


JOURNAL
OF THE
House of Representatives
OF THE
2015
GENERAL ASSEMBLY
OF THE
STATE OF NORTH CAROLINA
FIFTH EXTRA
SESSION 2016



OFFICERS AND MEMBERS
OF THE
HOUSE OF REPRESENTATIVES
2016 FIFTH EXTRA SESSION

Tim Moore, *Speaker* Kings Mountain, Cleveland County
Paul Stam, *Speaker Pro Tempore* Apex, Wake County
Denise G. Weeks, *Principal Clerk* Raleigh, Wake County
Garland Shephard, *Sergeant-at-Arms* Tarboro, Edgecombe County

REPRESENTATIVES

- 1st District: Camden, Chowan, Currituck, Pasquotank (Part),
Perquimans, and Tyrrell.
Bob Steinburg (R) Chowan Edenton
- 2nd District: Granville (Part) and Person.
Larry Yarborough (R) Person Roxboro
- 3rd District: Beaufort (Part), Craven (Part), and Pamlico.
Michael Speciale (R) Craven New Bern
- 4th District: Duplin (Part) and Wayne (Part).
Jimmy Dixon (R) Duplin Mt. Olive
- 5th District: Bertie, Gates, Hertford, and Pasquotank (Part).
Howard J. Hunter, III (D) Hertford Ahoskie
- 6th District: Beaufort (Part), Dare, Hyde, and Washington.
Paul Tine (U) Dare Kitty Hawk
- 7th District: Franklin (Part) and Nash (Part).
Bobbie Richardson (D) Franklin Louisburg
- 8th District: Pitt (Part) and Wilson (Part).
Susan Martin (R) Wilson Wilson
- 9th District: Pitt (Part).
Gregory F. Murphy, MD (R) ... Pitt Greenville

- 10th District: Craven (Part), Greene (Part), Lenoir (Part), and Wayne (Part).
John R. Bell, IV (R)..... Wayne..... Goldsboro
- 11th District: Wake (Part).
Duane Hall (D) Wake..... Raleigh
- 12th District: Craven (Part), Greene (Part), and Lenoir (Part).
George Graham (D) Lenoir..... Kinston
- 13th District: Carteret and Jones.
Pat McElraft (R) Carteret Emerald Isle
- 14th District: Onslow (Part).
George G. Cleveland (R) Onslow..... Jacksonville
- 15th District: Onslow (Part).
Phil Shepard (R) Onslow..... Jacksonville
- 16th District: Onslow (Part) and Pender.
Chris Millis (R)..... Pender Hampstead
- 17th District: Brunswick (Part).
Frank Iler (R) Brunswick Oak Island
- 18th District: Brunswick (Part) and New Hanover (Part).
Susi H. Hamilton (D) New Hanover Wilmington
- 19th District: New Hanover (Part).
Ted Davis, Jr. (R)..... New Hanover Wilmington
- 20th District: New Hanover (Part).
Holly Grange (R) New Hanover Wilmington
- 21st District: Duplin (Part), Sampson (Part), and Wayne (Part).
Larry M. Bell (D)..... Sampson..... Clinton
- 22nd District: Bladen (Part), Johnston (Part), and Sampson (Part).
William D. Brisson (D)..... Bladen..... Dublin
- 23rd District: Edgecombe and Martin.
Shelly Willingham (D) Edgecombe Rocky Mount

- 24th District: Pitt (Part) and Wilson (Part).
Jean Farmer-Butterfield (D)..... Wilson..... Wilson
- 25th District: Franklin (Part) and Nash (Part).
Jeff Collins (R)..... Nash Rocky Mount
- 26th District: Johnston (Part).
N. Leo Daughtry (R)..... Johnston Smithfield
- 27th District: Halifax and Northampton.
Michael H. Wray (D)..... Northampton Gaston
- 28th District: Johnston (Part).
James H. Langdon, Jr. (R) Johnston Angier
- 29th District: Durham (Part).
Larry D. Hall (D) Durham Durham
- 30th District: Durham (Part).
Philip A. Lehman (D) Durham Durham
- 31st District: Durham (Part).
Henry M. Michaux, Jr. (D) Durham Durham
- 32nd District: Granville (Part), Vance, and Warren.
Nathan Baskerville (D) Vance Henderson
- 33rd District: Wake (Part).
Rosa U. Gill (D)..... Wake Raleigh
- 34th District: Wake (Part).
Grier Martin (D) Wake Raleigh
- 35th District: Wake (Part).
Chris Malone (R) Wake Wake Forest
- 36th District: Wake (Part).
Nelson Dollar (R) Wake Cary
- 37th District: Wake (Part).
Paul Stam (R)..... Wake Apex
- 38th District: Wake (Part).
Yvonne Lewis Holley (D)..... Wake Raleigh

- 39th District: Wake (Part).
Darren G. Jackson (D) Wake Raleigh
- 40th District: Wake (Part).
Marilyn Avila (R) Wake Raleigh
- 41st District: Wake (Part).
Gale Adcock (D) Wake Cary
- 42nd District: Cumberland (Part).
Marvin W. Lucas (D) Cumberland Spring Lake
- 43rd District: Cumberland (Part).
Elmer Floyd (D) Cumberland Fayetteville
- 44th District: Cumberland (Part).
William O. Richardson (D) Cumberland Fayetteville
- 45th District: Cumberland (Part).
John Szoka (R) Cumberland Fayetteville
- 46th District: Bladen (Part), Columbus, and Robeson (Part).
Ken Waddell (D) Columbus Chadbourn
- 47th District: Robeson (Part).
Charles Graham (D) Robeson Lumberton
- 48th District: Hoke (Part), Richmond (Part), Robeson (Part), and
Scotland (Part).
Garland E. Pierce (D) Scotland Wagram
- 49th District: Wake (Part).
Gary Pendleton, Brig Gen (Ret.) (R) ..Wake Raleigh
- 50th District: Durham (Part) and Orange (Part).
Graig R. Meyer (D) Orange Chapel Hill
- 51st District: Harnett (Part) and Lee (Part).
Brad Salmon (D) Harnett Mamers
- 52nd District: Moore (Part).
James L. Boles, Jr. (R) Moore Southern Pines

- 53rd District: Harnett (Part).
David R. Lewis (R).....HarnettDunn
- 54th District: Chatham and Lee (Part).
Robert T. Reives, II (D).....LeeSanford
- 55th District: Anson and Union (Part).
Mark Brody (R).....UnionMonroe
- 56th District: Orange (Part).
Verla Insko (D).....OrangeChapel Hill
- 57th District: Guilford (Part).
Pricey Harrison (D).....Guilford.....Greensboro
- 58th District: Guilford (Part).
Christopher Sgro (D).....GuilfordGreensboro
- 59th District: Guilford (Part).
Jon Hardister (R).....GuilfordGreensboro
- 60th District: Guilford (Part).
Cecil Brockman (D).....GuilfordHigh Point
- 61st District: Guilford (Part).
John Faircloth (R).....GuilfordHigh Point
- 62nd District: Guilford (Part).
John M. Blust (R).....GuilfordGreensboro
- 63rd District: Alamance (Part).
Stephen M. Ross (R).....Alamance.....Burlington
- 64th District: Alamance (Part).
Dennis Riddell (R).....Alamance.....Snow Camp
- 65th District: Caswell and Rockingham (Part).
Bert Jones (R).....Rockingham.....Reidsville
- 66th District: Hoke (Part), Montgomery (Part), Richmond (Part),
Robeson (Part), and Scotland (Part).
Ken Goodman (D).....Richmond.....Rockingham

- 67th District: Montgomery (Part) and Stanly.
Justin P. Burr (R) Stanly Albemarle
- 68th District: Union (Part).
D. Craig Horn (R) Union Weddington
- 69th District: Union (Part).
Dean Arp (R) Union Monroe
- 70th District: Randolph (Part).
Pat B. Hurley (R) Randolph Asheboro
- 71st District: Forsyth (Part).
Evelyn Terry (D) Forsyth Winston-Salem
- 72nd District: Forsyth (Part).
Edward Hanes, Jr. (D) Forsyth Winston-Salem
- 73rd District: Alexander, Wilkes (Part), and Yadkin.
Lee Zachary (R) Yadkin Yadkinville
- 74th District: Forsyth (Part).
Debra Conrad (R) Forsyth Winston-Salem
- 75th District: Forsyth (Part).
Donny Lambeth (R) Forsyth Winston-Salem
- 76th District: Cabarrus (Part) and Rowan (Part).
Carl Ford (R) Rowan China Grove
- 77th District: Rowan (Part).
Harry Warren (R) Rowan Salisbury
- 78th District: Moore (Part) and Randolph (Part).
Allen McNeill (R) Randolph Asheboro
- 79th District: Davie and Forsyth (Part).
Julia C. Howard (R) Davie Mocksville
- 80th District: Davidson (Part).
Sam Watford (R) Davidson Thomasville

- 81st District: Davidson (Part).
Rayne Brown (R).....Davidson..... Lexington
- 82nd District: Cabarrus (Part).
Larry G. Pittman (R)..... Cabarrus..... Concord
- 83rd District: Cabarrus (Part).
Linda P. Johnson (R) Cabarrus..... Kannapolis
- 84th District: Iredell (Part).
Rena W. Turner (R) Iredell..... Olin
- 85th District: Avery, McDowell, and Mitchell.
Josh Dobson (R) McDowell Nebo
- 86th District: Burke (Part).
Hugh Blackwell (R)..... Burke Valdese
- 87th District: Caldwell.
George S. Robinson (R)..... Caldwell..... Hickory
- 88th District: Mecklenburg (Part).
Rob Bryan (R) Mecklenburg..... Charlotte
- 89th District: Catawba (Part).
Mitchell S. Setzer (R) Catawba Catawba
- 90th District: Surry and Wilkes (Part).
Sarah Stevens (R) Surry Mt. Airy
- 91st District: Rockingham (Part) and Stokes.
Kyle Hall (R) Stokes..... King
- 92nd District: Mecklenburg (Part).
Justin Moore (R)..... Mecklenburg..... Huntersville
- 93rd District: Ashe and Watauga.
Jonathan C. Jordan (R) Ashe..... West Jefferson
- 94th District: Alleghany and Wilkes (Part).
Jeffrey Elmore (R) Wilkes..... North Wilkesboro

- 95th District: Iredell (Part).
John A. Fraley (R) Iredell..... Mooresville
- 96th District: Catawba (Part).
Jay Adams (R) Catawba Hickory
- 97th District: Lincoln.
Jason Saine (R) Lincoln..... Lincolnton
- 98th District: Mecklenburg (Part).
John R. Bradford, III (R) Mecklenburg..... Cornelius
- 99th District: Mecklenburg (Part).
Rodney W. Moore (D) Mecklenburg..... Charlotte
- 100th District: Mecklenburg (Part).
Tricia Ann Cotham (D) Mecklenburg..... Matthews
- 101st District: Mecklenburg (Part).
Beverly M. Earle (D) Mecklenburg..... Charlotte
- 102nd District: Mecklenburg (Part).
Becky Carney (D) Mecklenburg..... Charlotte
- 103rd District: Mecklenburg (Part).
William Brawley (R)..... Mecklenburg..... Matthews
- 104th District: Mecklenburg (Part).
Dan Bishop (R) Mecklenburg..... Charlotte
- 105th District: Mecklenburg (Part).
Scott Stone (R)..... Mecklenburg..... Charlotte
- 106th District: Mecklenburg (Part).
Carla D. Cunningham (D)..... Mecklenburg..... Charlotte
- 107th District: Mecklenburg (Part).
Kelly M. Alexander, Jr. (D) Mecklenburg..... Charlotte
- 108th District: Gaston (Part).
John A. Torbett (R) Gaston..... Stanley
- 109th District: Gaston (Part).
Dana Bumgardner (R)..... Gaston..... Gastonia

- 110th District: Cleveland (Part) and Gaston (Part).
 Kelly E. Hastings (R)..... Gaston..... Cherryville
- 111th District: Cleveland (Part).
 Tim Moore (R)..... Cleveland..... Kings Mountain
- 112th District: Burke (Part) and Rutherford.
 David Rogers (R)..... Rutherford..... Rutherfordton
- 113th District: Henderson (Part), Polk, and Transylvania.
 Chris Whitmire (R)..... TransylvaniaBrevard
- 114th District: Buncombe (Part).
 Susan C. Fisher (D)..... Buncombe Asheville
- 115th District: Buncombe (Part).
 John Ager (D) Buncombe Fairview
- 116th District: Buncombe (Part).
 Brian Turner (D)..... Buncombe Asheville
- 117th District: Henderson (Part).
 Chuck McGrady (R) Henderson..... Hendersonville
- 118th District: Haywood (Part), Madison, and Yancey.
 Michele D. Presnell (R) Yancey Burnsville
- 119th District: Haywood (Part), Jackson, and Swain.
 Joe Sam Queen (D)..... Haywood..... Waynesville
- 120th District: Cherokee, Clay, Graham, and Macon.
 Roger West (R)..... Cherokee..... Marble

HOUSE JOURNAL

FIFTH EXTRA SESSION 2016

FIRST DAY

HOUSE OF REPRESENTATIVES
Wednesday, December 21, 2016

Pursuant to a call of His Excellency, Governor Pat McCrory, hereinafter recorded, the House of Representatives of the General Assembly of North Carolina convenes in its Hall in Extra Session, at the hour of ten o'clock a.m., Wednesday, December 21, 2016, and is called to order by Representative Lewis.

On motion of the Chair, the House recesses at 10:00 a.m., to reconvene at 10:20 a.m.

RECESS

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

The following prayer is offered by Representative Dean Arp:

"O Lord, we come before You today with hearts that are not proud and eyes that are not arrogant or puffed-up, begging You, the Creator of the world and Sustainer of our very life, to hear us and listen to our requests.

"You, Lord, are gracious and merciful, slow to anger and abounding in steadfast love - Let us be also.

"You, Lord, are good to all, and Your mercy is over all that You have made - Let us be also.

"Lord, we thank You for the many gifts You have given to us as people of this great State and Nation; among them are Life, and Liberty, and the ability to pursue Happiness.

"And yet many of our friends and fellow citizens are still suffering. We lift them up that You meet their needs. And many serving in our military are in harm's way. We ask that You protect them as they protect us.

"God, You asked Solomon, 'What could You give him?' and he recounted Your great and generous love.

"We, like Solomon, recognize our weaknesses and shortcomings in leading this great people of Yours - yet we too simply ask for Wisdom.

"We pray for the kind of wisdom that led the people under King Solomon to respond in Awe as they recognized that Your wisdom, was in him to administer truth and justice.

"For that is what You told us to do - to do justice, love mercy, and walk humbly with You - that truth and justice will prevail. For only in our obedience to You will You bless us.

"This I pray. Amen."

Elliott Meek, son of Representative Cotham, leads the Body in the Pledge of Allegiance.

Leaves of absence are granted Representatives Brisson, Bryan, Fisher, C. Graham, Iler, Langdon, S. Martin, Torbett, and Whitmire for today. Representatives McElraft, Terry, and Waddell are excused for a portion of the Session.

Serving as Honorary Pages for today are Elliott Meek and Eleanor Turner.

PROCLAMATION OF AN EXTRA SESSION

WHEREAS, extraordinary occasions have arisen such that it is necessary for the North Carolina General Assembly to convene in an extra session;

NOW, THEREFORE, I, Pat McCrory, Governor of the State of North Carolina, pursuant to the authority vested in me as Governor by Article III, Section 5(7) of the Constitution of North Carolina, do hereby proclaim that the General Assembly shall convene for an extra session on Wednesday, December 21, 2016 at 10:00 a.m. for the purpose of reconsidering 2016 N.C. Sess. Law 3, the Public Facilities and Privacy Security Act.

December 21, 2016

IN WITNESS WHEREOF, I have hereunto signed my name and affixed the Great Seal of the State of North Carolina at the Capitol in the City of Raleigh this 19th day of December, 2016.

S/ Pat McCrory
Governor

**ORDER RESCINDING PROCLAMATION
OF AN EXTRA SESSION**

The Proclamation of an Extra Session issued December 19, 2016, directing the General Assembly to reconvene on December 21, 2016, to reconsider 2016 N.C. Sess. Law 3, the Public Facilities and Privacy Security Act is hereby rescinded.

This rescission is issued to allow for the issuance of a subsequent Proclamation of an Extra Session that reflects the date of receipt of advice from the Council of State. A new Proclamation of an Extra Session has been issued dated December 20, 2016.

IN WITNESS WHEREOF, I have hereunto signed my name and affixed the Great Seal of the State of North Carolina at the Capitol in the City of Raleigh this 20th day of December, 2016.

S/ Pat McCrory
Governor

PROCLAMATION OF AN EXTRA SESSION

WHEREAS, extraordinary occasions have arisen such that it is necessary for the North Carolina General Assembly to convene in an extra session;

NOW, THEREFORE, I, Pat McCrory, Governor of the State of North Carolina, pursuant to the authority vested in me as Governor by Article III, Section 5(7) of the Constitution of North Carolina, do hereby proclaim that the General Assembly shall convene for an extra session on Wednesday, December 21, 2016 at 10:00 a.m. for the purpose of reconsidering 2016 N.C. Sess. Law 3, the Public Facilities and Privacy Security Act.

IN WITNESS WHEREOF, I have hereunto signed my name and affixed the Great Seal of the State of North Carolina at the Capitol in the City of Raleigh this 20th day of December, 2016.

S/ Pat McCrory
Governor

December 21, 2016

QUORUM CALL

In order to establish a quorum, Speaker Moore directs an electronic call of the roll of the Members of the House and the following Representatives are recorded as present:

Speaker Moore; Representatives Adams, Adcock, Ager, Alexander, Arp, Avila, Baskerville, J. Bell, L. Bell, Bishop, Blackwell, Blust, Boles, Bradford, Brawley, Brockman, Brody, R. Brown, Bumgardner, Burr, Carney, Cleveland, Collins, Conrad, Cotham, Cunningham, Daughtry, Davis, Dixon, Dobson, Dollar, Earle, Elmore, Faircloth, Farmer-Butterfield, Floyd, Ford, Fraley, Gill, Goodman, G. Graham, Grange, D. Hall, K. Hall, L. Hall, Hamilton, Hanes, Hardister, Harrison, Holley, Horn, Howard, Hunter, Hurley, Insko, Jackson, L. Johnson, Jones, Jordan, Lambeth, Lehman, Lewis, Lucas, Malone, G. Martin, McGrady, McNeill, Meyer, Michaux, Millis, J. Moore, Murphy, Pendleton, Pierce, Pittman, Presnell, Queen, Reives, B. Richardson, W. Richardson, Riddell, Robinson, Rogers, Ross, Saine, Salmon, Setzer, Sgro, Shepard, Speciale, Stam, Steinburg, Stevens, Stone, Szoka, Tine, B. Turner, R. Turner, Waddell, Warren, Watford, Willingham, Wray, and Yarborough.

One hundred five Members having answered the call, the Speaker declares a quorum present.

ADOPTION OF PERMANENT RULES

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

The Speaker directs the Clerk to number the resolution and places **H.R. 1, A HOUSE RESOLUTION ADOPTING THE PERMANENT RULES OF THE 2016 FIFTH EXTRA SESSION OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES**, on the Calendar for immediate consideration.

Pursuant to Article II, Section 18 of the North Carolina Constitution, Representative Collins submits the following protest:

PROTEST

"I'd like to protest that this is an unconstitutional session of this Assembly and would appreciate leave to explain why.

"The North Carolina Constitution, Section 5, paragraph 7 says, 'The Governor may, on extraordinary occasions, by and with the advice of the Council of State, convene the General Assembly in extra session by his proclamation, stating therein the purpose or purposes for which they are thus convened.'

"There is no extraordinary circumstance that's being addressed by the proclamation of the governor. There's absolutely nothing we couldn't do four weeks from now when long session convenes. The only extraordinary thing that's happened is we have the extraordinary hubris of a city council who has demanded that the General Assembly act by a certain date. Just last week we voted that we did not want to continue to give all of the authority that the General Assembly in the 1980s gave to the governor, that we're going to claw some of that back. Now, we're giving the authority to city councils to call us into session, which certainly is not by the letter or spirit of our constitution. Since I've sworn an oath to uphold the constitution of this State, I'm going to have to protest that we are now in an unconstitutional session and I will be a 'no' on everything that comes forward, including the Rules. I hope that those who might be in opposition to what we're doing here would note that everything, I think, we do in this session can be considered null and void because we've been called here unconstitutionally."

Representative Pittman and Representative Speciale request to add their names to Representative Collins' protest.

CALENDAR

H.R. 1, A HOUSE RESOLUTION ADOPTING THE PERMANENT RULES OF THE 2016 FIFTH EXTRA SESSION OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES, is adopted, by electronic vote (97-10), and ordered printed.

COMMITTEE ASSIGNMENTS

The Speaker states that all 2015 Committees are activated to meet pursuant to the rules and that the committee memberships are the same as those of the 2015 Regular Session, including recent appointments.

SPECIAL MESSAGE TO THE SENATE

The Speaker directs that a message be sent to the Senate informing that Honorable Body that the 2015 House of Representatives is organized and ready to proceed with the public business for the 2016 Fifth Extra Session.

December 21, 2016

SPECIAL PRESENTATION BY THE SPEAKER

Speaker Moore presents the following Members, who are not returning for the 2017 Session, the Order of the Long Leaf Pine: Representatives Avila, Pendleton, Salmon, and Queen.

SPECIAL MESSAGE FROM THE SENATE**2015 GENERAL ASSEMBLY
FIFTH EXTRA SESSION 2016**

Senate Chamber
December 21, 2016

Mr. Speaker:

It is ordered that a message be sent to your honorable body with the information that the Senate is convened, pursuant to the Proclamation issued by the Governor on December 20, 2016, and is now organized and ready to proceed with the public business of the state in Extra Session.

Respectfully,
S/ Sarah Lang
Principal Clerk

On motion of the Speaker, the House recesses at 10:53 a.m., subject to introduction of bills and resolutions, to reconvene at 11:45 a.m.

RECESS

On motion of the Principal Clerk, the House continues its recess at 11:45 a.m. to reconvene at 1:00 p.m.

On motion of the Principal Clerk, the House continues its recess at 1:00 p.m., to reconvene at 2:00 p.m.

On motion of the Principal Clerk, the House continues its recess at 2:00 p.m., to reconvene at 2:45 p.m.

On motion of the Principal Clerk, the House continues its recess at 2:45 p.m., to reconvene at 3:15 p.m.

On motion of the Principal Clerk, the House continues its recess at 3:15 p.m., to reconvene at 4:00 p.m.

December 21, 2016

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

INTRODUCTION OF BILLS AND RESOLUTIONS

The following is introduced and read the first time:

By Representative Lewis:

H.J.R. 2, A JOINT RESOLUTION PROVIDING FOR ADJOURNMENT SINE DIE OF THE 2016 FIFTH EXTRA SESSION.

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

REPRESENTATIVE LEWIS PRESIDING.

CALENDAR

Action is taken on the following:

H.J.R. 2, A JOINT RESOLUTION PROVIDING FOR ADJOURNMENT SINE DIE OF THE 2016 FIFTH EXTRA SESSION, passes its second reading, by electronic vote (58-45), and is read a third time.

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

On motion of Representative Lewis, the House recesses at 6:38 p.m., subject to receipt and referral of messages from the Senate and re-referral of bills and resolutions, to reconvene at 7:15 p.m.

RECESS

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

ENROLLED BILLS

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

H.J.R. 2, A JOINT RESOLUTION PROVIDING FOR ADJOURNMENT SINE DIE OF THE 2016 FIFTH EXTRA SESSION. (RESOLUTION 2016-29)

Representative Lewis moves, seconded by Representative Stam, pursuant to **H.J.R. 2**, that the House of Representatives, meeting in Fifth Extra Session of the 2015 General Assembly, adjourn *sine die*.

The motion carries.

SPECIAL MESSAGE TO THE SENATE

The Speaker orders a Special Message sent to the Senate informing that Honorable Body that the House of Representatives has concluded the public business for which it was convened and stands ready to adjourn *sine die*.

SPECIAL MESSAGE FROM THE SENATE

2015 GENERAL ASSEMBLY FIFTH EXTRA SESSION 2016

Senate Chamber
December 21, 2016

Mr. Speaker:

It is ordered that a message be sent to your honorable body respectfully advising that the Senate has concluded the business of the 2016 Fifth Extra Session of the 2015 General Assembly and, pursuant to **H.J.R. 2 (1st Edition)**, A JOINT RESOLUTION PROVIDING FOR ADJOURNMENT SINE DIE OF THE 2016 FIFTH EXTRA SESSION, stands ready to adjourn *sine die*.

Respectfully,
S/ Sarah Lang
Principal Clerk

The Speaker sounds the gavel and declares the Fifth Extra Session of the 2015 House of Representatives of the North Carolina General Assembly adjourned *sine die* at 7:35 p.m.

Denise G. Weeks
Principal Clerk

December 21, 2016

A P P E N D I X
FIFTH EXTRA SESSION 2016



TABLE OF CONTENTS

Adopted House Resolutions

H.R. 1 23.

Resignation

Robinson, George S. 25.

H.R. 1, A HOUSE RESOLUTION ADOPTING THE PERMANENT RULES OF THE 2016 FIFTH EXTRA SESSION OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES.

Be it resolved by the House of Representatives:

SECTION 1. The permanent rules of the 2015 Regular Session of the House of Representatives, with the following amendments, are adopted as the permanent rules of the 2016 Fifth Extra Session:

- (1) RULE 1 shall read as follows: "RULE 1. **Convening Hour.** The House shall convene each legislative day at the hour fixed by the House. In the event the House adjourns on the preceding legislative day without having fixed an hour for reconvening, the House shall convene on the next legislative day at 10:00 A.M."
- (2) Notwithstanding RULE 26, all Committees shall be comprised of the members who were appointed during the Regular Session and other members as the Speaker may appoint at the beginning of the Fifth Extra Session. The Chairs and Vice-Chairs of those committees shall be those who were appointed by the Speaker during the Regular Session; however, the Speaker may fill any vacancies at the beginning of the Fifth Extra Session.
- (3) Notwithstanding RULE 31(a), any bill or resolution shall be introduced by submitting the bill or resolution to the Principal Clerk's Office.
- (4) Notwithstanding RULES 31 and 31.1, only resolutions confirming gubernatorial appointments and adjourning the 2016 Fifth Extra Session sine die may be introduced and considered in the House.
- (5) RULE 31.1(i) does not apply to bills introduced or considered during the 2016 Fifth Extra Session.
- (6) Notwithstanding RULES 32 and 41, a resolution or bill may be placed on the calendar without being referred by the Speaker to a committee and on the same legislative day of its introduction or receipt from the Senate.
- (7) Notwithstanding RULES 36(b) and (b1), a bill reported favorably by a committee may be placed on the favorable calendar on the same day it is reported and a proposed committee substitute does not have to be distributed electronically to committee members prior to being considered by the committee.
- (8) Notwithstanding RULE 38(c), a bill may be referred to the Standing Committee on Appropriations or the Standing Committee on Finance with unengrossed amendments.
- (9) Notwithstanding RULE 41:
 - a. The first reading and reference to a standing committee of a House bill shall occur on the legislative day of its introduction.

The first reading and reference to a standing committee of a Senate bill shall occur on the legislative day of its receipt on messages from the Senate. The Speaker shall give notice at each subsequent reading whether it is the second or third reading.

- b. When a bill or resolution has passed its second reading, it shall be placed on the calendar for immediate consideration on its third reading, unless prohibited by Section 23 of Article II of the North Carolina Constitution.
- (10) Notwithstanding RULE 44(d), a conference report may be placed on the calendar for the legislative day on which the report is received.
 - (11) Notwithstanding RULE 44.1, all bills shall be sent by special message to the Senate and all ratified bills subject to gubernatorial veto shall be sent by special message to the Governor.
 - (12) Notwithstanding RULE 44.2, a vote may be taken on overriding a gubernatorial veto on a House or Senate bill the same legislative day of notice of its placement on the calendar.
 - (13) Notwithstanding RULE 59, any member wishing to cosponsor a bill or resolution that has been introduced may do so on the day during which the bill or resolution was first read and referred, but only while the bill or resolution is in the possession of the House.

SECTION 2. This resolution is effective upon adoption.

Representative George Robinson
87th District

306C Legislative Office Building
300 N. Salisbury Street
Raleigh, NC 27603-5925

December 29, 2016

The Honorable Tim Moore
Speaker of the North Carolina House of Representatives
16 W. Jones Street, Room 2304
Raleigh, NC 27601-1096

Dear Speaker Moore,

It is with deep regret that I must tender my resignation from the North Carolina House of Representatives, effective December 30, 2016. It has been the greatest honor to serve the people of the 87th house district of North Carolina. Thank you Speaker Moore for your leadership and friendship.

Best Regards,
S/ Representative George S. Robinson

INDEX

HOUSE JOURNAL

FIFTH EXTRA SESSION

2016



INDEX GUIDE

The North Carolina General Statutes titles form the basis for these indices. Following each bill title, the last action or the present status of said bill is indicated. For example, a ratified bill will be followed by its chapter number in the Session Laws. Bills included in whole or in part in other measures are reflected as such, if known.

All bills dealing with funds are indexed under Appropriations. Local legislation is placed under the county it affects.

A list of bills and resolutions introduced by each Representative is found under the Member's name with an asterisk (*) noting that person as the primary sponsor.

NUMERICAL INDEX

HOUSE BILLS

BILLS/RESOLUTIONS

PAGE NUMBERS

H	1	HOUSE PERM RULES 5TH EXTRA SESSION (Adopted).....	16, 17.
H	2	ADJOURN 2016 FIFTH EXTRA SESSION SINE DIE (Ch. Res. 2016-29).....	19, 20.

SENATE BILLS

NONE

ALPHABETICAL INDEX

-A-

ABSENCES, EXCUSED - see Individual Representatives

ARP, DEAN

OFFERS PRAYER 13.

AVILA, MARILYN

SPECIAL RECOGNITION BY THE SPEAKER 18.

-B-

BRISSON, WILLIAM D.

EXCUSED ABSENCE 14.

BRYAN, ROB

EXCUSED ABSENCE 14.

-C-

COLLINS, JEFF

PROTEST REGARDING EXTRA SESSION 16.

COMMITTEE ASSIGNMENTS 17.

-F-

FISHER, SUSAN C.

EXCUSED ABSENCE 14.

-G-

GOVERNOR - see MCCRORY, PAT

GRAHAM, CHARLES

EXCUSED ABSENCE 14.

-H-

HOUSE RESOLUTIONS - see RESOLUTIONS, HOUSE (SIMPLE)

HOUSE RULES - see RULES, HOUSE OF REPRESENTATIVES

-I-

ILER, FRANK

EXCUSED ABSENCE 14.

-J-

JOINT RESOLUTIONS - see RESOLUTIONS, JOINT

-L-

LANGDON, JAMES H., JR.

EXCUSED ABSENCE 14.

LEADS PLEDGE OF ALLEGIANCE

MEEK, ELLIOTT 14.

LEWIS, DAVID R.

BILLS INTRODUCED - *1, *2.

PRESIDING 19.

-M-

MARTIN, SUSAN

EXCUSED ABSENCE 14.

MCCRORY, PAT

GOVERNOR OF NORTH CAROLINA

EXTRA SESSION, PROCLAMATIONS OF 14, 15.

PROCLAMATION RESCINDING EXTRA SESSION 15.

MCELRAFT, PAT

EXCUSED ABSENCE 14.

MOORE, TIM

APPOINTMENTS

STANDING COMMITTEES 17.

QUORUM CALL 16.

SPECIAL PRESENTATION 18.

-P-

PAGES, HONORARY

December 21 14.

PENDLETON, BRIGADIER GENERAL (Ret.) GARY

SPECIAL RECOGNITION BY THE SPEAKER 18.

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

EXTRA SESSION, PROCLAMATIONS OF 14, 15.

PROCLAMATION RESCINDING EXTRA SESSION 15.

PRAYER - see First Page of Journal and Individual Member**PRINCIPAL CLERK - see WEEKS, DENISE G.****PROTEST**

REPRESENTATIVE COLLINS

REGARDING EXTRA SESSION 16.

-Q-**QUEEN, JOE SAM**

SPECIAL RECOGNITION BY THE SPEAKER 18.

-R-**RESOLUTIONS, HOUSE (SIMPLE) - see APPENDIX for text**H 1 HOUSE PERM RULES 5TH EXTRA SESSION
(Adopted) 16, 17.**RESOLUTIONS, JOINT**H 2 ADJOURN 2016 FIFTH EXTRA SESSION SINE DIE
(Ch. Res. 2016-29) 19, 20.**RULES, HOUSE OF REPRESENTATIVES**H 2 ADJOURN 2016 FIFTH EXTRA SESSION SINE DIE
(Ch. Res. 2016-29) 19, 20.H 1 HOUSE PERM RULES 5TH EXTRA SESSION
(Adopted) 16, 17.**ROBINSON, GEORGE S. (Resigned December 30, 2016)**

RESIGNATION - see APPENDIX

-S-

SALMON, BRAD
 SPECIAL RECOGNITION BY THE SPEAKER 18.

SENATE
 ORGANIZATION 18.

-T-

TERRY, EVELYN
 EXCUSED ABSENCE 14.

TORBETT, JOHN A.
 EXCUSED ABSENCE 14.

-W-

WADDELL, KEN
 EXCUSED ABSENCE 14.

WEEKS, DENISE G. - PRINCIPAL CLERK
 PRESIDING 18.

WHITMIRE, CHRIS
 EXCUSED ABSENCE 14.

**RATIFIED RESOLUTIONS BY NUMBER
 2016 FIFTH EXTRA SESSION**

Res. Number	Bill Number
29	H 2