
ONE HUNDRED FORTY-FOURTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, June 30, 2010

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 William Wainwright:

"Our God and Father:

"We pause in the midst of our busy day for a few moments to place ourselves in Your presence and to thank You for Your goodness.

"We come seeking a greater insight into ourselves and our true work. Open our eyes and remind us of the sacred responsibilities we each carry as persons created in Your image. Open our hearts that we might recognize and respect those around us. Remind us that our work is more than simply the fulfilling of mundane tasks; that with openness to Your voice and will, our work can be labors for Your kingdom.

"Forgive us when we have placed self-interest above Your interest in the least, the last and the lowly. Help us to do our best as we strive to love and serve our fellow man.

"May we sincerely examine the issues before us, and the needs of the people we serve, and seek to accomplish Your will in our decisions and policymaking.

"Supply us with wisdom and understanding and give us Your peace. It is in Your holy name that we pray. Amen."

Representative Owens, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 29 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Killian and Yongue for today. Representatives Gibson and McLawhorn are excused for a portion of the Session.

June 30, 2010

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 1191, AN ACT TO DIRECT THE DIVISION OF HEALTH SERVICE REGULATION, DEPARTMENT OF HEALTH AND HUMAN SERVICES, TO COORDINATE A REVIEW OF THE EDUCATION AND TRAINING REQUIREMENTS FOR NURSE AIDES, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING.

S.B. 1193, AN ACT TO IMPLEMENT THE LONG-TERM CARE PARTNERSHIP PROGRAM, TO ENSURE THAT NORTH CAROLINA'S LONG-TERM CARE INSURANCE LAWS COMPORT WITH THE LONG-TERM CARE PARTNERSHIP PROVISIONS IN THE FEDERAL DEFICIT REDUCTION ACT OF 2005, AND TO AUTHORIZE THE SHARING OF CONFIDENTIAL INFORMATION BETWEEN THE NORTH CAROLINA DEPARTMENT OF INSURANCE, ENTITIES THAT CONTRACT WITH THE FEDERAL GOVERNMENT, AND OTHER GOVERNMENTAL AGENCIES, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING.

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

S.B. 1135, AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF RED OAK AND REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF ROCKY MOUNT.

S.B. 1389, AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF GRAHAM.

H.B. 337, AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF STATESVILLE.

H.B. 1687, AN ACT TO ALLOW THE TOWN OF CASWELL BEACH TO IMPOSE A SEWER TREATMENT FEE.

CHAPTERED BILLS

June 30, 2010

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 1120, AN ACT AMENDING THE CHARTER OF THE CITY OF BURLINGTON RELATING TO RESIDENTIAL DEVELOPMENT PROJECTS IN A MUNICIPAL SERVICE DISTRICT. (S.L. 2010-25)

INTRODUCTION OF BILLS AND RESOLUTIONS

The following is introduced, read the first time and referred to committee:

By Representative Burr:

H.J.R. 2081, A JOINT RESOLUTION HONORING THE ONE HUNDREDTH ANNIVERSARY OF THE ALBEMARLE ELECTRIC SYSTEM, is referred to the Committee on Rules, Calendar, and Operations of the House.

SPECIAL MESSAGE FROM THE SENATE

The following Special Message is received from the Senate:

Senate Committee Substitute for **H.B. 76** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO SET A NEW MINIMUM FILING FEE FOR BOARD OF EDUCATION CANDIDACY, is returned for concurrence in the Senate committee substitute bill and referred to the Committee on Judiciary I.

Upon concurrence the Senate committee substitute bill changes the title.

CALENDAR

Action is taken on the following:

CONFERENCE REPORT

The material Conference Report for Conference Committee Substitute for **S.B. 897** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MODIFY THE CURRENT OPERATIONS AND CAPITAL IMPROVEMENTS APPROPRIATIONS ACT OF 2009 BY ADJUSTING APPROPRIATIONS FOR THE 2010-2011 FISCAL YEAR;

June 30, 2010

TO CONFORM TO CHANGES MADE IN THE INTERNAL REVENUE CODE; TO EXTEND AND ENHANCE THE TAX CREDIT FOR INVESTMENTS IN QUALIFIED BUSINESS VENTURES; TO EXTEND THE TAX CREDIT FOR SMALL BUSINESSES THAT PROVIDE HEALTH INSURANCE TO THEIR EMPLOYEES; AND TO PROVIDE FOR A TAX CREDIT FOR SMALL BUSINESSES THAT CREATE JOBS, which changes the title, is adopted on its third roll call reading, by the following vote, and the Senate is so notified by Special Message. (The text of the Conference Committee Substitute may be found in its entirety in the 2010 Session Laws, Chapter 31.)

Those voting in the affirmative are: Speaker Hackney; Representatives Adams, K. Alexander, M. Alexander, Bell, Bordsen, Braxton, Brisson, Bryant, Carney, Coates, Cole, Cotham, Crawford, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Gibson, Gill, Glazier, Goforth, Goodwin, Haire, Hall, Harrison, Heagarty, Hill, Holliman, Hughes, Insko, Jackson, Jeffus, Love, Lucas, Luebke, Martin, May, McLawhorn, Michaux, Mobley, Owens, Parfitt, Parmon, Pierce, Rapp, Ross, Spear, Stewart, Sutton, Tarleton, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wilkins, Williams, Womble, and Wray - 66.

Voting in the negative: Representatives Avila, Barnhart, Blackwell, Blackwood, Blust, Boles, Brubaker, Burr, Burris-Floyd, Cleveland, Current, Daughtry, Dockham, Dollar, Folwell, Frye, Gillespie, Grady, Guice, Gulley, Hilton, Holloway, Howard, Hurley, Iler, Ingle, Johnson, Jones, Justice, Justus, Langdon, Lewis, McComas, McCormick, McElraft, McGee, Mills, Moore, Neumann, Randleman, Rhyne, Sager, Samuelson, Setzer, Stam, Starnes, Steen, Stevens, Tillis, and Wiley - 50.

Excused absences: Representatives Killian and Yongue - 2.

CONFERENCE REPORT

Representative Haire moves the adoption of the following Conference Report.

Senate Committee Substitute for H.B. 1260

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 1260, A BILL TO BE

June 30, 2010

ENTITLED AN ACT TO CONFORM STATE LAW WITH FEDERAL LAW REGARDING DISENTITLEMENT TO PURCHASE, OWN, POSSESS, OR CONTROL A FIREARM AFTER THE FELONY CONVICTION OF CERTAIN WHITE COLLAR CRIMINAL OFFENSES, Senate Judiciary I Committee Substitute Adopted 8/4/09, submit the following report:

The House and Senate agree to the following amendment to the Senate Committee Substitute, Senate Judiciary I Committee Substitute Adopted 8/4/09, and the House concurs in the Senate Committee Substitute as amended:

Delete the entire Senate Committee Substitute and substitute the attached Proposed Conference Committee Substitute H1260-PCCS80642-SUf-2.

The conferees recommend that the Senate and the House of Representatives adopt this report.

Date conferees approved report: June 23, 2010.

*Conferees for the
Senate*

S/ Bob Rucho, Chair
S/ Daniel G. Clodfelter
S/ David W. Hoyle
S/ Martin L. Nesbitt, Jr.

*Conferees for the
House of Representatives*

S/ R. Phillip Haire, Chair
S/ Ronnie Sutton
S/ Jimmy L. Love, Sr.
S/ Darren G. Jackson
S/ Paul Stam
S/ Shirley B. Randleman

The material Conference Report, which changes the title, is adopted on its second roll call reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Avila, Barnhart, Blackwell, Boles, Braxton, Brown, Burr, Burris-Floyd, Carney, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gill, Gillespie, Glazier, Goforth, Gulley, Haire, Hall, Harrison, Heagarty, Hill, Hilton, Holliman, Holloway, Hughes, Hurley, Ingle, Insko, Jackson, Jeffus, Johnson, Jones, Justus, Langdon, Lewis, Love, Lucas, Luebke, Martin, May, McElraft, McGee, McLawhorn, Mills, Mobley, Neumann, Owens,

June 30, 2010

Parfitt, Pierce, Rapp, Rhyne, Ross, Sager, Samuelson, Spear, Stam, Steen, Stevens, Stewart, Sutton, Tarleton, Tolson, Tucker, Underhill, Wainwright, E. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, and Wray - 93.

Voting in the negative: Representatives Bell, Blackwood, Blust, Bordsen, Brisson, Brubaker, Bryant, Goodwin, Grady, Guice, Howard, Iler, Justice, McComas, McCormick, Michaux, Moore, Parmon, Randleman, Setzer, Starnes, Tillis, and R. Warren - 23.

Excused absences: Representatives Killian and Yongue - 2.

Representatives Fisher, Harrison, Insko, Mobley, and Weiss request and are granted permission to change their votes from "aye" to "no". The adjusted vote total is (88-28).

On motion of the Speaker, the House recesses at 2:57 p.m.

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 standing committees are presented:

By Representative Tucker, Chair, for the Committee on Pensions and Retirement:

H.B. 2055 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A LOCAL GOVERNMENT THAT HAS BEEN SUBMITTING PREMIUM PAYMENTS FOR ITS EMPLOYEES TO THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES IS NOT LIABLE FOR CONTRIBUTIONS OWED TO THE RETIREE HEALTH BENEFIT FUND FOR A SPECIFIED PERIOD, 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 July 1. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

June 30, 2010

H.B. 2066 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CREATION OF SPECIAL RETIREMENT ALLOWANCES FOR RETIREES OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, 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.

The serial referral to the Committee on Finance is stricken.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of July 1. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

H.B. 1765 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN APPLICANT FOR AN INTERBASIN TRANSFER CERTIFICATE SHALL PAY THE COSTS ASSOCIATED WITH ALL REQUIRED PUBLIC HEARINGS, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION, 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 July 1. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 1905, A BILL TO BE ENTITLED AN ACT TO AMEND THE FIRE-SAFETY STANDARD AND FIREFIGHTER PROTECTION ACT, AS RECOMMENDED BY THE PUBLIC HEALTH STUDY COMMISSION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 1.

H.B. 1944, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF BERMUDA RUN TO ASSESS GATE OPERATION AND MAINTENANCE FEES AND TO PLACE LIENS ON REAL PROPERTY FOR UNPAID FEES THAT MAY BE COLLECTED AS DELINQUENT PROPERTY TAXES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 1.

June 30, 2010

S.B. 354 (House Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO PERMIT CONTINUING CARE RETIREMENT COMMUNITIES TO PROVIDE OR ARRANGE FOR HOME CARE SERVICES WITHOUT PROVIDING LODGING WHEN THOSE SERVICES ARE PROVIDED ADJUNCT TO A CONTRACT FOR CONTINUING CARE AND TO REQUIRE THE DEPARTMENT OF INSURANCE AND THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO STUDY ISSUES RELATED TO CONTINUING CARE RETIREMENT COMMUNITIES PROVIDING HOME CARE SERVICES WITHOUT PROVIDING LODGING, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 1.

S.B. 1121 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF BURLINGTON TO AUTHORIZE THE CITY COUNCIL TO LEASE CITY-OWNED REAL PROPERTY IN ITS MUNICIPAL SERVICE DISTRICTS, FOR SUCH CONSIDERATION, UPON SUCH TERMS, AND UNDER SUCH CONDITIONS AS DETERMINED BY THE CITY COUNCIL, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 1.

S.B. 1210, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA BOARD OF ATHLETIC TRAINER EXAMINERS TO INCREASE LICENSURE FEES UNDER THE ATHLETIC TRAINERS LICENSING ACT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 1.

S.B. 1298, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF PEMBROKE TO LEVY A THREE PERCENT ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, 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 July 1. The original bill is placed on the Unfavorable Calendar.

S.B. 1362 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ENABLE THE TRANSITION OF PROPERTIES OF THE AREA ALONG THEIR COMMON BOUNDARY BETWEEN

June 30, 2010

ALAMANCE COUNTY AND ORANGE COUNTY DUE TO THE 2008 NORTH CAROLINA GEODETIC SURVEY WORK THAT DEPICTED AND MONUMENTED THE HISTORIC ORANGE COUNTY/ALAMANCE COUNTY BOUNDARY LINE AS DESCRIBED IN THE 1849 SURVEY ESTABLISHING ALAMANCE COUNTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 1.

S.B. 1421 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF FOREST CITY TO CONVEY CERTAIN DESCRIBED PROPERTY BY PRIVATE SALE OR LONG-TERM LEASE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 1.

By Representative Farmer-Butterfield, Chair, for the Committee on Aging:

H.B. 1692 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF MEDICAL ASSISTANCE AND THE DIVISION OF PUBLIC HEALTH, IN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, TO EXPLORE ISSUES RELATED TO PROVIDING DENTAL SERVICES TO THE SPECIAL NEEDS POPULATION, with recommendation that the House concur.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 1.

H.B. 1693 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE NORTH CAROLINA AREA HEALTH EDUCATION CENTERS (AHEC) PROGRAM TO COORDINATE WORKFORCE DEVELOPMENT EFFORTS TO INCREASE THE NUMBER OF DENTAL CARE PROVIDERS SERVING THE SPECIAL NEEDS POPULATION, with recommendation that the House concur.

The serial referral to the Committee on Health is stricken.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 1.

By Representative Jones, Chair, for the Committee on Local Government I:

H.B. 2042 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF SANFORD TO CONVEY BY

June 30, 2010

PRIVATE SALE ITS REMAINING INTEREST IN A PARCEL OF LAND; AND TO PROVIDE THAT THE CITY OF KING MAY PROHIBIT THE ISSUANCE OF A BUILDING PERMIT TO A DELINQUENT TAXPAYER, with recommendation that the House concur.

Pursuant to Rule 36(b), the bill is placed on the Calendar of July 1.

S.B. 1345 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE AN EXPERIMENTAL PROGRAM IN WHICH THE CITY OF GREENSBORO IS GIVEN A LIMITED EXEMPTION FROM THE REQUIREMENT THAT BEAVERS TAKEN UNDER A DEPREDATION PERMIT MUST BE EUTHANIZED OR RELEASED ON THE PROPERTY WHERE CAPTURED AND THE CITY IS AUTHORIZED TO RELOCATE THOSE BEAVERS TO A SUITABLE ALTERNATIVE HABITAT, with a favorable report and recommendation that the bill be re-referred to the Committee on Wildlife Resources.

The bill is re-referred to the Committee on Wildlife Resources.

S.B. 1361, A BILL TO BE ENTITLED AN ACT TO EXCHANGE CERTAIN DESCRIBED TERRITORY BETWEEN THE CITY OF HIGH POINT AND THE CITY OF GREENSBORO, 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. 1435, A BILL TO BE ENTITLED AN ACT RELATING TO CITY-COUNTY PLANNING AND ZONING IN FORSYTH COUNTY AND THE CITY OF WINSTON-SALEM, 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. 1445 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITY OF GOLDSBORO AND THE GOLDSBORO-WAYNE AIRPORT AUTHORITY TO CONVEY BY PRIVATE NEGOTIATION AND SALE ITS RIGHT, TITLE, AND INTEREST IN THE GOLDSBORO-WAYNE MUNICIPAL AIRPORT TO WAYNE COUNTY, 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.

By Representative Carney, Chair, for the Committee on Transportation:

June 30, 2010

S.B. 181, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AGE CAP OF PERSONS RECEIVING AN EIGHT-YEAR DRIVERS LICENSE FROM FIFTY-FOUR YEARS OF AGE TO SIXTY-FIVE YEARS OF AGE, 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 Braxton, Chair, for the Committee on Local Government II:

S.B. 650 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW ALL UNITS OF LOCAL GOVERNMENT TO REGULATE GOLF CARTS, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill, and recommendation that the House 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 House committee substitute bill is placed on the Calendar of July 1. The Senate committee substitute bill is placed on the Unfavorable Calendar.

The House committee substitute changes the bill from public to local.

S.B. 1444 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITIES OF CONCORD AND KANNAPOLIS TO ANNEX CERTAIN PROPERTIES CURRENTLY TOTALLY SURROUNDED BY THE CORPORATE LIMITS, 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)

H.B. 1307 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE THAT NO PERSON CONVICTED OF A FELONY IS ELIGIBLE TO BE ELECTED SHERIFF.

On motion of Representative Sutton, the House concurs in the material

June 30, 2010

Senate committee substitute bill, on its second roll call reading, by the following three-fifths majority vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Avila, Barnhart, Bell, Blackwell, Blackwood, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Carney, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gill, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrison, Heagarty, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Iler, Ingle, Insko, Jackson, Jeffus, Johnson, Justice, Justus, Langdon, Lewis, Love, Lucas, Luebke, Martin, May, McComas, McCormick, McElraft, McGee, McLawhorn, Mills, Mobley, Moore, Neumann, Owens, Parfitt, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Sutton, Tarleton, Tillis, Tolson, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, and Wray - 112.

Voting in the negative: None.

Excused absences: Representatives Killian and Yongue - 2.

H.B. 1669, A BILL TO BE ENTITLED AN ACT TO REQUIRE SCHOOL IMPROVEMENT TEAMS TO USE EVAAS OR A COMPATIBLE SYSTEM TO COLLECT DIAGNOSTIC INFORMATION ON STUDENTS AND TO USE THAT INFORMATION TO IMPROVE STUDENT ACHIEVEMENT AS RECOMMENDED BY THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE.

On motion of Representative McLawhorn, the House concurs in the Senate amendment, which changes the title, by electronic vote (111-3), and the bill is ordered enrolled and presented to the Governor.

S.B. 1331 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF FAYETTEVILLE TO USE WHEEL LOCKS TO ENFORCE PARKING REGULATIONS, passes its third reading, by the following vote, and is ordered sent to the Senate for concurrence in the House committee substitute bill by Special Message.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Avila, Bell, Blackwell, Blackwood, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Burr, Burris-Floyd, Carney, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dockham,

June 30, 2010

Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Frye, Gibson, Gill, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrison, Heagarty, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Iler, Insko, Jackson, Jeffus, Johnson, Justice, Justus, Langdon, Lewis, Love, Lucas, Luebke, Martin, May, McComas, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Moore, Neumann, Owens, Parfitt, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Williams, Womble, and Wray - 108.

Voting in the negative: Representatives Barnhart, Cleveland, Folwell, Ingle, McCormick, Sutton, and Wilkins - 7.

Excused absences: Representatives Killian and Yongue - 2.

S.B. 1114 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT EXEMPTING THE TOWNS OF CHAPEL HILL AND CARRBORO, THE CITY OF ASHEVILLE, AND MECKLENBURG COUNTY FROM COMPETITIVE BIDDING REQUIREMENTS WHEN LETTING CONTRACTS FOR USE AS PART OF LOCAL PILOT PROGRAMS AIMED AT INCREASING ENERGY EFFICIENCY, AND TO AUTHORIZE THE TOWNS OF CHAPEL HILL AND CARRBORO, THE CITY OF ASHEVILLE, AND MECKLENBURG COUNTY TO ENTER INTO LEASES FOR THE SITING AND OPERATION OF A RENEWABLE ENERGY FACILITY FOR UP TO TWENTY YEARS WITHOUT TREATING IT AS A SALE AND WITHOUT GIVING NOTICE BY PUBLICATION, passes its third reading, as amended, by electronic vote (102-12), and is ordered engrossed and sent to the Senate for concurrence in House Committee Substitute Bill No. 2 by Special Message.

H.B. 1728 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE PRINCIPALS IN THE CARTERET COUNTY PUBLIC SCHOOLS TO ADMINISTER OATHS FOR STUDENT ADMISSION, 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. 1841 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW THE MOORE COUNTY BOARD OF EDUCATION TO MAINTAIN A CAMPUS POLICE AGENCY, passes its second

June 30, 2010

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. 1893 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A SEASON FOR TAKING FOXES BY TRAPPING WITH CAGE TRAPS IN WINSTON-SALEM, 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.

S.B. 1177 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, CLARIFYING, AND ADMINISTRATIVE CHANGES TO THE TAX AND RELATED LAWS.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate for concurrence in the House committee substitute bill by Special Message.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Avila, Barnhart, Bell, Blackwell, Blackwood, Boles, Bordsen, Braxton, Brisson, Brown, Brubaker, Bryant, Carney, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dockham, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gill, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrison, Heagarty, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Iler, Insko, Jackson, Jeffus, Johnson, Justice, Justus, Langdon, Lewis, Love, Lucas, Luebke, Martin, May, McComas, McElraft, McGee, McLawhorn, Michaux, Mills, Mobley, Neumann, Owens, Parfitt, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Sutton, Tarleton, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, Womble, and Wray - 107.

Voting in the negative: Representatives Blust, Burr, Burris-Floyd, Dollar, Ingle, McCormick, Moore, and Tillis - 8.

Excused absences: Representatives Killian and Yongue - 2.

S.B. 740 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO GIVE COMMUNITY COLLEGE BOARDS ADDITIONAL FLEXIBILITY IN SETTING THE SALARY OF COMMUNITY

June 30, 2010

COLLEGE PRESIDENTS.

Representative Folwell offers Amendment No. 1 which is adopted by electronic vote (115-0).

The bill, as amended, passes its third reading, by electronic vote (107-8), and is ordered engrossed and sent to the Senate for concurrence in the House committee substitute bill by Special Message.

H.B. 1757 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO DEVELOP GUIDELINES FOR PUBLIC SCHOOLS TO USE EVIDENCE-BASED FITNESS TESTING FOR STUDENTS STATEWIDE IN GRADES KINDERGARTEN THROUGH EIGHT, AS RECOMMENDED BY THE LEGISLATIVE TASK FORCE ON CHILDHOOD OBESITY, 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.

S.B. 1201 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL OPERATING FLEXIBILITY TO COOPERATIVE INNOVATIVE HIGH SCHOOLS, AS RECOMMENDED BY THE JOINT LEGISLATIVE JOINING OUR BUSINESSES AND SCHOOLS (JOBS) STUDY COMMISSION, 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. 1202, A BILL TO BE ENTITLED AN ACT TO EXPAND MODELS OF COOPERATIVE INNOVATIVE HIGH SCHOOL PROGRAMS TO INCLUDE FIVE-YEAR CAREER ACADEMIES WITHIN EXISTING SCHOOLS AND TO REQUIRE THAT CAREER ACADEMIES APPROVED AS COOPERATIVE INNOVATIVE HIGH SCHOOLS NOT RECEIVE A SEPARATE SCHOOL CODE AND THAT RECORDS BE MAINTAINED FOR STUDENTS ENROLLED IN THE CAREER ACADEMIES, AS RECOMMENDED BY THE JOINT LEGISLATIVE JOINING OUR BUSINESSES AND SCHOOLS (JOBS) STUDY COMMISSION.

On motion of Representative Glazier and without objection, the bill is

June 30, 2010

withdrawn from the Calendar and re-referred to the Committee on Rules, Calendar, and Operations of the House.

S.B. 1244 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD STATE BOARD OF EDUCATION MEMBERS AS NONVOTING EX OFFICIO MEMBERS OF THE COMMISSION FOR EACH OF THE SEVEN ECONOMIC DEVELOPMENT REGIONS, AND TO ADD THE SECRETARY OF THE DEPARTMENT OF CULTURAL RESOURCES AS A NONVOTING EX OFFICIO MEMBER OF THE ECONOMIC DEVELOPMENT BOARD, 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 by Special Message.

S.B. 1246 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO DEVELOP A GROWTH MODEL FOR ESTABLISHING SHORT-TERM ANNUAL GOALS FOR IMPROVING THE FOUR-YEAR COHORT GRADUATION RATE, TO ESTABLISH A LONG-TERM GOAL OF INCREASING THE STATEWIDE FOUR-YEAR COHORT GRADUATION RATE, AND TO ALLOW MILITARY DEPENDANTS WHOSE PARENTS ARE DEPLOYED TO ATTEND SCHOOL BEFORE THE AGE OF FIVE IN NORTH CAROLINA IF ELIGIBLE IN THE STATE WHERE THE CHILD'S PARENT IS PERMANENTLY STATIONED.

Representative Parmon 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).

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

S.B. 1323, A BILL TO BE ENTITLED AN ACT TO AMEND THE NUMBER AND COMPOSITION OF THE MEMBERSHIP OF THE BOARD OF DIRECTORS OF THE STATE EDUCATION ASSISTANCE AUTHORITY, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON STATE-FUNDED STUDENT FINANCIAL AID, passes its second reading, by electronic vote (114-1), and there being no objection is read a third time.

June 30, 2010

The bill passes its third reading and is ordered enrolled and presented to the Governor.

S.B. 1337 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REQUIRE TRAINING OF OPERATORS OF UNDERGROUND STORAGE TANKS IN ORDER TO COMPLY WITH A REQUIREMENT OF THE FEDERAL ENERGY POLICY ACT OF 2005, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

Representative Cole offers Amendment No. 1 which is adopted by electronic vote (114-1).

Representative Braxton offers Amendment No. 2 which is adopted by electronic vote (113-2).

The bill, as amended, passes its second reading, by electronic vote (114-1).

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

CONFEREES APPOINTED

The Speaker appoints the following conferees on **H.B. 565** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW UNION COUNTY TO ADJUST ITS FIRE PROTECTION FEES: Representative Gibson, Chair; Representatives Burr and Blackwood.

The Senate is so notified by Special Message.

SPECIAL MESSAGE FROM THE SENATE

2009 GENERAL ASSEMBLY SECOND SESSION 2010

Senate Chamber
June 30, 2010

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. 897** (Conference Committee Substitute), A BILL TO BE ENTITLED

June 30, 2010

AN ACT TO MODIFY THE CURRENT OPERATIONS AND CAPITAL IMPROVEMENTS APPROPRIATIONS ACT OF 2009 AND FOR OTHER PURPOSES.

Pursuant to the message that your Honorable Body has adopted the report of the conferees, the President has ordered the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

S.B. 897, AN ACT TO MODIFY THE CURRENT OPERATIONS AND CAPITAL IMPROVEMENTS APPROPRIATIONS ACT OF 2009 AND FOR OTHER PURPOSES.

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

H.B. 1953, AN ACT TO PROVIDE THAT CURRITUCK COUNTY MAY PROHIBIT THE ISSUANCE OF A LAND-USE PERMIT OR A BUILDING PERMIT TO A DELINQUENT TAXPAYER AND TO ALLOW PASQUOTANK COUNTY TO SET THE TAX PREPAYMENT DISCOUNT BY JUNE 30, 2010.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

S.J.R. 1391, A JOINT RESOLUTION HONORING THE TWO HUNDRED THIRTY-THIRD ANNIVERSARY OF CASWELL COUNTY, 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 (104-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

June 30, 2010

S.J.R. 1302, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF MARGARET TAYLOR HARPER, FORMER CANDIDATE FOR LIEUTENANT GOVERNOR, 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 (106-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Jones, Chair, for the Committee on Local Government I:

S.B. 1130 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW AUTHORIZING THE TRAPPING AND SALE OF FOXES IN ASHE COUNTY AND TO REMOVE THE SUNSET ON THAT LAW, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Wildlife Resources.

The House committee substitute bill is re-referred to the Committee on Wildlife Resources. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Tucker, Chair, for the Committee on Pensions and Retirement:

S.B. 1386 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY ALLOWING EMPLOYEES MOVING BETWEEN STATE, CITY, AND COUNTY GOVERNMENT TO PORT THEIR SICK AND ANNUAL LEAVE, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Rules, Calendar, and

June 30, 2010

Operations of the House.

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.

RE-REFERRAL

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **S.B. 308** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE FORMATION OF A LIMITED LIABILITY COMPANY AS A LOW-PROFIT LIMITED LIABILITY COMPANY, is withdrawn from the Committee on Finance and re-referred to the Committee on Judiciary I.

BILLS WITHDRAWN FROM COMMITTEE

On motion of Representative Owens and without objection, **S.B. 655** (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEE FOR THE RESTORATION OF DRIVERS LICENSES REVOKED FOR IMPAIRED DRIVING TO PROVIDE FUNDING FOR THE FORENSIC TESTS FOR ALCOHOL BRANCH OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, is withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), is placed on the Calendar of July 1.

On motion of Representative Owens and without objection, **S.B. 1015** (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ENACT THE HOMEOWNER AND HOMEBUYER PROTECTION ACT TO PROHIBIT HOME FORECLOSURE RESCUE SCAMS IN WHICH A TRANSFEROR IS INDUCED TO SELL PROPERTY FOR LESS THAN FIFTY PERCENT OF ITS FAIR MARKET VALUE TO AVOID FORECLOSURE, TO PROVIDE PROTECTIONS IN LEASE OPTION CONTRACTS BY REQUIRING THAT SUCH CONTRACTS BE IN WRITING, INCLUDE SPECIFIED MINIMUM CONTENTS, BE RECORDED, GIVE PURCHASERS UNDER THE CONTRACT NOTICE OF AND THE RIGHT TO CURE ANY DEFAULT, AND SPECIFY THE CONSEQUENCES OF A SELLER'S DEFAULT ON A LOAN SECURED BY A LIEN ON THE PROPERTY, TO PROVIDE PROTECTIONS IN CONTRACT FOR DEED TRANSACTIONS BY REQUIRING THAT SUCH CONTRACTS BE IN WRITING, INCLUDE SPECIFIED MINIMUM CONTENTS, BE RECORDED, GIVE PURCHASERS UNDER THE CONTRACT NOTICE OF AND THE RIGHT TO CURE ANY DEFAULT, AND INVOLVE PROPERTY TO WHICH THE

June 30, 2010

SELLER HOLDS TITLE, AND TO MAKE VIOLATION OF CHAPTERS 47G AND 47H OF THE GENERAL STATUTES A BASIS FOR DISCIPLINE UNDER THE MANUFACTURED HOMES LICENSING ACT, is withdrawn from the Committee on Finance and pursuant to Rule 36(b), is placed on the Calendar of July 1.

On motion of Representative Owens and without objection, **S.B. 1251** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO GRANT THE SAME HEALTH BENEFIT COVERAGE CURRENTLY PROVIDED TO OTHER STATE EMPLOYEES TO TEACHERS WHO HAVE WORKED A FULL SCHOOL YEAR, is withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), is placed on the Calendar of July 1.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Goodwin, Chair, for the Committee on Election Law and Campaign Finance Reform:

S.B. 716, A BILL TO BE ENTITLED AN ACT TO AMEND THE CAMPAIGN FINANCE LAWS, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Judiciary I.

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

By Representative Braxton, Chair, for the Committee on Local Government II:

S.B. 430 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE WILMINGTON CIVIL SERVICE ACT, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Judiciary I.

The House committee substitute bill is re-referred to the Committee on Judiciary I. The Senate committee substitute bill is placed on the Unfavorable Calendar.

June 30, 2010

S.B. 1136 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE REGULATION OF THE TOWING OF VEHICLES FROM PRIVATE LOTS IN CERTAIN COUNTIES AND CITIES, AS RECOMMENDED BY THE JOINT LEGISLATIVE TRANSPORTATION OVERSIGHT COMMITTEE, 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 Finance.

The House committee substitute bill is re-referred to the Committee on Finance. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 1357, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CABARRUS COUNTY TOURISM AUTHORITY, 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 Finance.

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

By Representative Tarleton, Chair, for the Committee on Commerce, Small Business, and Entrepreneurship:

H.B. 1847, A BILL TO BE ENTITLED AN ACT TO DIRECT THE EMPLOYMENT SECURITY COMMISSION TO PROMOTE THE WORK OPPORTUNITY TAX CREDIT AND EDUCATE EMPLOYERS ABOUT IT, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON POVERTY REDUCTION AND ECONOMIC RECOVERY, 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. 1215 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE UNIFORMITY IN SUNSET AND REPORTING REQUIREMENTS OF ECONOMIC INCENTIVES TOOLS AND TO ELIMINATE NONUTILIZED ECONOMIC INCENTIVES, 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 30, 2010

On motion of Representative Owens, seconded by Representative Fisher, the House adjourns at 5:09 p.m., in memory of Rodney Fingers, Assistant Sergeant-at-Arms who passed away this morning, subject to the receipt of Committee Reports and Messages from the Senate, to reconvene July 1 at 1:00 p.m.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Senate Committee Substitute for **H.B. 120** (Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM FOR PUBLIC FINANCING OF MUNICIPAL ELECTION CAMPAIGNS, 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.

Senate Committee Substitute for **H.B. 614** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO MAKE IMPROVEMENTS TO THE ABSENTEE VOTING LAWS, ESPECIALLY TO IMPROVE THE ABILITY OF MILITARY AND OVERSEAS VOTERS TO CAST TIMELY BALLOTS, is returned for concurrence in the Senate committee substitute bill and referred to the Committee on Election Law and Campaign Finance Reform.

Upon concurrence the Senate committee substitute bill changes the title.

Senate Committee Substitute for **H.B. 617** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PREVENT POTENTIAL CONFLICTS OF INTEREST BY PERSONS EMPLOYED BY THE STATE OR ACTING AS AGENTS OF THE STATE WITHIN LOCAL HEALTH DEPARTMENTS, is returned for concurrence in the Senate committee substitute bill and referred to the Committee on Wildlife Resources.

Upon concurrence the Senate committee substitute bill changes the title.

Senate Committee Substitute for **H.B. 666**, A BILL TO BE ENTITLED

June 30, 2010

AN ACT TO CLARIFY THAT DWI TREATMENT COURTS ARE A TYPE OF DRUG TREATMENT COURT UNDER THE DRUG TREATMENT COURT ACT, is returned for concurrence in the Senate committee substitute bill and referred to the Committee on Local Government II.

Upon concurrence the Senate committee substitute bill changes the title.

Senate Committee Substitute for **H.B. 726** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON'S RECORD MAY BE EXPUNGED FOR A FIRST MISDEMEANOR OFFENSE COMMITTED WHEN THE PERSON WAS LESS THAN EIGHTEEN YEARS OLD EVEN THOUGH THE PERSON IS EIGHTEEN YEARS OLD OR OLDER AT THE TIME OF CONVICTION; TO PROVIDE THAT A PERSON'S RECORD MAY BE EXPUNGED FOR A FIRST MISDEMEANOR POSSESSION OF ALCOHOL OFFENSE COMMITTED WHEN THE PERSON WAS LESS THAN TWENTY-ONE YEARS OLD EVEN THOUGH THE PERSON IS TWENTY-ONE YEARS OR OLDER AT THE TIME OF THE CONVICTION; TO REQUIRE STATE AND NATIONAL CRIMINAL RECORD CHECKS WHEN EXPUNGING RECORDS; AND TO PROVIDE THAT ANY PERSON OR ENTITY REQUIRED TO OBTAIN A CRIMINAL RECORD CHECK WOULD NOT BE DEEMED TO HAVE KNOWLEDGE OF OFFENSES EXPUNGED UNDER THE STATUTE, is returned for concurrence in the Senate committee substitute bill and referred to the Committee on Judiciary II.

Upon concurrence the Senate committee substitute bill changes the title.

H.B. 1412 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES RELATING TO NATIONAL GUARD COURTS-MARTIAL, is returned for concurrence in the Senate committee substitute bill and referred to the Committee on Homeland Security, Military, and Veterans Affairs.

H.B. 1741 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO REGISTER ANIMAL SHELTERS UNDER THE NORTH CAROLINA CONTROLLED SUBSTANCES ACT FOR THE LIMITED PURPOSE OF OBTAINING, POSSESSING, AND USING DRUGS FOR ANIMAL EUTHANASIA, TO AUTHORIZE CERTIFIED EUTHANASIA TECHNICIANS TO ADMINISTER THESE

June 30, 2010

DRUGS TO EUTHANIZE DOGS AND CATS ON THE PREMISES OF THE ANIMAL SHELTER, AND TO GIVE THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES EXPLICIT AUTHORIZATION TO REJECT CERTIFICATION OF OR TO DECERTIFY A EUTHANASIA TECHNICIAN FOR CERTAIN FELONY CONVICTIONS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is returned for concurrence in the Senate committee substitute bill and referred to the Committee on Judiciary I.

Senate Committee Substitute for **H.B. 1744** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY THE COMMON CRITERIA APPLICABLE TO LOANS AND GRANTS FOR WATER AND WASTEWATER INFRASTRUCTURE PROJECTS TO: (1) CLARIFY THAT LEAKING WATERLINES ARE A PRIORITY FOR BOTH WATER QUANTITY AND WATER QUALITY PURPOSES; (2) INCLUDE ASSET MANAGEMENT PLANNING, REGIONALIZATION, STATE WATER SUPPLY PLANNING, AND DROUGHT MANAGEMENT IN THE LIST OF COMMON CRITERIA THAT RECEIVE PRIORITY FOR FUNDING; (3) ESTABLISH A SLIDING SCALE SYSTEM FOR DETERMINING THE PRIORITY GIVEN TO PROJECTS THAT EXCEED THE HIGH-UNIT-COST THRESHOLD; AND (4) PROVIDE THAT A PROJECT THAT DEMONSTRATES IT IS NOT PRACTICABLE FOR THE PROJECT TO PURSUE REGIONALIZATION BASED ON TOPOGRAPHY OR OTHER FACTORS SHALL BE GIVEN THE SAME PRIORITY FOR REGIONALIZATION AS A PROJECT THAT INCLUDES REGIONALIZATION, AS RECOMMENDED BY THE LEGISLATIVE STUDY COMMISSION ON WATER AND WASTEWATER INFRASTRUCTURE, is returned for concurrence in the Senate committee substitute bill and referred to the Committee on Water Resources and Infrastructure.

Upon concurrence the Senate committee substitute bill changes the title.

Senate Committee Substitute for **H.B. 1746** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES, IN CONJUNCTION WITH OTHER INTERESTED PARTIES, TO ESTABLISH A TASK FORCE TO: (1) DEVELOP A STATEWIDE SURVEY TO SUPPLEMENT THE CURRENT INFORMATION USED TO ASSESS THE STATE'S WATER AND WASTEWATER INFRASTRUCTURE NEEDS; (2) DEVELOP A PLAN FOR INCORPORATING THE INFORMATION COMPILED FROM THE

June 30, 2010

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY SURVEY INTO THE STATE WATER SUPPLY PLAN; AND (3) DEVELOP RECOMMENDATIONS REGARDING A STATEWIDE WATER AND WASTEWATER INFRASTRUCTURE RESOURCE AND FUNDING DATABASE, AS RECOMMENDED BY THE LEGISLATIVE STUDY COMMISSION ON WATER AND WASTEWATER INFRASTRUCTURE, is returned for concurrence in the Senate committee substitute bill and referred to the Committee on Water Resources and Infrastructure.

Upon concurrence the Senate committee substitute bill changes the title.

S.B. 1115 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE PRINCIPALS IN THE CARTERET COUNTY PUBLIC SCHOOLS TO ADMINISTER OATHS FOR STUDENT ADMISSION, is read the first time and referred to the Committee on Local Government II.

S.B. 1214 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE CORRESPONDING CHANGES TO THE MOTOR VEHICLES LAWS TO COMPLY WITH FEDERAL MOTOR CARRIER ENFORCEMENT REGULATIONS AND MAINTAIN FEDERAL MOTOR CARRIER SAFETY ASSISTANCE PROGRAM FUNDING FOR THE STATE HIGHWAY PATROL'S MOTOR CARRIER SECTION, TO REQUIRE DECLARED REGISTRATION LICENSE WEIGHT TO BE FOR THE MAXIMUM WEIGHT FOR ALL VEHICLES THAT ARE PROVIDED EXEMPTIONS UNDER G.S. 20-118, TO MODIFY THE STATUTE OF LIMITATIONS FOR CIVIL SUITS RELATED TO UNCOLLECTED CIVIL FINES THAT HAVE BEEN ASSESSED AND REMAIN OWED TO THE STATE CIVIL FINES AND FORFEITURES FUND, AND TO ALLOW LOCAL GOVERNMENTS TO REFUND UNUSED ASSESSMENTS, is read the first time and referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Goodwin, Chair, for the Committee on Election Law and Campaign Finance Reform:

June 30, 2010

S.B. 20 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ADD THE OFFICE OF STATE TREASURER TO THE COUNCIL OF STATE OFFICES SUBJECT TO THE VOTER-OWNED ELECTIONS ACT; TO MAKE TECHNICAL CHANGES TO THE ACT; AND TO PROVIDE FUNDING FOR THE ACT, with a favorable report as to the House committee substitute bill, which changes the title, 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.

The House stands adjourned at 7:50 p.m.

June 30, 2010

ONE HUNDRED FORTY-FIFTH DAY

HOUSE OF REPRESENTATIVES
Thursday, July 1, 2010

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by Reverend Lisa Yebuah, Edenton Street United Methodist Church, Raleigh, North Carolina:

"Almighty God:

"If we had a thousand tongues, we would praise You with each one of them for all that You've done through us and for the many ways we believe You will currently work in us.

"Help us to continue in a posture of gratitude as we approach the work that You now place in our hands. Help us to be thankful for the challenges that are transformed into possibilities. Help us to be thankful for our brothers and our sisters who stretch us to think differently. Help us to be thankful for difficult conversations that birth new realities. Help us to be thankful for this work that sometimes weighs on us like a burden and yet should be considered a gift.

"Make us one in our work this day and make us one in You as we give ourselves fully to joy of worshipful work. Amen."

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

Leaves of absence are granted Representatives Brubaker, Killian, McGee, Mills, Wray, and Yongue for today. Representatives Adams, Braxton, Cole, Goforth, Grady, Hilton, Jeffus, Justice, Justus, Tucker, Underhill, Wainwright, and West are excused for a portion of the Session.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

July 1, 2010

S.B. 829, AN ACT TO REGULATE REAL ESTATE APPRAISAL MANAGEMENT COMPANIES.

S.B. 866, AN ACT TO AUTHORIZE THE RESPECTFUL RETIREMENT BY FIRE OF STATE FLAGS THAT ARE NO LONGER FITTING FOR DISPLAY.

S.B. 887, AN ACT TO: (1) MODIFY THE COMPUTER EQUIPMENT RECYCLING PLAN REQUIREMENTS AND ASSOCIATED FEE IMPOSED ON MANUFACTURERS; AND (2) MAKE FURTHER SUBSTANTIVE, CLARIFYING, TECHNICAL, AND CONFORMING AMENDMENTS TO THE LAWS GOVERNING THE MANAGEMENT OF DISCARDED COMPUTER EQUIPMENT AND DISCARDED TELEVISIONS, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

S.B. 1151, AN ACT TO DIRECT THE DIVISION OF SOCIAL SERVICES OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO EXAMINE WAYS TO EXPAND AND ENHANCE THE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM IN NORTH CAROLINA, AS RECOMMENDED BY THE LEGISLATIVE TASK FORCE ON CHILDHOOD OBESITY.

S.B. 1201, AN ACT TO PROVIDE ADDITIONAL OPERATING FLEXIBILITY TO COOPERATIVE INNOVATIVE HIGH SCHOOLS, AS RECOMMENDED BY THE JOINT LEGISLATIVE JOINING OUR BUSINESSES AND SCHOOLS (JOBS) STUDY COMMISSION.

S.B. 1323, AN ACT TO AMEND THE NUMBER AND COMPOSITION OF THE MEMBERSHIP OF THE BOARD OF DIRECTORS OF THE STATE EDUCATION ASSISTANCE AUTHORITY, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON STATE-FUNDED STUDENT FINANCIAL AID.

H.B. 1669, AN ACT TO REQUIRE SCHOOL IMPROVEMENT TEAMS TO USE EVAAS OR A COMPATIBLE AND COMPARABLE SYSTEM APPROVED BY THE STATE BOARD OF EDUCATION TO COLLECT DIAGNOSTIC INFORMATION ON STUDENTS AND TO USE THAT INFORMATION TO IMPROVE STUDENT ACHIEVEMENT.

H.B. 1747, AN ACT TO REQUIRE A LOCAL GOVERNMENT THAT PROVIDES PUBLIC WATER SERVICE OR A COMMUNITY

July 1, 2010

WATER SYSTEM TO REVISE ITS LOCAL WATER SUPPLY PLAN TO ADDRESS FORESEEABLE FUTURE WATER NEEDS WHEN EIGHTY PERCENT OF THE WATER SYSTEM'S AVAILABLE WATER SUPPLY HAS BEEN ALLOCATED OR WHEN SEASONAL DEMAND EXCEEDS NINETY PERCENT, AS RECOMMENDED BY THE LEGISLATIVE STUDY COMMISSION ON WATER AND WASTEWATER INFRASTRUCTURE.

H.B. 1748, AN ACT TO DIRECT THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES AND THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO: (1) CONTINUE TO WORK WITH THE NORTH CAROLINA FARM BUREAU FEDERATION, OTHER AGRICULTURAL ORGANIZATIONS, AND FARMERS IN THE STATE TO DEVELOP A PLAN TO IDENTIFY AND REPORT AGRICULTURAL WATER INFRASTRUCTURE NEEDS; (2) ENCOURAGE VOLUNTARY PRACTICES THAT CONSERVE AND PROTECT WATER RESOURCES; AND (3) DESIGN A COST-SHARE PROGRAM TO ASSIST FARMERS AND AGRICULTURAL LANDOWNERS WHO IMPLEMENT BEST MANAGEMENT PRACTICES TO CONSERVE AND PROTECT WATER RESOURCES RELATED TO AGRICULTURAL USE, AS RECOMMENDED BY THE LEGISLATIVE STUDY COMMISSION ON WATER AND WASTEWATER INFRASTRUCTURE.

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

H.B. 1666, AN ACT TO CHANGE THE NUMBER OF MEMBERS OF THE DAVIE COUNTY BOARD OF EDUCATION FROM SIX TO SEVEN AND CHANGE THE TERMS OF OFFICE FROM SIX YEARS TO FOUR YEARS.

H.B. 1695, AN ACT TO REPEAL THE PROVISIONS ESTABLISHING THE WAYNESVILLE FIREMEN'S SUPPLEMENTAL RETIREMENT FUND.

H.B. 1754, AN ACT TO AUTHORIZE DARE AND MCDOWELL COUNTIES TO REQUIRE THE PAYMENT OF DELINQUENT PROPERTY TAXES BEFORE RECORDING DEEDS CONVEYING PROPERTY.

H.B. 1772, AN ACT TO CHANGE THE TERM OF OFFICE FOR MEMBERS OF THE CHEROKEE COUNTY BOARD OF EDUCATION

July 1, 2010

ELECTED IN 2010 AND THEREAFTER FROM SIX YEARS TO FOUR YEARS.

H.B. 1821, AN ACT TO ALLOW THE TOWN OF WILLIAMSTON TO USE MOTORIZED ALL-TERRAIN VEHICLES ON CERTAIN HIGHWAYS.

H.B. 1910, AN ACT TO ALLOW THE CITY OF SHELBY TO INSPECT CLEVELAND COUNTY VEHICLES REQUIRING EMISSIONS AND SAFETY INSPECTIONS UNDER THE CITY'S SELF-INSPECTOR LICENSE.

H.B. 2056, AN ACT TO HAVE THE OFFICE OF CORONER IN RUTHERFORD COUNTY VACATED AT THE END OF THE CURRENT TERM.

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

S.J.R. 1302, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF MARGARET TAYLOR HARPER, FORMER CANDIDATE FOR LIEUTENANT GOVERNOR. (RESOLUTION 2010-21)

S.J.R. 1391, A JOINT RESOLUTION HONORING THE TWO HUNDRED THIRTY-THIRD ANNIVERSARY OF CASWELL COUNTY. (RESOLUTION 2010-22)

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 1135, AN ACT REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF RED OAK AND REMOVING CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF ROCKY MOUNT. (S.L. 2010-26)

S.B. 1389, AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF GRAHAM. (S.L. 2010-27)

H.B. 337, AN ACT TO REMOVE CERTAIN DESCRIBED

July 1, 2010

PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF STATESVILLE. (S.L. 2010-28)

H.B. 1687, AN ACT TO ALLOW THE TOWN OF CASWELL BEACH TO IMPOSE A SEWER TREATMENT FEE. (S.L. 2010-29)

H.B. 1953, AN ACT TO PROVIDE THAT CURRITUCK COUNTY MAY PROHIBIT THE ISSUANCE OF A LAND-USE PERMIT OR A BUILDING PERMIT TO A DELINQUENT TAXPAYER AND TO ALLOW PASQUOTANK COUNTY TO SET THE TAX PREPAYMENT DISCOUNT BY JUNE 30, 2010. (S.L. 2010-30)

S.B. 897, AN ACT TO MODIFY THE CURRENT OPERATIONS AND CAPITAL IMPROVEMENTS APPROPRIATIONS ACT OF 2009 AND FOR OTHER PURPOSES. (S.L. 2010-31)

CALENDAR

Action is taken on the following:

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

H.J.R. 2078, A JOINT RESOLUTION HONORING THE ONE HUNDREDTH ANNIVERSARY OF THE BOY SCOUTS OF AMERICA, passes its second reading, by electronic vote (108-0), 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.

SPECIAL MESSAGE FROM THE SENATE

2009 GENERAL ASSEMBLY SECOND SESSION 2010

Senate Chamber
June 30, 2010

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. 1260** (Conference Committee Substitute), A BILL TO BE ENTITLED

July 1, 2010

AN ACT TO PROVIDE THAT A PERSON CONVICTED ONLY OF A SINGLE NONVIOLENT FELONY AND NO VIOLENT MISDEMEANORS AND WHOSE CITIZENSHIP RIGHTS HAVE BEEN RESTORED FOR A PERIOD OF AT LEAST TWENTY YEARS MAY PETITION THE COURT TO RESTORE THE PERSON'S FIREARMS RIGHTS IN THIS STATE SO THAT THE DISENTITLEMENT UNDER THE FELONY FIREARMS ACT DOES NOT APPLY AND ALSO TO AMEND THE FELONY FIREARMS ACT TO ALLOW EXCEPTIONS FOR CERTAIN WHITE COLLAR CRIME CONVICTIONS THAT ARE SIMILAR TO THE EXCEPTIONS ALLOWED UNDER FEDERAL LAW, to the end that when a similar action has been taken on the part of your Honorable Body, the Speaker may order the bill enrolled.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

CALENDAR (continued)

H.B. 1307 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE THAT NO PERSON CONVICTED OF A FELONY IS ELIGIBLE TO BE ELECTED SHERIFF.

On motion of Representative Sutton, the House concurs in the material Senate committee substitute bill, on its third roll call reading, by the following three-fifths majority vote, and the bill is ordered enrolled and presented to the Governor.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Avila, Barnhart, Bell, Blackwell, Blackwood, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Burr, Burris-Floyd, Carney, Cleveland, Coates, Cotham, Crawford, Current, Daughtry, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gill, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrison, Heagarty, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Iler, Ingle, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Langdon, Lewis, Love, Lucas, Luebke, Martin, May, McComas, McCormick, McElraft, McLawhorn, Mobley, Moore, Neumann, Owens, Parfitt, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, and Womble - 107.

July 1, 2010

Voting in the negative: None.

Excused absences: Representatives Brubaker, Cole, Killian, McGee, Mills, Wray, and Yongue - 7.

CONFERENCE REPORT

The material Conference Report for **H.B. 1260** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CONFORM STATE LAW WITH FEDERAL LAW REGARDING DISENTITLEMENT TO PURCHASE, OWN, POSSESS, OR CONTROL A FIREARM AFTER THE FELONY CONVICTION OF CERTAIN WHITE COLLAR CRIMINAL OFFENSES, which changes the title, is adopted on its third roll call reading, by the following vote, and the Senate is so notified by Special Message. (The text of the Conference Committee Substitute may be found in its entirety in the 2010 Session Laws, Chapter 108.)

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Avila, Barnhart, Bell, Blackwell, Blackwood, Blust, Boles, Braxton, Brown, Burr, Burris-Floyd, Carney, Cleveland, Coates, Cotham, Crawford, Current, Daughtry, Dockham, Dollar, Earle, England, Faison, E. Floyd, Folwell, Frye, Gibson, Gill, Gillespie, Glazier, Goforth, Goodwin, Guice, Gulley, Haire, Hall, Heagarty, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Ingle, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Langdon, Lewis, Love, Lucas, Martin, May, McComas, McElraft, McLawhorn, Michaux, Neumann, Owens, Parfitt, Parmon, Pierce, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Steen, Stevens, Stewart, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, West, Whilden, Wiley, Wilkins, Williams, and Womble - 93.

Voting in the negative: Representatives Bordsen, Brisson, Fisher, Grady, Harrison, Iler, Insko, Luebke, McCormick, Mobley, Moore, Randleman, Starnes, R. Warren, and Weiss - 15.

Excused absences: Representatives Brubaker, Cole, Killian, McGee, Mills, Wray, and Yongue - 7.

The Senate having previously adopted the Conference Report, the Speaker orders the bill enrolled and presented to the Governor.

Senate Committee Substitute for **H.B. 2042** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF

July 1, 2010

SANFORD TO CONVEY BY PRIVATE SALE ITS REMAINING INTEREST IN A PARCEL OF LAND.

On motion of Representative Love, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (109-0), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 1692** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF MEDICAL ASSISTANCE, AND THE DIVISION OF PUBLIC HEALTH, IN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, TO EXPLORE ISSUES RELATED TO PROVIDING DENTAL SERVICES TO THE SPECIAL NEEDS POPULATION, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING.

On motion of Representative Farmer-Butterfield, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (109-0), and the bill is ordered enrolled and presented to the Governor.

Senate Committee Substitute for **H.B. 1693**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE NORTH CAROLINA AREA HEALTH EDUCATION CENTERS (AHEC) PROGRAM TO COORDINATE WORKFORCE DEVELOPMENT EFFORTS TO INCREASE THE NUMBER OF DENTAL CARE PROVIDERS SERVING THE SPECIAL NEEDS POPULATION, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING.

On motion of Representative Farmer-Butterfield, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (109-0), and the bill is ordered enrolled and presented to the Governor.

H.B. 1944, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF BERMUDA RUN TO ASSESS GATE OPERATION AND MAINTENANCE FEES AND TO PLACE LIENS ON REAL PROPERTY FOR UNPAID FEES THAT MAY BE COLLECTED AS DELINQUENT PROPERTY TAXES, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Avila, Barnhart, Bell, Blackwell, Blackwood, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Burr, Burris-Floyd, Carney, Cleveland, Coates, Cotham, Crawford, Current, Daughtry, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E.

July 1, 2010

Floyd, Folwell, Frye, Gibson, Gill, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrison, Heagarty, Hill, Holliman, Holloway, Howard, Hughes, Hurley, Iler, Ingle, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Langdon, Lewis, Love, Lucas, Luebke, Martin, May, McComas, McCormick, McElraft, McLawhorn, Michaux, Mobley, Neumann, Owens, Parfitt, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Samuelson, Spear, Starnes, Steen, Stewart, Tarleton, Tillis, Tolson, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, and Womble - 102.

Voting in the negative: Representatives Hilton, Moore, Sager, Setzer, and Stevens - 5.

Excused absences: Representatives Brubaker, Cole, Killian, McGee, Mills, Wray, and Yongue - 7.

S.B. 1298 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF PEMBROKE TO LEVY A THREE PERCENT ROOM OCCUPANCY TAX; TO AUTHORIZE CERTAIN TOWNS IN DAVIE COUNTY TO LEVY A THREE PERCENT ROOM OCCUPANCY TAX; TO AUTHORIZE MONTGOMERY AND ANSON COUNTIES TO EACH LEVY AN ADDITIONAL THREE PERCENT ROOM OCCUPANCY TAX; TO AUTHORIZE DARE COUNTY TO LEVY AN ADDITIONAL ONE PERCENT OCCUPANCY TAX; AND TO CREATE A SPECIAL TAXING DISTRICT MADE UP OF THE UNINCORPORATED AREAS OF WILKES COUNTY AND TO AUTHORIZE THE SPECIAL TAXING DISTRICT IN WILKES COUNTY TO LEVY UP TO A SIX PERCENT ROOM OCCUPANCY TAX, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Barnhart, Bell, Blackwell, Bordsen, Braxton, Brisson, Carney, Coates, Cotham, Crawford, Current, Daughtry, Dockham, Earle, England, Faison, Fisher, E. Floyd, Frye, Gibson, Gill, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrison, Heagarty, Hill, Holliman, Howard, Hughes, Iler, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Langdon, Lewis, Love, Lucas, Luebke, Martin, May, McComas, McCormick, McElraft, McLawhorn, Michaux, Mobley, Neumann, Owens, Parfitt, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Samuelson, Spear, Stam, Starnes, Steen, Stewart, Tarleton, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wilkins, Williams, and Womble - 87.

July 1, 2010

Voting in the negative: Representatives Avila, Blackwood, Blust, Boles, Brown, Burr, Burris-Floyd, Cleveland, Dollar, Folwell, Gillespie, Hilton, Holloway, Hurley, Ingle, Moore, Sager, Setzer, Stevens, Tillis, and Wiley - 21.

Excused absences: Representatives Brubaker, Cole, Killian, McGee, Mills, Wray, and Yongue - 7.

S.B. 1362 (House 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 ORANGE COUNTY DUE TO THE 2008 NORTH CAROLINA GEODETIC SURVEY WORK THAT DEPICTED AND MONUMENTED THE HISTORIC ORANGE COUNTY/ALAMANCE COUNTY BOUNDARY LINE AS DESCRIBED IN THE 1849 SURVEY ESTABLISHING ALAMANCE COUNTY, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Avila, Barnhart, Bell, Blackwell, Blackwood, Blust, Boles, Bordsen, Braxton, Brisson, Brown, Bryant, Burr, Burris-Floyd, Carney, Cleveland, Coates, Cotham, Crawford, Current, Daughtry, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gill, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrison, Heagarty, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Iler, Ingle, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Langdon, Lewis, Love, Lucas, Luebke, Martin, May, McComas, McCormick, McElraft, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parfitt, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Tarleton, Tillis, Tolson, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, and Womble - 110.

Voting in the negative: None.

Excused absences: Representatives Brubaker, Cole, Killian, McGee, Mills, Wray, and Yongue - 7.

S.B. 1238 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO HAVE THE OFFICE OF CORONER IN RUTHERFORD COUNTY VACATED AT THE END OF THE CURRENT TERM.

On motion of Representative Owens and without objection, the bill is

July 1, 2010

withdrawn from the Calendar and re-referred to the Committee on Rules, Calendar, and Operations of the House.

H.B. 2055 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A LOCAL GOVERNMENT THAT HAS BEEN SUBMITTING PREMIUM PAYMENTS FOR ITS EMPLOYEES TO THE STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES IS NOT LIABLE FOR CONTRIBUTIONS OWED TO THE RETIREE HEALTH BENEFIT FUND FOR A SPECIFIED PERIOD, 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.

S.B. 650 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW A MEMBER OF THE CHATHAM COUNTY SCHOOL BOARD TO COMPLETE THE CURRENT TERM OF OFFICE DESPITE A MAPPING ERROR WHICH CAUSED HER TO BE ELECTED IN A DISTRICT WHERE SHE DID NOT RESIDE, AND TO VALIDATE ACTIONS OF THAT 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 for concurrence in the House committee substitute bill by Special Message.

S.B. 1121 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF BURLINGTON TO AUTHORIZE THE CITY COUNCIL TO LEASE CITY-OWNED REAL PROPERTY IN ITS MUNICIPAL SERVICE DISTRICTS, FOR SUCH CONSIDERATION, UPON SUCH TERMS, AND UNDER SUCH CONDITIONS AS DETERMINED BY THE CITY COUNCIL, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 1421 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF FOREST CITY TO CONVEY CERTAIN DESCRIBED PROPERTY BY 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 enrolled.

H.B. 1905, A BILL TO BE ENTITLED AN ACT TO AMEND THE

July 1, 2010

FIRE-SAFETY STANDARD AND FIREFIGHTER PROTECTION ACT, AS RECOMMENDED BY THE PUBLIC HEALTH STUDY COMMISSION, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, K. Alexander, M. Alexander, Avila, Barnhart, Bell, Blackwell, Blackwood, Blust, Boles, Bordsen, Brisson, Bryant, Burr, Burris-Floyd, Carney, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Frye, Gill, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrison, Heagarty, Hill, Holliman, Holloway, Howard, Hughes, Hurley, Iler, Insko, Jackson, Jeffus, Johnson, Jones, Justice, Justus, Lewis, Love, Lucas, Luebke, Martin, May, McComas, McCormick, McElraft, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parfitt, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stewart, Tarleton, Tillis, Tolson, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, and Womble - 100.

Voting in the negative: Representatives Brown, Cleveland, Folwell, Hilton, Ingle, Langdon, Sager, and Stevens - 8.

Excused absences: Representatives Brubaker, Killian, McGee, Mills, Wray, and Yongue - 6.

S.B. 354 (House Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO PERMIT CONTINUING CARE RETIREMENT COMMUNITIES TO PROVIDE OR ARRANGE FOR HOME CARE SERVICES WITHOUT PROVIDING LODGING WHEN THOSE SERVICES ARE PROVIDED ADJUNCT TO A CONTRACT FOR CONTINUING CARE AND TO REQUIRE THE DEPARTMENT OF INSURANCE AND THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO STUDY ISSUES RELATED TO CONTINUING CARE RETIREMENT COMMUNITIES PROVIDING HOME CARE SERVICES WITHOUT PROVIDING LODGING, is temporarily displaced.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

H.B. 1307, AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE THAT NO PERSON CONVICTED OF A FELONY IS ELIGIBLE TO BE ELECTED SHERIFF.

July 1, 2010

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

S.B. 1331, AN ACT TO ALLOW THE CITY OF FAYETTEVILLE TO USE WHEEL LOCKS TO ENFORCE PARKING REGULATIONS.

H.B. 664, AN ACT TO REQUIRE THE REGISTER OF DEEDS OF AVERY COUNTY TO REFUSE RECORDATION OF A DEED FOR PROPERTY SUBJECT TO DELINQUENT MUNICIPAL PROPERTY TAXES FOR THE VILLAGE OF SUGAR MOUNTAIN.

H.B. 1919, AN ACT AUTHORIZING THE TOWN OF MATTHEWS TO PARTICIPATE IN A PUBLIC-PRIVATE DEVELOPMENT PROJECT OUTSIDE THE DOWNTOWN AREA.

CALENDAR (continued)

S.B. 655 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEE FOR THE RESTORATION OF DRIVERS LICENSES REVOKED FOR IMPAIRED DRIVING TO PROVIDE FUNDING FOR THE FORENSIC TESTS FOR ALCOHOL BRANCH OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES.

Representative Weiss offers Amendment No. 1 which is adopted by electronic vote (106-1).

Representative Brown requests permission to change his vote from "no" to "aye". Representative Faison requests permission to be recorded as voting "aye". These requests are granted. The adjusted vote total is (108-0).

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, K. Alexander, M. Alexander, Avila, Barnhart, Bell, Blackwell, Blackwood, Blust, Boles, Bordsen, Brisson, Brown, Bryant, Burr, Carney, Cleveland, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Folwell, Frye, Gibson, Gill, Gillespie, Glazier, Goforth, Goodwin, Grady, Guice, Haire, Hall, Harrison, Heagarty, Hill, Hilton, Holliman, Holloway, Howard, Hughes, Hurley, Iler, Ingle, Insko, Jackson, Jeffus, Johnson, Jones, Justice,

July 1, 2010

Justus, Langdon, Lewis, Love, Lucas, Luebke, Martin, May, McComas, McElraft, McLawhorn, Michaux, Mobley, Moore, Owens, Parfitt, Parmon, Pierce, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Steen, Stewart, Tarleton, Tillis, Tolson, Underhill, Wainwright, E. Warren, Weiss, West, Whilden, Wiley, Wilkins, Williams, and Womble - 101.

Voting in the negative: Representatives Burris-Floyd, McCormick, Neumann, Randleman, Starnes, Stevens, and R. Warren - 7.

Excused absences: Representatives Brubaker, Killian, McGee, Mills, Tucker, Wray, and Yongue - 7.

S.B. 1210, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA BOARD OF ATHLETIC TRAINER EXAMINERS TO INCREASE LICENSURE FEES UNDER THE ATHLETIC TRAINERS LICENSING ACT, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives K. Alexander, M. Alexander, Barnhart, Bell, Blackwell, Blackwood, Blust, Bordsen, Brisson, Bryant, Burr, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Gibson, Gill, Glazier, Goforth, Goodwin, Guice, Gulley, Haire, Hall, Harrison, Heagarty, Hill, Holliman, Howard, Hughes, Insko, Jackson, Jeffus, Johnson, Jones, Justus, Langdon, Lewis, Love, Lucas, Luebke, Martin, McComas, McElraft, McLawhorn, Michaux, Mobley, Owens, Parfitt, Parmon, Pierce, Rapp, Rhyne, Ross, Samuelson, Spear, Stewart, Tarleton, Tillis, Tolson, Underhill, Wainwright, E. Warren, R. Warren, Weiss, West, Whilden, Wilkins, Williams, and Womble - 80.

Voting in the negative: Representatives Avila, Boles, Brown, Burris-Floyd, Cleveland, Folwell, Frye, Gillespie, Grady, Hilton, Holloway, Hurley, Iler, Ingle, Justice, May, McCormick, Moore, Neumann, Randleman, Sager, Setzer, Stam, Starnes, Steen, Stevens, and Wiley - 27.

Excused absences: Representatives Adams, Brubaker, Killian, McGee, Mills, Tucker, Wray, and Yongue - 8.

S.B. 1246 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO DEVELOP A GROWTH MODEL FOR ESTABLISHING SHORT-TERM ANNUAL GOALS FOR IMPROVING THE FOUR-YEAR COHORT GRADUATION RATE, TO ESTABLISH A LONG-TERM GOAL OF INCREASING THE STATEWIDE FOUR-YEAR COHORT

July 1, 2010

GRADUATION RATE, AND TO ALLOW MILITARY DEPENDANTS WHOSE PARENTS ARE DEPLOYED TO ATTEND SCHOOL BEFORE THE AGE OF FIVE IN NORTH CAROLINA IF ELIGIBLE IN THE STATE WHERE THE CHILD'S PARENT IS PERMANENTLY STATIONED.

Representative Blackwell offers Amendment No. 2 which is adopted by electronic vote (106-3).

The bill, as amended, passes its third reading, by electronic vote (108-0), and is ordered engrossed and sent to the Senate for concurrence in the House committee substitute bill by Special Message.

S.B. 1337 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REQUIRE TRAINING OF OPERATORS OF UNDERGROUND STORAGE TANKS IN ORDER TO COMPLY WITH A REQUIREMENT OF THE FEDERAL ENERGY POLICY ACT OF 2005, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

Representative Crawford offers Amendment No. 3 which is adopted by electronic vote (105-1).

Representative Moore requests and is granted permission to change his vote from "no" to "aye". The adjusted vote total is (106-0).

The bill, as amended, passes its third reading, by electronic vote (105-1), and is ordered engrossed and sent to the Senate for concurrence in House Committee Substitute Bill No. 2 by Special Message.

On motion of the Speaker, the House recesses, subject to the receipt of Committee Reports and Messages from the Senate, at 2:17 p.m.

RECESS

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Glazier, Love, and Weiss, Vice Chairs, for the Committee on Judiciary II:

H.B. 382 (Senate Committee Substitute), A BILL TO BE ENTITLED
July 1, 2010

AN ACT TO CREATE THE HEALTH CHOICE PROGRAM REVIEW PROCESS TO CONTINUE THE CURRENT REVIEW PROCESS FOR PROGRAM APPLICANTS AND RECIPIENTS APPEALING ENROLLMENT AND ELIGIBILITY DECISIONS, AND CREATE A REVIEW PROCESS FOR PROGRAM RECIPIENTS TO APPEAL HEALTH SERVICES DECISIONS, AND TO ADD THE HEALTH SERVICES REVIEW PROCESS TO THE AGENCIES AND PROCEEDINGS CURRENTLY EXEMPTED FROM THE CONTESTED CASE PROVISIONS OF THE ADMINISTRATIVE PROCEDURE ACT, with recommendation that the House concur.

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

H.B. 1852 (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 GRANTEEES WHO RECEIVE STATE GRANTS, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE, AND ALSO TO PROVIDE OVERSIGHT AND ACCOUNTABILITY OF CERTAIN GRANT AWARDS BY ALLOWING ON-SITE EXAMINATIONS OF FIRE, RESCUE, AND EMS EQUIPMENT AND SUPPLIES PURCHASED WITH THOSE FUNDS, 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 Rules, Calendar, and Operations of the House.

Committee Substitute Bill No. 2 is re-referred to the Committee on Rules, Calendar, and Operations of the House. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 2050 (Committee Substitute), A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF WINSTON-SALEM REGARDING MEETINGS OF THE CITY COUNCIL, with a favorable report.

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

H.B. 2059, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITY OF WINSTON-SALEM TO RECEIVE BIDS ELECTRONICALLY IN ADDITION TO OR INSTEAD OF PAPER BIDS WHEN LETTING CONTRACTS ON INFORMAL BIDS, with a favorable report.

July 1, 2010

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

S.B. 18 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA CEMETERY ACT BY REQUIRING PROOF OF A SUFFICIENT TRUST FUND OR SURETY BOND PRIOR TO APPROVING A CHANGE OF CONTROL OF A CEMETERY COMPANY, CHANGING THE INVESTMENTS OPTIONS FOR PERPETUAL CARE TRUST FUNDS, REQUIRING CEMETERY COMPANIES TO LIST THE COST OF OPENING AND CLOSING A GRAVE SPACE AS PART OF THE CONTRACT, PROHIBITING A CEMETERY COMPANY FROM REQUIRING A PURCHASER OF A GRAVE SPACE TO PURCHASE A VAULT FROM A PARTICULAR SELLER, INCREASING THE EXTENSION THAT MAY BE GIVEN TO A CEMETERY COMPANY FOR COMPLETION OF CONSTRUCTION OF MAUSOLEUMS, AND CREATING THE LEGISLATIVE STUDY COMMISSION ON THE NORTH CAROLINA CEMETERY ACT, with a favorable report.

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

By Representative Ross, Chair, for the Committee on Judiciary I:

H.B. 1463 (Senate Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT ALLOWING ADULT BIOLOGICAL SIBLINGS OF ADULT ADOPTees, ADULT BIOLOGICAL HALF SIBLINGS OF ADULT ADOPTees, ADULT FAMILY MEMBERS OF DECEASED ADOPTees, AND ADULT FAMILY MEMBERS OF DECEASED BIOLOGICAL PARENTS TO HAVE ACCESS TO CONFIDENTIAL INTERMEDIARY SERVICES UPON THE CONSENT OF THE PARTIES, AND ALLOWING AN AGENCY ACTING AS A CONFIDENTIAL INTERMEDIARY TO OBTAIN A COPY OF A DEATH CERTIFICATE OF THE PERSON WHO IS THE SUBJECT OF THE SEARCH AND DELIVER IT TO THE PERSON REQUESTING SERVICES, with recommendation that the House concur.

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

S.B. 430 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE WILMINGTON CIVIL SERVICE ACT TO PROVIDE THAT THE SITTING MEMBERS OF THE CIVIL SERVICE COMMISSION, BY MAJORITY VOTE, SHALL NAME ONE MEMBER OF THE COMMISSION AND TO PROVIDE FOR THE REPLACEMENT OF THE MEMBER PREVIOUSLY NAMED BY THE WILMINGTON MINISTERIAL ASSOCIATION, with a favorable report.

July 1, 2010

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

S.B. 675 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROHIBIT GIVING OR RECEIVING REMUNERATION RELATED TO THE MAKING OF REFERRALS OR PURCHASE/LEASE ARRANGEMENTS THAT LEAD TO MEDICAID PAYMENTS, 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 July 6. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs, for the Committee on Finance:

H.B. 1814, A BILL TO BE ENTITLED AN ACT EXEMPTING CATAWBA COUNTY FROM COMPETITIVE BIDDING REQUIREMENTS WHEN LETTING CONTRACTS AUTHORIZED BY ITS BOARD OF COMMISSIONERS TO INCREASE ENERGY EFFICIENCY, AND TO AUTHORIZE THAT COUNTY TO ENTER INTO LEASES FOR THE SITING AND OPERATION OF RENEWABLE ENERGY FACILITIES FOR TWENTY YEARS WITHOUT TREATING IT AS A SALE AND WITHOUT GIVING NOTICE BY PUBLICATION, with a favorable report.

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

S.B. 1136 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE REGULATION OF THE TOWING OF VEHICLES FROM PRIVATE LOTS IN CERTAIN COUNTIES AND CITIES, AS RECOMMENDED BY THE JOINT LEGISLATIVE TRANSPORTATION OVERSIGHT COMMITTEE, 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 July 6. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

S.B. 1176 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CONSTRUE CERTAIN FORMULA CLAUSES THAT REFER TO FEDERAL ESTATE AND GENERATION-SKIPPING

July 1, 2010

TRANSFER TAX LAWS, with a favorable report.

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

S.B. 1212, A BILL TO BE ENTITLED AN ACT TO REPEAL THE LOCAL GOVERNMENT OTHER POST-EMPLOYMENT BENEFITS (OPEB) FUND AND TO ALLOW EACH UNIT OF LOCAL GOVERNMENT TO ESTABLISH A SEPARATE OPEB TRUST FUND THAT MAY THEN BE INVESTED BY THE DEPARTMENT OF STATE TREASURER, with a favorable report.

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

S.B. 1215 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO INCREASE UNIFORMITY IN SUNSET AND REPORTING REQUIREMENTS OF ECONOMIC INCENTIVES TOOLS AND TO ELIMINATE NONUTILIZED ECONOMIC INCENTIVES, with a favorable report.

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

S.B. 1357 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO EXPAND THE CABARRUS COUNTY TOURISM AUTHORITY, with a favorable report.

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

S.B. 1444 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITIES OF CONCORD AND KANNAPOLIS TO ANNEX CERTAIN PROPERTIES CURRENTLY TOTALLY SURROUNDED BY THE CORPORATE LIMITS, with a favorable report.

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

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 standing committees are presented:

By Representatives Luebke, Gibson, Wainwright, and Weiss, Chairs,

July 1, 2010

for the Committee on Finance:

H.B. 1403 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT A DNA SAMPLE BE TAKEN FROM ANY PERSON ARRESTED FOR COMMITTING CERTAIN OFFENSES, TO AMEND THE STATUTES THAT PROVIDE FOR A DNA SAMPLE UPON CONVICTION, TO ESTABLISH THE MISSING PERSONS DNA IDENTIFICATION SYSTEM AS PART OF THE STATE'S CURRENT DNA DATABASE AND DNA DATABANK, AND TO PROVIDE FUNDING FOR THE DNA DATABASE AND DATABANK, 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 July 6. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Jones, Chair, for the Committee on Local Government I:

S.B. 1437, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ANNUAL ELECTION OF A MAYOR PRO TEMPORE BY THE HIGHLANDS TOWN BOARD, with a favorable report.

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

CALENDAR (continued)

H.B. 1765 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COALITIONS OF LOCAL GOVERNMENTS TO JOINTLY IMPLEMENT WATER QUALITY PROTECTION PLANS FOR THE FALLS LAKE WATERSHED; TO PROVIDE THAT AN APPLICANT FOR AN INTERBASIN TRANSFER CERTIFICATE SHALL PAY THE COSTS ASSOCIATED WITH ALL REQUIRED PUBLIC HEARINGS; AND TO CREATE A TEMPORARY, STREAMLINED INTERBASIN TRANSFER CERTIFICATION PROCESS FOR INTERBASIN TRANSFERS IN THE CENTRAL COASTAL PLAIN CAPACITY USE AREA AND INTO ISOLATED RIVER BASINS, passes its second reading, by electronic vote (98-0), 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.

July 1, 2010

H.B. 2066 (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CREATION OF SPECIAL RETIREMENT ALLOWANCES FOR RETIREES OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, passes its second reading, by electronic vote (87-13).

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

S.B. 1015 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ENACT THE HOMEOWNER AND HOMEBUYER PROTECTION ACT TO PROHIBIT HOME FORECLOSURE RESCUE SCAMS IN WHICH A TRANSFEROR IS INDUCED TO SELL PROPERTY FOR LESS THAN FIFTY PERCENT OF ITS FAIR MARKET VALUE TO AVOID FORECLOSURE, TO PROVIDE PROTECTIONS IN LEASE OPTION CONTRACTS BY REQUIRING THAT SUCH CONTRACTS BE IN WRITING, INCLUDE SPECIFIED MINIMUM CONTENTS, BE RECORDED, GIVE PURCHASERS UNDER THE CONTRACT NOTICE OF AND THE RIGHT TO CURE ANY DEFAULT, AND SPECIFY THE CONSEQUENCES OF A SELLER'S DEFAULT ON A LOAN SECURED BY A LIEN ON THE PROPERTY, TO PROVIDE PROTECTIONS IN CONTRACT FOR DEED TRANSACTIONS BY REQUIRING THAT SUCH CONTRACTS BE IN WRITING, INCLUDE SPECIFIED MINIMUM CONTENTS, BE RECORDED, GIVE PURCHASERS UNDER THE CONTRACT NOTICE OF AND THE RIGHT TO CURE ANY DEFAULT, AND INVOLVE PROPERTY TO WHICH THE SELLER HOLDS TITLE, AND TO MAKE VIOLATION OF CHAPTERS 47G AND 47H OF THE GENERAL STATUTES A BASIS FOR DISCIPLINE UNDER THE MANUFACTURED HOMES LICENSING ACT.

On motion of Representative Weiss, the bill is temporarily displaced.

S.B. 1251 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO GRANT THE SAME HEALTH BENEFIT COVERAGE CURRENTLY PROVIDED TO OTHER STATE EMPLOYEES TO TEACHERS WHO HAVE WORKED A FULL SCHOOL YEAR, passes its second reading, by electronic vote (91-8).

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

July 1, 2010

S.B. 354 (House Committee Substitute No. 3), A BILL TO BE ENTITLED AN ACT TO PERMIT CONTINUING CARE RETIREMENT COMMUNITIES TO PROVIDE OR ARRANGE FOR HOME CARE SERVICES WITHOUT PROVIDING LODGING WHEN THOSE SERVICES ARE PROVIDED ADJUNCT TO A CONTRACT FOR CONTINUING CARE AND TO REQUIRE THE DEPARTMENT OF INSURANCE AND THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO STUDY ISSUES RELATED TO CONTINUING CARE RETIREMENT COMMUNITIES PROVIDING HOME CARE SERVICES WITHOUT PROVIDING LODGING, which was temporarily displaced is before the Body.

Representative Farmer-Butterfield offers Amendment No. 1 which is adopted by electronic vote (98-0).

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

Those voting in the affirmative are: Representatives K. Alexander, M. Alexander, Avila, Barnhart, Bell, Blackwell, Blackwood, Blust, Boles, Bordsen, Brisson, Brown, Bryant, Burr, Burris-Floyd, Carney, Coates, Cole, Cotham, Crawford, Current, Daughtry, Dockham, Dollar, Earle, England, Faison, Farmer-Butterfield, Fisher, E. Floyd, Gibson, Gill, Gillespie, Glazier, Goodwin, Grady, Guice, Gulley, Haire, Hall, Harrison, Heagarty, Hill, Holliman, Howard, Hughes, Hurley, Iler, Ingle, Insko, Jackson, Jeffus, Johnson, Justice, Justus, Langdon, Lewis, Love, Lucas, Luebke, Martin, May, McComas, McCormick, McElraft, McLawhorn, Michaux, Mobley, Moore, Neumann, Owens, Parfitt, Parmon, Pierce, Randleman, Rapp, Rhyne, Ross, Sager, Samuelson, Setzer, Spear, Stam, Starnes, Steen, Stevens, Stewart, Tarleton, Tillis, Tolson, E. Warren, R. Warren, Weiss, Whilden, Wiley, Wilkins, Williams, and Womble - 98.

Voting in the negative: Representatives Cleveland and Folwell - 2.

Excused absences: Representatives Adams, Braxton, Brubaker, Goforth, Hilton, Killian, McGee, Mills, Tucker, Underhill, Wainwright, West, Wray, and Yongue - 14.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

July 1, 2010

By Representatives Glazier, Love, and Weiss, Vice Chairs, for the Committee on Judiciary II:

H.B. 726 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CONFORMING CHANGES TO STATUTES RELATED TO EXPUNCTION OF RECORDS; TO REQUIRE STATE AND NATIONAL CRIMINAL RECORD CHECKS WHEN EXPUNGING RECORDS; AND TO REQUIRE SEX OFFENDERS RESIDING IN THIS STATE TO REGISTER AS A SEX OFFENDER FOR CONVICTIONS OBTAINED OUTSIDE THIS STATE, with recommendation that the House concur.

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

By Representative Ross, Chair, for the Committee on Judiciary I:

S.B. 900 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO ALLOW REGISTERS OF DEEDS TO REMOVE PERSONAL IDENTIFYING INFORMATION FROM IMAGES OR COPIES OF RECORDS PLACED ON THE INTERNET WITHOUT A REQUEST, with a favorable report as to House Committee Substitute Bill No. 2, which changes the title, unfavorable as to House Committee Substitute Bill No. 1, and recommendation that House Committee Substitute Bill No. 2 be re-referred to the Committee on Rules, Calendar, and Operations of the House.

House Committee Substitute Bill No. 2 is re-referred to the Committee on Rules, Calendar, and Operations of the House. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

RE-REFERRALS

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **H.B. 1412** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES RELATING TO NATIONAL GUARD COURTS-MARTIAL, is withdrawn from the Committee on Homeland Security, Military, and Veterans Affairs and re-referred to the Committee on Judiciary I.

On motion of Representative Owens, pursuant to Rule 39.2 and without objection, **S.B. 1171** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO MODIFY ELIGIBILITY FOR ECONOMIC INCENTIVE SALES AND USE TAX EXEMPTIONS AND REFUNDS AND FOR ELIGIBILITY FOR THE ONE PERCENT PRIVILEGE TAX ON

July 1, 2010

DATACENTER MACHINERY AND EQUIPMENT, is withdrawn from the Committee on Commerce, Small Business, and Entrepreneurship and re-referred to the Committee on Finance.

BILLS WITHDRAWN FROM COMMITTEE

On motion of Representative Owens and without objection, **H.B. 1741** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO REGISTER ANIMAL SHELTERS UNDER THE NORTH CAROLINA CONTROLLED SUBSTANCES ACT FOR THE LIMITED PURPOSE OF OBTAINING, POSSESSING, AND USING DRUGS FOR ANIMAL EUTHANASIA, TO AUTHORIZE CERTIFIED EUTHANASIA TECHNICIANS TO ADMINISTER THESE DRUGS TO EUTHANIZE DOGS AND CATS ON THE PREMISES OF THE ANIMAL SHELTER, AND TO GIVE THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES EXPLICIT AUTHORIZATION TO REJECT CERTIFICATION OF OR TO DECERTIFY A EUTHANASIA TECHNICIAN FOR CERTAIN FELONY CONVICTIONS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is withdrawn from the Committee on Judiciary I and pursuant to Rule 36(b), is placed on the Calendar of July 6.

On motion of Representative Owens and without objection, **S.B. 1154**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN CAPITAL IMPROVEMENTS PROJECTS OF THE CONSTITUENT INSTITUTIONS AND AFFILIATED ENTERPRISES OF THE UNIVERSITY OF NORTH CAROLINA, is withdrawn from the Committee on Appropriations and pursuant to Rule 36(b), is placed on the Calendar of July 6.

On motion of Representative Owens and without objection, all bills that would normally be calendared for Monday, July 5 are calendared for Tuesday, July 6.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives England and Insko, Chairs, for the Committee on

July 1, 2010

Health:

S.B. 765, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT EMERGENCY DEPARTMENT DATA AND AMBULATORY SURGICAL DATA ARE INCLUDED IN THE PATIENT DATA SUBMISSION REQUIREMENTS OF THE MEDICAL CARE DATA ACT, with a favorable report as to the House committee substitute bill, which changes the title, unfavorable as to the original bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Judiciary II.

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

H.J.R. 2015 (Committee Substitute), A JOINT RESOLUTION AUTHORIZING THE ENVIRONMENTAL REVIEW COMMISSION TO STUDY THE IMPACT OF ENVIRONMENTAL TOXINS AND CHEMICALS ON HUMAN HEALTH, with a favorable report and recommendation that the resolution be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The resolution is re-referred to the Committee on Rules, Calendar, and Operations of the House.

S.B. 1152, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE TO DIRECT THE PROGRAM EVALUATION DIVISION TO STUDY INDIRECT COSTS UNDER CHILD NUTRITION PROGRAMS, AS RECOMMENDED BY THE LEGISLATIVE TASK FORCE ON CHILDHOOD OBESITY, 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 July 6. The original bill is placed on the Unfavorable Calendar.

CALENDAR (continued)

S.B. 1015 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO ENACT THE HOMEOWNER AND HOMEBUYER PROTECTION ACT TO PROHIBIT HOME FORECLOSURE RESCUE SCAMS IN WHICH A TRANSFEROR IS INDUCED TO SELL PROPERTY FOR LESS THAN FIFTY PERCENT

July 1, 2010

OF ITS FAIR MARKET VALUE TO AVOID FORECLOSURE, TO PROVIDE PROTECTIONS IN LEASE OPTION CONTRACTS BY REQUIRING THAT SUCH CONTRACTS BE IN WRITING, INCLUDE SPECIFIED MINIMUM CONTENTS, BE RECORDED, GIVE PURCHASERS UNDER THE CONTRACT NOTICE OF AND THE RIGHT TO CURE ANY DEFAULT, AND SPECIFY THE CONSEQUENCES OF A SELLER'S DEFAULT ON A LOAN SECURED BY A LIEN ON THE PROPERTY, TO PROVIDE PROTECTIONS IN CONTRACT FOR DEED TRANSACTIONS BY REQUIRING THAT SUCH CONTRACTS BE IN WRITING, INCLUDE SPECIFIED MINIMUM CONTENTS, BE RECORDED, GIVE PURCHASERS UNDER THE CONTRACT NOTICE OF AND THE RIGHT TO CURE ANY DEFAULT, AND INVOLVE PROPERTY TO WHICH THE SELLER HOLDS TITLE, AND TO MAKE VIOLATION OF CHAPTERS 47G AND 47H OF THE GENERAL STATUTES A BASIS FOR DISCIPLINE UNDER THE MANUFACTURED HOMES LICENSING ACT, which was temporarily displaced, is before the Body.

Representative Stam offers Amendment No. 1 which fails of adoption by electronic vote (40-52).

Representative Stam offers Amendment No. 2 which is adopted by electronic vote (49-45).

Having voted with the prevailing side, Representative Carney moves that the vote by which Amendment No. 2 was adopted, be reconsidered. The motion carries by electronic vote (48-45).

Representative Stam withdraws Amendment No. 2.

The bill passes its second reading, by electronic vote (56-37).

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

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Ross, Chair, for the Committee on Judiciary I:

S.B. 716 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE LIMITS ON THE TRADING OF INFLUENCE

July 1, 2010

OR POSITION FOR GAIN BY PROHIBITING CAMPAIGN CONTRIBUTIONS BY CERTAIN CONTRACTORS AND CLARIFYING CRIMINAL STATUTES ON SELF DEALING; TO CREATE THE VOTER-OWNED ELECTIONS COMMISSION; TO INCREASE THE PUNISHMENT FOR MAKING CAMPAIGN CONTRIBUTIONS IN THE NAME OF ANOTHER; TO INCREASE ACCESSIBILITY TO INFORMATION RELATED TO CANDIDATE CAMPAIGN COMMITTEES AND TO INFORMATION RELATED TO STATE CONTRACTS AND GRANTS; TO STRENGTHEN PUBLIC CONFIDENCE IN GOVERNMENT BY INCREASING THE REVOLVING DOOR PERIOD AND APPLICABILITY; TO CODIFY CERTAIN POSITIONS IN STATE GOVERNMENT AS A PUBLIC SERVANT UNDER THE STATE GOVERNMENT ETHICS ACT; TO STRENGTHEN TRANSPARENCY OF GOVERNMENT THROUGH ADDITIONAL DISCLOSURES BY PUBLIC SERVANTS, INCLUDING CAMPAIGN CONTRIBUTIONS PRIOR TO APPOINTMENT; TO INCREASE ACCOUNTABILITY OF PUBLIC SERVANTS, APPOINTEES OF THE GOVERNOR, AND STATE EMPLOYEES BY PERMITTING THE GOVERNOR TO ADOPT MINIMUM STANDARDS OF ETHICAL CONDUCT; TO CLARIFY THE INDIRECT GIFT BAN AND CLARIFY REPORTING BY LOBBYIST PRINCIPALS; TO STRENGTHEN TRANSPARENCY OF GOVERNMENT THROUGH INCREASING AND CLARIFYING ACCESSIBILITY TO LEGISLATIVE RECORDS AND OTHER PUBLIC RECORDS; TO MAKE TECHNICAL CHANGES TO THE ETHICS LAW; AND TO EXPEDITE REVIEW OF PRELIMINARY INVESTIGATIONS OF ALLEGATIONS OF WRONGDOING UNDER CHAPTERS 120 AND 138A OF THE GENERAL STATUTES, with a favorable report as to House Committee Substitute Bill No. 2, which changes the title, unfavorable as to House Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), and 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.

CALENDAR (continued)

S.B. 716 (House Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO PROVIDE LIMITS ON THE TRADING OF INFLUENCE OR POSITION FOR GAIN BY PROHIBITING CAMPAIGN CONTRIBUTIONS BY CERTAIN CONTRACTORS AND CLARIFYING CRIMINAL STATUTES ON SELF DEALING; TO CREATE THE PUBLIC FUNDING OF COUNCIL OF STATE ELECTIONS COMMISSION; TO INCREASE THE PUNISHMENT FOR

July 1, 2010

MAKING CAMPAIGN CONTRIBUTIONS IN THE NAME OF ANOTHER; TO INCREASE ACCESSIBILITY TO INFORMATION RELATED TO CANDIDATE CAMPAIGN COMMITTEES AND TO INFORMATION RELATED TO STATE CONTRACTS AND GRANTS; TO STRENGTHEN PUBLIC CONFIDENCE IN GOVERNMENT BY CHANGING THE REVOLVING DOOR PERIOD AND APPLICABILITY; TO CODIFY CERTAIN POSITIONS IN STATE GOVERNMENT AS A PUBLIC SERVANT UNDER THE STATE GOVERNMENT ETHICS ACT; TO STRENGTHEN TRANSPARENCY OF GOVERNMENT THROUGH ADDITIONAL DISCLOSURES BY PUBLIC SERVANTS, INCLUDING CAMPAIGN CONTRIBUTIONS PRIOR TO APPOINTMENT; TO INCREASE ACCOUNTABILITY OF PUBLIC SERVANTS, APPOINTEES OF THE GOVERNOR, AND STATE EMPLOYEES BY PERMITTING THE GOVERNOR TO ADOPT MINIMUM STANDARDS OF ETHICAL CONDUCT; TO CLARIFY THE INDIRECT GIFT BAN AND CLARIFY REPORTING BY LOBBYIST PRINCIPALS; TO STRENGTHEN TRANSPARENCY OF GOVERNMENT THROUGH INCREASING AND CLARIFYING ACCESSIBILITY TO LEGISLATIVE RECORDS AND OTHER PUBLIC RECORDS; TO MAKE TECHNICAL CHANGES TO THE ETHICS LAW; AND TO EXPEDITE REVIEW OF PRELIMINARY INVESTIGATIONS OF ALLEGATIONS OF WRONGDOING UNDER CHAPTERS 120 AND 138A OF THE GENERAL STATUTES, passes its second reading, by electronic vote (86-4).

The Speaker objects to the third reading. The bill remains on the Calendar.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Faison, Chair, for the Committee on Ways and Means/Broadband Connectivity:

H.B. 1812, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT A COURT, WHEN CONSIDERING WHETHER TO ISSUE A DOMESTIC VIOLENCE PROTECTIVE ORDER, OR PRETRIAL RELEASE UNDER THE DOMESTIC VIOLENCE CRIMES STATUTE, CONSIDERS THE DEFENDANT'S CRIMINAL RECORD, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMITTEE ON DOMESTIC VIOLENCE, with a favorable report as to the committee substitute bill, which changes the title, unfavorable as to the original bill.

July 1, 2010

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of July 6. The original bill is placed on the Unfavorable Calendar.

By Representatives Bell and Lucas, Chairs, for the Committee on Education:

S.B. 1119 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE CONSOLIDATION OF ALL REGULATORY FUNCTIONS REGARDING THE MONITORING OF PRIVATE EARLY CARE AND EDUCATION PROVIDERS FOR COMPLIANCE WITH THE MORE AT FOUR PROGRAM AND TO REQUIRE ALL EARLY CARE AND EDUCATION PROVIDERS WORKING IN LICENSED CHILD CARE CENTERS OR LICENSED FAMILY CHILD CARE HOMES TO OBTAIN AND MAINTAIN EARLY EDUCATOR CERTIFICATION, 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 July 6. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 1199 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CREATE THE AGRISCIENCE AND BIOTECHNOLOGY REGIONAL SCHOOL PLANNING COMMISSION TO DEVELOP AND PLAN A REGIONAL SCHOOL OF AGRISCIENCE AND BIOTECHNOLOGY, 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 Representatives Harrison, Tarleton, and Underhill, Vice Chairs, for the Committee on Environment and Natural Resources:

H.B. 1766, A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN ENVIRONMENTAL AND NATURAL RESOURCES LAWS TO (1) PROVIDE THAT THE PRESIDENT PRO TEMPORE OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES MAY DESIGNATE MULTIPLE MEMBERS TO

July 1, 2010

SERVE AS COCHAIRS OF THE ENVIRONMENTAL REVIEW COMMISSION; (2) REPEAL THE REQUIREMENT THAT REMEDIAL ACTION PLANS MUST BE RECORDED IN THE REGISTER OF DEEDS OFFICE AND MODIFY THE REQUIREMENT THAT REMEDIAL ACTION PLANS MUST BE PLACED IN EACH PUBLIC LIBRARY IN THE COUNTY; (3) REESTABLISH THE SURFACE WATER IDENTIFICATION TRAINING AND CERTIFICATION PROGRAM AS A COMPONENT OF THE RIPARIAN BUFFER PROTECTION PROGRAM; (4) AMEND CIVIL PENALTIES FOR CERTAIN AIR QUALITY VIOLATIONS TO CONFORM WITH CHANGES MADE IN S.L. 2007-296; (5) AMEND REPORTING REQUIREMENTS FOR SMALL WASTEWATER SYSTEMS; (6) AMEND THE ENFORCEMENT AUTHORITY OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES UNDER THE DROUGHT MANAGEMENT PREPAREDNESS AND RESPONSE ACT; AND (7) PROVIDE THAT THE PROHIBITION ON ANY NEW OR INCREASED NUTRIENT LOADING ALLOCATION APPLIES TO IMPAIRED DRINKING WATER SUPPLY RESERVOIRS, 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.

SPECIAL MESSAGES FROM THE SENATE

The following Special Messages are received from the Senate:

Senate Committee Substitute for **H.B. 213** (Committee Substitute No. 2), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE ADOPTION OF RULES AND POLICIES FOR THE VOLUNTARY SHARED LEAVE PROGRAM THAT WILL PERMIT THE DONATION OF SICK LEAVE TO A NONFAMILY MEMBER RECIPIENT FOR STATE EMPLOYEES SUBJECT TO THE STATE PERSONNEL ACT, PUBLIC SCHOOL EMPLOYEES, AND COMMUNITY COLLEGE EMPLOYEES, is returned for concurrence in the Senate committee substitute bill and referred to the Committee on State Government/State Personnel.

Upon concurrence the Senate committee substitute bill changes the title.

July 1, 2010

Senate Committee Substitute for **H.B. 710**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF CLAYTON TO USE ELECTRONIC MEANS TO PROVIDE PUBLIC NOTICE FOR CERTAIN PUBLIC HEARINGS, is returned for concurrence in the Senate committee substitute bill and referred to the Committee on Judiciary I.

Upon concurrence the Senate committee substitute bill changes the title.

The Speaker rules the Senate committee substitute bill to be material, thus constituting its first reading.

Senate Committee Substitute No. 2 for **H.B. 1292** (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE DISMISSAL, DEMOTION, OR SUSPENSION OF NONCERTIFIED SCHOOL EMPLOYEES, is returned for concurrence in Senate Committee Substitute Bill No. 2 and referred to the Committee on Energy and Energy Efficiency and, if favorable, to the Committee on Appropriations.

Upon concurrence Senate Committee Substitute Bill No. 2 changes the title.

H.B. 1705 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO REQUIRE THE HEARING AID DEALERS AND FITTERS BOARD TO COORDINATE A TASK FORCE THAT WILL DEVELOP GUIDELINES FOR CONSUMERS TO USE WHEN PURCHASING A HEARING AID, AS RECOMMENDED BY THE NORTH CAROLINA STUDY COMMISSION ON AGING, is returned for concurrence in the Senate committee substitute bill and referred to the Committee on Health.

S.B. 1446, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO AUTHORIZE ASSESSMENTS AGAINST PROPERTIES SERVED BY STORMWATER FACILITIES FOR THE CONSTRUCTION AND REPAIR OF THOSE FACILITIES, is read the first time and referred to the Committee on Finance.

On motion of Representative Owens, seconded by Representative Lewis, the House adjourns, in memory of Officer William Bunn, at 5:30 p.m. to reconvene Monday, July 5, 2010, at 7:00 p.m.

July 1, 2010