATTORNEY AT ANY STAGE OF THE DISCIPLINARY PROCEDURE REGARDING THE CHARGE OF MISCONDUCT, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Without objection, the committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 793 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING THAT CERTAIN CONDOMINIUM AND PLANNED COMMUNITY ASSOCIATIONS SHALL OBTAIN AND MAINTAIN A FIDELITY BOND INSURING THE ASSOCIATIONS FROM LOSSES RESULTING FROM THEFT OR DISHONESTY COMMITTED BY MEMBERS OF THE EXECUTIVE BOARD OR PERSONS EMPLOYED BY THE ASSOCIATIONS, PROVIDING THAT ANY MANAGEMENT AGENT OR COMPANY HIRED BY AN ASSOCIATION SHALL AT ALL TIMES BE COVERED BY A FIDELITY BOND, AND PROVIDING FINANCIAL AUDIT REQUIREMENTS FOR ASSOCIATIONS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Without objection, Committee Substitute Bill No. 2 is placed on today's Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

WITHDRAWAL OF BILL FROM COMMITTEE

On motion of Representative T. Moore and without objection, **H.B. 900** (Committee Substitute), A BILL TO BE ENTITLED AN ACT EXEMPTING FROM CERTIFICATE OF NEED REVIEW CONTINUING CARE RETIREMENT COMMUNITIES THAT PROVIDE HOME HEALTH SERVICES TO INDIVIDUALS RECEIVING LODGING WITHIN THESE COMMUNITIES, is withdrawn from the Committee on Regulatory Reform and is placed on today's Calendar.

CALENDAR (continued)

H.B. 735 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT STUDENT ORGANIZATIONS AT CONSTITUENT INSTITUTIONS AND COMMUNITY COLLEGES MAY DETERMINE THE ORGANIZATION'S CORE FUNCTIONS AND RESOLVE ANY DISPUTES OF THE ORGANIZATION AND TO PROHIBIT CONSTITUENT INSTITUTIONS AND COMMUNITY COLLEGES FROM DENYING RECOGNITION TO ORGANIZATIONS FOR EXERCISING THESE RIGHTS, which was temporarily displaced, with Amendment No. 2 pending, is before the Body.

On motion of the Chair, the bill is temporarily displaced.

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H.B. 755 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES NOTICE REQUIREMENTS TO AUTHORIZE ELECTRONIC NOTIFICATION AND DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO IDENTIFY OTHER NOTIFICATION REQUIREMENTS IN STATUTE OR RULE FOR WHICH ELECTRONIC NOTICE MAY BE ADEQUATE.

Representative Avila offers Amendment No. 1.

On motion of the Chair, the bill, with Amendment No. 1 pending, is temporarily displaced.

H.B. 816 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE TOBACCO GROWERS TO ASSESS THEMSELVES TO PROMOTE THE INTERESTS OF TOBACCO GROWERS.

On motion of the Chair, the bill is temporarily displaced.

H.B. 918 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALTER THE REPORTING SCHEDULE FOR INDEPENDENT EXPENDITURES AND ELECTIONEERING COMMUNICATIONS TO PROVIDE INFORMATION IN A TIMELY FASHION, passes its second reading by electronic vote (97-16).

Representative Lewis objects to the third reading. The bill remains on the Calendar.

On motion of Representative Daughtry and without objection, **H.B. 816** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE TOBACCO GROWERS TO ASSESS THEMSELVES TO PROMOTE THE INTERESTS OF TOBACCO GROWERS, is withdrawn from the Calendar and re-referred to the Committee on Finance.

WITHDRAWAL OF OBJECTIONS TO THIRD READING

Representative Blackwell withdraws his objection to the third reading of **H.B. 465**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT PERSONS WHO ARE NOT LAWFULLY PRESENT IN THIS STATE FROM POSSESSING FIREARMS, and the bill is before the Body.

The bill passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

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Representative Lewis withdraws his objection to the third reading of **H.B. 918** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALTER THE REPORTING SCHEDULE FOR INDEPENDENT EXPENDITURES AND ELECTIONEERING COMMUNICATIONS TO PROVIDE INFORMATION IN A TIMELY FASHION, and the bill is before the Body.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

H.B. 735 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT STUDENT ORGANIZATIONS AT CONSTITUENT INSTITUTIONS AND COMMUNITY COLLEGES MAY DETERMINE THE ORGANIZATION'S CORE FUNCTIONS AND RESOLVE ANY DISPUTES OF THE ORGANIZATION AND TO PROHIBIT CONSTITUENT INSTITUTIONS AND COMMUNITY COLLEGES FROM DENYING RECOGNITION TO ORGANIZATIONS FOR EXERCISING THESE RIGHTS, which was temporarily displaced, with Amendment No. 2 pending, is before the Body.

Amendment No. 2 fails of adoption by electronic vote (41-73).

The bill passes its second reading, by electronic vote (76-38), and there being no objection is read a third time.

The bill passes its third reading, and is ordered sent to the Senate by Special Message.

On motion of Representative T. Moore, the House recesses, subject to the receipt of Committee Reports, the receipt of Messages from the Senate, the referral of bills to committees, and modifications to the Calendar, at 4:46 p.m.

RECESS

WITHDRAWAL OF BILLS FROM CALENDAR

The Chair withdraws the following bills from the Calendar and re-refers them to the Committee on Rules, Calendar, and Operations of the House:

H.B. 204 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT REQUIRING THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON HEALTH AND HUMAN SERVICES TO STUDY WHETHER CERTIFIED NURSE-MID-WIVES SHOULD BE GIVEN MORE FLEXIBILITY IN THE PRACTICE OF MIDWIFERY.

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H.B. 900 (Committee Substitute), A BILL TO BE ENTITLED AN ACT EXEMPTING FROM CERTIFICATE OF NEED REVIEW CONTINUING CARE RETIREMENT COMMUNITIES THAT PROVIDE HOME HEALTH SERVICES TO INDIVIDUALS RECEIVING LODGING WITHIN THESE COMMUNITIES.

The House reconvenes pursuant to recess and is called to order by the Speaker.

CALENDAR (continued)

H.B. 341 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE A TAX CREDIT FOR EMPLOYERS WHO PARTICIPATE IN AN APPRENTICESHIP PROGRAM APPROVED BY THE DEPARTMENT OF LABOR, passes its second reading, by electronic vote (106-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 300 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT CLARIFYING THAT CITIES MAY ENFORCE ORDINANCES WITHIN THE STATE'S PUBLIC TRUST AREAS, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 232 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND OTHER CHANGES TO THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES STATUTES, AS REQUESTED BY THE STATE HEALTH PLAN, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 522 (Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE USE OF A MASTER METER FOR ELECTRIC AND NATURAL GAS SERVICE WHEN THE TENANT

AND LANDLORD HAVE AGREED IN THE LEASE THAT THE COST OF THE SERVICES SHALL BE INCLUDED IN THE RENTAL PAYMENTS AND THE SERVICE SHALL BE IN THE LANDLORD'S NAME, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 417 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MODIFY THE INTERNAL AUDITING STATUTES APPLICABLE TO LARGE STATE DEPARTMENTS AND THE UNIVERSITY SYSTEM, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 109 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO DIRECT THE JOINT LEGISLATIVE TRANSPORTATION OVERSIGHT COMMITTEE TO REVIEW THE LAWS OF THIS STATE AND OTHER STATES RELATING TO THE USE OF MOTORCYCLE HELMETS, AND TO CONSIDER WHETHER THE STATE'S MOTOR VEHICLE LAWS SHOULD BE AMENDED TO PROVIDE CERTAIN EXCEPTIONS TO THE REQUIREMENT THAT ALL OPERATORS AND PASSENGERS ON MOTORCYCLES OR MOPEDS WEAR A SAFETY HELMET, passes its second reading, by electronic vote (113-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 359 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO ADMINISTRATION OF THE STATE RETIREMENT SYSTEMS THAT WILL EXTEND THE TRANSFER BENEFIT OPTION TO PARTICIPANTS IN THE 403(B) SUPPLEMENTAL RETIREMENT PLAN, CLARIFY THE TIMING OF THE SOCIAL SECURITY OFFSET FOR LONG-TERM DISABILITY BENEFITS, ESTABLISH A 415(M) BENEFITS PRESERVATION ARRANGEMENT AS ALLOWED UNDER FEDERAL LAW, AND PROVIDE THAT DOMESTIC RELATIONS ORDERS DIVIDING INTERESTS UNDER THE RETIREMENT SYSTEM MUST BE SUBMITTED ON APPROVED FORMS, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 691 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO LIMIT COMMUNITY COLLEGE TUITION FOR REENROLLING ACTIVE DUTY SERVICE MEMBERS SO THAT THE MAXIMUM RATE SHALL NOT EXCEED AVAILABLE FEDERAL TUITION ASSISTANCE, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 421, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF MARSHVILLE, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Jones, Jordan, Lambeth, Lewis, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 114.

Voting in the negative: None.

Excused absences: Representatives Farmer-Butterfield, Johnson, Langdon, Mobley, and Stevens - 5.

H.B. 639 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE INSURANCE LAWS CONCERNING THE CANCELLATION OF WORKERS' COMPENSATION INSURANCE AND TO

ALLOW ELECTRONIC COMMUNICATIONS BETWEEN AN INSURER AND THE INSURED IN PLACE OF WRITTEN COMMUNICATIONS, passes its second reading, by electronic vote (111-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 157 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT THE TAXPAYERS OF NORTH CAROLINA FROM THE DIVERSION OF FUEL TAX PROCEEDS FOR NONTRANSPORTATION USES BY REQUIRING THAT THE UNRESERVED CREDIT BALANCE IN THE HIGHWAY FUND BE USED FOR ROAD-RELATED USES, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 649 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE SMALL EMPLOYER GROUP HEALTH COVERAGE REFORM ACT TO MITIGATE THE EFFECTS OF THE FEDERAL AFFORDABLE CARE ACT ON NORTH CAROLINA'S SMALL BUSINESSES AND TO CODIFY A COURT FINDING, passes its third reading, by electronic vote (113-0), and is ordered engrossed and sent to the Senate by Special Message.

H.B. 855 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF ABUSED JUVENILE TO INCLUDE A MINOR WHO IS A VICTIM OF HUMAN TRAFFICKING, TO PROVIDE THAT MISTAKE OF AGE AND CONSENT OF A MINOR ARE NOT DEFENSES TO PROSECUTION OF AN OFFENSE OF HUMAN TRAFFICKING, TO REQUIRE MANDATORY RESTITUTION FOR VICTIMS OF HUMAN TRAFFICKING, TO PROVIDE THAT A MINOR SHALL NOT BE PROSECUTED FOR THE OFFENSE OF PROSTITUTION, TO PROVIDE FOR THE EXPUNCTION OF CERTAIN PERSONS CONVICTED OF PROSTITUTION, TO PROVIDE THAT A PERSON WITH ONE CONVICTION FOR PROSTITUTION THAT IS THE RESULT OF BEING A HUMAN TRAFFICKING VICTIM IS ELIGIBLE FOR VICTIM'S COMPENSATION, TO MAKE EDUCATORS AWARE OF HUMAN TRAFFICKING ISSUES AND TO PROVIDE RESOURCES AND MATERIALS ON HUMAN TRAFFICKING TO

EDUCATORS AND FOR DISTRIBUTION TO SCHOOL PERSONNEL, STUDENTS, AND PARENTS, AND TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ESTABLISH A CENTRAL HOTLINE FOR REPORTING SUSPECTED CASES OF HUMAN TRAFFICKING, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 868, A BILL TO BE ENTITLED AN ACT TO REPEAL UNNECESSARY STATUTES, MAKE CONFORMING CHANGES TO THE GENERAL STATUTES, AND CLARIFY OPERATION AND OVERSIGHT OF CERTAIN RESIDENTIAL SCHOOLS FORMERLY GOVERNED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 840 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE TASK FORCE ON THE EDUCATIONAL SERVICES FOR CHILDREN WHO ARE DEAF OR HEARING IMPAIRED, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 857 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AUTHORIZING PUBLIC CONTRACTS TO UTILIZE THE DESIGN-BUILD METHOD OR PUBLIC-PRIVATE PARTNERSHIP CONSTRUCTION CONTRACTS, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 793 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT PROVIDING THAT CERTAIN CONDOMINIUM AND PLANNED COMMUNITY ASSOCIATIONS SHALL OBTAIN AND MAINTAIN A FIDELITY BOND INSURING THE ASSOCIATIONS FROM LOSSES

RESULTING FROM THEFT OR DISHONESTY COMMITTED BY MEMBERS OF THE EXECUTIVE BOARD OR PERSONS EMPLOYED BY THE ASSOCIATIONS, PROVIDING THAT ANY MANAGEMENT AGENT OR COMPANY HIRED BY AN ASSOCIATION SHALL AT ALL TIMES BE COVERED BY A FIDELITY BOND, AND PROVIDING FINANCIAL AUDIT REQUIREMENTS FOR ASSOCIATIONS, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 901, A BILL TO BE ENTITLED AN ACT TO DIRECT THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE NEED FOR LEGISLATION TO BETTER PROTECT THE RIGHT OF PERSONS TO BE PAID FOR IMPROVEMENTS TO REAL PROPERTY UNDER A CONTRACT WITH THE TENANT, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 936 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A WILDLIFE POACHER REWARD FUND TO PAY REWARDS TO PERSONS WHO GIVE INFORMATION TO LAW ENFORCEMENT AUTHORITIES THAT RESULTS IN THE ARREST AND CONVICTION OF PERSONS WHO COMMIT SERIOUS WILDLIFE VIOLATIONS AND TO AUTHORIZE THE USE OF COMPENSATION PAID TO THE WILDLIFE RESOURCES COMMISSION AS CONDITIONS OF OFFENDERS' PROBATION AS ASSETS OF THE FUND, passes its second reading, by electronic vote (112-1), and there being no objection is read a third time.

Representative Collins requests and is granted leave of the House to change his vote from "no" to "aye". The adjusted vote total is (113-0).

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 112 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING THAT THE STATE CONTROLLER, GOVERNMENT BUSINESS INTELLIGENCE COMPETENCY CENTER, ENHANCE THE STATE'S ENTERPRISE-LEVEL BUSINESS INTELLIGENCE THROUGH THE COLLECTION AND ANALYSIS OF DATA FROM

VARIOUS STATE AGENCIES RELATED TO WORKERS' COMPENSATION INSURANCE COVERAGE AND CLAIMS FOR THE PURPOSE OF FRAUD PREVENTION AND DETECTION, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMITTEE ON WORKERS' COMPENSATION INSURANCE COVERAGE COMPLIANCE AND FRAUD PREVENTION AND DETECTION, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Blust, Chair, for Judiciary Subcommittee A, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 362 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, CLARIFYING, AND SUBSTANTIVE CHANGES RELATING TO THE DEPARTMENT OF PUBLIC SAFETY AND TO ELIMINATE THE BENCHMARK CEILING RELATING TO PURCHASES AND CONTRACTS, with a favorable report as to the Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Without objection, Committee Substitute Bill No. 2 is placed on today's Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 751, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA RELIGIOUS FREEDOM RESTORATION ACT, with a favorable report.

Without objection, the bill is placed on today's Calendar.

H.B. 683, A BILL TO BE ENTITLED AN ACT TO BAR CIVIL ACTIONS AGAINST PACKERS, DISTRIBUTORS, CARRIERS, HOLDERS, SELLERS, MARKETERS, OR ADVERTISERS OF FOOD PRODUCTS THAT COMPLY WITH APPLICABLE STATUTORY AND REGULATORY REQUIREMENTS BASED ON CLAIMS ARISING OUT

OF WEIGHT GAIN, OBESITY, A HEALTH CONDITION ASSOCIATED WITH WEIGHT GAIN OR OBESITY, OR OTHER GENERALLY KNOWN CONDITION ALLEGEDLY CAUSED BY OR ALLEGEDLY LIKELY TO RESULT FROM LONG-TERM CONSUMPTION OF FOOD; AND TO CLARIFY THAT LOCAL GOVERNMENTS MAY NOT REGULATE THE SIZE OF SOFT DRINKS OFFERED FOR SALE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Without objection, the committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 846, A BILL TO BE ENTITLED AN ACT TO ENACT THE JOB AND EDUCATION PRIVACY ACT TO PREVENT EMPLOYERS AND COLLEGES FROM REQUIRING INDIVIDUALS TO DISCLOSE ACCESS INFORMATION FOR SOCIAL MEDIA AND PERSONAL ELECTRONIC MAIL ACCOUNTS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Without objection, the committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 982, A BILL TO BE ENTITLED AN ACT TO MODIFY THE MEDICAID SUBROGATION STATUTE IN RESPONSE TO THE UNITED STATES SUPREME COURT DECISION IN WOS V. E.M.A., with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Without objection, the committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Davis, Vice Chair, for Judiciary Subcommittee C, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 711, A BILL TO BE ENTITLED AN ACT TO DEFINE FUNDAMENTAL PARENTAL RIGHTS BY STATUTORY LAW, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Without objection, the committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

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H.B. 695, A BILL TO BE ENTITLED AN ACT TO PROTECT RIGHTS AND PRIVILEGES GRANTED UNDER THE UNITED STATES AND NORTH CAROLINA CONSTITUTIONS IN THE APPLICATION OF FOREIGN LAW, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Without objection, the committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

BILL PLACED ON CALENDAR

On motion of Representative T. Moore and without objection, **H.B. 273** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT CHARTER SCHOOLS MAY USE STATE FUNDS FOR OPERATIONAL LEASES AND MAY ASSIGN STATE FUNDS TO OBTAIN FUNDS FOR FACILITIES, EQUIPMENT, AND OPERATIONS; TO REQUIRE TRANSFER OF SUPPLEMENTAL TAXES FUNDS TO LOCAL CHARTER SCHOOLS OUTSIDE THE TAX DISTRICT ONLY IF SPECIFIC BALLOT LANGUAGE WAS USED WHEN APPROVED BY THE VOTERS; TO ELIMINATE OTHER FUNDS USED TO ACCOUNT FOR LOCAL SCHOOL ADMINISTRATIVE UNIT EXPENSES; AND TO REQUIRE ACCOUNTING OF CHARTER SCHOOL FUNDS AND A TIME LINE FOR THE TRANSFER OF FUNDS BY LOCAL BOARDS OF EDUCATION TO CHARTER SCHOOLS AND TO PROVIDE FOR ATTORNEYS' FEES, COSTS, AND INTEREST IN ACTIONS TO ENFORCE TRANSFERS, is placed on today's Calendar.

CALENDAR (continued)

H.B. 182 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE JOINT LEGISLATIVE EFFICIENCY AND COST SAVINGS IN STATE GOVERNMENT STUDY COMMISSION, AS RECOMMENDED BY THE LRC COMMITTEE ON EFFICIENCIES IN STATE GOVERNMENT, passes its second reading, by electronic vote (103-10), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 614 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AGRICULTURAL AND FORESTRY OPERATIONS ARE NOT NUISANCES UNDER CERTAIN CIRCUMSTANCES, passes its second reading, by electronic vote (112-1), and there being no objection is read a third time.

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The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 843 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ANY STUDENT OR STUDENT ORGANIZATION THAT IS CHARGED WITH A VIOLATION OF CONDUCT AT A CONSTITUENT INSTITUTION HAS A RIGHT TO BE REPRESENTED BY AN ATTORNEY OR NON-ATTORNEY ADVOCATE IN CERTAIN CASES, passes its second reading, by electronic vote (112-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 663 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE BURDEN OF PROOF IN PRODUCT LIABILITY CASES INVOLVING CERTAIN AGRICULTURAL COMMODITIES, passes its second reading by electronic vote (103-10).

Representative Richardson requests and is granted leave of the House to change her vote from "no" to "aye". The adjusted vote total is (104-9).

Representative T. Moore objects to the third reading. The bill remains on the Calendar.

H.B. 440 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA BENEFIT CORPORATION ACT.

Representative Stam offers Amendment No. 1 which is adopted by electronic vote (100-5).

Representative Jordan offers Amendment No. 2 which is adopted by electronic vote (93-16).

Representative Jordan offers Amendment No. 3 which is adopted by electronic vote (84-25).

Representative Jordan offers Amendment No. 4 which is adopted by electronic vote (89-20).

Representative Jordan offers Amendment No. 5 which is adopted by electronic vote (98-11).

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The bill, as amended, fails to pass its second reading, by electronic vote (53-59). The bill is placed on the Unfavorable Calendar.

Representative Murry requests and is granted leave of the House to change his vote from "aye" to "no". The adjusted vote total is (52-60).

H.B. 498 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REQUIRE HEALTH BENEFIT PLANS, INCLUDING THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, TO PROVIDE COVERAGE FOR THE TREATMENT OF AUTISM SPECTRUM DISORDERS.

REPRESENTATIVE T. MOORE PRESIDING.

Representative Wilkins offers Amendment No. 1 which is adopted by electronic vote (106-3).

Representative Szoka offers Amendment No. 2 which fails of adoption by electronic vote (35-76).

Representative Collins offers Amendment No. 3 which is adopted by electronic vote (109-2).

Representative Goodman offers Amendment No. 4 which fails of adoption by electronic vote (42-68).

Representative Fulghum offers Amendment No. 5 which fails of adoption by electronic vote (18-93).

SPEAKER TILLIS PRESIDING.

The bill, as amended, passes its second reading, by electronic vote (105-7), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative T. Moore withdraws his objection to the third reading of **H.B. 663** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO INCREASE THE BURDEN OF PROOF IN PRODUCT LIABILITY CASES INVOLVING CERTAIN AGRICULTURAL COMMODITIES, and the bill is before the Body.

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The bill passes its third reading and is ordered sent to the Senate by Special Message.

VOTE RECONSIDERED

H.B. 440 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA BENEFIT CORPORATION ACT.

Having voted with the prevailing side, Representative T. Moore moves that the vote by which the bill failed to pass its second reading, be reconsidered. The motion carries by electronic vote (68-42).

On motion of Representative T. Moore, the bill is withdrawn from the Calendar and re-referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

On motion of the Speaker, the House recesses, subject to the receipt of Committee Reports, the receipt of Messages from the Senate, and the referral of bills to committees, at 8:35 p.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

CALENDAR (continued)

H.B. 269 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CREATE SPECIAL EDUCATION SCHOLARSHIP GRANTS FOR CHILDREN WITH DISABILITIES.

Representative Stam offers Amendment No. 1 which is adopted by electronic vote (107-0).

Representative Brandon offers Amendment No. 2 which is adopted by electronic vote (105-3).

Representative Goodman requests and is granted leave of the House to change his vote from "no" to "aye". The adjusted vote total is (106-2).

Representative Hamilton offers Amendment No. 3.

The Chair rules that Amendment No. 3 is out of order.

The bill, as amended, passes its second reading, by electronic vote (74-37).

Representative L. Hall objects to third reading. The bill remains on the Calendar.

H.B. 450 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR BAIL PROCEDURE WHEN CONFINEMENT IS IMPOSED AS PUNISHMENT FOR CRIMINAL CONTEMPT, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 726, A BILL TO BE ENTITLED AN ACT EXEMPTING TIER ONE AND TWO COUNTIES FROM THE NONSUPPLANT REQUIREMENT UNDER THE LOW-WEALTH COUNTIES SCHOOL FUNDING FORMULA, MODIFYING THE NONSUPPLANT REQUIREMENT FOR SUBSEQUENT FISCAL YEARS, AND DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY ADJUSTMENTS TO SCHOOL FUNDING FORMULAS, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 755 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES NOTICE REQUIREMENTS TO AUTHORIZE ELECTRONIC NOTIFICATION AND DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO IDENTIFY OTHER NOTIFICATION REQUIREMENTS IN STATUTE OR RULE FOR WHICH ELECTRONIC NOTICE MAY BE ADEQUATE, which was temporarily displaced, with Amendment No. 1 pending, is before the Body.

Representative T. Moore calls the previous question on the amendment and the call is sustained by electronic vote (80-30).

Amendment No. 1 is adopted by electronic vote (68-41).

On motion of Representative McGrady, the bill is temporarily displaced.

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H.B. 730 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY CERTAIN LAWS PERTAINING TO ABORTION AND CONTRACEPTIVE HEALTH INSURANCE COVERAGE AND TO LIMIT ABORTION COVERAGE UNDER HEALTH INSURANCE PLANS OFFERED UNDER A HEALTH BENEFIT EXCHANGE OPERATING IN NORTH CAROLINA OR OFFERED BY A COUNTY OR MUNICIPALITY.

Representative Stam offers Amendment No. 1 which is adopted by electronic vote (79-32). This amendment changes the title.

Representative Insko offers Amendment No. 2 which fails of adoption by electronic vote (39-70).

Representative Schaffer offers Amendment No. 3 which is adopted by electronic vote (96-12).

Representative T. Moore calls the previous question on the passage of the bill and the call is sustained by electronic vote (71-36).

The bill, as amended, passes its second reading, by electronic vote (67-38). The caption having been amended, the bill remains on the Calendar.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative T. Moore and without objection the following bills are withdrawn from the Calendar, and re-referred to the Committee on Rules, Calendar, and Operations of the House.

H.B. 755 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES NOTICE REQUIREMENTS TO AUTHORIZE ELECTRONIC NOTIFICATION AND DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO IDENTIFY OTHER NOTIFICATION REQUIREMENTS IN STATUTE OR RULE FOR WHICH ELECTRONIC NOTICE MAY BE ADEQUATE.

H.B. 504 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW GOVERNING BOARDS OF CERTAIN COUNTIES, AND ALL MUNICIPALITIES LOCATED WITHIN THOSE COUNTIES, TO GIVE ELECTRONIC NOTICE.

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S.B. 287 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW GOVERNING BOARDS OF CERTAIN COUNTIES, ALL THE MUNICIPALITIES LOCATED WHOLLY IN THOSE COUNTIES, AND CERTAIN MUNICIPALITIES TO GIVE ELECTRONIC NOTICE.

CALENDAR (continued)

H.B. 683 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO BAR CIVIL ACTIONS AGAINST PACKERS, DISTRIBUTORS, MANUFACTURERS, CARRIERS, HOLDERS, SELLERS, MARKETERS, OR ADVERTISERS OF FOOD PRODUCTS THAT COMPLY WITH APPLICABLE STATUTORY AND REGULATORY REQUIREMENTS BASED ON CLAIMS ARISING OUT OF WEIGHT GAIN, OBESITY, A HEALTH CONDITION ASSOCIATED WITH WEIGHT GAIN OR OBESITY, OR OTHER GENERALLY KNOWN CONDITION ALLEGEDLY CAUSED BY OR ALLEGEDLY LIKELY TO RESULT FROM LONG-TERM CONSUMPTION OF FOOD; AND TO CLARIFY THAT LOCAL GOVERNMENTS MAY NOT REGULATE THE SIZE OF SOFT DRINKS OFFERED FOR SALE.

Representative B. Brown calls the previous question on the passage of the bill and the call is sustained by electronic vote (69-39).

The bill passes its second reading by electronic vote (73-36).

Representative Blackwell objects to the third reading. The bill remains on the Calendar.

H.B. 846 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE JOB AND EDUCATION PRIVACY ACT TO PREVENT EMPLOYERS AND COLLEGES FROM REQUIRING INDIVIDUALS TO DISCLOSE ACCESS INFORMATION FOR SOCIAL MEDIA AND PERSONAL ELECTRONIC MAIL ACCOUNTS.

Representative D. Hall offers Amendment No. 1 which is adopted by electronic vote (106-2).

Representative S. Ross requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (107-2).

The bill, as amended, passes its second reading, by electronic vote (110-2), and there being no objection is read a third time.

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Representative Brandon requests and is granted leave of the House to change his vote from "no" to "aye". The adjusted vote total is (111-1).

On motion of the Chair, the bill remains on the Calendar.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative L. Hall withdraws his objection to the third reading of **H.B. 269** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CREATE SPECIAL EDUCATION SCHOLARSHIP GRANTS FOR CHILDREN WITH DISABILITIES, and the bill is before the Body.

Representative Harrison offers Amendment No. 4 which fails of adoption by electronic vote (42-70).

The bill, as amended, passes its third reading by electronic vote (75-36) and is ordered engrossed and sent to the Senate by Special Message.

Representative Cleveland requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (76-36).

CALENDAR (continued)

H.B. 982 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE MEDICAID SUBROGATION STATUTE IN RESPONSE TO THE UNITED STATES SUPREME COURT DECISION IN WOS V. E.M.A., passes its second reading, by electronic vote (108-4), and there being no objection is read a third time.

Representative R. Moore requests and is granted leave of the House to change his vote from "no" to "aye". The adjusted vote total is (109-3).

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 362 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, CLARIFYING, AND SUBSTANTIVE CHANGES RELATING TO THE DEPARTMENT OF PUBLIC SAFETY AND TO ELIMINATE THE BENCHMARK CEILING RELATING TO PURCHASES AND CONTRACTS, passes its second reading, by electronic vote (111-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

May 15, 2013

H.B. 751, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA RELIGIOUS FREEDOM RESTORATION ACT.

Pursuant to Rule 36.1(a), Representative Howard, Senior Chair of the Committee on Finance, requests a fiscal note on the bill.

The bill is removed from the Calendar.

H.B. 711 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY ISSUES RELATING TO PARENTAL RIGHTS, passes its second reading, by electronic vote (109-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative Blackwell withdraws his objection to the third reading of **H.B. 683** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO BAR CIVIL ACTIONS AGAINST PACKERS, DISTRIBUTORS, MANUFACTURERS, CARRIERS, HOLDERS, SELLERS, MARKETERS, OR ADVERTISERS OF FOOD PRODUCTS THAT COMPLY WITH APPLICABLE STATUTORY AND REGULATORY REQUIREMENTS BASED ON CLAIMS ARISING OUT OF WEIGHT GAIN, OBESITY, A HEALTH CONDITION ASSOCIATED WITH WEIGHT GAIN OR OBESITY, OR OTHER GENERALLY KNOWN CONDITION ALLEGEDLY CAUSED BY OR ALLEGEDLY LIKELY TO RESULT FROM LONG-TERM CONSUMPTION OF FOOD; AND TO CLARIFY THAT LOCAL GOVERNMENTS MAY NOT REGULATE THE SIZE OF SOFT DRINKS OFFERED FOR SALE, and the bill is before the Body.

Representative Blackwell offers Amendment No. 1 which is adopted by electronic vote (63-49).

The bill, as amended, passes its third reading, by electronic vote (79-33), and is ordered engrossed and sent to the Senate by Special Message.

CALENDAR (continued)

H.B. 273 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT CHARTER SCHOOLS MAY USE STATE FUNDS FOR OPERATIONAL LEASES AND MAY ASSIGN STATE

FUNDS TO OBTAIN FUNDS FOR FACILITIES, EQUIPMENT, AND OPERATIONS; TO REQUIRE TRANSFER OF SUPPLEMENTAL TAXES FUNDS TO LOCAL CHARTER SCHOOLS OUTSIDE THE TAX DISTRICT ONLY IF SPECIFIC BALLOT LANGUAGE WAS USED WHEN APPROVED BY THE VOTERS; TO ELIMINATE OTHER FUNDS USED TO ACCOUNT FOR LOCAL SCHOOL ADMINISTRATIVE UNIT EXPENSES; AND TO REQUIRE ACCOUNTING OF CHARTER SCHOOL FUNDS AND A TIME LINE FOR THE TRANSFER OF FUNDS BY LOCAL BOARDS OF EDUCATION TO CHARTER SCHOOLS AND TO PROVIDE FOR ATTORNEYS' FEES, COSTS, AND INTEREST IN ACTIONS TO ENFORCE TRANSFERS.

Representative Horn offers Amendment No. 1 which is adopted by electronic vote (111-1). This amendment changes the title.

The bill, as amended, passes its second reading by electronic vote (71-40). The caption having been amended, the bill remains on the Calendar.

H.B. 643, A BILL TO BE ENTITLED AN ACT TO PROTECT MUNICIPAL AND COUNTY LAW ENFORCEMENT OFFICERS WHO REPORT IMPROPER OR UNLAWFUL GOVERNMENT ACTIVITY FROM RETALIATION, fails to pass its second reading by electronic vote (54-56).

The bill is placed on the Unfavorable Calendar.

Having voted with the prevailing side, Representative Cleveland moves that the vote by which the bill failed to pass its second reading, be reconsidered. The motion carries by electronic vote (63-47).

On motion of Representative T. Moore and without objection, the bill is withdrawn from the Calendar and re-referred to the Committee on Rules, Calendar, and Operations of the House.

MESSAGE FROM THE SENATE

The following is received from the Senate:

H.B. 484 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PERMITTING PROGRAM FOR THE SITING AND OPERATION OF WIND ENERGY FACILITIES, is returned for concurrence in the Senate committee substitute bill.

May 15, 2013

Without objection, the Senate committee substitute bill is placed on today's Calendar for immediate consideration.

On motion of Representative J. Bell, the House concurs in the Senate committee substitute bill, by electronic vote (111-1), and the bill is ordered enrolled and presented to the Governor by Special Message.

CALENDAR (continued)

H.B. 695 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT RIGHTS AND PRIVILEGES GRANTED UNDER THE UNITED STATES AND NORTH CAROLINA CONSTITUTIONS IN THE APPLICATION OF FOREIGN LAW.

Representative Whitmire calls the previous question on the passage of the bill and the call is sustained by electronic vote (79-30).

The bill passes its second reading by electronic vote (74-36).

Representative L. Hall objects to the third reading. The bill remains on the Calendar.

Representative T. Moore moves, seconded by Representative W. Brawley, that the House adjourn, subject to the receipt of Committee Reports, the receipt of Messages from the Senate, the referral of bills to committees, and modifications to the Calendar, to reconvene May 16 at 11:30 a.m.

The motion carries.

RE-REFERRAL

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 365**, A BILL TO BE ENTITLED AN ACT TO CALL A SPECIAL ELECTION TO FILL A VACANCY ON THE CHATHAM COUNTY BOARD OF EDUCATION, is withdrawn from the Committee on Government and re-referred to the Committee on Finance.

The House stands adjourned.

May 15, 2013

SIXTY-THIRD DAY

HOUSE OF REPRESENTATIVES
Thursday, May 16, 2013

The House meets at 11:30 a.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Deborah Ross.

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 15 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Farmer-Butterfield, Johnson, Lambeth, Langdon, Mobley, and Stevens for today. Representatives Brandon, Daughtry, Glazier, Lewis, Luebke, Michaux, and Steinburg are excused for a portion of the Session.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

H.B. 119, AN ACT AUTHORIZING THE UTILITIES COMMISSION TO ADOPT, IMPLEMENT, MODIFY, OR ELIMINATE A RATE ADJUSTMENT MECHANISM FOR NATURAL GAS LOCAL DISTRIBUTION COMPANY RATES.

H.B. 484, AN ACT TO ESTABLISH A PERMITTING PROGRAM FOR THE SITING AND OPERATION OF WIND ENERGY FACILITIES.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives McElraft and West, Chairs, for the Committee on Environment:

H.B. 938, A BILL TO BE ENTITLED AN ACT TO (1) DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES AND THE DEPARTMENT OF TRANSPORTATION TO JOINTLY

PETITION THE WILMINGTON DISTRICT OF THE UNITED STATES ARMY CORPS OF ENGINEERS TO ALLOW FOR GREATER FLEXIBILITY AND OPPORTUNITY TO PERFORM WETLANDS MITIGATION BEYOND THE IMMEDIATE WATERSHED WHERE DEVELOPMENT WILL OCCUR, (2) DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES AND THE ENVIRONMENTAL MANAGEMENT COMMISSION TO REVIEW FEES CHARGED BY THE ECOSYSTEM ENHANCEMENT PROGRAM; AND (3) DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO STUDY WHETHER THE STATE SHOULD ASSUME ADMINISTRATION OF THE SECTION 404 PERMITTING PROGRAM, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Without objection, the committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

By Representatives Dollar, Burr, Holloway, and Johnson, Chairs, for the Committee on Appropriations:

H.B. 980, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Without objection, the committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 767 (Committee Substitute), A BILL TO BE ENTITLED AN ACT ENACTING THE BRASS TO CLASS ACT, WHICH DIRECTS THE STATE BOARD OF EDUCATION TO ESTABLISH RULES FOR AWARDING CREDIT FOR PRIOR WORK EXPERIENCE GIVEN TO CERTAIN VETERANS FOR THE PURPOSE OF PLACING THEM ON STATE SALARY SCHEDULES, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Without objection, Committee Substitute Bill No. 2 is placed on today's Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representatives Howard, R. Brawley, Lewis, and Setzer, Chairs, for the Committee on Finance:

H.B. 107, A BILL TO BE ENTITLED AN ACT TO ALLOW A COUNTY WITHDRAWING FROM THE EASTERN REGION TO RECEIVE A DISTRIBUTION OF ITS SHARE OF THE MOTOR VEHICLE REGISTRATION TAX PROCEEDS AS WELL AS PAYMENTS MADE BY THE COUNTY IN LIEU OF TAXES, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

Without objection, the committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 267 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO SPECIFY THE CONDITIONS UNDER WHICH THE TURNPIKE AUTHORITY MAY COLLECT TOLLS ON AN EXISTING INTERSTATE HIGHWAY, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Without objection, Committee Substitute Bill No. 2 is placed on today's Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

S.B. 103 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE AUTHORITY COUNTIES AND CITIES HAVE TO USE SPECIAL ASSESSMENTS TO ADDRESS CRITICAL INFRA-STRUCTURE NEEDS, is read the first time and referred to the Committee on Government and, if favorable, to the Committee on Finance.

S.B. 174 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DISAPPROVE CERTAIN RULES ADOPTED BY THE NORTH CAROLINA INDUSTRIAL COMMISSION AND TO AMEND CERTAIN PROVISIONS OF THE WORKER'S COMPENSATION LAW, is read the first time and referred to the Committee on Regulatory Reform and, if favorable, to Judiciary Subcommittee A.

S.B. 269, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN ROWAN COUNTY OWNED PARCELS IN THE VICINITY OF THE ROWAN COUNTY AIRPORT FROM THE CORPORATE LIMITS OF THE CITY OF SALISBURY, is read the first time and referred to the Committee on Government and, if favorable, to the Committee on Finance.

May 16, 2013

S.B. 523 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY AND AMEND THE PENALTIES FOR A TAXPAYER'S FAILURE TO FILE A RETURN, is read the first time and referred to the Committee on Finance.

MESSAGES FROM THE SENATE

The following are received from the Senate:

H.B. 243 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING AN OWNER OF A SELF-STORAGE FACILITY WHO HAS A LIEN UPON PERSONAL PROPERTY TO DELIVER NOTICE OF THE PUBLIC SALE OF THE PROPERTY TO THE OCCUPANT BY CERTIFIED MAIL OR BY VERIFIED ELECTRONIC MAIL, TO PUBLISH NOTICE IN ANY COMMERCIALLY REASONABLE MANNER, TO CONDUCT THE SALE THROUGH AN ONLINE, PUBLICLY ACCESSIBLE AUCTION WEB SITE, AND TO INCREASE THE MINIMUM LATE FEES FOR SELF-STORAGE FACILITY RENTAL CONTRACTS, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar.

Upon concurrence the Senate committee substitute bill changes the title.

H.B. 254 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE REQUIREMENTS RELATED TO NOTICE OF LAND-USE PLANNING AND ZONING CHANGES TO BE GIVEN TO A MILITARY BASE BY COUNTIES OR CITIES NEAR THE MILITARY BASE, is returned for concurrence in one Senate amendment.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

S.B. 25, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT MEMBERS OF THE ARMED FORCES WHO ARE SERVING ON ACTIVE MILITARY DUTY IN THE ARMED FORCES OF THE UNITED STATES OUTSIDE THE STATE OF NORTH CAROLINA SHALL BE CONSIDERED RESIDENTS FOR PURPOSES OF OBTAINING CERTAIN HUNTING, FISHING, TRAPPING, AND SPECIAL ACTIVITY LICENSES, is read the first time and referred to the Committee on Agriculture and, if favorable, to the Committee on Finance.

May 16, 2013

S.B. 127 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH GEOGRAPHICALLY UNIFORM ZONES TO PROMOTE COLLABORATION FOR PROSPERITY WITHIN THIS STATE, TO REPEAL THE STATUTES RELATING TO THE REGIONAL ECONOMIC DEVELOPMENT COMMISSIONS AND TO TRANSFER THEIR FUNCTIONS WITHIN EACH ZONE TO THE DEPARTMENT OF COMMERCE, TO REQUIRE THE DEPARTMENTS OF COMMERCE, ENVIRONMENT AND NATURAL RESOURCES, AND TRANSPORTATION AND THE COMMUNITY COLLEGE SYSTEM TO MAINTAIN LIAISON PERSONNEL WITHIN EACH ZONE, AND TO CREATE THE STUDY COMMISSION ON INTERAGENCY COLLABORATION FOR PROSPERITY, is read the first time and referred to the Committee on Commerce and Job Development and, if favorable, to the Committee on Transportation.

S.B. 409 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND PROCEDURES AND TO PROVIDE FOR COSTS AND ATTORNEYS' FEES IN CIVIL NO-CONTACT ORDER CASES, is read the first time and referred to Judiciary Subcommittee C.

S.B. 553 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH GRIEVANCE AND APPEAL PROCEDURES FOR LOCAL MANAGEMENT ENTITY/MANAGED CARE ORGANIZATION (LME/MCO) MEDICAID ENROLLEES, is read the first time and referred to the Committee on Health and Human Services and, if favorable, to Judiciary Subcommittee A.

S.B. 613 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA MILITARY AFFAIRS COMMISSION, is read the first time and referred to the Committee on Homeland Security, Military, and Veterans Affairs.

S.B. 630, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS REGARDING DISPOSITION OF BLOOD EVIDENCE, ADMISSIBILITY OF REPORTS AFTER NOTICE AND DEMAND, AND EXPUNCTION OF DNA SAMPLES TAKEN UPON ARREST, is read the first time and referred to Judiciary Subcommittee B.

S.B. 636 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE BOATING SAFETY ACT BY INCREASING THE FINES AND OTHERWISE AMENDING THE PENALTY AND OTHER PROVISIONS OF THAT ACT AND BY AMENDING THE PENALTY PROVISIONS FOR SPECIFIC VIOLATIONS OF THE WILDLIFE LAWS, is read the first time and referred to the Committee on Agriculture and, if favorable, to Judiciary Subcommittee B.

May 16, 2013

CALENDAR

Action is taken on the following:

H.B. 421, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF MARSHVILLE, passes its third reading, by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Jones, Jordan, Lewis, Lucas, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 110.

Voting in the negative: None.

Excused absences: Representatives Daughtry, Farmer-Butterfield, Johnson, Lambeth, Langdon, Luebke, Mobley, Steinburg, and Stevens - 9.

H.B. 305, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF CHAPEL HILL TO AUTHORIZE THE TOWN TO PARTICIPATE IN ECONOMIC DEVELOPMENT PROJECTS THAT ARE NOT IN THE TOWN'S DOWNTOWN AREA, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 273 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT CHARTER SCHOOLS MAY USE STATE FUNDS FOR OPERATIONAL LEASES AND MAY ASSIGN STATE FUNDS TO OBTAIN FUNDS FOR FACILITIES, EQUIPMENT, AND

OPERATIONS; TO REQUIRE TRANSFER OF SUPPLEMENTAL TAXES FUNDS TO LOCAL CHARTER SCHOOLS OUTSIDE THE TAX DISTRICT ONLY IF SPECIFIC BALLOT LANGUAGE WAS USED WHEN APPROVED BY THE VOTERS; TO ELIMINATE OTHER FUNDS USED TO ACCOUNT FOR LOCAL SCHOOL ADMINISTRATIVE UNIT EXPENSES; AND TO REQUIRE ACCOUNTING OF CHARTER SCHOOL FUNDS AND A TIME LINE FOR THE TRANSFER OF FUNDS BY LOCAL BOARDS OF EDUCATION TO CHARTER SCHOOLS AND TO PROVIDE FOR ATTORNEYS' FEES, COSTS, AND INTEREST IN ACTIONS TO ENFORCE TRANSFERS.

The bill, as amended, passes its third reading, by electronic vote (73-38), and is ordered engrossed and sent to the Senate by Special Message.

Representative Insko requests and is granted leave of the House to be recorded as voting "no". The adjusted vote total is (73-39).

H.B. 695 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROTECT RIGHTS AND PRIVILEGES GRANTED UNDER THE UNITED STATES AND NORTH CAROLINA CONSTITUTIONS IN THE APPLICATION OF FOREIGN LAW.

Representative Davis offers Amendment No. 1 which is adopted by electronic vote (111-1).

The bill, as amended, passes its third reading, by electronic vote (70-41), and is ordered engrossed and sent to the Senate by Special Message.

Representative Lucas requests and is granted leave of the House to change his vote from "aye" to "no". The adjusted vote total is (69-42).

H.B. 730 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY CERTAIN LAWS PERTAINING TO ABORTION HEALTH INSURANCE COVERAGE AND TO LIMIT ABORTION COVERAGE UNDER HEALTH INSURANCE PLANS OFFERED UNDER A HEALTH BENEFIT EXCHANGE OPERATING IN NORTH CAROLINA OR OFFERED BY A COUNTY OR MUNICIPALITY.

Representative Stam offers Amendment No. 4 which is adopted by electronic vote (107-4).

REPRESENTATIVE T. MOORE PRESIDING.

May 16, 2013

Representative Schaffer calls the previous question on the passage of the bill and the call is sustained by electronic vote (70-36).

SPEAKER TILLIS PRESIDING.

The bill, as amended, passes its third reading, by electronic vote (73-39), and is ordered engrossed and sent to the Senate by Special Message.

H.B. 846 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE JOB AND EDUCATION PRIVACY ACT TO PREVENT EMPLOYERS AND COLLEGES FROM REQUIRING INDIVIDUALS TO DISCLOSE ACCESS INFORMATION FOR SOCIAL MEDIA AND PERSONAL ELECTRONIC MAIL ACCOUNTS.

On motion of Representative Saine, the bill is temporarily displaced.

H.B. 805 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE SOCIAL SERVICES COMMISSION TO ADOPT A POLICY PROHIBITING A FOSTER PARENT FROM SMOKING IN THE PRESENCE OF AN INFANT IN THE FOSTER PARENT'S CARE, passes its second reading, by electronic vote (96-12), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 814, A BILL TO BE ENTITLED AN ACT TO DIRECT THE ENVIRONMENTAL REVIEW COMMISSION TO STUDY THE REDUCTION AND CONSOLIDATION OF THE STATUTORY MODELS FOR ESTABLISHING, OPERATING, AND FINANCING CERTAIN ORGANIZATIONS THAT PROVIDE WATER AND SEWER SERVICES IN THE STATE, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

VOTE RECONSIDERED

H.B. 649 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE SMALL EMPLOYER GROUP HEALTH COVERAGE REFORM ACT TO MITIGATE THE EFFECTS OF THE FEDERAL AFFORDABLE CARE ACT ON NORTH CAROLINA'S SMALL BUSINESSES AND TO CODIFY A COURT FINDING.

May 16, 2013

Pursuant to Rule 24.1A, Representative T. Moore requests that he be excused from voting on this bill because he formerly represented the NC Bail Agent Association in litigation in a related matter. Representative Burr also requests that he be excused from voting on this bill. These requests are granted.

Having voted with the prevailing side, Representative Collins moves that the vote by which the bill passed its third reading, be reconsidered. The motion carries by electronic vote (111-0).

On motion of Representative Collins and without objection, the bill is withdrawn from the Calendar and re-referred to Judiciary Subcommittee C.

CALENDAR (continued)

H.B. 846 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENACT THE JOB AND EDUCATION PRIVACY ACT TO PREVENT EMPLOYERS AND COLLEGES FROM REQUIRING INDIVIDUALS TO DISCLOSE ACCESS INFORMATION FOR SOCIAL MEDIA AND PERSONAL ELECTRONIC MAIL ACCOUNTS, which was temporarily displaced, is before the Body.

Representative Saine offers Amendment No. 2 which is adopted by electronic vote (111-0).

Representative Saine offers Amendment No. 3 which is adopted by electronic vote (110-0).

Representatives Cunningham and Millis request and are granted leave of the House to be recorded as voting "aye". The adjusted vote total is (112-0).

Representative D. Hall calls the previous question on the passage of the bill and the call is sustained by electronic vote (78-34).

The bill, as amended, passes its third reading, by electronic vote (76-36), and is ordered engrossed and sent to the Senate by Special Message.

Representative Pittman requests and is granted leave of the House to change his vote from "no" to "aye". The adjusted vote total is (77-35).

On motion of the Speaker, the House recesses at 1:09 p.m.

May 16, 2013

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Davis, Vice Chair, for Judiciary Subcommittee C, with approval of standing committee Chair for report to be made directly to the floor of the House:

H.B. 649 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE SMALL EMPLOYER GROUP HEALTH COVERAGE REFORM ACT TO MITIGATE THE EFFECTS OF THE FEDERAL AFFORDABLE CARE ACT ON NORTH CAROLINA'S SMALL BUSINESSES AND TO CODIFY A COURT FINDING, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Without objection, Committee Substitute Bill No. 2 is placed on today's Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

CALENDAR (continued)

H.B. 649 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE SMALL EMPLOYER GROUP HEALTH COVERAGE REFORM ACT TO MITIGATE THE EFFECTS OF THE FEDERAL AFFORDABLE CARE ACT ON NORTH CAROLINA'S SMALL BUSINESSES, passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 980 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FUNDING IN THE STATE MEDICAID PROGRAM FOR THE 2012-2013 FISCAL YEAR, passes its second reading, by electronic vote (111-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 767 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT ENACTING THE BRASS TO CLASS ACT, WHICH DIRECTS THE STATE BOARD OF EDUCATION TO ESTABLISH RULES FOR AWARDING CREDIT FOR PRIOR WORK EXPERIENCE GIVEN TO CERTAIN VETERANS FOR THE PURPOSE OF PLACING THEM ON STATE SALARY SCHEDULES.

Representative Whitmire offers Amendment No. 1 which is adopted by electronic vote (112-0).

The bill, as amended, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

Representative Speciale requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (111-0).

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

H.B. 267 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO SPECIFY THE CONDITIONS UNDER WHICH THE TURNPIKE AUTHORITY MAY COLLECT TOLLS ON AN EXISTING INTERSTATE HIGHWAY, passes its second reading by the following vote.

Those voting in the affirmative are: Speaker Tillis; Representatives Adams, Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Jones, Jordan, Lewis, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, Whitmire, Wilkins, and Wray - 113.

Voting in the negative: None.

May 16, 2013

Excused absences: Representatives Farmer-Butterfield, Johnson, Lambeth, Langdon, Mobley, and Stevens - 6.

Without objection, the bill is placed on the Calendar of May 21.

H.B. 107 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW A COUNTY FROM THE EASTERN REGION TO RECEIVE A DISBURSEMENT OF ITS SHARE OF THE MOTOR VEHICLE REGISTRATION TAX PROCEEDS AS WELL AS PAYMENTS MADE BY THE COUNTY IN LIEU OF TAXES, passes its second reading by electronic vote (71-38).

Representative C. Graham requests and is granted leave of the House to be recorded as voting "no". The adjusted vote total is (71-39).

Representative Tolson objects to the third reading. The bill remains on the Calendar.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative Tolson withdraws his objection to the third reading of **H.B. 107** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW A COUNTY FROM THE EASTERN REGION TO RECEIVE A DISBURSEMENT OF ITS SHARE OF THE MOTOR VEHICLE REGISTRATION TAX PROCEEDS AS WELL AS PAYMENTS MADE BY THE COUNTY IN LIEU OF TAXES, and the bill is before the Body.

Representative Hamilton offers Amendment No. 1 which is adopted by electronic vote (108-0).

The amendment changes the bill from public to local.

The bill, as amended, passes its third reading by electronic vote (87-22), and is ordered engrossed and sent to the Senate by Special Message.

CALENDAR (continued)

H.B. 938 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO (1) CLARIFY THE FUNCTIONAL VALUE OF ISOLATED WETLANDS AND INTERMITTENT STREAMS, (2) DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES AND THE DEPARTMENT OF TRANSPORTATION TO JOINTLY PETITION THE WILMINGTON DISTRICT OF THE UNITED STATES ARMY CORPS OF ENGINEERS TO ALLOW FOR GREATER FLEXIBILITY AND OPPORTUNITY TO PERFORM WETLANDS MITIGATION BEYOND

THE IMMEDIATE WATERSHED WHERE DEVELOPMENT WILL OCCUR; AND (3) DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES AND THE ENVIRONMENTAL MANAGEMENT COMMISSION TO REVIEW FEES CHARGED BY THE ECO-SYSTEM ENHANCEMENT PROGRAM, passes its second reading, by electronic vote (108-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Representative T. Moore moves, seconded by Representative Tolson, that the House adjourn, subject to the receipt of Messages from the Senate and the referral of bills to committees, to reconvene Monday, May 20, 2013 at 12:00 Noon.

The motion carries.

RE-REFERRALS

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 654**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ANY ENERGY SAVINGS REALIZED BY STATE AGENCIES MAY REMAIN AVAILABLE TO THE AGENCY FOR OTHER FACILITY UPGRADES RELATED TO REDUCING ENERGY AND WATER CONSUMPTION, is withdrawn from the Committee on Public Utilities and Energy and re-referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 676**, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE DIETETICS/NUTRITION BOARD AND TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO SUBMIT A STATE PLAN AMENDMENT TO THE CENTERS FOR MEDICARE AND MEDICAID SERVICES TO REMOVE FROM THE MEDICAID STATE PLAN ANY STATE LICENSING REQUIREMENTS FOR DIETITIANS OR NUTRITIONISTS, is withdrawn from the Committee on Health and Human Services and re-referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 848** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STUDY (1) WAYS TO PROTECT CHILDREN FROM THE HEALTH IMPACTS OF TOXIC CHEMICALS FOUND IN CHILDREN'S PRODUCTS AND (2) A PROCESS FOR THE DIVISION

OF PUBLIC HEALTH IN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES IN CONSULTATION WITH THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO IDENTIFY AND DESIGNATE CHEMICALS OF HIGH CONCERN AND PRIORITY CHEMICALS, is withdrawn from the Committee on Health and Human Services and re-referred to the Committee on Rules, Calendar, and Operations of the House.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative T. Moore and without objection, **H.B. 820** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ABOLISH THE COURTS COMMISSION AND PROVIDE THAT THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON JUSTICE AND PUBLIC SAFETY SHALL PROVIDE OVERSIGHT OF THE COURTS, TO PROVIDE THAT VACANCIES IN THE OFFICE OF DISTRICT COURT JUDGE SHALL BE FILLED BY APPOINTMENT OF THE GOVERNOR, AND TO PROVIDE FOR THE BEST AND MOST EFFICIENT USE OF DISTRICT COURT RESOURCES BY ENSURING THAT MAGISTRATES ARE USED FULLY FOR TRAFFIC COURT AND OTHER MATTERS TO WHICH THEY MAY BE ASSIGNED SO THAT DISTRICT COURT JUDGES ARE AVAILABLE FOR SPECIALIZED CASES AND OTHER MATTERS MORE SUITED TO THE EXPERTISE OF A DISTRICT COURT JUDGE, is withdrawn from the Calendar 36(b), and re-referred to the Committee on Rules, Calendar, and Operations of the House.

The House stands adjourned at 3:00 p.m.

SIXTY-FOURTH DAY

HOUSE OF REPRESENTATIVES
Monday, May 20, 2013

The House meets at 12:00 Noon pursuant to adjournment and is called to order by Representative Stam, Speaker Pro Tempore.

The following prayer is offered by Representative Ruth Samuelson:

May 20, 2013

"Our Father who is in heaven, hallowed be Your name! Your kingdom come. Your will be done on earth, as it is now done in heaven. Give us today our daily bread and forgive us our sins as we forgive those who sin against us. Do not lead us into temptation but deliver us from evil, for Yours is the kingdom, and the power, and the glory forever and ever! Amen."

Representative Samuelson leads the Body in the Pledge of Allegiance.

Representative Samuelson, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 16 has been examined and found correct. Upon her motion, the Journal is approved as written.

There are no excused absences for today.

THE RECEIVING OF PETITIONS, MEMORIALS AND PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO THE HOUSE

North Carolina General Assembly
House of Representatives

Representative Deborah Ross
34th District

May 20, 2013

The Honorable Thom Tillis
Speaker of the House of Representatives
16 West Jones Street, Room 2304
Raleigh, NC 27601-1096

Dear Speaker Tillis:

It has been my deepest honor to represent Districts 38 and 34 for the past 10 years and to serve the people of our great State in the North Carolina House. The people of Wake County are diverse, talented, and spirited. I am honored by their faith in me and proud to have served as their Representative.

As you know, I have decided to step down from the House prior to adjournment of the 2013 Long Session. Please consider this letter as official notification that I will resign from the House effective at noon, Saturday, June 1, 2013.

May 20, 2013

It has been a pleasure to work with my colleagues in the North Carolina House. Thank you for all you do for our State.

Very truly yours,
S/ Deborah K. Ross

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 484, AN ACT TO ESTABLISH A PERMITTING PROGRAM FOR THE SITING AND OPERATION OF WIND ENERGY FACILITIES. (S.L. 2013-51)

H.B. 149, AN ACT TO MAKE IT A CRIMINAL OFFENSE TO FAIL TO REPORT THE DISAPPEARANCE OF A CHILD TO LAW ENFORCEMENT, TO INCREASE THE CRIMINAL PENALTY FOR CONCEALING THE DEATH OF A CHILD, TO INCREASE THE CRIMINAL PENALTY FOR MAKING A FALSE, MISLEADING, OR UNFOUNDED REPORT TO A LAW ENFORCEMENT AGENCY OR OFFICER FOR THE PURPOSE OF INTERFERING OR OBSTRUCTING AN INVESTIGATION INVOLVING A MISSING CHILD OR CHILD VICTIM OF A CLASS A, B1, B2, OR C FELONY, AND TO MAKE IT A CLASS 1 MISDEMEANOR FOR A PERSON TO FAIL TO REPORT THE ABUSE, NEGLECT, DEPENDENCY, OR DEATH DUE TO MAL-TREATMENT OF A JUVENILE OR TO PREVENT ANOTHER PERSON FROM MAKING SUCH REPORT. (S.L. 2013-52)

S.B. 91, AN ACT TO CLARIFY THE LAW PERTAINING TO ADMINISTRATIVE ACTION THAT MAY BE TAKEN BY AN OCCUPATIONAL LICENSING BOARD AS A RESULT OF EXPUNGED CHARGES OR CONVICTIONS UNDER G.S. 15A-145.4 AND G.S. 15A-145.5; TO PROHIBIT AN EMPLOYER OR EDUCATIONAL INSTITUTION FROM REQUESTING THAT AN APPLICANT PROVIDE INFORMATION REGARDING AN ARREST, CRIMINAL CHARGE, OR CRIMINAL CONVICTION OF THE APPLICANT THAT HAS BEEN EXPUNGED; AND TO REQUIRE A STATE OR LOCAL GOVERNMENT AGENCY TO ADVISE AN APPLICANT THAT THE APPLICANT IS NOT REQUIRED TO DISCLOSE INFORMATION REGARDING AN ARREST, CRIMINAL CHARGE, OR CRIMINAL CONVICTION OF THE APPLI-CANT THAT HAS BEEN EXPUNGED PRIOR TO REQUESTING DISCLOSURE. (S.L. 2013-53)

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H.B. 119, AN ACT AUTHORIZING THE UTILITIES COMMISSION TO ADOPT, IMPLEMENT, MODIFY, OR ELIMINATE A RATE ADJUSTMENT MECHANISM FOR NATURAL GAS LOCAL DISTRIBUTION COMPANY RATES. (S.L. 2013-54)

H.B. 706, AN ACT TO PROVIDE THAT THE DISPOSAL OF ON-SITE DEMOLITION DEBRIS FROM THE DECOMMISSIONING OF MANUFACTURING BUILDINGS, INCLUDING ELECTRIC GENERATING STATIONS, IS EXEMPT FROM THE LANDFILL PERMITTING REQUIREMENTS. (S.L. 2013-55)

MESSAGES FROM THE SENATE

The following are received from the Senate:

H.B. 433 (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO SUPPORT THE ACTIVITIES OF THE ARMED FORCES AND TO MAINTAIN AND ENHANCE THE MILITARY'S PRESENCE IN NORTH CAROLINA BY REGULATING THE HEIGHT OF BUILDINGS AND STRUCTURES LOCATED IN AREAS THAT SURROUND MILITARY INSTALLATIONS IN THE STATE, is returned for concurrence in Senate Committee Substitute Bill No. 2.

Pursuant to Rule 36(b), the Senate Committee Substitute Bill No. 2 is placed on the Calendar of May 21.

S.B. 85, A BILL TO BE ENTITLED AN ACT TO CONFORM AND MODIFY THE STATUTES ON INITIAL VOTES BY CITY AND COUNTY GOVERNING BOARDS, is read the first time and referred to the Committee on Government.

S.B. 112 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN ENVIRONMENTAL AND NATURAL RESOURCES LAWS TO (1) CLARIFY THAT EXTENDED-DURATION PERMITS FOR SANITARY LANDFILLS AND TRANSFER STATIONS AUTHORIZED BY S.L. 2012-187 ARE PERMITS FOR OPERATION AS WELL AS CONSTRUCTION; (2) CLARIFY THE PROCESS FOR APPEALS FROM CIVIL PENALTIES ASSESSED BY A LOCAL GOVERNMENT THAT HAS ESTABLISHED AND ADMINISTERS AN EROSION AND SEDIMENTATION CONTROL PROGRAM APPROVED UNDER G.S. 113A-60 AND PROVIDE THAT CIVIL PENALTIES ASSESSED BY A LOCAL GOVERNMENT PURSUANT TO THE SEDIMENTATION POLLUTION CONTROL ACT OF 1973 SHALL BE REMITTED TO

THE CIVIL PENALTY AND FORFEITURE FUND; (3) AMEND DREDGE AND FILL PERMIT APPLICANT PROCEDURE FOR NOTICE TO ADJOINING PROPERTY OWNERS; (4) MAKE TECHNICAL AND CONFORMING CHANGES TO PROTECTED SPECIES, MARINE, AND WILDLIFE RESOURCES STATUTES; (5) MAKE CLARIFYING AND CONFORMING CHANGES TO THE STATUTES PERTAINING TO THE MANAGEMENT OF SNAKES AND OTHER REPTILES; (6) AMEND THE ADMINISTRATIVE PROCEDURE ACT TO PROVIDE THE WILDLIFE RESOURCES COMMISSION WITH TEMPORARY RULE-MAKING AUTHORITY FOR MANNER OF TAKE; (7) AMEND THE DEFINITION OF "BUILT-UPON AREA"; (8) CLARIFY THOSE UNDER-GROUND STORAGE TANKS THAT ARE NOT REQUIRED TO PROVIDE SECONDARY CONTAINMENT UNTIL JANUARY 1, 2020; (9) AMEND THE RULES THAT PERTAIN TO OPEN BURNING FOR LAND CLEARING OR RIGHT OF WAY MAINTENANCE; (10) EXEMPT PONDS THAT ARE CONSTRUCTED AND USED FOR AGRICULTURAL PURPOSES FROM RIPARIAN BUFFER RULES; (11) PROVIDE FOR LOW-FLOW DESIGN ALTERNATIVES FOR WASTEWATER SYSTEMS; (12) AMEND THE CONTINUING EDUCATION REQUIREMENTS FOR CERTIFIED WELL CONTRACTORS; (13) DIRECT THE DEPARTMENT OF TRANSPORTATION TO ADOPT RULES FOR SELECTIVE PRUNING WITHIN HIGHWAY RIGHTS-OF-WAY; (14) PROHIBIT PUBLIC ENTITIES FROM PURCHASING OR ACQUIRING PROPERTY WITH KNOWN CONTAMINATION WITHOUT APPROVAL OF THE GOVERNOR AND COUNCIL OF STATE; AND (15) LIMIT LOCAL GOVERNMENT REGULATION OF STORAGE, RETENTION, OR USE OF NONHAZARDOUS RECYCLED MATERIALS, is read the first time and referred to the Committee on Environment.

S.B. 151 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND MARINE FISHERIES LAWS, AMEND THE LAW GOVERNING THE CONSTRUCTION OF TERMINAL GROINS, AMEND CAMA PERMITTING LAWS, AND CLARIFY THAT CITIES AND COUNTIES MAY ENFORCE ORDINANCES WITHIN THE STATE'S PUBLIC TRUST AREAS, is read the first time and referred to the Committee on Environment.

S.B. 156, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LEGISLATIVE ETHICS COMMITTEE'S INVESTIGATIVE PROCEDURES AND TO MAKE OTHER TECHNICAL CHANGES AS RECOM-MENDED BY THE LEGISLATIVE ETHICS COMMITTEE, is read the first time and referred to the Committee on Ethics.

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S.B. 182 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ELIMINATE APPEALS FOR INFRACTIONS, TO MODIFY APPEALS TO THE SUPERIOR COURT IN PROBATION REVOCATIONS IN WHICH THE DEFENDANT HAS WAIVED A HEARING, TO AMEND THE LAW PERTAINING TO RESENTENCING UPON THE REVERSAL OF A SENTENCE ON APPELLATE REVIEW, AND TO RECLASSIFY CERTAIN MISDEMEANORS AS INFRACTIONS, is read the first time and referred to Judiciary Subcommittee B.

S.B. 210, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE APPOINTMENT OF CHIEF MAGISTRATES, is read the first time and referred to Judiciary Subcommittee C.

S.B. 211, A BILL TO BE ENTITLED AN ACT AUTHORIZING CITIES TO PROVIDE ANNUAL NOTICE TO CHRONIC VIOLATORS OF PUBLIC NUISANCE ORDINANCES BY REGULAR MAIL AND POSTING, is read the first time and referred to the Committee on Government.

S.B. 226 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REPEAL A 1935 DURHAM COUNTY LOCAL ACT CONCERNING FIREARM REGISTRATION, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

S.B. 236 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING COUNTIES TO ASSUME RESPONSIBILITY FOR CONSTRUCTION, IMPROVEMENT, OWNERSHIP, AND ACQUISITION OF PUBLIC SCHOOL PROPERTY, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

S.B. 257 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENABLE THE TRANSITION OF PROPERTIES OF THE AREA ALONG THEIR COMMON BOUNDARY BETWEEN ALAMANCE COUNTY AND GUILFORD COUNTY BY REQUIRING A SURVEY OF THE BOUNDARY LINE BETWEEN THE COUNTIES, is read the first time and referred to the Committee on Government.

S.B. 294 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW ENTITIES REGULATED UNDER PHASE II OF THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PROGRAM TO UTILIZE THE DEPARTMENT OF TRANSPORTATION'S BEST MANAGEMENT PRACTICES TOOLBOX FOR LINEAR TRANSPORTATION PROJECTS, is read the first time and referred to the Committee on Commerce and Job Development.

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S.B. 297, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE CITY OF WINSTON-SALEM MAY UNDERTAKE CERTAIN ECONOMIC DEVELOPMENT ACTIVITIES WITHOUT COMPLYING WITH THE STATE'S CONTRACT LAWS, is read the first time and referred to the Committee on Government.

S.B. 376 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE WILDLIFE RESOURCES COMMISSION TO ENACT RULES FOR THE YEAR ROUND TRAPPING OF COYOTES AND ESTABLISH A PERMIT FOR THE YEAR ROUND TRAPPING OF COYOTES BY LANDOWNERS AND LESSEES ON THEIR LAND; TO PROVIDE THE WILDLIFE RESOURCES COMMISSION WITH AUTHORITY TO ESTABLISH TRAPPING SEASONS IN THE EXERCISE OF ITS TEMPORARY RULE-MAKING AUTHORITY; TO INCREASE THE PENALTY FOR UNLAWFULLY SELLING, POSSESSING FOR SALE, BUYING A FOX, OR TAKING ANY FOX BY UNLAWFUL TRAPPING OR WITH THE AID OF ANY ELECTRONIC CALLING DEVICE; AND TO CREATE PENALTIES FOR REMOVING A LIVE COYOTE FROM A TRAP AND TRANSPORTING A LIVE COYOTE AFTER REMOVAL, is read the first time and referred to the Committee on Agriculture.

S.B. 406, A BILL TO BE ENTITLED AN ACT TO REPEAL LAWS AND ORDINANCES THAT WERE DENIED PRECLEARANCE UNDER SECTION 5 OF THE VOTING RIGHTS ACT OF 1965, is read the first time and referred to the Committee on Elections.

S.J.R. 431, A JOINT RESOLUTION TO CONFIRM THE GOVERNOR'S APPOINTMENT OF RAY GRACE TO THE OFFICE OF COMMISSIONER OF BANKS, is read the first time and referred to the Committee on Banking.

S.B. 463, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW PROVIDING FOR MINIMUM STANDARDS FOR JAIL DORMITORIES TO ALLOW COUNTIES WITH POPULATIONS IN EXCESS OF TWO HUNDRED FIFTY THOUSAND TO HOUSE SIXTY-FOUR INMATES PER DORMITORY SO LONG AS CERTAIN MINIMUM STANDARDS ARE MET, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

S.B. 468 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO SPECIFY THAT WHEN APPLIANCE INSTALLERS ARE LICENSED TO PERFORM ALL ASPECTS OF AN INSTALLATION, JUST ONE PERMIT AND INSPECTION WILL BE REQUIRED, is read the first time and referred to the Committee on Regulatory Reform.

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S.B. 475 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS TECHNICAL, CLARIFYING, AND OTHER CHANGES TO THE PROFESSIONAL EMPLOYER ORGANIZATION STATUTES, is read the first time and referred to the Committee on Insurance.

S.B. 477 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT INSURERS AND HEALTH BENEFIT PLANS FROM LIMITING OR FIXING THE FEE AN OPTOMETRIST MAY CHARGE PATIENTS FOR SERVICES OR MATERIALS UNLESS THE SERVICES OR MATERIALS ARE COVERED BY REIMBURSEMENT UNDER THE PLAN OR INSURER CONTRACT WITH THE OPTOMETRIST, AND TO REQUIRE OPTOMETRISTS TO PROVIDE A WRITTEN DISCLOSURE TO PATIENTS, is read the first time and referred to the Committee on Insurance.

S.B. 494 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COMMUNITY SERVICE AS A DISCRETIONARY CONDITION OF POST-RELEASE SUPERVISION AND TO AMEND THE REQUIREMENTS FOR VOTING BY THE POST-RELEASE SUPERVISION AND PAROLE COMMISSION ON MATTERS COMING BEFORE THE COMMISSION, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

S.B. 501 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE DEFINITION OF ALL-TERRAIN VEHICLE TO REFLECT CHANGES IN THE TYPES OF ALL-TERRAIN VEHICLES SOLD IN NORTH CAROLINA, is read the first time and referred to the Committee on Transportation.

S.B. 515 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE NUTRIENT MANAGEMENT STANDARDS APPLICABLE TO THE JORDAN LAKE WATERSHED, is read the first time and referred to the Committee on Environment.

S.B. 580 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA CONTAMINATION SOURCE REMOVAL AND DISPOSAL BOARD, AND TO DIRECT THE BOARD AND THE DIVISION OF WASTE MANAGEMENT OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO STUDY DEVELOPMENT AND IMPLEMENTATION OF A PILOT PROGRAM TO ALLOW A PUBLIC-PRIVATE PARTNERSHIP FOR THE SAFE AND EXPEDITED REMEDIATION OF PRE-1983 LANDFILLS AT LITTLE OR NO COST TO THE STATE, is read the first time and referred to the Committee on Environment.

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S.B. 583 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS AMENDMENTS TO THE STATUTES THAT REGULATE SECONDARY METALS RECYCLERS, is read the first time and referred to Judiciary Subcommittee C.

S.B. 584, A BILL TO BE ENTITLED AN ACT TO EXPAND THE PROTECTION AGAINST FALSE LIENS TO INCLUDE THE IMMEDIATE FAMILY OF A PUBLIC OFFICER OR PUBLIC EMPLOYEE, is read the first time and referred to Judiciary Subcommittee B.

S.B. 614 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE INSURANCE LAWS RELATING TO THE NOTICE REQUIRED FOR CANCELLATION OF WORKERS' COMPENSATION INSURANCE POLICIES, is read the first time and referred to Judiciary Subcommittee A and, if favorable, to the Committee on Commerce and Job Development.

S.B. 653, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO DEVELOP DESIGN AND CONSTRUCTION STANDARDS SPECIFIC TO GREENWAYS, is read the first time and referred to the Committee on Transportation.

S.B. 689 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE TRAPPING LAW RELATING TO CONIBEAR TYPE TRAPS, is read the first time and referred to the Committee on Agriculture.

S.B. 717 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES DISCRETION IN ASSESSING PENALTIES AND SUSPENSIONS ON SAFETY INSPECTION LICENSE HOLDERS FOR SAFETY INSPECTION LAW VIOLATIONS, is read the first time and referred to the Committee on Transportation.

WITHDRAWAL OF BILLS FROM COMMITTEE

On motion of Representative Samuelson and without objection, the following are withdrawn from the Committee on Rules, Calendar, and Operations of the House and pursuant to Rule 36(b), are placed on the Calendar of May 21.

H.R. 508, A HOUSE RESOLUTION HONORING THE FOUNDERS OF MECKLENBURG COUNTY WHILE OBSERVING THE COUNTY'S TWO HUNDRED FIFTIETH ANNIVERSARY.

May 20, 2013

H.R. 576, A HOUSE RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF WADE WHILE OBSERVING THE TOWN'S ONE HUNDREDTH ANNIVERSARY.

H.R. 577, A HOUSE RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF LINDEN WHILE OBSERVING THE TOWN'S ONE HUNDREDTH ANNIVERSARY.

H.R. 1010, A HOUSE RESOLUTION HONORING THE LIFE AND MEMORY OF LEANDER ALTON RESPASS, THE FIRST AFRICAN-AMERICAN POLICE OFFICER IN THE ELIZABETH CITY POLICE DEPARTMENT.

On motion of Representative Samuelson and without objection, the following are withdrawn from the Committee on Rules, Calendar, and Operations of the House and pursuant to Rule 36(b), are placed on the Calendar of May 22.

H.B. 241, A BILL TO BE ENTITLED AN ACT TO MAKE THE BLUE MONDAY SHAD FRY IN EAST ARCADIA LOCATED ON THE CAPE FEAR RIVER LOCK AND DAM #1 IN BLADEN COUNTY AND SOUTHEAST COLUMBUS COUNTY THE OFFICIAL STATE BLUE MONDAY SHAD FRY.

H.R. 507, A HOUSE RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF NEWLAND ON THE TOWN'S ONE HUNDREDTH ANNIVERSARY.

H.B. 917, A BILL TO BE ENTITLED AN ACT ADOPTING THE DUBLIN PEANUT FESTIVAL AS THE STATE OFFICIAL PEANUT FESTIVAL.

On motion of Representative Samuelson and without objection, **H.J.R. 169**, A JOINT RESOLUTION EXPRESSING GRATITUDE TO THE MEMBERS OF THE MILITARY FOR THEIR SERVICE AND HONORING THE MEMORY OF THOSE KILLED IN THE LINE OF DUTY, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and pursuant to Rule 36(b), is placed on the Calendar of May 23.

On motion of Representative Samuelson, seconded by Representative Speciale, the House adjourns at 12:14 p.m. to reconvene May 21 at 2:00 p.m.

May 20, 2013

SIXTY-FIFTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, May 21, 2013

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Winkie Wilkins.

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 20 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Hamilton, Howard, and Wray for today.

INTRODUCTION OF PAGES

Pages for the week of May 20 are introduced to the membership. They are: Tabitha Dean of Rockingham; Kenneth Erickson of Stokes; Joshua Gerrans of Carteret; Travis Gillespie of Moore; David Jones of Henderson; Madison Jillani of Mecklenburg; Abhay Komandur of Cumberland; Graham Lowder of Wake; Elizabeth Mizenko of Wake; Samuel Reeder of Rowan; Andrew Scott of Wake; Justin Scott of Wake; Mahnaz Shujrah of Guilford; Kaleb Sides of Rowan; Trista Spencer of Hyde; Lauren Strickland of Forsyth; Ethan Tyler of Gates; and Joseph Webster of Iredell.

CALENDAR

Action is taken on the following:

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 243 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING AN OWNER OF A SELF-STORAGE FACILITY WHO HAS A LIEN UPON PERSONAL PROPERTY TO DELIVER NOTICE OF THE PUBLIC SALE OF THE PROPERTY TO THE OCCUPANT BY CERTIFIED MAIL OR BY VERIFIED ELECTRONIC MAIL, TO PUBLISH NOTICE IN ANY COMMERCIALLY REASONABLE

MANNER, TO CONDUCT THE SALE THROUGH AN ONLINE, PUBLICLY ACCESSIBLE AUCTION WEB SITE, AND TO INCREASE THE MINIMUM LATE FEES FOR SELF-STORAGE FACILITY RENTAL CONTRACTS.

REPRESENTATIVE T. MOORE PRESIDING.

Pursuant to Rule 24.1A(c), the request that Representative Presnell be excused from voting on March 26 is continued.

Representative Stevens moves that the House concur in the Senate committee substitute bill. The motion fails by electronic vote (47-68).

On motion of Representative Stevens, the House does not concur in the Senate committee substitute bill, by electronic vote (108-7), and conferees are requested.

Representative Bumgardner requests and is granted leave of the House to change his vote from "no" to "aye". The adjusted vote total is (109-6).

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representatives W. Brawley and Iler, Chairs, for the Committee on Transportation:

H.B. 236, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE PERMANENT REGISTRATION PLATES TO PUBLIC AUTHORITIES AND SPECIAL DISTRICTS, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 67, A BILL TO BE ENTITLED AN ACT TO MAKE CHARTER SCHOOLS ELIGIBLE TO RECEIVE PERMANENT REGISTRATION PLATES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

CALENDAR (continued)

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 254 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE REQUIREMENTS RELATED TO NOTICE OF LAND-USE PLANNING AND ZONING CHANGES TO BE GIVEN TO A MILITARY BASE BY COUNTIES OR CITIES NEAR THE MILITARY BASE.

On motion of Representative Glazier, the House concurs in the Senate amendment, by electronic vote (115-1), and the bill is ordered enrolled and presented to the Governor.

Representative Presnell requests and is granted leave of the House to change her vote from "no" to "aye". The adjusted vote total is (116-0).

H.B. 433 (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO SUPPORT THE ACTIVITIES OF THE ARMED FORCES AND TO MAINTAIN AND ENHANCE THE MILITARY'S PRESENCE IN NORTH CAROLINA BY REGULATING THE HEIGHT OF BUILDINGS AND STRUCTURES LOCATED IN AREAS THAT SURROUND MILITARY INSTALLATIONS IN THE STATE.

On motion of Representative J. Bell, the House does not concur in Senate Committee Substitute Bill No. 2, by electronic vote (113-3), and conferees are requested.

The Chair appoints Representative J. Bell, Chair; Representatives Whitmire, Stam, and Glazier as conferees on the part of the House and the Senate is so notified by Special Message.

H.R. 508, A HOUSE RESOLUTION HONORING THE FOUNDERS OF MECKLENBURG COUNTY WHILE OBSERVING THE COUNTY'S TWO HUNDRED FIFTIETH ANNIVERSARY.

The resolution is adopted, by electronic vote (114-0), and ordered printed.

H.R. 576, A HOUSE RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF WADE WHILE OBSERVING THE TOWN'S ONE HUNDREDTH ANNIVERSARY.

May 21, 2013

The resolution is adopted, by electronic vote (113-0), and ordered printed.

H.R. 577, A HOUSE RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF LINDEN WHILE OBSERVING THE TOWN'S ONE HUNDREDTH ANNIVERSARY.

The resolution is adopted, by electronic vote (113-0), and ordered printed.

H.R. 1010, A HOUSE RESOLUTION HONORING THE LIFE AND MEMORY OF LEANDER ALTON RESPASS, THE FIRST AFRICAN-AMERICAN POLICE OFFICER IN THE ELIZABETH CITY POLICE DEPARTMENT.

The resolution is adopted, by electronic vote (116-0), and ordered printed.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representatives Hollo and Jones, Chairs, for the Committee on Health and Human Services:

H.B. 580, A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, TO DEVELOP AND ESTABLISH A STATEWIDE TELEPSYCHIATRY PROGRAM, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 971, A BILL TO BE ENTITLED AN ACT ESTABLISHING THE FAMILY FOR EVERY CHILD FOSTER CARE INITIATIVE TO IMPROVE PERMANENCY OUTCOMES FOR CHILDREN LIVING IN FOSTER CARE, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

May 21, 2013

H.B. 973, A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, TO DEVELOP A TWO-TIERED SYSTEM OF PAYMENT FOR LOCAL INPATIENT PSYCHIATRIC BEDS OR BED DAYS BASED ON ACUITY LEVEL; REQUIRING THE DEPARTMENT TO ESTABLISH AND ANNUALLY REPORT ON PERFORMANCE MEASURES FOR THIS TWO-TIERED SYSTEM OF PAYMENT; AND APPROPRIATING FUNDS TO THE DEPARTMENT TO IMPLEMENT THIS TWO-TIERED SYSTEM OF PAYMENT, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

CALENDAR (continued)

H.B. 267 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO SPECIFY THE CONDITIONS UNDER WHICH THE TURNPIKE AUTHORITY MAY COLLECT TOLLS ON AN EXISTING INTERSTATE HIGHWAY.

Representative Speciale offers Amendment No. 1.

On motion of the Chair, the bill is temporarily displaced, with Amendment No. 1 pending.

CONFEREES APPOINTED

The Chair appoints the following conferees on **H.B. 243** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING AN OWNER OF A SELF-STORAGE FACILITY WHO HAS A LIEN UPON PERSONAL PROPERTY TO DELIVER NOTICE OF THE PUBLIC SALE OF THE PROPERTY TO THE OCCUPANT BY CERTIFIED MAIL OR BY VERIFIED ELECTRONIC MAIL, TO PUBLISH NOTICE IN ANY COMMERCIALLY REASONABLE MANNER, TO CONDUCT THE SALE THROUGH AN ONLINE, PUBLICLY ACCESSIBLE AUCTION WEB SITE, AND TO INCREASE THE MINIMUM LATE FEES FOR SELF-STORAGE FACILITY RENTAL CONTRACTS: Representative Stevens, Chair; Representatives Shepard, Murry, Jeter, Saine, Glazier, and McElraft.

May 21, 2013

The Senate is so notified by Special Message.

CALENDAR (continued)

SPEAKER TILLIS PRESIDING.

H.B. 267 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO SPECIFY THE CONDITIONS UNDER WHICH THE TURNPIKE AUTHORITY MAY COLLECT TOLLS ON AN EXISTING INTERSTATE HIGHWAY, which was temporarily displaced, with Amendment No. 1 pending, is before the Body.

Amendment No. 1 fails of adoption by electronic vote (18-97).

Representatives Jordan and Stam request and are granted leave of the House to change their votes from "aye" to "no". The adjusted vote total is (16-99).

The bill passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hanes, Hardister, Hastings, Holley, Hollo, Holloway, Horn, Hurley, Iler, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Lewis, Lucas, Luebke, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Mobley, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Tine, Tolson, Torbett, Waddell, Warren, Wells, West, Whitmire, and Wilkins - 108.

Voting in the negative: Representatives Baskerville, R. Brawley, Bumgardner, Fisher, Harrison, Speciale, and Turner - 7.

Excused absences: Representatives Hamilton, Howard, and Wray - 3.

May 21, 2013

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Blust and without objection, **H.J.R. 169**, A JOINT RESOLUTION EXPRESSING GRATITUDE TO THE MEMBERS OF THE MILITARY FOR THEIR SERVICE AND HONORING THE MEMORY OF THOSE KILLED IN THE LINE OF DUTY, is withdrawn from the Calendar of May 23 and re-referred to the Committee on Rules, Calendar, and Operations of the House.

WITHDRAWAL OF BILL FROM COMMITTEE

On motion of Representative T. Moore and without objection, **S.B. 430** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM PERMITTING REQUIREMENTS PERSONS INSTALLING ELECTRIC LOAD CONTROL SWITCHES UNDER THE LAWS REGULATING ELECTRICAL CONTRACTORS AND TO MAKE CONFORMING CHANGES UNDER THE LAWS PERTAINING TO BUILDING INSPECTION PERMITS FOR COUNTIES AND CITIES, is withdrawn from the Committee on Environment and pursuant to Rule 36(b), is placed on the Calendar of May 22.

Representative T. Moore moves, seconded by Representative R. Brawley, that the House adjourn, subject to the receipt of Committee Reports, the referral of bills to committees, and modifications to the Calendar, to reconvene May 22 at 1:15 p.m.

The motion carries.

RE-REFERRALS

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **S.B. 269**, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN ROWAN COUNTY OWNED PARCELS IN THE VICINITY OF THE ROWAN COUNTY AIRPORT FROM THE CORPORATE LIMITS OF THE CITY OF SALISBURY, is withdrawn from the Committee on Government and re-referred to the Committee on Finance.

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **S.B. 574** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN APPEARANCE BOND FOR A DEFENDANT CHARGED WITH CERTAIN MISDEMEANORS IS ONLY VALID FOR A CERTAIN PERIOD OF TIME, is withdrawn from Judiciary Subcommittee B and re-referred to Judiciary Subcommittee C.

May 21, 2013

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 437**, A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA VETERANS FUND AND AN INCOME TAX RETURN CHECK BOX FOR DONATIONS TO THE FUND, is withdrawn from the Committee on Homeland Security, Military, and Veterans Affairs and re-referred to the Committee on Finance.

The House stands adjourned at 4:45 p.m.

SIXTY-SIXTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, May 22, 2013

The House meets at 1:15 p.m. pursuant to adjournment and is called to order by Representative Farmer-Butterfield.

Prayer is offered by Representative Nathan Baskerville.

The Chair leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 21 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Howard and Jackson for today. Representative Samuelson is excused for a portion of the Session.

SPEAKER TILLIS PRESIDING.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

H.B. 254, AN ACT AMENDING THE REQUIREMENTS RELATED TO NOTICE OF LAND-USE PLANNING AND ZONING CHANGES TO BE GIVEN TO A MILITARY BASE BY COUNTIES OR CITIES NEAR THE MILITARY BASE.

May 22, 2013

WITHDRAWAL OF BILL FROM COMMITTEE

On motion of Representative T. Moore and without objection, **H.R. 1008**, A HOUSE RESOLUTION HONORING THE FOUNDERS OF DELTA SIGMA THETA SORORITY WHILE OBSERVING THE ORGANIZATION'S ONE HUNDREDTH ANNIVERSARY, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and placed on today's Calendar for immediate consideration.

The resolution is adopted, by electronic vote (117-0), and ordered printed.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative T. Moore, Chair, for the Committee on Rules, Calendar, and Operations of the House:

H.J.R. 169, A JOINT RESOLUTION EXPRESSING GRATITUDE TO THE MEMBERS OF THE MILITARY FOR THEIR SERVICE AND HONORING THE MEMORY OF THOSE KILLED IN THE LINE OF DUTY, with a favorable report as to the committee substitute resolution, which changes the title, unfavorable as to the original resolution and recommendation that the committee substitute resolution be adopted.

Pursuant to Rule 36(b), the committee substitute resolution is placed on the Calendar of May 23. The original resolution is placed on the Unfavorable Calendar.

S.B. 315 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITY OF DURHAM TO USE DESIGN-BUILD DELIVERY METHODS FOR THE DESIGN AND CONSTRUCTION OF A POLICE HEADQUARTERS AND ANNEX FACILITY, TWO POLICE SERVICE CENTERS, AND A 911 FACILITY, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill.

On motion of Representative T. Moore, the House committee substitute bill is re-referred to the Committee on Finance. The Senate committee substitute bill is placed on the Unfavorable Calendar.

May 22, 2013

RE-REFERRALS

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **S.B. 290** (Committee Substitute), A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF WAYNESVILLE, is withdrawn from the Committee on Government and re-referred to the Committee on Finance.

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **H.B. 493**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF ROBBINSVILLE TO LEVY AN OCCUPANCY TAX, is withdrawn from the Committee on Government and re-referred to the Committee on Finance.

CONFEREES APPOINTED

The Speaker appoints the following conferees on **H.B. 10** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE THE RESTRICTION ON THE TURNPIKE AUTHORITY'S SELECTION OF A CORRIDOR LOCATION FOR THE SOUTHEAST EXTENSION PROJECT OF N.C. 540; TO SET FORTH A NEW PRIORITIZATION PROCESS FOR SELECTION OF FUTURE TURNPIKE AUTHORITY PROJECTS; AND TO REMOVE AUTHORIZATION FROM THREE PROJECTS OF THE TURNPIKE AUTHORITY: Representative Dollar, Chair; Representatives Stam, W. Brawley, and D. Hall.

The Senate is so notified by Special Message.

CALENDAR

Action is taken on the following:

H.R. 507, A HOUSE RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF NEWLAND ON THE TOWN'S ONE HUNDREDTH ANNIVERSARY.

The resolution is adopted, by electronic vote (115-0), and ordered printed.

Representative Farmer-Butterfield requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (116-0).

May 22, 2013

WITHDRAWAL OF BILL FROM COMMITTEE

On motion of Representative T. Moore and without objection, **H.J.R. 90**, A JOINT RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF HAYESVILLE, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and pursuant to Rule 36(b), is placed on the Calendar of May 29.

RE-REFERRAL

On motion of Representative T. Moore, a serial referral for **S.B. 9** (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING UTILITY OWNERS TO LOCATE AND DESCRIBE UNDERGROUND UTILITIES UPON WRITTEN OR ORAL REQUEST FROM A PERSON WHO IS RESPONSIBLE FOR DESIGNING OR SURVEYING UNDERGROUND FACILITIES OR REQUIRES A GENERAL DESCRIPTION AND LOCATION OF EXISTING UNDERGROUND FACILITIES IN AN AREA, to the Committee on Public Utilities and Energy is added.

CALENDAR (continued)

H.B. 241, A BILL TO BE ENTITLED AN ACT TO MAKE THE BLUE MONDAY SHAD FRY IN EAST ARCADIA LOCATED ON THE CAPE FEAR RIVER LOCK AND DAM #1 IN BLADEN COUNTY AND SOUTHEAST COLUMBUS COUNTY THE OFFICIAL STATE BLUE MONDAY SHAD FRY, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 917, A BILL TO BE ENTITLED AN ACT ADOPTING THE DUBLIN PEANUT FESTIVAL AS THE STATE OFFICIAL PEANUT FESTIVAL, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S.B. 430 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM PERMITTING REQUIREMENTS PERSONS INSTALLING ELECTRIC LOAD CONTROL SWITCHES UNDER THE LAWS REGULATING ELECTRICAL CONTRACTORS AND TO MAKE CONFORMING CHANGES UNDER THE LAWS PERTAINING TO BUILDING INSPECTION PERMITS FOR COUNTIES AND CITIES, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

May 22, 2013

The bill passes its third reading and is ordered enrolled and presented to the Governor.

THE RECEIVING OF PETITIONS, MEMORIALS AND PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO THE HOUSE

North Carolina General Assembly
House of Representatives

Representative C. Robert Brawley
District 95

May 22, 2013

The Honorable Thom Tillis
Speaker of the House
2304 Legislative Building
Raleigh, NC 27601

RE: Letter I was debating delivering but will at the request of the Speaker per 1:00 p.m. meeting where he requested the meeting.

Dear Speaker Tillis:

It is an honor and pleasure to serve with so many Republicans and work for Republican goals and ideals. I sincerely believe the traditional values that made America strong will keep America strong. I have spent an entire political career, almost 34 years, supporting the free enterprise system, the values of integrity and responsibility (both financially and socially), and have worked hard at being a team player. However, there are some things that come to my mind; some issues that have come before me that cause me great concern.

Those issues are:

1. A Republican-led General Assembly passing a bill giving a monopoly to the family of a Republican legislator. I am sure you know what I am referring to since all conversations I have had with anyone seem to lead back to you.

2. You slamming my office door shut, standing in front of me and stating that you have a business relationship with Time Warner and wanting to know what the bill was about. You and I both know the bill stifles the

competition with MI Connections in Mooresville. MI Connections is being operated just as any other free enterprise system and should be allowed to do so without the restrictions placed on them by the proponents of Time Warner.

3. It appears I was wrong when you spoke to the trucking association. You said you would not have toll roads in North Carolina. Now, all indications in this chamber are that you are the champion for toll roads. I am sorry, but I disagree with that 100 percent. Toll roads are just another way of taxing. I fought them during Democratic administrations because I felt like the Democrats were just trying to use another financing scheme to build something they could take credit for while passing the debt on to future generations.

4. My little bill to de-annex 23 acres in Troutman when the town council had told the man he could de-annex but for some reason, the legislator that represented the district for two years did absolutely nothing. I had called and confirmed with the mayor that the man was told he could de-annex. After being told that, the man improved the property and greatly increased its value. I tried to put in the de-annexation bill and you know what has happened to it. You have controlled it completely, or your staff has, under the pretense we do not want to create conflicts with towns.

Yet, we run all over Buncombe County and Asheville as if it is some kind of hero in the legislature taking care of things. I have supported the issues in Buncombe County because I believe local legislators should be held accountable for local issues. It is their responsibility, not the staff to the Speaker.

It is with a heavy heart, and for these reasons, I am returning the gavel you gave me to be a chair on the Finance Committee.

I look forward to working with you and the Republican team for Republican goals and objectives, but I reserve the right to continue to represent my district and to fight for what I believe is American. I am sorry if you and I get caught up in a fight.

Sincerely,
S/ C. Robert Brawley

WITHDRAWAL OF BILL FROM COMMITTEE

On motion of Representative T. Moore and without objection, **S.B. 189**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW DEFINING HOME SCHOOLS, is withdrawn from the Committee on Education and pursuant to Rule 36(b), is placed on the Calendar of May 23.

May 22, 2013

Representative T. Moore moves, seconded by Representative Farmer-Butterfield, that the House adjourn, subject to the receipt of Committee Reports, the receipt of Messages from the Senate, and the referral of bills to committees, to reconvene May 23 at 1:00 p.m.

The motion carries.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittee are presented:

By Representative Murry, Chair, for the Committee on Commerce and Job Development:

S.B. 71 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS REGULATING IRRIGATION CONTRACTORS TO PROVIDE SUBSTANTIVE REQUIREMENTS FOR LICENSING CORPORATIONS, TO PROVIDE FOR THE ISSUANCE OF LICENSES TO NONRESIDENTS, TO CLARIFY THE FEE STRUCTURE, AND TO MAKE OTHER CONFORMING CHANGES, with a favorable report as to the House committee substitute bill, unfavorable as to Senate Committee Substitute Bill No. 2, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the Committee on Finance. Senate Committee Substitute Bill No. 2 is placed on the Unfavorable Calendar.

S.B. 9 (Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING UTILITY OWNERS TO LOCATE AND DESCRIBE UNDERGROUND UTILITIES UPON WRITTEN OR ORAL REQUEST FROM A PERSON WHO IS RESPONSIBLE FOR DESIGNING OR SURVEYING UNDERGROUND FACILITIES OR REQUIRES A GENERAL DESCRIPTION AND LOCATION OF EXISTING UNDERGROUND FACILITIES IN AN AREA, reported without prejudice as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Public Utilities and Energy.

The House committee substitute bill is re-referred to the Committee on Public Utilities and Energy. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Daughtry, Chair, for the Committee on Judiciary:

S.B. 334 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CONDEMN THE LEASEHOLD INTEREST IN THE DOROTHEA DIX CAMPUS PROPERTY CONVEYED TO THE CITY OF RALEIGH AND ALLOCATE IT TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR MENTAL HEALTH PURPOSES, AS PROVIDED IN THE STATUTE AUTHORIZING ITS ACQUISITION AND IN THE DEEDS CONVEYING THE PROPERTY TO THE STATE, TO PROVIDE FOR IMPLEMENTATION OF THE 2007 STATE GOVERNMENT MASTER FACILITIES MASTER PLAN, INCLUDING LEASE OF A PORTION OF THE PROPERTY AT FAIR MARKET VALUE TO THE CITY OF RALEIGH FOR A PUBLIC PARK, AND TO PROVIDE FOR USE OF ANY LEASE PROCEEDS FOR MENTAL HEALTH PURPOSES, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

Representative Stevens, Chair, for Judiciary Subcommittee C, refers **S.B. 574** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN APPEARANCE BOND FOR A DEFENDANT CHARGED WITH CERTAIN MISDEMEANORS IS ONLY VALID FOR A CERTAIN PERIOD OF TIME, to the Committee on Judiciary.

The House stands adjourned at 4:00 p.m.

SIXTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES
Thursday, May 23, 2013

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

May 23, 2013

Prayer is offered by Representative John Bell.

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 22 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives R. Brawley, Cotham, Earle, Hamilton, Howard, Insko, Moffitt, Setzer, and West for today.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

S.B. 430, AN ACT TO EXEMPT FROM PERMITTING REQUIREMENTS PERSONS INSTALLING ELECTRIC LOAD CONTROL SWITCHES UNDER THE LAWS REGULATING ELECTRICAL CONTRACTORS AND TO MAKE CONFORMING CHANGES UNDER THE LAWS PERTAINING TO BUILDING INSPECTION PERMITS FOR COUNTIES AND CITIES.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative McElraft, Chair, for the Committee on Environment:

S.B. 234 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND AND CLARIFY THE HUNTER EDUCATION REQUIREMENTS AND TO ESTABLISH A HUNTING HERITAGE APPRENTICE PERMIT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

SPECIAL MESSAGE FROM THE SENATE

2013 GENERAL ASSEMBLY
FIRST SESSION 2013

Senate Chamber
May 22, 2013

May 23, 2013

Mr. Speaker:

Pursuant to your message received today, May 22, 2013, that the House of Representatives fails to concur in the Senate Committee Substitute to **H.B. 10**, A BILL TO BE ENTITLED AN ACT TO REMOVE THE RESTRICTION ON THE TURNPIKE AUTHORITY'S SELECTION OF A CORRIDOR LOCATION FOR THE SOUTHEAST EXTENSION PROJECT OF N.C. 540, and requests conferees, the President *Pro Tempore* appoints:

Senator Rabon, Chair
Senator Barefoot
Senator Rucho
Senator Brown

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sarah Lang
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

2013 GENERAL ASSEMBLY
FIRST SESSION 2013

Senate Chamber
May 22, 2013

Mr. Speaker:

Pursuant to your message received on May 21, 2013, that the House of Representatives fails to concur in the Senate Committee Substitute to **H.B. 243** (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING AN OWNER OF A SELF-STORAGE FACILITY WHO HAS A LIEN UPON PERSONAL PROPERTY TO DELIVER NOTICE OF THE PUBLIC SALE OF THE PROPERTY BY CERTIFIED MAIL OR BY VERIFIED ELECTRONIC MAIL, TO PUBLISH NOTICE IN ANY COMMERCIALLY REASONABLE MANNER, AND TO CONDUCT THE SALE THROUGH AN ONLINE, PUBLICLY ACCESSIBLE AUCTION WEB SITE, AND TO INCREASE THE LATE FEES FOR SELF-STORAGE FACILITY RENTAL CONTRACTS, and requests conferees, the President *Pro Tempore* appoints:

May 23, 2013

Senator Brown, Chair
Senator Rucho
Senator Rabon
Senator Newton

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sarah Lang
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

2013 GENERAL ASSEMBLY
FIRST SESSION 2013

Senate Chamber
May 22, 2013

Mr. Speaker:

Pursuant to your message received on May 21, 2013, that the House of Representatives fails to concur in Senate Committee Substitute No. 2 to **H.B. 433** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO SUPPORT THE ACTIVITIES OF THE ARMED FORCES AND TO MAINTAIN AND ENHANCE THE MILITARY'S PRESENCE IN NORTH CAROLINA BY REGULATING THE HEIGHT OF BUILDINGS AND STRUCTURES LOCATED IN AREAS THAT SURROUND MILITARY INSTALLATIONS IN THE STATE, and requests conferees, the President *Pro Tempore* appoints:

Senator Brown, Chair
Senator Pate
Senator Sanderson
Senator Meredith
Senator Clark

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sarah Lang
Principal Clerk

May 23, 2013

CALENDAR

Action is taken on the following:

H.R. 169 (Committee Substitute), A HOUSE RESOLUTION EXPRESSING GRATITUDE TO THE MEMBERS OF THE MILITARY FOR THEIR SERVICE AND HONORING THE MEMORY OF THOSE KILLED IN THE LINE OF DUTY.

The resolution is adopted, by electronic vote (111-0), and ordered printed.

On motion of Representatives Mobley and Pittman, the following remarks are spread upon the journal.

REMARKS BY REPRESENTATIVE BLUST

"On June of 1963 in Cobo Hall in Detroit, in an earlier version of the speech that came to be known as 'I have a Dream,' Martin Luther King, referring to freedom, said 'There are some things so dear, some things so precious, some things so eternally true – that they are worth dying for!'

"At the height of the Cuban missile crisis, President John F. Kennedy concluded an address to the nation by saying 'the cost of freedom is high, but Americans have always paid the cost. But one path we shall never choose is one of surrender, or submission. We seek not the victory of might – but the vindication of right. Not peace at the expense of freedom, but both peace and freedom, here in this hemisphere, and we hope around the world. God willing, that goal will be achieved.'

"With this resolution, we attempt to honor those who in the last year and throughout our history, demonstrated for us that the eternal truths which undergird our liberty are worth dying for. These are the Americans who paid the high cost of freedom with their lives. Jesus once said, 'Greater love hath no man than this – that a man laid down his life for his friends.' They literally walked into the valley of the shadow of death to achieve the goal of both peace and freedom. Our words of praise are weak and feeble in comparison to the sacrificial deeds of those we honor today, but we must never forget how indebted we are to them.

"For we know –

"It's the soldier, not the newspaper editor, who has given us freedom of the press.

"It's the soldier, not the network news anchor, who has given us freedom of speech.

"It's the soldier, not the pastor, priest or rabbi who has given us freedom of religion.

"It's the soldier, not the judge or lawyer, who has given us the right to due process.

"It's the soldier, not the protestor, who has given us the right to peaceably assemble.

"It's the soldier, who salutes the flag, who serves beneath the flag, and whose blood-soaked coffin is draped by the flag, who has made it possible for the protestor to burn the flag.

"It's the soldiers, whether Army, Navy, Air Force or Marine, who throughout our history, across this great land from sea to shining sea, from every mountainside, have let freedom ring!

"How can we ever possibly repay the debt we owe to these American heroes? Lincoln told us at Gettysburg that mere words are inadequate. 'It is for us the living rather, to be dedicated here to the unfinished work which they who fought here have thus far so nobly advanced. It is rather for us to be here dedicated to the great task remaining before us. That from these honored dead; we take increased devotion to that cause for which they gave the last full measure of devotion. That we here highly resolve that these dead shall not have died in vain, but that this Nation, under God, shall have a new birth of freedom. That cause, for which they gave the last full measure of devotion, was the cause of preserving freedom. Preserving freedom will always be an unfinished work. In a republic, there will always be a great task remaining before us.'

"For as Ronald Reagan once said, 'Freedom is always only one generation away from extinction. We didn't pass it on to our children in the bloodstream. The only way they can inherit the freedom we have known is if we fight for it, protect it, defend it and then hand it to them with the well-taught lessons of how they in their lifetime must do the same. And if you and I do not do this, then you and I may well spend our sunset years telling our children and our children's children what it was once like to live in America where people were free.'

"So if we really want to honor those who gave the last full measure of devotion, if we are really determined that these dead shall not have died in vain, we must seize this moment and resolve that we will not be the generation that loses freedom in America. We must not let the flame of liberty go out. As long as freedom rings in this land, a part of those who died to preserve it for us remains alive.

May 23, 2013

"It is a high honor and a distinct privilege to get to hold office in a constitutional republic. It is a particular honor to represent people like Sean Brazas, who is named in the resolution. Sean was killed last year in Afghanistan. He attended the same high school, Western Guilford, as I did. He took classes in the same classroom, walked the same hallways, studied in the same library, and played sports on the same athletic fields as I did. Yet he is gone and I get to live a full life of freedom here in America. There but for the grace of God go I. My country never asked me to go to a place like Afghanistan.

"This sort of sacrifice compels, yes, this commands us, to adhere to the highest of ideals. This is a sacred obligation. We are expected to be leaders. We are supposed to reflect the best. We have a huge responsibility. It matters greatly how honorably we operate the institutions of the republic – to conduct them in a manner worthy of those who designed and those died to preserve these institutions.

"The Wounded Warrior Project lists seven attributes possessed almost uniformly by those who volunteer to defend American freedom: **duty**, **honor**, **courage**, **commitment**, **integrity, country**, **service**. These are the attributes leaders are supposed to be made of. People see these traits plainly in our soldiers, but, by comparison, find them lacking in our politics. This, I believe is the reason the political class is so lightly regarded and I fear it is the reason why so little faith remains among our people in the rule of law.

"We can start today to change this through our actions. In this time of great national angst about our future, at a time when the fabric of this Nation is seemingly unraveling before our eyes, I truly believe that if those in leadership throughout this land would make these attributes a code that we absolutely followed at all times, the people would see it, would know it was real, and would react in such a positive way that there would be the new birth of freedom in America of which Lincoln spoke.

"We have so many advantages. We have the institutions put in place by our founders - men of consummate skill and fidelity. We have the great writings which explain the timeless principles and high ideals on which this Nation was founded. We have the lessons of history including the record of the lives of the giants from our history. And most of all, and we have the selfless example of those who gave their lives that this Nation might live. What can possibly be our excuse? What can possibly stop us? Why should the road of freedom ahead be difficult? If we will start to act today to give this Nation a new birth of freedom, then we will truly honor those named in this resolution, who, in the words of Lincoln, 'have laid such a costly sacrifice upon the altar of freedom.'"

May 23, 2013

REMARKS BY REPRESENTATIVE FLOYD

"Mr. Speaker, as I stand here before you today in this Chamber, recalling my young years when I was stationed in Paris, France, walking down Champs Elysees. One person walked up to me and showed me a newspaper with the protests that were taking place in the South. They asked the question of me why are you in this uniform? I did not respond to that person because I was proud to wear the uniform of the United States Army. Four or five years later, one of my classmates that always goes to funerals and would always call me and would tell me when one of my classmates gave all for this great Nation. One had given all. He gave all so that I can stand here in this Chamber and debate between the 119 of you. I stand very proudly because they gave all for this great Nation and this great State.

"I am proud, as the speaker before talked, of the Gettysburg address: 'The world will little notice nor remember what was said here, but it can never, never forget the sacrifice that men and women gave for this great Nation.' We in Cumberland County, our Representatives, are the tenth largest military installation in the world. We are going to pay tribute to those individuals who gave all this weekend. I am very proud to do that. I have worked with the persons on the other side, like Rep. Hall, wearing the other kind of uniform, but I am proud to serve with them.

"One of the gentlemen has made a commitment that, in Fayetteville, we are only ones to have a commemorative center that is enclosed. - that we are going to make sure that those persons, who go and place their loved ones there to be carried away, that they would not be hot, and they would not be cold, but it will be closed in so that they can pay their due respect for their loved ones.

"We that have served in honor, like I have, are proud. You cannot take that away from us. Today, I would not be here and would not have gotten an education if it wasn't for serving in the United States Army. I commend the resolution to you."

REMARKS BY REPRESENTATIVE DIXON

"I would like to share in the spirit of Representative Blust's admonition to us today a personal experience that I had, and the privilege of honoring a fallen solider. Several years ago, in our community the Vietnam Wall came to our community as a part of our Veteran's Day Celebration. The people in our community decided that each of the 58,000 names, as I remember it, the names would be read during that period of time. During the course of the event, I signed up to be one of the readers. And I went and did that. As I

recall, it took about twenty minutes to read the particular assignment that you had. When I concluded my assignment, as I was walking past the desk they indicated that the next reader had run into difficulties and would not be able to be there. I volunteered to read a second time, which they accepted. I read the second page, at the conclusion of that, I went and turned the pages in, and they indicated that the next reader would be about fifteen minutes late. I volunteered to read a third time. As I began that third page, the fifth name on that third page was Allen Lewis Boney, my first cousin, in his hometown. The probability of that experience goes beyond my words of expression, and I am honored to use the name of Allen Lewis Boney in this Chamber today.

"I commend the resolution to you."

REMARKS BY REPRESENTATIVE HORN

"War is a terrible thing, but it is not the most terrible thing. The most terrible thing is to be without hope. Can you imagine - without hope? Thousands, millions of Americans have donned the uniform in order to give hope - to us here, to our neighbors, our families, our friends, and those around the world. I guess I cannot go forward without at least inserting one quotation about how never in the course of human events has so much been owed by so many, to so few. We are honored to have some of those few with us today. We have been honored to have some of those few serve in this House. Our next door neighbor, the guy down the street, maybe it was our Dad or our uncle. Some of us, I am sure, remember a taxi cab, maybe, or a staff car pulling up down the street, seeing some officers get out and head up to a doorway. While in the street, you knew what the message was that they delivered. We are so blessed to be here today. We stand on the shoulders of giants, real giants, real people, common folk doing uncommon things, in terrible places, sometimes really under terrible conditions. I can't help but to read you just a few lines from a poem, comments if you will, that came to mind instantly when I sat down here this afternoon.

"'Do not stand at my grave and weep.
I am not there - I do not sleep.
I am the thousand winds that blow,
I am the diamond glints in snow,
I am the sunlight on ripened grain,
I am the gentle autumn rain.
As you awake with morning hush,
I am the swift-up-flinging rush,
of quiet birds in circling flight.
Do not stand at my grave and cry,
I am not there - I did not die.'

May 23, 2013

"The people that we honor this Memorial Day, this Memorial weekend, did not die, they left us with a challenge, an opportunity, and an honor that we shall carry forward. Thank you. On behalf of my family, and the people here, thank you very much."

REMARKS BY REPRESENTATIVE L. HALL

"It is certainly an honor to be here, and to be in the presence of great warriors for our country. Some have given all, all have given some. We have some here today; certainly I am honored to be in their presence as they look over us and try to see the fruition of the sacrifices they made. Certainly we have a responsibility, and I'll talk about it almost every time I get an opportunity, because we do have a great responsibility. No matter how much they risk, no matter how much they achieve, it's only through us living out the promise that they create, that their acts really become valuable, and so they work for us. We have a unique form of government, where civilians determine what policy our military carries out. And we have an undeniable duty to fulfill our end of the bargain to them.

"I have thought about many times the sacrifices members of my family have made, members of our community and, as I think, one of the most interesting moments I had in my career, as an Infantry Officer in the Marine Corps. We were on an operation in Norway and it was the first time since World War II that American forces had been in Norway in this particular valley and we did an aerial assault off of helicopters. It was a great operation, and the embassies and everyone had to notify the countryside so that everyone would be safe and not get in the way of the operation. We had a division going in, and I was privileged to be on the advanced unit, some of the first helicopters to hit ground in Norway since World War II, and of course as Marines do, we were camouflaged to the hilt. You couldn't tell black from white, all you could see was green. From our helmets to our boots, all you could see was green. It might have been different shades of green, different camouflage patterns, but all you could see was green. So very interesting, when we landed, and the birds took off, and we secured the LZ's and started to move to strategic locations, and of course this was a big deal, so you had to let the civilian populous be involved, the little kids began to run up to us and grab our faces. They were intrigued by the fact that all of us were green Americans. They grabbed our faces to see was it real, were we real, how could we all be green Americans? There were no black, there were no white, we were all green Americans.

"As you think about our responsibilities being the leading country in the world; when you think about our military who go out and are ambassadors for us, folks see them as Americans. I hope that we'll pursue policy that so that they are treated with respect as Americans and looked upon as being green, not treated as being one color or another, but just green Marines. I commend the resolution to you."

REMARKS BY REPRESENTATIVE FAIRCLOTH

"I am reminded by Representative Blust's comments and the others that have spoken about an experience that always comes to my mind on Memorial Day that says a lot about how our troops are viewed overseas, or have been viewed overseas over the years. We hear a lot of Americans who say those folks over there don't understand what we did for them, so I want to tell you about a little experience that always comes to mind. In 1989 my wife and I finally saved up enough coins to take a trip over to Europe. My family gave two Army Air Corps Soldiers to World War II and their resting place is in St. Avold, France. I had seen pictures of the graves and been told stories about them as I grew up, and I just wanted to see what it looked like over there, and I'll have to say I went over there with mixed emotions because I had heard so much about 'they don't respect what our country gave to Europe and to Asia and to other places in these wars'. We landed, we rented a car, we drove across country to St. Avold, France, located the entrance to the cemetery, and this was in December. It was cold. Europe is cold in December, and we pulled up and parked, walked up to the entrance, a nice modern looking entrance, very well kept. The big doors opened, doors something like these doors on our Chamber here, and went inside. There was a gentleman walking up and he introduced himself, he was a retired British Army Sergeant, and he was employed by our country to run that cemetery.

"He said, 'whom are you here to visit?', and I said we are here to visit the Preddy brothers, and he said 'follow me; I know exactly where they are'. We walked to another set of big doors, and those doors opened. December, cold, almost freezing weather, and the greenest grass you could ever see, as far as you could see, it looked like spring in North Carolina it was so green. I couldn't believe it, and sticking out of that grass as far as you could see, white crosses, as far as you could see. He said 'follow me over to section L' or whatever it was, and we walked with him over there. He said, 'we have seventeen pairs of brothers buried in this section' and we walked down the little walkway, and he said 'the Preddy brothers rest here'. There were flowers on those two graves, there were flowers on some of the others, but there were flowers on those two graves, and I couldn't imagine what that was, I asked them if they had a program, if they happened to know

somebody was coming and put flowers on those graves and he said 'we didn't know you were coming, but I can tell you what happens. There is a family in this town, that ever since World War II, when those two soldiers were buried here, they have come on every holiday that is a military holiday in America. They have come and put flowers on these two graves, and somehow they found out that you all were coming and they came today and put them there.'

"When we got back home, I could not get over that and so I started asking some questions of some of my relatives and they said, oh yeah that's the family over in France, and they are now in their fourth generation of doing this, the ones who started putting them there in World War II have died away but their family has continued this tradition just for those two soldiers, and others do many more. Every holiday they remember, and they put a flower on there. I hope all of us remember on every holiday. I commend the resolution to you."

REMARKS BY REPRESENTATIVE PRESNELL

"I have been inquiring for the last year and a half or two years, trying to find my cousin – Ronald Everett Osborne. He served two tours of duty in Vietnam, and he was a Green Beret. He was stationed in an out of Fayetteville a lot, and I know that he lived there about twenty years ago. I found him yesterday, my Legislative Assistant found him. I just want to honor him. He passed away about three weeks ago on May 2nd. Thank you."

REMARKS BY REPRESENTATIVE W. BRAWLEY

"Sometimes one feels the need to steal the words of others, and this is an old ballad:

"'Here's forty dollars on the drum, for those who will volunteer to come.
Enlist and fight the foe today,
over the hills and far away. '

"Veterans are people that wrote a check payable to United States of America.

"'When Duty calls me, I must go to stand and face another foe,
but part of me will always stray,
over the hills and far away.'

May 23, 2013

"The value of that check is for any amount - up to, and including - the life of the writer.

"'If I should fall to rise no more, as many comrades did before,
then ask the fifes and drums to play,
over the hills and far away. '

"The names we have listed here today and the others in that long line are people to whom that check was presented and who honored it with all that they had.

"I commend the resolution to you."

S.B. 189, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW DEFINING HOME SCHOOLS, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor by Special Message.

CAUCUS LEADERS ANNOUNCED

The Speaker announces the following caucus leaders:

Agriculture And Rural Caucus: Representative Langdon, Chair; and Representative Dixon, Vice Chair.

On motion of Representative Stam, seconded by Representatives Adams, Jones, and Jordan, the House adjourns at 2:03 p.m. to reconvene May 24 at 9:00 a.m.

SIXTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES
Friday, May 24, 2013

The House meets at 9:00 a.m. pursuant to adjournment and is called to order by Representative Stam, Speaker Pro Tempore.

The following prayer is offered by Representative Marilyn Avila:

May 24, 2013

"Our Gracious and Mighty Heavenly Father:

"We come before You today as Your fallen creation asking for Your grace and mercy on each of us.

"Every life You have created from the highest to the lowest in the eyes of man has value and purpose through Your holy plan.

"We ask Your blessings today for wisdom, love, and compassion as we make decisions with Your guidance. We know we will receive these blessings from You because of the many blessings in our lives - our families, our friends, and the material blessings You have given. Most especially we thank You for the United States of America - founded on a clear and strong dependence on Your divine word.

"Help us to follow the example of our Founding Fathers - to make decisions without thought of financial gain or power. That our decisions will be first and foremost for the good of our citizens.

"We ask Your blessings of comfort, protection, and safety for our military forces wherever they may be around the world. Be with them and their familits as we honor the sacrifices they willingly make for the continued freedom of our blessed country.

"All of this I pray in the name of my Lord and Saviour, Jesus Christ. Amen."

The Chair leads the Body in the Pledge of Allegiance.

Representative Burr, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 23 has been examined and found correct. Upon his motion, the Journal is approved as written.

There are no excused absences for today.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

S.B. 189, AN ACT TO AMEND THE LAW DEFINING HOME SCHOOLS.

May 24, 2013

MESSAGE FROM THE SENATE

The following is received from the Senate:

H.B. 13 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO (1) REQUIRE STATE AGENCIES TO BIENNIALLY REPORT TO THE DEPARTMENT OF ADMINISTRATION AND TO THE PROGRAM EVALUATION DIVISION ON THEIR USE OF REAL PROPERTY; (2) REQUIRE STATE AGENCIES TO REPORT ANNUALLY THE AMOUNT OF REVENUE GENERATED DURING THE PREVIOUS CALENDAR YEAR FROM THE LEASING OF SPACE ON AGENCY PROPERTY; (3) IMPROVE THE OVERSIGHT AND MANAGEMENT OF STATE-OWNED SUBMERGED LANDS, INCLUDING INITIATING A PROCESS TO INVENTORY CLAIMS ON STATE-OWNED SUBMERGED LANDS; AND (4) CLARIFY THE INFORMATION THAT MUST BE PROVIDED TO THE STATE BUREAU OF INVESTIGATION CONCERNING MISUSE OF STATE PROPERTY, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar.

Upon concurrence the Senate committee substitute bill changes the title.

On motion of Representative Burr, seconded by Representative D. Ross, the House adjourns at 9:04 a.m. to reconvene Tuesday, May 28, 2013 at 1:00 p.m.

SIXTY-NINTH DAY

HOUSE OF REPRESENTATIVES
Tuesday, May 28, 2013

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by Representative T. Moore.

Prayer is offered by Representative Brian Brown.

The Chair leads the Body in the Pledge of Allegiance.

May 28, 2013

Representative Starnes, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 24 has been examined and found correct. Upon his motion, the Journal is approved as written.

There are no excused absences for today.

Serving as Honorary Page for today is Lillian Grace Prince.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Howard, Lewis, and Setzer, Chairs, for the Committee on Finance:

H.B. 553 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY CARTERET COUNTY'S AUTHORITY TO LEVY AN ADDITIONAL ONE PERCENT ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO MODIFY THE DISTRIBUTION OF THE PROCEEDS OF THE TAX, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 29.

H.B. 616 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE SECURE AND FAIR ENFORCEMENT MORTGAGE LICENSING ACT TO PROVIDE FOR THE LICENSURE OF A TRANSITIONAL MORTGAGE LOAN ORIGINATOR, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 29.

H.B. 828 (Committee Substitute), A BILL TO BE ENTITLED AN ACT UPDATING THE PHYSICAL THERAPY PRACTICE ACT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 29.

S.B. 269, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN ROWAN COUNTY OWNED PARCELS IN THE VICINITY OF THE ROWAN COUNTY AIRPORT FROM THE CORPORATE LIMITS OF THE CITY OF SALISBURY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 29.

May 28, 2013

H.B. 371, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE STATE BOARD OF CHIROPRACTIC EXAMINERS TO ESTABLISH AND ENFORCE EDUCATIONAL STANDARDS FOR CHIROPRACTIC CLINICAL ASSISTANTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The serial referral to the Committee on Appropriations is stricken.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 29.

RE-REFERRAL

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **S.B. 177**, A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN RESTRICTIONS ON SATELLITE ANNEXATIONS FOR THE TOWNS OF HOOKERTON AND MAYSVILLE, is withdrawn from the Committee on Government and re-referred to the Committee on Finance and, if favorable, to the Committee on Government.

MESSAGE FROM THE SENATE

The following is received from the Senate:

S.B. 402 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, is read the first time and referred to the Committee on Appropriations.

Representative Starnes moves, seconded by Representative Burr, that the House adjourn, subject to the receipt of Committee Reports, the receipt of Messages from the Senate, and the referral of bills to committees, to reconvene May 29 at 2:00 p.m.

The motion carries.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House submits the following resolution with a favorable report for introduction.

May 28, 2013

A HOUSE RESOLUTION RECOGNIZING THE SIGNIFICANCE OF THE PRELIMINARY EMANCIPATION PROCLAMATION.

Pursuant to Rule 31(a), the resolution is filed and assigned the number **H.R. 1012**.

By Representatives Johnson and Langdon, Chairs, for the Committee on Education:

H.B. 944, A BILL TO BE ENTITLED AN ACT TO CREATE OPPORTUNITY SCHOLARSHIP GRANTS, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representatives Dixon and Langdon, Chairs, for the Committee on Agriculture:

S.B. 25, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT MEMBERS OF THE ARMED FORCES WHO ARE SERVING ON ACTIVE MILITARY DUTY IN THE ARMED FORCES OF THE UNITED STATES OUTSIDE THE STATE OF NORTH CAROLINA SHALL BE CONSIDERED RESIDENTS FOR PURPOSES OF OBTAINING CERTAIN HUNTING, FISHING, TRAPPING, AND SPECIAL ACTIVITY LICENSES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 505 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT THE EXEMPTION FROM ZONING FOR A BONA FIDE FARM INCLUDES GRAIN STORAGE FACILITIES, with a favorable report and recommendation that the bill be re-referred to the Committee on Government.

The bill is re-referred to the Committee on Government.

By Representatives Hollo and Jones, Chairs, for the Committee on Health and Human Services:

S.B. 208 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENSURE EFFECTIVE STATEWIDE OPERATION OF THE 1915 (B)/(C) MEDICAID WAIVER, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of May 29. The Senate committee substitute bill is placed on the Unfavorable Calendar.

The House stands adjourned at 3:51 p.m.

SEVENTIETH DAY

HOUSE OF REPRESENTATIVES
Wednesday, May 29, 2013

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Rob Bryan.

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 28 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Lewis for today. Representative B. Brown is excused for a portion of the Session.

CONFERENCE REPORT

Representative Dollar sends forth the Conference Report on **H.B. 10** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE THE RESTRICTION ON THE TURNPIKE AUTHORITY'S SELECTION OF A CORRIDOR LOCATION FOR THE SOUTHEAST EXTENSION PROJECT OF N.C. 540; TO SET FORTH A NEW PRIORITIZATION PROCESS FOR SELECTION OF FUTURE TURNPIKE

AUTHORITY PROJECTS; AND TO REMOVE AUTHORIZATION FROM THREE PROJECTS OF THE TURNPIKE AUTHORITY. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of May 30.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives W. Brawley and Iler, Chairs, for the Committee on Transportation:

H.B. 475, A BILL TO BE ENTITLED AN ACT TO REMOVE MANDATORY FERRY TOLLING AND TO PROVIDE THE DEPARTMENT WITH EXPANDED AUTHORIZATION TO GENERATE RECEIPTS TO SUPPORT ONGOING OPERATION OF THE FERRY SYSTEM, with a favorable report as to the committee substitute bill, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 556, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO PRODUCE A SPECIAL REGISTRATION PLATE FOR THE FIRST TEE, THE TOWN OF HOLDEN BEACH, AND VOLUNTEERS IN LAW ENFORCEMENT, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Hager, Chair, for the Committee on Public Utilities and Energy:

H.J.R. 1006, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENTS OF JERRY DOCKHAM AND JAMES PATTERSON TO THE UTILITIES COMMISSION, with a favorable report.

Without objection, the resolution is placed on today's Calendar.

May 29, 2013

H.J.R. 1007, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF CHRISTOPHER J. AYERS AS EXECUTIVE DIRECTOR OF THE NORTH CAROLINA UTILITIES COMMISSION, with a favorable report as to the committee substitute resolution, unfavorable as to the original resolution and recommendation.

Without objection, the committee substitute resolution is placed on today's Calendar. The original resolution is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following is introduced and read the first time:

By the Committee on Rules, Calendar, and Operations of the House; and Representatives Fisher and D. Ross:

H.R. 1012, A HOUSE RESOLUTION RECOGNIZING THE SIGNIFICANCE OF THE PRELIMINARY EMANCIPATION PROCLAMATION.

Pursuant to Rule 32(a), the resolution is placed on today's Calendar.

GUEST

The Chair appoints Representatives Terry, Stam, L. Hall, Pierce, Conrad, Hanes, Lambeth, and Holley to escort the Ambassador of the Republic of Liberia, Mr. Jeremiah Sulunteh, who is escorted to the Well of the House, where he makes brief remarks.

The Speaker directs the Committee to escort Ambassador Jeremiah Sulunteh from the Chamber.

CALENDAR

Action is taken on the following:

H.R. 1012, A HOUSE RESOLUTION RECOGNIZING THE SIGNIFICANCE OF THE PRELIMINARY EMANCIPATION PROCLAMATION.

The resolution is adopted, by electronic vote (116-0), and ordered printed.

H.J.R. 1006, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENTS OF JERRY DOCKHAM AND JAMES PATTERSON TO THE UTILITIES COMMISSION.

May 29, 2013

Pursuant to Rule 24.1A, Representative Dockham requests that he be excused from voting on this bill because he has been nominated to the North Carolina Utilities Commission. This request is granted.

The resolution passes its second reading, by electronic vote (115-1), and there being no objection is read a third time.

Representative Blust requests and is granted leave of the House to change his vote from "no" to "aye". The adjusted vote total is (116-0).

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

H.J.R. 1007 (Committee Substitute), A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF CHRISTOPHER J. AYERS AS EXECUTIVE DIRECTOR OF THE PUBLIC STAFF OF THE NORTH CAROLINA UTILITIES COMMISSION, passes its second reading, by electronic vote (112-4), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 13 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO (1) REQUIRE STATE AGENCIES TO BIENNIALLY REPORT TO THE DEPARTMENT OF ADMINISTRATION AND TO THE PROGRAM EVALUATION DIVISION ON THEIR USE OF REAL PROPERTY; (2) REQUIRE STATE AGENCIES TO REPORT ANNUALLY THE AMOUNT OF REVENUE GENERATED DURING THE PREVIOUS CALENDAR YEAR FROM THE LEASING OF SPACE ON AGENCY PROPERTY; (3) IMPROVE THE OVERSIGHT AND MANAGEMENT OF STATE-OWNED SUBMERGED LANDS, INCLUDING INITIATING A PROCESS TO INVENTORY CLAIMS ON STATE-OWNED SUBMERGED LANDS; AND (4) CLARIFY THE INFORMATION THAT MUST BE PROVIDED TO THE STATE BUREAU OF INVESTIGATION CONCERNING MISUSE OF STATE PROPERTY.

On motion of Representative Howard, the House does not concur in the Senate committee substitute bill, by electronic vote (117-0), and conferees are requested.

The Speaker appoints Representative Howard, Chair; Representatives Burr, Stam, R. Brown, and Goodman as conferees on the part of the House and the Senate is so notified by Special Message.

May 29, 2013

On motion of the Chair and without objection, **S.B. 208** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENSURE EFFECTIVE STATEWIDE OPERATION OF THE 1915 (B)/(C) MEDICAID WAIVER, is withdrawn from the Calendar and placed on the Calendar of May 30.

H.B. 553 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY CARTERET COUNTY'S AUTHORITY TO LEVY AN ADDITIONAL ONE PERCENT ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO MODIFY THE DISTRIBUTION OF THE PROCEEDS OF THE TAX, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Baskerville, J. Bell, L. Bell, Blackwell, Brandon, R. Brawley, Brisson, Brody, R. Brown, Bryan, Carney, Catlin, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dockham, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Holley, Holloway, Horn, Howard, Iler, Insko, Jeter, Johnson, Jones, Lambeth, Langdon, Lucas, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Mobley, R. Moore, T. Moore, Pierce, Presnell, Queen, Ramsey, Richardson, Riddell, D. Ross, S. Ross, Samuelson, Schaffer, Shepard, Stam, Starnes, Steinburg, Stevens, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 94.

Voting in the negative: Representatives Avila, Blust, Boles, W. Brawley, Bumgardner, Burr, Cleveland, Dollar, Hager, Harrison, Hastings, Hollo, Hurley, Jackson, Jordan, Luebke, Moffitt, Murry, Pittman, Saine, Setzer, Speciale, and Stone - 23.

Excused absences: Representatives B. Brown and Lewis - 2.

S.B. 269, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN ROWAN COUNTY OWNED PARCELS IN THE VICINITY OF THE ROWAN COUNTY AIRPORT FROM THE CORPORATE LIMITS OF THE CITY OF SALISBURY, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, R. Brawley, W. Brawley, Brisson, Brody, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cotham,

Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Floyd, Ford, Fulghum, Glazier, Goodman, C. Graham, Hager, L. Hall, Hamilton, Hardister, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Lucas, Malone, Martin, McElraft, McGrady, McManus, McNeill, Michaux, Millis, Mobley, Moffitt, R. Moore, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Riddell, D. Ross, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, and Wray - 104.

Voting in the negative: Representatives Cunningham, Fisher, Foushee, Gill, G. Graham, D. Hall, Hanes, Harrison, Luebke, Richardson, and Wilkins - 11.

Excused absences: Representatives B. Brown and Lewis - 2.

H.J.R. 90, A JOINT RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF HAYESVILLE, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate.

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

H.B. 980 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FUNDING IN THE STATE MEDICAID PROGRAM FOR THE 2012-2013 FISCAL YEAR, is returned for concurrence in the Senate committee substitute bill.

Without objection, the Senate committee substitute bill is placed on today's Calendar.

INTRODUCTION OF PAGES

Pages for the week of May 27 are introduced to the membership. They are: Hugh Atkinson of Surry; Tafari Bailey of Wake; Adam Beaver of Madison; Sydney Beaver of Madison; Emily Hagstrom of Henderson; Madison Hendrick of Davidson; Abigail Jones of Brunswick; Keegan Hines of Wake; Laiken Lewis of Wilkes; Elisabeth Paulson of Wake; Savannah Putnam of Burke; Savannah Pothier of Cleveland; Lucy Mae Rascoe of Chowan; Anna-Gray Stallings of Pitt; Ellesse Stevens of Iredell; Joshua Wiggins of Wayne; Tyler Watson of Robeson; Charlotte Wester of Vance; and Meredith Williams of Johnston.

May 29, 2013

CALENDAR (continued)

H.B. 371, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE STATE BOARD OF CHIROPRACTIC EXAMINERS TO ESTABLISH AND ENFORCE EDUCATIONAL STANDARDS FOR CHIROPRACTIC CLINICAL ASSISTANTS, passes its second reading, by electronic vote (114-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 616 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE SECURE AND FAIR ENFORCEMENT MORTGAGE LICENSING ACT TO PROVIDE FOR THE LICENSURE OF A TRANSITIONAL MORTGAGE LOAN ORIGINATOR, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 828 (Committee Substitute), A BILL TO BE ENTITLED AN ACT UPDATING THE PHYSICAL THERAPY PRACTICE ACT.

Representative Fulghum offers Amendment No. 1 which is adopted by electronic vote (117-0).

The bill, as amended, passes its second reading, by electronic vote (116-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 234 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND AND CLARIFY THE HUNTER EDUCATION REQUIREMENTS AND TO ESTABLISH A HUNTING HERITAGE APPRENTICE PERMIT, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

May 29, 2013

S.B. 334 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REESTABLISH THE STATUS QUO ANTE WITH REGARD TO THE DOROTHEA DIX PROPERTY IN ORDER TO ALLOW A TRANSACTION THAT REPRESENTS THE STATE'S NECESSITY OF HOUSING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, RALEIGH'S GOAL OF CREATING A WORLD CLASS DESTINATION PARK, THE MENTAL HEALTH COMMUNITY'S NEED FOR APPROPRIATE SERVICES, AND THE PEOPLE OF NORTH CAROLINA'S RIGHT TO A FAIR RETURN ON INVESTMENT, passes its second reading, by electronic vote (111-5), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

H.B. 980 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL FUNDING IN THE STATE MEDICAID PROGRAM FOR THE 2012-2013 FISCAL YEAR.

On motion of Representative Burr, the House concurs in the Senate committee substitute bill, by electronic vote (116-0), and the bill is ordered enrolled and presented to the Governor by Special Message.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative T. Moore and without objection, the following bills are withdrawn from the Calendar of May 30 and placed on the Calendar of June 3.

Conference Report for **H.B. 10** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REMOVE THE RESTRICTION ON THE TURNPIKE AUTHORITY'S SELECTION OF A CORRIDOR LOCATION FOR THE SOUTHEAST EXTENSION PROJECT OF N.C. 540; TO SET FORTH A NEW PRIORITIZATION PROCESS FOR SELECTION OF FUTURE TURNPIKE AUTHORITY PROJECTS; AND TO REMOVE AUTHORIZATION FROM THREE PROJECTS OF THE TURNPIKE AUTHORITY.

H.B. 553 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY CARTERET COUNTY'S AUTHORITY TO LEVY AN ADDITIONAL ONE PERCENT ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO MODIFY THE DISTRIBUTION OF THE PROCEEDS OF THE TAX.

May 29, 2013

S.B. 208 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENSURE EFFECTIVE STATEWIDE OPERATION OF THE 1915 (B)/(C) MEDICAID WAIVER.

S.B. 269, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN ROWAN COUNTY OWNED PARCELS IN THE VICINITY OF THE ROWAN COUNTY AIRPORT FROM THE CORPORATE LIMITS OF THE CITY OF SALISBURY.

Representative T. Moore moves, seconded by Representative D. Ross, that the House adjourn, subject to the referral of bills to committees, to reconvene May 30 at 10:00 a.m.

The motion carries.

No referral of bills to committees having been received, the House stands adjourned at 4:10 p.m.

SEVENTY-FIRST DAY

HOUSE OF REPRESENTATIVES
Thursday, May 30, 2013

The House meets at 10:00 a.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Rick Catlin.

The Speaker leads the Body in the Pledge of Allegiance.

Representative Burr, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 29 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Fisher and C. Graham for today.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

May 30, 2013

S.B. 234, AN ACT TO AMEND AND CLARIFY THE HUNTER EDUCATION REQUIREMENTS AND TO ESTABLISH A HUNTING HERITAGE APPRENTICE PERMIT.

H.B. 980, AN ACT TO PROVIDE ADDITIONAL FUNDING IN THE STATE MEDICAID PROGRAM FOR THE 2012-2013 FISCAL YEAR.

Representative Burr moves, seconded by Representative Catlin, that the House adjourn, subject to the receipt of Committee Reports, the receipt of Conference Reports, the receipt of Messages from the Senate, and the referral of bills to committees, to reconvene Monday, June 3, 2013 at 7:00 p.m.

The motion carries.

SPECIAL MESSAGE FROM THE SENATE

2013 GENERAL ASSEMBLY
FIRST SESSION 2013

Senate Chamber
May 30, 2013

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate adopts the report of the conferees for **H.B. 10** (Conference Report), A BILL TO BE ENTITLED AN ACT TO REMOVE THE RESTRICTION ON THE TURNPIKE AUTHORITY'S SELECTION OF A CORRIDOR LOCATION FOR THE SOUTHEAST EXTENSION PROJECT OF N.C. 540.

When the appropriate action has been taken by both chambers, the bill will be ordered enrolled.

Respectfully,
S/ Sarah Lang
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

2013 GENERAL ASSEMBLY
FIRST SESSION 2013

Senate Chamber
May 30, 2013

May 30, 2013

Mr. Speaker:

Pursuant to your message received on May 29, 2013, that the House of Representatives fails to concur in the Senate Committee Substitute to **H.B. 13**, A BILL TO BE ENTITLED AN ACT TO REQUIRE STATE AGENCIES TO BIENNIALLY REPORT TO THE DEPARTMENT OF ADMINISTRATION AND TO THE PROGRAM EVALUATION DIVISION ON THEIR USE OF REAL PROPERTY; AND TO REQUIRE THE DEPARTMENT OF PUBLIC INSTRUCTION TO REPORT ANNUALLY ON THE AMOUNT OF REVENUE GENERATED THROUGH LEASING SPACE ON RESIDENTIAL SCHOOL CAMPUSES, AS RECOMMENDED BY THE SURPLUS PROPERTY SUBCOMMITTEE OF THE HOUSE SELECT COMMITTEE ON STATE-OWNED ASSETS, and requests conferees, the President *Pro Tempore* appoints:

Senator Brock, Chair
Senator J. Davis
Senator Tucker
Senator Clark

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sarah Lang
Principal Clerk

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representatives Howard, Lewis, and Setzer, Chairs, for the Committee on Finance:

H.B. 536 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE PERSONS CONVICTED OF DRIVING AFTER CONSUMING ALCOHOL BEING LESS THAN TWENTY-ONE YEARS OF AGE, AND CERTAIN PERSONS WHO REFUSE A CHEMICAL ANALYSIS OR ARE CONVICTED OF DRIVING WHILE IMPAIRED OR ANY OTHER IMPAIRED DRIVING OFFENSE, TO HAVE AN IGNITION INTERLOCK SYSTEM INSTALLED ON EVERY VEHICLE THAT PERSON MAY DRIVE BEFORE THAT PERSON CAN GET A

LIMITED DRIVING PRIVILEGE; TO REMOVE THE WAITING PERIOD BEFORE A PERSON MAY APPLY FOR A LIMITED DRIVING PRIVILEGE; AND TO PROVIDE FOR THE PAYMENT OF AN ADMINISTRATIVE FEE AND COSTS ASSOCIATED WITH AN IGNITION INTERLOCK SYSTEM AND CREATE AN IGNITION INTERLOCK DEVICE FUND TO ASSIST INDIGENT PERSONS, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1, and recommendation that Committee Substitute Bill No. 2 be re-referred to the Committee on Appropriations.

Committee Substitute Bill No. 2 is re-referred to the Committee on Appropriations. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Stevens, Chair, for Judiciary Subcommittee C, with approval of standing committee Chair for report to be made directly to the floor of the House:

S.B. 465, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIMINAL OFFENSE TO SELL, PURCHASE, INSTALL, POSSESS, TRANSFER, USE, OR ACCESS AN AUTOMATED SALES SUPPRESSION DEVICE, with a favorable report and with recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representatives Jordan and McGrady, Chairs, for Judiciary Subcommittee B, with approval of standing committee Chair for report to be made directly to the floor of the House:

S.B. 222 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE NORTH CAROLINA CONTROLLED SUBSTANCES REPORTING SYSTEM ACT, AS RECOMMENDED BY THE CHILD FATALITY TASK FORCE, with a favorable report and with recommendation that the bill be re-referred to the Committee on Health and Human Services.

The bill is re-referred to the Committee on Health and Human Services.

S.B. 316 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A REBUTTABLE PRESUMPTION EXISTS IN CERTAIN CIRCUMSTANCES THAT A PERSON CHARGED WITH A FELONY OR CLASS A1 MISDEMEANOR OFFENSE INVOLVING THE ILLEGAL USE, POSSESSION, OR DISCHARGE OF A FIREARM

SHOULD NOT BE RELEASED PRIOR TO TRIAL, AND TO AMEND CERTAIN BOND PROVISIONS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

S.B. 368 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A TEN-DOLLAR CO-PAY FOR PRESCRIPTION MEDICATION DISPENSED IN A COUNTY JAIL, TO RAISE THE PISTOL PERMIT FEE COLLECTED BY SHERIFFS, AND TO PROVIDE THE PISTOL PERMIT FEE TO BE AN APPLICATION FEE, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 659, A BILL TO BE ENTITLED AN ACT TO CONFORM THE MOTOR VEHICLE LAW OF NORTH CAROLINA TO SECTIONS 154 AND 164 OF THE FEDERAL HIGHWAY BILL, with a favorable report and recommendation that the bill be re-referred to the Committee on Government.

The bill is re-referred to the Committee on Government.

The House stands adjourned at 3:48 p.m.

SEVENTY-SECOND DAY

HOUSE OF REPRESENTATIVES
Monday, June 3, 2013

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Debra Conrad.

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 30 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Arp, R. Brawley, Cotham, Dobson, Dockham, C. Graham, Malone, McManus, and Wilkins for today.

THE RECEIVING OF PETITIONS, MEMORIALS AND PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO THE HOUSE

THE APPOINTMENT OF DAVID GRIER MARTIN III

2013-2014

BY THE GOVERNOR OF THE STATE OF NORTH CAROLINA

A PROCLAMATION

WHEREAS, the Honorable Deborah Ross, elected Representative from the Thirty-Fourth House District 2013-2014 General Assembly, has resigned; and

WHEREAS, the provisions of General Statute § 163-11 require that the vacancy created by the resignation of the Honorable Deborah Ross be filled by appointment of the person recommended by the Executive Committee of the Wake County Democratic Party; and

WHEREAS, the Executive Committee of the Wake County Democratic Party has notified me of its recommendation of David Grier Martin III of Wake County, North Carolina, to fill the unexpired term;

I do, by these presents, appoint

DAVID GRIER MARTIN III

as a member of the

NORTH CAROLINA HOUSE OF REPRESENTATIVES

2013-2014 General Assembly

June 3, 2013

IN WITNESS WHEREOF, I have hereunto signed my name and affixed the Great Seal of the State of North Carolina at the Capitol in the City of Raleigh, this first day of June in the year of our Lord two thousand thirteen, and of the Independence of the United States of America the two hundred and thirty-seventh.

S/ Pat McCrory
Governor

ATTEST:

S/ Elaine F. Marshall
Secretary of State

The Chair appoints Representatives Stam, Samuelson, and L. Hall to escort the Member to the podium for the administration of the oath.

The following oath of office is administered to Representative Grier Martin by Speaker Thom Tillis, pursuant to G.S. 120-5.

OATH FOR MEMBERS OF THE
HOUSE OF REPRESENTATIVES
2013 SESSION

"I, GRIER MARTIN, do solemnly and sincerely swear that I will support the Constitution of the United States; that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; so help me God.

"I, GRIER MARTIN, do swear (or affirm) that I will well and truly execute the duties of the office of a member of the North Carolina House of Representatives according to the best of my skill and ability, according to law; so help me, God."

The Chair states that Representative Grier Martin will occupy Seat 96.

The Speaker orders a Special Message sent to the Senate informing that Honorable Body of the seating of Representative Grier Martin as a Member of the 2013 House of Representatives.

June 3, 2013

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

H.B. 146, AN ACT TO REQUIRE THE STATE BOARD OF EDUCATION TO ENSURE INSTRUCTION IN CURSIVE WRITING AND MEMORIZATION OF MULTIPLICATION TABLES AS A PART OF THE BASIC EDUCATION PROGRAM.

H.B. 449, AN ACT PROVIDING THAT A VENDOR IS QUALIFIED FOR PURPOSES OF ANY STATE FURNITURE REQUIREMENTS CONTRACT IF THE VENDOR'S PRODUCTS ARE INCLUDED ON A UNITED STATES GENERAL SERVICES ADMINISTRATION (GSA) FURNITURE SCHEDULE, THE VENDOR IS A FEDERALLY QUALIFIED VENDOR FOR THE GSA FURNITURE SCHEDULE, AND THE VENDOR OFFERS PRODUCTS ON THE SAME PRICING AND SPECIFICATIONS AS THE GSA FURNITURE SCHEDULE.

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.J.R. 1007, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF CHRISTOPHER J. AYERS AS EXECUTIVE DIRECTOR OF THE PUBLIC STAFF OF THE NORTH CAROLINA UTILITIES COMMISSION. (RESOLUTION 2013-12)

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 980, AN ACT TO PROVIDE ADDITIONAL FUNDING IN THE STATE MEDICAID PROGRAM FOR THE 2012-2013 FISCAL YEAR. (S.L. 2013-56)

S.B. 189, AN ACT TO AMEND THE LAW DEFINING HOME SCHOOLS. (S.L. 2013-57)

S.B. 430, AN ACT TO EXEMPT FROM PERMITTING REQUIREMENTS PERSONS INSTALLING ELECTRIC LOAD CONTROL SWITCHES UNDER THE LAWS REGULATING ELECTRICAL CONTRACTORS AND TO MAKE CONFORMING CHANGES UNDER THE LAWS PERTAINING TO BUILDING INSPECTION PERMITS FOR COUNTIES AND CITIES. (S.L. 2013-58)

June 3, 2013

H.B. 254, AN ACT AMENDING THE REQUIREMENTS RELATED TO NOTICE OF LAND-USE PLANNING AND ZONING CHANGES TO BE GIVEN TO A MILITARY BASE BY COUNTIES OR CITIES NEAR THE MILITARY BASE. (S.L. 2013-59)

INTRODUCTION OF PAGES

Pages for the week of June 3 are introduced to the membership. They are: Deirdre An of Mecklenburg; Samuel Bush of Franklin; David Cobbs, Jr. of Vance; Nicole Defreitas of Surry; Badham Dixon of Chowan; Tyler Easterly of Madison; James Etheridge of Wake; Elizabeth Fields of Durham; Sandi Goolsby of Hertford; Meredith Harris of Mecklenburg; Jordan Hogge of Vance; EuShonda Hurst of Wake; Lindsey Jackson of Wake; Parker King of Wake; Cole Kirkpatrick of Moore; Marcus Mitchell of Wake; Coley Mizell of Wake; Todd Mizell of Wake; Nolan Rudisill of Catawba; Kaitlyn Sisson of Mecklenburg; and Aaron Walker of Wake.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representatives Lewis and T. Moore, Chairs, for the Committee on Elections:

S.B. 258, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF ASHEBORO, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 4.

S.B. 325 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT MEMBERS OF THE WAKE COUNTY BOARD OF EDUCATION SHALL BE ELECTED FROM DISTRICTS, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of June 4. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representatives Dixon and Langdon, Chairs, for the Committee on Agriculture:

S.B. 387 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CONFORMING CHANGES PERTAINING TO THE RENAMING OF THE NORTH CAROLINA FOREST SERVICE AND TO MAKE OTHER CHANGES IN THE FOREST SERVICE STATUTES, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of June 4. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Samuelson, Chair, for the Committee on Banking:

S.J.R. 431, A JOINT RESOLUTION TO CONFIRM THE GOVERNOR'S APPOINTMENT OF RAY GRACE TO THE OFFICE OF COMMISSIONER OF BANKS, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar of June 4.

S.B. 489 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE MAXIMUM INTEREST RATE ALLOWED AND TO MAKE VARIOUS AMENDMENTS TO THE NORTH CAROLINA CONSUMER FINANCE ACT TO ENSURE CONTINUED ACCESS TO CREDIT, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of June 4. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representatives Howard, Lewis, and Setzer, Chairs, for the Committee on Finance:

S.B. 129 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT ISSUANCE OF DEBT UNDER THE STATE CAPITAL FACILITIES FINANCE ACT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 4.

By Representative Blust, Chair, for Judiciary Subcommittee A, with approval of standing committee Chair for report to be made directly to the floor of the House:

June 3, 2013

S.B. 239 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS REVISIONS TO THE NORTH CAROLINA BUSINESS CORPORATION ACT, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of June 4. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 528 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT PETIT JURORS ARE REQUIRED TO TAKE THE OATH SET FORTH IN THE NORTH CAROLINA CONSTITUTION AND TO PROVIDE CONSISTENCY BETWEEN THE STATUTES SETTING FORTH THE OATHS TO BE TAKEN BY PETIT JURORS, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of June 4. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 279 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE AND CLARIFY PROVISIONS OF THE LAWS GOVERNING ESTATES, TRUSTS, GUARDIANSHIPS, POWERS OF ATTORNEY, AND OTHER FIDUCIARIES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 4.

S.B. 393, A BILL TO BE ENTITLED AN ACT RELATING TO THE LIMITATIONS PERIOD FOR ACTIONS ON THE GROUND OF CONSTRUCTIVE FRAUD, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 4.

By Representatives Jordan and McGrady, Chairs, for Judiciary Subcommittee B, with approval of standing committee Chair for report to be made directly to the floor of the House:

S.B. 252 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTY FOR CERTAIN VIOLATIONS OF THE CONTROLLED SUBSTANCES ACT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 4.

June 3, 2013

S.B. 452, A BILL TO BE ENTITLED AN ACT TO INCREASE THE JURISDICTIONAL AMOUNTS IN THE GENERAL COURT OF JUSTICE, TO MAKE ARBITRATION MANDATORY IN CERTAIN CIVIL CASES, AND TO PROVIDE GUIDANCE TO THE COURT FOR THE ASSESSMENT OF COURT COSTS AND ATTORNEYS' FEES IN SMALL CLAIMS MATTERS WHEN AN ARBITRATOR'S DECISION IN FAVOR OF THE APPELLEE IS AFFIRMED ON APPEAL, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of June 4. The original bill is placed on the Unfavorable Calendar.

S.B. 545, A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE USE OF A MASTER METER FOR ELECTRIC AND NATURAL GAS SERVICE WHEN THE TENANT AND LANDLORD HAVE AGREED IN THE LEASE THAT THE COST OF THE SERVICES SHALL BE INCLUDED IN THE RENTAL PAYMENTS AND THE SERVICE SHALL BE IN THE LANDLORD'S NAME, with a favorable report as to the House committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of June 4. The original bill is placed on the Unfavorable Calendar.

S.B. 200 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXTEND THE TIME FOR LOCAL FORENSIC SCIENCE LABS TO OBTAIN ACCREDITATION, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of June 4. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 306 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXCLUDE THE ADMINISTRATION OF A LETHAL INJECTION FROM THE PRACTICE OF MEDICINE; TO CODIFY THE LAW THAT PROHIBITS REGULATORY BOARDS FROM SANCTIONING HEALTH CARE PROFESSIONALS FOR ASSISTING IN THE EXECUTION PROCESS; TO AMEND THE LAW ON THE ADMINISTRATION OF A LETHAL INJECTION; TO REQUIRE THE SETTING OF AN EXECUTION

DATE IF ANY OF THE EVENTS WHICH ARE PROVIDED BY STATUTE HAVE OCCURRED; TO ELIMINATE THE PROCESS BY WHICH A DEFENDANT MAY USE STATISTICS TO HAVE A SENTENCE OF DEATH REDUCED TO LIFE IN PRISON WITHOUT PAROLE; TO REQUIRE PERIODIC REPORTS ON THE TRAINING AND AVAILABILITY OF PERSONNEL TO CARRY OUT A DEATH SENTENCE; AND TO REQUIRE PERIODIC REPORTS ON THE STATUS OF PENDING POSTCONVICTION CAPITAL CASES, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of June 4. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 530 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISTRIBUTION OF TOBACCO-DERIVED PRODUCTS AND VAPOR PRODUCTS TO MINORS, with a favorable report as to the House committee substitute bill, unfavorable as to Senate Committee Substitute Bill No. 2.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of June 4. Senate Committee Substitute Bill No. 2 is placed on the Unfavorable Calendar.

By Representative Stevens, Chair, for Judiciary Subcommittee C, with approval of standing committee Chair for report to be made directly to the floor of the House:

S.B. 210, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE APPOINTMENT OF CHIEF MAGISTRATES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 4.

S.B. 634 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTIES FOR INTERFERENCE WITH GAS, WATER, OR ELECTRIC LINES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 4.

S.B. 520 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT HEARINGS OF THE INDUSTRIAL COMMISSION ARE RECORDED, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

June 3, 2013

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of June 4. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 539 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ADMINISTRATIVE OFFICE OF THE COURTS TO OBTAIN ACCESS TO DATE OF BIRTH INFORMATION FOR PURPOSES OF ADDING A UNIQUE IDENTIFIER THAT CAN BE USED TO REMOVE DUPLICATE JUROR RECORDS WHEN PREPARING THE MASTER JURY LIST, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of June 4. The Senate committee substitute bill is placed on the Unfavorable Calendar.

CONFERENCE REPORT

Representative Dollar moves the adoption of the following Conference Report.

Senate Committee Substitute for H.B. 10

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on House Bill 10, A BILL TO BE ENTITLED AN ACT TO REMOVE THE RESTRICTION ON THE TURNPIKE AUTHORITY'S SELECTION OF A CORRIDOR LOCATION FOR THE SOUTHEAST EXTENSION PROJECT OF N.C. 540; TO SET FORTH A NEW PRIORITIZATION PROCESS FOR SELECTION OF FUTURE TURNPIKE AUTHORITY PROJECTS; AND TO REMOVE AUTHORIZATION FROM THREE PROJECTS OF THE TURNPIKE AUTHORITY, Senate Transportation Committee Substitute Adopted 3/6/13, Third Edition Engrossed 3/7/13, submit the following report:

The House and Senate agree to the following amendment to the Senate Transportation Committee Substitute Adopted 3/6/13, Third Edition Engrossed 3/7/13, and the House concurs in the Senate Transportation Committee Substitute Adopted 3/6/13, Third Edition Engrossed 3/7/13, as amended:

June 3, 2013

Page 1, line 2, through page 2, line 19, by rewriting those lines to read:

"AN ACT TO REMOVE THE RESTRICTION ON THE TURNPIKE AUTHORITY'S SELECTION OF A CORRIDOR LOCATION FOR THE SOUTHEAST EXTENSION PROJECT OF N.C. 540.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 136-89.183(a)(2)a. reads as rewritten:

"(2) To study, plan, develop, and undertake preliminary design work on up to eight Turnpike Projects. At the conclusion of these activities, the Turnpike Authority is authorized to design, establish, purchase, construct, operate, and maintain the following projects:

a. Triangle Expressway, including segments also known as N.C. 540, Triangle Parkway, and the Western Wake Freeway in Wake and Durham ~~Counties, and Southeast Extension in Wake and Johnston Counties, except that no portion of the Southeast Extension shall be located north of an existing protected corridor established by the Department of Transportation circa 1995, except in the area of Interstate 40 East.~~ Counties. The described segments constitute three projects."

SECTION 2. The Department of Transportation shall strive to expedite the federal environmental impact statement process to define the route for the Southeast Extension of the Triangle Expressway Turnpike Project by promptly garnering input from local officials and other stakeholders, accelerating any required State studies, promptly submitting permit applications to the federal government, working closely with the federal government during the permitting process, and taking any other appropriate actions to accelerate the environmental permitting process.

SECTION 3. As part of its oversight of the Department of Transportation, the Joint Legislative Transportation Oversight Committee shall closely monitor the progress of the Southeast Extension of the Triangle Expressway Turnpike Project.

SECTION 3.1. This act is effective only if House Bill 817, 2013 Regular Session, becomes law.

SECTION 4. This act is effective when it becomes law."

The conferees recommend that the Senate and the House of Representatives adopt this report.

Date conferees approved report: May 29, 2013.

June 3, 2013

Conferees for the Senate	*Conferees for the House of Representatives*
S/ Bill Rabon, Chair	S/ Nelson Dollar, Chair
S/ Chad Barefoot	S/ Paul Stam
S/ Bob Rucho	S/ William Brawley
S/ Harry Brown	S/ Duane Hall

The Conference Report, which changes the title, is adopted, by electronic vote (98-12), and the Senate is so notified by Special Message.

The Senate having previously adopted the Conference Report, the Speaker orders the bill enrolled and presented to the Governor.

CALENDAR

Action is taken on the following:

H.B. 553 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY CARTERET COUNTY'S AUTHORITY TO LEVY AN ADDITIONAL ONE PERCENT ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX AND TO MODIFY THE DISTRIBUTION OF THE PROCEEDS OF THE TAX, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, Alexander, Baskerville, J. Bell, L. Bell, Blackwell, Brandon, Brisson, Brody, B. Brown, R. Brown, Bryan, Carney, Catlin, Conrad, Cunningham, Daughtry, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, G. Graham, D. Hall, Hamilton, Hanes, Hardister, Holley, Holloway, Horn, Howard, Iler, Insko, Jeter, Johnson, Jones, Lambeth, Langdon, Lewis, Lucas, G. Martin, S. Martin, McElraft, McGrady, McNeill, Michaux, R. Moore, T. Moore, Pierce, Presnell, Queen, Ramsey, Richardson, Riddell, S. Ross, Samuelson, Schaffer, Shepard, Stam, Starnes, Steinburg, Stevens, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Wells, West, Whitmire, and Wray - 80.

Voting in the negative: Representatives Avila, Blust, Boles, W. Brawley, Bumgardner, Burr, Cleveland, Collins, Dixon, Dollar, Hager, L. Hall, Harrison, Hastings, Hollo, Hurley, Jackson, Jordan, Luebke, Millis, Mobley, Moffitt, Murry, Pittman, Saine, Setzer, Speciale, Stone, and Warren - 29.

June 3, 2013

Excused absences: Representatives Arp, R. Brawley, Cotham, Dobson, Dockham, C. Graham, Malone, McManus, and Wilkins - 9.

S.B. 269, A BILL TO BE ENTITLED AN ACT REMOVING CERTAIN ROWAN COUNTY OWNED PARCELS IN THE VICINITY OF THE ROWAN COUNTY AIRPORT FROM THE CORPORATE LIMITS OF THE CITY OF SALISBURY, passes its third reading, by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Adams, Alexander, Avila, J. Bell, L. Bell, Blackwell, Blust, Boles, Brandon, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Daughtry, Davis, Dixon, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Floyd, Ford, Fulghum, Goodman, Hager, D. Hall, Hamilton, Hardister, Hastings, Holley, Hollo, Holloway, Horn, Howard, Hurley, Iler, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Langdon, Lewis, Lucas, G. Martin, S. Martin, McElraft, McGrady, McNeill, Michaux, Millis, Moffitt, R. Moore, T. Moore, Murry, Pittman, Presnell, Ramsey, Riddell, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, and Wray - 94.

Voting in the negative: Representatives Baskerville, Cunningham, Fisher, Foushee, Gill, Glazier, G. Graham, L. Hall, Hanes, Harrison, Insko, Luebke, Mobley, Pierce, Queen, and Richardson - 16.

Excused absences: Representatives Arp, R. Brawley, Cotham, Dobson, Dockham, C. Graham, Malone, McManus, and Wilkins - 9.

S.B. 208 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENSURE EFFECTIVE STATEWIDE OPERATION OF THE 1915 (B)/(C) MEDICAID WAIVER.

Pursuant to Rule 24.1A, Representative Bryan requests that he be excused from voting on this bill due to a possible conflict of interest. This request is granted.

Representative Dollar offers Amendment No. 1 which is adopted by electronic vote (109-0).

Representative Dollar offers Amendment No. 2 which is adopted by electronic vote (109-0).

June 3, 2013

The bill, as amended, passes its second reading, by electronic vote (108-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate for concurrence in the House committee substitute bill.

WITHDRAWAL OF BILL FROM COMMITTEE

On motion of Representative T. Moore and without objection, **S.B. 222** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE NORTH CAROLINA CONTROLLED SUBSTANCES REPORTING SYSTEM ACT, AS RECOMMENDED BY THE CHILD FATALITY TASK FORCE, is withdrawn from the Committee on Health and Human Services and pursuant to Rule 36(b), is placed on the Calendar of June 4.

Representative T. Moore moves, seconded by Representative G. Martin, that the House adjourn, subject to the receipt of Committee Reports, the receipt of Messages from the Senate, and the referral of bills to committees, to reconvene June 4 at 2:00 p.m.

The motion carries.

RE-REFERRALS

On motion of Representative T. Moore, a serial referral for **S.B. 290** (Committee Substitute), A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF WAYNESVILLE, to the Committee on Rules, Calendar, and Operations of the House is added.

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **S.B. 378** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A REFERENDUM OF PROPANE DEALERS AND DISTRIBUTORS REGARDING A VOLUNTARY ASSESSMENT ON PROPANE TO PROVIDE FUNDING FOR PROMOTIONAL, EDUCATIONAL, AND OTHER PROGRAMS OF THE INDUSTRY, is withdrawn from the Committee on Commerce and Job Development and re-referred to the Committee on Public Utilities and Energy.

The serial referral to the Committee on Finance remains.

The House stands adjourned at 8:45 p.m.

June 3, 2013

SEVENTY-THIRD DAY

HOUSE OF REPRESENTATIVES
Tuesday, June 4, 2013

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by Representative Dean Arp:

"Most gracious and merciful God, we recognize Your authority and ownership over all creation and ask You, Oh Lord, to go before each one of us here today, to give us wisdom and discernment to walk blameless in Your sight because You are El Roi, 'the God who sees'.

"Thank You for granting us blessings and liberties in this great State. Burden us to not take these great gifts for granted. Allow us to recognize that true blessings, liberties, and personal salvation come through Christ Jesus alone by our intimate relationship with Him.

"We pray for ourselves, the state policy-makers in both houses of the General Assembly of North Carolina, to have courage to stand firm in our personal faith and conviction and to not be persuaded by those with selfish interests, to seek Your wisdom in decision-making and remain humble with the powers entrusted to us. Help us to find ways to come together without compromising our faith and values. We each bring different ideas from all over this State; yet, we seek to be unified.

"We pray for our state judges, that they will seek wisdom from You for decisions and rulings and to exercise integrity while upholding the laws that they have been entrusted to protect.

"We pray for Governor McCrory and Lt. Governor Forest and their families. May they stay strong in their faith and always fix their eyes upon Jesus, the author and perfector of our faith. Give them guidance, wisdom, and courage as they lead our State.

"May Your Church be strong, bearing, in You, much fruit. We know that without You, we can do nothing. We pray that those who don't know salvation in You may come to understand that You, Lord, are the only way to God the Father.

June 4, 2013

"We thank You for the privilege to be here and for all that You have given us. Watch over us. Guide us in our decisions on all the issues that come before us today. Make our hearts selfless, humble, and open, and our minds focused. Remind us that our decisions affect the lives of many people.

"And now, Lord, we stand before You, humbled and seeking Your face. Hear our prayer, Father, forgive us of our sins and heal this land.

"For it is in the name of Jesus, the Son of the Living God, we ask these things. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 3 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Cotham, Lambeth, and G. Martin for today.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

H.B. 10, AN ACT TO REMOVE THE RESTRICTION ON THE TURNPIKE AUTHORITY'S SELECTION OF A CORRIDOR LOCATION FOR THE SOUTHEAST EXTENSION PROJECT OF N.C. 540.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 269, AN ACT REMOVING CERTAIN ROWAN COUNTY OWNED PARCELS IN THE VICINITY OF THE ROWAN COUNTY AIRPORT FROM THE CORPORATE LIMITS OF THE CITY OF SALISBURY.

H.B. 545, AN ACT TO MODIFY THE HENDERSON COUNTY OCCUPANCY TAX.

H.B. 671, AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF MILLS RIVER.

June 4, 2013

CALENDAR

Action is taken on the following:

On motion of Representative T. Moore and without objection, **S.B. 325** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT MEMBERS OF THE WAKE COUNTY BOARD OF EDUCATION SHALL BE ELECTED FROM DISTRICTS, is withdrawn from the Calendar and placed on the Calendar of June 5.

S.B. 258, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF ASHEBORO, passes its second reading by electronic vote (113-0), and there being no objection is read a third time.

Representatives Dockham and Pierce request and are granted leave of the House to be recorded as voting "aye". The adjusted vote total is (115-0).

The bill passes its third reading and is ordered enrolled.

S.B. 489 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE MAXIMUM INTEREST RATE ALLOWED AND TO MAKE VARIOUS AMENDMENTS TO THE NORTH CAROLINA CONSUMER FINANCE ACT TO ENSURE CONTINUED ACCESS TO CREDIT.

On motion of Representative Samuelson, the bill is temporarily displaced.

S.B. 129, A BILL TO BE ENTITLED AN ACT TO PROHIBIT ISSUANCE OF DEBT UNDER THE STATE CAPITAL FACILITIES FINANCE ACT, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

S.B. 200 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXTEND THE TIME FOR LOCAL FORENSIC SCIENCE LABS TO OBTAIN ACCREDITATION.

On motion of the Chair, the bill is temporarily displaced.

S.B. 210, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE APPOINTMENT OF CHIEF MAGISTRATES, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

June 4, 2013

The bill passes its third reading and is ordered enrolled and presented to the Governor.

S.B. 222 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REVISE THE NORTH CAROLINA CONTROLLED SUBSTANCES REPORTING SYSTEM ACT, AS RECOMMENDED BY THE CHILD FATALITY TASK FORCE.

Representative Horn offers Amendment No. 1 which is adopted by electronic vote (116-0).

Representative Horn offers Amendment No. 2 which is adopted by electronic vote (115-0).

The bill, as amended, passes its second reading, by electronic vote (115-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in Amendments No. 1 and No. 2.

S.B. 239 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS REVISIONS TO THE NORTH CAROLINA BUSINESS CORPORATION ACT, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

S.B. 252 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTY FOR CERTAIN VIOLATIONS OF THE CONTROLLED SUBSTANCES ACT, passes its second reading, by electronic vote (115-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

S.B. 279 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO UPDATE AND CLARIFY PROVISIONS OF THE LAWS GOVERNING ESTATES, TRUSTS, GUARDIANSHIPS, POWERS OF ATTORNEY, AND OTHER FIDUCIARIES, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

June 4, 2013

The bill passes its third reading and is ordered enrolled and presented to the Governor.

S.B. 387 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO (1) MAKE TECHNICAL AND CONFORMING CHANGES PERTAINING TO THE RENAMING OF THE NORTH CAROLINA FOREST SERVICE AND TO MAKE OTHER CHANGES IN THE FOREST SERVICE STATUTES AND (2) PROVIDE A RIGHT OF ENTRY FOR THE COMMISSIONER OF AGRICULTURE TO ENFORCE THE LAWS RELATED TO BEDDING, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

S.B. 393, A BILL TO BE ENTITLED AN ACT RELATING TO THE LIMITATIONS PERIOD FOR ACTIONS ON THE GROUND OF CONSTRUCTIVE FRAUD.

Representative L. Hall offers Amendment No. 1 which is adopted by electronic vote (116-0).

Representative Blust offers Amendment No. 2 which is adopted by electronic vote (116-0).

The bill, as amended, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

Representative T. Moore requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (116-0).

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in Amendments No. 1 and No. 2.

S.B. 489 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE MAXIMUM INTEREST RATE ALLOWED AND TO MAKE VARIOUS AMENDMENTS TO THE NORTH CAROLINA CONSUMER FINANCE ACT TO ENSURE CONTINUED ACCESS TO CREDIT, which was temporarily displaced, is before the Body.

Representative Stam offers Amendment No. 1 which is adopted by electronic vote (114-2).

June 4, 2013

The bill, as amended, passes its second reading by electronic vote (74-42).

Representative Fisher objects to the third reading. The bill remains on the Calendar.

S.B. 306 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXCLUDE THE ADMINISTRATION OF A LETHAL INJECTION FROM THE PRACTICE OF MEDICINE; TO CODIFY THE LAW THAT PROHIBITS REGULATORY BOARDS FROM SANCTIONING HEALTH CARE PROFESSIONALS FOR ASSISTING IN THE EXECUTION PROCESS; TO AMEND THE LAW ON THE ADMINISTRATION OF A LETHAL INJECTION; TO REQUIRE THE SETTING OF AN EXECUTION DATE IF ANY OF THE EVENTS WHICH ARE PROVIDED BY STATUTE HAVE OCCURRED; TO ELIMINATE THE PROCESS BY WHICH A DEFENDANT MAY USE STATISTICS TO HAVE A SENTENCE OF DEATH REDUCED TO LIFE IN PRISON WITHOUT PAROLE; TO REQUIRE PERIODIC REPORTS ON THE TRAINING AND AVAILABILITY OF PERSONNEL TO CARRY OUT A DEATH SENTENCE; AND TO REQUIRE PERIODIC REPORTS ON THE STATUS OF PENDING POSTCONVICTION CAPITAL CASES, passes its second reading by electronic vote (77-40).

Representative Jackson objects to the third reading. The bill remains on the Calendar.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representatives Howard, Lewis, and Setzer, Chairs, for the Committee on Finance:

H.B. 998, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE READABILITY OF ADJUSTMENTS TO FEDERAL TAXABLE INCOME WHEN THE STATE DECOUPLES FROM FEDERAL ACCELERATED DEPRECIATION AND EXPENSING, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

On motion of the Chair, the committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

June 4, 2013

RE-REFERRAL

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **S.B. 321** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CAP REIMBURSEMENT BY COUNTIES FOR MEDICAL SERVICES PROVIDED TO INMATES IN COUNTY JAILS AND TO ALLOW COUNTIES TO UTILIZE MEDICAID FOR ELIGIBLE PRISONERS, is withdrawn from the Committee on Health and Human Services and re-referred to Judiciary Subcommittee B.

Representative T. Moore moves, seconded by Representative Dollar, that the House adjourn, subject to committee assignments, the appointment of conferees, the receipt of Committee Reports, the receipt of Conference Reports, the receipt of Messages from the Senate, and the referral of bills to committees, to reconvene June 5 at 2:00 p.m.

The motion carries.

SPECIAL MESSAGE FROM THE SENATE

2013 GENERAL ASSEMBLY
FIRST SESSION 2013

Senate Chamber
June 3, 2013

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that Senator Hartsell and Senator Bingham have been added as conferees on **H.B. 13** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO (1) REQUIRE STATE AGENCIES TO BIENNIALLY REPORT TO THE DEPARTMENT OF ADMINISTRATION AND TO THE PROGRAM EVALUATION DIVISION ON THEIR USE OF REAL PROPERTY; (2) REQUIRE STATE AGENCIES TO REPORT ANNUALLY THE AMOUNT OF REVENUE GENERATED DURING THE PREVIOUS CALENDAR YEAR FROM THE LEASING OF SPACE ON AGENCY PROPERTY; (3) IMPROVE THE OVERSIGHT AND MANAGEMENT OF STATE-OWNED SUBMERGED LANDS, INCLUDING INITIATING A PROCESS TO INVENTORY CLAIMS ON STATE-OWNED SUBMERGED LANDS; AND (4) CLARIFY THE INFORMATION THAT MUST BE PROVIDED TO THE STATE BUREAU OF INVESTIGATION CONCERNING MISUSE OF STATE PROPERTY.

June 4, 2013

Respectfully,
S/ Sarah Lang
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE

2013 GENERAL ASSEMBLY
FIRST SESSION 2013

Senate Chamber
June 3, 2013

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in the House Committee Substitute to **S.B. 334** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CONDEMN THE LEASEHOLD INTEREST IN THE DOROTHEA DIX CAMPUS PROPERTY CONVEYED TO THE CITY OF RALEIGH AND ALLOCATE IT TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR MENTAL HEALTH PURPOSES, AS PROVIDED IN THE STATUTE AUTHORIZING ITS ACQUISITION AND IN THE DEEDS CONVEYING THE PROPERTY TO THE STATE, TO PROVIDE FOR IMPLEMENTATION OF THE 2007 STATE GOVERNMENT MASTER FACILITIES MASTER PLAN, INCLUDING LEASE OF A PORTION OF THE PROPERTY AT FAIR MARKET VALUE TO THE CITY OF RALEIGH FOR A PUBLIC PARK, AND TO PROVIDE FOR USE OF ANY LEASE PROCEEDS FOR MENTAL HEALTH PURPOSES, and requests conferees. The President *Pro Tempore* appoints:

Senator Pate, Chair
Senator Hise
Senator Tucker

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Sarah Lang
Principal Clerk

The Speaker appoints Representative Burr, Chair; Representatives Stam, Daughtry, and Brisson as conferees on the part of the House and the Senate is so notified by Special Message.

June 4, 2013

MESSAGE FROM THE SENATE

The following is received from the Senate:

H.B. 591, A BILL TO BE ENTITLED AN ACT TO SPECIFY THE TERM OF OFFICE FOR APPOINTED MEMBERS OF THE NORTH CAROLINA LONGITUDINAL DATA SYSTEM BOARD, TO MAKE THE STATE INFORMATION OFFICER CHAIR OF THE NORTH CAROLINA LONGITUDINAL DATA SYSTEM BOARD, TO SPECIFY THE TIMES FOR MEETING OF THE NORTH CAROLINA LONGITUDINAL DATA SYSTEM BOARD, AND TO REQUIRE QUARTERLY REPORTING OF PROGRESS ON THE NORTH CAROLINA LONGITUDINAL DATA SYSTEM, is returned for concurrence in one Senate amendment.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 5.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Hollo and Jones, Chairs, for the Committee on Health and Human Services:

S.B. 542 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE LONG-TERM CARE FACILITIES TO REQUIRE APPLICANTS FOR EMPLOYMENT AND CERTAIN EMPLOYEES TO SUBMIT TO DRUG TESTING FOR CONTROLLED SUBSTANCES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 5.

S.B. 486, A BILL TO BE ENTITLED AN ACT REQUIRING HOSPITALS TO PROVIDE PARENTS OF NEWBORNS WITH EDUCATIONAL INFORMATION ABOUT PERTUSSIS DISEASE AND AVAILABLE VACCINE PROTECTIONS IN ORDER TO BETTER PROTECT NEWBORNS AGAINST PERTUSSIS DISEASE, with a favorable report as to the House committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of June 5. The original bill is placed on the Unfavorable Calendar.

June 4, 2013

S.B. 137 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE REGULAR BUSINESS PRACTICE OF WAIVING REQUIRED MEDICAID AND HEALTH CHOICE RECIPIENT CO-PAYMENTS BY CERTAIN PROVIDERS, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of June 5. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representatives W. Brawley and Iler, Chairs, for the Committee on Transportation:

S.B. 81 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO CREATE THE CHARLOTTE REGIONAL AIRPORT AUTHORITY, with a favorable report as to the House committee substitute bill, unfavorable as to Senate Committee Substitute Bill No. 2, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the Committee on Finance. Senate Committee Substitute Bill No. 2 is placed on the Unfavorable Calendar.

S.B. 433, A BILL TO BE ENTITLED AN ACT TO PREVENT CERTAIN PROPERTY-CARRYING VEHICLES FROM PAYING FOR A DECLARED WEIGHT THAT EXCEEDS THE STATUTORY ALLOWANCE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 5.

S.B. 460 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE CITY OF BELMONT MAY LEASE FROM THE DEPARTMENT OF TRANSPORTATION THE DEPARTMENT'S INTEREST IN A PORTION OF THE PIEDMONT AND NORTHERN RAIL CORRIDOR WITHIN THE LIMITS OF THE TOWN OF BELMONT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 5.

S.B. 603, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT REGISTRATION PLATES, REGISTRATION CERTIFICATES, AND CERTIFICATES OF TITLES CAN BE ISSUED DIRECTLY BY THE

DIVISION OF MOTOR VEHICLES OFFICES LOCATED IN THE COUNTIES OF WAKE, CUMBERLAND, AND MECKLENBURG, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 5.

By Representative Dockham, Chair, for the Committee on Insurance:

S.B. 358 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE GUARANTEED ASSET PROTECTION WAIVERS TO BE AUTHORIZED IN THIS STATE, with a favorable report and recommendation that the bill be re-referred to Judiciary Subcommittee A.

The bill is re-referred to Judiciary Subcommittee A.

By Representatives Carney and Howard, Chairs, for the Committee on Ethics:

S.B. 156, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LEGISLATIVE ETHICS COMMITTEE'S INVESTIGATIVE PROCEDURES AND TO MAKE OTHER TECHNICAL CHANGES AS RECOMMENDED BY THE LEGISLATIVE ETHICS COMMITTEE, with a favorable report as to the House committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of June 5. The original bill is placed on the Unfavorable Calendar.

S.B. 411 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE TRANSPORTATION ADVISORY COMMITTEES OF METROPOLITAN PLANNING ORGANIZATIONS AND RURAL TRANSPORTATION PLANNING ORGANIZATIONS ARE SUBJECT TO STANDARD ETHICS PROVISIONS, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of June 5. The Senate committee substitute bill is placed on the Unfavorable Calendar.

June 4, 2013

ADDENDA TO COMMITTEE ASSIGNMENTS

June 4, 2013

The Speaker states that Representative G. Martin is appointed to the following committees: Finance; Transportation; Judiciary; Judiciary Subcommittee A; Education; Ethics; and Homeland Security, Military, and Veterans Affairs.

The House stands adjourned at 5:00 p.m.

SEVENTY-FOURTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, June 5, 2013

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Carla Cunningham.

The Speaker leads the Body in the Pledge of Allegiance.

Representative T. Moore, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 4 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Cotham, G. Martin, and R. Moore for today. Representatives Howard, Samuelson, and West are excused for a portion of the Session.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 129, AN ACT TO PROHIBIT ISSUANCE OF DEBT UNDER THE STATE CAPITAL FACILITIES FINANCE ACT.

S.B. 210, AN ACT TO PROVIDE FOR THE APPOINTMENT OF CHIEF MAGISTRATES.

June 5, 2013

S.B. 252, AN ACT TO INCREASE THE CRIMINAL PENALTY FOR CERTAIN VIOLATIONS OF THE CONTROLLED SUBSTANCES ACT.

S.B. 279, AN ACT TO UPDATE AND CLARIFY PROVISIONS OF THE LAWS GOVERNING ESTATES, TRUSTS, GUARDIANSHIPS, POWERS OF ATTORNEY, AND OTHER FIDUCIARIES.

H.B. 32, AN ACT TO INCREASE THE AMOUNT OF THE YEAR'S ALLOWANCE FOR A SURVIVING SPOUSE.

H.B. 114, AN ACT TO NO LONGER REQUIRE THAT A COMPLAINT OR JUDGMENT FOR ABSOLUTE DIVORCE CONTAIN THE SOCIAL SECURITY NUMBER OF A PARTY.

H.B. 142, AN ACT TO PROVIDE PUBLIC ACCESS TO CERTAIN INFORMATION MAINTAINED BY CAMPUS POLICE AGENCIES AFFILIATED WITH PRIVATE, NONPROFIT INSTITUTIONS OF HIGHER EDUCATION.

H.B. 301, AN ACT TO MAKE CLARIFYING CHANGES TO THE LAWS REGULATING ENGINEERS AND LAND SURVEYORS AND TO WAIVE THE EXAMINATION REQUIREMENT FOR GIS PRACTITIONERS WITH CERTAIN EXPERIENCE UNTIL JULY 1, 2014.

H.B. 368, AN ACT TO PROVIDE REPRESENTATION OF FORESTRY AND NURSERY INTERESTS ON THE BOARD OF AGRICULTURE.

H.B. 383, AN ACT TO AMEND THE GRAIN DEALER LICENSING ACT TO INCREASE THE BONDING AMOUNT THAT MUST ACCOMPANY LICENSE APPLICATIONS AND TO SPECIFY ADDITIONAL GROUNDS FOR LICENSE REFUSAL OR REVOCATION.

H.B. 410, AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO CANCEL A CERTIFICATE OF TITLE TO A MANUFACTURED HOME WHEN THE PERSON REQUESTING CANCELLATION DOES NOT HAVE THE CERTIFICATE OF TITLE.

H.B. 532, AN ACT TO MAKE IT A CRIME TO OPERATE AN AMBULANCE, EMS VEHICLE, FIREFIGHTING VEHICLE, OR LAW ENFORCEMENT VEHICLE UPON ANY HIGHWAY, STREET, OR PUBLIC VEHICULAR AREA WITHIN THE STATE WHILE CONSUMING ALCOHOL OR WHILE ALCOHOL REMAINS IN THE PERSON'S BODY.

June 5, 2013

H.B. 687, AN ACT TO REQUIRE THE BUILDING CODE COUNCIL TO AMEND THE NC BUILDING CODE TO ALLOW OCCUPANTS YOUNGER THAN EIGHTEEN IN TEMPORARY OVERFLOW EMERGENCY SHELTERS FOR THE HOMELESS.

H.B. 710, AN ACT TO PERMIT WATER UTILITIES TO ADJUST RATES FOR CHANGES IN COSTS BASED ON THIRD-PARTY RATES AND TO AUTHORIZE THE UTILITIES COMMISSION TO APPROVE A RATE ADJUSTMENT MECHANISM FOR WATER AND SEWER UTILITIES TO RECOVER COSTS FOR WATER AND SEWER SYSTEM IMPROVEMENTS.

H.B. 788, AN ACT TO AMEND THE STATUTE GOVERNING THE POWERS OF WATER AND SEWER AUTHORITIES TO ALLOW THE AUTHORITY TO SET RATES FOR WATER RESOURCES STORAGE OR PROTECTION PROGRAMS.

H.B. 813, AN ACT TO MAKE THE MANUFACTURE, POSSESSION, SALE, USE, AND DELIVERY OF ALL SYNTHETIC CANNABINOIDS UNLAWFUL.

H.B. 903, AN ACT TO REQUIRE ALL CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA TO FULLY ADHERE TO THE COMPREHENSIVE ARTICULATION AGREEMENT WITH THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM REGARDING THE TRANSFER OF COURSES AND ACADEMIC CREDITS BETWEEN THE TWO SYSTEMS AND THE ADMISSION OF TRANSFER STUDENTS AND TO DIRECT THE UNIVERSITY OF NORTH CAROLINA AND THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM TO REPORT BIANNUALLY REGARDING THE AGREEMENT TO THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 258, AN ACT AMENDING THE CHARTER OF THE CITY OF ASHEBORO.

H.B. 252, AN ACT TO PROVIDE FUNDING FOR PLANNED STREET AND SIDEWALK IMPROVEMENTS IN THE CITY OF ASHEVILLE FOR THE 2012-2013 FISCAL YEAR AND TO REPEAL S.L. 2009-114.

June 5, 2013

H.B. 517, AN ACT TO REGULATE HUNTING WITH ARTIFICIAL LIGHT IN ROCKINGHAM COUNTY.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 269, AN ACT REMOVING CERTAIN ROWAN COUNTY OWNED PARCELS IN THE VICINITY OF THE ROWAN COUNTY AIRPORT FROM THE CORPORATE LIMITS OF THE CITY OF SALISBURY. (S.L. 2013-60)

H.B. 545, AN ACT TO MODIFY THE HENDERSON COUNTY OCCUPANCY TAX. (S.L. 2013-61)

H.B. 671, AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF MILLS RIVER. (S.L. 2013-62)

S.B. 234, AN ACT TO AMEND AND CLARIFY THE HUNTER EDUCATION REQUIREMENTS AND TO ESTABLISH A HUNTING HERITAGE APPRENTICE PERMIT. (S.L. 2013-63)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittee are presented:

By Representative Murry, Chair, for the Committee on Commerce and Job Development:

S.B. 76 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO (1) AUTHORIZE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO ISSUE PERMITS ON OR AFTER MARCH 1, 2015, FOR OIL AND GAS EXPLORATION AND DEVELOPMENT ACTIVITIES IN THE STATE, INCLUDING THE USE OF HORIZONTAL DRILLING AND HYDRAULIC FRACTURING TREATMENTS FOR THAT PURPOSE; (2) DIRECT THE MINING AND ENERGY COMMISSION TO STUDY DEVELOPMENT OF A COMPREHENSIVE ENVIRONMENTAL PERMIT FOR OIL AND GAS EXPLORATION AND DEVELOPMENT ACTIVITIES USING HORIZONTAL DRILLING AND HYDRAULIC FRACTURING TREATMENTS; (3) MODIFY

APPOINTMENTS TO THE MINING AND ENERGY COMMISSION; (4) MODIFY PROVISIONS IN THE OIL AND GAS CONSERVATION ACT CONCERNING THE MINING AND ENERGY COMMISSION'S AUTHORITY TO SET "ALLOWABLES"; (5) ELIMINATE THE REGISTRATION REQUIREMENTS FOR PERSONS CONDUCTING LANDMEN ACTIVITIES IN THE STATE; (6) CLARIFY BONDING REQUIREMENTS ASSOCIATED WITH OIL AND GAS ACTIVITIES; (7) AMEND THE STATUTE GOVERNING SUBSURFACE INJECTION OF FLUID; (8) PROVIDE A TAX FOR THE SEVERANCE OF ENERGY MINERALS FROM THE SOIL OR WATER OF THE STATE, REPEAL OUTDATED OIL AND GAS TAX STATUTES, AND AUTHORIZE THE SUSPENSION OF PERMITS FOR FAILURE TO FILE A RETURN FOR SEVERANCE TAXES; (9) ASSIGN FUTURE REVENUE FROM ENERGY EXPLORATION, DEVELOPMENT, AND PRODUCTION OF ENERGY RESOURCES IN ORDER TO PROTECT AND PRESERVE THE STATE'S NATURAL RESOURCES, CULTURAL HERITAGE, AND QUALITY OF LIFE; (10) ENCOURAGE THE GOVERNOR TO DEVELOP THE REGIONAL INTERSTATE OFFSHORE ENERGY POLICY COMPACT; (11) AMEND THE ENERGY POLICY ACT OF 1975 AND THE ENERGY POLICY COUNCIL; AND (12) DIRECT THE MEDICAL CARE COMMISSION TO ADOPT RULES AUTHORIZING FACILITIES LICENSED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO USE COMPRESSED NATURAL GAS AS AN EMERGENCY FUEL, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to Senate Committee Substitute Bill No. 2, and recommendation that the House committee substitute bill be re-referred to the Committee on Environment.

The serial referral to the Committee on Finance is stricken.

The House committee substitute bill is re-referred to the Committee on Environment. Senate Committee Substitute Bill No. 2 is placed on the Unfavorable Calendar.

By Representatives Jordan and McGrady, Chairs, for Judiciary Subcommittee B, with approval of standing committee Chair for report to be made directly to the floor of the House:

S.B. 584, A BILL TO BE ENTITLED AN ACT TO EXPAND THE PROTECTION AGAINST FALSE LIENS TO INCLUDE THE IMMEDIATE FAMILY OF A PUBLIC OFFICER OR PUBLIC EMPLOYEE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 6.

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S.B. 630, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS REGARDING DISPOSITION OF BLOOD EVIDENCE, ADMISSIBILITY OF REPORTS AFTER NOTICE AND DEMAND, AND EXPUNCTION OF DNA SAMPLES TAKEN UPON ARREST, with a favorable report as to the House committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of June 6. The original bill is placed on the Unfavorable Calendar.

S.B. 124 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIMINAL OFFENSE TO DISCHARGE A FIREARM WITHIN AN ENCLOSURE WITH THE INTENT TO INCITE FEAR, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of June 6. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 321 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CAP REIMBURSEMENT BY COUNTIES FOR MEDICAL SERVICES PROVIDED TO INMATES IN COUNTY JAILS AND TO ALLOW COUNTIES TO UTILIZE MEDICAID FOR ELIGIBLE PRISONERS, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of June 6. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 443 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SALE OF ABANDONED FIREARMS TO PERSONS LICENSED AS FIREARMS COLLECTORS, IMPORTERS, OR MANUFACTURERS, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of June 6. The Senate committee substitute bill is placed on the Unfavorable Calendar.

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By Representative Moffitt, Chair, for the Committee on Regulatory Reform:

S.B. 468 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO SPECIFY THAT WHEN APPLIANCE INSTALLERS ARE LICENSED TO PERFORM ALL ASPECTS OF AN INSTALLATION, JUST ONE PERMIT AND INSPECTION WILL BE REQUIRED, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of June 6. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representatives Howard, Lewis, and Setzer, Chairs, for the Committee on Finance:

H.B. 558, A BILL TO BE ENTITLED AN ACT TO ALLOW SALES TAX REFUNDS FOR SOIL AND WATER CONSERVATION DISTRICTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 6.

H.B. 816 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE TOBACCO GROWERS TO ASSESS THEMSELVES TO PROMOTE THE INTERESTS OF TOBACCO GROWERS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 6.

S.B. 268 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF SUNSET BEACH TO IMPOSE A CANAL DREDGING AND MAINTENANCE FEE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 6.

H.B. 568, A BILL TO BE ENTITLED AN ACT TO DEANNEX CERTAIN DESCRIBED TERRITORY FROM THE CITY OF ASHEVILLE, with a favorable report and recommendation that the bill be re-referred to the Committee on Government.

The bill is re-referred to the Committee on Government.

June 5, 2013

SUBCOMMITTEE REFERRAL

Representative Stevens, Chair, for Judiciary Subcommittee C, refers **H.B. 809** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE NONPROFIT ORGANIZATIONS TO OPERATE "GAME NIGHTS," TO PROVIDE FOR THE REGULATION OF NONPROFIT ORGANIZATIONS HOLDING "GAME NIGHTS," AND TO ALLOW THE CONSUMPTION OF ALCOHOLIC BEVERAGES AT "GAME NIGHTS," to the Committee on Judiciary.

CALENDAR

Action is taken on the following:

H.B. 591, A BILL TO BE ENTITLED AN ACT TO SPECIFY THE TERM OF OFFICE FOR APPOINTED MEMBERS OF THE NORTH CAROLINA LONGITUDINAL DATA SYSTEM BOARD, TO MAKE THE STATE INFORMATION OFFICER CHAIR OF THE NORTH CAROLINA LONGITUDINAL DATA SYSTEM BOARD, TO SPECIFY THE TIMES FOR MEETING OF THE NORTH CAROLINA LONGITUDINAL DATA SYSTEM BOARD, AND TO REQUIRE QUARTERLY REPORTING OF PROGRESS ON THE NORTH CAROLINA LONGITUDINAL DATA SYSTEM.

On motion of Representative Blackwell, the House concurs in the Senate amendment, by electronic vote (109-0), and the bill is ordered enrolled and presented to the Governor.

S.B. 200 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXTEND THE TIME FOR LOCAL FORENSIC SCIENCE LABS TO OBTAIN ACCREDITATION, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

S.J.R. 431, A JOINT RESOLUTION TO CONFIRM THE GOVERNOR'S APPOINTMENT OF RAY GRACE TO THE OFFICE OF COMMISSIONER OF BANKS.

On motion of the Chair, the resolution is temporarily displaced.

June 5, 2013

S.B. 452 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE JURISDICTIONAL AMOUNTS IN THE GENERAL COURT OF JUSTICE, TO MAKE ARBITRATION MANDATORY IN CERTAIN CIVIL CASES, AND TO PROVIDE GUIDANCE TO THE COURT FOR THE ASSESSMENT OF COURT COSTS AND ATTORNEYS' FEES IN SMALL CLAIMS MATTERS WHEN AN ARBITRATOR'S DECISION IN FAVOR OF THE APPELLEE IS AFFIRMED ON APPEAL.

Representative Stam offers Amendment No. 1 which is adopted by electronic vote (114-0).

The bill, as amended, passes its second reading by electronic vote (114-1).

Representative Samuelson requests and is granted leave of the House to be recorded as voting "aye". The adjusted vote total is (115-1).

Representative Stam objects to the third reading. The bill remains on the Calendar.

S.B. 156 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LEGISLATIVE ETHICS COMMITTEE'S INVESTIGATIVE PROCEDURES AND TO MAKE OTHER TECHNICAL CHANGES AS RECOMMENDED BY THE LEGISLATIVE ETHICS COMMITTEE, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

S.B. 411 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE TRANSPORTATION ADVISORY COMMITTEES OF METROPOLITAN PLANNING ORGANIZATIONS AND RURAL TRANSPORTATION PLANNING ORGANIZATIONS ARE SUBJECT TO STANDARD ETHICS PROVISIONS, passes its second reading by electronic vote (97-18).

Representative Wilkins objects to the third reading. The bill remains on the Calendar.

S.B. 489 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE MAXIMUM INTEREST RATE ALLOWED AND TO MAKE VARIOUS AMENDMENTS TO THE NORTH CAROLINA CONSUMER FINANCE ACT TO ENSURE CONTINUED ACCESS TO CREDIT.

On motion of the Chair, the bill is temporarily displaced.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative Wilkins withdraws his objection to the third reading of **S.B. 411** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE TRANSPORTATION ADVISORY COMMITTEES OF METROPOLITAN PLANNING ORGANIZATIONS AND RURAL TRANSPORTATION PLANNING ORGANIZATIONS ARE SUBJECT TO STANDARD ETHICS PROVISIONS, and the bill is before the Body.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

S.B. 489 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE MAXIMUM INTEREST RATE ALLOWED AND TO MAKE VARIOUS AMENDMENTS TO THE NORTH CAROLINA CONSUMER FINANCE ACT TO ENSURE CONTINUED ACCESS TO CREDIT, which was temporarily displaced, is before the Body.

On motion of the Chair, the bill is temporarily displaced.

S.B. 306 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXCLUDE THE ADMINISTRATION OF A LETHAL INJECTION FROM THE PRACTICE OF MEDICINE; TO CODIFY THE LAW THAT PROHIBITS REGULATORY BOARDS FROM SANCTIONING HEALTH CARE PROFESSIONALS FOR ASSISTING IN THE EXECUTION PROCESS; TO AMEND THE LAW ON THE ADMINISTRATION OF A LETHAL INJECTION; TO REQUIRE THE SETTING OF AN EXECUTION DATE IF ANY OF THE EVENTS WHICH ARE PROVIDED BY STATUTE HAVE OCCURRED; TO ELIMINATE THE PROCESS BY WHICH A DEFENDANT MAY USE STATISTICS TO HAVE A SENTENCE OF DEATH REDUCED TO LIFE IN PRISON WITHOUT PAROLE; TO REQUIRE PERIODIC REPORTS ON THE TRAINING AND AVAILABILITY OF PERSONNEL TO CARRY OUT A DEATH SENTENCE; AND TO REQUIRE PERIODIC REPORTS ON THE STATUS OF PENDING POSTCONVICTION CAPITAL CASES.

Representative Jackson offers Amendment No. 1.

Representative Stam moves, seconded by Representative T. Moore, that the amendment do lie upon the table. The motion carries by electronic vote (73-39).

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The bill passes its third reading, by electronic vote (76-39), and is ordered sent to the Senate for concurrence in the House committee substitute bill.

The Speaker votes "aye". The adjusted vote total is (77-39).

S.B. 489 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE MAXIMUM INTEREST RATE ALLOWED AND TO MAKE VARIOUS AMENDMENTS TO THE NORTH CAROLINA CONSUMER FINANCE ACT TO ENSURE CONTINUED ACCESS TO CREDIT, which was temporarily displaced, is before the Body.

The bill, as amended, passes its third reading, by electronic vote (69-44), and is ordered engrossed and sent to the Senate for concurrence in the House committee substitute bill.

S.B. 137 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE REGULAR BUSINESS PRACTICE OF WAIVING REQUIRED MEDICAID AND HEALTH CHOICE RECIPIENT CO-PAYMENTS BY CERTAIN PROVIDERS, passes its second reading, by electronic vote (111-3), and there being no objection is read a third time.

Representative L. Hall requests and is granted leave of the House to change his vote from "no" to "aye". The adjusted vote total is (112-2).

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

S.B. 433, A BILL TO BE ENTITLED AN ACT TO PREVENT CERTAIN PROPERTY-CARRYING VEHICLES FROM PAYING FOR A DECLARED WEIGHT THAT EXCEEDS THE STATUTORY ALLOWANCE, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

S.B. 460 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE CITY OF BELMONT MAY LEASE FROM THE DEPARTMENT OF TRANSPORTATION THE DEPARTMENT'S INTEREST IN A PORTION OF THE PIEDMONT AND NORTHERN RAIL CORRIDOR WITHIN THE LIMITS OF THE TOWN OF BELMONT, passes its second reading, by electronic vote (113-1), and there being no objection is read a third time.

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Representative Shepard requests and is granted leave of the House to change his vote from "no" to "aye". The adjusted vote total is (114-0).

The bill passes its third reading and is ordered enrolled and presented to the Governor.

S.B. 486 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING HOSPITALS TO PROVIDE PARENTS OF NEWBORNS WITH EDUCATIONAL INFORMATION ABOUT PERTUSSIS DISEASE AND AVAILABLE VACCINE PROTECTIONS IN ORDER TO BETTER PROTECT NEWBORNS AGAINST PERTUSSIS DISEASE, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

S.B. 542 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE LONG-TERM CARE FACILITIES TO REQUIRE APPLICANTS FOR EMPLOYMENT AND CERTAIN EMPLOYEES TO SUBMIT TO DRUG TESTING FOR CONTROLLED SUBSTANCES.

Representative Stevens offers Amendment No. 1 which is adopted by electronic vote (115-0).

The bill, as amended, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in the House amendment.

S.B. 603, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT REGISTRATION PLATES, REGISTRATION CERTIFICATES, AND CERTIFICATES OF TITLES CAN BE ISSUED DIRECTLY BY THE DIVISION OF MOTOR VEHICLES OFFICES LOCATED IN THE COUNTIES OF WAKE, CUMBERLAND, AND MECKLENBURG, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

June 5, 2013

S.J.R. 431, A JOINT RESOLUTION TO CONFIRM THE GOVERNOR'S APPOINTMENT OF RAY GRACE TO THE OFFICE OF COMMISSIONER OF BANKS, which was temporarily displaced, is before the Body.

The resolution passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

S.B. 528 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT PETIT JURORS ARE REQUIRED TO TAKE THE OATH SET FORTH IN THE NORTH CAROLINA CONSTITUTION AND TO PROVIDE CONSISTENCY BETWEEN THE STATUTES SETTING FORTH THE OATHS TO BE TAKEN BY PETIT JURORS, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

S.B. 520 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT HEARINGS OF THE INDUSTRIAL COMMISSION ARE RECORDED.

Representative Stevens offers Amendment No. 1 which is adopted by electronic vote (115-0).

The bill, as amended, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate for concurrence in the House committee substitute bill.

S.B. 530 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISTRIBUTION OF TOBACCO-DERIVED PRODUCTS AND VAPOR PRODUCTS TO MINORS, passes its second reading, by electronic vote (114-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

June 5, 2013

S.B. 539 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A COUNTY JURY COMMISSION TO OBTAIN DATE OF BIRTH INFORMATION FROM BOARDS OF ELECTIONS WHEN PREPARING THE MASTER JURY LIST AND TO ENSURE THE CONFIDENTIALITY OF THE DATES OF BIRTH OF PROSPECTIVE JURORS, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

S.B. 634 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTIES FOR INTERFERENCE WITH GAS, WATER, OR ELECTRIC LINES, passes its second reading, by electronic vote (114-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

CONFEREE APPOINTED

The Speaker appoints the following additional conferee on **H.B. 13** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO (1) REQUIRE STATE AGENCIES TO BIENNIALLY REPORT TO THE DEPARTMENT OF ADMINISTRATION AND TO THE PROGRAM EVALUATION DIVISION ON THEIR USE OF REAL PROPERTY; (2) REQUIRE STATE AGENCIES TO REPORT ANNUALLY THE AMOUNT OF REVENUE GENERATED DURING THE PREVIOUS CALENDAR YEAR FROM THE LEASING OF SPACE ON AGENCY PROPERTY; (3) IMPROVE THE OVERSIGHT AND MANAGEMENT OF STATE-OWNED SUBMERGED LANDS, INCLUDING INITIATING A PROCESS TO INVENTORY CLAIMS ON STATE-OWNED SUBMERGED LANDS; AND (4) CLARIFY THE INFORMATION THAT MUST BE PROVIDED TO THE STATE BUREAU OF INVESTIGATION CONCERNING MISUSE OF STATE PROPERTY: Representative Ford.

The Senate is so notified by Special Message.

Representative T. Moore, moves, seconded by Representative Lewis, that the House adjourn, subject to the receipt of Committee Reports, the receipt of Conference Reports, the receipt of Messages from the Senate, and the referral of bills to committees, to reconvene June 6 at 12:00 Noon.

June 5, 2013

The motion carries.

RE-REFERRAL

On motion of Representative T. Moore, pursuant to Rule 39.2, and without objection, **S.B. 372** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE NOTICE AND AN OPPORTUNITY FOR COMMENT FROM COUNTY BOARDS WHEN PERMITS FOR LAND APPLICATION OF WASTE WITHIN THAT COUNTY ARE ISSUED BY THE ENVIRONMENTAL MANAGEMENT COMMISSION; TO INCREASE THE THRESHOLD FOR DEPARTMENT OF TRANSPORTATION INFORMAL BID PROCEDURES AND CLARIFY THAT THE DEPARTMENT'S POLICY CONCERNING PARTICIPATION BY DISADVANTAGED MINORITY-OWNED AND WOMEN-OWNED BUSINESSES APPLY TO CONTRACTS LET USING THOSE PROCEDURES; AND TO STUDY STATE PAYMENTS IN LIEU OF TAXES OF PUBLIC LANDS, is withdrawn from the Committee on Agriculture and re-referred to the Committee on Environment and, if favorable, to the Committee on Transportation.

The serial referral to the Committee on Government is stricken.

CONFERENCE REPORT

Representative Blust sends forth the Conference Report on **S.B. 36** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN TECHNICAL, CLARIFYING, AND CONFORMING CHANGES TO THE ADMINISTRATIVE PROCEDURE ACT, AS RECOMMENDED BY THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE. Pursuant to Rule 44(d), the Conference Report is placed on the Calendar of June 6.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from permanent subcommittee is presented:

By Representative Stevens, Chair, for Judiciary Subcommittee C, with approval of standing committee Chair for report to be made directly to the floor of the House:

S.B. 583 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS AMENDMENTS TO THE STATUTES THAT REGULATE SECONDARY METALS RECYCLERS, with a favorable report.

June 5, 2013

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 6.

The House stands adjourned at 5:15 p.m.

SEVENTY-FIFTH DAY

HOUSE OF REPRESENTATIVES
Thursday, June 6, 2013

The House meets at 12:00 Noon pursuant to adjournment and is called to order by Representative T. Moore.

Prayer is offered by Representative Josh Dobson.

The Chair leads the Body in the Pledge of Allegiance.

Representative Burr, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 5 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brandon, R. Brawley, Cotham, Langdon, and R. Moore for today. Representatives Adams, Fulghum, and Hastings are excused for a portion of the Session.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representatives Lewis and T. Moore, Chairs, for the Committee on Elections:

H.B. 1005, A BILL TO BE ENTITLED AN ACT TO DISTRICT THE STANLY COUNTY BOARD OF COMMISSIONERS AND THE STANLY COUNTY BOARD OF EDUCATION, with a favorable report as to the committee substitute bill, unfavorable as to the original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of June 7. The original bill is placed on the Unfavorable Calendar.

MESSAGES FROM THE SENATE

The following are received from the Senate:

H.B. 88 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE LAW PERTAINING TO LIEN AGENTS, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of June 7.

H.B. 276 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY AND MODERNIZE STATUTES REGARDING ZONING BOARDS OF ADJUSTMENT, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of June 7.

H.B. 279 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO TRANSFER CERTAIN ENVIRONMENTAL PERMITS ASSOCIATED WITH PROPERTY DEVELOPMENT WHEN THE ORIGINAL PROPERTY OWNER IS UNWILLING OR UNABLE TO AGREE TO THE PERMIT TRANSFER, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of June 7.

H.B. 317 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO IMPROVE EDUCATIONAL OUTCOMES FOR NORTH CAROLINA CHILDREN WHO ARE DEAF OR HARD OF HEARING, is returned for concurrence in the Senate committee substitute bill.

Pursuant to Rule 36(b), the Senate committee substitute bill is placed on the Calendar of June 7.

CALENDAR

Action is taken on the following:

S.B. 545 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE USE OF A MASTER METER FOR ELECTRIC AND NATURAL GAS SERVICE WHEN THE TENANT

AND LANDLORD HAVE AGREED IN THE LEASE THAT THE COST OF THE SERVICES SHALL BE INCLUDED IN THE RENTAL PAYMENTS AND THE SERVICE SHALL BE IN THE LANDLORD'S NAME.

On motion of the Chair, the bill is temporarily displaced.

CONFERENCE REPORT

Representative Murry moves the adoption of the following Conference Report.

House Committee Substitute for S.B. 36

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 36, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN TECHNICAL, CLARIFYING, AND CONFORMING CHANGES TO THE ADMINISTRATIVE PROCEDURE ACT, AS RECOMMENDED BY THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE, House Committee Substitute Favorable 3/6/13 Third Edition Engrossed 3/13/13, submit the following report:

The Senate and the House agree to the following amendments and the Senate concurs in House Committee Substitute Favorable 3/6/13, Third Edition Engrossed 3/13/13, as amended:

on page 3, line 13, by rewriting the line to read:

"administrative decision ~~resides.~~ resides, or in the case of a person residing outside the State, in the county where the contested case which resulted in the final decision was filed."".

The conferees recommend that the Senate and the House of Representatives adopt this report.

Date conferees approved report: June 5, 2013.

Conferees for the Senate	*Conferees for the House of Representatives*
S/ Fletcher L. Hartsell, Jr., Chair	S/ John M. Blust, Chair
S/ Thom Goolsby	S/ Tom Murry
S/Daniel G. Clodfelter	S/ Becky Carney

June 6, 2013

The Conference Report is adopted, by electronic vote (107-0), and the Senate is so notified by Special Message.

Representatives Cunningham and D. Hall request and are granted leave of the House to be recorded as voting "aye". The adjusted vote total is (109-0).

S.B. 268 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF SUNSET BEACH TO IMPOSE A CANAL DREDGING AND MAINTENANCE FEE, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Catlin, Cleveland, Collins, Conrad, Cunningham, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Holley, Hollo, Holloway, Horn, Howard, Iler, Insko, Jackson, Jeter, Jones, Jordan, Lambeth, Lucas, Luebke, Malone, G. Martin, S. Martin, McElraft, McGrady, McNeill, Michaux, Millis, Mobley, Moffitt, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 107.

Voting in the negative: Representative Hurley.

Excused absences: Representatives Adams, Brandon, R. Brawley, Cotham, Hastings, and R. Moore - 6.

H.B. 816 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE TOBACCO GROWERS TO ASSESS THEMSELVES TO PROMOTE THE INTERESTS OF TOBACCO GROWERS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Blackwell, Blust, Boles, W. Brawley, Brisson, Brody, B. Brown, R. Brown, Bryan, Bumgardner, Burr, Carney, Cleveland, Collins, Conrad, Cunningham, Davis, Dixon, Dobson, Dockham, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Fisher, Floyd, Ford, Foushee, Fulghum, Gill, Glazier, Goodman, C. Graham, G. Graham, Hager, D. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Holley,

Hollo, Holloway, Horn, Howard, Hurley, Iler, Insko, Jackson, Jeter, Johnson, Jones, Jordan, Lambeth, Lewis, Lucas, Luebke, Malone, G. Martin, S. Martin, McElraft, McGrady, McNeill, Millis, Mobley, Moffitt, T. Moore, Murry, Pierce, Pittman, Presnell, Queen, Ramsey, Richardson, Riddell, S. Ross, Saine, Samuelson, Schaffer, Setzer, Shepard, Speciale, Stam, Starnes, Steinburg, Stevens, Stone, Szoka, Terry, Tine, Tolson, Torbett, Turner, Waddell, Warren, Wells, West, Whitmire, Wilkins, and Wray - 108.

Voting in the negative: None.

Excused absences: Representatives Adams, Brandon, R. Brawley, Cotham, Hastings, and R. Moore - 6.

S.B. 545 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE USE OF A MASTER METER FOR ELECTRIC AND NATURAL GAS SERVICE WHEN THE TENANT AND LANDLORD HAVE AGREED IN THE LEASE THAT THE COST OF THE SERVICES SHALL BE INCLUDED IN THE RENTAL PAYMENTS AND THE SERVICE SHALL BE IN THE LANDLORD'S NAME, which was temporarily displaced, is before the Body.

The bill passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

S.B. 452 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE JURISDICTIONAL AMOUNTS IN THE GENERAL COURT OF JUSTICE, TO MAKE ARBITRATION MANDATORY IN CERTAIN CIVIL CASES, AND TO PROVIDE GUIDANCE TO THE COURT FOR THE ASSESSMENT OF COURT COSTS AND ATTORNEYS' FEES IN SMALL CLAIMS MATTERS WHEN AN ARBITRATOR'S DECISION IN FAVOR OF THE APPELLEE IS AFFIRMED ON APPEAL.

On motion of the Chair, the bill is temporarily displaced.

H.B. 558, A BILL TO BE ENTITLED AN ACT TO ALLOW SALES TAX REFUNDS FOR SOIL AND WATER CONSERVATION DISTRICTS, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

June 6, 2013

S.B. 124 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIMINAL OFFENSE TO DISCHARGE A FIREARM WITHIN AN ENCLOSURE WITH THE INTENT TO INCITE FEAR, passes its second reading, by electronic vote (109-5), and there being no objection is read a third time.

Representative Adams requests and is granted leave of the House to change her vote from "no" to "aye". The adjusted vote total is (110-4).

SPEAKER TILLIS PRESIDING.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

On motion of Representative T. Moore and without objection, **S.B. 321** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CAP REIMBURSEMENT BY COUNTIES FOR MEDICAL SERVICES PROVIDED TO INMATES IN COUNTY JAILS AND TO ALLOW COUNTIES TO UTILIZE MEDICAID FOR ELIGIBLE PRISONERS, is withdrawn from the Calendar and placed on the Calendar of June 7.

S.B. 443 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE DISPOSITION OF FIREARMS BY LAW ENFORCEMENT AGENCIES, passes its second reading, by electronic vote (97-17), and there being no objection is read a third time.

Representative Richardson requests and is granted leave of the House to change her vote from "no" to "aye". The adjusted vote total is (98-16).

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

S.B. 468 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO SPECIFY THAT WHEN APPLIANCE INSTALLERS ARE LICENSED TO PERFORM ALL ASPECTS OF AN INSTALLATION, JUST ONE PERMIT AND INSPECTION WILL BE REQUIRED, passes its second reading, by electronic vote (112-1), and there being no objection is read a third time.

Representative Harrison requests and is granted leave of the House to change her vote from "no" to "aye". The adjusted vote total is (113-0).

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

June 6, 2013

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative T. Moore and without objection, **S.B. 321** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CAP REIMBURSEMENT BY COUNTIES FOR MEDICAL SERVICES PROVIDED TO INMATES IN COUNTY JAILS AND TO ALLOW COUNTIES TO UTILIZE MEDICAID FOR ELIGIBLE PRISONERS, is withdrawn from the Calendar of June 7 and re-referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR (continued)

S.B. 583 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS AMENDMENTS TO THE STATUTES THAT REGULATE SECONDARY METALS RECYCLERS, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

S.B. 584, A BILL TO BE ENTITLED AN ACT TO EXPAND THE PROTECTION AGAINST FALSE LIENS TO INCLUDE THE IMMEDIATE FAMILY OF A PUBLIC OFFICER OR PUBLIC EMPLOYEE, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

S.B. 630 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS REGARDING DISPOSITION OF BLOOD EVIDENCE, ADMISSIBILITY OF REPORTS AFTER NOTICE AND DEMAND, AND EXPUNCTION OF DNA SAMPLES TAKEN UPON ARREST, passes its second reading, by electronic vote (113-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in the House committee substitute bill.

S.B. 452 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE JURISDICTIONAL AMOUNTS IN THE GENERAL COURT OF JUSTICE, TO MAKE ARBITRATION MANDATORY IN CERTAIN CIVIL CASES, AND TO PROVIDE GUIDANCE

TO THE COURT FOR THE ASSESSMENT OF COURT COSTS AND ATTORNEYS' FEES IN SMALL CLAIMS MATTERS WHEN AN ARBITRATOR'S DECISION IN FAVOR OF THE APPELLEE IS AFFIRMED ON APPEAL, which was temporarily displaced, is before the Body.

Representative Glazier offers Amendment No. 2 which is adopted by electronic vote (114-0).

The bill, as amended, passes its third reading, by electronic vote (113-1), and is ordered engrossed and sent to the Senate for concurrence in the House committee substitute bill.

VOTE RECONSIDERED

S.B. 545 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE USE OF A MASTER METER FOR ELECTRIC AND NATURAL GAS SERVICE WHEN THE TENANT AND LANDLORD HAVE AGREED IN THE LEASE THAT THE COST OF THE SERVICES SHALL BE INCLUDED IN THE RENTAL PAYMENTS AND THE SERVICE SHALL BE IN THE LANDLORD'S NAME.

Having voted with the prevailing side, Representative T. Moore moves that the vote by which the bill passed its third reading, be reconsidered. The motion carries by electronic vote (114-0).

On motion of the Chair, the bill is withdrawn from the Calendar and placed on the Calendar of June 10.

Representative T. Moore moves, seconded by Representative Dixon, that the House adjourn, subject to the appointment of conferees, the ratification of bills, the receipt of Committee Reports, the receipt of Conference Reports, the receipt of Messages from the Senate, and the referral of bills to committees, to reconvene June 7 at 10:00 a.m.

The motion carries.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 208, AN ACT TO ENSURE EFFECTIVE STATEWIDE OPERATION OF THE 1915 (B)/(C) MEDICAID WAIVER.

June 6, 2013

S.B. 433, AN ACT TO PREVENT CERTAIN PROPERTY-CARRYING VEHICLES FROM PAYING FOR A DECLARED WEIGHT THAT EXCEEDS THE STATUTORY ALLOWANCE.

S.B. 460, AN ACT TO PROVIDE THAT THE CITY OF BELMONT MAY LEASE FROM THE DEPARTMENT OF TRANSPORTATION THE DEPARTMENT'S INTEREST IN A PORTION OF THE PIEDMONT AND NORTHERN RAIL CORRIDOR WITHIN THE LIMITS OF THE TOWN OF BELMONT.

S.B. 603, AN ACT TO CLARIFY THAT REGISTRATION PLATES, REGISTRATION CERTIFICATES, AND CERTIFICATES OF TITLES CAN BE ISSUED DIRECTLY BY THE DIVISION OF MOTOR VEHICLES OFFICES LOCATED IN THE COUNTIES OF WAKE, CUMBERLAND, AND MECKLENBURG.

S.B. 634, AN ACT TO INCREASE THE CRIMINAL PENALTIES FOR INTERFERENCE WITH GAS, WATER, OR ELECTRIC LINES.

H.B. 25, AN ACT TO AMEND THE FELONY OFFENSE OF BREAKING OR ENTERING.

H.B. 125, AN ACT TO CLARIFY THAT CERTAIN TYPES OF PROPRIETARY COMPUTER CODE ARE NOT A PUBLIC RECORD.

H.B. 315, AN ACT TO REQUIRE THAT DEGRADABLE PLASTIC PRODUCTS BE CLEARLY LABELED TO PREVENT CONTAMINATION OF RECYCLED PLASTIC FEEDSTOCKS.

H.B. 361, AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO THE JUSTICE REINVESTMENT ACT OF 2011.

H.B. 384, AN ACT AMENDING THE DEFINITION OF MARITAL PROPERTY TO PROVIDE THAT ENTIRETIES PROPERTY IS SUBJECT TO THE SAME BURDEN OF PROOF IN REBUTTING THE PRESUMPTION AS ALL PROPERTY CLASSIFIED AS MARITAL PROPERTY AND AMENDING THE DEFINITION OF DIVISIBLE PROPERTY TO CLARIFY THAT INCREASES AND DECREASES IN MARITAL DEBT MEANS PASSIVE INCREASES AND PASSIVE DECREASES IN MARITAL DEBT UNDER THE LAWS PERTAINING TO EQUITABLE DISTRIBUTION.

June 6, 2013

H.B. 407, AN ACT TO AUTHORIZE CLERKS OF SUPERIOR COURT TO DETERMINE THE REASONABLENESS OF COUNSEL FEES PAID TO AN ATTORNEY SERVING AS A TRUSTEE IN A POWER OF SALE FORECLOSURE PROCEEDING.

H.B. 480, AN ACT TO PROVIDE REGULATORY CERTAINTY FOR NORTH CAROLINA BY REQUIRING THE DEVELOPMENT OF MINIMUM DESIGN CRITERIA FOR STORMWATER PERMITS TO GUIDE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES IN PERMIT ISSUANCE AND TO REFORM THE PERMITTING PROCESS TO ALLOW A FAST-TRACK PERMITTING PROCESS FOR APPLICATIONS CERTIFIED BY A QUALIFIED PROFESSIONAL TO BE IN COMPLIANCE WITH THE MINIMUM DESIGN CRITERIA.

H.B. 581, AN ACT TO DIRECT THE WILDLIFE RESOURCES COMMISSION TO ADOPT RULES TO IMPLEMENT THE TROPHY WILDLIFE SALE PERMIT.

H.B. 591, AN ACT TO SPECIFY THE TERM OF OFFICE FOR APPOINTED MEMBERS OF THE NORTH CAROLINA LONGITUDINAL DATA SYSTEM BOARD, TO MAKE THE STATE INFORMATION OFFICER CHAIR OF THE NORTH CAROLINA LONGITUDINAL DATA SYSTEM BOARD, TO SPECIFY THE TIMES FOR MEETING OF THE NORTH CAROLINA LONGITUDINAL DATA SYSTEM BOARD, AND TO REQUIRE QUARTERLY REPORTING OF PROGRESS ON THE NORTH CAROLINA LONGITUDINAL DATA SYSTEM.

H.B. 610, AN ACT TO REDUCE THE SEATING CAPACITY REQUIREMENT AND ELIMINATE THE POPULATION REQUIREMENT FOR IN-STAND SALES OF MALT BEVERAGES AND TO DIRECT THE ABC COMMISSION TO ADOPT RULES FOR THE SUSPENSION OF THE SALE OF ALCOHOLIC BEVERAGES DURING PROFESSIONAL SPORTING EVENTS.

H.B. 774, AN ACT TO EXEMPT CERTAIN PRIMITIVE STRUCTURES FROM THE BUILDING CODE.

H.B. 789, AN ACT TO CLARIFY THAT THE PRESENCE OF A SUBSTANCE RELEASED FROM AN UNDERGROUND STORAGE TANK DOES NOT DISQUALIFY A PROPERTY FROM PARTICIPATION IN THE NORTH CAROLINA BROWNFIELDS PROGRAM.

June 6, 2013

H.B. 821, AN ACT TO NAME THE PIEDMONT TRIAD FARMERS MARKET IN MEMORY OF SENATOR ROBERT G. SHAW.

H.B. 829, AN ACT TO ALLOW CERTAIN ABC PERMITTEES TO SELL MALT BEVERAGES IN CERTAIN CONTAINERS FOR CONSUMPTION OFF THE PERMITTED PREMISES.

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.J.R. 431, A JOINT RESOLUTION TO CONFIRM THE GOVERNOR'S APPOINTMENT OF RAY GRACE TO THE OFFICE OF COMMISSIONER OF BANKS. (RESOLUTION 2013-13)

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 258, AN ACT AMENDING THE CHARTER OF THE CITY OF ASHEBORO. (S.L. 2013-64)

H.B. 252, AN ACT TO PROVIDE FUNDING FOR PLANNED STREET AND SIDEWALK IMPROVEMENTS IN THE CITY OF ASHEVILLE FOR THE 2012-2013 FISCAL YEAR AND TO REPEAL S.L. 2009-114. (S.L. 2013-65)

H.B. 517, AN ACT TO REGULATE HUNTING WITH ARTIFICIAL LIGHT IN ROCKINGHAM COUNTY. (S.L. 2013-66)

SPECIAL MESSAGE FROM THE SENATE

2013 GENERAL ASSEMBLY
FIRST SESSION 2013

Senate Chamber
June 6, 2013

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in House Amendments

No. 1 and No. 2 to **S.B. 393**, A BILL TO BE ENTITLED AN ACT RELATING TO THE LIMITATIONS PERIOD FOR ACTIONS ON THE GROUND OF CONSTRUCTIVE FRAUD.

Respectfully,
S/ Sarah Lang
Principal Clerk

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Stevens, Chair, for Judiciary Subcommittee C, with approval of standing committee Chair for report to be made directly to the floor of the House:

S.B. 409 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND PROCEDURES AND TO PROVIDE FOR COSTS AND ATTORNEYS' FEES IN CIVIL NO-CONTACT ORDER CASES, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of June 7. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 439 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND AND RESTATE THE NORTH CAROLINA LIMITED LIABILITY COMPANY ACT AND TO MAKE OTHER CONFORMING CHANGES, with a favorable report as to the House committee substitute bill, unfavorable as to the Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of June 7. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representatives Stone and Warren, Chairs, for the Committee on Government:

S.B. 103 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE AUTHORITY COUNTIES AND CITIES HAVE

TO USE SPECIAL ASSESSMENTS TO ADDRESS CRITICAL INFRASTRUCTURE NEEDS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 207, A BILL TO BE ENTITLED AN ACT TO PROTECT THE FISCAL HEALTH OF NORTH CAROLINA'S WATER AND SEWER SYSTEMS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The serial referral to the Committee on Finance is stricken.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 7.

S.B. 209, A BILL TO BE ENTITLED AN ACT AUTHORIZING CITIES TO PROVIDE ANNUAL NOTICE TO CHRONIC VIOLATORS OF OVERGROWN VEGETATION ORDINANCES BY REGULAR MAIL AND POSTING, with a favorable report and recommendation that the bill be re-referred to the Regulatory Reform Subcommittee on Local Government.

The bill is re-referred to the Regulatory Reform Subcommittee on Local Government.

S.B. 159, A BILL TO BE ENTITLED AN ACT TO CORRECT GENERAL REAPPRAISALS RESULTING IN PROPERTY VALUES THAT DO NOT COMPLY WITH THE REQUIREMENTS OF NORTH CAROLINA LAW BY SETTING FORTH THE STEPS REQUIRED TO BRING THE GENERAL REAPPRAISAL INTO COMPLIANCE WITH THE APPLICABLE PROPERTY TAX MANDATES, with a favorable report as to the House committee substitute bill, unfavorable as to the original bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Regulatory Reform.

The House committee substitute bill is re-referred to the Committee on Regulatory Reform. The original bill is placed on the Unfavorable Calendar.

S.B. 211, A BILL TO BE ENTITLED AN ACT AUTHORIZING CITIES TO PROVIDE ANNUAL NOTICE TO CHRONIC VIOLATORS OF PUBLIC NUISANCE ORDINANCES BY REGULAR MAIL AND POSTING, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 7.

June 6, 2013

S.B. 257 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENABLE THE TRANSITION OF PROPERTIES OF THE AREA ALONG THEIR COMMON BOUNDARY BETWEEN ALAMANCE COUNTY AND GUILFORD COUNTY BY REQUIRING A SURVEY OF THE BOUNDARY LINE BETWEEN THE COUNTIES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 7.

H.B. 529, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE EDGECOMBE COUNTY TO LEVY AN OCCUPANCY TAX, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 8, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FINE FOR THE REMOVAL OF UNAUTHORIZED VEHICLES FROM PRIVATE LOTS PURSUANT TO G.S. 20-219.2, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 67 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE SURRY COMMUNITY COLLEGE TO CONVEY PROPERTY BY GIFT TO YADKIN COUNTY AND TO LEASE A PORTION OF ANY STRUCTURE SUBSEQUENTLY BUILT ON THAT PROPERTY, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The serial referral to the Committee on Finance is stricken.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 7.

S.B. 111 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF CLINTON TO USE THE DESIGN-BUILD METHOD OF CONSTRUCTION, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

June 6, 2013

S.B. 128 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE TOWN OF CARRBORO TO PROVIDE THAT VACANCIES IN THE OFFICE OF ALDERMAN SHALL BE FILLED BY APPOINTMENT IN ACCORDANCE WITH THE NORTH CAROLINA GENERAL STATUTES OR MAY BE FILLED THROUGH A SPECIAL ELECTION PROCESS UNDER CERTAIN CONDITIONS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Hager, Chair, for the Committee on Public Utilities and Energy:

S.B. 378 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A REFERENDUM OF PROPANE DEALERS AND DISTRIBUTORS REGARDING A VOLUNTARY ASSESSMENT ON PROPANE TO PROVIDE FUNDING FOR PROMOTIONAL, EDUCATIONAL, AND OTHER PROGRAMS OF THE INDUSTRY, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 9 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT REQUIRING UTILITY OWNERS TO LOCATE AND DESCRIBE UNDERGROUND UTILITIES UPON WRITTEN OR ORAL REQUEST FROM A PERSON WHO IS RESPONSIBLE FOR DESIGNING OR SURVEYING UNDERGROUND FACILITIES OR REQUIRES A GENERAL DESCRIPTION AND LOCATION OF EXISTING UNDERGROUND FACILITIES IN AN AREA, with a favorable report as to House Committee Substitute Bill No. 2, unfavorable as to House Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), House Committee Substitute Bill No. 2 is placed on the Calendar of June 7. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representatives McElraft and West, Chairs, for the Committee on Environment:

S.B. 76 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO (1) AUTHORIZE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO ISSUE PERMITS ON OR AFTER MARCH 1, 2015, FOR OIL AND GAS EXPLORATION AND DEVELOPMENT ACTIVITIES IN THE STATE, INCLUDING THE USE OF HORIZONTAL DRILLING AND HYDRAULIC FRACTURING TREATMENTS FOR THAT PURPOSE, BUT PREVENT THOSE PERMITS FROM BECOMING EFFECTIVE UNTIL A SUBSEQUENT ACT OF THE GENERAL ASSEMBLY AUTHORIZES THOSE PERMITS TO BECOME EFFECTIVE; (2) DIRECT THE MINING AND ENERGY COMMISSION TO STUDY DEVELOPMENT OF A COMPREHENSIVE ENVIRONMENTAL PERMIT FOR OIL AND GAS EXPLORATION AND DEVELOPMENT ACTIVITIES USING HORIZONTAL DRILLING AND HYDRAULIC FRACTURING TREATMENTS; (3) REQUIRE THE MINING AND ENERGY COMMISSION AND THE DEPARTMENT OF REVENUE TO STUDY ESTABLISHMENT OF A TAX FOR THE SEVERANCE OF ENERGY MINERALS FROM THE SOIL OR WATER OF THE STATE IN AN AMOUNT SUFFICIENT TO COVER ALL COSTS ASSOCIATED WITH ADMINISTRATION OF A MODERN REGULATORY PROGRAM FOR THE MANAGEMENT OF OIL AND GAS EXPLORATION AND DEVELOPMENT ACTIVITIES USING THE PROCESSES OF HORIZONTAL DRILLING AND HYDRAULIC FRACTURING TREATMENTS FOR THAT PURPOSE, INCLUDING CREATION OF AN EMERGENCY FUND TO PROTECT AND PRESERVE THE STATE'S NATURAL RESOURCES, CULTURAL HERITAGE, AND QUALITY OF LIFE; (4) DIRECT THE MINING AND ENERGY COMMISSION AND OTHER ENTITIES TO STUDY AND ISSUE A RECOMMENDATION FOR AN IMPACT FEE, OR DEDICATION OF A PORTION OF ANY SEVERANCE TAX TO BE IMPOSED, ON OIL AND GAS EXPLORATION AND DEVELOPMENT ACTIVITIES USING HORIZONTAL DRILLING AND HYDRAULIC FRACTURING TREATMENTS THAT WOULD BE SUFFICIENT TO COVER ALL COSTS THAT MAY REASONABLY BE EXPECTED TO ACCRUE TO LOCAL GOVERNMENTS AS A RESULT OF SUCH ACTIVITIES OCCURRING WITHIN THEIR JURISDICTIONS; (5) DIRECT THE MINING AND ENERGY COMMISSION, THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES, AND THE CONSUMER PROTECTION DIVISION OF THE DEPARTMENT OF JUSTICE TO STUDY AND ISSUE RECOMMENDATIONS FOR CREATION OF A RESTITUTION FUND FOR LANDOWNERS HARMED AS A RESULT OF AN ACT OF FRAUD, DECEPTION, MISREPRESENTATION, OR KNOWING OMISSION OF MATERIAL FACTS; (6) MODIFY

APPOINTMENTS TO THE MINING AND ENERGY COMMISSION; (7) MODIFY THE MINING AND ENERGY COMMISSION'S AUTHORITY TO SET "ALLOWABLES"; (8) MODIFY PROVISIONS ASSOCIATED WITH THE LANDMEN REGISTRY; (9) CLARIFY BONDING REQUIREMENTS ASSOCIATED WITH OIL AND GAS ACTIVITIES; (10) ASSIGN FUTURE REVENUE FROM ENERGY EXPLORATION, DEVELOPMENT, AND PRODUCTION OF OFFSHORE ENERGY RESOURCES IN ORDER TO PROTECT AND PRESERVE THE STATE'S NATURAL RESOURCES, CULTURAL HERITAGE, AND QUALITY OF LIFE; (11) ENCOURAGE THE GOVERNOR TO DEVELOP THE REGIONAL INTERSTATE OFFSHORE ENERGY POLICY COMPACT; (12) AMEND THE ENERGY POLICY ACT OF 1975 AND THE ENERGY POLICY COUNCIL; AND (13) DIRECT THE MEDICAL CARE COMMISSION TO ADOPT RULES AUTHORIZING FACILITIES LICENSED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO USE COMPRESSED NATURAL GAS AS AN EMERGENCY FUEL, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of June 7.

By Representatives Dollar, Burr, Holloway, and Johnson, Chairs, for the Committee on Appropriations:

H.B. 998 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REDUCE INDIVIDUAL AND BUSINESS TAX RATES AND TO EXPAND THE SALES TAX BASE TO INCLUDE SERVICES COMMONLY TAXED IN OTHER STATES, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of June 7. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

The House stands adjourned at 5:04 p.m.

June 6, 2013