JOURNAL

OF

THE SENATE

OF THE

GENERAL ASSEMBLY

OF THE

STATE OF NORTH CAROLINA

FIRST
SESSION 1975

FEB 17 1976
OFFICERS AND MEMBERS
OF THE
THE SENATE OF NORTH CAROLINA
1975 GENERAL ASSEMBLY
FIRST SESSION 1975

JAMES B. HUNT, JR., President ............................... Lucama
JOHN T. HENLEY, President Pro Tempore .......................... Hope Mills
ROY ROWE, Principal Clerk .................................. Raleigh
LeROY CLARK, JR., Reading Clerk ............................. Wendell
H. VINSON BRIDGERS, JR., Sergeant-at-Arms ................... Raleigh

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In accordance with law, at the hour of 12 M., the Senate of the General Assembly of North Carolina assembles this day in the Senate Chamber in the City of Raleigh.

The Honorable James B. Hunt, Jr., Lieutenant Governor calls the Senate to order.

The following prayer is offered by Dr. W. Burkette Raper, President of Mount Olive College, Mount Olive, North Carolina:

"Father, we pray Your special blessings upon the members of this Senate and their presiding officer, Lieutenant Governor James B. Hunt, Jr.

"Let this day mark the beginning of a new era of service to the people of North Carolina who have entrusted to their leaders the directions of our government.

"Grant us the wisdom to know what is right in Your sight and the courage to do it.

"We give thanks for the rich resources with which You have endowed our great State:
— its fertile fields and vast forests,
— its lofty mountains and its shining sea; and

"We thank You for overshadowing our land with the rhythm of
— summer and winter,
— cold and heat,
— day and night
so that the soil might be productive, and that the food and fiber we need to sustain our lives might be abundant.

"We thank You, too, for the enrichment of our lives
— through commerce and industry,
— through research and learning,
— and for the compassion which you have placed in our hearts for the sick,
the homeless,
and the lonely.

"As we address ourselves to the tasks of government, keep us aware that good laws come from good men."
“Let our minds not be small because they are filled with ourselves, but rather let our work be great and noble because we love humanity.

“Remind us that we are responsible not only to those who elected us but to You who created us.

“Teach us that truth and righteousness transcend not only public opinion but even the ballot box.

“May we seek Your guidance in our work as much as we seek Your presence in our death.

“Father, in these critical days of difficult decisions may these who sit in responsible places of leadership be imbued with wisdom that transcends the human mind and may the mantle of Your Spirit fall upon each of us, in the name of our Lord. Amen.”

The roll of the Senate is called and the following Senators-elect appear with the proper certificates of election and take and subscribe to the following oath of office, which is administered by the Honorable Susie Sharp, Chief Justice of the Supreme Court of North Carolina:

“I do solemnly swear or affirm that I will support and maintain the Constitution and laws of the United States; and I do solemnly and sincerely swear or affirm that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain, and defend the Constitution and laws of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; and I do solemnly and sincerely swear or affirm that I will faithfully discharge my duties as a member of the Senate of the 1975 General Assembly of the State of North Carolina to the best of my skill and ability, according to law, so help me, God.”

To which oath each of the following Senators answers, “I do.”

First District—J. J. Harrington and Melvin R. Daniels, Jr.
Second District—D. Livingstone Stallings
Third District—W. D. (Billy) Mills
Fourth District—William G. Smith
Fifth District—Harold W. Hardison
Sixth District—Julian R. Allsbrook and Vernon E. White
Seventh District—Dallas Alford and J. Russell Kirby
Eighth District—Thomas E. Strickland
Ninth District—Edward Renfrow
Tenth District—John T. Henley and Glenn R. Jernigan
Eleventh District—Edd Nye
Twelfth District—Luther J. Britt, Jr.
Thirteenth District—Kenneth C. Royall, Jr. and Willis P. Whichard
Fourteenth District—William W. Staton, Bobby L. Barker, and John W. Winters
Fifteenth District—Wesley D. Webster and George W. Marion, Jr.
Sixteenth District—Charles E. Vickery and Russell Walker
October 10, 1974

The Senate today convened with the President presiding.

The President announces that a quorum of all Senators is present, and that the Senate is ready to proceed with the election of officers.

Pursuant to Senate Resolution 1087 adopted by the 1973-1974 Senate, electronic voting equipment is installed in the Senate Chamber and its use is initiated with the election of the President Pro Tempore of the 1975 Senate.

ELECTION OF OFFICERS

For President Pro Tempore of the Senate, Senator Harrington places in nomination Senator John T. Henley of Cumberland County. Senators Jernigan, Hardison, and Royall second the nomination.

On motion of Senator Allsbrook, the nominations are closed; Senator John T. Henley is elected President Pro Tempore by acclamation, and is declared duly elected.

The President appoints Senators Allsbrook and Scott to escort President Pro Tempore Henley to the well of the Senate where he is administered the prescribed oath of office by the Honorable Susie Sharp, Chief Justice of the Supreme Court of North Carolina.

For Principal Clerk of the Senate, Senator Mills places in nomination Roy Rowe of Wake County. Senators Bahakel, Garrison, and Stallings second the nomination. On motion of Senator Alford, the nominations are closed and Mr. Roy Rowe is elected Principal Clerk by acclamation. Being declared duly elected, he takes the prescribed oath of office, which is administered by the Honorable Dan K. Moore, Associate Justice of the Supreme Court of North Carolina.

For Reading Clerk of the Senate, Senator Barker places in nomination LeRoy Clark, Jr. of Wake County. Senators Staton and Winters second the nomination. On motion of Senator Harris, the nominations are closed and Mr. LeRoy Clark, Jr. is elected Reading Clerk by acclamation. Being declared duly elected, he takes the prescribed oath of office, which is administered by the Honorable Dan K. Moore, Associate Justice of the Supreme Court of North Carolina.
For Sergeant-at-Arms of the Senate, Senator Allsbrook places in nomination Vinson Bridgers, Jr. of Wake County. Senators Moore and White second the nomination. On motion of Senator Mills, the nominations are closed and Mr. Vinson Bridgers, Jr. is elected Sergeant-at-Arms by acclamation. Being declared duly elected, he takes the prescribed oath of office, which is administered by the Honorable J. Frank Huskins, Associate Justice of the Supreme Court of North Carolina.

Upon motion of Senator Henley, the Rules of the 1973 Session of the General Assembly are adopted as the temporary rules of the 1975 Session except for Rule 32 which is rewritten as follows:

"Rule 32. List of Standing Committees.—
The Standing Committees shall be:

Agriculture
Alcoholic Beverage Control
Appropriations
    Appropriations Subcommittee No. 1 on
    Human Resources and Corrections Group
Appropriations Subcommittee No. 2 on Education
Appropriations Subcommittee No. 3 on
    General Government and Transportation
Appropriations Subcommittee No. 4 on
    State Government Planning and Personnel
Banking
Courts and Judicial Districts
Criminal Justice and Corrections
The Economy
Education
Finance
Higher Education
Human Resources
Insurance
Judiciary I
Judiciary II
Law Enforcement and Crime Control
Local Government and Regional Affairs
Manufacturing, Labor and Commerce
Natural and Economic Resources
Public Utilities and Energy
Rules and Operation of the Senate
State Government
Transportation
Veterans and Military Affairs
Wildlife"

The President recognizes President Pro Tempore Henley who addresses the membership. (The text of this address appears in the Appendix.)
The President delivers a charge to the committees. (The text of this charge appears in the Appendix.)

The President announces the appointment of the following Standing Committees:

Committee on Agriculture: Senators White, Chairman; Renfrow, Vice Chairman; Alford, Barker, Hardison, Harrington, Kincaid, Lackey, Nye, Palmer, Scott.

Committee on Alcoholic Beverage Control: Senators Jernigan, Chairman; Harris, Vice Chairman; Britt, Combs, Davis, McDuffie, Nye, Walsh.

Committee on Appropriations: Senators Scott, Chairman; Mills, Vice Chairman; Allsbrook, Bahakel, Childers, Combs, Crawford, Daniels, Davis, Garrison, Hardison, Harris, Henley, Hill, Kincaid, Kirby, Lackey, McDuffie, Marion, Renfrow, Royall, McNeill Smith, Stallings, Strickland, Totherow, Vickery, Whichard, White, Winters.

Appropriations Subcommittee No. 1 on Human Resources and Corrections Group: Senators Crawford, Chairman; Royall, Vice Chairman; Daniels, Harris, Henley, Lackey, Mills, Whichard.

Appropriations Subcommittee No. 2 on Education: Senators Stallings, Chairman; White, Vice Chairman; Childers, Kirby, Mills, Renfrow, McNeill Smith, Strickland, Winters.

Appropriations Subcommittee No. 3 on General Government and Transportation: Senators Hardison, Chairman; Garrison, Vice Chairman; Allsbrook, Combs, McDuffie, Mills, Totherow.

Appropriations Subcommittee No. 4 on State Government Planning and Personnel: Senators Bahakel, Chairman; Kincaid, Vice Chairman; Davis, Hill, Marion, Mills, Vickery.

Committee on Banking: Senators Garrison, Chairman; Hardison, Vice Chairman; Alexander, Barker, Daniels, Hill, Mauney, Lynwood Smith, Staton, Totherow, Webster.

Committee on Courts and Judicial Districts: Senators Whichard, Chairman; William Smith, Vice Chairman; Vickery, Vice Chairman; Bahakel, Britt, Crawford, Gudger, Kirby, McDuffie, Strickland.

Committee on Criminal Justice and Corrections: Senators Gudger, Chairman; Sebo, Vice Chairman; Alexander, Alford, Allsbrook, Harris, Jernigan, Kirby, Suddarth, Whichard.

Committee on The Economy: Senators Mills, Chairman; Bahakel, Crawford, Hardison, Henley, Kirby, Royall, Scott, Stallings, Strickland, Webster.

Committee on Education: Senators Alford, Chairman; Lackey, Vice Chairman; Odom, Vice Chairman; Childers, Gudger, Marion, Mills, Sebo, Walker, White.
Committee on Finance: Senators Kirby, Chairman; Webster, Vice Chairman; Alexander, Alford, Barker, Britt, Gudger, Harrington, Jernigan, Mauney, Moore, Nye, Odom, Palmer, Rauch, Scott, Sebo, Lynwood Smith, William Smith, Staton, Suddarth, Walker, Walsh.

Committee on Higher Education: Senators Strickland, Chairman; Alexander, Vice Chairman; Crawford, Daniels, Harrington, Rauch, Scott, Sebo, Suddarth, Totherow, Vickery, White, Winters.

Committee on Human Resources: Senators Royall, Chairman; Harris, Vice Chairman; Allsbrook, Bahakel, Gudger, Henley, Mills, Odom, Rauch, Scott, Sebo, Walker, White.

Committee on Insurance: Senators Barker, Chairman; Henley, Vice Chairman; Alexander, Alford, Britt, Garrison, Henley, Jernigan, Kincaid, Marion, Nye, Lynwood Smith, Stallings, Staton, Totherow.

Committee on Judiciary I: Senators Allsbrook, Chairman; Suddarth, Vice Chairman; Alford, Gudger, Marion, Renfrow, Lynwood Smith, Staton, Totherow, Walsh.

Committee on Judiciary II: Senators Britt, Chairman; Hill, Vice Chairman; Crawford, Davis, Kirby, Odom, Sebo, McNeill Smith, William Smith, Strickland, Vickery, Whichard, Winters.

Committee on Law Enforcement and Crime Control: Senators Rauch, Chairman; McDuffie, Vice Chairman; Bahakel, Crawford, Harrington, Harris, Odom, Palmer, Renfrow, William Smith, Suddarth, Walsh, White.

Committee on Local Government and Regional Affairs: Senators Davis, Chairman; Marion, Vice Chairman; Alexander, Britt, Crawford, Hill, Kincaid, McDuffie, Moore, Nye, Stallings, Walker, Webster.

Committee on Manufacturing, Labor and Commerce: Senators Lynwood Smith, Chairman; Mauney, Vice Chairman; Childers, Combs, Kincaid, Lackey, Marion, Rauch, Royall, Walker.

Committee on Natural and Economic Resources: Senators Staton, Chairman; Daniels, Vice Chairman; Whichard, Vice Chairman; Combs, Davis, Jernigan, Mauney, Mills, Royall, Lynwood Smith, McNeill Smith, Vickery.

Committee on Public Utilities and Energy: Senators Webster, Chairman; Childers, Vice Chairman; Allsbrook, Bahakel, Hardison, Odom, Palmer, Royall, McNeill Smith, Stallings, Suddarth, Vickery, Walker, Winters.

Committee on Rules and Operation of the Senate: Senators Henley, Chairman; Scott, Vice Chairman; Barker, Garrison, Hardison, Harrington, Kirby, Mills, McNeill Smith, Strickland, Webster.

Committee on State Government: Senators McNeill Smith, Chairman; Nye, Vice Chairman; Winters, Vice Chairman; Bahakel, Barker, Garrison, Hardison, Henley, Hill, Kirby, Rauch, Scott, Stallings, Staton, Webster.
Committee on Transportation: Senators Harrington, Chairman; Combs, Vice Chairman; Davis, Garrison, Henley, Jernigan, McDuffie, Moore, Renfrow, William Smith, Stallings, Strickland, Walsh, Whichard, Winters.

Committee on Veterans and Military Affairs: Senators Mauney, Chairman; Totherow, Vice Chairman; Allsbrook, Childers, Daniels, Harris, Lackey, Palmer, Renfrow.

Committee on Wildlife: Senators Moore, Chairman; Palmer, Vice Chairman; Childers, Combs, Daniels, Kincaid, Lackey, Mauney, Mills, William Smith, Walsh.

A special message is ordered sent to the House of Representatives informing that Honorable Body that the Senate is organized and ready to proceed with public business.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. J. R. 1, by Senator Henley, a joint resolution informing His Excellency, Governor James E. Holshouser, Jr., that the General Assembly is organized and ready to proceed with public business and inviting the Governor to address a Joint Session of the Senate and House of Representatives at 7:30 P.M., Monday, January 20, 1975. Upon motion of Senator Henley, the rules are suspended and the joint resolution is placed on the Calendar for immediate consideration. The joint resolution passes its second and third readings and, without objection, is ordered sent to the House of Representatives by special messenger.

S. B. 2, by Senator Strickland, a bill to repeal General Statute 20-13 and General Statute 20-13.1 pertaining to provisional licensees. Referred to Committee on Judiciary II.

S. B. 3, by Senator William Smith, a bill to substitute life imprisonment for death as a criminal penalty. Referred to Committee on Judiciary I.

S. B. 4, by Senators William Smith and Odom, a bill to make the State Ports Authority an independent agency. Referred to Committee on Transportation.

S. B. 5, by Senators Stallings, Walker and Vickery, a bill to amend General Statute 62-133(c) to rescind the authority of the North Carolina Utilities Commission in its discretion to use a future test period in establishing public utility rates. Referred to Committee on Public Utilities and Energy.

S. B. 6, by Senators McNeill Smith, Stallings, Hardison, Odom, Garrison, Winters, William Smith, McDuffie, Nye, Alexander, Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Crawford, Daniels, Gudger, Harrington, Harris, Henley, Hill, Jernigan, Kirby, Kincaid, Lackey, Marion, Mauney, Mills, Palmer, Rauch, Renfrow, Scott, Sebo, Lynwood Smith, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White and Moore,
a bill to amend General Statute 20-158 to permit right turn on red lights after stop. Referred to Committee on Judiciary II.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 12:00 M.

SECOND DAY

SENATE CHAMBER
Thursday, January 16, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Wallace Kirby, Edenton Street Methodist Church, Raleigh.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Moore, Rauch, Scott, and Staton for tomorrow and to Senator Lynwood Smith for January 20-22, inclusive.

The President recognizes the following pages serving in the Senate this week: Scott Howarth, Raleigh; Terri Holleman, Durham; John Warren, Raleigh; Kempton Burns, Raleigh; Peter Winn, Laurinburg; Jeffrey Jackson, Raleigh; Kathy Gunter, Wilson; Peter Winn, Laurinburg; Ray Combs, Hickory; Renee Painter, Wendell; Sandra Mangum, Monroe; Richard Hatch III, Raleigh.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Britt, for the Committee on Judiciary II:

S. B. 2, a bill to repeal General Statute 20-13 and General Statute 20-13.1 pertaining to provisional licensees, with a favorable report.

S. B. 6, a bill to amend General Statute 20-158 to permit right turn on red lights after stop, with a favorable report, as amended. On motion of Senator Britt, the rules are suspended and the bill is placed before the Senate for immediate consideration. On motion of Senator Britt, the Committee amendments are adopted. The bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. J. R. 7, by Senators Strickland, Kincaid, and Renfrow, a joint resolution memorializing Congress to adopt Senate Joint Resolution No. 142 proposing an amendment to the United States Constitution to implement the achieving of a balanced National budget. Referred to Committee on The Economy.

S. B. 8, by Senators Harris, Mauney, Rauch, and Combs, a bill permitting the award of guns and badges to city and county law enforcement officers. Referred to Committee on Law Enforcement and Crime Control.

S. B. 9, by Senator Britt, a bill to amend Chapter 217 of the Session Laws of 1943 to correct a township designation. Referred to Committee on Local Government and Regional Affairs.

S. B. 10, by Senator Nye, a bill to amend General Statute 113-104 so as to repeal the provision requiring repeating shotguns to be plugged. Referred to Committee on Wildlife.

S. B. 11, by Senator McDuffie, a bill to amend Article 9 of Chapter 120 of the General Statutes relating to lobbying. Referred to Committee on State Government.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives is organized and is now ready to proceed with the public business and has elected the following officers:

Speaker ........................................... James C. Green
Speaker Pro Tempore ............................. C. Kitchin Josey
Principal Clerk ..................................... Grace A. Collins
Sergeant-at-Arms .................................. Archie T. Lane
Reading Clerk .................................... Sam J. Burrow, Jr.

Respectfully,
GRACE A. COLLINS
Principal Clerk
MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. J. R. 1, a joint resolution informing His Excellency, Governor James E. Holshouser, Jr., that the General Assembly is organized and ready to proceed with public business and inviting the Governor to address a Joint Session of the Senate and House of Representatives at 7:30 P.M., Monday, January 20, 1975. On motion of Senator Henley, the rules are suspended and the joint resolution is placed on the Calendar for immediate consideration. The joint resolution passes its second and third readings and is ordered enrolled.

The President appoints Senators Henley, Kincaid, and Mills as a committee on the part of the Senate to serve with a like committee on the part of the House of Representatives to notify the Governor that the General Assembly is organized and ready to proceed with public business and to invite him to address a Joint Session of the General Assembly on January 20, 1975, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. J. R. 1, a joint resolution informing His Excellency, Governor James E. Holshouser, Jr., that the General Assembly is organized and ready to proceed with public business and inviting the Governor to address a Joint Session of the Senate and House of Representatives at 7:30 P.M., Monday, January 20, 1975.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 10:00 A.M.

THIRD DAY

SENATE CHAMBER
Friday, January 17, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Perry Crouch, Executive Secretary, Baptist State Convention, Raleigh.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to
be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Barker and McDuffie for today, and to Senator Barker for Monday, January 20. Leaves of absence granted yesterday to Senators Moore, Rauch, Scott, and Staton are noted.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 12, by Senators Combs, Odom, Sebo, Lackey, Marion, Bahakel, Winters, Alexander, and Palmer, a bill to require that foods sold for human consumption shall be labeled or identified so that the purchaser thereof may determine when the food was manufactured and/or when the manufacturer determines that the food is no longer fit for human consumption. Referred to Committee on Manufacturing, Labor and Commerce.

S. B. 13, by Senator Walker, a bill to rewrite General Statute 62-10 and related statutes to make the Utilities Commission elected by the people. Referred to Committee on Public Utilities and Energy.

S. B. 14, by Senators Walker and Vickery, a bill to exempt from sales tax deposits on returnable containers. Referred to Committee on Finance.

S. B. 15, by Senators Bahakel, Combs, Garrison, Lynwood Smith, Kirby, Mills, Alford, Marion, Crawford, and Webster, a bill to amend Article 22A of Chapter 163, to regulate contributions and expenditures in political campaigns, so as to make it applicable to all officers elected by the people. Referred to Committee on State Government.

S. B. 16, by Senators Allsbrook and White, a bill to amend General Statute 88-1 relating to cosmetologists so as to make the provisions of said Act apply to Halifax and Martin Counties. Referred to Committee on Local Government and Regional Affairs.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,

H. J. R. 1

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that pursuant to H. J. R. 1, a joint resolution informing His Excellency, Governor James E. Holshouser, Jr., that the General Assembly is organized and ready to proceed with public business and inviting the Governor to address a Joint Session of the Senate and House of Represent-
tatives at 7:30 P.M., Monday, January 20, 1975, the Speaker has appointed the following members of the House of Representatives to serve with a like Committee of the Senate to so notify the Governor that the General Assembly is ready to proceed with public business and to invite, greet and escort the Governor to address the Joint Session:

Representative C. Kitchin Josey
Representative Lawrence A. Cobb
Representative Ernest B. Messer

Respectfully,
GRACE A. COLLINS
Principal Clerk

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 2, a bill to amend General Statute 20-158 to permit right turn on red lights after stop. On motion of Senator Britt, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. The bill passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 2, a bill to repeal General Statute 20-13 and General Statute 20-13.1 pertaining to provisional licensees. Passes its second and third readings and is ordered sent to the House of Representatives.

On motion of Senator Henley, the Senate adjourns to meet Monday at 7:00 P.M.

FOURTH DAY

SENATE CHAMBER,
Monday, January 20, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to
be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants a leave of absence to Senator Gudger for today, and to Senator Harris for tomorrow. Leaves granted previously to Senators Barker and Lynwood Smith are noted.

The President recognizes the following pages serving in the Senate this week: Sandra McCall, Laurinburg; Debra Wyatt, Lumber Bridge; Ann Strader, Lexington; Pamela Dickerson, Rocky Mount; Garland Peete, Durham; Louis Meyer, Wilson; Charles Evans, Fayetteville; Ricky Spoon, Bennett; Michael White, Claremont; Shelia Stancil, Raleigh.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 17, by Senators Mills, Alexander, Alford, Combs, Daniels, Hardison, Mauney, Moore, and Strickland, a bill to amend Chapter 96 of the General Statutes known as the Employment Security Law. Referred to Committee on The Economy.

S. B. 18, by Senators Totherow, Davis, Garrison, Henley, Lackey, and Royall, a bill to authorize absentee ballots in municipal elections. Referred to Committee on State Government.

S. B. 19, by Senators Davis and Totherow, a bill to amend General Statute 20-11(b) to allow certain trained learners’ permittees to drive without adult in daytime. Referred to Committee on Judiciary II.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
January 20, 1975.

H. J. R. 1

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that pursuant to H. J. R. 1, a joint resolution informing His Excellency, Governor James E. Holshouser, Jr., that the General Assembly is organized and ready to proceed with public business and inviting the Governor to address a Joint Session of the Senate and House of Representatives at 7:30 P.M., Monday, January 20, 1975, the House of Representatives stands ready to receive the Senate in Joint Session at the hour appointed.

Respectfully,
GRACE A. COLLINS
Principal Clerk
ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 2, an act to amend General Statute 20-158 to permit right turn on red lights after stop.

On motion of Senator Henley, the Senate recesses to meet in Joint Session in the House of Representatives for the purpose of receiving the Governor's message; and on his motion, upon dissolution of the Joint Session, the Senate stands adjourned to meet tomorrow at 1:00 P.M.

JOINT SESSION

The Senate is received by the members of the House of Representatives standing, and the Joint Session is called to order by Lieutenant Governor James B. Hunt, Jr.

The President extends the courtesies of the floor to the Chief Justice and Associate Justices of the Supreme Court of North Carolina, to the Chief Judge and Associate Judges of the North Carolina Court of Appeals, to the Council of State, and to Mrs. James E. Holshouser, Jr., wife of the Governor of North Carolina.

The President recognizes Senator Henley who presents His Excellency, Governor James E. Holshouser, Jr., who delivers the following address:

"This is not going to be the usual kind of legislative message, perhaps, but then January of 1975 does not find North Carolina in the normal condition.

"We meet this evening in a time of challenge.

"This in itself, is nothing new.

"Every legislative session brings challenges — some of them more than others.

"In 1975 we face a special kind of challenge.

"We face a national economic crisis that has thousands of North Carolinians facing the grim reality of the missing pay check, the dwindling bank balance and the accumulation of unpaid bills.

"We face 1975 knowing that all North Carolinians are paying more money for their food, for their gasoline, their electricity and almost everything else.

"In 1975, we face a national energy crisis which has had an impact on North Carolina's gasoline pumps, our curing barns, our industrial plants, our businesses and even on the temperature in our homes.

"It is a time when not just North Carolinians, but people all across America are being asked to tighten their belts, to conserve in many ways, to sacrifice."
“And so I say to you tonight that 1975 may very well go down in history as the year in which the legislature and indeed all of State government faced our most important test of leadership. Under these circumstances, I think it is important that I do more this evening than give you a legislative message or a budget message. It is important that we take a look at the state of affairs in North Carolina, what we have been doing in response to our challenge and what we have to do — together — to meet this test of our leadership.

“We have to recognize that in a nation such as ours, people do not — and should not — expect government to solve all their problems. These are problems that require cooperation, imagination and some sacrifice from every segment of our society. In North Carolina, I know that we can count on that kind of effort from our people.

“But the people do have the right to expect that their government at all levels recognizes the situation as it is and acts accordingly in providing leadership and direction in finding solutions to these difficult problems.

“The Advisory Budget Commission and I present to you a budget that will allow our State to continue to move forward with programs that are important — the continued expansion of our kindergarten system; programs to meet the special needs of exceptional children; funding to keep up with the ever-rising costs of Medicaid; appropriations to allow us to keep pace with the demand for better care for the patients in our mental institutions.

“I support these programs, and I encourage your support for them. But tonight, I also know that our people need something more right now than new government programs.

“They want to know that we are doing something to help them keep their jobs or get back on the job as soon as possible. Those who have become part of our unemployment statistics want to know that we are going to help them keep body, soul and family together until they do get back to work.

“Our people want to know that we are concerned about their pocketbooks — their ability to keep food on the table, a roof over their heads and heat in their homes and businesses.

“It’s been a long time since unemployment was a major problem in North Carolina. Since mid-1971, the unemployment rate for insured workers — those eligible for unemployment compensation — generally ranged from one to two per cent, among the lowest rates in the nation.

“But since last September, we have seen an astonishing increase in our State’s unemployment figures — rising from some 22,000 workers to more than 200,000 during the early part of this month.

“While a substantial number of workers have lost their jobs because of the recent cutbacks in natural gas, most unemployment in our State is the result of the need for inventory reductions which always follow a national economic slowdown. While State government can do little to affect the causes of unemployment, we can do our part to ease its impact.
“Several weeks ago, I organized a task force composed of several top-level State officials to move as quickly as possible to take advantage of the emergency Public Service Jobs program initiated by President Ford and enacted by the Congress.

“We are using these funds to put people back to work — many of them in jobs that will provide direct assistance to other unemployed people. They are handling unemployment claims; they’re helping in the handling of food stamps.

“At the same time, we are taking advantage of federal legislation that enables us to extend the benefit period for many unemployed people — in some cases, up to a full year, if they are unable to find another job in that time.

“There are still people who are having trouble getting their unemployment claims processed quickly. Our Employment Security Commission has taken several steps to cope with the sudden and dramatic growth in our unemployment rolls over the last few weeks. It is doing a remarkable job considering the circumstances.

“But we can do even more to speed up the process. Within the week, you will receive proposals to get unemployment benefits into people’s hands faster.

“Every one of us should recognize that there are few greater tragedies that can happen to an individual or a family than the loss of that regular paycheck coming in each week or month.

“In times such as these — when belt-tightening has to be the order of the day — it also might seem that a freeze on vacant State jobs is a logical step.

“But at a time when more than 200,000 North Carolinians already are out of work, I can think of no stranger way to attack the problem of unemployment than to abolish hundreds of General Fund jobs when the money is there. We cannot afford to spend tax dollars for a job that isn’t needed; but we can afford even less to abolish jobs that are needed when there are so many thousands of people who desperately need a paycheck and are ready, willing and able to work.

“We also must recognize that we have a responsibility to all North Carolinians who are feeling the deadly effects of job cutbacks and rising costs, including the millions who are still drawing their paychecks but are having to struggle mightily to cover the bare essentials of life.

“Through four terms as a member of this General Assembly, and serving on the Appropriations Committee, I became more and more familiar with the appropriations process. One of the things I never could quite accept was the idea of taking money from the taxpayers and simply holding it in the State Treasury rather than putting it to work to provide services and programs,
"At a time when money is so hard to come by for so many people, it is almost criminal to take money out of their pockets and hold it in the Treasury.

"We haven’t done that in the last two years. But there is available in this budget more than $80 million, which will do nothing for the people but draw interest.

"I believe that this money should be returned to the people!

"We have heard a lot of talk about repealing the State sales tax on food. Many of you campaigned on the promise to get rid of it. With food prices out of sight and rising, now is the time to repeal the food tax. Very shortly, I will submit to this legislature a proposal to repeal the State’s three per cent tax on food, effective on July 1 of next year.

"This has always been a regressive tax that works the greatest hardship on those who can least afford it — low-income families, the elderly and others living on fixed incomes. But with food prices where they are today, it’s hitting every food shopper in North Carolina.

"By repealing this tax, we are saying to the people of North Carolina that we are concerned about their problems, that we know their food costs are going up and that this is one way that the State can help.

"And the money is here to repeal this tax without cutting a single penny from a single State program. We don’t need to raise any other taxes either.

"Having been a member of the legislature, I know what happens when the various interest groups see this kind of money available. I know that you will be under severe pressure from almost everyone who is asking for money from the State for a variety of meritorious programs.

"But I say to you tonight that we have a special obligation to the largest and most important interest group of all — the more than five million people who are North Carolina.

"I also know there are those who have a genuine concern about the long-range wisdom of any reduction in our tax base.

"Let me point out that in the first five years following repeal of the food tax, the normal growth from our remaining taxes would allow $350 million in capital spending and still increase the operations budget by more than 62 per cent — an increase of over a billion dollars. If Federal Revenue Sharing is continued, that increase in spending would jump to 74 per cent in five years.

"Most cities and counties now derive revenue from the one per cent local option sales tax, and this revenue is now built into their budgets. I recommend that local officials be allowed to determine — on the same local option basis — whether they can remove this local tax on food.

"The sales tax is one place where State policy directly affects the price of food. There is a second one — and that is in our regulation of the sale of milk.
"I am convinced that one of the reasons our country finds itself in the economic mess it is in today is the increased amount of government regulation of the free enterprise system that has occurred over the last several decades. In too many cases, government has created artificial barriers that prevent the system from working the way it should, without any corresponding benefit to the people.

"This has happened primarily on the federal level — but it has happened here, too. And it has happened to one of the most important items in almost every family's food budget.

"I refer to the law that forces a retail grocer to sell milk higher than he wants to.

"Make no mistake about it — we have an obligation to ourselves and our children to protect our milk supply. We should fully recognize that our present system isn't working, because during the last 20 years, the number of dairy farmers in North Carolina has dwindled from over 5,000 to about 1,500. Milk is different from so many other products because it's perishable in a very short time.

"Our Milk Commission has the obligation — by statute — to assure that dairy farmers get a fair price. This is essential to maintaining an adequate milk supply in this State. But there is no reason at all that once the milk reaches the supermarket or the corner grocery store that the retailer cannot sell at any price he chooses — including a price below the cost he paid if he thinks this will benefit him in the long run by attracting more customers to his store.

"I urge you to remove this barrier from the law — and to give the people of this State a break.

"By taking these two vital steps, we can help the consumer cope with the second largest item in his budget — the cost of food.

"At the same time, we cannot ignore the largest cost item for most families — the cost of housing.

"This budget recommends additional support for the State Housing Finance Agency with the hope that their action will help to make more mortgage money available for home-building. With questions having arisen, I hope you will examine both the appropriation and any pending legislation carefully to assure the success of the effort. I also will urge that we respond quickly and favorably to the request by the U. S. Department of Housing and Urban Development for changes in our finance law in order to facilitate federal housing assistance programs.

"Jobs, food, housing — these things are basic.

"To get to our jobs, to our schools, to our grocery stores, it is also essential that we have adequate means of transportation.

"From the standpoint of our responsibilities in State government, the present combination of energy shortages and economic distress has hit the hardest in the area of our transportation program.
"Our gasoline tax revenue—the major source for our highway program has dropped sharply. There is no question that the proposed import fee on foreign oil will lead to an even greater reduction in our own State's gasoline tax revenues.

"This means we face the hard choice of slowing down our road construction program or raising the gasoline tax.

"North Carolina has tremendous road needs, but given the deadly bite of inflation on everybody's pocketbooks across this State, I would strongly oppose any effort to increase the State gasoline tax.

"At the same time, we can—during this session of the General Assembly—make a major contribution to both the conservation of gasoline and to the transportation needs of our people.

"Recently adopted federal legislation has, for the first time, given this country a major national program to assist local communities in providing adequate bus systems for both urban and rural areas, and we can help our communities take advantage of this opportunity. I am asking that $2½ million in State funds be pooled with federal money over the next two years to support the capital cost of local bus systems. This program of State-local cooperation will enable us to move quickly into the forefront of this effort to expand transportation opportunities for our people while conserving gasoline.

"We have talked about some of the most vital concerns of every North Carolinian today.

"Underlying all the problems we have discussed is the nation's energy crisis. The costs of fuel and electricity affect the cost of food from its production in the farmer's fields to its preparation in the housewife's kitchen.

"Sharp increases in the cost of lighting and heating a home have become a major problem for families in maintaining their household budgets.

"The shortage of natural gas has closed some of our industrial plants and threatens to close many more—putting more Tar Heel workers in the unemployment lines.

"This is not a problem we can solve by sitting around wringing our hands—worrying and guessing about where it's going to hit us next. It's a problem that demands the attention and best efforts of all of us.

"There's no question but that the Federal Energy Administration, the Federal Power Commission, and the Federal Courts make the major decisions about how much oil, gasoline, propane, and natural gas every state is going to have.

"Time and time again, we have met with the Federal Energy Administration and have gained additional supplies of gasoline, heating oil and propane.

"For over a year, we have been fighting the battle of natural gas allocations. Twice, I have testified in behalf of the State before the Federal Power
Commission. Our Commissioner of Agriculture, Jim Graham, has also given testimony to the Federal Power Commission on the needs of our farmers.

"Twice we lost cases before the F.P.C., appealed and won the day before the U. S. Court of Appeals in Washington. Once again, we find ourselves before that Court, fighting against the cutbacks in our natural gas supplies which are forcing an unfairly large number of North Carolinians to sacrifice their jobs to the warm homes in the Northeastern part of the country, where no conservation efforts have even been started. Already, we have seen these cutbacks cause serious problems in our production of fertilizer, which is essential not only to our own farmers but to easing the entire world's food shortage.

"I assure you tonight that we will pursue every legal remedy to getting our fair share of natural gas and to convince federal authorities that the protection of jobs and paychecks has to be given a top priority.

"At the same time, North Carolina has been in the front line of efforts to conserve all types of fuel and energy.

"We were one of the first states to reduce the speed limit to 55 miles per hour on our highways — a step that has saved lives as well as gasoline. Our people were asked to join in a conservation program, and they responded. By using less heat in the winter and less air-conditioning in the summer, our people consumed nearly 15 per cent less natural gas during the past 12 months than in the previous year. There also has been substantial success in conservation efforts of both fuel oil and electricity.

"If shortages have become the most visible result of the energy crisis, shortages have not been the only impact which we have felt.

"If there is one thing that brings our present economic-energy crisis to the attention of the average citizen, it is his monthly electric bill.

"Since I spoke to you last year, the cost of electricity has risen dramatically. As the nation seeks to gain some measure of self-sufficiency in energy, our electric utility systems are being called upon more than ever before.

"Power companies have traditionally been a government-protected monopoly and thus enjoy a special status in our industrial structure. Because they do not face direct competition, the Utilities Commission must assure that rates charged consumers are fair and equitable and do not generate excess profits.

"At the same time, we're demanding that more and more electricity be produced to serve our homes and industries, and we also know that the cost of building those new power plants is increasing, just as it costs more to build a house or buy groceries in the supermarket. It's also obvious, however, that the sharp rate increases of the past years are creating serious hardships for many people.

"Rate reform is certainly a part of the answer, and our Utilities Commission has already begun to reverse the historic rate structure which has
always favored large users of electricity and placed a heavier burden on the home owner.

"Other reforms may be possible but we must avoid the danger of trying to meet the current hardship with a short-sighted response that will in turn create even greater hardships later. The temptation for demagoguery is great, and I urge you to resist it, lest you build false hopes and further erode people's confidence in government.

"But all of us need a better understanding of why rates have gone up.

"Therefore, I'm calling on the Utilities Commission to move beyond its historic position of holding hearings and making rates. I'm asking that they bring a report directly to the people explaining just what's happening in language that we all can understand.

"In addition, I urge your support of the budget recommendations for increased staff assistance for the Utilities Commission in order that they be able to examine effectively the growing number of rate applications. This will allow case studies to be more thorough and will reduce costly delays in construction approvals and rate decisions.

"Our country has the will, the resources and the leadership to solve these difficult problems we face today. Our system of democracy and free enterprise has never failed us, and it won't fail us this time.

"But one of the things that concerns me most today is the fact that a growing number of our young people in this country are coming out of our public schools with no idea what the free enterprise system is all about. In some cases, they are leaving school with a distorted view of this system and with the idea that 'profit' is a dirty word.

"It is high time that we require in our public schools a special course to give our young people an understanding of the free enterprise system, not only in terms of how it has given us more freedom than any other people of the world but also a higher standard of living for more people than any other nation in history.

"It is a year of extraordinary challenges for this legislature, and a year of testing for all of us.

"But it isn't all gloom and doom in North Carolina.

"We are fortunate in North Carolina that our State is still a good place to live and grow — that we still have more than our share of green areas, clean streams and clear air — and we have had the vision to begin the kind of land management planning that will enable us to continue to grow without committing the mistakes that have ruined other areas of this country.

"We are fortunate that despite the national recession, we have just ended one of our greatest years in history in industrial growth and expansion — growth and expansion that is continuing at a dynamic rate even today.

"Just within the last month, a number of major companies have demonstrated their confidence in North Carolina with announcement of plans to
build or expand facilities around our State — in Bertie County, in Wilson, in Lenoir, in Asheville, in Winterville, in Morganton, Statesville, Salisbury, and Hendersonville.

“All of this has happened in the last month — and no end to this trend is in sight. Our Commerce and Industry Division reports that inquiries from companies considering North Carolina continue to come in at a fast pace.

“We are also fortunate in North Carolina, in this legislative session, that we have the resources to respond to our people’s needs in a realistic way. We are fortunate that we can adopt a budget — a tight budget — that permits relief to the pocketbooks of our people while at the same time allowing us to move ahead to meet many of the needs I have mentioned.

“It didn’t happen by accident.

“I would hate to face the situation we face today if we had not embarked on the reorganization of State government back in 1969.

“In many ways, too many to mention tonight, reorganization has enabled us to do a better job of responding to the needs of the people of North Carolina. I have asked the various departments of State government to prove to me how reorganization has improved their performance, and the reports they have given me are impressive.

“Just one small example might be helpful. Last year, we handed the Department of Natural and Economic Resources two important new jobs — administration of the Sedimentation Control Act and the Coastal Resources Management Act. Because of reorganization, the Department was able to take on both of these major responsibilities without additional personnel and with no additional money. This is what reorganization is all about; there is proof that it is working.

“I’m sure that many of you are concerned about the reports that 13,500 new State jobs were added during the past two years.

“You deserve to know the facts — and here they are. Over 10,000 new teachers and aides have been added in the field of education — in our universities, our community colleges and, particularly, in our public schools, where we’ve provided teachers for our state-wide kindergarten program.

“That’s not ‘bureaucracy,’ — that’s people to provide an education for our children.

“We’ve also been fortunate in North Carolina in that in 1973 the North Carolina business community made a thorough efficiency study of our State government operations. When fully implemented, the work of the Efficiency Study Commission will mean a savings every year of some $60 million to our taxpayers. Much of this savings has helped us fight the rising costs of inflation.

“But has there really been a savings — is it only on paper?

“It will only take a quick look at this year’s budget to show you that these savings have been real and they are having a significant impact.
"Historically, the cost of keeping the State government going has gone up significantly each year as costs have gone up. This year, despite the fact that the cost of living has gone up more than 10 per cent in the last year, we have placed before you a budget that continues the current level of services with virtually no increase at all in spending. That increase is less than one-third of one per cent in the first year of the biennium and just over one per cent the second year.

"But make no mistake about it. I'm not telling you that everything has been done that could be done to eliminate waste in our State government. We face the continuing challenge — especially in times such as these — of seeking out expenses that are unnecessary.

"I'm sure that you are just as interested as I am in minimizing waste, and I welcome you to the fight. I encourage you to discuss your ideas with members of my cabinet and the Council of State, because I assure you that up and down this administration, people are prepared to respond to sound suggestions which you may have for improving our operations.

"Our first concern in 1975 has to be a concern for the pocketbooks of our people.

"Yet our people have many other legitimate concerns.

"There are no glamorous pie-in-the-sky proposals in this budget — but there are programs that will be of great benefit to our State and its people for many years to come.

"North Carolina parents are concerned — and have every right to be — about the failure of our schools to provide adequate reading instruction for our children in the elementary grades — leaving them poorly equipped to tackle virtually any subject as they move up the ladder. This problem is not going to be solved by just throwing money at it, but it's also not going to be solved if we continue to shut our eyes to it. This budget offers a beginning to the solution of our most critical education problem.

"We know that many learning disability and emotional problems can be avoided or corrected if detected early in life. I strongly recommend the adoption of a pre-school screening program for four-year-olds.

"Major strides were made in the last legislature to meet the special needs of exceptional children. This budget will continue that effort, and I urge your support of these programs.

"For the emotionally disturbed and mentally retarded, this budget allows us to provide more direct patient care in State institutions and to establish group homes for some of these patients, enabling them to be closer to their families.

"During the last two years, we've begun an exciting program to get primary medical care into the rural areas and small towns of North Carolina. This program already is proving that it can do the job in the areas of the State where our first rural health centers have been located. This
budget calls for expansion of the rural health center system to other communities suffering from a shortage of doctors.

"Many of our elderly people depend on Medicaid for the medical care they need. Without this program, many families would face financial disaster trying to provide for their loved ones. But this program is not without high costs. This budget calls for an increased appropriation of $26 million to meet the rising costs and expanding eligibility rolls of Medicaid recipients in North Carolina.

"I have talked with you this evening about many things—about the challenges we face, the opportunities we have and some of the programs that merit this legislature's attention.

"But mostly I have talked to you about people—about the problems facing the people of North Carolina and what we can do to help them solve their problems.

"In this unusual year, 1975, our greatest challenge is to prove to the people of this State that their concerns are our concerns—that government can and will respond to these concerns.

"That is my challenge to this General Assembly—that you put the people first in everything you do."

On motion of Senator Henley, the Joint Session is dissolved and pursuant to his motion heretofore made, the Senate adjourns to meet tomorrow at 1:00 P.M.

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FIFTH DAY

SENATE CHAMBER,
Tuesday, January 21, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Allen Burris, Vice President, Meredith College, Raleigh.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and its stands approved as written.

The President grants leaves of absence to Senators Barker, Harrington, and Staton for today. Leaves granted previously to Senators Gudger, Harris, and Lynwood Smith are noted.

Senator Henley for the Committee on Rules and Operation of the Senate reviews Rules 25, 26, 27, 28, and 29 of the 1973 Senate Rules. Senator Rauch offers an amendment which fails of adoption. Senator Allsbrook
moves further consideration of the Temporary Rules be postponed until tomorrow. Senator Moore offers a substitute motion that amendments to the proposed Rules be sent forward and be printed and delivered to the offices of the Senators and further consideration be postponed until tomorrow. The substitute motion prevails. Senator William Smith offers Amendment No. 2. Senator Moore offers Amendment No. 3. Senator Moore offers Amendment No. 4. Senator Vickery offers Amendment No. 5. Senator Suddarth offers Amendment No. 6.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. J. R. 20, by Senators Gudger and Mills, a joint resolution extending the reporting deadline of the Commission on Sentencing Criminal Punishment and Rehabilitation. Referred to Committee on Criminal Justice and Corrections.

S. B. 21, by Senators Kincaid and Walsh, a bill to incorporate the Town of Baton, North Carolina, and to provide a charter for said Town. Referred to Committee on Local Government and Regional Affairs.

S. B. 22, by Senator McDuffie, a bill to amend Chapter 135 of the General Statutes of North Carolina to extend death benefit coverage to one year for terminated State employees with one year's service, and to three years for certain disabled retired State employees. Referred to Committee on State Government.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 12 M.

SIXTH DAY

SENATE CHAMBER,
Wednesday, January 22, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants a leave of absence to Senator Staton for today. A leave of absence granted previously to Senator Harrington is noted.

Senator Henley moves the report of the Committee on Rules and Operation of the Senate with recommended changes be approved, seconded by Senator
Pending amendments offered January 21 are disposed of as follows: Senator Suddarth withdraws Amendment No. 6. Amendment No. 5 offered by Senator Vickery fails of adoption. Senator Moore withdraws Amendment No. 4. Amendment No. 3 offered by Senator Moore fails of adoption. Senator William Smith withdraws Amendment No. 2. Rules 25, 26, 27, 28, and 29 of the 1973 Senate Rules as rewritten are adopted and amend the temporary rules of the 1975 Senate as follows:

"Rule 25. Use of electronic voting system. — (a) Votes on the following questions shall be taken on the electronic voting system, and the ayes and noes shall be recorded on the Journal:

1. all questions on which the Constitution of North Carolina requires that the ayes and noes be taken and recorded on the Journal;

2. all questions on which a call for the ayes and noes under Rule 26(b) has been sustained;

3. both second and third readings of bills proposing amendment of the Constitution of North Carolina.

(b) Votes on the following questions shall be taken on the electronic voting system, and a copy of the machine print-out of the votes shall be filed in the Legislative Library where it shall be open to public inspection.

1. second reading of all public bills, all amendments, conference reports, and third reading, if amended;

2. any other question upon direction of the Chair or upon motion of any Senator supported by one-fifth of the Senators present.

(c) When the electronic voting system is used, the Chair shall fix and announce the time, not to exceed one minute, which shall be allowed for voting on the question before the Senate. The system shall be set to lock automatically and to record the vote when that time has expired. Once the system has locked and recorded a vote, the vote shall be printed by the system.

(d) The voting station at each Senator’s desk in the chamber shall be used only by the Senator to which the station is assigned. Under no circumstances shall any other person vote at a Senator’s station. It is a breach of the ethical obligation of a Senator either to request that another vote at the requesting Senator’s station, or to vote at another Senator’s station. The Chair shall enforce this rule without exception.

(e) When the electronic voting system is used, the Chair shall state the question and shall then state substantially the following: ‘All in favor vote "aye"; all opposed vote "no"; ________ seconds will be allowed for voting on this question; the Clerk will unlock the machine.’ After the machine locks and records the vote, the Chair shall announce the vote and declare the result.
(f) One copy of the machine print-out of the vote record shall be filed in the office of the Principal Clerk, and one copy shall be filed in the Legislative Library where it shall be open to public inspection.

(g) When the Chair ascertains that the electronic voting system is inoperative, he shall announce that fact to the Senate. In such a case, if the Constitution of North Carolina or the Rules of the Senate require a call of the ayes and noes, the Clerk shall call the roll of the Senate, and the ayes and noes shall be taken manually and shall be recorded on the Journal. All other votes shall be taken by voice vote as prescribed in Senate Rule 26(a).

(h) For the purpose of identifying motions on which the vote is taken on the electronic system (the identification codes having no relation to the order of precedence of motions), the motions are coded as follows:

1. To lay on the table;
2. For the previous question;
3. To postpone indefinitely;
4. To postpone to a day certain;
5. To refer to a committee;
6. To reconsider;
7. To recall from committee;
8. To substitute;
9. To take from the table;
0. Miscellaneous.

Rule 26. Voice votes; call for ayes and noes. — (a) When the electronic voting system is not used, all votes on which a call of the roll of the Senate is not required shall be taken by voice vote. The question shall be put as follows: 'Those in favor say "aye," and after the affirmative vote is expressed — 'opposed "no"'; after which the Chair shall announce the result. If a division on any vote is desired, it must be called for immediately before the result of the voting is announced on any question, and upon such call, the Chair shall require the members to stand and be counted for and against the proposition under consideration.

(b) The ayes and the noes may be called for on any question before the vote is taken. If a Senator desires the ayes and noes recorded on the Journal on a question, he shall address the Chair and obtain recognition and say, 'Upon that question I call for the ayes and noes.' Whereupon the Chair shall say, 'Is the call sustained?' If one-fifth of the Senators present then stand, the vote shall be taken on the electronic voting system if it is operative, and the ayes and noes shall be recorded on the Journal. If the electronic voting system is inoperative, the roll of the Senate shall be called and the ayes and noes taken manually and recorded on the Journal. If fewer than one-fifth of the Senators present stand to sustain the call, the Chair shall
announce, 'An insufficient number up,' and a vote by electronic voting or by voice vote, whichever is appropriate under the Rules of the Senate shall be taken.

Rule 27. Pairs. — If a Senator is paired with another Senator on a question, the Senator shall announce the pair as follows: 'Mr. President, I desire to announce a pair. If Senator ________ were present, he would vote _______; if I were free to vote, I would vote _______ (the opposite).' The Senator shall send forward at that time a written statement of the pair on a form provided by the Principal Clerk. The Clerk shall record the pair on the Journal, and neither member of the pair shall vote on the question. A pair shall be announced before the vote is taken viva voce, or, if the electronic voting system is used, before the machine is unlocked.

Rule 28. Dividing question. — If any question contains several distinct propositions, it shall be divided by the President, at the request of any Senator, provided each subdivision, if left to itself, forms a substantive proposition.

Rule 29. Duty to vote; excuses. — (a) Every Senator who is within the bar of the Senate when the question is stated by the Chair shall vote thereon unless he is excused by the Senate. The bar of the Senate shall include the entire Senate chamber.

(b) Any Senator may request to be excused from voting, either immediately before or after the vote has been called for and before a viva voce vote result has been announced or before the electronic voting system has been unlocked. The Senator may make a brief statement of the reasons for making such request, and shall send forward to the Principal Clerk, on a form provided by the Clerk, a concise statement of the reason for the request, and the Clerk shall include this statement in the Journal. The question on granting of the request shall be taken without debate."

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Gudger, for the Committee on Criminal Justice and Corrections:

S. J. R. 20, a joint resolution extending the reporting deadline of the Commission on Sentencing, Criminal Punishment and Rehabilitation, with a favorable report, as amended.

By Senator Mills, for the Committee on The Economy:

S. B. 17, a bill to amend Chapter 96 of the General Statutes known as the Employment Security Law, with a favorable report.
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 23, by Senator Nye, a bill to transfer the operation of Dr. J. Arthur Dosher Memorial Hospital to the Brunswick County Hospital Authority. Referred to Committee on Local Government and Regional Affairs.

S. J. R. 24, by Senators Gudger, Odom, and Sebo, a joint resolution establishing a commission to study and evaluate the educational, vocational and rehabilitative programs available to females committed to the Department of Corrections and to recommend possible improvements and additions to these programs. Referred to Committee on Criminal Justice and Corrections.

S. B. 25, by Senator Alexander, a bill to amend Article II, Section 9 of the North Carolina Constitution to clarify when the terms of office of members of the General Assembly shall begin and end. Referred to Committee on Judiciary II.

S. B. 26, by Senators Alexander and Hill, a bill to amend General Statute 128-1.1 to define the term "elective office." Referred to Committee on Judiciary II.

S. J. R. 27, by Senator Renfrow, a joint resolution urging that the United States Congress enact legislation providing for the continuation of general revenue sharing as a permanent program. Referred to Committee on Finance.

S. B. 28, by Senators Totherow and Davis, a bill authorizing the State Board of Education to purchase liability insurance for members of the Board. Referred to Committee on Education.

S. B. 29, by Senator Totherow, a bill to amend Article 2C of Chapter 105 of the General Statutes to permit manufacturers of malt beverages to sell certain malt beverages to their employees. Referred to Committee on Manufacturing, Labor and Commerce.

S. R. 30, by Senator Kirby, a Senate resolution extending the Special Senate Commission on North Carolina Revenue Laws. Referred to Committee on Finance.

Upon motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.

SEVENTH DAY

SENATE CHAMBER,
Thursday, January 23, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.
Prayer is offered by Dr. David Welsh, Associate Minister, Hillyer Memorial Christian Church, Raleigh.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Harris, Staton, and Webster for today, and to Senators Moore, Rauch, Sebo, and Vickery for tomorrow. A leave of absence previously granted to Senator Harrington is noted.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 31, by Senators Hill and Palmer, a bill authorizing local law enforcement officers in Henderson and Transylvania Counties to exercise arrest powers throughout area served by joint drug enforcement unit. Referred to Committee on Local Government and Regional Affairs.

S. B. 32, by Senator Stallings, a bill to amend Chapter 62 to provide that the Utilities Commission shall not have authority in its regulation of public utility companies and the rates to be charged for public utility services to allow such companies to apply automatic fuel cost adjustment clauses, or the rates to be charged by such companies to be affected by the application of any automatic fuel cost adjustment clause. Referred to Committee on Public Utilities and Energy.

S. B. 33, by Senator Stallings, a bill to appropriate funds to the Legislative Services Commission for the purpose of studying current electric rates. Referred to Committee on Appropriations.

S. J. R. 34, by Senator Stallings, a joint resolution directing the Legislative Services Commission to allocate twenty-five thousand dollars ($25,000) to study current electric rates. Referred to Committee on Rules and Operation of the Senate.


S. B. 36, by Senators Vickery and Walker, a bill to require motor vehicles to be equipped with exhaust systems which are in good working order and free from leaks. Referred to Committee on Judiciary II.

S. J. R. 37, by Senators Vickery and Walker, a joint resolution respectfully petitioning the Post Office of the United States to issue a commemorative stamp depicting the Nash-Hooper Home, located in Historic Hillsborough, North Carolina, in observance and respect for the Bicentennial
Celebration of the American Revolution. Referred to Committee on Rules and Operation of the Senate.

S. B. 38, by Senators Suddarth and Childers, a bill to authorize the Davidson County Board of Education to convey or lease certain real property. Referred to Committee on Local Government and Regional Affairs.

S. B. 39, by Senators Jernigan, Henley, Lynwood Smith, Totherow, Davis, and Hardison, a bill to appropriate funds to local units of county government for sponsorship of summer public recreation programs and utilization of public school recreational facilities. Referred to Committee on Appropriations.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 17, a bill to amend Chapter 96 of the General Statutes known as the Employment Security Law, upon second reading. The bill passes its second reading by roll-call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Whichard, White, Winters — 44. The bill remains on the Calendar.

S. J. R. 20, a joint resolution extending the reporting deadline of the Commission on Sentencing Criminal Punishment and Rehabilitation. Senator Gudger offers Amendment No. 2 which is adopted. On motion of Senator Gudger, Committee Amendment No. 1 is adopted. The joint resolution, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

Upon motion of Senator Henley, the Senate adjourns to meet tomorrow at 10:00 A.M.

EIGHTH DAY

SENATE CHAMBER,
Friday, January 24, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.
Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Bahakel and Kincaid for today, and to Senators Marion and White for Monday, January 27, and to Senator Marion for Tuesday, January 28. Leaves of absence granted previously to Senators Harrington, Moore, Rauch, Sebo, and Vickery are noted.

Upon motion of Senator Henley, Rule 2 of the 1975 Temporary Rules of the Senate is amended to read as follows:

"Rule 2. Convening hour. — The President shall take the chair at the hour fixed by the Senate upon adjournment on the preceding legislative day, and shall call the members to order. In case the Senate adjourned on the preceding legislative day without having fixed the hour of reconvening, the Senate shall reconvene on the next legislative day at 1:00 P.M."

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. J. R. 40, by Senator Allsbrook, a joint resolution creating a commission to study the feasibility of constructing and financing in North Carolina upon a self-supporting basis or otherwise a sports facility to provide the people of this State with a facility which will be competitive with those facilities which have been constructed or will be constructed. Referred to Committee on Natural and Economic Resources.

S. B. 41, by Senator Jernigan, a bill to amend General Statute 130-200 with respect to the status of pathologist. Referred to Committee on Human Resources.

S. B. 42, by Senator Davis, a bill to amend General Statute 1-79 relating to the residence of domestic corporations. Referred to Committee on Judiciary II.

S. J. R. 43, by Senators Davis, Totherow, Lackey, Combs, Winters, Barker, Lynwood Smith, a joint resolution to request designation of honeybee as subject of commemorative stamp and to request Raleigh, North Carolina to be first place of sale. Referred to Committee on Judiciary II.

S. B. 44, by Senator Scott, a bill to make appropriations to provide capital improvements for State institutions, departments, and agencies. Referred to Committee on Appropriations.

S. B. 45, by Senator Scott, a bill to make appropriations for current operations of State departments, institutions, and agencies, and for other purposes. Referred to Committee on Appropriations.
S. B. 46, by Senator Britt, a bill to allow Red Springs to transfer a certain tract of land. Referred to Committee on Local Government and Regional Affairs.

S. B. 47, by Senator William Smith, a bill to prohibit the setting of steel traps on rented or leased land in New Hanover County. Referred to Committee on Wildlife.

S. B. 48, by Senators Barker, Winters and Garrison, a bill to require public disclosure of lobbying activities. Referred to Committee on State Government.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 17, a bill to amend Chapter 96 of the General Statutes known as the Employment Security Law, upon third reading. The bill passes its third reading by roll-call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Britt, Childers, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harris, Henley, Hill, Jernigan, Kirby, Lackey, Marion, Mauney, McDuffie, Nye, Odom, Palmer, Renfrow, Royall, Lynwood Smith, Staton, Suddarth, Totherow, Walker, Walsh, Webster, Whichard, White, Winters — 36. Without objection, the bill is sent to the House of Representatives by special messenger.

Upon motion of Senator Henley, the Senate adjourns to meet on Monday at 8:00 P.M.

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**NINTH DAY**

**SENATE CHAMBER,**

Monday, January 27, 1975.

The Senate meets pursuant to adjournment and is called to order by President Pro Tempore John T. Henley.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Kirby for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President Pro Tempore grants leaves of absence to Senators McDuffie and Staton for tonight. Leaves granted previously to Senators Harrington, Marion, and White are noted.

The President recognizes the following pages serving in the Senate this week: Elizabeth House, Louisburg; Ronald Hodge, Walnut Cove; Dottie Bryant, Clinton; Erin Brock, Cary; Liza Hawley, High Point; Margaret
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 49, by Senator William Smith, a bill to amend the Workmen’s Compensation Act regarding coverage of employers and employees. Referred to Committee on Manufacturing, Labor and Commerce.

S. B. 50, by Senator William Smith, a bill to increase the travel allowance of members of the Pender County Board of Education. Referred to Committee on Local Government and Regional Affairs.

S. B. 51, by Senator Britt, a bill to annex territory to the Town of Fairmont. Referred to Committee on Local Government and Regional Affairs.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. J. R. 17, a joint resolution honoring North Carolina Central University for fifty years of service to the State and the people of North Carolina as a liberal arts college and university. Referred to Committee on Rules and Operation of the Senate.

On motion of Senator Strickland, the Senate adjourns to meet tomorrow at 1:00 P.M.

TENTH DAY

SENATE CHAMBER,
Tuesday, January 28, 1975.

The Senate meets pursuant to adjournment and is called to order by President Pro Tempore John T. Henley.

Prayer is offered by Dr. John W. Cobb, Holy Trinity Lutheran Church, Raleigh.

Senator Moore for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.
The President Pro Tempore grants leaves of absence to Senators Marion and Webster for today.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Britt, for the Committee on Judiciary II:

S. B. 26, a bill to amend General Statute 128-1.1 to define the term "elective office," with a favorable report, as amended.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 21, a bill to transfer the operation of Dr. J. Arthur Dosher Memorial Hospital to the Brunswick County Hospital Authority. Referred to Committee on Local Government and Regional Affairs.

On motion of Senator Kirby the Senate adjourns to meet tomorrow at 1:00 P.M.

ELEVENTH DAY

SENATE CHAMBER,
Wednesday, January 29, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants a leave of absence to Senator Gudger for today, and to Senators Moore and Staton for tomorrow and to Senator Moore for Friday, January 31.

On motion of Senator Childers, Sterling Suddarth, son of Senator Suddarth of Davidson, is appointed an Honorary Page of the Senate for today.
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 52, by Senator Crawford, a bill to declare official Grantor Deed of Trust index books for Buncombe County. Referred to Committee on Judiciary II.

S. B. 53, by Senator Garrison, a bill to increase the period within which volunteer police and deputies must complete training. Referred to Committee on Law Enforcement and Crime Control.

S. J. R. 54, by Senators Alexander and Royall, a joint resolution calling upon the North Carolina Legislators in the United States Congress to urge cancellation of President Ford's proposed food stamp price increase. Referred to Committee on Human Resources.

S. B. 55, by Senators Henley, Marion, Totherow, Hardison, Lynwood Smith, Scott, White, Mills, Allsbrook, Sebo, Hill, William Smith, Combs, Crawford, Odom, Childers, Royall, Alexander, Winters, Vickery, Lackey, Walsh, Palmer, and Rauch, a bill to abolish age discrimination in automobile insurance classifications and to implement classifications which establish objective standards for rates. Referred to Committee on Insurance.

S. B. 56, by Senators Mauney, Walker, Rauch, Kincaid, and Sebo, a bill to amend General Statute 96-13(3) of the Employment Security Law to provide eligibility for persons engaged in full-time employment concurrent with school attendance. Referred to Committee on Manufacturing, Labor and Commerce.

S. B. 57, by Senators Jernigan and Lynwood Smith, a bill to require the Legislative Services Officer to furnish copies of all ratified bills to the clerks of superior court of all counties of the State. Referred to Committee on Rules and Operation of the Senate.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 26, a bill to amend General Statute 128-1.1 to define the term "elective office." On motion of Senator McNeill Smith, the Committee amendment is adopted. The bill, as amended, passes its second reading. On objection of Senator Crawford to its third reading, the bill, as amended, remains on the Calendar.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:
S. B. 17, an act to amend Chapter 96 of the General Statutes known as The Employment Security Law.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.

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**TWELFTH DAY**

**Senate Chamber,**

Thursday, January 30, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Charles Stevens, Pastor of the Crabtree Valley Baptist Church, Raleigh.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants a leave of absence to Senator Daniels for tomorrow. Leaves of absence previously granted to Senators Moore and Staton are noted.

**REPORTS OF COMMITTEES**

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

**By Senator Kirby, for the Committee on Finance:**

S. R. 30, a Senate resolution extending the Special Senate Commission on North Carolina Revenue Laws, with a favorable report for adoption. On motion of Senator Kirby, the rules are suspended, and the resolution is placed before the Senate for immediate consideration. The Senate resolution is adopted. (The text of this resolution appears in the Appendix.)

**By Senator Britt, for the Committee on Judiciary II:**

S. J. R. 43, a joint resolution to request designation of honeybee as subject of commemorative stamp and to request Raleigh, North Carolina, to be first place of sale, with a favorable report.

**By Senator Davis, for the Committee on Local Government and Regional Affairs:**

S. B. 16, a bill to amend General Statute 88-1, relating to cosmetologists so as to make the provisions of said Act apply to Halifax and Martin Counties, with a favorable report.
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 58, by Senator Kincaid, a bill to amend Article 25A of Chapter 58 of the General Statutes to assure the availability of auto physical damage insurance through the North Carolina reinsurance facility and to require the use of the Safe Driver Reward Plan in rating. Referred to Committee on Insurance.

S. B. 59, by Senator White, a bill to repeal Article 43 of Chapter 106 relating to reports of sales and use of combines to harvest crops. Referred to Committee on Agriculture.

S. B. 60, by Senator White, a bill to repeal Article 11, Chapter 106 of the General Statutes relating to stock and poultry tonics. Referred to Committee on Agriculture.

S. B. 61, by Senator Nye, a bill to amend General Statute 115A-5 authorizing the State Board of Education to waive the costs of tuition and registration fees for indigents enrolling in extension courses at community colleges and technical institutes. Referred to Committee on Education.

S. B. 62, by Senators Crawford, Hardison, Royall, Kincaid, and Bahakel, a bill to amend General Statute 7A-304 relating to district court costs in criminal actions. Referred to Committee on Courts and Judicial Districts.

S. B. 63, by Senators Crawford, Hardison, Royall, Bahakel, and Marion, a bill to prohibit the placing of non-law enforcement personnel in supervisory positions within the State Highway Patrol. Referred to Committee on State Government.

S. B. 64, by Senator Kirby, a bill to be known as the School Budget and Fiscal Control Act. Referred to Committee on Finance.

S. B. 65, by Senators Vickery and Walker, a bill to repeal General Statute 62-135, which provides the allowance of temporary rates under bond. Referred to Committee on Public Utilities and Energy.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
S. B. 26, a bill to amend General Statute 128-1.1 to define the term "elective office," as amended. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 10:00 A.M.

THIRTEENTH DAY

SENATE CHAMBER,  
Friday, January 31, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allsbrook for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Bahakel, Harrington, McDuffie, Rauch, and Staton for today. Leaves granted previously to Senators Daniels and Moore are noted.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar as follows:

By Senator Davis, for the Committee on Local Government and Regional Affairs:

S. B. 9, a bill to amend Chapter 217 of the Session Laws of 1943 to correct a township designation, with a favorable report.

S. B. 21, a bill to incorporate the Town of Baton, North Carolina, and to provide a charter for said Town, with a favorable report, as amended.

S. B. 31, a bill authorizing local law enforcement officers in Henderson and Transylvania Counties to exercise arrest powers throughout area served by joint drug enforcement unit, with a favorable report.

S. B. 38, a bill to authorize the Davidson County Board of Education to convey or lease certain real property, with a favorable report.

H. B. 21, a bill to transfer the operation of Dr. J. Arthur Dosher Memorial Hospital to the Brunswick County Hospital Authority, with a favorable report. On motion of Senator Davis, the rules are suspended and the bill is placed on today's Calendar.
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 66, by Senators Gudger and Garrison, a bill to establish regional education training centers for children with special needs. Referred to Committee on Appropriations.

S. B. 67, by Senators Gudger and Garrison, a bill to amend Chapter 1293 of the 1973 (Second Session, 1974) Session Laws. Referred to Committee on Education.

S. B. 68, by Senators Gudger and Garrison, a bill to amend General Statute 108-78. Referred to Committee on Human Resources.

S. B. 69, by Senators Strickland, Davis, and Hardison, a bill to amend the Uniform Anatomical Gift Act to increase the number of those persons qualified to enucleate eyes. Referred to Committee on Human Resources.

S. B. 70, by Senators Strickland, Davis, and Hardison, a bill to establish a coordinated human tissue donation program. Referred to Committee on Human Resources.

S. B. 71, by Senators Vickery and Walker, a bill to amend the Public Utility Act to make hearings upon utility rates mandatory and to require suspension of proposed rates for 270 days. Referred to Committee on Public Utilities and Energy.

S. B. 72, by Senators Vickery and Walker, a bill to amend the Public Utilities Act to provide that the Utilities Commission shall not consider current cost levels of utilities property in fixing rates. Referred to Committee on Public Utilities and Energy.

S. B. 73, by Senators Marion, Henley, Walsh, and Childers, a bill to establish a motor vehicle physical damage reinsurance exchange. Referred to Committee on Insurance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. J. R. 33, a joint resolution honoring the life and memory of Harveleigh Monte Rivera White, distinguished North Carolinian. Referred to Committee on Rules and Operation of the Senate.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
S. B. 16, a bill to amend General Statute 88-1, relating to cosmetologists so as to make the provisions of said Act apply to Halifax and Martin Counties. Passes its second and third readings and is ordered sent to the House of Representatives.

S. J. R. 43, a joint resolution to request designation of honeybee as subject of commemorative stamp and to request Raleigh, North Carolina to be first place of sale. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 56, a bill to amend General Statute 96-13(3) of the Employment Security Law to provide eligibility for persons engaged in full-time employment concurrent with school attendance. Passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

H. B. 21, a bill to transfer the operation of Dr. J. Arthur Dosher Memorial Hospital to the Brunswick County Hospital Authority. Passes its second and third readings and is ordered enrolled.

On motion of Senator Henley, the Senate adjourns to meet on Monday at 8:00 P.M.

FOURTEENTH DAY

SENATE CHAMBER,
Monday, February 3, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Alford, Allsbrook, Bahakel, and Lynwood Smith for tonight and to Senators Bahakel and Lynwood Smith for tomorrow.

The President recognizes the following pages serving in the Senate this week: Bill Scott, Jr., Burlington; Nicholas Ellis, Clayton; Patti Rouse, Kinston; Bernard Cates, Burlington; Ramona Tie, Raleigh; Kim McCotter, Vandemere; David Ritch, Charlotte; Robert Burns, Rowland; Harry Rhyne, Charlotte; Paula Totherow, Winston-Salem; Shannon Nye, Elizabethtown; Thomas Tate, Jr., Kings Mountain; Wilma Evans, Henderson; Laurie Kerr, High Point.
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 74, by Senators Rauch, Mauney, and Harris, a bill to amend Chapter 537 of the Session Laws of 1949 relating to a supplementary pension fund for firemen in the City of Gastonia. Referred to Committee on Local Government and Regional Affairs.

S. B. 75, by Senators McNeill Smith and Rauch, a bill to rewrite the laws pertaining to radiation protection pursuant to the recommendations of the Legislative Research Commission Study on Radiation Hazards, and to amend the riots and civil disorder laws to include radioactive materials within their purview. Referred to Committee on State Government.

S. B. 76, by Senators McNeill Smith and Rauch, a bill appropriating funds to the State Department of Human Resources for the upgrading and continuation of a radiation protection program in North Carolina. Referred to Committee on Appropriations.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 9, a bill to amend Chapter 217 of the Session Laws of 1943 to correct a township designation. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 21, a bill to incorporate the Town of Baton, North Carolina, and to provide a charter for said Town, upon second reading. The bill, as amended, passes its second reading by roll-call vote, ayes 38, noes 1, as follows: Those voting in the affirmative are: Senators Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harris, Henley, Kincaid, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Rauch, Renfrow, Royall, Scott, Sebo, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 38. Voting in the negative is: Senator McDuffie — 1. The bill, as amended, remains on the Calendar.

S. B. 31, a bill authorizing local law enforcement officers in Henderson and Transylvania Counties to exercise arrest powers throughout area served by joint drug enforcement unit. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 38, a bill to authorize the Davidson County Board of Education to convey or lease certain real property. Passes its second and third readings and is ordered sent to the House of Representatives.
ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. J. R. 20, a joint resolution extending the reporting deadline of the Commission on Sentencing Criminal Punishment and Rehabilitation.

H. B. 21, an act to transfer the operation of Dr. J. Arthur Dosher Memorial Hospital to the Brunswick County Hospital Authority.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.

FIFTEENTH DAY

SENATE CHAMBER,
Tuesday, February 4, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Ray Pollard, Trinity Baptist Church, Raleigh.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants a leave of absence to Senator Alford for today. Leaves previously granted to Senators Bahakel and Lynwood Smith are noted.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Davis, for the Committee on Local Government and Regional Affairs:

S. B. 23, a bill to transfer the operation of Dr. J. Arthur Dosher Memorial Hospital to the Brunswick County Hospital Authority, with a favorable report. On motion of Senator Davis, the rules are suspended and the bill is placed on the Calendar for immediate consideration. On motion of Senator Davis, the bill is postponed indefinitely.
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 77, by Senators Combs and Harris, a bill to amend General Statute 136-33 to fix penalties for willful interference with highway signs. Referred to Committee on Transportation.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 21, a bill to incorporate the Town of Baton, North Carolina, and to provide a charter for said Town, as amended, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 45, noes 1, as follows: Those voting in the affirmative are: Senators Alexander, Allsbrook, Barker, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 45. Voting in the negative is: Senator McDuffie — 1. The bill, as amended, is ordered engrossed and sent to the House of Representatives.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.

SIXTEENTH DAY

SENATE CHAMBER,
Wednesday, February 5, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senator Palmer for today, Senator Renfrow for tomorrow, February 6, and to Senator Hill for Friday, February 7.
Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator White, for the Committee on Agriculture:

S. B. 59, a bill to repeal Article 43 of Chapter 106 relating to reports of sales and use of combines to harvest crops, with a favorable report.

S. B. 60, a bill to repeal Article 11, Chapter 106 of the General Statutes relating to stock and poultry tonics, with a favorable report.

By Senator Alford, for the Committee on Education:

S. B. 28, a bill authorizing the State Board of Education to purchase liability insurance for members of the Board, with a favorable report.

On motion of Senator Alford, the bill is re-referred to the Committee on Appropriations.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. J. R. 78, by Senators Gudger, Britt, Barker, Whichard, Davis, and Hill, a joint resolution designating February 7, 1975, as Jaycee Day in the General Assembly. On motion of Senator Gudger, the rules are suspended and the joint resolution is placed on the Calendar for immediate consideration. Passes its second and third readings and, without objection, is ordered sent to the House of Representatives by special messenger.

S. B. 79, by Senators White, Combs, Gudger, Walker, Stallings, Strickland, Kirby, Allsbrook, Scott, Marion, Odom, Harrington, Daniels, Nye, Hardison, Garrison, Staton, Britt, Vickery, Barker, Harris, McDuffie, Hill, Renfrow, Lackey, Mills, Rauch, Alford, Mauney, Palmer, and Crawford, a bill to appropriate funds for the establishment of a School of Veterinary Medicine at North Carolina State University at Raleigh. Referred to Committee on Agriculture.

S. B. 80, by Senators Staton and Vickery, a bill authorizing the Town of Carrboro to acquire an entire structure or parcel of land when it is severed by street right-of-way and to provide an additional procedure by which the Town of Carrboro may acquire property for public purposes by eminent domain. Referred to Committee on Local Government and Regional Affairs.

S. B. 81, by Senators Odom, Sebo, and Combs, a bill to require day-care public advertisements to include day-care services registration number. Referred to Committee on Human Resources.

S. B. 82, by Senator William Smith, a bill to authorize the Town of Atkinson to convey real property to a non-profit corporation. Referred to Committee on Local Government and Regional Affairs.
S. B. 83, by Senators Nye and William Smith, a bill to amend General Statute 86-5 relating to apprenticeship of barbers. Referred to Committee on Judiciary I.

S. B. 84, by Senator Mills, a bill to provide reasonable sanitation standards for the protection of residential and certain other water supply wells. Referred to Committee on Human Resources.

S. B. 85, by Senator Kirby, a bill to delay the effective date of Chapter 1331 of the 1973 Session Laws entitled "An Act to Establish Procedures for the Conduct of Proceedings Before Administrative Agencies and to Establish a Code of Administrative Regulations." Referred to Committee on Judiciary II.

S. B. 86, by Senator McDuffie, a bill to permit cities to raise license tax for motor vehicles from one dollar ($1.00) to three dollars ($3.00). Referred to Committee on Local Government and Regional Affairs.

S. J. R. 87, by Senators Strickland, Garrison, Barker, Winters, Staton, Renfrow, Royall, and Whichard, a joint resolution urging municipally owned electric systems and electric membership associations to extend the time for payment of delinquent electric bills. Referred to Committee on Public Utilities and Energy.

S. J. R. 88, by Senator Strickland, a joint resolution extending the reporting deadline of the Commission for the Study of Solid Waste Recycling. Referred to Committee on Rules and Operation of the Senate.

S. J. R. 89, by Senator Strickland, a joint resolution extending the reporting deadline of the Commission on Public and Private Schools. Referred to Committee on Rules and Operation of the Senate.

S. B. 90, by Senator Harris, a bill to reimburse victims of intentional damage and injury caused by prison inmates while in the free community. Referred to Committee on Law Enforcement and Crime Control.

S. B. 91, by Senators Jernigan, Henley, Lynwood Smith, and Scott, a bill to amend General Statute 134-44.6 and General Statute 136-44.7 relating to secondary road maintenance. Referred to Committee on Transportation.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.

SEVENTEENTH DAY

SENATE CHAMBER,
Thursday, February 6, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.
Prayer is offered by Dr. Harvey L. Duke, First Baptist Church, Cary.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants a leave of absence to Senator Garrison for tomorrow, February 7. A leave of absence previously granted to Senator Renfrow is noted.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Royall, for the Committee on Human Resources:

S. J. R. 54, a joint resolution calling upon the North Carolina legislators in the United States Congress to urge cancellation of President Ford's proposed food stamp price increase, with a favorable report.

By Senator Britt, for the Committee on Judiciary II:

S. B. 36, a bill to require motor vehicles to be equipped with exhaust systems which are in good working order and free from leaks, with a favorable report, as amended.

S. B. 52, a bill to declare official Grantor Deed of Trust index books for Buncombe County, with a favorable report.

By Senator Davis, for the Committee on Local Government and Regional Affairs:

S. B. 46, a bill to allow Red Springs to transfer a certain tract of land, with a favorable report, as amended.

S. B. 51, a bill to annex territory to the Town of Fairmont, with a favorable report.

By Senator Webster, for the Committee on Public Utilities and Energy:

S. J. R. 35, a joint resolution requesting the Federal Power Commission to grant extraordinary relief in providing additional supplies of natural gas for agricultural use in the State of North Carolina, with a favorable report.

By Senator Henley, for the Committee on Rules and Operation of the Senate:

S. J. R. 34, a joint resolution directing the Legislative Services Commission to allocate twenty-five thousand dollars ($25,000) to study current electric rates, with a favorable report. On motion of Senator Henley, the joint resolution is re-referred to the Committee on Appropriations.
S. J. R. 37, a joint resolution respectfully petitioning the Post Office of the United States to issue a commemorative stamp depicting the Nash-Hooper Home, located in Historic Hillsborough, North Carolina, in observance and respect for the Bicentennial Celebration of the American Revolution, with a favorable report.

S. B. 57, a bill to require the Legislative Services Officer to furnish copies of all ratified bills to the clerks of superior court of all counties of the State, with a favorable report, as amended.

S. J. R. 88, a joint resolution extending the reporting deadline of the Commission for the Study of Solid Waste Recycling, with a favorable report.

S. J. R. 89, a joint resolution extending the reporting deadline of the Commission on Public and Private Schools, with a favorable report.

H. J. R. 17, a joint resolution honoring North Carolina Central University for fifty years of service to the State and the people of North Carolina as a liberal arts college and university, with a favorable report.

H. J. R. 33, a joint resolution honoring the life and memory of Harveleigh Monte Rivera White, distinguished North Carolinian, with a favorable report.

By Senator Harrington, for the Committee on Transportation:

S. B. 77, a bill to amend General Statute 136-33 to fix penalties for willful interference with highway signs, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 92, by Senator Gudger, a bill to authorize the pre-arraignment diversion of criminal defendants. Referred to Committee on Criminal Justice and Corrections.

S. B. 93, by Senator Gudger, a bill to amend General Statute 148-45 concerning imposition of sentences upon conviction of inmates for escape violations. Referred to Committee on Criminal Justice and Corrections.

S. B. 94, by Senators Gudger and Mills, a bill to amend General Statute 148-33.1 pertaining to the sentencing, quartering, and control of prisoners with work privileges. Referred to Committee on Criminal Justice and Corrections.

S. B. 95, by Senators Gudger and Mills, a bill to require the parole of all prisoners serving a sentence of more than two years not later than ninety days before the expiration of their sentences. Referred to Committee on Criminal Justice and Corrections.

S. B. 96, by Senators Mills and Gudger, a bill to amend General Statute 148-22 authorizing the Secretary of Correction to contract for rehabilitative
and training services. Referred to Committee on Criminal Justice and Corrections.

S. B. 97, by Senators Mills and Gudger, a bill to require the mandatory parole of certain misdemeanants unless the same are specifically objected to by the Parole Commission. Referred to Committee on Criminal Justice and Corrections.

S. B. 98, by Senators Mills and Gudger, a bill to amend General Statute 148-45 which relates to escapes from prison. Referred to Committee on Criminal Justice and Corrections.

S. B. 99, by Senators Sebo, Gudger, and Mills, a bill to prevent commitment of non-criminal juvenile offenders to juvenile institutions for delinquents. Referred to Committee on Criminal Justice and Corrections.

S. B. 100, by Senators Sebo, Gudger, and Mills, a bill to encourage district court judges to secure special training in order to qualify as certified to hear juvenile cases. Referred to Committee on Criminal Justice and Corrections.

S. B. 101, by Senators Sebo, Gudger, and Mills, a bill to authorize community evaluation committees to advise district judges in certain juvenile cases. Referred to Committee on Criminal Justice and Corrections.

S. B. 102, by Senator Kirby, a bill to amend various sections of the General Statutes to make technical corrections. Referred to Committee on Judiciary II.

S. B. 103, by Senators Hill, Palmer, Crawford, Childers, Gudger, Walsh, Kincaid, and Rauch, a bill to prohibit the service by members of the General Assembly on non-legislative boards, commissions and administrative councils of the Executive Department of State Government. Referred to Committee on Judiciary II.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 59, a bill to repeal Article 43 of Chapter 106 relating to reports of sales and use of combines to harvest crops. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 60, a bill to repeal Article 11, Chapter 106 of the General Statutes relating to stock and poultry tonics. On motion of Senator White, the bill is re-referred to the Committee on Finance.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 10:00 A.M.
The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Daniels, Gudger, Kirby, and Rauch for today, and to Senator Moore for Monday, February 10. Leaves of absence previously granted to Senators Garrison and Hill are noted.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 104, by Senator Nye, a bill to amend General Statute 20-94 pertaining to partial payments for motor vehicle registration plates. Referred to Committee on Transportation.

S. B. 105, by Senators Mills and Gudger, a bill to amend General Statute Chapter 7A to provide that trial judges of the General Court of Justice shall attend seminars on sentencing and visit places of confinement. Referred to Committee on Criminal Justice and Corrections.

S. B. 106, by Senators Davis, Totherow, Lynwood Smith, Sebo, Jernigan, McNeill Smith, Odom, and Winters, a bill appropriating funds to the Children's Home Society of North Carolina, Inc., to assist in placing in adoptive homes the dependent children of North Carolina. Referred to Committee on Human Resources.

S. B. 107, by Senators Allsbrook and White, a bill to amend General Statute 7A-134 to increase the number of judges in the Third Judicial District from four to five. Referred to Committee on Courts and Judicial Districts.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 56, a bill to amend the plan of consolidation and merger entered into by the Wayne County Board of Education and the Fremont City Board
of Education. Referred to Committee on Local Government and Regional Affairs.

H. B. 64, a bill to provide for an at-large member on the Martin County Board of Education. Referred to Committee on Local Government and Regional Affairs.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. J. R. 35, a joint resolution requesting the Federal Power Commission to grant extraordinary relief in providing additional supplies of natural gas for agricultural use in the State of North Carolina. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 36, a bill to require motor vehicles to be equipped with exhaust systems which are in good working order and free from leaks. On motion of Senator Britt, Committee Amendments Nos. 1 and 2 are adopted. On motion of Senator Vickery, consideration of the bill, as amended, is postponed until Tuesday, February 11.

S. J. R. 37, a joint resolution respectfully petitioning the Post Office of the United States to issue a commemorative stamp depicting the Nash-Hooper Home, located in Historic Hillsborough, North Carolina, in observance and respect for the Bicentennial Celebration of the American Revolution. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 46, a bill to allow Red Springs to transfer a certain tract of land. On motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 51, a bill to annex territory to the Town of Fairmont, upon second reading. The bill passes its second reading by roll-call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Crawford, Davis, Hardison, Harris, Henley, Jernigan, Lackey, Marion, Mauney, McDuffie, Mills, Moore, Nye, Odom, Palmer, Renfrow, Royall, Scott, Sebo. Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 42. On motion of Senator Britt, consideration of the bill is postponed until Tuesday, February 11.

S. B. 52, a bill to declare official Grantor Deed of Trust index books for Buncombe County. Passes its second and third readings and is ordered sent to the House of Representatives.

S. J. R. 54, a joint resolution calling upon the North Carolina legislators in the United States Congress to urge cancellation of President Ford's proposed food stamp price increase. Passes its second and third readings
and is ordered, without objection, sent to the House of Representatives by special messenger.

S. B. 57, a bill to require the Legislative Services Officer to furnish copies of all ratified bills to the clerks of superior court of all counties of the State. On motion of Senator Henley, Committee Amendments Nos. 1 and 2 are adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 77, a bill to amend General Statute 136-33 to fix penalties for willful interference with highway signs. On motion of Senator Combs, the Committee amendment is adopted. The bill, as amended, passes its second reading. Senator Staton offers Amendment No. 2 which is adopted. On objection of Senator Crawford to its third reading, the bill, as amended, remains on the Calendar.

S. J. R. 88, a joint resolution extending the reporting deadline of the Commission for the Study of Solid Waste Recycling. Passes its second and third readings and is ordered sent to the House of Representatives.

S. J. R. 89, a joint resolution extending the deadline of the Commission on Public and Private Schools. Passes its second and third readings and is ordered sent to the House of Representatives.

H. J. R. 17, a joint resolution honoring North Carolina Central University for fifty years of service to the State and the people of North Carolina as a liberal arts college and university. Passes its second and third readings and is ordered enrolled.

H. J. R. 33, a joint resolution honoring the life and memory of Harveleigh Monte Rivera White, distinguished North Carolinian. On motion of Senator Winters, consideration of the joint resolution is postponed until Monday, February 10.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 9, an act to amend Chapter 217 of the Session Laws of 1943 to correct a township designation.

Tonya Allen of Germanton, serving as Lieutenant Governor of the Day, State Youth Legislative Assembly, assumes the Chair to receive the adjournment motion. On motion of Senator Henley, the Senate adjourns to meet Monday at 8:00 P.M.
NINETEENTH DAY

SENATE CHAMBER,

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Harris, Kirby, Walker, and Whichard for today. A leave of absence previously granted to Senator Moore is noted.

The President recognizes the following pages serving in the Senate this week: Patterson Neal, Roanoke Rapids; Janice Presnall, Roanoke Rapids; Sheryl Price, Greenville; Michael Setzer, Catawba; Wayne Coates, Fairmont; Thomas Nicholson, Greensboro; Jeannie Sutton, Morganton; Anna von Oesen, Burgaw; Larry Wilson, Wilmington; John Whitley, Wilson; Julie Amos, High Point; James D. Pearce, Hendersonville; Brian West, Warsaw; Donna Nicholson, Kings Mountain.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 57, a bill relating to the sale of certain property by the City of Burlington. Referred to Committee on Local Government and Regional Affairs.

H. J. R. 66, a joint resolution urging the Congress of the United States and the United States Department of Agriculture to simplify procedures for obtaining food stamp benefits. Referred to Committee on Human Resources.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 108, by Senator William Smith, a bill to place Pender County under the general laws of the State with respect to hunting. Referred to Committee on Wildlife.
S. B. 109, by Senator Gudger, a bill to reduce the bond requirements of guardians and trustees by the amount of stocks, bonds, securities and savings on deposit with certain building and loan associations relinquished by said guardians and trustees to the clerk of court. Referred to Committee on Judiciary I.

S. B. 110, by Senators Gudger and Mills, a bill to amend Chapter 15 of the General Statutes of North Carolina by the addition of Section 15-197.1 permitting a criminal defendant to be sentenced to a term of special probation. Referred to Committee on Criminal Justice and Corrections.

S. B. 111, by Senators Hill, Crawford, and Palmer, a bill requiring that municipalities be incorporated for two years prior to becoming eligible to share in Powell Bill funds. Referred to Committee on Local Government and Regional Affairs.

S. B. 112, by Senators Barker, White, Lynwood Smith, Winters, Scott, Stallings, and Palmer, a bill to amend the North Carolina Milk Commission statutes relating to the setting of milk prices and volume rebates. Referred to Committee on Agriculture.

S. B. 113, by Senators Barker, White, Lynwood Smith, Winters, Scott, Stallings, and Palmer, a bill to amend the North Carolina Milk Commission statutes relating to Commission membership and appointments. Referred to Committee on Agriculture.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 77, a bill to amend General Statute 136-33 to fix penalties for willful interference with highway signs, as amended, upon third reading. Senator Allsbrook offers Amendment No. 3 which is adopted. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

H. J. R. 33, a joint resolution honoring the life and memory of Harveleigh Monte Rivera White, distinguished North Carolinian. Passes its second and third readings and is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. J. R. 78, a joint resolution designating February 7, 1975, as Jaycee Day in the General Assembly.

H. J. R. 17, a joint resolution honoring North Carolina Central University for fifty years of service to the State and the people of North Carolina as a liberal arts college and university.
On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.

TWENTIETH DAY

SENATE CHAMBER,
Tuesday, February 11, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. John Edgar Weems, President of Meredith College, Raleigh.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Royall, for the Committee on Human Resources:

S. B. 41, a bill to amend General Statute 130-200 with respect to the status of pathologist, with a favorable report, as amended.

S. B. 69, a bill to amend the Uniform Anatomical Gift Act to increase the number of those persons qualified to enucleate eyes, with a favorable report, as amended.

S. B. 70, a bill to establish a coordinated human tissue donation program, with a favorable report, as amended. On motion of Senator Royall, the bill is re-referred to the Committee on Appropriations.

H. J. R. 66, a joint resolution urging the Congress of the United States and the United States Department of Agriculture to simplify procedures for obtaining food stamp benefits, with a favorable report, as amended.

By Senator Britt, for the Committee on Judiciary II:

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 114, by Senators Davis, Totherow, and Jernigan, a bill to amend General Statute 20-7(f) so as to reward safe drivers by eliminating the requirement for taking written and road tests when applying for renewal of chauffeur's license. Referred to Committee on Judiciary II.

S. B. 115, by Senators Jernigan, Henley, and Totherow, a bill to authorize the use of school buses by municipal and/or county recreation and park departments or commissions in the administration and operation of summer public recreation and park programs. Referred to Committee on Education.

S. B. 116, by Senators Allsbrook and White, a bill to make the Martin Technical Institute a comprehensive community college. Referred to Committee on Education.

S. B. 117, by Senator Kirby, a bill to be known as the renunciation of transfers by will, intestacy, appointment or insurance contract act. Referred to Committee on Judiciary II.

S. B. 118, by Senator McDuffie, a bill to allow cities and towns to increase license or privilege tax for motor vehicles from one dollar ($1.00) to three dollars ($3.00). Referred to Committee on State Government.

S. B. 119, by Senator McNeill Smith, a bill to amend General Statute 62-81 to allow rate cases to be heard by a division of the Utilities Commission, hearing commissioner or hearing examiner. Referred to Committee on Public Utilities and Energy.

S. B. 120, by Senators Rauch, Henley, Kincaid, Hardison, Marion, Totherow, Hill, Garrison, Combs, Walsh, Stallings, Allsbrook, Harris, Renfrow, Childers, Mills, and McDuffie, a bill to make prisoners available for work on the public roads. Referred to Committee on Law Enforcement and Crime Control.

S. J. R. 121, by Senators Rauch, Harris, and Mauney, a joint resolution honoring Ashbrook High School of Gastonia for being the District 10 winner and the North Carolina 4-A State Football champions. Referred to Committee on Rules and Operation of the Senate.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 36, a bill to require motor vehicles to be equipped with exhaust systems which are in good working order and free from leaks, as amended. On motion of Senator Vickery, the bill, as amended, is recommitted to the Committee on Judiciary II.
S. B. 51, a bill to annex territory to the Town of Fairmont, upon third reading. The bill passes its third reading by roll-call vote, ayes 47, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Sebo, Lynwood Smith, McNeill Smith, William Smith, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 47. The bill is ordered sent to the House of Representatives.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. J. R. 33, a joint resolution honoring the life and memory of Harveleigh Monte Rivera White, distinguished North Carolinian.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.

TWENTY-FIRST DAY

SENATE CHAMBER,
Wednesday, February 12, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

S. B. 28. On motion of Senator Scott, S. B. 28, a bill authorizing the State Board of Education to purchase liability insurance for members of the Board, is taken, without objection, from the Committee on Appropriations and placed on the Calendar for Thursday, February 13.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 122, by Senator Whichard, a bill to amend General Statute 163-137 to provide for the arrangement of names on the ballot. Referred to Committee on State Government.
S. B. 123, by Senator Lackey, a bill to authorize the Alexander County Board of Education to enter into contracts relating to the construction or maintenance of school buildings, and to amend General Statute 143-129 exempting the Alexander County Board of Education from certain provisions thereof. Referred to Committee on Local Government and Regional Affairs.

S. J. R. 124, by Senator White, a joint resolution extending the reporting deadline of the North Carolina Pesticide and Structural Pest Study Commission. Referred to Committee on Rules and Operation of the Senate.

S. B. 125, by Senators Hardison, Henley, Jernigan, Scott, and Lynwood Smith, a bill to amend General Statute 87-43.3 to increase the project value limitation of the limited electrical contracting license classification from five thousand dollars ($5,000) to ten thousand dollars ($10,000). Referred to Committee on State Government.

S. B. 126, by Senators Mauney, Rauch, Childers, and Marion, a bill to amend Chapter 115 of the General Statutes to require instruction in the free enterprise system in the public high schools of the State. Referred to Committee on Education.

S. B. 127, by Senator Walker, a bill to amend General Statute 7A-273 relating to the power of magistrates in criminal actions relating to worthless checks. Referred to Committee on Judiciary I.

S. B. 128, by Senators Kincaid and Walsh, a bill to amend Chapter 58 of the General Statutes or prevent insurance surcharges under the Safe Driver Reward Plan for traffic offenses committed by operators of commercial vehicles. Referred to Committee on Judiciary I.

S. J. R. 129, by Senators William Smith, Henley, Jernigan, Renfrow, Staton, White, Allsbrook, Alford, Britt, Mills, and Daniels, a joint resolution honoring the life and memory of Champion McDowell Davis. Referred to Committee on Rules and Operation of the Senate.

S. B. 130, by Senators Britt, Strickland, McNeill Smith, Davis, Sebo, Odom, Hill, Whichard, and Winters, a bill to permit left turns onto a one-way street on a red light. Referred to Committee on Judiciary II.

S. B. 131, by Senator McDuffie, a bill to amend General Statute Chapter 7A-314 to raise the daily fee for a witness from five dollars ($5.00) to ten dollars ($10.00). Referred to Committee on Courts and Judicial Districts.

S. B. 132, by Senator Kirby, a bill to restrict the exercise of a power for a fiduciary's benefit. Referred to Committee on Judiciary II.

S. B. 133, by Senators Webster, Stallings, McDuffie, William Smith, Mills, Daniels, Vickery, Suddarth, Alexander, McNeill Smith, Harrington, Henley, Mauney, Allsbrook, Britt, Hill, Palmer, Nye, Marion, Walsh, Childers, Kirby, Odom, Harris, Barker, Combs, Sebo, Gudger, Garrison, Renfrow, Winters, Rauch, Strickland, Staton, Hardison, Lynwood Smith, Scott, Jernigan,
Royall, Lackey, Totherow, Whichard, White, Alford, Davis, Bahakel, Crawford, and Walker, a bill to amend Chapter 62 of the General Statutes to enlarge the North Carolina Utilities Commission, to allow the Commission to sit in panels of three, to allow the panels to make valid and binding decisions, to require the use of a historical test year, and to require a separate hearing on rate increases based solely upon fuel costs. Referred to Committee on Public Utilities and Energy.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 41, a bill to amend General Statute 130-200 with respect to the status of pathologist. On motion of Senator Jernigan, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 69, a bill to amend the Uniform Anatomical Gift Act to increase the number of those persons qualified to enucleate eyes. On motion of Senator Gudger, Committee Amendments No. 1 and No. 2 are adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 85, a bill to delay the effective date of Chapter 1331 of the 1973 Session Laws entitled "An Act to Establish Procedures for the Conduct of Proceedings Before Administrative Agencies and to Establish a Code of Administrative Regulations." On motion of Senator Kirby, consideration of the bill is postponed until tomorrow, February 13.

H. J. R. 66, a joint resolution urging the Congress of the United States and the United States Department of Agriculture to simplify procedures for obtaining food stamp benefits. On motion of Senator Gudger, the Committee amendment is adopted. The joint resolution, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.

TWENTY-SECOND DAY

SENATE CHAMBER,
Thursday, February 13, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend J. Howard Silver, Pastor of Northside Baptist Church, Burlington.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to
be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Staton and Walker for today.

The electronic voting equipment is noted to be inoperative today.

S. B. 133. Senator Webster announces a public hearing on S. B. 133, a bill to amend Chapter 62 of the General Statutes to enlarge the North Carolina Utilities Commission, to allow the Commission to sit in panels of three, to allow the panels to make valid and binding decisions, to require the use of a historical test year, and to require a separate hearing on rate increases based solely upon fuel costs, to be held in the auditorium of the Legislative Building on Tuesday, February 18, 1975 at 3:00 P.M.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Britt, for the Committee on Judiciary II:

S. B. 42, a bill to amend General Statute 1-79 relating to the residence of domestic corporations, with a favorable report, as amended.

S. B. 102, a bill to amend various sections of the General Statutes to make technical corrections, with a favorable report.

S. B. 114, a bill to amend General Statute 20-7(f) so as to reward safe drivers by eliminating the requirement for taking written and road tests when applying for renewal of chauffeur’s license, with a favorable report, as amended.

By Senator Henley, for the Committee on Rules and Operation of the Senate:

S. J. R. 121, a joint resolution honoring Ashbrook High School of Gastonia for being the District 10 winner and the North Carolina 4-A State Football champions, with a favorable report.

S. J. R. 124, a joint resolution extending the reporting deadline of the North Carolina Pesticide and Structural Pest Study Commission, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 134, by Senator Nye, a bill to require the State to pay county medical examiner fees by amending Article 21 of Chapter 130 of the General Statutes of North Carolina. Referred to Committee on Local Government and Regional Affairs.
S. B. 135, by Senators Crawford, Hardison, Bahakel, Royall, Sebo, Marion, Hill, Palmer, William Smith, Nye, Walsh, Childers, Suddarth, Moore, McNeill Smith, Harrington, McDuffie, Gudger, Kinea, Vickery, Mauney, Walker, Combs, Odom, Harris, Lackey, and Kirby, a bill to establish maximum limitations on the number and the ratio of supervisory personnel to uniformed highway patrolmen in the North Carolina State Highway Patrol. Referred to Committee on Transportation.

S. B. 136, by Senator Gudger, a bill to amend General Statute 1A-1, Rule 41(d), relating to dismissal with prejudice for nonpayment of court costs of prior action. Referred to Committee on Judiciary I.

S. B. 137, by Senators Bahakel, Davis, Garrison, Mills, McDuffie, Webster, Alford, Alexander, Henley, Scott, Totherow, Jernigan, Royall, Crawford, Mauney, Marion, Kirby, Rauch, Allsbrook, Stallings, Gudger, Barker, Vickery, McNeill Smith, Strickland, Staton, Winters, Harris, Odom, White, Combs, Lynwood Smith, and Moore, a bill to amend General Statute 136-44.5 to provide for a revised formula for the distribution of funds for secondary roads. Referred to Committee on Transportation.

S. B. 138, by Senator Moore, a bill to amend Article 22A of Chapter 163 of the General Statutes, so as to make it applicable to all county elective officers and municipal elective officers in some municipalities. Referred to Committee on State Government.

S. B. 139, by Senator Moore, a bill to amend Article 22A of Chapter 163 of the General Statutes relating to campaign contributions and expenditures. Referred to Committee on State Government.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 48, a bill to amend General Statute 160A-241 so as to authorize municipalities and political divisions of municipalities to use the procedure provided in Article 9 of Chapter 136 of the General Statutes as specifically authorized by General Statute 136-66.3(c) in acquiring lands, easements, privileges, rights-of-way and other interests for public purposes in the exercise of the power of eminent domain, and providing that this Act shall apply only to the City of Concord. Referred to Committee on Local Government and Regional Affairs.

H. B. 49, a bill to amend General Statute 153A-159 so as to authorize counties to use the procedure provided in Article 9 of Chapter 136 of the General Statutes in acquiring lands, easements, privileges, rights-of-way and other interests for public purposes in the exercise of the power of eminent domain, and providing that this Act shall apply only to Cabarrus County. Referred to Committee on Local Government and Regional Affairs.
H. B. 55, a bill to extend the corporate limits of the Town of Alliance. Referred to Committee on Local Government and Regional Affairs.

H. B. 69, a bill to amend the Uniform Anatomical Gift Act to increase the number of those persons qualified to enucleate eyes. Referred to Committee on Human Resources.

H. B. 78, a bill to amend General Statute 85A-34 to provide for inclusion of Burke County as a county subject to General Statute 85A, Bail Bondsmen and Runners. Referred to Committee on Local Government and Regional Affairs.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 28, a bill authorizing the State Board of Education to purchase liability insurance for members of the Board. On motion of Senator Scott, the bill is recommitted to the Committee on Education.

S. B. 85, a bill to delay the effective date of Chapter 1331 of the 1973 Session Laws entitled "An Act to Establish Procedures for the Conduct of Proceedings Before Administrative Agencies and to Establish a Code of Administrative Regulations." Senator Allsbrook offers Amendment No. 1 which is adopted. The bill, as amended, passes its second reading. On motion of Senator Kirby, consideration of the bill, as amended, is postponed until Wednesday, February 19.

On motion of Senator Allsbrook, the Senate adjourns in honor and memory of Judge James Carlton Pittman, former member and President Pro Tempore of the Senate, to meet tomorrow at 10:00 A.M.

TWENTY-THIRD DAY

SENATE CHAMBER,
Friday, February 14, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Bahakel, Gudger, Rauch, Royall, and Staton for today.
REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Davis, for the Committee on Local Government and Regional Affairs:

S. B. 74, a bill to amend Chapter 537 of the Session Laws of 1949 relating to a supplementary pension fund for firemen in the City of Gastonia, with a favorable report.

S. B. 82, a bill to authorize the Town of Atkinson to convey real property to a non-profit corporation, with a favorable report.

S. B. 86, a bill to permit cities to raise license tax for motor vehicles from one dollar ($1.00) to three dollars ($3.00), without prejudice, with recommendation to re-refer to Finance Committee. On motion of Senator Davis, the bill is re-referred to the Committee on Finance.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. R. 140, by Senator Henley, a Senate resolution adopting the permanent rules of the Senate for the 1975 Session of the General Assembly of North Carolina. On motion of Senator Henley, the rules are suspended and the Senate resolution is placed on the Calendar for immediate consideration. Senator Mauney offers Amendment No. 1 which fails of adoption. Senator Allsbrook offers Amendment No. 2 which he subsequently withdraws. On motion of Senator Henley, the Senate resolution is adopted. The permanent rules of the Senate for the 1975 Session are as follows:

1975 SESSION SENATE RULES
GENERAL ASSEMBLY OF NORTH CAROLINA

I. Order of Business, Rules 1-7
II. Conduct of Debate, Rules 8-17
III. Motions, Rules 18-24
IV. Voting, Rules 25-30
V. Committees, Rules 31-37
VI. Handling Bills, Rules 38-59
VII. Legislative Officers and Employees, Rules 60-65
VIII. General Rules, Rules 66-77

I. ORDER OF BUSINESS

RULE 1. Rules controlling the Senate of North Carolina and its Committees.—The following rules shall govern and control all actions and procedures of the Senate and its committees.
RULE 2. Convening hour. — The President shall take the chair at the hour fixed by the Senate upon adjournment on the preceding legislative day, and shall call the members to order. In case the Senate adjourned on the preceding legislative day without having fixed the hour of reconvening, the Senate shall reconvene on the next legislative day at 1:00 P.M.

RULE 3. Opening the session. — The President shall, upon order being obtained, have the sessions of the Senate opened with prayer.

RULE 4. Convening in absence of President. — In the absence of the President, the President Pro Tempore shall reconvene the Senate and preside, and during such time shall be vested with all powers of the President except that of casting a vote in case of tie when he has already voted on the question as a Senator. In the event of the absence of the President and President Pro Tempore at any time fixed for the reconvening of the Senate, the Principal Clerk of the Senate, or in his absence also, some member of the Senate Committee on Rules and Operation of the Senate, shall call the Senate to order and designate some member to act as President.

RULE 5. Quorum. — (a) A quorum consists of a majority of all the qualified members of the Senate.
(b) When a lesser number than a quorum convene, the Senators present may send the doorkeeper or any person, for any or all absent Senators, as a majority of the Senators present determine.

RULE 6. Approval of Journal. — After the prayer, and upon appearance of a quorum, the President shall cause the Journal of the preceding day to be read and approved, unless the Chairman of the Committee on Rules and Operation of the Senate or some member of the Senate by motion sustained by a majority of the members present, has the reading thereof dispensed with and the same approved as written.

RULE 7. Order of business. — After approval of the Journal, the order of business shall be as follows:
(1) Reports of standing committees.
(2) Reports of select committees.
(3) Introduction of bills, petitions, and resolutions.
(4) Messages from the House of Representatives.
(5) Unfinished business of preceding day.
(6) Special orders.
(7) General Orders:
(a) Local bills in numerical order, Senate bills first.
   (i) Third reading roll call and electronic voting system votes
   (ii) Second reading roll call and electronic voting system votes
   (iii) Second reading viva voce
   (iv) Third reading viva voce
(b) Public bills in numerical order, Senate bills first
   (i) Third reading roll call and electronic voting system votes
   (ii) Second reading roll call and electronic voting system votes
   (iii) Second reading viva voce
   (iv) Third reading viva voce

II. CONDUCT OF DEBATE

RULE 8. President to maintain order. — The President shall have general direction of the Hall of the Senate and shall be authorized to take such action as is necessary to maintain order, and in case of any disturbance or disorderly conduct in the galleries or lobbies, he shall have the power to order those areas cleared.

RULE 9. Substitution for President. — The President shall have the right to call on any member to perform the duties of the Chair, but substitution shall not extend beyond one day.

RULE 10. Points or order. — (a) The President shall preserve order and decorum and proceed with the business of the Senate according to the rules adopted. He shall decide all questions of order, subject to an appeal to the Senate by any member, on which appeal no member shall speak more than once unless by leave of the Senate. A two-thirds vote of the members present is necessary to sustain any appeal from the ruling of the Chair.

   (b) In the event the Senate Rules do not provide for, or cover any point or order raised by any Senator, the rules of the United States House of Representatives shall govern.

   (c) When a Senator is called to order he shall take his seat until the President determines whether he was in order or not; if decided to be out of order, he shall not proceed without the permission of the Senate; and every question of order shall be decided by the President, subject to an appeal to the Senate by any Senator; and if a Senator is called to order for words spoken, the words excepted to shall be immediately taken down in writing, that the President or Senate may be better able to judge the matter.

RULE 11. Debating and voting by Lieutenant Governor. — The Lieutenant Governor, as President of the Senate, being a Constitutional Officer shall not have the right to debate any question or to address the Senate upon any proposition unless by permission of the majority of members present, and shall have the right to vote only when there is a tie vote upon any question or election.

RULE 12. Obtaining recognition. — (a) When any Senator is about to speak in debate or deliver any matter to the Senate, he shall rise from his seat and respectfully address the President. No member shall speak until recognized by the President, and when two or more members rise at the same time, the President shall name the member to speak.
(b) A Senator who has the floor may yield the floor to another Senator only for the purpose of allowing another Senator to state a question. Only the Chair may award the floor to any Senator for the purposes of allowing that Senator to engage in general debate.

RULE 13. Recognition for extending courtesies. — (a) Courtesies of the floor and galleries shall be extended only by the President on his own motion or upon the written request of a member of the Senate to former members of the General Assembly or to distinguished visitors.

(b) Members may designate Honorary Pages by a statement delivered to the Principal Clerk who will have a certificate issued therefor.

(c) The President may upon written request at intervals between various orders of business extend courtesies to schools or other special large groups visiting in the galleries while they are present, and the President shall, at such times as he deems appropriate, express to those visitors in the galleries the pleasure of the Senate for their presence.

RULE 14. Limitations on individual debate. — (a) No senator shall speak or debate more than three times nor longer than forty-five minutes on the same day on the same subject without leave of the Senate.

(b) By permission of the President any member of the Senate may address the Senate from the lectern located on the floor before the dais for the purpose of explaining a bill or resolution, stating a point of personal privilege or for the purpose of debate.

RULE 15. Priority of business. — All questions relating to priority of business shall be decided without debate.

RULE 16. Reading of papers. — When the reading of a paper, other than a petition, is called for, and any Senator objects to the reading, the question shall be determined by the Senate without debate.

RULE 17. General decorum. — (a) Senators and visitors shall uncover their heads upon entering the Senate Chamber while the Senate is in session and shall continue uncovered during their continuance in the Chamber, unless one's religion requires his head to be covered.

(b) No remark reflecting personally upon the action of any Senator shall be in order upon the floor of the Senate unless preceded by a motion or resolution of censure.

(c) When the President is putting a question, or a division by counting is in progress, no Senator shall walk out of or across the Chamber, nor when a Senator is speaking, pass between him and the President.

(d) When a motion to adjourn or for recess is affirmatively determined, no member or officer shall leave his place until adjournment or recess is declared by the President.

(e) Smoking shall not be allowed in the galleries of the Senate during Sessions. Smoking shall not be allowed on the floor of the Senate during Sessions, except by vote of a simple majority of the Senators present.
(f) No remark soliciting the donation of funds for the support of any person or organization shall be in order upon the floor of the Senate, unless the remark has some relevance to a bill or resolution before the body.

III. MOTIONS

RULE 18. Motions generally. — All motions shall be reduced to writing, if desired by the President or a Senator, delivered at the table, and read by the President or Reading Clerk before the same are debated; but any motion may be withdrawn by the introducer at any time before decision or amendment. Except as otherwise specifically provided in these rules, no second is required.

RULE 19. Motions; order of procedure. — When a question is before the Senate no motion shall be received except those herein specified, which motions shall have precedence as follows:

(1) To adjourn.
(2) To lay on the table.
(3) For the previous question.
(4) To postpone indefinitely.
(5) To postpone to a certain day.
(6) To commit to a standing committee.
(7) To commit to a select committee.
(8) To amend.
(9) To substitute.

RULE 20. Motions to adjourn and to lay on the table. — The motions to adjourn and to lay on the table shall be decided without debate, and the motion to adjourn shall always be in order when made by a Senator entitled to the floor.

RULE 21. Motions to postpone to certain day and to commit. — The respective motions to postpone to a certain day, or to commit to a standing or select committee, shall preclude debate on the main question.

RULE 22. Action when previous question pending. — When a motion for the previous question is made and is pending, debate shall cease. After a motion for the previous question is made, pending a second thereto, any member may give notice that he desires to offer an amendment to the bill or other matter under consideration; and after the previous question is seconded such member shall be entitled to offer his amendment in pursuance of such notice.

RULE 23. Motion for previous question. — The previous question shall be as follows: "Shall the main question be now put?" and until it is decided shall preclude all amendments and debate. If this question is decided in the affirmative, the "main question" shall be on the passage of the bill, resolution, or other matter under consideration; but when amendments are pending, the question shall be taken upon such amendments in their inverse order, without further debate or amendment: Provided, that no one shall move the previous question except the chairman of the committee sub-
mitting the report on the bill or other matter under consideration, and the member introducing the bill or other matter under consideration or the member in charge of the measure, who shall be designated by the chairman of the committee reporting the same to the Senate at the time the bill or other matter under consideration is reported to the Senate or taken up for consideration.

RULE 24. Motion to reconsider.—When a question has been once put and decided, any Senator who voted in the majority may move to reconsider thereof; but no motion for the reconsideration of any vote shall be in order after the bill, resolution, message, report, amendment, or motion upon which the vote was taken has gone out of the possession of the Senate; nor shall any motion for reconsideration be in order unless made on the same day or in the next following legislative day on which the vote proposed to be reconsidered took place, unless the motion is made by the Committee on Rules and Operation of the Senate for verbal or grammatical errors in the bills, when the motion may be made at any time: Provided, that when the next legislative day has by motion of the Senate, been restricted as to matters which may be considered, a motion to reconsider shall be in order on the next succeeding day upon which regular business is conducted. No question shall be reconsidered more than once.

IV. VOTING

RULE 25. Use of electronic voting system.—(a) Votes on the following questions shall be taken on the electronic voting system, and the ayes and noes shall be recorded on the Journal:

(1) All questions on which the Constitution of North Carolina requires that the ayes and noes be taken and recorded on the Journal.

(2) All questions on which a call for the ayes and noes under Rule 26(b) has been sustained.

(3) Both second and third readings of bills proposing amendment of the Constitution of North Carolina.

(b) Votes on the following questions shall be taken on the electronic voting system, and a copy of the machine print-out of the votes shall be filed in the Legislative Library where it shall be open to public inspection:

(1) Second reading of all public bills, all amendments to public bills offered after second reading, third reading if a public bill was amended after second reading, and all conference reports on public bills.

(2) Any other question upon direction of the Chair or upon motion of any Senator supported by one-fifth of the Senators present.

(c) When the electronic voting system is used, the Chair shall fix and announce the time, not to exceed one minute, which shall be allowed for voting on the question before the Senate. The system shall be set to lock automatically and to record the vote when that time has expired. Once the
system has locked and recorded a vote, the vote shall be printed by the system.

(d) The voting station at each Senator's desk in the Chamber shall be used only by the Senator to which the station is assigned. Under no circumstances shall any other person vote at a Senator's station. It is a breach of the ethical obligation of a Senator either to request that another vote at the requesting Senator's station, or to vote at another Senator's station. The Chair shall enforce this rule without exception.

(e) When the electronic voting system is used, the Chair shall state the question and shall then state substantially the following: "All in favor vote 'aye'; all opposed vote 'no'; _______ seconds will be allowed for voting on this question; the Clerk will unlock the machine." After the machine locks and records the vote, the Chair shall announce the vote and declare the result.

(f) One copy of the machine print-out of the vote record shall be filed in the office of the Principal Clerk, and one copy shall be filed in the Legislative Library where it shall be open to public inspection.

(g) When the Chair ascertains that the electronic voting system is inoperative before a vote is taken or while a vote is being taken on the electronic system, he shall announce that fact to the Senate and any partial electronic system voting record shall be voided. In such a case, if the Constitution of North Carolina or the Rules of the Senate require a call of the ayes and noes, the Clerk shall call the roll of the Senate, and the ayes and noes shall be taken manually and shall be recorded on the Journal. All other votes shall be taken by voice vote as prescribed in Senate Rule 26(a). If, after a vote is taken on the electronic system, it is discovered that a malfunction caused an error in the electronic system print-out, the Chair shall direct the Reading Clerk and the Principal Clerk to verify and correct the print-out record and so advise the Senate.

(h) For the purpose of identifying motions on which the vote is taken on the electronic system (the identification codes having no relation to the order of precedence of motions), the motions are coded as follows:

1. To lay on the table.
2. For the previous question.
3. To postpone indefinitely.
4. To postpone to a day certain.
5. To refer to a committee.
6. To reconsider.
7. To recall from committee.
8. To substitute.
9. To take from the table.
0. Miscellaneous.

RULE 26. Voice votes; call for ayes and noes. — (a) When the electronic voting system is not used, all votes on which a call of the roll of the Senate is not required shall be taken by voice vote. The question shall be put as
follows: "Those in favor say 'aye'," and, after the affirmative vote is expressed, "Opposed 'no'"; after which the Chair shall announce the result. If a division on any vote is desired, it must be called for immediately before the result of the voting is announced on any question, and upon such call, the Chair shall require the members to stand and be counted for and against the proposition under consideration.

(b) The ayes and the noes may be called for on any question before the vote is taken. If a Senator desires the ayes and noes recorded on the Journal on a question, he shall address the Chair and obtain recognition and say "Upon that question I call for the ayes and noes." Whereupon the Chair shall say, "Is the call sustained?" If one-fifth of the Senators present then stand, the vote shall be taken on the electronic voting system if it is operative, and the ayes and noes shall be recorded on the Journal. If the electronic voting system is inoperative, the roll of the Senate shall be called and the ayes and noes taken manually and recorded on the Journal. If fewer than one-fifth of the Senators present stand to sustain the call, the Chair shall announce "An insufficient number up" and a vote by electronic voting or by voice, whichever is appropriate under the Rules of the Senate, shall be taken.

RULE 27. Pairs.—If a Senator is paired with another Senator on a question, the Senator shall announce the pair as follows: "Mr. President, I desire to announce a pair. If Senator ———— were present, he would vote ———; if I were free to vote, I would vote ——— (the opposite)." The Senator shall send forward at that time a written statement of the pair on a form provided by the Principal Clerk. The Clerk shall record the pair on the Journal, and neither member of the pair shall vote on the question. A pair shall be announced before the vote is taken viva voce, or, if the electronic voting system is used, before the machine is unlocked.

RULE 28. Dividing question.—If any question contains several distinct propositions, it shall be divided by the President, at the request of any Senator, provided each subdivision, if left to itself, forms a substantive proposition.

RULE 29. Duty to vote; excuses.—(a) Every Senator who is within the bar of the Senate when the question is stated by the Chair shall vote thereon unless he is excused by the Senate. The bar of the Senate shall include the entire Senate Chamber.

(b) Any Senator may request to be excused from voting, either immediately before or after the vote has been called for and before a viva voce vote result has been announced or before the electronic voting system has been unlocked. The Senator may make a brief statement of the reasons for making such request, and shall send forward to the Principal Clerk, on a form provided by the Clerk, a concise statement of the reason for the request, and the Clerk shall include this statement in the Journal. The question on granting of the request shall be taken without debate.

RULE 30. Explanation of vote.—Any Senator may explain his vote on any bill pending by obtaining permission of the President before the vote
is taken: Provided, that not more than three minutes shall be consumed in such explanation.

V. COMMITTEES

RULE 31. Appointment of Committees. — The President of the Senate, unless he has by law disqualified himself from that office, shall have the exclusive right and authority to appoint all Committees, regular or select, and to appoint Committee Chairmen and Vice Chairmen, and he is specifically authorized to appoint four Chairmen of four subcommittees of the Committee on Appropriations; but he may delegate said authority in any instance, as he may choose. Upon the recommendation of the Committee on Rules and Operation of the Senate, the Senate may authorize additional standing committees.

RULE 32. List of Standing Committees. — The standing committees shall be:

Agriculture  
Alcoholic Beverage Control  
Appropriations  
Appropriations Subcommittee #1 on Human Resources and Corrections Group  
Appropriations Subcommittee #2 on Education  
Appropriations Subcommittee #3 on General Government and Transportation  
Appropriations Subcommittee #4 on State Government Planning and Personnel  
Banking  
Courts and Judicial Districts  
The Economy  
Education  
Finance  
Higher Education  
Insurance  
Judiciary I  
Judiciary II  
Local Government and Regional Affairs  
Manufacturing, Labor and Commerce  
Human Resources  
Natural and Economic Resources  
Public Utilities and Energy  
Rules and Operation of the Senate  
Criminal Justice and Corrections  
State Government  
Law Enforcement and Crime Control  
Transportation  
Veterans and Military Affairs  
Wildlife
RULE 33. Notice of Committee Meetings. — Public notice of all committee meetings shall be given in the Senate. The required notice may be waived as to any meeting by the attendance at that meeting of all of the members of the committee, or by personal waiver.

RULE 34. Membership of Committees; quorum. — Membership on standing committees shall consist of not more than 22 or less than 8 Senators, including the Chairman and Vice Chairman who shall be designated by the President: Provided, the committee membership on the Committee on Appropriations and the Committee on Finance shall not be limited as to membership but shall be left to the discretion of the President. No Senator shall hold membership on more than 10 standing committees unless the Committee on Rules and Operation of the Senate provides otherwise. A quorum of any committee shall consist of a majority of the committee.

RULE 35. Roll Call vote in Committee. — No roll call vote may be taken in any committee.

RULE 36. Committee Meetings. — No committee or subcommittee shall hold a secret meeting, and all meetings of committees and subcommittees shall be open to the public: Provided, that any committee or subcommittee has the inherent right to hold an executive session when it determines that it is absolutely necessary to have such a session in order to prevent personal embarrassment, or when it is in the best interest of the State; and in no event shall final action be taken by any committee or subcommittee except in open session.

RULE 37. (Reserved for interim operations rule)

VI. HANDLING BILLS

RULE 38. Construction of rules. — All provisions of these rules applying to bills shall apply also to resolutions, memorials and petitions.

RULE 39. Introduction of bills. — (a) Unless variation is authorized by the Committee on Rules and Operation of the Senate, bills submitted for introduction shall be in a computer-typed form prepared by the Legislative Services Office. When a bill which is introduced is not in the prescribed form, the Principal Clerk shall cause the bill to be retyped in the prescribed form, and the retyped copy shall become the official copy of the bill for all purposes. The original bill shall then be returned to the introducer of the bill and shall not become a part of the records or documents of the Senate.

(b) Whenever a bill is introduced, 20 copies shall be submitted to the Principal Clerk. Any bill submitted without the required number of copies shall be immediately returned to the introducer.

RULE 40. Presenting papers to Senate. — Every bill presented to the Senate shall contain on the outside cover the title of the document and the name of the Senator or Senators presenting it. All bills shall be delivered to the Reading Clerk for the reading of the number and the title. The
President shall then announce the referral of the document. The title and referral shall be entered on the Journal.

RULE 41. Deadline on introduction of certain bills. — All bills prepared to be introduced by departments, agencies or institutions of the State must be introduced in the Senate not later than March 15 of the session. All local bills must be introduced not later than April 1 of the session.

RULE 42. References of appropriations and finance bills. — All bills introduced in the Senate providing for appropriations from the State, or any subdivision thereof, shall, before being considered by the Senate, be referred to the Committee on Appropriations, and bills referred to other committees carrying any such provisions shall be reported to the Senate as being bills to be referred to the Appropriations Committee before proper action may be taken by the Senate. All bills introduced in the Senate providing for bond issues, levying taxes, or in any manner affecting the taxing power of the State or any subdivision thereof, shall, before being considered by the Senate, be referred to the Committee on Finance, and bills referred to other committees carrying any such provisions shall be reported to the Senate as being bills to be referred to the Finance Committee before proper action may be taken by the Senate.

RULE 43. First reading; reference to Committee. — All bills shall be read by their titles, which reading shall constitute the first reading of the bills, and unless otherwise disposed of shall be referred to the proper committee.

RULE 44. Bills to receive three readings. — Every bill shall receive three readings previous to being passed, and the President shall give notice at each whether it be the first, second, or third. After the first reading, unless a motion is made by some Senator, the President shall refer the bill to an appropriate committee. No bill shall be amended upon the floor of the Senate until it has been twice read. Senate simple resolutions shall not require three readings.

RULE 45. Reports of Committees. — Every Senator presenting a report of a committee shall endorse the report with the name of the committee and, in case of a minority report, with the names of the members making the report. The report of the committee shall show that a majority of the committees were present and voted. Every report of the committee upon a bill or resolution shall stand upon the general orders with the bill or resolution.

RULE 46. Unfavorable report by Committee. — (a) All bills reported unfavorably by the committee to which they were referred, and having no minority report, shall lie upon the table, but may be taken from the table, and placed upon the calendar by a two-thirds vote of those present and voting.

(b) When a bill is reported by a committee with an unfavorable report, but accompanied by a minority report, signed by at least three members of the committee who were present and who voted on the bill when the bill was considered in committee, then the minority report shall be placed on the calendar and considered the following day, and the question before the
Senate shall be “The adoption of the Minority Report.” If the minority report is adopted by a majority vote, the bill shall be placed upon the calendar; if the minority report is not adopted, the bill shall lie upon the table.

RULE 47. Recall of bill from Committee. — When a bill has been introduced and referred to a committee, if after 10 days the committee has failed to report thereon, then the author of the bill may, after three days' public notice given in the Senate, on motion supported by a vote of two-thirds of the Senators present and voting, recall the bill from the committee to the floor of the Senate for consideration and such action thereon as a majority of the Senators present may direct.

RULE 48. Calendar; order to be followed. — The President and the Principal Clerk of the Senate shall see that all bills are acted upon by the Senate in the order in which they stand upon the calendar, unless otherwise ordered as hereinafter provided. The published calendar shall include all bills reported favorably from committees, or reported with a minority report attached, or placed on the calendar on motion: Provided, that the published local calendar may carry the number of each bill, the county or counties referred to, and an abbreviated statement of the title of the bill.

RULE 49. Considering bills out of regular order. — Except as provided in Rule 50, any bill or other matter may be taken up out of order upon order of the President or upon motion sustained by a majority of the membership present and voting.

RULE 50. Third reading requirements. — No bill on its third reading shall be acted upon out of the regular order in which it stands on the calendar, and no bill shall be acted upon on its third reading the same day on which it passed its second reading, unless so ordered by two-thirds of the Senators present.

RULE 51. Special orders. — Any bill or other matter may be made a special order for a particular day or hour by a vote of the majority of the Senators voting, and if action on the bill is not completed on that day, it shall be returned to its place on the calendar, unless it is made a special order for another day; and when a special order is under consideration it shall take precedence over any special order or subsequent order for the day, but such subsequent order may be taken up immediately after the previous special order has been disposed of.

RULE 52. Procedure when necessary number of Senators not present. — If, on taking the question on a bill, it appears that a constitutional quorum is not present, or if the bill requires a vote of a certain proportion of all the Senators to pass it, and it appears that such number is not present, the bill shall be again read and the question taken thereon; if the bill fails a second time for the want of the necessary number being present and voting, the bill shall not be finally lost, but shall be returned to the calendar in its proper order.
RULE 53. Effect of defeated bill. — (a) After a bill has been tabled or has failed to pass on any of its readings, the contents of such bill or the principal provisions of its subject matter shall not be embodied in any other measure. Upon the point of order being raised and sustained by the Chair, such measure shall be laid upon the table, and shall not be taken therefrom except by a vote of two-thirds of the qualified membership of the Senate: Provided, no local bill shall be held by the Chair as embodying the provisions, or being identical with any statewide measure which has been laid upon the table or failed to pass any of its readings.

(b) When a bill has been postponed indefinitely by the Senate, the bill shall lie upon the table, and shall not be taken therefrom except by a vote of two-thirds of the Senators present.

RULE 54. Taking bill from table. — No bill which has been laid upon the table shall be taken therefrom except by a vote of two-thirds of the Senators present.

RULE 55. Amending titles of bills. — When a bill is materially modified or the scope of its application extended or decreased, or if the county, or counties, to which it applies is changed, the title of the bill shall be changed by the Senator introducing the bill or by the committee having it in charge, or by the Principal Clerk, so as to indicate the full purport of the bill as amended and the county or counties to which it applies.

RULE 56. Corrections of typographical errors in bills. — The Enrolling Clerk is authorized to make corrections of typographical errors in the text of bills at any time prior to ratification. Before the correction is made, the Enrolling Clerk shall have the approval of the Chairman of the Committee on Rules and Operation of the Senate.

RULE 57. Conference Committees. — Whenever the Senate declines or refuses to concur in amendments put by the House to a bill originating in the Senate, or refuses to adopt a substitute adopted by the House for a bill originating in the Senate, a conference committee shall be appointed upon motion and the bill under consideration shall thereupon go to and be considered by the joint conferees on the part of the Senate and House. In considering matters in difference between the Senate and House committed to the conferees, only such matters as are in difference between the two houses shall be considered by the conferees, and the conference report shall deal only with such matters. The conference report shall not be amended. Except as herein set out, the rules of the United States House of Representatives shall govern the appointment, conduct, and reports of the conferees.

RULE 58. Certification of passage of bills. — The Principal Clerk shall certify the passage of bills by the Senate, with the date thereof, together with the fact whether passed by vote of three-fifths or two-thirds of the Senate, whenever such vote may be required by the Constitution or laws of the State.
RULE 59. Transmittal of bills to House. — No bill shall be sent from the Senate on the day of its passage except on the last day of the session, unless otherwise ordered by a vote of two-thirds of the Senators present.

VII. LEGISLATIVE OFFICERS AND EMPLOYEES

RULE 60. Pages. — The President of the Senate shall appoint pages. The President, or such person as he may designate, shall supervise the pages and assign to them their duties. Each page shall be at least 14 years of age.

RULE 61. Sergeant-at-Arms. — (a) There shall be 14 positions of Assistant Sergeants-at-Arms to be appointed by the Sergeant-at-Arms who are to work under his supervision and to be assigned such duties and powers as he shall direct.

(b) The Sergeant-at-Arms shall be responsible for the safety of the members and employees of the Senate while in the Senate Chamber, or any place in which the Senate or its committees are in session.

(c) The Sergeant-at-Arms shall serve all warrants and subpoenas issued by orders of the Senate and signed by the President of the Senate, and said warrants and subpoenas shall be returnable to the Principal Clerk of the Senate.

RULE 62. Principal Clerk's staff. — The Principal Clerk of the Senate shall employ all necessary employees and clerks required to carry out the duties of his office. The Principal Clerk shall have supervision and control, and shall assign such duties and powers as he shall direct to his employees and clerks.

RULE 63. Committee Clerks. — (a) The President of the Senate shall appoint clerks to such committees as he may deem necessary and appropriate.

(b) All Committee Clerks, when not in attendance upon the direct duties connected with their committee shall report to the Supervisor of Committee Clerks for such duties as may be assigned to them upon approval by Committee Chairmen.

RULE 64. Senate Journal. — The Principal Clerk shall prepare and be responsible for the Journal. The Committee on Rules and Operation of the Senate shall examine the Journal to determine if the proceedings of the previous day have been correctly recorded.

RULE 65. (Reserved for future addition to rules)

VIII. GENERAL RULES

RULE 66. President to sign papers. — All acts, addresses and resolutions, and all warrants and subpoenas issued by order of the Senate shall be signed by the President.

RULE 67. Admission to the floor of the Senate. — No person except members of the Senate, members of the House of Representatives, staff of the General Assembly; Judges of the Supreme Court, Court of Appeals, and
Superior Courts; the Governor and members of the Council of State; former members of the General Assembly; and persons particularly invited and extended the privileges of the floor by the President shall be admitted to the floor of the Senate during its session. No registered lobbyist shall be admitted to the floor of the Senate or Senate Chamber while the Senate is in session.

RULE 68. Privileges of the floor. — Any group or individual other than members of the Senate who desires to make remarks upon the floor of the Senate will first obtain approval of the Committee on Rules and Operation of the Senate.

RULE 69. News Media. — The President is authorized to assign area and equipment on the floor of the Senate for the use of the representatives of news media; and the President shall provide regulations for the operation of the representatives of the news media on the floor of the Senate.

RULE 70. Absence without leave. — No Senator or officer of the Senate shall depart the service of the Senate without leave, or receive pay as a Senator or officer for the time he is absent without leave.

RULE 71. Placing material on Senators’ desks. — Any person other than a member of the Senate desiring to place articles of any kind on or about desks in the Senate Chamber or in the offices of the members of the Senate shall make written application to, and obtain written approval from, the Principal Clerk of the Senate.

RULE 72. Assignment of Offices. — The Chairman of the Committee on Rules and Operation of the Senate, subject to the approval of the Committee, is authorized to make assignments of committee rooms and offices to designate committees, chairmen, and members of the Senate. The office adjacent to any committee room assigned to a principal committee by the Chairman of the Committee on Rules and Operation of the Senate, subject to the approval of the Committee on Rules and Operation of the Senate, shall be automatically assigned to the chairman of the principal committee. In making such assignments of individual offices, the said Rules Committee Chairman shall give preferential consideration to the respective members according to the length of service which each member has rendered in the General Assembly.

RULE 73. Administrative rules and regulations involving Senate employees. — All administrative rules, regulations and orders involving all individuals employed to perform duties for the Senate, other than those appointed by the Principal Clerk and the Sergeant-at-Arms, shall be first approved by the Committee on Rules and Operation of the Senate.

RULE 74. Notice of public hearings. — Notice shall be given not less than five calendar days prior to public hearings. Such notices shall be issued as information for the press and the information shall be posted in the places designated by the Principal Clerks.

RULE 75. Public hearings, filing of written statements. — Persons desiring to appear and be heard at a public hearing are encouraged to file a
brief or a written statement of the remarks to be made at least 24 hours before the time of the hearing.

RULE 76. Voting in Joint Sessions.—When any Senate Committee sits jointly with the House Committee, the Senate Committee reserves the right to vote separately from the House Committee.

RULE 77. Alterations, suspension or rescission of rules.—No rule of the Senate shall be altered, suspended, or rescinded except on a two-thirds vote of the Senators present.

Sec. 2. Any modification to these permanent Senate rules shall be made by Senate simple resolution.

Sec. 3 This resolution shall become effective upon its adoption.

S. B. 141, by Senator Hill, a bill to amend General Statute 20-141 pertaining to speed restrictions. Referred to Committee on Judiciary II.

S. B. 142, by Senators Odom and Sebo, a bill to clear Contracts Act of 1975. Referred to Committee on Judiciary II.

S. B. 143, by Senator Nye, a bill to amend General Statute 86-4 relating to the qualification of an apprentice barber, so as to remove the requirement that an apprentice barber can practice only three years without passing the barber's examination. Referred to Committee on Judiciary I.

S. B. 144, by Senator William Smith, a bill to permit the New Hanover County Board of Commissioners to extend the date of its octennial property reappraisal. Referred to Committee on Local Government and Regional Affairs.

S. B. 145, by Senators Whichard, Royall, Davis, Totherow, Winters, Vickery, Walker, Lackey, Harris, Odom, Stallings, Jernigan, Lynwood Smith, William Smith, Palmer, Hill, Alexander, and Moore, a bill to amend the Constitution of North Carolina to provide for nonpartisan merit selection of justices and judges of the General Court of Justice. Referred to Committee on Courts and Judicial Districts.

S. B. 146, by Senators Whichard, Royall, Davis, Totherow, Winters, Vickery, Walker, Lackey, Harris, Odom, Stallings, Jernigan, Lynwood Smith, William Smith, Palmer, Hill, Alexander, and Moore, a bill to create a judicial nominating commission and to implement the nonpartisan merit plan for the selection of judges as required by Article IV, Section 16, of the North Carolina Constitution. Referred to Committee on Courts and Judicial Districts.

S. B. 147, by Senators Henley, Jernigan, Harris, Totherow, Daniels, Barker, Hardison, Garrison, Lackey, Odom, Vickery, Walker, Combs, Strickland, Renfrow, Winters, Marion, Lynwood Smith, Scott, Davis, Alford, Webster, McNeill Smith, William Smith, Britt, Harrington, Nye, Walsh, Childers, Kirby, White, Crawford, Hill, Allsbrook, Stallings, and Mills, a bill to be known as the Legislative Ethics Act. Referred to Committee on Rules and Operation of the Senate.
S. B. 148, by Senator McNeill Smith, a bill to encourage motor vehicle fuel conservation. Referred to Committee on Public Utilities and Energy.

S. R. 149, by Senators McNeill Smith and Winters, a Senate resolution on conservation of energy through the North Carolina Building Code. Referred to Committee on Public Utilities and Energy.

S. J. R. 150, by Senator McNeill Smith, a joint resolution on energy conservation through "energy consumption analysis" of government buildings, including schools. Referred to Committee on Public Utilities and Energy.

S. B. 151, by Senator McNeill Smith, a bill to require State agencies to perform energy consumption analyses on major construction or renovation of buildings. Referred to Committee on Public Utilities and Energy.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 50, a bill to amend General Statute 163-66 to require the list of voters furnished the chairman of each political party to be grouped by precincts. Referred to Committee on State Government.

H. B. 72, a bill making a technical amendment to the charter of the City of Winston-Salem. Referred to Committee on Local Government and Regional Affairs.

H. B. 101, a bill to abolish the office of coroner in Tyrrell County. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 42, a bill to amend General Statute 1-79 relating to the residence of domestic corporations. On motion of Senator Davis, the Committee amendment is adopted. The bill, as amended, passes its second reading. On objection of Senator Suddarth to its third reading, the bill, as amended, remains on the Calendar.

S. B. 102, a bill to amend various sections of the General Statutes to make technical corrections. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 114, a bill to amend General Statute 20-7(f) so as to reward safe drivers by eliminating the requirement for taking written and road tests when applying for renewal of chauffeur's license. On motion of Senator Davis, the Committee amendment is adopted. The bill, as amended,
passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. J. R. 121, a joint resolution honoring Ashbrook High School of Gastonia for being the District 10 winner and the North Carolina 4-A State Football champions. Passes its second and third readings and is ordered sent to the House of Representatives.

S. J. R. 124, a joint resolution extending the reporting deadline of the North Carolina Pesticide and Structural Pest Study Commission. Passes its second and third readings and is ordered sent to the House of Representatives.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 38, an act to authorize the Davidson County Board of Education to convey or lease certain real property.

S. B. 46, an act to allow Red Springs to transfer a certain tract of land.

S. J. R. 89, a joint resolution extending the reporting deadline of the Commission on Public and Private Schools.

H. J. R. 66, a joint resolution urging the Congress of the United States and the United States Department of Agriculture to simplify procedures for obtaining food stamp benefits.

On motion of Senator Henley, the Senate adjourns to meet on Monday at 8:00 P.M.

TWENTY-FOURTH DAY

SENATE CHAMBER,
Monday, February 17, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Britt, Staton, and Strickland for tonight, and to Senator Moore for February 17 through 21 inclusive.
The President recognizes the following pages serving in the Senate this week: Everett Murphrey, Roanoke Rapids; Alison Allsbrook, Roanoke Rapids; Beth Lamberth, Statesville; Micah Christian, Raleigh; Rebecca Warlick, Jacksonville; Deborah Dotson, Jacksonville; Penny Henderson, Jacksonville; Preston Bunn, Deep Run; Dianne Daniels, Elizabeth City; Carol Spencer, Elizabeth City; Luther Lewis, Middlesex; Bonnie Hinnant, Kings Mountain; Lisa Evans, New Bern; Robin Smith, Raleigh; Frank Emory, Wilson.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 152, by Senators Combs and Lackey, a bill to partition the Propst Fire District of Catawba County into two districts to be known as the Propst Crossroads Fire District and the Cooksville Fire District. Referred to Committee on Local Government and Regional Affairs.

S. B. 153, by Senators Stallings, Britt, and McNeill Smith, a bill to amend General Statute 45-10. Referred to Committee on Judiciary II.

S. B. 154, by Senators Palmer and Hill, a bill to set the salary of the Register of Deeds and Assistant Register of Deeds in Swain County and to provide adequate space, and equipment for said office, and to provide for fees to be charged by the Register of Deeds. Referred to Committee on Local Government and Regional Affairs.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 35, a bill to annex additional territory to the City of Statesville. Referred to Committee on Local Government and Regional Affairs.

H. B. 52, a bill to provide a supplemental retirement fund for firemen in the City of Monroe and to modify the application of General Statute 118.5, 118.6, and 118.7 to the City of Monroe. Referred to Committee on Local Government and Regional Affairs.

H. B. 53, a bill to amend Article 17 of Chapter 105 of the General Statutes to allow an extension of time for listing property for taxation. Referred to Committee on Finance.

H. B. 152, a bill to abolish the position of Harbor Master for the Port of Wilmington. Referred to Committee on Transportation.
Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 42, a bill to amend General Statute 1-79 relating to the residence of domestic corporations, as amended, upon third reading. Senator Suddarth offers Amendment No. 2 which is adopted. On motion of Senator Crawford, seconded by Senator Davis, consideration of the bill, as amended, is postponed until tomorrow, February 18.

S. B. 74, a bill to amend Chapter 537 of the Session Laws of 1949 relating to a supplementary pension fund for firemen in the City of Gastonia. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 82, a bill to authorize the Town of Atkinson to convey real property to a non-profit corporation. Passes its second and third readings and is ordered sent to the House of Representatives.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 16, an act to amend General Statute 88-1, relating to cosmetologists so as to make the provisions of said Act apply to Halifax and Martin Counties.

On motion of Senator Crawford, the Senate adjourns in honor of Senator Julian Allsbrook of Halifax, whose birthday is today, to meet tomorrow at 1:00 P.M.

TWENTY-FIFTH DAY

SENATE CHAMBER,
Tuesday, February 18, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Albert E. Dimmock, Pastor of the West Raleigh Presbyterian Church, Raleigh.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesteday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

A leave of absence previously granted to Senator Moore is noted.
Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Royall, for the Committee on Human Resources:

S. B. 106, a bill appropriating funds to the Children's Home Society of North Carolina, Inc., to assist in placing in adoptive homes the dependent children of North Carolina, with a favorable report, as amended. On motion of Senator Royall, the Committee amendment is adopted. On motion of Senator Royall, the bill, as amended, is re-referred to the Committee on Appropriations.

By Senator Allsbrook, for the Committee on Judiciary I:

S. B. 109, a bill to reduce the bond requirements of guardians and trustees by the amount of stocks, bonds, securities and savings on deposit with certain building and loan associations relinquished by said guardians and trustees to the clerk of court, with a favorable report, as amended. On motion of Senator Allsbrook, the bill is placed on the Calendar for Thursday, February 20, and the pending Committee amendments reproduced and placed on the desk of each Senator.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 155, by Senator Combs (by request), a bill to make a technical amendment in the law relating to the membership of the Catawba County Board of Alcoholic Control. Referred to Committee on Local Government and Regional Affairs.

S. B. 156, by Senator Allsbrook, a bill to amend Chapters 84 and 7A relative to the North Carolina State Bar. Referred to Committee on Judiciary I.

S. B. 157, by Senators Davis, Totherow, Whichard, Jernigan, Scott, Lynnwood Smith, Walker, Odom, Stallings, Webster, Sebo, and Combs, a bill to classify for taxation the property of the totally and permanently disabled at reduced valuation. Referred to Committee on Finance.

S. B. 158, by Senators McNeill Smith, Winters, Sebo, Alexander, Vickery, Odom, Combs, Stallings, Walker, William Smith, Bahakel, and Walsh, a bill to exempt certain foods from the sales and use tax. Referred to Committee on Finance.

S. B. 159, by Senators McNeill Smith, Winters, Sebo, Stallings, Odom, Vickery, Walker, William Smith, and Walsh, a bill to amend General Statute 105-136 to revise tax rates applicable to individual net taxable incomes over fifteen thousand dollars ($15,000). Referred to Committee on Finance.
S. B. 160, by Senator Webster, a bill to repose in the Rockingham County Board of Commissioners discretionary authority to waive any interest required to be imposed for the late payment of property taxes. Referred to Committee on Local Government and Regional Affairs.

S. B. 161, by Senator Webster, a bill to approve, confirm and validate that action of the Rockingham County Board of Commissioners of December 2, 1974, which extended the listing period during which the special property tax classification provided the elderly may be claimed. Referred to Committee on Local Government and Regional Affairs.

S. B. 162, by Senator Webster, a bill to permit the Board of County Commissioners of Rockingham County to extend the period during which the special reduced valuation property tax classification may be claimed by the elderly. Referred to Committee on Local Government and Regional Affairs.

S. B. 163, by Senators Kirby, and Rauch, a bill to exempt from sales tax deposits on returnable beverage containers. Referred to Committee on Finance.

S. B. 164, by Senators Bahakel, McDuffie, and Alexander, a bill to appropriate fifty thousand dollars ($50,000) to the Charlotte Symphony Orchestra Society, Inc. Referred to Committee on Appropriations.

S. B. 165, by Senators Garrison, Childers, Lynwood Smith, Barker, Winters, Staton, Odom, Sebo, Vickery, Royall, Totherow, Combs, Lackey, Walsh, Stallings, Henley, Suddarth, Bahakel, and Alexander, a bill to allow an additional one thousand dollars ($1,000) exemption to persons 65 years of age or older if their adjusted gross income does not exceed twelve thousand dollars ($12,000). Referred to Committee on Finance.

S. B. 166, by Senators Winters, Stallings, Childers, Barker, Vickery, Walsh, Renfrow, Harris, Garrison, McNeill Smith, Mills, Sebo, Odom, Whichard, Royall, Alexander, Webster, Scott, Staton, and McDuffie, a bill to require compliance of subdivision streets with minimum standards of the Secondary Roads Council. Referred to Committee on Transportation.

S. B. 167, by Senators Strickland, Winters, Stallings, Palmer, and Hill, a bill to amend Chapter 93A of the General Statutes, relating to real estate brokers and salesmen, so as to provide that trust or escrow accounts be maintained in North Carolina. Referred to Committee on Judiciary II.

S. B. 168, by Senators Strickland, Winters, Stallings, Palmer, and Hill, a bill to amend General Statute 93A-2 relating to the definition of a real estate broker. Referred to Committee on Judiciary II.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:
H. B. 79, a bill authorizing the Richmond County Board of Education to establish ordinances regulating traffic and parking on the campus of the Richmond Senior High School. Referred to Committee on Judiciary II.

H. B. 88, a joint resolution to simplify the tax rates on alcoholic beverages. Referred to Committee on Finance.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 42, a bill to amend General Statute 1-79 relating to the residence of domestic corporations, as amended, upon third reading. Senator Gudger moves that the bill, as amended, be recommitted to the Committee on Judiciary II. Senator Davis offers a substitute motion that the bill, as amended, be re-referred to the Committee on Judiciary I which motion prevails.

On motion of Senator Hardison, the Senate adjourns to meet tomorrow at 1:00 P.M.

TWENTY-SIXTH DAY

SENATE CHAMBER,
Wednesday, February 19, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Charles Ward, Pastor of First Baptist Church on Wilmington Street, Raleigh.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesteday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants a leave of absence to Senator Staton for today. A leave of absence previously granted to Senator Moore is noted.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Alford, for the Committee on Education:

S. B. 28, a bill authorizing the State Board of Education to purchase liability insurance for members of the Board, with a favorable report.
By Senator Webster, for the Committee on Public Utilities and Energy:

S. B. 119, a bill to amend General Statute 62-81 to allow rate cases to be heard by a division of the Utilities Commission, hearing commissioner or hearing examiner, with a favorable report.

By Senator McNeill Smith, for the Committee on State Government:

S. B. 18, a bill to authorize absentee ballots in municipal elections, with a favorable report, as amended.

S. B. 63, a bill to prohibit the placing of non-law enforcement personnel in supervisory positions within the State Highway Patrol, with a favorable report.

S. B. 125, a bill to amend General Statute 87-43.3 to increase the project value limitation of the limited electrical contracting license classification from five thousand dollars ($5,000) to ten thousand dollars ($10,000), with a favorable report.

H. B. 50, a bill to amend General Statute 163-66 to require the list of voters furnished the chairman of each political party to be grouped by precincts, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 169, by Senator Strickland, a bill to amend General Statute 93A-4, relating to the renewal of real estate licenses, so as to permit the Real Estate Licensing Board to renew licenses for a period of three years. Referred to Committee on Judiciary II.

S. B. 170, by Senators Gudger and Garrison, a bill to repeal and amend sections of the public school laws of North Carolina. Referred to Committee on Education.

S. J. R. 171, by Senators Harrington and Daniels, a joint resolution advocating that the "original" City of Washington be the recipient of the designation "Bicentennial City for the State of North Carolina." Referred to Committee on Rules and Operation of the Senate.

S. B. 172, by Senator Renfrow, a bill to change the number of Secondary Road Council members and the manner of appointment. Referred to Committee on Transportation.

S. B. 173, by Senator William Smith, a bill to repeal Chapter 825 of the 1963 Session Laws of North Carolina relating to prohibition of ambulance sirens in New Hanover County. Referred to Committee on Local Government and Regional Affairs.
MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 77, a bill to amend General Statute 136-33 to fix penalties for willful interference with highway signs, for concurrence in the House amendments. On motion of Senator Combs, the Senate concurs in the House amendments and the bill is ordered enrolled.

H. B. 103, a bill to modify the provisions of General Statute 159-64 as applied to bonds authorized during the calendar year 1970 extending the time within which such bonds may be issued. Referred to Committee on Finance.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 85, a bill to delay the effective date of Chapter 1331 of the 1973 Session Laws entitled "An Act to Establish Procedures for the Conduct of Proceedings Before Administrative Agencies and to Establish a Code of Administrative Regulations," as amended, upon third reading. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 56, an act to amend General Statute 96-13(3) of the employment security law to provide eligibility for persons engaged in full-time employment concurrent with school attendance.

On motion of Senator Rauch, the Senate adjourns to meet tomorrow at 1:00 P.M. in honor of all those United States Marines who served on Iwo Jima during World War II, thirty years ago today, and especially in honor of Senator Kirby, the former Sergeant Kirby, who served in that campaign.

TWENTY-SEVENTH DAY

SENATE CHAMBER,
Thursday, February 20, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.
Prayer is offered by the Reverend Grady Long, Pastor of Creedmoor Road Baptist Church, Raleigh.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Harrington and Jernigan for today. A leave of absence previously granted to Senator Moore is noted.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Gudger, for the Committee on Criminal Justice and Corrections:

S. B. 94, a bill to amend General Statute 148-33.1 pertaining to the sentencing, quartering, and control of prisoners with work privileges, with a favorable report.

S. B. 110, a bill to amend Chapter 15 of the General Statutes of North Carolina by the addition of Section 15-197.1 permitting a criminal defendant to be sentenced to a term of special probation, with a favorable report.

By Senator Allsbrook, for the Committee on Judiciary I:

S. B. 136, a bill to amend General Statute 1A-1, Rule 41(d), relating to dismissal with prejudice for nonpayment of court costs of prior action, with a favorable report.

By Senator Britt, for the Committee on Judiciary II:

H. B. 79, a bill authorizing the Richmond County Board of Education to establish ordinances regulating traffic and parking on the campus of the Richmond Senior High School, with a favorable report, as amended.

By Senator Henley, for the Committee on Rules and Operation of the Senate:

S. J. R. 129, a joint resolution honoring the life and memory of Champion McDowell Davis, with a favorable report.

S. J. R. 171, a joint resolution advocating that the “original” City of Washington be the recipient of the designation “Bicentennial City for the State of North Carolina,” with a favorable report.
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 174, by Senator Renfrow, a bill to amend Chapter 191, Private Laws of 1891, to change the number of town commissioners for the Town of Autryville. Referred to Committee on Local Government and Regional Affairs.

S. J. R. 175, by Senator Kincaid, a joint resolution requesting the United States Congress to adopt legislation reducing interest rates on home loans. Referred to Committee on Banking.

S. B. 176, by Senator Hardison, a bill to appropriate funds for the Duplin Historical Society. Referred to Committee on Appropriations.

S. B. 177, by Senators Henley, Royall, and Hardison, a bill to amend Chapter 108 of the General Statutes relating to payments from the State Fund for medical assistance. Referred to Committee on Human Resources.

S. B. 178, by Senators Britt and Odom, a bill to increase the number of district court judges in the Sixteenth Judicial District. Referred to Committee on Court and Judicial Districts.

S. B. 179, by Senator Britt, a bill to make various technical amendments to General Statute Chapter 28A "Administration of Decedents' Estates" (Chapter 1329, Session Laws 1973) that becomes effective July 1, 1975. Referred to Committee on Judiciary II.

S. B. 180, by Senator Suddarth, a bill to amend General Statute 15A-1021 to remove the restriction on trial judge participation in plea bargaining discussions. Referred to Committee on Criminal Justice and Corrections.

S. J. R. 181, by Senators Stallings, Mills, Webster, Britt, Winters, Odom, Sebo, and Garrison, a joint resolution advocating that the City of New Bern be the recipient of the designation "Bicentennial City for the State of North Carolina." Referred to Committee on Rules and Operation of the Senate.

S. J. R. 182, by Senators Davis and Britt, a joint resolution designating March 18, 1975, as Mayors' Day in North Carolina. Referred to Committee on Local Government and Regional Affairs.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 3, a bill to repeal Chapter 1041 of the 1973 Session Laws (Second Session, 1974) which Act amended General Statute 62-133(c) to allow the North Carolina Utilities Commission, in establishing public utility rates, to
use a test period of 12 months commencing on the first day of the month following the date the rates are proposed to become effective. Referred to Committee on Public Utilities and Energy.

H. B. 9, a bill to amend General Statute 88-1, relating to cosmetologists, so as to make the provisions of said Act apply to Jones and Lenoir Counties. Referred to Committee on Manufacturing, Labor and Commerce.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 18, a bill to authorize absentee ballots in municipal elections. Senator McNeill Smith moves the adoption of the Committee amendment. On motion of Senator Staton, consideration of the bill and pending amendment is postponed until Monday, February 24, and the pending amendment be printed and placed on desks.

S. B. 28, a bill authorizing the State Board of Education to purchase liability insurance for members of the Board. Senator Stallings moves the bill, be re-referred to the Committee on Appropriations. Senator Davis offers a substitute motion the bill be taken from today's Calendar and placed on the Calendar for Thursday, February 27, which motion prevails.

S. B. 63, a bill to prohibit the placing of non-law enforcement personnel in supervisory positions within the State Highway Patrol. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 109, a bill to reduce the bond requirements of guardians and trustees by the amount of stocks, bonds, securities and savings on deposit with certain building and loan associations relinquished by said guardians and trustees to the clerk of court. On motion of Senator Gudger, Committee Amendments No. 1 and 2 are adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives. Senator Davis requests to be recorded as voting "aye."

S. B. 119, a bill to amend General Statute 62-81 to allow rate cases to be heard by a division of the Utilities Commission, hearing commissioner or hearing examiner. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 125, a bill to amend General Statute 87-43.3 to increase the project value limitation of the limited electrical contracting license classification from five thousand dollars ($5,000) to ten thousand dollars ($10,000). On motion of Senator Hardison, consideration of the bill is postponed until Tuesday, February 25.

H. B. 50, a bill to amend General Statute 163-66 to require the list of voters furnished the chairman of each political party to be grouped by
precincts. Passes its second and third readings and is ordered enrolled. Senator Alexander requests to be recorded as voting "aye."

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 10:00 A.M.

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TWENTY-EIGHTH DAY

SENATE CHAMBER,
Friday, February 21, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Bahakel, Jernigan, Odom, and Rauch for today. A leave of absence granted previously to Senator Moore is noted.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Davis, for the Committee on Local Government and Regional Affairs:

S. B. 80, a bill authorizing the Town of Carrboro to acquire an entire structure or parcel of land when it is severed by street right-of-way and to provide an additional procedure by which the Town of Carrboro may acquire property for public purposes by eminent domain, with a favorable report.

S. B. 111, a bill requiring that municipalities be incorporated for two years prior to becoming eligible to share in Powell Bill funds, with a favorable report, as amended.

S. B. 134, a bill to require the State to pay county medical examiner fees by amending Article 21 of Chapter 130 of the General Statutes of North Carolina, with a favorable report. On motion of Senator Davis, the bill is re-referred to the Committee on Appropriations.

H. B. 48, a bill to amend General Statute 160A-241 so as to authorize municipalities and political divisions of municipalities to use the procedure provided in Article 9 of Chapter 136 of the General Statutes as specifically authorized by General Statute 136-66.3(c) in acquiring lands, easements,
privileges, rights-of-way and other interests for public purposes in the exercise of the power of eminent domain, and providing that this Act shall apply only to the City of Concord, with a favorable report, as amended.

H. B. 49, a bill to amend General Statute 153A-159 so as to authorize counties to use the procedure provided in Article 9 of Chapter 136 of the General Statutes in acquiring lands, easements, privileges, rights-of-way and other interests for public purposes in the exercise of the power of eminent domain, and providing that this Act shall apply only to Cabarrus County, with a favorable report, as amended.

H. B. 55, a bill to extend the corporate limits of the Town of Alliance, with a favorable report.

H. B. 56, a bill to amend the plan of consolidation and merger entered into by the Wayne County Board of Education and the Fremont City Board of Education, with a favorable report.

H. B. 57, a bill relating to the sale of certain property by the City of Burlington, with a favorable report.

H. B. 78, a bill to amend General Statute 85A-34 to provide for inclusion of Burke County as a county subject to General Statute 85A, Bail Bondsmen and Runners, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 183, by Senators Alexander and Bahakel, a bill to prohibit state departments and agencies and local political subdivisions of North Carolina from imposing sanctions on employees for wearing mustaches, goatees or beards or long hair not representing a safety hazard. Referred to Committee on State Government.

S. J. R. 184, by Senators Garrison and Hardison, a joint resolution urging the Congress of the United States to return to the State of North Carolina any motor fuel tax funds collected in the State resulting from any increase in the federal gasoline taxes. Referred to Committee on Transportation.

S. B. 185, by Senators Hill and Palmer, a bill to require the County Commissioners of Swain County to provide funds for eight deputy sheriffs, a clerk and three automobiles for the sheriff of Swain County. Referred to Committee on Local Government and Regional Affairs.

S. B. 186, by Senators Nye, Palmer, Hardison, Henley, Marion, and Royall, a bill to appropriate funds to the Department of Natural and Economic Resources to provide for payment of travel and per diem expenses of soil and water conservation district supervisors. Referred to Committee on Appropriations.

S. B. 187, by Senators Webster, Marion, and McNeill Smith, a bill to rewrite General Statute 105-277.1 granting property tax relief to elderly persons with limited incomes and to provide such relief to permanently
disabled persons with limited incomes. Referred to Committee on Finance.

S. B. 188, by Senators Webster and McNeil Smith, a bill to assist counties in enforcing requirement to list motor vehicles for taxes. Referred to Committee on Finance.

S. B. 189, by Senator Webster, a bill to require certification of appraisal companies. Referred to Committee on Finance.

S. B. 190, by Senator Webster, a bill to classify and exclude from property taxes certain individually owned personal property not used for business purposes. Referred to Committee on Finance.

S. B. 191, by Senator Webster, a bill to facilitate the collection of ad valorem taxes imposed on mobile homes. Referred to Committee on Finance.

S. B. 192, by Senators Palmer and Hill, a bill to regulate the caging of Black bears. Referred to Committee on Wildlife.

S. B. 193, by Senators Britt, Staton, Strickland, Harrington, Mills, Rauch, and Henley, a bill to provide for the imposition of a franchise tax on holding companies and to prevent the duplication of franchise tax payments by holding companies and their subsidiaries doing business in North Carolina. Referred to Committee on Finance.

S. B. 194, by Senators Britt, Henley, Hill, Childers, and Garrison, a bill authorizing municipalities in the State of North Carolina to jointly cooperate in the generation and transmission of electric power and energy and to jointly own and operate facilities therefor; providing for the creation of joint agencies therefor; and providing for the issuance of revenue bonds to finance the costs thereof. Referred to Committee on Public Utilities and Energy.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 147, a bill to provide staggered terms of four years for members of the Board of County Commissioners of Brunswick County. Referred to Committee on Local Government and Regional Affairs.

H. B. 191, a bill to revise the provisions for filling vacancies on the Rutherford County Board of Commissioners. Referred to Committee on Local Government and Regional Affairs.

H. B. 200, a bill to provide for the creation of a Winston-Salem sports commission. Referred to Committee on Local Government and Regional Affairs.
H. B. 208, a bill to permit the Board of Commissioners of the Town of Hertford to confer the duties of town manager on the mayor. Referred to Committee on Local Government and Regional Affairs.

H. B. 209, a bill to amend Chapter 76 of the Session Laws of 1961 relating to the elective officials of the Town of Claremont in Catawba County. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 94, a bill to amend General Statute 148-33.1 pertaining to the sentencing, quartering, and control of prisoners with work release. Senator Gudger offers Amendment No. 1 which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 110, a bill to amend Chapter 15 of the General Statutes of North Carolina by the addition of Section 15-197.1 permitting a criminal defendant to be sentenced to a term of special probation. On motion of Senator Garrison, seconded by Senator Allsbrook, consideration of the bill is postponed until Tuesday, February 25.

S. J. R. 129, a joint resolution honoring the life and memory of Champion McDowell Davis. Senator William Smith offers Amendment No. 1 which is adopted. The joint resolution, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 136, a bill to amend General Statute 1A-1, Rule 41(d), relating to dismissal with prejudice for nonpayment of court costs of prior action. Passes its second and third readings and is ordered sent to the House of Representatives.

S. J. R. 171, a joint resolution advocating that the “original” City of Washington be the recipient of the designation “Bicentennial City for the State of North Carolina.” On motion of Senator Daniels, consideration of the joint resolution is postponed until Thursday, February 27.

H. B. 79, a bill authorizing the Richmond County Board of Education to establish ordinances regulating traffic and parking on the campus of the Richmond Senior High School. On motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:
S. B. 41, an act to amend General Statute 130-200 with respect to the status of pathologist.

S. B. 51, an act to annex territory to the Town of Fairmont.

S. B. 77, an act to amend General Statute 136-33 to fix penalties for willful interference with highway signs.

S. J. R. 88, a joint resolution extending the reporting deadline of the Commission for the Study of Solid Waste Recycling.

H. B. 50, an act to amend General Statute 163-66 to require the list of voters furnished the chairman of each political party to be grouped by precincts.

On motion of Senator Henley, the Senate adjourns to meet on Monday at 8:00 P.M.

TWENTY-NINTH DAY

SENATE CHAMBER,
Monday, February 24, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Marion, McDuffie, and Suddarth for tonight.

The President recognizes the following pages serving in the Senate this week: Chris Henderson, Trenton; Mary Eliza Smith, Wilson; Amy Fincher, Matthews; Roberta Meachem, Charlotte; Lyle Vaughan, Cary; Judy Savage, Sunbury; Miriam Harris, Halifax; David Baggett, Wilmington; Julie Haganman, Lenoir; Caroline Webb, Wilson; Gregory Jackson, Godwin; Darren Bostic, Beulaville; Mary Jean Hedrick, Southmont; Patricia Hill, Hendersonville; Karen Beasley, Fayetteville; Karen Mogensen, Knightdale; Russell Sugg, New Bern.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 195, by Senators Mills and Moore, a bill to amend Chapter 163 of the General Statutes to provide for numbered seats in multimember Sena-
torial and House of Representative Districts. Referred to Committee on State Government.

S. B. 196, by Senator White, a bill to regulate the sale and inspection of antifreeze substances and preparations. Referred to Committee on Agriculture.

S. B. 197, by Senators Barker, Garrison, and Winters, a bill to appropriate funds to the Department of Natural and Economic Resources to provide for payment of travel and per diem expenses of soil and water conservation district supervisors. Referred to Committee on Appropriations.

S. B. 198, by Senators Bahakel, Alford, Hill, Garrison, Winters, Barker, Mills, Britt, Webster, and White, a bill to amend Article 22A of the General Statutes of North Carolina relating to campaign contributions and expenditures. Referred to Committee on State Government.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 18, a bill to eliminate retroactively welfare liens and claims created pursuant to General Statute 108-29 prior to April 16, 1973. Referred to Committee on Judiciary II.

H. B. 120, a bill to amend General Statute 148-33.1 pertaining to the sentencing, quartering, and control of prisoners with work privileges. Referred to Committee on Criminal Justice and Corrections.

H. B. 143, a bill to provide for the election of members of the Chapel Hill-Carrboro City Board of Education and fixing four-year staggered terms of office. Referred to Committee on Local Government and Regional Affairs.

H. B. 145, a bill to amend General Statute 45-21.4 to establish a uniform location for the holding of foreclosure sales. Referred to Committee on Judiciary I.

H. B. 186, a bill to amend General Statute 87-43.3 to increase the project value limitation of the limited electrical contracting license classification from five thousand dollars ($5,000) to ten thousand dollars ($10,000). Referred to Committee on Judiciary II.

H. B. 203, a bill to amend General Statute 47-18(a) to provide that options to convey be recorded. Referred to Committee on Judiciary I.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 18, a bill to authorize absentee ballots in municipal elections. Senator McNeill Smith moves consideration of the bill be postponed until
tomorrow, February 25. Senator William Smith offers a substitute motion that consideration of the bill be postponed until Thursday, February 27, which motion prevails.

S. B. 80, a bill authorizing the Town of Carrboro to acquire an entire structure or parcel of land when it is severed by street right-of-way and to provide an additional procedure by which the Town of Carrboro may acquire property for public purposes by eminent domain, upon second reading. The bill passes its second reading by roll-call vote, ayes 46, noes 1, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 46. Voting in the negative is: Senator Mauney — 1. The bill remains on the Calendar.

S. B. 111, a bill requiring that municipalities be incorporated for two years prior to becoming eligible to share in Powell Bill funds. On motion of Senator Hill, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

H. B. 48, a bill to amend General Statute 160A-241 so as to authorize municipalities and political divisions of municipalities to use the procedure provided in Article 9 of Chapter 136 of the General Statutes as specifically authorized by General Statute 136-66.3(c) in acquiring lands, easements, privileges, rights-of-way and other interests for public purposes in the exercise of the power of eminent domain, and providing that this Act shall apply only to the City of Concord, upon second reading. On motion of Senator Davis, Committee Amendments Nos. 1, 2 and 3 are adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 45, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Mauney, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 45. The bill, as amended, remains on the Calendar.

H. B. 49, a bill to amend General Statute 153A-159 so as to authorize counties to use the procedure provided in Article 9 of Chapter 136 of the General Statutes in acquiring lands, easements, privileges, rights-of-way and other interests for public purposes in the exercise of the power of eminent domain, and providing that this Act shall apply only to Cabarrus County, upon second reading. On motion of Senator Davis, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 46, noes 1, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker,

Voting in the negative is: Senator Mauney — 1. The bill, as amended, remains on the Calendar.

H. B. 55, a bill to extend the corporate limits of the Town of Alliance, upon second reading. The bill passes its second reading by roll-call vote, ayes 45, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Mauney, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 45. The bill remains on the Calendar.

H. B. 56, a bill to amend the plan of consolidation and merger entered into by the Wayne County Board of Education and the Fremont City Board of Education. Passes its second and third readings and is ordered enrolled.

H. B. 57, a bill relating to the sale of certain property by the City of Burlington. Passes its second and third readings and is ordered enrolled.

H. B. 78, a bill to amend General Statute 85A-34 to provide for inclusion of Burke County as a county subject to General Statute 85A, Bail Bondsmen and Runners. Passes its second and third readings and is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 21, an act to incorporate the Town of Baton, North Carolina, and to provide a charter for said Town.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.
The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Cecil W. Seagle, Pastor of Mulberry Baptist Church, Charlotte.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants a leave of absence to Senator Suddarth for today.

The electronic voting equipment is noted to be inoperative for the recording of H. B. 49 on today's Calendar.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator White, for the Committee on Agriculture:

S. B. 79, a bill to appropriate funds for the establishment of a School of Veterinary Medicine at North Carolina State University at Raleigh, with a favorable report. On motion of Senator White, the bill is re-referred to the Committee on Appropriations.

By Senator Gudger, for the Committee on Criminal Justice and Corrections:

S. B. 180, a bill to amend General Statute 15A-1021 to remove the restriction on trial judge participation in plea bargaining discussions, with a favorable report.

H. B. 120, a bill to amend General Statute 148-33.1 pertaining to the sentencing, quartering, and control of prisoners with work privileges, with a favorable report.

By Senator Kirby, for the Committee on Finance:

S. B. 60, a bill to repeal Article 11, Chapter 106 of the General Statutes relating to stock and poultry tonics, with a favorable report.

H. B. 103, a bill to modify the provisions of General Statute 159-64 as applied to bonds authorized during the calendar year 1970 extending the time within which such bonds may be issued, with a favorable report.
By Senator Britt, for the Committee on Judiciary II:

S. B. 167, a bill to amend Chapter 93A of the General Statutes, relating to real estate brokers and salesmen, so as to provide that trust or escrow accounts be maintained in North Carolina, with a favorable report, as amended.

S. B. 168, a bill to amend General Statute 93A-2 relating to the definition of a real estate broker, with a favorable report, as amended.

S. B. 169, a bill to amend General Statute 93A-4, relating to the renewal of real estate licenses, so as to permit the Real Estate Licensing Board to renew licenses for a period of three years, with a favorable report.

By Senator Harrington, for the Committee on Transportation:

H. B. 152, a bill to abolish the position of Harbor Master for the Port of Wilmington, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 199, by Senators Gudger and Mills, a bill to clarify and make uniform the law relating to credit for prisoners for time spent on parole and conditional release and to allow the Secretary of Correction to conditionally release committed youthful offenders. Referred to Committee on Criminal Justice and Corrections.

S. B. 200, by Senators Mills and Gudger, a bill to authorize community service as a condition of probation. Referred to Committee on Criminal Justice and Corrections.

S. B. 201, by Senator Staton, a bill to annex a noncontiguous area to the Town of Carrboro. Referred to Committee on Local Government and Regional Affairs.

S. R. 202, by Senators Winters, Vickery, and McNeill Smith, a Senate resolution concerning the disparity of the rules governing the subsidy of single family residential units and the rules governing the subsidy of multifamily residential units in regard to the payment of public utility bills. Referred to Committee on Public Utilities and Energy.

S. B. 203, by Senators Jernigan, Henley, Totherow, Davis, Lackey, Hardison, Lynwood Smith, and Stallings, a bill to increase the time necessary to be paroled from a sentence of armed robbery. Referred to Committee on Criminal Justice and Corrections.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:
H. B. 58, a bill to prohibit the taking of game from a section of Rural Paved Road 1804 in Lenoir County. Referred to Committee on Wildlife.

H. B. 106, a bill to extend the prohibition against the hunting or taking of bear in Tyrrell County. Referred to Committee on Wildlife.

H. B. 172, a bill to amend Chapter 93A of the General Statutes, relating to real estate brokers and salesmen, so as to provide that trust or escrow accounts be maintained in North Carolina. Referred to Committee on Judiciary II.

H. J. R. 183, a joint resolution honoring the life and memory of Champion McDowell Davis. Referred to Committee on Rules and Operation of the Senate.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 80, a bill authorizing the Town of Carrboro to acquire an entire structure or parcel of land when it is severed by street right-of-way and to provide an additional procedure by which the Town of Carrboro may acquire property for public purposes by eminent domain, upon third reading. The bill passes its third reading by roll-call vote, ayes 42, noes 6, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Daniels, Davis, Garrison, Gudger, Harrington, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, McDuffie, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 42. Those voting in the negative are: Senators Barker, Crawford, Hardison, Harris, Henley, Mauney — 6. The bill is ordered sent to the House of Representatives.

S. B. 110, a bill to amend Chapter 15 of the General Statutes of North Carolina by the addition of Section 15-197.1 permitting a criminal defendant to be sentenced to a term of special probation. Senator William Smith moves that consideration of the bill be postponed until Thursday, February 27. Senator Gudger offers a substitute motion the bill be recommitted to the Committee on Criminal Justice and Correction, which motion prevails.

S. B. 125, a bill to amend General Statute 87-43.3 to increase the project value limitation of the limited electrical contracting license classification from five thousand dollars ($5,000) to ten thousand dollars ($10,000). On motion of Senator Hardison, the bill is re-referred to the Committee on Judiciary II.

H. B. 48, a bill to amend General Statute 160A-241 so as to authorize municipalities and political divisions of municipalities to use the procedure provided in Article 9 of Chapter 136 of the General Statutes as specifically authorized by General Statute 136-66.3(c) in acquiring lands, easements, privileges, rights-of-way and other interests for public purposes in the
exercise of the power of eminent domain, and providing that this Act shall apply only to the City of Concord, as amended, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 47, noes 2, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 47. Those voting in the negative are: Senators Barker, Mauney — 2. The bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 49, a bill to amend General Statute 153A-159 so as to authorize counties to use the procedure provided in Article 9 of Chapter 136 of the General Statutes in acquiring lands, easements, privileges, rights-of-way and other interests for public purposes in the exercise of the power of eminent domain, and providing that this Act shall apply only to Cabarrus County, as amended, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 47, noes 2, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 47. Those voting in the negative are: Senators Barker, Mauney — 2. The bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 55, a bill to extend the corporate limits of the Town of Alliance, upon third reading. The bill passes its third reading by roll-call vote, ayes 43, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Daniels, Davis, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, McDuffie, Mills, Moore, Nye, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Strickland, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 43. The bill is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 56, an act to amend the plan of consolidation and merger entered into by the Wayne County Board of Education and the Fremont City Board of Education.
H. B. 57, an act relating to the sale of certain property by the City of Burlington.

H. B. 78, an act to amend General Statute 85A-34 to provide for inclusion of Burke County as a county subject to General Statute 85A, Bail Bondsmen and Runners.

H. B. 79, an act authorizing the Richmond County Board of Education to establish ordinances regulating traffic and parking on the campus of the Richmond Senior High School.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.

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THIRTY-FIRST DAY

SENATE CHAMBER,
Wednesday, February 26, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Stallings and Vickery for today.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Alford, for the Committee on Education:

S. B. 67, a bill to amend Chapter 1293 of the 1973 (Second Session, 1974) Session Laws, with a favorable report.

S. B. 126, a bill to amend Chapter 115 of the General Statutes to require instruction in the free enterprise system in the public high schools of the State, with a favorable report.

By Senator Royall, for the Committee on Human Resources:

S. B. 81, a bill to require day-care public advertisements to include day-care services registration number, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator
Royall, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

By Senator Rauch, for the Committee on Law Enforcement and Crime Control:

S. B. 8, a bill permitting the award of guns and badges to city and county law enforcement officers, with a favorable report.

S. B. 53, a bill to increase the period within which volunteer police and deputies must complete training, with a favorable report.

By Senator Davis, for the Committee on Local Government and Regional Affairs:

S. B. 154, a bill to set the salary of the Register of Deeds and Assistant Register of Deeds in Swain County and to provide adequate space and equipment for said office, and to provide for fees to be charged by the Register of Deeds, with a favorable report.

By Senator Webster, for the Committee on Public Utilities and Energy:

S. B. 133, a bill to amend Chapter 62 of the General Statutes to enlarge the North Carolina Utilities Commission, to allow the Commission to sit in panels of three, to allow the panels to make valid and binding decisions, to require the use of a historical test year, and to require a separate hearing on rate increases based solely upon fuel costs, with a favorable report. On motion of Senator Webster, the bill is placed on the Calendar for Tuesday, March 4.

By Senator McNeill Smith, for the Committee on State Government:

S. B. 122, a bill to amend General Statute 163-137 to provide for the arrangement of names on the ballot, with a favorable report, as amended. Without objection, the pending amendment is ordered printed and placed on the desk of each Senator.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 204, by Senator Harrington, a bill to prevent facilitation of the unlawful taking of deer and turkey with the aid of boats by means of placing restrictions upon the possession of firearms aboard motor-propelled vessels in the Roanoke River or the Meherrin River in certain designated locations. Referred to Committee on Wildlife.

S. J. R. 205, by Senators Moore, McDuffie, Bahakel, Alexander, and Rauch, a joint resolution congratulating I. D. Blumenthal on his eightyeth birthday. Referred to Committee on Rules and Operation of the Senate.

S. B. 206, by Senator Hardison, a bill to revise and consolidate the charter for the Town of Beulaville. Referred to Committee on Local Government and Regional Affairs.
S. B. 207, by Senators Hardison, Mills, Stallings, Garrison, Jernigan, Strickland, Renfrow, Winters, Sebo, Lynwood Smith, Lackey, Alford, Har- rington, Daniels, Britt, McNeill Smith, Hill, Webster, Harris, Combs, Henley, Barker, Odom, Vickery, Kirby, White, Walker, and Bahakel, a bill to provide state financial assistance for public school maintenance to local school administrative units. Referred to Committee on Appropriations.

S. B. 208, by Senators Nye, Garrison, William Smith, and Lynwood Smith, a bill to extend to “Motor Vehicle Process Servers” five percent (5%) salary increases granted to State Highway patrolmen. Referred to Committee on State Government.

S. B. 209, by Senators Renfrow, Strickland, Winters, Hardison, Staton, Barker, Henley, Crawford, Scott, Nye, and Mills, a bill to appropriate funds for Phase Two of construction at the North Carolina Justice Academy in Salemburg. Referred to Committee on Appropriations.

S. B. 210, by Senator Renfrow, a bill to amend General Statute 165-6(9) relating to State contributions to county veterans service programs. Referred to Committee on Appropriations.

S. B. 211, by Senator Kincaid, a bill to amend General Statute 115-183 authorizing county and city boards of education which own and operate school buses to use these school buses for any school-related activity. Referred to Committee on Education.

S. B. 212, by Senator Webster, a bill to authorize counties to require registration of mobile homes. Referred to Committee on Local Government and Regional Affairs.

S. B. 213, by Senator Webster, a bill to impose an excise tax upon passenger motor vehicles in lieu of the ad valorem taxes levied by counties and municipalities. Referred to Committee on Finance.

S. B. 214, by Senator Staton, a bill to amend the Workmen’s Compensation Act regarding the numerical exemption concerning coverage. Referred to Committee on Manufacturing, Labor and Commerce.

S. B. 215, by Senator Staton, a bill to amend the Workmen’s Compensation Act regarding coverage of agricultural, domestic and sawmill and logging workers. Referred to Committee on Manufacturing, Labor and Commerce.

S. B. 216, by Senators Staton, Barker, and Winters, a bill to allow intermittent closing of certain roads for flood water retention purposes. Referred to Committee on Transportation.

S. B. 217, by Senator Totherow, a bill to amend Chapter 166 of the General Statutes of North Carolina to permit the Department of Military and Veterans Affairs to assist county civil preparedness programs. Referred to Committee on Veterans and Military Affairs.

S. B. 218, by Senator McNeill Smith, a bill to regulate the use of traps for capturing animals and birds in North Carolina. Referred to Committee on Wildlife.
MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. J. R. 214, a joint resolution commemorating the late Alfonso Elder, educator and scholar. Referred to Committee on Rules and Operation of the Senate.

H. B. 219, a bill to set the salary of the Register of Deeds and Assistant Register of Deeds in Swain County and to provide adequate space and equipment for said office, and to provide for fees to be charged by the Register of Deeds. On motion of Senator Hill, the rules are suspended, and the bill is placed on the Calendar for tomorrow, February 27.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 60, a bill to repeal Article 11, Chapter 106 of the General Statutes relating to stock and poultry tonics. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 81, Committee Substitute for S. B. 81, a bill to require day-care public advertisements to include day-care services registration number. On motion of Senator Royall, the Committee Substitute bill is adopted and remains on the Calendar.

S. B. 167, a bill to amend Chapter 93A of the General Statutes, relating to real estate brokers and salesmen, so as to provide that trust or escrow accounts be maintained in North Carolina. On motion of Senator Strickland, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 168, a bill to amend General Statute 93A-2 relating to the definition of a real estate broker. On motion of Senator Strickland, the Committee amendment is adopted. On motion of Senator Strickland, the bill, as amended, is recommitted to the Committee on Judiciary II.

S. B. 169, a bill to amend General Statute 93A-4, relating to the renewal of real estate licenses, so as to permit the Real Estate Licensing Board to renew licenses for a period of three years. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 180, a bill to amend General Statute 15A-1021 to remove the restriction on trial judge participation in plea bargaining discussions. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 103, a bill to modify the provisions of General Statute 159-64 as applied to bonds authorized during the calendar year 1970 extending the
time within which such bonds may be issued, upon second reading. On motion of Senator Kirby, consideration of the bill is postponed until Wednesday, March 5. Senator Alexander moves that the vote by which the bill was placed on the Calendar for Wednesday, March 5 be reconsidered, which motion prevails. The bill is replaced on the Calendar for today. The bill passes its second reading by roll-call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Hill, Jernigan, Kincaid, Lackey, Marion, Mauney, Mills, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Staton, Strickland, Suddarth, Totherow, Walker, Walsh, Webster, Whichard, White, Winters — 42. The bill remains on the Calendar.

H. B. 120, a bill to amend General Statute 148-33.1 pertaining to the sentencing, quartering, and control of prisoners with work privileges.

Passes its second and third readings and is ordered enrolled.

H. B. 152, a bill to abolish the position of Harbor Master for the Port of Wilmington. Passes its second and third readings and is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. J. R. 35, a joint resolution requesting the Federal Power Commission to grant extraordinary relief in providing additional supplies of natural gas for agricultural use in the State of North Carolina.

S. J. R. 43, a joint resolution to request designation of honeybee as subject of commemorative stamp and to request Raleigh, North Carolina, to be first place of sale.

S. J. R. 54, a joint resolution calling upon the North Carolina legislators in the United States Congress to urge cancellation of President Ford's proposed food stamp price increase.

S. J. R. 121, a joint resolution honoring Ashbrook High School of Gastonia for being the District 10 winner and the North Carolina 4-A State Football champions.

H. B. 55, an act to extend the corporate limits of the Town of Alliance.

On motion of Senator Marion, the Senate adjourns to meet tomorrow at 1:00 P.M. in memory of Mr. and Mrs. Hugh Atkinson, Mrs. Judy Brown Needham and daughter, Andrea Needham, fatalities resulting from the bridge collapse into the Yadkin River occurring on Sunday, February 23, on the Yadkin-Surry County line.
The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Gerald Lewis, Chancellor of the Roman Catholic Diocese of Raleigh.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants a leave of absence to Senator Moore for today.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Britt, for the Committee on Judiciary II:

S. B. 117, a bill to be known as the renunciation of transfers by will, intestacy, appointment or insurance contract act, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Britt, the rules are suspended and the Committee Substitute bill is placed on the Calendar for today.

S. B. 153, a bill to amend General Statute 45-10, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Britt, the rules are suspended and the Committee Substitute bill is placed on the Calendar for today.

H. B. 172, a bill to amend Chapter 93A of the General Statutes, relating to real estate brokers and salesmen, so as to provide that trust or escrow accounts be maintained in North Carolina, with a favorable report, as amended.

H. B. 186, a bill to amend General Statute 87-43.3 to increase the project value limitation of the limited electrical contracting license classification from five thousand dollars ($5,000) to ten thousand dollars ($10,000), with a favorable report, as amended.

By Senator Henley, for the Committee on Rules and Operation of the Senate:

S. J. R. 205, a joint resolution congratulating I. D. Blumenthal on his eightieth birthday, with a favorable report.
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 219, by Senator Combs, a bill to amend Chapter 11 of the 1975 Session Laws which amends General Statute 136-33 relating to fixing penalties for willful interference with highway signs. Referred to Committee on Transportation.

S. B. 220, by Senators Harris, Mauney, Rauch, Combs, Odom, Walker, Harrington, Barker, Winters, Garrison, Daniels, Royall, Webster, Staton, Nye, Mills, McDuffie, Kincaid, Hill, Hardison, and Walsh, a bill to require separate ballots for State Senators and Members of the House of Representatives in multi-county senatorial and representatives districts. Referred to Committee on State Government.

S. B. 221, by Senator McNeill Smith, a bill to repeal Section 14-353 of the General Statutes and to create a new Section 14-353 concerning commercial bribery and commercial bribe receiving. Referred to Committee on Judiciary II.

S. B. 222, by Senator McNeill Smith, a bill to amend Chapter 78A of the General Statutes, the North Carolina Securities Act. Referred to Committee on Judiciary II.

S. B. 223, by Senator McNeill Smith, a bill to rewrite the Rules of Civil Procedure governing discovery and depositions. Referred to Committee on Judiciary II.

S. B. 224, by Senators Davis and Totherow, a bill appropriating funds to the Department of Cultural Resources for the use of Historic Old Salem in preserving, restoring and repairing historic buildings and sites. Referred to Committee on Appropriations.

S. J. R. 225, by Senators Allsbrook, Hardison, Harrington, Daniels, Alford, Bahakel, Britt, Webster, White, McDuffie, Kirby, Gudger, Mills, Marion, Mauney, Nye, Palmer, Hill, Scott, McNeill Smith, Garrison, Barker, Winters, Renfrow, Sebo, Odom, Combs, Harris, Vickery, Walker, Henley, Stallings, Lynwood Smith, Jernigan, Totherow, Lackey, Whichard, Alexander, Royall, and Crawford, a joint resolution in opposition to pending legislation in the United States Senate to increase the federal tax on motor fuel. Referred to Committee on Rules and Operation of the Senate.

S. B. 226, by Senators Scott, Webster, McDuffie, Nye, Hill, Palmer, Childers, Walsh, Suddarth, Walker, Vickery, Harris, Combs, Odom, Whichard, Lackey, Totherow, Davis, Royall, Stallings, Mills, Renfrow, Winters, Harrington, Daniels, Alexander, William Smith, Lynwood Smith, Barker, Garrison, Staton, Marion, Britt, Alford, McNeill Smith, Henley, Hardison, Jernigan, Strickland, Kirby, Bahakel, Mauney, and Sebo, a bill to appropriate funds to the North Carolina Utilities Commission to provide for expansion of the Commission to nine members and to increase the Commission's staff. Referred to Committee on Appropriations.
MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 144, a bill to make conforming amendments to General Statute 29-16 and General Statute 49-16 relating to inheritance by illegitimates. Referred to Committee on Judiciary I.

H. B. 169, a bill to provide a referendum in Burke County to determine whether there should be a county police department. Referred to Committee on Local Government and Regional Affairs.

H. B. 193, a bill to provide that schools in Wake County may operate raffles to raise funds. Referred to Committee on Judiciary I.

H. B. 224, a bill to amend General Statute 163-278.33 to make certain criminal offenses apply to certain public offices. Referred to Committee on Judiciary II.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 8, a bill permitting the award of guns and badges to city and county law enforcement officers. The bill passes its second and third readings and is ordered sent to the House of Representatives. Senators Jernigan, Kincaid, and Stallings request to be recorded as voting "aye."

S. B. 18, a bill to authorize absentee ballots in municipal elections. On motion of Senator McNeill Smith, Committee Amendment No. 1 is adopted. Senator McNeill Smith offers Amendment No. 2 which is adopted. Senator Childers offers Amendment No. 3. Senator Webster offers a motion to recommit the bill, with amendments, to the Committee on Local Government. Senator White offers a substitute motion the bill with amendments do lie upon the table, which motion fails to prevail. The motion of Senator Webster to recommit the bill, with amendments, to the Committee on State Government prevails.

S. B. 28, a bill authorizing the State Board of Education to purchase liability insurance for members of the Board. On motion of Senator Stallings, consideration of the bill is postponed until Tuesday, March 4.

S. B. 53, a bill to increase the period within which volunteer police and deputies must complete training. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 67, a bill to amend Chapter 1293 of the 1973 (Second Session, 1974) Session Laws. Senator Gudger calls the previous question, seconded by Senator Alford. The call is sustained. Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 81, Committee Substitute for S. B. 81, a bill to require day-care public advertisements to include day-care services registration number. Passes its second and third readings and is ordered sent to the House of Representatives. Without objection, Senator Combs is excused from voting.

S. B. 117, Committee Substitute for S. B. 117, a bill to be known as the renunciation of transfers by will, intestacy, appointment or insurance contract act. On motion of Senator Britt, the Committee Substitute bill is adopted. On motion of Senator Britt, the Committee Substitute bill is placed on the Calendar for Tuesday, March 4.

S. B. 122, a bill to amend General Statute 163-137 to provide for the arrangement of names on the ballot. On motion of Senator Whichard, Committee Amendment No. 1 is adopted. Senator Whichard offers Amendment No. 2 which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 126, a bill to amend Chapter 115 of the General Statutes to require instruction in the free enterprise system in the public high schools of the State. Senator McNeill Smith offers Amendment No. 1. Senator Sebo offers a motion to recommit the bill and pending amendment to the Committee on Appropriations which fails to prevail. On motion of Senator Harris, Amendment No. 1 is tabled. Senator Mauney calls the previous question, seconded by Senator Harrington. The call is sustained. The bill passes its second reading. Senator Whichard objects to the third reading. Senator Allsbrook offers a motion to suspend the rules and replace the bill on today's Calendar for the third reading, which motion fails to prevail. The bill remains on the Calendar.

S. B. 153, Committee Substitute for S. B. 153, a bill to amend General Statute 45-10. On motion of Senator Britt, the Committee Substitute bill is adopted and remains on the Calendar.

S. B. 154, a bill to set the salary of the Register of Deeds and Assistant Register of Deeds in Swain County and to provide adequate space and equipment for said office, and to provide for fees to be charged by the Register of Deeds. On motion of Senator Hill, the bill is postponed indefinitely.

S. J. R. 171, a joint resolution advocating that the "original" City of Washington be the recipient of the designation "Bicentennial City for the State of North Carolina." On motion of Senator Harrington, the joint resolution is recommitted to the Committee on Rules and Operation of the Senate.

H. B. 103, a bill to modify the provisions of General Statute 159-64 as applied to bonds authorized during the calendar year 1970 extending the
time within which such bonds may be issued, upon third reading. The bill passes its third reading by roll-call vote, ayes 46, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, McDuffie, Nye, Odom, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 46. The bill is ordered enrolled.

H. B. 219, a bill to set the salary of the Register of Deeds and Assistant Register of Deeds in Swain County and to provide adequate space and equipment for said office, and to provide for fees to be charged by the Register of Deeds. Passes its second and third readings and is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 102, an act to amend various sections of the General Statutes to make technical corrections.

H. B. 48, an act to amend General Statute 160A-241 so as to authorize municipalities and political divisions of municipalities to use the procedure provided in Article 9 of Chapter 136 of the General Statutes as specifically authorized by General Statute 136-66.3(c) in acquiring lands, easements, privileges, rights-of-way and other interests for public purposes in the exercise of the power of eminent domain, and providing that this Act shall apply only to the City of Concord and the Town of Bayboro.

H. B. 49, an act to amend General Statute 153A-159 so as to authorize counties to use the procedure provided in Article 9 of Chapter 136 of the General Statutes in acquiring lands, easements, privileges, rights-of-way and other interests for public purposes in the exercise of the power of eminent domain, and providing that this Act shall apply only to Cabarrus County.

H. B. 120, an act to amend General Statute 148-33.1 pertaining to the sentencing, quartering, and control of prisoners with work privileges.

H. B. 152, an act to abolish the position of Harbor Master for the port of Wilmington.

On motion of Senator Harris, the Senate adjourns to meet tomorrow at 10:00 A.M.
The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Arthur Herron, Associate Minister of the First Baptist Church on Salisbury Street, Raleigh.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Bahakel, McDuffie, Rauch, McNeill Smith, and Staton for today.

Reports of Committees

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Gudger, for the Committee on Criminal Justice and Corrections:

S. B. 110, a bill to amend Chapter 15 of the General Statutes of North Carolina by the addition of Section 15-197.1 permitting a criminal defendant to be sentenced to a term of special probation, with a favorable report, as amended.

By Senator Davis, for the Committee on Local Government and Regional Affairs:

S. B. 144, a bill to permit the New Hanover County Board of Commissioners to extend the date of its octennial property reappraisal, with a favorable report.

S. B. 152, a bill to partition the Propst Fire District of Catawba County into two districts to be known as the Propst Crossroads Fire District and the Cooksville Fire District, with a favorable report.

S. B. 155, a bill to make a technical amendment in the law relating to the membership of the Catawba County Board of Alcoholic Control, with a favorable report, as amended.

S. B. 173, a bill to repeal Chapter 825 of the 1963 Session Laws of North Carolina relating to prohibition of ambulance sirens in New Hanover County, with a favorable report.

S. B. 174, a bill to amend Chapter 191, Private Laws of 1891, to change the number of town commissioners for the Town of Autryville, with a favorable report.
S. J. R. 182, a joint resolution designating March 18, 1975, as Mayors' Day in North Carolina, with a favorable report.

H. B. 35, a bill to annex additional territory to the City of Statesville, with a favorable report.

H. B. 52, a bill to provide a supplemental retirement fund for firemen in the City of Monroe and to modify the application of General Statute 118-5, 118-6, and 118-7 to the City of Monroe, with a favorable report, as amended.

H. B. 64, a bill to provide for an at-large member on the Martin County Board of Education, with a favorable report, as amended. On motion of Senator White, the rules are suspended and the bill is placed on today's Calendar.

By Senator Henley, for the Committee on Rules and Operation of the Senate:

S. J. R. 225, a joint resolution in opposition to pending legislation in the United States Senate to increase the federal tax on motor fuel, with a favorable report. On motion of Senator Allsbrook, the rules are suspended and the joint resolution is placed on today's Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 227, by Senators William Smith, Walsh, Odom, McNeill Smith, and Sebo, a bill to exempt certain foods from sales and use tax and to offset revenue losses by adjusting the rate of tax on incomes and cigarettes and by eliminating certain income tax deductions and sales tax limitations. Referred to Committee on Finance.

S. B. 228, by Senator Kirby, a bill to amend General Statute 105-141 to exempt from gross income unemployment benefits. Referred to Committee on Finance.

S. B. 229, by Senator Mauney, a bill to amend General Statute 165-21 as it relates to scholarships provided for children of war veterans. Referred to Committee on Veterans and Military Affairs.

S. B. 230, by Senators Hill, Palmer, Gudger, and Walsh, a bill to appropriate funds to the North Carolina Department of Agriculture and the North Carolina Agricultural Extension Service to develop beef production in the eighteen mountain counties of the western extension district. Referred to Committee on Appropriations.

S. B. 231, by Senators Alford, White, Mills, Lackey, Walsh, Childers, Walker, Gudger, and Odom, a bill to rewrite the appointment and evaluation procedures for the State Textbook Commission. Referred to Committee on Education.

S. B. 232, by Senators Davis, Bahakel, Totherow, Strickland, Renfrow, Kincaid, Winters, Royall, Lackey, Moore, Hardison, Henley, Alexander,
Daniel, Britt, and Jernigan, a bill to appropriate additional funds for secondary road construction. Referred to Committee on Transportation.

S. B. 233, by Senator Davis, a bill to rewrite General Statute 113-38 requiring the use of national forest revenues for school purposes. Referred to Committee on Finance.

S. B. 234, by Senator Jernigan (by request), a bill to amend General Statute 143B-266 to permit parole of persons not in the present custody of the Department of Corrections. Referred to Committee on Criminal Justice and Corrections.

S. B. 235, by Senator Jernigan (by request), a bill to amend Chapter 148 of the General Statutes to permit North Carolina sentence to be served in another jurisdiction. Referred to Committee on Criminal Justice and Corrections.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 67, a bill to amend General Statute 20-24(a) pertaining to reporting of convictions to Department of Motor Vehicles by court. Referred to Committee on Judiciary II.

H. B. 107, Committee Substitute for H. B. 107, a bill to clarify the provisions for notice in condemnation proceedings under General Statute, Chapter 160A, Article 11. Referred to Committee on Judiciary II.

H. B. 151, a bill to amend General Statute 153A-335 to modify the authority of Onslow County to regulate the subdivision of land. Referred to Committee on Local Government and Regional Affairs.

H. B. 229, a bill to abolish the office of coroner in Union County. Referred to Committee on Local Government and Regional Affairs.

H. B. 244, a bill to amend Chapter 713, Session Laws of 1965, as amended, being the charter of the City of Charlotte, relating to proper notice of damages in making a claim against the City. Referred to Committee on Local Government and Regional Affairs.

H. B. 268, a bill to require the County Commissioners of Swain County to provide funds for eight deputy sheriffs, a clerk and three automobiles for the Sheriff of Swain County. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 126, a bill to amend Chapter 115 of the General Statutes to require instruction in the free enterprise system in the public high schools in the
State, upon third reading. Senator Whichard offers Amendment No. 2 which is adopted. Senator Crawford offers Amendment No. 3 which is adopted. Senator Strickland offers Amendment No. 4 which he subsequently withdraws. Senator William Smith offers Amendment No. 5. On motion of Senator Royall, Amendment No. 5 is tabled. Senator Mauney calls the previous question, seconded by Senator Hardison. The call is sustained. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 153, Committee Substitute for S. B. 153, a bill to amend General Statute 45-10 regarding substitution of trustees in mortgages and deeds of trust. Passes its second and third readings and is ordered sent to the House of Representatives.

S. J. R. 205, a joint resolution congratulating I. D. Blumenthal on his eightieth birthday. Passes its second and third readings and is ordered sent to the House of Representatives.

S. J. R. 225, a joint resolution in opposition to pending legislation in the United States Senate to increase the federal tax on motor fuel. Passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

H. B. 64, a bill to provide for an at-large member on the Martin County Board of Education. On motion of Senator White, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 172, a bill to amend Chapter 93A of the General Statutes, relating to real estate brokers and salesmen, so as to provide that trust or escrow accounts be maintained in North Carolina. On motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 186, a bill to amend General Statute 87-43.3 to increase the project value limitation of the limited electrical contracting license classification from five thousand dollars ($5,000) to ten thousand dollars ($10,000). On motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 59, an act to repeal Article 43 of Chapter 106 relating to reports of sales and use of combines to harvest crops.

S. B. 82, an act to authorize the Town of Atkinson to convey real property to a non-profit corporation.
H. B. 103, an act to modify the provisions of General Statute 159-64 as applied to bonds authorized during the calendar year 1970 extending the time within which such bonds may be issued.

H. B. 219, an act to set the salary of the Register of Deeds and Assistant Register of Deeds in Swain County and to provide adequate space, and equipment for said office, and to provide for fees to be charged by the Register of Deeds.

On motion of Senator Henley, the Senate adjourns to meet on Monday at 8:00 P.M.

THIRTY-FOURTH DAY

SENATE CHAMBER,

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend John Hiott, Registrar of Meredith College, Raleigh.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President recognizes the following pages serving in the Senate this week: Sara Camp, Durham; Betsy Suddarth, Lexington; Stephen Shavitz, High Point; Helen Hatcher, Cary; Vicki Marmarose, New Bern; Gwendolyn Ipock, New Bern; Joann Willetts, Goldsboro; Lori Lee Rufty, Stony Point; Joan Saunders, Charlotte, Margaretta Eddleman, Concord; Kathy Crosby, Charlotte; David Sloan, Raleigh; Johnny Dawkins, Fayetteville; Jay Hemby, Wilson; Lee Greene, Elizabethtown; Johanna Johnson, Elizabethtown; Donna McLean, Fairmont.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 236, by Senator Kirby, a bill to amend Article 25 of Chapter 58 of the General Statutes of North Carolina to provide for the establishment of private passenger rate classification by means of an appropriate modification of the 260 Plan. Referred to Committee on Insurance.

S. B. 237, by Senator McNeill Smith, a bill to provide for the preparation of state-wide tax mapping system by county in North Carolina. Referred to Committee on Local Government and Regional Affairs.
MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 70, a bill to amend Chapter 36, Article I, of the General Statutes of North Carolina which restricts the investments which guardians, executors, administrators, or others acting in a fiduciary capacity may make. Referred to Committee on Judiciary I.

H. B. 108, a bill to permit cities to make prior entry upon land proposed or contemplated for municipal condemnation in proceedings under General Statute Chapter 160A, Article 11. Referred to Committee on Judiciary II.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 110, a bill to amend Chapter 15 of the General Statutes of North Carolina by the addition of Section 15-197.1 permitting a criminal defendant to be sentenced to a term of special probation. On motion of Senator Gudger, Committee Amendments Nos. 1 and 2 are adopted. On motion of Senator Moore, consideration of the bill, as amended, is postponed until Wednesday, March 5, and made Special Order No. 1 of the day, with amendments printed and distributed to the Senators.

S. B. 144, a bill to permit the New Hanover County Board of Commissioners to extend the date of its octennial property reappraisal. On motion of Senator William Smith, consideration of the bill is postponed until Thursday, March 6.

S. B. 152, a bill to partition the Propst Fire District of Catawba County into two districts to be known as the Propst Crossroads Fire District and the Cooksville Fire District. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 155, a bill to make a technical amendment in the law relating to the membership of the Catawba County Board of Alcoholic Control. On motion of Senator Combs, Committee Amendment No. 1 is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 173, a bill to repeal Chapter 825 of the 1963 Session Laws of North Carolina relating to prohibition of ambulance sirens in New Hanover County. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 174, a bill to amend Chapter 191, Private Laws of 1891, to change the number of town commissioners for the Town of Autryville. Passes its second and third readings and is ordered sent to the House of Representatives.
S. J. R. 182, a joint resolution designating March 18, 1975, as Mayors' Day in North Carolina. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 35, a bill to annex additional territory to the City of Statesville, upon second reading. The bill passes its second reading by roll-call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harris, Henley, Hill, Kincaid, Kirby, Lackey, Marion, Mauney, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Sebo, Lynwood Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, White, Winters — 42. The bill remains on the Calendar.

H. B. 52, a bill to provide a supplemental retirement fund for firemen in the City of Monroe and to modify the application of General Statute 118-5, 118-6, and 118-7 to the City of Monroe. On motion of Senator Davis, Committee Amendment No. 1 is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.

THIRTY-FIFTH DAY

SENATE CHAMBER, Tuesday, March 4, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend E. T. Iseley, Pastor of Trollingwood Baptist Church, Haw River.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator White, for the Committee on Agriculture:

S. B. 113, a bill to amend the North Carolina Milk Commission statutes relating to Commission membership and appointments, with a favorable report, as amended. Senator White makes a motion to print and
distribute to the Senators a working copy of the bill with the unoffered Committee amendments embodied therein, which motion prevails.

By Senator Kirby, for the Committee on Finance:

H. B. 88, a bill to simplify the tax rates on alcoholic beverages, with a favorable report.

By Senator Allsbrook, for the Committee on Judiciary I:

S. B. 42, a bill to amend General Statute 1-79 relating to the residence of domestic corporations, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Allsbrook, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

By Senator Britt, for the Committee on Judiciary II:

S. B. 132, a bill to restrict the exercise of a power for a fiduciary's benefit, with a favorable report, as amended.

H. B. 18, a bill to eliminate retroactively welfare liens and claims created pursuant to General Statute 108-29 prior to April 16, 1973, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 238, by Senators Henley and Jernigan, a bill to amend General Statute 105-275 to exclude from the tax base specially adapted housing owned and used as a residence by a disabled veteran. Referred to Committee on Finance.

S. B. 239, by Senator Garrison, a bill to allow for broader investments of the Escheat Fund. Referred to Committee on Banking.

S. B. 240, by Senator Alford, a bill to amend General Statute 115-190 as it relates to contracts for transportation entered into by county and city boards of education in lieu of the operation by county and city boards of education of public school buses. Referred to Committee on Education.

S. J. R. 241, by Senators Bahakel, Alexander, Moore, and McDuffie, a joint resolution commemorating the 200th Anniversary of the Mecklenburg Declaration of Independence. Referred to Committee on Rules and Operation of the Senate.

S. B. 242, by Senator Strickland, a bill to amend Chapter 117 of the General Statutes of North Carolina to confer the power of eminent domain upon electric membership corporations. Referred to Committee on Judiciary II.

S. B. 243, by Senator Strickland, a bill to make it unlawful to purchase copper wire, copper pipe or scrap copper from certain types of vendors
without recording certain information, and to provide a penalty for violation thereof. Referred to Committee on Judiciary II.

S. B. 244, by Senators Staton, Whichard, Lynwood Smith, and McNeill Smith, a bill to amend Chapter 143, Article 21, for the purpose of enabling the State to obtain authority to administer the Federal Discharge Permit Program. Referred to Committee on Natural and Economic Resources.

S. B. 245, by Senators Staton, Whichard, Lynwood Smith, and McNeill Smith, a bill to amend Chapter 143B, Article 7 of the General Statutes relating to the powers of the Environmental Management Commission. Referred to Committee on Natural and Economic Resources.

S. B. 246, by Senators Staton, Whichard, Lynwood Smith, and McNeill Smith, a bill to amend the Well Construction Act, General Statute 87-83 et seq., to better protect the ground water resources of the State. Referred to Committee on Natural and Economic Resources.

S. B. 247, by Senators Staton, Whichard, Lynwood Smith, and McNeill Smith, a bill to amend the Regional Sewage Disposal Planning Act of 1971, General Statute 162A-26 et seq., to ensure that regions can qualify for federal and state grants; to ensure that advances will be made only when needed; and to ensure that advances will be repaid by grant funds supplied for the project. Referred to Committee on Natural and Economic Resources.

S. B. 248, by Senators Staton, Whichard, Lynwood Smith, and McNeill Smith, a bill to amend the Water and Air Quality Reporting Act, General Statute 143-215.63 et seq., to make it consistent with amendments to Chapter 143. Referred to Committee on Natural and Economic Resources.

S. B. 249, by Senators Staton, Whichard, Lynwood Smith, and McNeill Smith, a bill to amend Chapter 143, by exempting permits for surface discharges from single family dwellings from the public notice requirements, by extending the time period in which the EMC must act on permits for discharges to surface waters, by authorizing the EMC to charge a reasonable fee for processing permit applications (to offset anticipated reduction in federal funds), by granting discretion to the EMC on the frequency of monitoring reports and by providing guidelines for classification of groundwaters. Referred to Committee on Natural and Economic Resources.

S. B. 250, by Senators Staton, Whichard, Lynwood Smith, and McNeill Smith, a bill to amend the Well Construction Act, General Statute 87-83 et seq.; The Water Use Act, General Statute 143-215.11 et seq.; the Dam Safety Law, General Statute 143-215.23 et seq.; and the Water and Air Quality Reporting Act, General Statute 143-215.63 et seq.; and the Civil Penalty Provisions of Articles 21 and 21B, Chapter 143, North Carolina General Statutes, in order to provide enforcement and judicial review procedures similar to and consistent with other parts of Article 21, Chapter 143 of the North Carolina General Statutes administered by the Environmental Management Commission. Referred to Committee on Natural and Economic Resources.
S. B. 251, by Senator Kincaid, a bill to amend General Statute 115-157(c) to distinguish between supervisors and classified principals as to annual leave-taking. Referred to Committee on Education.

S. J. R. 252, by Senators Marion, Mauney, Kirby, Rauch, Harris, Odom, Walsh, Sebo, Walker, Nye, William Smith, McDuffie, Vickery, Palmer, Hill, Mills, Webster, Harrington, McNeill Smith, Alford, Bahakel, and Alexander, a joint resolution to the Congress of the United States urging the adoption of Senate Bill 625 entitled "The Emergency Unemployment Health Benefits Act." Referred to Committee on Rules and Operation of the Senate.

S. R. 253, by Senators Crawford, Royall, and Daniels, a Senate resolution welcoming Lawrence Welk to North Carolina. On motion of Senator Crawford, the Senate resolution is adopted. (The text of this resolution appears in the Appendix.)

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 205, a bill to authorize counties to offer rewards for information leading to the arrest and conviction of persons damaging county property. Referred to Committee on Judiciary I.

H. B. 226, a bill to amend General Statute 54-33.3(2) to provide that State savings and loan associations have the same powers which have been granted to federal savings and loan associations to act as trustee of individual retirement accounts as provided by Section 408(a) of the Internal Revenue Code. Referred to Committee on Banking.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 28, a bill authorizing the State Board of Education to purchase liability insurance for members of the Board. On motion of Senator Stallings, consideration of the bill is postponed until Tuesday, March 11.

S. B. 42, Committee Substitute for S. B. 42, a bill to amend General Statute 1-79 relating to the residence of domestic corporations. On motion of Senator Allsbrook, the Committee Substitute bill is adopted, and remains on the Calendar.

S. B. 117, Committee Substitute for S. B. 117, a bill to be known as the renunciation of transfers by will, intestacy, appointment or insurance contract act. On motion of Senator Kirby, consideration of the Committee Substitute bill is postponed until Wednesday, March 5.

S. B. 133, a bill to amend Chapter 62 of the General Statutes to enlarge the North Carolina Utilities Commission, to allow the Commission to sit in panels of three, to allow the panels to make valid and binding decisions,
to require the use of a historical test year, and to require a separate hearing on rate increases based solely upon fuel costs. Senator Webster offers Amendment No. 1 which is adopted. Senator Webster calls the previous question, seconded by Senator Hardison. The call is sustained. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

H. B. 35, a bill to annex additional territory to the City of Statesville, upon third reading. The bill passes its third reading by roll-call vote, ayes 45, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Lackey, Marion, Mauney, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White — 45. The bill is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 172, an act to amend Chapter 93A of the General Statutes, relating to real estate brokers and salesmen, so as to provide that trust or escrow accounts be maintained in North Carolina.

H. B. 186, an act to amend General Statute 87-43.3 to increase the project value limitation of the limited electrical contracting license classification from five thousand dollars ($5,000) to ten thousand dollars ($10,000).

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.

THIRTY-SIXTH DAY

SENATE CHAMBER,
Wednesday, March 5, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.
Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Gudger, for the Committee on Criminal Justice and Corrections:

S. B. 203, a bill to increase the time necessary to be paroled from a sentence of armed robbery, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Sebo, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

By Senator Alford, for the Committee on Education:

S. B. 116, a bill to make the Martin Technical Institute a comprehensive community college, with a favorable report. On motion of Senator Alford, the bill is re-referred to the Committee on Appropriations.

By Senator Davis, for the Committee on Local Government and Regional Affairs:

S. B. 123, a bill to authorize the Alexander County Board of Education to enter into contracts relating to the construction or maintenance of school buildings, and to amend General Statute 143-129 exempting the Alexander County Board of Education from certain provisions thereof, with an unfavorable report.

By Senator Marion, for the Committee on Local Government and Regional Affairs:

S. B. 201, a bill to annex a noncontiguous area to the Town of Carrboro, with a favorable report.

H. B. 72, a bill making a technical amendment to the charter of the City of Winston-Salem, with a favorable report.

H. B. 143, a bill to provide for the election of members of the Chapel Hill-Carrboro City Board of Education and fixing four-year staggered terms of office, with a favorable report, as amended.

H. B. 147, a bill to provide staggered terms of four years for members of the Board of County Commissioners of Brunswick County, with a favorable report.

H. B. 191, a bill to revise the provisions for filling vacancies on the Rutherford County Board of Commissioners, with a favorable report.

H. B. 200, a bill to provide for the creation of a Winston-Salem Sports Commission, with a favorable report.

H. B. 208, a bill to permit the Board of Commissioners of the Town of Hertford to confer the duties of town manager on the mayor, with a favorable report.
By Senator McNeill Smith, for the Committee on State Government:

S. B. 118, a bill to allow cities and towns to increase license or privilege tax for motor vehicles from one dollar ($1.00) to three dollars ($3.00), without prejudice. On motion of Senator McNeill Smith, the bill is re-referred to the Committee on Finance.

S. B. 220, a bill to require separate ballots for State Senators and Members of the House of Representatives in multi-county senatorial and representative districts, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 254, by Senator Combs (by request), a bill to permit the Catawba County Board of Commissioners to extend the date of its octennial property reappraisal. Referred to Committee on Finance.

S. B. 255, by Senator Moore, a bill to amend General Statute 136-41.1 relating to the estimate of population for allocation of Powell Bill funds to municipalities. Referred to Committee on Transportation.

S. B. 256, by Senator Moore, a bill to amend General Statute 113-95.4 to provide kill reports for male deer and wild boar. Referred to Committee on Wildlife.

S. B. 257, by Senator Moore, a bill to amend General Statute 7A-41 to increase the number of assistant district attorneys in certain judicial districts. Referred to Committee on Courts and Judicial Districts.

S. B. 258, by Senator Moore, a bill to appropriate funds to defray expenses of administering the Campaign Reporting Act and to defray increased responsibilities. Referred to Committee on Appropriations.

S. B. 259, by Senator Kirby, a bill to provide for electronic reporting of cases before the Industrial Commission. Referred to Committee on Manufacturing, Labor and Commerce.

S. B. 260, by Senator Kirby, a bill to amend Article IV of the Constitution of North Carolina, to require justices, judges of the General Court of Justice, to be licensed to practice law. Referred to Committee on Judiciary II.

S. B. 261, by Senator Alexander, a bill to require registrars to take registration in the public schools. Referred to Committee on State Government.

S. B. 262, by Senator Jernigan, a bill to provide an additional tax exemption for hemophiliacs. Referred to Committee on Finance.

S. B. 263, by Senators Mills and Hardison, a bill permitting the designation of the district attorney to represent the petitioner in juvenile court cases involving child abuse. Referred to Committee on Judiciary I.
S. B. 264, by Senators McDuffie, Moore, Alexander, and Bahakel, a bill to amend Chapter 713 of the Session Laws of 1965, as amended, being the charter of the City of Charlotte, relating to the age of applicants for the fire department and police department. Referred to Committee on Local Government and Regional Affairs.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 85, a bill to amend General Statute 66-84 so as to include Rowan County under Article 17, Chapter 66, "Closing-Out Sales." Referred to Committee on Local Government and Regional Affairs.

H. B. 165, a bill to increase the interest paid on tax refunds from four percent per annum to six percent per annum. Referred to Committee on Finance.

H. B. 177, a bill to establish maximum limitations on the number and the ratio of supervisory personnel to uniformed highway patrolmen in the North Carolina State Highway Patrol. Referred to Committee on Transportation.

H. B. 201, a bill to amend General Statute 1-75.7 and General Statute 1A-1, Rule 12, to provide that obtaining an extension of time within which to answer or otherwise plead shall not be considered a general appearance and shall not constitute a waiver of any defense set forth in Rule 12(b). Referred to Committee on Judiciary II.

H. B. 179, a bill to amend Chapter 44A to create a lien in favor of those who process textile goods. Referred to Committee on Judiciary I.

H. B. 199, a bill to extinguish liens on property for deferred taxes accruing more than five years prior to disqualification. Referred to Committee on Judiciary II.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

SPECIAL ORDER NO. 1

S. B. 110

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being S. B. 110, a bill to amend Chapter 15 of the General Statutes of North Carolina by the addition of Section 15-197.1 permitting a criminal defendant to be sentenced to a term of special probation, as amended. Senator Hardison offers Amendment No. 3 which is adopted. Senator Rauch offers Amendment No. 4 which is adopted. Senator Gudger calls
the previous question, seconded by Senator Moore. The call is sustained. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 42, Committee Substitute for S. B. 42, a bill to amend General Statute 1-79 relating to the residence of domestic corporations. On motion of Senator Allsbrook, consideration of the Committee Substitute bill is postponed until Thursday, March 6.

S. B. 113, a bill to amend the North Carolina Milk Commission statutes relating to Commission membership and appointments. On motion of Senator Barker, Committee Amendment No. 1 is adopted. Senator Combs offers Amendment No. 2 which fails of adoption. Senator Davis offers Amendment No. 3 which fails of adoption. Senator Barker calls the previous question, seconded by Senator White. The call is sustained. The bill, as amended, passes its second reading. The following pair is announced: Senators Hardison "aye," Davis "no." On objection of Senator Kincaid to its third reading the bill, as amended, remains on the Calendar.

S. B. 117, Committee Substitute for S. B. 117, a bill to be known as the renunciation of transfers by will, intestacy, appointment or insurance contract act. Senator Kirby offers Amendment No. 1 which is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 132, a bill to restrict the exercise of a power for a fiduciary's benefit. On motion of Senator Kirby, consideration of the bill is postponed until tomorrow, Thursday, March 6.

S. B. 203, a bill to increase the time necessary to be paroled from a sentence of armed robbery. On motion of Senator Sebo, the Committee Substitute bill is adopted and remains on the Calendar.

H. B. 18, a bill to eliminate retroactively welfare liens and claims created pursuant to General Statute 108-29 prior to April 16, 1973. On motion of Senator Britt, consideration of the bill is postponed until Tuesday, March 11.

H. B. 88, a bill to simplify the tax rates on alcoholic beverages, upon second reading. On motion of Senator Kirby, consideration of the bill is postponed until Tuesday, March 11.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 35, an act to annex additional territory to the City of Statesville.

H. B. 52, an act to provide a supplemental retirement fund for firemen in the City of Monroe and to modify the application of General Statute 118-5, 118-6, and 118-7 to the City of Monroe.
On motion of Senator Henley, the Senate adjourns to meet tomorrow at 12 M.

THIRTY-SEVENTH DAY

SENATE CHAMBER,
Thursday, March 6, 1975.

The Senate meets pursuant to adjournment and is called to order by the President Pro Tempore, John T. Henley.

Prayer is offered by Rabbi Leo J. Stillpass of Temple Beth Or, Raleigh.

Senator Moore for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Assuming the chair, the President grants leaves of absence to Senators Britt, Crawford, Jernigan, McDuffie, Rauch, Staton, Vickery, Webster, and Whichard for today, and to Senators Crawford and Garrison for tomorrow, March 7.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Allsbrook, for the Committee on Judiciary I:

S. B. 83, a bill to amend General Statute 86-5 relating to apprenticeship of barbers, with a favorable report, as amended.

S. B. 143, a bill to amend General Statute 86-4 relating to the qualifications of an apprentice barber, so as to remove the requirement that an apprentice barber can practice only three years without passing the barber's examination, with a favorable report.

H. B. 203, a bill to amend General Statute 47-18(a) to provide that options to convey be recorded, with a favorable report.

By Senator Moore, for the Committee on Wildlife:

S. B. 10, a bill to amend General Statute 113-104 so as to repeal the provision requiring repeating shotguns to be plugged, with a favorable report.

S. B. 192, a bill to regulate the caging of Black bears, with a favorable report.
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 265, by Senators Hill and Palmer, a bill to appropriate funds for use as a grant-in-aid to Cherokee Boys' Club Children's Home. Referred to Committee on Appropriations.

S. B. 266, by Senator Renfrow, a bill to amend Chapter 48, Session Laws of 1963, as amended, relating to Alcoholic Beverage Control stores in the Town of Roseboro. Referred to Committee on Alcoholic Beverage Control.

S. B. 267, by Senator Moore, a bill to require registration of all motor boats on public waters of this State. Referred to Committee on Wildlife.

S. B. 268, by Senators Alford, Kirby, Royall, and Whichard, a bill to make the Vance-Granville Technical Institute a comprehensive community college. Referred to Committee on Education.

S. B. 269, by Senator Gudger, a bill to amend General Statute 105-278.2 relating to the property tax exemption of burial property. Referred to Committee on Finance.

S. B. 270, by Senators Gudger and Crawford, a bill to appropriate funds to the Department of Cultural Resources to establish the Western North Carolina Heritage Center. Referred to Committee on Appropriations.

S. B. 271, by Senator Gudger, a bill to authorize the Board of County Commissioners of Buncombe County to appropriate for the use of Eliada Home for Children in Buncombe County a sum not in excess of twenty thousand dollars ($20,000) per year. Referred to Committee on Local Government and Regional Affairs.

S. B. 272, by Senator Henley, a bill to grant special police powers to members of the State Legislative Building Security Force. Referred to Committee on Judiciary I.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 69, a bill to amend the Uniform Anatomical Gift Act to increase the number of those persons qualified to enucleate eyes, for concurrence in the House amendment. On motion of Senator Davis, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. J. R. 262, a joint resolution honoring the life and memory of Hugh Stewart Johnson, Jr. Referred to Committee on Rules and Operation of the Senate.
Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 42, Committee Substitute for S. B. 42, a bill to amend General Statute 1-79 relating to the residence of domestic corporations. The Committee Substitute bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 113, a bill to amend the North Carolina Milk Commission statutes relating to Commission membership and appointments, as amended, upon third reading. Senator Barker offers Amendment No. 4 which is adopted. Senator Barker offers Amendment No. 5 which is adopted. Senator Moore offers Amendment No. 6 which fails of adoption. Senator Gudger offers Amendment No. 7 which is adopted. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 132, a bill to restrict the exercise of a power for a fiduciary's benefit. On motion of Senator Kirby, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 144, a bill to permit the New Hanover County Board of Commissioners to extend the date of its octennial property reappraisal. On motion of Senator Combs, the bill is re-referred to the Committee on Finance.

S. B. 201, a bill to annex a noncontiguous area to the Town of Carrboro, upon second reading. The bill passes its second reading by roll-call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Barker, Childers, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Hill, Kincaid, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Renfrow, Royall, Sebo, Lynwood Smith, William Smith, Stallings, Suddarth, Totherow, Walker, Walsh, White, Winters — 36. The bill remains on the Calendar.

S. B. 203, Committee Substitute for S. B. 203, a bill to increase the time necessary to be paroled from a sentence of armed robbery. On motion of Senator Gudger, consideration of the Committee Substitute bill is postponed until Tuesday, March 11.

S. B. 220, a bill to require separate ballots for State Senators and Members of the House of Representatives in multi-county senatorial and representative districts. Senator Harris moves that consideration of the bill be postponed until Tuesday, March 11. Senator Marion offers a substitute motion that the bill be recommitted to the Committee on State Government, which he subsequently withdraws. On motion of Senator Harris, consideration of the bill is postponed until Tuesday, March 11.

H. B. 72, a bill making a technical amendment to the charter of the City of Winston-Salem. Passes its second and third readings and is ordered enrolled.
H. B. 143, a bill to provide for the election of members of the Chapel Hill-Carrboro City Board of Education and fixing four-year staggered terms of office. On motion of Senator Davis, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 147, a bill to provide staggered terms of four years for members of the Board of County Commissioners of Brunswick County. Passes its second and third readings and is ordered enrolled.

H. B. 191, a bill to revise the provisions for filling vacancies on the Rutherford County Board of Commissioners. Passes its second and third readings and is ordered enrolled.

H. B. 200, a bill to provide for the creation of a Winston-Salem Sports Commission. Passes its second and third readings and is ordered enrolled.

H. B. 208, a bill to permit the Board of Commissioners of the Town of Hertford to confer the duties of town manager on the mayor. Passes its second and third readings and is ordered enrolled.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 10:00 A.M.

THIRTY-EIGHTH DAY

Senate Chamber,
Friday, March 7, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Bahakel, McDuffie, Moore, Odom, and Webster, for today, and to Senator William Smith for Monday, March 10. Leaves of absence previously granted to Senators Crawford and Garrison are noted.

Reports of Committees

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:
By Senator Allsbrook, for the Committee on Judiciary I:

H. B. 144, a bill to make conforming amendments to General Statute 29-16 and General Statute 49-16 relating to inheritance by illegitimates, with a favorable report, as amended.

By Senator Britt, for the Committee on Judiciary II:

H. B. 67, a bill to amend General Statute 20-24(a) pertaining to reporting of convictions to Department of Motor Vehicles by court, with a favorable report, as amended.

H. B. 224, a bill to amend General Statute 163-278.33 to make certain criminal offenses apply to certain public offices, with a favorable report, as amended.

By Senator Henley, for the Committee on Rules and Operation of the Senate:

S. J. R. 241, a joint resolution commemorating the 200th Anniversary of the Mecklenburg Declaration of Independence, with a favorable report.

S. J. R. 252, a joint resolution to the Congress of the United States urging the adoption of Senate Bill 625 entitled “The Emergency Unemployment Health Benefits Act,” with a favorable report.

H. J. R. 214, a joint resolution commemorating the late Alfonso Elder, educator and scholar, with a favorable report.

H. J. R. 262, a joint resolution honoring the life and memory of Hugh Stewart Johnson, Jr., with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. J. R. 273, by Senators Hill and Palmer, a joint resolution honoring Ronnie Milsap on being selected Male Vocalist of the Year by the Country Music Awards Association. On motion of Senator Hill, the rules are suspended and the joint resolution is placed on the Calendar for immediate consideration. The joint resolution passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

S. B. 274, by Senators Davis and Renfrow, a bill to amend the Local Government Budget and Fiscal Control Act, in order to conform North Carolina requirements and practice to generally accepted accounting principles and to improve financial administration in North Carolina local governments. Referred to Committee on Local Government and Regional Affairs.
MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 278, a bill to amend Chapter 13 of the General Statutes to provide a procedure for the restoration of citizenship for persons convicted in federal court or in another state. Referred to Committee on Judiciary I.

H. B. 313, a bill to abolish the office of coroner in Stanly County. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 10, a bill to amend General Statute 113-104 so as to repeal the provision requiring repeating shotguns to be plugged. On motion of Senator Vickery, consideration of the bill is postponed until Thursday, March 13.

S. B. 83, a bill to amend General Statute 86-5 relating to apprenticeship of barbers. On motion of Senator Allsbrook, the Committee amendment is adopted. The bill, as amended, passes its second reading. On objection of Senator Harris to its third reading the bill, as amended, remains on the Calendar.

S. B. 143, a bill to amend General Statute 86-4 relating to the qualification of an apprentice barber, so as to remove the requirement that an apprentice barber can practice only three years without passing the barber's examination. The bill passes its second reading. On objection to Senator Harris to its third reading the bill remains on the Calendar.

S. B. 192, a bill to regulate the caging of Black bears. On motion of Senator Kincaid, consideration of the bill is postponed until Tuesday, March 11.

S. B. 201, a bill to annex a noncontiguous area to the Town of Carrboro, upon third reading. The bill passes its third reading by roll-call vote, ayes 39, noes 1, as follows: Those voting in the affirmative are: Senators Alexander, Allsbrook, Barker, Britt, Childers, Daniels, Davis, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Mills, Nye, Palmer, Rauch, Renfrow, Royall, Scott, Lynwood Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Whichard, White, Winters — 39. Voting in the negative is: Senator Combs — 1. The bill is ordered sent to the House of Representatives.

H. B. 203, a bill to amend General Statute 47-18(a) to provide that options to convey be recorded. On motion of Senator Allsbrook, consideration of the bill is postponed until Thursday, March 13.
ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 69, an act to amend the Uniform Anatomical Gift Act to increase the number of those persons qualified to enucleate eyes.

S. B. 173, an act to repeal Chapter 825 of the 1963 Session Laws of North Carolina relating to prohibition of ambulance sirens in New Hanover County.

H. B. 72, an act making a technical amendment to the charter of the City of Winston-Salem.

H. B. 147, an act to provide staggered terms of four years for members of the Board of County Commissioners of Brunswick County.

H. B. 191, an act to revise the provisions for filling vacancies on the Rutherford County Board of Commissioners.

H. B. 200, an act to provide for the creation of a Winston-Salem Sports Commission.

H. B. 208, an act to permit the Board of Commissioners of the Town of Hertford to confer the duties of town manager on the mayor.

On motion of Senator Henley, the Senate adjourns to meet Monday at 8:00 P.M.

THIRTY-NINTH DAY

SENATE CHAMBER,
Monday, March 10, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Courtesies of the floor are extended to Lieutenant Governor and Mrs. Brantley Harvey of Columbia, South Carolina.

The President recognizes the following pages serving in the Senate this week: Eva Bernhardt, Salisbury; Nancy Fuchs, Stokes; Tom Dillard, Cullo-whee; Amy Sheppard, Lilesville; Linda Sink, High Point; Ramey Powell, Raleigh; Donna Vinson, Autryville; Nancy Jackson, Mebane; Susan Scott,
Haw River; Gregory McDonald, Fayetteville; Virginia Pollitzer, Chapel Hill; Patty Pollitzer, Chapel Hill; Jean Fleming, Smithfield; Richard Gamble, Raleigh; Kathy Wagstaff, Fuquay-Varina; Hugh Lee, Rockingham; Clay Harrelson, Kernersville; Mary Acker, Fayetteville; Jimmy Bean, Swansboro; Darryl Moss, Creedmoor.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 275, by Senators Combs and William Smith, a bill to amend General Statute 105-286 to authorize the Ad Valorem Tax Division of the Department of Revenue to grant emergency one-year extensions for octennial revaluations. Referred to Committee on Finance.

S. B. 276, by Senator Gudger, a bill to amend General Statute 1-17 so as to eliminate imprisonment as a disability under the statute of limitations and to subject the Civil Rights Act of 1871, 42 U.S.C. Section 1983, to the North Carolina statute of limitations. Referred to Committee on Criminal Justice and Corrections.

S. B. 277, by Senator Gudger, a bill to amend Article 7 of Chapter 148 to prohibit the release of confidential information in inmate records. Referred to Committee on Criminal Justice and Corrections.

S. B. 278, by Senator Gudger, a bill to repeal General Statute 15-208 of the General Statutes requiring costs of probation to be paid from State Highway funds. Referred to Committee on Criminal Justice and Corrections.

S. B. 279, by Senator Gudger, a bill to amend Chapter 15 of the General Statutes to substitute Director of Prisons for warden of the institution as person to present application for a requisition of a fugitive. Referred to Committee on Criminal Justice and Corrections.

S. B. 280, by Senator Gudger, a bill to amend General Statute 15-200.1 to provide advance written notice for grounds of revocation of probation or suspension and to repeal General Statute 15-200.2. Referred to Committee on Criminal Justice and Corrections.

S. B. 281, by Senator Gudger, a bill to amend Chapter 14 of the General Statutes to make it an offense for an inmate to take hostages. Referred to Committee on Criminal Justice and Corrections.

S. B. 282, by Senator Gudger, a bill to amend Chapter 14 of the General Statutes to make it an offense for an inmate to possess a weapon capable of inflicting serious bodily injury or death. Referred to Committee on Criminal Justice and Corrections.

S. B. 283, by Senator Gudger (by request), a bill to amend Chapter 17B of the General Statutes to make the Secretary of Correction a member of the North Carolina Criminal Justice Education and Training System Council. Referred to Committee on Criminal Justice and Corrections.
S. J. R. 284, by Senators Staton, Barker, and Winters, a joint resolution honoring the life, service and memory of J. Carlton Pittman. On motion of Senator Staton, the rules are suspended and the joint resolution is placed on the Calendar for immediate consideration. The joint resolution passes its second and third readings and, without objection, is ordered sent to the House of Representatives by special messenger.

S. B. 285, by Senator Vickery, a bill to provide the National School Lunch Program in all public school administrative units. Referred to Committee on Education.

S. B. 286, by Senator Vickery, a bill to provide for a state-wide tax mapping system. Referred to Committee on Local Government and Regional Affairs.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 8, a bill permitting the award of guns and badges to city and county law enforcement officers, for concurrence in the House amendment. On motion of Senator Harris, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 30, a bill to rewrite General Statute 115-143 as it pertains to health certificates required for teachers and other public school employees. Referred to Committee on Education.

H. B. 73, a bill to amend Chapter 93, Public Accountants, relating to the experience required to take the examination for certified public accountants. Referred to Committee on Judiciary I.

H. B. 99, a bill to reinstate exemptions from motorcycle requirements for "mo-ped" operation. Referred to Committee on Judiciary II.

H. B. 124, a bill to amend General Statute 148-45 which relates to escapes from prison. Referred to Committee on Criminal Justice and Corrections.

H. B. 210, a bill making it a crime for any person to wilfully trespass upon or damage a public school bus. Referred to Committee on Judiciary I.

H. B. 217, a bill to provide for the nomination and election of members of the Rowan County Board of Education. Referred to Committee on Local Government and Regional Affairs.

H. B. 222, a bill to permit replacement of inspection certificates upon replacement of windshields. Referred to Committee on Judiciary II.

H. B. 227, a bill to amend General Statute 30-17 relating to when children of a deceased parent are entitled to a year's allowance. Referred to Committee on Judiciary I.
H. B. 298, a bill to allow the Commissioner of Motor Vehicles to grant temporary operators' permits to certain minors. Referred to Committee on Judiciary II.

H. B. 312, a bill to amend Chapter 722, Session Laws of 1965, relating to distribution of ABC funds for law enforcement for the Town of Norwood, North Carolina. Referred to Committee on Alcoholic Beverage Control.

H. B. 315, a bill to delete a certain area from the corporate limits of the Town of Maggie Valley in Haywood County. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 83, a bill to amend General Statute 86-5 relating to apprenticeship of barbers, as amended, upon third reading. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 143, a bill to amend General Statute 86-4 relating to the qualification of an apprentice barber, so as to remove the requirement that an apprentice barber can practice only three years without passing the barber's examination, upon third reading. The bill passes its third reading and is ordered sent to the House of Representatives.

S. J. R. 241, a joint resolution commemorating the 200th Anniversary of the Mecklenburg Declaration of Independence. Passes its second and third readings and is ordered sent to the House of Representatives.

S. J. R. 252, a joint resolution to the Congress of the United States urging the adoption of Senate Bill 625 entitled "The Emergency Unemployment Health Benefits Act." Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 67, a bill to amend General Statute 20-24(a) pertaining to reporting of convictions to Department of Motor Vehicles by court. On motion of Senator Staton, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 144, a bill to make conforming amendments to General Statute 29-16 and General Statute 49-16 relating to inheritance by illegitimates. On motion of Senator Allsbrook, the Committee amendment is adopted. On motion of Senator Allsbrook, consideration of the bill, as amended, is postponed until Wednesday, March 12.

H. J. R. 214, a joint resolution commemorating the late Alfonso Elder, educator and scholar. Passes its second and third readings and is ordered enrolled.
H. B. 224, a bill to amend General Statute 163-278.33 to make certain criminal offenses apply to certain public offices. Senator Hill moves adoption of the Committee amendment. On motion of Senator Hill, consideration of the bill and pending amendment is postponed until Tuesday, March 11.

H. J. R. 262, a joint resolution honoring the life and memory of Hugh Stewart Johnson, Jr. Passes its second and third readings and is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 60, an act to repeal Article 11, Chapter 106 of the General Statutes relating to stock and poultry tonics.

S. B. 109, an act to reduce the bond requirements of guardians and trustees by the amount of stocks, bonds, securities and savings on deposit with certain building and loan associations relinquished by said guardians and trustees to the clerk of court.

S. B. 155, an act to make a technical amendment in the law relating to the membership of the Catawba County Board of Alcoholic Control.

H. B. 64, an act to provide for an at-large member on the Martin County Board of Education.

H. B. 143, an act to provide for the election of members of the Chapel Hill-Carrboro City Board of Education and fixing four-year staggered terms of office.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.

FORTIETH DAY

SENATE CHAMBER, Tuesday, March 11, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Roy J. Smith, Secretary of Town and Country and Seminary Extension Department, Baptist State Convention, Raleigh.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found
to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

H. B. 30. On motion of Senator Alford, H. B. 30, a bill to rewrite General Statute 115-143 as it pertains to health certificates required for teachers and other public school employees, is taken from the Committee on Education and re-referred to the Committee on Human Resources.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Gudger, for the Committee on Criminal Justice and Corrections:

S. B. 278, a bill to repeal General Statute 15-208 of the General Statutes requiring costs of probation to be paid from State Highway funds, with a favorable report.

S. B. 279, a bill to amend Chapter 15 of the General Statutes to substitute Director of Prisons for warden of the institution as person to present application for a requisition of a fugitive, with a favorable report.

By Senator Kirby, for the Committee on Finance:

S. J. R. 27, a joint resolution urging that the United States Congress enact legislation providing for the continuation of General Revenue Sharing as a permanent program, with a favorable report.

S. B. 193, a bill to provide for the imposition of a franchise tax on holding companies and to prevent the duplication of franchise tax payments by holding companies and their subsidiaries doing business in North Carolina, with a favorable report.

H. B. 53, a bill to amend Article 17 of Chapter 105 of the General Statutes to allow an extension of the time for listing property for taxation, with a favorable report.

By Senator Royall, for the Committee on Human Resources:

S. B. 177, a bill to amend Chapter 108 of the General Statutes relating to payments from the State Fund for medical assistance, with a favorable report, as amended.

By Senator Allsbrook, for the Committee on Judiciary I:

H. B. 145, a bill to amend General Statute 45-21.4 to establish a uniform location for the holding of foreclosure sales, with a favorable report, as amended.

By Senator Britt, for the Committee on Judiciary II:
S. B. 221, a bill to repeal Section 14-353 of the General Statutes and to create a new Section 14-353 concerning commercial bribery and commercial bribery receiving, with a favorable report, as amended.

S. B. 222, a bill to amend Chapter 78A of the General Statutes, the North Carolina Securities Act, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 287, by Senators Daniels and Harrington, a bill to appropriate funds to assist in the restoration of the Newbold-White House in Perquimans County. Referred to Committee on Appropriations.

S. B. 288, by Senator Kirby, a bill to provide for distinctive colors for free registration plates issued to disabled veterans. Referred to Committee on Transportation.

S. B. 289, by Senator Strickland, a bill to authorize and empower the Goldsboro City Board of Education to convey to Thompson Orphanage and Training Institution the legal title to certain land in exchange for the conveyance and release of the right, title, interest and estate of Thompson Orphanage and Training Institution in certain other land. Referred to Committee on Local Government and Regional Affairs.

S. B. 290, by Senator Staton, a bill to amend Chapter 14 of the General Statutes by adding a new section thereto to be designated as General Statute 14-139.1, related to forest fires in Dare, Hyde, Tyrrell, and Washington Counties. Referred to Committee on Natural and Economic Resources.

S. B. 291, by Senator Staton, a bill to amend General Statute 77-13 and 77-14, which makes it unlawful to obstruct streams and drainage ditches, so as to provide for their enforcement by officers of the Department of Natural and Economic Resources. Referred to Committee on Natural and Economic Resources.

S. B. 292, by Senator Staton, a bill to encourage and plan for good forestry practices in North Carolina. Referred to Committee on Natural and Economic Resources.

S. B. 293, by Senator Staton, a bill to rewrite General Statute 14-139 pertaining to starting fires within 500 feet of areas under protection of the Department of Natural and Economic Resources. Referred to Committee on Natural and Economic Resources.

S. B. 294, by Senator Staton, a bill to repeal Article 3 of Chapter 113 of the General Statutes, entitled "Private Lands Designated as State Forests." Referred to Committee on Natural and Economic Resources.

S. B. 295, by Senator Staton, a bill to amend Article 4, Chapter 113 of the General Statutes, the Protection and Development of Forests and Fire
Control, and for other purposes. Referred to Committee on Natural and Economic Resources.

S. B. 296, by Senator Staton, a bill to provide for the control and regulation of outdoor advertising and junkyards within the vicinity of the Blue Ridge Parkway. Referred to Committee on Natural and Economic Resources.

S. B. 297, by Senators Allsbrook, Gudger, Alford, Garrison, Hardison, Harris, Kincaid, Mauney, Nye, Rauch, Lynwood Smith, Stallings, Totherow, Walsh, and White, a bill to increase the maximum punishment for armed robbery to life imprisonment. Referred to Committee on Judiciary I.

S. B. 298, by Senators Allsbrook, Gudger, Alford, Garrison, Hardison, Harris, Kincaid, Mauney, McDuffie, Nye, Rauch, Lynwood Smith, Stallings, Totherow, Walsh, and White, a bill to amend General Statute 14-87 to provide for a separate offense for each victim of an armed robbery regardless of the ownership of the property taken or attempted to be taken. Referred to Committee on Judiciary I.

S. B. 299, by Senators Allsbrook, Gudger, Alford, Garrison, Hardison, Kincaid, Mauney, McDuffie, Rauch, Lynwood Smith, Totherow, and White, a bill to relieve counties of financial responsibility under General Statute 15-183 for confinement of prisoners by the Department of Correction pending appeal if the conviction is affirmed. Referred to Committee on Criminal Justice and Corrections.

S. B. 300, by Senators Allsbrook, Gudger, Alford, Garrison, Hardison, Harris, Kincaid, Mauney, McDuffie, Nye, Rauch, Lynwood Smith, Stallings, Totherow, Walsh, and White, a bill to amend General Statute 14-202.1 to delete the requirement of intent to commit an unnatural sex act from the crime of taking indecent liberties with children and to increase the punishment. Referred to Committee on Judiciary I.

S. B. 301, by Senators Allsbrook, Gudger, Alford, Garrison, Hardison, Harris, Kincaid, Mauney, McDuffie, Nye, Rauch, Lynwood Smith, Stallings, Totherow, Walsh, and White, a bill to punish the taking of persons hostage. Referred to Committee on Judiciary I.

S. B. 302, by Senators Allsbrook, Gudger, Alford, Garrison, Hardison, Harris, Kincaid, Mauney, McDuffie, Nye, Rauch, Lynwood Smith, Stallings, Totherow, Walsh, and White, a bill to amend General Statute 14-223 to increase punishment for resisting arrest from six months to two years. Referred to Committee on Judiciary I.

S. B. 303, by Senators Allsbrook, Gudger, Alford, Garrison, Hardison, Harris, Kincaid, Mauney, McDuffie, Nye, Rauch, Lynwood Smith, Stallings, Walsh, and White, a bill to amend General Statute 14-71 and General Statute 14-72(c) to enlarge the definition of receiving stolen goods. Referred to Committee on Judiciary I.

S. B. 304, by Senators Gudger and Garrison, a bill to further amend Chapter 1293 of the 1973 Session Laws (Second Session, 1974) to provide
for the assignment of surrogate parents for purposes of right of appeal. Referred to Committee on Education.

S. B. 305, by Senators Gudger, Sebo, and Kirby, a bill to amend General Statute 7A-280 to provide that a child tried in the superior court as an adult and convicted of a felony may be placed in a residential program administered by the Youth Development Division. Referred to Committee on Criminal Justice and Corrections.

S. J. R. 306, by Senator Vickery, a joint resolution commemorating Music in Our Schools Day. Referred to Committee on Rules and Operation of the Senate.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 247, a bill to amend Chapter 191, Private Laws of 1891, to change the number of town commissioners for the Town of Autryville. Referred to Committee on Local Government and Regional Affairs.

H. B. 286, a bill to regulate the caging of Black bears. On motion of Senator Moore, the rules are suspended, and the bill is placed on the Calendar for today.

H. J. R. 311, a joint resolution honoring the life and memory of Monroe Evans Gardner, Professor of Horticulture at North Carolina State University. Referred to Committee on Rules and Operation of the Senate.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 28, a bill authorizing the State Board of Education to purchase liability insurance for members of the Board. On motion of Senator Totherow, the bill is re-referred to the Committee on Appropriations.

S. B. 192, a bill to regulate the caging of Black bears. On motion of Senator Moore, consideration of the bill is postponed until Thursday, March 13.

S. B. 203, a bill to increase the time necessary to be paroled from a sentence of armed robbery. Senator Jernigan calls the previous question, duly seconded. The call is sustained. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 220, a bill to require separate ballots for State Senators and Members of the House of Representatives in multi-county senatorial and representative districts. Senator Harris offers Amendment No. 1 which is adopted. Senator Whichard offers Amendment No. 2 which is adopted. The bill, as amended, passes its second reading. Senator Hardison
objects to the third reading of the bill, as amended, which objection he subsequently withdraws. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

H. B. 18, a bill to eliminate retroactively welfare liens and claims created pursuant to General Statute 108-29 prior to April 16, 1973. The bill passes its second reading. On objection of Senator Suddarth to its third reading, the bill remains on the Calendar.

H. B. 88, Committee Substitute for H. B. 88, a bill to simplify the tax rates on alcoholic beverages, upon second reading. On motion of Senator Kirby, consideration of the Committee Substitute bill is postponed until tomorrow, March 12.

H. B. 224, a bill to amend General Statute 163-278.33 to make certain criminal offenses apply to certain public offices. On motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 286, a bill to regulate the caging of Black bears. Senator Gudger offers Amendment No. 1 which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 8, an act permitting the award of guns and badges to city and county law enforcement officers.

H. J. R. 214, a joint resolution commemorating the late Alfonso Elder, educator and scholar.

H. J. R. 262, a joint resolution honoring the life and memory of Hugh Stewart Johnson, Jr.

On motion of Senator Hardison, the Senate adjourns to meet tomorrow at 1:00 P.M.

FORTY-FIRST DAY

SENATE CHAMBER,
Wednesday, March 12, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.
Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Garrison, for the Committee on Banking:

S. B. 239, a bill to allow for broader investments of the Escheat Fund, with a favorable report.

H. B. 226, a bill to amend General Statute 54-33.3(2) to provide that State savings and loan associations have the same powers which have been granted to federal savings and loan associations to act as trustee of individual retirement accounts as provided by Section 408(a) of the Internal Revenue Code, with a favorable report.

By Senator Gudger, for the Committee on Criminal Justice and Corrections:

S. B. 234, a bill to amend General Statute 143B-266 to permit parole of persons not in the present custody of the Department of Corrections, with a favorable report. On motion of Senator Gudger, the bill is placed on the Calendar for Monday, March 17.

S. B. 281, a bill to amend Chapter 14 of the General Statutes to make it an offense for an inmate to take hostages, with a favorable report. On motion of Senator Gudger, the bill is placed on the Calendar for Monday, March 17.

S. B. 282, a bill to amend Chapter 14 of the General Statutes to make it an offense for an inmate to possess a weapon capable of inflicting serious bodily injury or death, with a favorable report. On motion of Senator Gudger, the bill is placed on the Calendar for Monday, March 17.

H. B. 124, a bill to amend General Statute 148-45 which relates to escapes from prison, with a favorable report. On motion of Senator Gudger, the bill is placed on the Calendar for Monday, March 17.

By Senator Alford, for the Committee on Education:

S. B. 240, a bill to amend General Statute 115-190 as it relates to contracts for transportation entered into by county and city boards of education in lieu of the operation by county and city boards of education of public school buses, with a favorable report.

S. B. 268, a bill to make the Vance-Granville Technical Institute a comprehensive community college, with a favorable report. On motion of Senator Alford, the bill is re-referred to the Committee on Appropriations.
By Senator Staton, for the Committee on Natural and Economic Resources:

S. J. R. 40, a joint resolution creating a commission to study the feasibility of constructing and financing in North Carolina upon a self-supporting basis or otherwise a sports facility to provide the people of this State with a facility which will be competitive with those facilities which have been constructed or will be constructed, with a favorable report, as amended. On motion of Senator Staton, the bill is re-referred to the Committee on Appropriations.

By Senator McNeill Smith, for the Committee on State Government:

S. B. 139, a bill to amend Article 22A of Chapter 163 of the General Statutes relating to campaign contributions and expenditures, with a favorable report.

S. B. 183, a bill to prohibit State departments and agencies and local political subdivisions of North Carolina from imposing sanctions on employees for wearing mustaches, goatees, or beards or long hair not representing a safety hazard, with an unfavorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 307, by Senator Harris, a bill to require all primary and secondary schools to remain closed on days of state-wide primaries and elections. Referred to Committee on Education.

S. B. 308, by Senator William Smith, a bill to amend General Statute 7A-41 to provide for an additional assistant district attorney in the Fifth Judicial District. Referred to Committee on Courts and Judicial Districts.

S. B. 309, by Senator Vickery, a bill to provide professional nutritionists in local health departments. Referred to Committee on Human Resources.

S. B. 310, by Senator Vickery, a bill to provide food stamp outreach coordinators in specific regions of the State. Referred to Committee on Human Resources.

S. B. 311, by Senator Vickery, a bill to appropriate funds to the Department of Human Resources for regional food stamp outreach coordinators. Referred to Committee on Human Resources.

S. B. 312, by Senator Vickery, a bill to appropriate funds to administer the Food Stamp Program in North Carolina. Referred to Committee on Human Resources.

S. B. 313, by Senator Vickery, a bill to provide that the State bear all nonfederal costs involved in the administration of the Food Stamp Program. Referred to Committee on Human Resources.
S. B. 314, by Senator Vickery, a bill to appropriate funds to the Department of Human Resources for the State portion of the cost of providing nutritionists to local health departments. Referred to Committee on Human Resources.

S. B. 315, by Senators Daniels and Harrington, a bill to designate certain major highways as Historic Albemarle Tour Highways. Referred to Committee on Transportation.

S. B. 316, by Senator Staton, a bill to amend the Workmen's Compensation Act regarding compensation for thumb and fingers. Referred to Committee on Manufacturing, Labor and Commerce.

S. B. 317, by Senators Hill and Palmer, a bill to provide for research studies on genetic improvement, cultural and pest control practices, mechanization and quality improvement in Christmas tree production so as to increase North Carolina farm income from Christmas trees. Referred to Committee on Appropriations.

S. B. 318, by Senators Gudger and Palmer, a bill to appropriate funds for the Orthopedic Hospital and Rehabilitation Center, Inc. at Asheville, to finance the construction of a new regional school for handicapped children. Referred to Committee on Appropriations.

S. B. 319, by Senator Gudger, a bill to prohibit furnishing intoxicating beverages to inmates of charitable, mental or penal institutions. Referred to Committee on Criminal Justice and Corrections.

S. B. 320, by Senators Crawford and Gudger, a bill to appropriate funds to the Department of Cultural Resources to establish the Western North Carolina Heritage Center. Referred to Committee on Appropriations.

S. B. 321, by Senators Mills and McDuffie, a bill to amend General Statute 44A-4 and General Statute 20-77 to provide notice and hearing prior to lien sales. Referred to Committee on Judiciary II.

S. B. 322, by Senator Bahakel, a bill to transfer the North Carolina Criminal Justice Training and Standards Council to the Department of Justice. Referred to Committee on Criminal Justice and Corrections.

S. B. 323, by Senators Vickery and Walker, a bill to limit the use of the condemnation procedure in Article 9, Chapter 136 of the General Statutes to the Board of Transportation. Referred to Committee on Transportation.

S. B. 324, by Senators Vickery, Harris, Walker, Kincaid, McDuffie, Gudger, and Marion, a bill to amend Article 10 of Chapter 163 of the General Statutes to require candidates to sign a code of fair campaign practices. Referred to Committee on State Government.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:
S. B. 63, a bill to prohibit the placing of non-law enforcement personnel in supervisory positions within the State Highway Patrol, for concurrence in the House amendment. On motion of Senator Crawford, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 22, Committee Substitute for H. B. 22, a bill to make a technical amendment in the law relating to the qualifications of an applicant for certification as a certified public accountant. Referred to Committee on Judiciary I.

H. B. 25, a bill to amend mechanics', laborers' and materialmen's liens to provide for pro rata distribution. Referred to Committee on Judiciary I.

H. B. 237, a bill to authorize the Wildlife Resources Commission to issue conservation emblems in recognition of voluntary contributions for non-game and endangered wildlife. Referred to Committee on Wildlife.

H. B. 249, a bill authorizing the establishment of a city liquor control store in the City of Cherryville, upon a vote of the people, and providing for the allocation of the net proceeds from the operation of such store. Referred to Committee on Alcoholic Beverage Control.

H. B. 300, a bill to make it unlawful to purchase copper wire, copper pipe or scrap copper from certain types of vendors without recording certain information; and to provide a penalty for violation thereof. Referred to Committee on Judiciary II.

H. B. 305, a bill to amend the charter of the Town of Ramseur in Randolph County, North Carolina, to clarify its powers and to authorize the Town to use the procedures of Article 9 of Chapter 136 of the General Statutes relating to condemnation by the Board of Transportation. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. J. R. 27, a joint resolution urging that the United States Congress enact legislation providing for the continuation of general revenue sharing as a permanent program. Senator Davis offers Amendment No. 1 which is adopted. The joint resolution, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. B. 177, a bill to amend Chapter 108 of the General Statutes relating to payments from the State Fund for medical assistance. On motion of Senator Henley, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives. Senator Bahakel requests to be recorded as voting “aye.”
S. B. 193, a bill to provide for the imposition of a franchise tax on holding companies and to prevent the duplication of franchise tax payments by holding companies and their subsidiaries doing business in North Carolina, upon second reading. The bill passes its second reading by roll-call vote, ayes 45, noes 1, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Kincaid, Kirby, Lackey, Marion, Mauney, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Walker, Walsh, Webster, White, Winters — 45. Voting in the negative is: Senator Vickery — 1. The bill remains on the Calendar.

S. B. 221, a bill to repeal Section 14-353 of the General Statutes and to create a new Section 14-353 concerning commercial bribery and commercial bribe receiving. On motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, passes its second reading. On objection of Senator Bahakel to its third reading, the bill, as amended, remains on the Calendar.

S. B. 222, a bill to amend Chapter 78A of the General Statutes, the North Carolina Securities Act. On motion of Senator Britt, Committee Amendments No. 1 and No. 2 are adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 278, a bill to repeal General Statute 15-208 of the General Statutes requiring costs of probation to be paid from State highway funds. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 279, a bill to amend Chapter 15 of the General Statutes to substitute Director of Prisons for warden of the institution as person to present application for a requisition of a fugitive. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 18, a bill to eliminate retroactively welfare liens and claims created pursuant to General Statute 108-29 prior to April 16, 1973, upon third reading. Senator Suddarth moves the bill be recommitted to the Committee on Judiciary II, which motion fails to prevail. Senator Britt calls the previous question, seconded by Senator Harrington. The call is sustained. The bill passes its third reading and is ordered enrolled.

H. B. 53, a bill to amend Article 17 of Chapter 105 of the General Statutes to allow an extension of time for listing property for taxation. Passes its second and third readings and is ordered enrolled.

H. B. 88, Committee Substitute for H. B. 88, a bill to simplify the tax rates on alcoholic beverages, upon second reading. The Committee Substitute bill passes its second reading by roll-call vote, ayes 47, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley,
Hill, Kincaid, Kirby, Lackey, Mauney, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, White, Winters—47. The Committee Substitute bill remains on the Calendar.

H. B. 144, a bill to make conforming amendments to General Statute 29-16 and General Statute 49-16 relating to inheritance by illegitimates, as amended. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 145, a bill to amend General Statute 45-21.4 to establish a uniform location for the holding of foreclosure sales. On motion of Senator Allsbrook, the Committee amendment is adopted. On motion of Senator Allsbrook, consideration of the bill, as amended, is postponed until tomorrow, March 13.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 119, an act to amend General Statute 62-81 to allow rate cases to be heard by a division of the Utilities Commission, hearing commissioner or hearing examiner.

H. B. 67, an act to amend General Statute 20-24(a) pertaining to reporting of convictions to Department of Motor Vehicles by court.

S. J. R. 124, a joint resolution extending the reporting deadline of the North Carolina Pesticide and Structural Pest Study Commission.

S. J. R. 205, a joint resolution congratulating I. D. Blumenthal on his eightieth birthday.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.

FORTY-SECOND DAY

SENATE CHAMBER,
Thursday, March 13, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend W. B. Lewis, Pastor of the First Cosmopolitan Baptist Church, Raleigh.
Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Barker, Gudger, Stallings, and Walker for today, and to Senators Davis, Gudger, Stallings, and Staton for tomorrow, March 14.

REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Alford, for the Committee on Education:

S. B. 61, a bill to amend General Statute 115A-5 authorizing the State Board of Education to waive the costs of tuition and registration fees for indigents enrolling in extension courses at community colleges and technical institutes, with a favorable report, as amended.

By Senator Allsbrook, for the Committee on Judiciary I:

S. B. 297, a bill to increase the maximum punishment for armed robbery to life imprisonment, with a favorable report. On motion of Senator Allsbrook, the bill is placed on the Calendar for Wednesday, March 19, and is made Special Order No. 1 of the day.

S. B. 298, a bill to amend General Statute 14-87 to provide for a separate offense for each victim of an armed robbery regardless of the ownership of the property taken or attempted to be taken, with a favorable report. On motion of Senator Allsbrook, the bill is placed on the Calendar for Wednesday, March 19, and is made Special Order No. 2 of the day.

S. B. 301, a bill to punish the taking of persons hostage, with a favorable report. On motion of Senator Allsbrook, the bill is placed on the Calendar for Wednesday, March 19, and is made Special Order No. 3 of the day.

S. B. 302, a bill to amend General Statute 14-223 to increase punishment for resisting arrest from six months to two years, with a favorable report. On motion of Senator Allsbrook, the bill is placed on the Calendar for Wednesday, March 19, and is made Special Order No. 4 of the day.

S. B. 303, a bill to amend General Statute 14-71 and General Statute 14-72(c) to enlarge the definition of receiving stolen goods, with a favorable report, as amended. On motion of Senator Allsbrook, the bill is placed on the Calendar for Wednesday, March 19, and is made Special Order No. 5 of the day.

By Senator Britt, for the Committee on Judiciary II:

H. 3, 107, Committee Substitute for H. B. 107, a bill to clarify the provisions for notice in condemnation proceedings under General Statute
Chapter 160A, Article 11, with a favorable report as amended. On motion of Senator Britt, the Committee Substitute bill is placed on the Calendar for Tuesday, March 18.

H. B. 199, a bill to extinguish liens on property for deferred taxes accruing more than five years prior to disqualification, with a favorable report.

By Senator Henley, for the Committee on Rules and Operation of the Senate:

S. J. R. 306, a joint resolution commemorating Music in Our Schools Day, with a favorable report. On motion of Senator Vickery, the rules are suspended and the joint resolution is placed before the Senate for immediate consideration. The joint resolution passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger. Senators Davis and Suddarth request to be recorded as voting "aye."

By Senator McNeill Smith, for the Committee on State Government:

S. B. 18, a bill to authorize absentee ballots in municipal elections, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator McNeill Smith, the Committee Substitute bill is placed on today's Calendar.

S. B. 138, a bill to amend Article 22A of Chapter 163 of the General Statutes, so as to make it applicable to all county elective officers and municipal elective officers in some municipalities, with a favorable report. On motion of Senator McNeill Smith, the bill is placed on the Calendar for Tuesday, March 18.

By Senator Harrington, for the Committee on Transportation:

S. B. 135, a bill to establish maximum limitations on the number and the ratio of supervisory personnel to uniformed highway patrolmen in the North Carolina State Highway Patrol, with a favorable report, as amended.

S. J. R. 184, a joint resolution urging the Congress of the United States to return to the State of North Carolina any motor fuel tax funds collected in the State resulting from any increase in the federal gasoline taxes, with a favorable report, as amended. On motion of Senator Harrington, the rules are suspended and the joint resolution is placed before the Senate for immediate consideration. On motion of Senator Harrington, the Committee amendment is adopted. The joint resolution, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger without engrossment.

S. B. 219, a bill to amend Chapter 11 of the 1975 Sessions Laws which amends General Statute 136-33 relating to fixing penalties for willful interference with highway signs, with a favorable report, as amended.
Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. J. R. 325, by Senators Whichard and Royall, a joint resolution requesting a study of means to increase the level of professionalism and efficiency of local building inspectors. Referred to Committee on Local Government and Regional Affairs.

S. R. 326, by Senators Hardison, Royall, McNeill Smith, Suddarth, Whichard, Webster, Henley, Allsbrook, White, Bahakel, and Alexander, a Senate resolution urging the Federal Power Commission to take action to make more gas available for customers in North Carolina. On motion of Senator Hardison, the Senate resolution is adopted. (The text of this resolution appears in the Appendix.)

S. B. 327, by Senators Daniels and Harrington, a bill to provide for the compensation of members of the Gates County Board of Education. Referred to Committee on Education.

S. B. 328, by Senators Kirby, Harrington, Sebo, McNeill Smith, Henley, Mauney, Staton, and Webster, a bill to allow income tax deductions for expenses actually incurred for the care of dependents necessary for gainful employment. Referred to Committee on Finance.

S. B. 329, by Senators Lynwood Smith, Kirby, and Daniels, a bill to amend General Statute 20-79.2 relative to transporter registration. Referred to Committee on Transportation.

S. B. 330, by Senator Hill, a bill to provide for the sale of native wines and unfortified wines in the Town of Brevard Board of Alcoholic Beverage Control Stores. Referred to Committee on Alcoholic Beverage Control.

S. B. 331, by Senator William Smith, a bill to amend General Statute 105-113.82 relating to the issuance of mandatory licenses under the Alcoholic Beverage Control Law. Referred to Committee on Alcoholic Beverage Control.

S. B. 332, by Senators Sebo, Odom, Lynwood Smith, Moore, McNeill Smith, Winters, and Alexander, a bill to amend the aid to families with dependent children program set forth in Chapter 108 of the General Statutes to provide for assistance to dependent children whose primary supporting parent is unemployed. Referred to Committee on Human Resources.

S. B. 333, by Senator Sebo, a bill to amend General Statute 7A-286(5) relating to the commitment of juvenile delinquents to the Division of Youth Development. Referred to Committee on Criminal Justice and Corrections.

S. B. 334, by Senators Sebo and Winters, a bill to amend General Statute 148-49 to permit the Parole Commission to reinstate the conditional release of a committed youthful offender without obtaining the recommendation of the Secretary of Correction. Referred to Committee on Criminal Justice and Corrections.
S. B. 335, by Senators Totherow, Gudger, Davis, Sebo, Renfrow, Lackey, Walsh, Daniels, Hill, Vickery, Marion, Childers, Garrison, Mauney, Webster, Hardison, Henley, Royall, Whichard, Combs, Harris, Mills, Jernigan, Lynwood Smith, Nye, Alford, Britt, Allsbrook, and Suddarth, a bill to provide additional civil remedies for losses caused by acceptance of returned checks. Referred to Committee on Judiciary I.

S. J. R. 336, by Senators Henley, Hardison, Jernigan, Mills, Strickland, Stallings, and Lynwood Smith, a joint resolution proclaiming April 3, 1975, as “Adopt a North Carolina MIA Day” and memorializing the President of the United States to establish a task force to determine the status of American service personnel and civilians listed as missing in action as a result of military participation in Indo-China and memorializing the Congress of the United States to take such action as may be necessary to make an honorable determination of the fate of the MIA’s. Referred to Committee on Veterans and Military Affairs.

S. B. 337, by Senators Staton, Royall, Lynwood Smith, Kirby, Barker, Winters, Henley, Whichard, Harris, Kincaid, Combs, and Moore, a bill to amend Article 4 of the Revenue Act relative to income tax to provide a credit for ad valorem tax paid on manufacturers’ inventories. Referred to Committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. J. R. 350, a joint resolution congratulating and commending the basketball team at the North Carolina School for the Deaf in Morganton for its outstanding performance in winning the 1975 Mason-Dixon Basketball Tournament Championship. The North Carolina School for the Deaf has won the Tournament Championship two consecutive years, 1974 and 1975; an accomplishment no other school has done in the Tournament’s twenty-three year history. Referred to Committee on Rules and Operation of the Senate.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 10, a bill to amend General Statute 113-104 so as to repeal the provision requiring repeating shotguns to be plugged. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 18, Committee Substitute for S. B. 18, a bill to authorize absentee ballots in municipal elections. On motion of Senator McNeill Smith, the Committee Substitute bill is adopted. Without objection, consideration of the Committee Substitute bill is postponed until Monday, March 17.
S. B. 139, a bill to amend Article 22A of Chapter 163 of the General Statutes relating to campaign contributions and expenditures. On motion of Senator McNeill Smith, the bill is taken from today's Calendar and recommitted to the Committee on State Government.

S. B. 192, a bill to regulate the caging of Black bears. On motion of Senator Moore, the bill is postponed indefinitely.

S. B. 193, a bill to provide for the imposition of a franchise tax on holding companies and to prevent the duplication of franchise tax payments by holding companies and their subsidiaries doing business in North Carolina, upon third reading. The bill passes its third reading by roll-call vote, ayes 41, noes 1, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Daniels, Davis, Garrison, Hardison, Harrington, Harris, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Sebo, Lynwood Smith, McNeill Smith, Staton, Strickland, Suddarth, Totherow, Walsh, Webster, Whichard, White, Winters — 41. Voting in the negative is: Senator Vickery — 1.

The bill is ordered sent to the House of Representatives.

S. B. 221, a bill to repeal Section 14-353 of the General Statutes and to create a new Section 14-353 concerning commercial bribery and commercial bribe receiving, as amended, upon third reading. On motion of Senator Allsbrook, consideration of the bill, as amended, is postponed until tomorrow, March 14.

S. B. 239, a bill to allow for broader investments of the Escheat Fund.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 240, a bill to amend General Statute 115-190 as it relates to contracts for transportation entered into by county and city boards of education in lieu of the operation by county and city boards of education of public school buses. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 88, Committee Substitute for H. B. 88, a bill to simplify the tax rates on alcoholic beverages, upon third reading. The Committee Substitute bill passes its third reading by roll-call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Daniels, Davis, Garrison, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kirby, Lackey, Mauney, McDuffie, Mills, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Staton, Strickland, Suddarth, Totherow, Vickery, Walsh, Webster, Whichard, White, Winters — 42. The Committee Substitute bill is ordered enrolled.

H. B. 145, a bill to amend General Statute 45-21.4 to establish a uniform location for the holding of foreclosure sales, as amended. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.
H. B. 203, a bill to amend General Statute 47-18(a) to provide that options to convey be recorded. On motion of Senator Allsbrook, consideration of the bill is postponed until tomorrow, March 14.

H. B. 226, a bill to amend General Statute 54-33.3(2) to provide that State savings and loan associations have the same powers which have been granted to federal savings and loan associations to act as trustee of individual retirement accounts and provided by Section 408(a) of the Internal Revenue Code. Passes its second and third readings and is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 63, an act to prohibit the placing of non-law enforcement personnel in supervisory positions within the State Highway Patrol.

H. B. 18, an act to eliminate retroactively welfare liens and claims created pursuant to General Statute 108-29 prior to April 16, 1973.

H. B. 53, an act to amend Article 17 of Chapter 105 of the General Statutes to allow an extension of time for listing property for taxation.

H. B. 224, an act to amend General Statute 163-278.33 to make certain criminal offenses apply to certain public offices.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 10:00 A.M.

FORTY-THIRD DAY

SENATE CHAMBER,
Friday, March 14, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Bahakel, Barker, Harrington, and McDuffie for today. Leaves granted previously to Senators Davis, Gudger, and Staton are noted.

S. B. 210. On motion of Senator Scott, S. B. 210, a bill to amend General Statute 165-6(9) relating to State contributions to county veterans
service programs, is taken from the Committee on Appropriations and re-referred to the Committee on Veterans and Military Affairs.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Davis, for the Committee on Local Government and Regional Affairs:

S. B. 206, a bill to revise and consolidate the charter for the Town of Beulaville, with a favorable report, as amended.

S. B. 264, a bill to amend Chapter 713 of the Session Laws of 1965, as amended, being the charter of the City of Charlotte, relating to the age of applicants for the fire department and police department, with a favorable report.

S. B. 271, a bill to authorize the Board of County Commissioners of Buncombe County to appropriate for the use of Eliada Home for Children in Buncombe County a sum not in excess of twenty thousand dollars ($20,000) per year, with a favorable report.

H. B. 85, a bill to amend General Statute 66-84 so as to include Rowan County under Article 17, Chapter 66, “Closing-Out Sales,” with a favorable report.

H. B. 229, a bill to abolish the office of coroner in Union County, with a favorable report.

H. B. 244, a bill to amend Chapter 713, Session Laws of 1965, as amended, being the charter of the City of Charlotte, relating to proper notice of damages in making a claim against the City, with a favorable report.

H. B. 313, a bill to abolish the office of coroner in Stanly County, with a favorable report.

By Senator Harrington, for the Committee on Transportation:

H. B. 177, a bill to establish maximum limitations on the number and the ratio of supervisory personnel to uniformed highway patrolmen in the North Carolina State Highway Patrol, with a favorable report, as amended.

On motion of Senator Moore, the bill is placed on the Calendar for Tuesday, March 18.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. J. R. 338, by Senators Vickery, Walker, Royall, Whichard, Henley, Harris, and Winters, a joint resolution congratulating the University of North Carolina at Chapel Hill Basketball Team. On motion of Senator
Vickery, the rules are suspended and the joint resolution is placed on the Calendar for immediate consideration. The joint resolution passes its second and third readings and, without objection, is ordered sent to the House of Representatives by special messenger.

S. B. 339, by Senator Renfrow, a bill to amend General Statute 135-4(k), relating to the repayment of retirement contributions of teachers and State employees. Referred to Committee on Appropriations.

S. B. 340, by Senator Britt, a bill to amend General Statute 20-279.14 to provide that driving privileges will not be suspended because of an unsatisfied judgment after the judgment has existed for 10 years. Referred to Committee on Judiciary II.

S. B. 341, by Senator Britt, a bill to increase the number of assistant district attorneys in the Sixteenth Judicial District. Referred to Committee on Courts and Judicial Districts.

S. B. 342, by Senators Palmer and Hill, a bill to appropriate supplementary funds to the North Carolina Agricultural Experiment Station for developing tomato varieties suitable to the Western North Carolina area, and other research studies on postharvest physiology and marketing tomatoes. Referred to Committee on Appropriations.

S. J. R. 343, by Senators Hardison, Royall, McNeill Smith, and Webster, a joint resolution urging the North Carolina Utilities Commission to conduct a fuel allocation policy study and to develop a long-term policy for the State with respect to fuel allocation. Referred to Committee on Public Utilities and Energy.

S. B. 344, by Senators Sebo, Gudger, Mills, Odom, and Daniels, a bill to provide community-based alternatives to State training schools. Referred to Committee on Criminal Justice and Corrections.

S. B. 345, by Senator Vickery, a bill to amend Article 2A of Chapter 45 to provide notice and hearing prior to mortgage foreclosure sales. Referred to Committee on Judiciary II.

S. B. 346, by Senator Vickery, a bill to provide for additional court personnel in the Fifteenth, Nineteenth and Twentieth Judicial Districts. Referred to Committee on Courts and Judicial Districts.

S. B. 347, by Senator Kirby, a bill to amend Chapter 28A entitled "Administration of Decedents' Estates" to delay its effective date. Referred to Committee on Judiciary II.

S. B. 348, by Senator Kirby, a bill to provide that certain second or successive spouses may dissent from a will if they receive one-half of an intestate share. Referred to Committee on Judiciary II.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:
H. B. 340, a bill to amend Chapter 69 of the Public-Local Laws of the State of North Carolina, Extra Session '21, relating to owning or operating public poolrooms or billiard rooms in Watauga County. Referred to Committee on Local Government and Regional Affairs.

H. B. 353, a bill to amend Chapter 456 of the 1965 Session Laws relating to increasing the travel allowance of the members of the Board of County Commissioners and Board of Education for Pender County to fifteen cents per mile. Referred to Committee on Local Government and Regional Affairs.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 61, a bill to amend General Statute 115A-5 authorizing the State Board of Education to waive the costs of tuition and registration fees for certain persons enrolling in extension courses at community colleges and technical institutes. On motion of Senator White, the Committee amendment is adopted. Senator Nye offers Amendment No. 2 which is adopted. On motion of Senator Nye, the bill, as amended, is referred to the Committee on Appropriations.

S. B. 135, a bill to establish maximum limitations on the number and the ratio of supervisory personnel to uniformed highway patrolmen in the North Carolina State Highway Patrol. On motion of Senator Moore, consideration of the bill is postponed until Tuesday, March 18.

S. B. 219, a bill to amend Chapter 11 of the 1975 Session Laws which amends General Statute 136-33 relating to fixing penalties for willful interference with highway signs. On motion of Senator Combs, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 221, a bill to repeal Section 14-353 of the General Statutes and to create a new Section 14-353 concerning commercial bribery and commercial bribe receiving, as amended, upon third reading. On motion of Senator McNeill Smith, consideration of the bill, as amended, is postponed until Tuesday, March 18.

H. B. 199, a bill to extinguish liens on property for deferred taxes accruing more than five years prior to disqualification, upon second reading. The bill passes its second reading by roll-call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Britt, Childers, Combs, Daniels, Garrison, Hardison, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 42. The bill remains on the Calendar.
H. B. 203, a bill to amend General Statute 47-18(a) to provide that options to convey be recorded. On motion of Senator Allsbrook, the bill is recommitted to the Committee on Judiciary I.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 74, an act to amend Chapter 537 of the Session Laws of 1949 relating to a supplementary pension fund for firemen in the City of Gastonia.

S. B. 152, an act to partition the Propst Fire District of Catawba County into two districts to be known as the Propst Crossroads Fire District and the Cooksville Fire District.

H. B. 88, an act to simplify the tax rates on alcoholic beverages.

H. B. 144, an act to make conforming amendments to General Statute 29-16 and General Statute 49-16 relating to inheritance by illegitimates.

H. B. 226, an act to amend General Statute 54-33.3(2) to provide that State savings and loan associations have the same powers which have been granted to federal savings and loan associations to act as trustee of individual retirement accounts as provided by Section 408(a) of the Internal Revenue Code.

H. B. 286, an act to regulate the caging of Black bears.

On motion of Senator Henley, the Senate adjourns in honor of the City of Raleigh, newly awarded All-American City, to meet on Monday, at 8:00 P.M.

FORTY-FOURTH DAY

SENATE CHAMBER,
Monday, March 17, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants a leave of absence to Senator Britt for tonight.

The President recognizes the following pages serving in the Senate this week: Bill Ferrell, Raleigh; Michael McDade, Linwood; JoAnn Haislip,
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 349, by Senator Garrison, a bill to authorize governmental agencies to provide housing as a last resort when replacement housing is not available to persons to be displaced by a governmental program or project. Referred to Committee on Transportation.

S. B. 350, by Senator Garrison, a bill to amend General Statute 20-183.9 concerning the number of permanent weighing stations. Referred to Committee on Transportation.

S. B. 351, by Senator Garrison, a bill to amend the North Carolina Outdoor Advertising Control Act. Referred to Committee on Transportation.

S. B. 352, by Senator Kirby, a bill to make technical revisions to Chapter 105 of the General Statutes pertaining to taxation. Referred to Committee on Finance.

On motion of Senator Sebo, the rules are suspended to permit the introduction in tonight's Session of the following agency bills:

S. B. 353, by Senator Sebo, a bill to amend General Statute 110-117 relating to the age of an abused and neglected child. Referred to Committee on Human Resources.

S. B. 354, by Senator Sebo, a bill to amend the definition of child in Chapter 7A, Article 23, Jurisdiction and Procedure Applicable to Children. Referred to Committee on Human Resources.

S. B. 355, by Senator Sebo, a bill to amend General Statute 110-118 to provide for the court to decide whether the custody of abused children shall be given to the Director of Social Services. Referred to Committee on Human Resources.

S. B. 356, by Senator Sebo, a bill relating to interstate parole and probation hearing procedures for juveniles. Referred to Committee on Criminal Justice and Corrections.

S. B. 357, by Senator Sebo, a bill to rewrite Chapter 52A of the General Statutes entitled “Uniform Reciprocal Enforcement of Support Act.” Referred to Committee on Judiciary II.
S. B. 358, by Senator McNeill Smith, a bill to repeal the Fair Trade Laws. Referred to Committee on Judiciary II.

S. B. 359, by Senator Vickery, a bill amending General Statute 7A-213 so as to allow a plaintiff to file his complaint in a small claim action in the county wherein the claim for relief arose. Referred to Committee on Judiciary II.

S. B. 360, by Senators Moore, Mills, Garrison, Barker, Vickery, Hardison, Royall, Stallings, Marion, Staton, Harrington, and Crawford, a bill to amend Article 24 of Chapter 143 of the General Statutes, relating to the Wildlife Resources Commission, so as to increase the membership of said Commission from nine to eleven members and to provide for the appointment of the additional members. Referred to Committee on Wildlife.

S. B. 361, by Senators Daniels and Henley, a bill to amend Chapters 128 and 135 of the General Statutes relating to the retirement systems to make provision apply to former members of the Law Enforcement Officers' Benefit and Retirement Fund. Referred to Committee on Law Enforcement and Crime Control.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H. J. R. 406, a joint resolution honoring the life and memory of G. Troy Page, former member of the General Assembly. On motion of Senator Renfrow, the rules are suspended, and the joint resolution is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 18, Committee Substitute for S. B. 18, a bill to authorize absentee ballots in municipal elections. Senator Totherow requests to be recorded as endorsing the Committee Substitute bill. The Committee Substitute bill passes its second reading. On objection of Senator Allsbrook to its third reading, the Committee Substitute bill remains on the Calendar.

S. B. 206, a bill to revise and consolidate the charter for the Town of Beulaville, upon second reading. On motion of Senator Hardison, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 49, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid,
Kirby, Lackey, Marion, Mauney, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 49. The bill, as amended, remains on the Calendar.

S. B. 234, a bill to amend General Statute 143B-266 to permit parole of persons not in the present custody of the Department of Correction. The bill passes its second reading. On objection of Senator Webster to its third reading, the bill remains on the Calendar.

S. B. 264, a bill to amend Chapter 713 of the Session Laws of 1965, as amended, being the charter of the City of Charlotte, relating to the age of applicants for the fire department and police department. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 271, a bill to authorize the Board of County Commissioners of Buncombe County to appropriate for the use of Eliada Home for Children in Buncombe County a sum not in excess of twenty thousand dollars ($20,000) per year. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 281, a bill to amend Chapter 14 of the General Statutes to make it an offense for an inmate to take hostages. The bill passes its second reading. Senator Hardison objects to the third reading of the bill. On motion of Senator Gudger, the bill is placed on the Calendar for Wednesday, March 19.

S. B. 282, a bill to amend Chapter 14 of the General Statutes to make it an offense for an inmate to possess a weapon capable of inflicting serious bodily injury or death. Senator Whichard offers Amendment No. 1. On motion of Senator Barker, consideration of the bill and pending amendment is postponed until Wednesday, March 19.

H. B. 85, a bill to amend General Statute 66-84 so as to include Rowan County under Article 17, Chapter 66 "Closing-Out Sales," upon second reading. The bill passes its second reading by roll-call vote, ayes 48, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Walker, Walsh, Webster, Whichard, White, Winters — 48. The bill remains on the Calendar.

H. B. 124, a bill to amend General Statute 148-45 which relates to escapes from prison. On motion of Senator Strickland, consideration of the bill is postponed until tomorrow, March 18.
H. B. 199, a bill to extinguish liens on property for deferred taxes accruing more than five years prior to disqualification, upon third reading. On motion of Senator Allsbrook, consideration of the bill is postponed until tomorrow, March 18.

H. B. 229, a bill to abolish the office of coroner in Union County. The bill passes its second reading. On objection of Senator Harris to its third reading, the bill remains on the Calendar.

H. B. 244, a bill to amend Chapter 713, Session Laws of 1965, as amended, being the charter of the City of Charlotte, relating to proper notice of damages in making a claim against the City. Passes its second and third readings and is ordered enrolled.

H. B. 313, a bill to abolish the office of coroner in Stanly County. Passes its second and third readings and is ordered enrolled.

**ENROLLED BILLS**

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 145, an act to amend General Statute 45-21.4 to establish a uniform location for the holding of foreclosure sales.

On motion of Senator Henley, the Senate adjourns in honor of G. Troy Page, former member of the General Assembly, to meet tomorrow at 1:00 P.M.

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**FORTY-FIFTH DAY**

*SENATE CHAMBER,
Tuesday, March 18, 1975.*

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Senator Edd Nye of Bladen County.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Kirby and Sebo for today.
Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Gudger, for the Committee on Criminal Justice and Corrections:

S. B. 319, a bill to prohibit furnishing intoxicating beverages to inmates of charitable, mental or penal institutions, with a favorable report.

By Senator Royall, for the Committee on Human Resources:

H. B. 30, a bill to rewrite General Statute 115-143 as it pertains to health certificates required for teachers and other public school employees, with a favorable report.

By Senator Lynwood Smith, for the Committee on Manufacturing, Labor and Commerce:

S. B. 12, a bill to require that foods sold for human consumption shall be labeled or identified so that the purchaser thereof may determine when the food was manufactured and/or when the manufacturer determines that the food is no longer fit for human consumption, with an unfavorable report.

S. B. 316, a bill to amend the Workmen's Compensation Act regarding compensation for thumb and fingers, with a favorable report, as amended.

By Senator Harrington, for the Committee on Transportation:

S. B. 216, a bill to allow intermittent closing of certain roads for flood water retention purposes, with a favorable report, as amended.

S. B. 255, a bill to amend General Statute 136-41.1 relating to the estimate of population for allocation of Powell Bill funds to municipalities, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 362, by Senator Garrison, a bill to amend General Statute 136-72 to clarify the authority for establishing the maximum safe load carrying capacity of bridges on the State highway system. Referred to Committee on Transportation.

S. B. 363, by Senator Garrison, a bill to amend General Statute 105-147(2), General Statute 105-161(f)(1), and General Statute 105-141(a) to permit the deduction for income tax purposes of amounts paid by or on behalf of an individual to an individual retirement account or for a retirement bond, to exempt individual retirement accounts from taxation, and to provide for the taxation of amounts distributed from individual retirement accounts and retirement bonds. Referred to Committee on Finance.
S. B. 364, by Senator Allsbrook, a bill to include in the duties of probation officers a requirement that they take their probationers to a prison unit early in the term of probation in order that the probationers might have a better appreciation of the consequences of probation revocation and to provide that such tour shall be a condition of probation. Referred to Committee on Criminal Justice and Corrections.

S. B. 365, by Senator Vickery, a bill to control beverage container litter. Referred to Committee on Natural and Economic Resources.

S. B. 366, by Senator Strickland, a bill to create an advisory council on solid waste recycling, resource recovery, and litter control. Referred to Committee on Natural and Economic Resources.

S. B. 367, by Senator Strickland, a bill to amend Article 13-B of the General Statutes to provide therein for solid waste recycling and resource recovery. Referred to Committee on Natural and Economic Resources.

S. B. 368, by Senator Alexander, a bill to extend limited driving privileges to all offenses wherein a first conviction requires mandatory operator's license revocation. Referred to Committee on Judiciary II.

S. B. 369, by Senators Strickland and Staton, a bill to provide tax benefits for capital investments in recycling and resource recovering facilities or equipment. Referred to Committee on Natural and Economic Resources.

S. B. 370, by Senators Garrison, Stallings, Barker, Winters, Moore, McDuffie, Lynwood Smith, McNeill Smith, Mills, Hill, Henley, Rauch, Crawford, Staton, Whichard, Royall, Odom, and Jernigan, a bill to authorize the Department of Transportation and Highway Safety to administer programs and all other matters of or relating to mass transportation. Referred to Committee on Transportation.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. J. R. 273, a joint resolution honoring Ronnie Milsap on being selected Male Vocalist of the Year by the Country Music Awards Association, for concurrence in the House amendment. On motion of Senator Hill, the Senate concurs in the House amendment and the joint resolution is ordered enrolled.

H. B. 77, Committee Substitute No. 2 for Committee Substitute No. 1 for H. B. 77, a bill to permit Chowan County to assist in the financing of improvements to rural subdivision and residential streets and levy special assessments therefor. Referred to Committee on Local Government and Regional Affairs.

H. B. 130, Committee Substitute for H. B. 130, a bill to require any law enforcement officer who arrests any person who appears to be intoxicated to ascertain whether such person is wearing identification indicating that
he has a medical disability which would account for his actions and to require all officers to aid such persons. Referred to Committee on Judiciary II.

H. B. 148, Committee Substitute for H. B. 148, a bill to amend Chapter 160A of the General Statutes to exclude Brunswick County from Part 2 and Part 3 of Article 4A, and to make Part 1 applicable to municipalities in Brunswick County for annexation. Referred to Committee on Local Government and Regional Affairs.

H. B. 332, a bill to exempt certain property owned by the Hickory City Administrative School Unit from General Statute 115-131. Referred to Committee on Local Government and Regional Affairs.

H. B. 341, a bill to amend General Statute 143-135 relating to letting of monetary contracts. Referred to Committee on Judiciary I.

H. B. 342, a bill to make current General Statute 47-95, validating certain notarial acts. Referred to Committee on Judiciary I.

H. J. R. 349, a joint resolution honoring the life and memory of Carl Goerch. Referred to Committee on Rules and Operation of the Senate.

H. J. R. 357, a joint resolution congratulating and commending the John A. Wilkinson High School Basketball Team of Belhaven for its performance and sportsmanship in winning the State 1-A Conference Basketball Championship. Referred to Committee on Rules and Operation of the Senate.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 18, Committee Substitute for S. B. 18, a bill to authorize absentee ballots in municipal elections, upon third reading. The Committee Substitute bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 135, a bill to establish maximum limitations on the number and the ratio of supervisory personnel to uniformed highway patrolmen in the North Carolina State Highway Patrol. On motion of Senator Crawford, the bill is postponed indefinitely.

S. B. 138, a bill to amend Article 22A of Chapter 163 of the General Statutes, so as to make it applicable to all county elective officers and municipal elective officers in some municipalities. Senator Webster offers Amendment No. 1 which is adopted. Senator Daniels offers Amendment No. 2 which fails of adoption. The bill, as amended, passes its second reading. On objection of Senator Allsbrook to its third reading, the bill, as amended, remains on the Calendar.

S. B. 206, a bill to revise and consolidate the charter for the Town of Beaulaville, as amended, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 46, noes 0, as follows:
Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Lackey, Marion, Mauney, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White — 46. The bill, as amended, is ordered engrossed and sent to the House of Representatives.

S. B. 221, a bill to repeal Section 14-353 of the General Statutes and to create a new Section 14-353 concerning commercial bribery and commercial bribe receiving, as amended, upon third reading. Senator Suddarth offers Amendment No. 2 which is adopted. Senator Suddarth offers Amendment No. 3 which is adopted. Senator Suddarth offers Amendment No. 4 which is adopted. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 234, a bill to amend General Statute 143B-266 to permit parole of persons not in the present custody of the Department of Correction, upon third reading. Senator Jernigan offers Amendment No. 1 which is adopted. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

H. B. 85, a bill to amend General Statute 66-84 so as to include Rowan County under Article 17, Chapter 66 “Closing-Out Sales,” upon third reading. The bill passes its third reading by roll-call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Lackey, Marion, Mauney, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Lynwood Smith, McNeill Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White — 44. The bill is ordered enrolled.

H. B. 107, Committee Substitute for H. B. 107, a bill to clarify the provisions for notice in condemnation proceedings under General Statute Chapter 160A, Article 11. On motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 124, a bill to amend General Statute 148-45 which relates to escapes from prison. On motion of Senator Gudger, consideration of the bill is postponed until Thursday, March 20.

H. B. 177, a bill to establish maximum limitations on the number and the ratio of supervisory personnel to uniformed highway patrolmen in the North Carolina State Highway Patrol. Senator Strickland moves the adoption of the Committee amendment. Senator Crawford calls the previous question, duly seconded. The call is sustained. The Committee amendment fails of adoption. The bill passes its second and third readings and is ordered enrolled.
H. B. 199, a bill to extinguish liens on property for deferred taxes accruing more than five years prior to disqualification, upon third reading. The bill passes its third reading by roll-call vote, ayes 43, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Hill, Jernigan, Kincaid, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, Winters — 43. The bill is ordered enrolled.

H. B. 229, a bill to abolish the office of coroner in Union County, upon third reading. The bill passes its third reading and is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. J. R. 182, a joint resolution designating March 18, 1975, as Mayors’ Day in North Carolina.

S. J. R. 284, a joint resolution honoring the life, service and memory of J. Carlton Pittman.

H. B. 244, an act to amend Chapter 713, Session Laws of 1965, as amended, being the charter of the City of Charlotte, relating to proper notice of damages in making a claim against the City.

H. B. 313, an act to abolish the office of coroner in Stanly County.

H. J. R. 406, a joint resolution honoring the life and memory of G. Troy Page, former member of the General Assembly.

On motion of Senator Strickland, the Senate adjourns to meet tomorrow at 1:00 P.M.

FORTY-SIXTH DAY

SENATE CHAMBER,
Wednesday, March 19, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.
Senator Alford for the Committee on Education submits to the Senate the Committee recommendation on the confirmation of appointments by the Governor to the State Board of Education. The Senate receives the report.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Kirby, for the Committee on Finance:

S. B. 14, a bill to exempt from sales tax deposits on returnable beverage containers, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Kirby, the Committee Substitute bill is placed on today's Calendar.

S. B. 275, a bill to amend General Statute 105-286 to authorize the Ad Valorem Tax Division of the Department of Revenue to grant emergency one-year extensions for octennial revaluations, with an unfavorable report.

H. B. 165, a bill to increase the interest paid on tax refunds from four percent per annum to six percent per annum, with a favorable report.

By Senator Allsbrook, for the Committee on Judiciary I:

S. B. 272, a bill to grant special police powers to members of the State Legislative Building Security Force, with a favorable report, as amended.

By Senator Britt, for the Committee on Judiciary II:

H. B. 108, a bill to permit cities to make prior entry upon land proposed or contemplated for municipal condemnation in proceedings under General Statute Chapter 160A, Article 11, with a favorable report, as amended.

H. B. 298, a bill to allow the Commissioner of Motor Vehicles to grant temporary operators' permits to certain minors, with a favorable report, as amended.

By Senator McNeill Smith, for the Committee on State Government:

S. B. 22, a bill to amend Chapter 135 of the General Statutes of North Carolina to extend death benefit coverage to ninety days for terminated State employees with one year's service and to one year for certain disabled retired State employees, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator McNeill Smith, the Committee Substitute bill is placed on today's Calendar.

S. B. 208, a bill to extend to "Motor Vehicle Process Servers" five percent (5%) salary increases granted to State highway patrolmen, with a favorable report, as amended.

S. B. 261, a bill to require registrars to take registration in the public schools, with a favorable report, as amended.
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 371, by Senator William Smith, a bill to abolish the defense of governmental immunity. Referred to Committee on Judiciary II.

S. B. 372, by Senator Strickland, a bill appropriating funds to the Department of Public Education to expand the programs of the Science Education Division of the Department of Public Instruction to place greater emphasis on recycling, resource recovery, and litter control. Referred to Committee on Appropriations.

S. B. 373, by Senator Strickland, a bill appropriating funds to the Department of Human Resources to be used to expand the Solid Waste and Vector Control Branch of the Sanitary Engineering Section of the Division of Health Services of the Department of Human Resources. Referred to Committee on Appropriations.

S. R. 374, by Senators Daniels and Harrington, a Senate resolution advocating that Colonial Edenton and countryside be designated a "Gold Star" Bicentennial Area by the State of North Carolina. On motion of Senator Daniels, the Senate resolution is adopted. (The text of this resolution appears in the Appendix.)

S. B. 375, by Senator Staton, a bill to provide a means to clean up oil spills and spills of other pollutants. Referred to Committee on Natural and Economic Resources.

S. B. 376, by Senators Henley, Strickland, Hardison, Garrison, and Totherow, a bill to appropriate funds to the Department of Human Resources to meet increased operating costs for care of general assistance recipients in family care homes and homes for the aged. Referred to Committee on Appropriations.

S. B. 377, by Senators Stallings, Mills, Henley, and Jernigan, a bill to amend Chapter 115A of the General Statutes concerning community colleges, technical institutes, and industrial education centers and General Statute 116-143.1 concerning higher education to provide for in-state tuition to all military personnel and their dependents while stationed in North Carolina. Referred to Committee on Higher Education.

S. B. 378, by Senator Kirby, a bill to repeal General Statute 102-13 relating to recording tax. Referred to Committee on Finance.

S. B. 379, by Senator Kirby, a bill to amend General Statute 93B-5 to allow members of licensing boards to be reimbursed for necessary expenses. Referred to Committee on State Government.

S. J. R. 380, by Senators Mauney and Totherow, a joint resolution designating April 9, 1975, as Bataan Day and May 6, 1975, as Corregidor Day. Referred to Committee on Veterans and Military Affairs.
S. B. 381, by Senator Gudger, a bill to authorize the use of any means reasonably necessary to prevent the escape of prisoners with felony sentences. Referred to Committee on Criminal Justice and Corrections.

S. B. 382, by Senators Crawford, Royall, Hardison, Kincaid, and Bahakel, a bill to adjust Department of Motor Vehicles' accident report copy fee to recover cost. Referred to Committee on Judiciary II.

S. B. 383, by Senators Crawford, Royall, Hardison, and Bahakel, a bill to adjust Department of Motor Vehicles' registration fees to recover cost. Referred to Committee on Judiciary II.

S. B. 384, by Senators Crawford, Royall, Hardison, Kincaid, and Bahakel, a bill to rewrite General Statute 20-309(e) to provide for notice of termination rather than intent to terminate by carriers of motor vehicle liability insurance coverage and penalty for noncompliance. Referred to Committee on Judiciary II.

S. B. 385, by Senators Crawford, Royall, Hardison, Kincaid, and Bahakel, a bill to require insurance companies to notify the Department of Motor Vehicles of new motor vehicle liability policies. Referred to Committee on Judiciary II.

S. B. 386, by Senators Crawford, Royall, Hardison, Kincaid, and Bahakel, a bill to increase service fee for nonresident motorist to recover cost. Referred to Committee on Judiciary II.

S. B. 387, by Senators Crawford, Royall, Hardison, Kincaid, and Bahakel, a bill to require positive identification of vehicle on insurance cancellation notices. Referred to Committee on Judiciary II.

S. B. 388, by Senators Crawford, Royall, Hardison, Kincaid, and Bahakel, a bill to provide funds for the operation of the Financial Security Section of the Department of Motor Vehicles. Referred to Committee on Judiciary II.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 126, a bill to amend Chapter 115 of the General Statutes to require instruction in the free enterprise system in the public high schools of the State, for concurrence in the House amendment. On motion of Senator Mauney, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 138, a bill to revise and consolidate the charter of the Town of Aberdeen and to repeal prior charter acts. Referred to Committee on Local Government and Regional Affairs.

H. B. 170, a bill to amend Article 7 of Chapter 163 of the General Statutes of North Carolina to specify what officials may register voters. Referred to Committee on State Government.
H. B. 220, Committee Substitute for H. B. 220, a bill to amend Article 4 of Chapter 163 of the General Statutes relating to the dismissal of an executive secretary of a county board of elections. Referred to Committee on State Government.

H. B. 304, a bill to authorize the City of Charlotte to adopt and enact ordinances regulating the removal, replacement and preservation of trees within the City of Charlotte. Referred to Committee on Local Government and Regional Affairs.

H. B. 310, a bill to amend General Statute 106-568 by adding thereto a section 106-568.35 to authorize, as needed, a shift from polling place voting to mail voting for any tobacco associates referendum. Referred to Committee on Agriculture.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

SPECIAL ORDER NO. 1

S. B. 297

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being S. B. 297, a bill to increase the maximum punishment for armed robbery to life imprisonment. The bill passes its second reading. On objection of Senator Winters to its third reading, the bill remains on the Calendar.

SPECIAL ORDER NO. 2

S. B. 298

The hour having arrived for the consideration of Special Order No. 2, the President of the Senate lays before the Senate Special Order No. 2, it being a bill to amend General Statute 14-87 to provide for a separate offense for each victim of an armed robbery regardless of the ownership of the property taken or attempted to be taken. Senator Whichard offers Amendment No. 1 which is adopted. The bill, as amended, passes its second reading. On objection of Senator Winters to its third reading, the bill, as amended, remains on the Calendar.

SPECIAL ORDER NO. 3

S. B. 301

The hour having arrived for the consideration of Special Order No. 3, the President of the Senate lays before the Senate Special Order No. 3, it being a bill to punish the taking of persons hostage. On motion of Senator Allsbrook, the bill is recommitted to the Committee on Judiciary I.
S. B. 302

The hour having arrived for the consideration of Special Order No. 4, the President of the Senate lays before the Senate Special Order No. 4, it being a bill to amend General Statute 14-223 to increase punishment for resisting arrest from six months to two years. The bill passes its second reading. On objection of Senator Hill to its third reading, the bill remains on the Calendar.

SPECIAL ORDER NO. 5

S. B. 303

The hour having arrived for the consideration of Special Order No. 5, the President of the Senate lays before the Senate Special Order No. 5, it being a bill to amend General Statute 14-71 and General Statute 14-72(c) to enlarge the definition of receiving stolen goods. On motion of Senator Allsbrook, the Committee amendment is adopted. Senator Allsbrook makes a motion the engrossed bill be distributed to the members before second reading, which motion prevails. The bill, as amended, remains on the Calendar.

S. B. 14, Committee Substitute for S. B. 14, a bill to exempt from sales tax deposits on returnable beverage containers. On motion of Senator Kirby, the Committee Substitute bill is adopted. The Committee Substitute bill is placed on the Calendar for Friday, March 21.

S. B. 22, Committee Substitute for S. B. 22, a bill to amend Chapter 135 of the General Statutes of North Carolina to extend death benefit coverage to ninety days for terminated State employees with one year's service and to one year for certain disabled State employees. On motion of Senator McNeill Smith, the Committee Substitute bill is adopted. The Committee Substitute bill is placed on the Calendar for Friday, March 21.

S. B. 138, a bill to amend Article 22A of Chapter 163 of the General Statutes, so as to make it applicable to all county elective officers and municipal elective officers in some municipalities, as amended, upon third reading. On motion of Senator Moore, consideration of the bill, as amended, is postponed until Thursday, March 27.

S. B. 216, a bill to allow intermittent closing of certain roads for flood water retention purposes. On motion of Senator Staton, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:
S. J. R. 273, a joint resolution honoring Ronnie Milsap on being selected Male Vocalist of the Year by the Country Music Awards Association.

H. B. 85, an act to amend General Statute 66-84 so as to include Rowan County under Article 17, Chapter 66 “Closing-Out Sales.”

H. B. 177, an act to establish maximum limitations on the number and the ratio of supervisory personnel to uniformed highway patrolmen in the North Carolina State Highway Patrol.

H. B. 199, an act to extinguish liens on property for deferred taxes accruing more than five years prior to disqualification.

H. B. 229, an act to abolish the office of coroner in Union County.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 2:00 P.M.

FORTY-SEVENTH DAY

SENATE CHAMBER,
Thursday, March 20, 1975.

The Senate meets pursuant to adjournment and is called to order by the President Pro Tempore, John T. Henley.

Prayer is offered by Dr. Nathan Brooks, Director of Church Programs, Baptist State Convention, Raleigh.

Senator Moore for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Assuming the Chair, the President grants a leave of absence to Senator Winters for today.


REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Kirby, for the Committee on Finance:

S. B. 118, a bill to allow cities and towns to increase license or privilege tax for motor vehicles from one dollar ($1.00) to three dollars ($3.00), with an unfavorable report.
S. B. 269, a bill to amend General Statute 105-278.2 relating to the property tax exemption of burial property, with an unfavorable report.

By Senator Britt, for the Committee on Judiciary II:

S. B. 347, a bill to amend Chapter 28A entitled “Administration of Decedents’ Estates” to delay its effective date, with a favorable report.

H. B. 201, a bill to amend General Statute 1-75.7 and General Statute 1A-1, Rule 12, to provide that obtaining an extension of time within which to answer or otherwise plead shall not be considered a general appearance and shall not constitute a waiver of any defense set forth in Rule 12(b), with a favorable report.

By Senator Webster, for the Committee on Public Utilities and Energy:

S. R. 149, a Senate resolution on conservation of energy through the North Carolina Building Code, with a favorable report for adoption.

S. J. R. 150, a joint resolution on energy conservation through “energy consumption analysis” of government buildings, including schools, with a favorable report.

S. J. R. 343, a joint resolution urging the North Carolina Utilities Commission to conduct a fuel allocation policy study and to develop a long-term policy for the State with respect to fuel allocation, with a favorable report.

By Senator Moore, for the Committee on Wildlife:

S. B. 47, a bill to prohibit the setting of steel traps on rented or leased land in New Hanover County, with a favorable report.

S. B. 256, a bill to amend General Statute 113-95.4 to provide kill reports for male deer and wild boar, with a favorable report, as amended.

H. B. 58, a bill to prohibit the taking of game from a section of Rural Paved Road 1804 in Lenoir County, with a favorable report.

H. B. 237, a bill to authorize the Wildlife Resources Commission to issue conservation emblems in recognition of voluntary contributions for nongame and endangered wildlife, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 389, by Senator Gudger (by request), a bill to delete the Department of Correction from the provisions of the Administrative Procedure Act and to provide for filing of department rules with the Attorney General. Referred to Committee on Criminal Justice and Corrections.

S. B. 390, by Senator Gudger, a bill to establish a general classification of felonies and to provide a uniform plan of punishment. Referred to Committee on Criminal Justice and Corrections.
S. B. 391, by Senator Garrison, a bill to amend General Statute 113-28.6 concerning the name of the administering agency. Referred to Committee on Transportation.

S. B. 392, by Senator Britt, a bill to require notification of change of address by holder of a driver’s license. Referred to Committee on Judiciary II.

S. B. 393, by Senator Renfrow, a bill to prohibit hunting from public highways in Johnston County. Referred to Committee on Wildlife.

S. B. 394, by Senator Renfrow, a bill to prevent hunting deer with dogs in Johnston County. Referred to Committee on Wildlife.

S. B. 395, by Senator Renfrow, a bill to require persons hunting deer with rifles in Johnston County to secure the written consent of the landowners. Referred to Committee on Wildlife.

On motion of Senator Jernigan, the rules are suspended to permit the introduction in today’s Session of the following agency bills:

S. B. 396, by Senator Jernigan (by request), a bill to provide for the transportation and storage of alcoholic beverages for special occasions. Referred to Committee on Alcoholic Beverage Control.

S. B. 397, by Senator Jernigan (by request), a bill to make General Statute 18A-18(b) consistent with General Statute 18A-17(14). Referred to Committee on Alcoholic Beverage Control.

S. B. 398, by Senator Jernigan (by request), a bill to make a technical amendment to General Statute 105-113.70 concerning taxes on homemade wine. Referred to Committee on Alcoholic Beverage Control.

S. B. 399, by Senator Jernigan (by request), a bill to define the accounting terms in 18A-17(14). Referred to Committee on Alcoholic Beverage Control.

S. B. 400, by Senator Jernigan (by request), a bill to provide temporary beer and wine permits to charitable and civic organizations. Referred to Committee on Alcoholic Beverage Control.

S. B. 401, by Senator Jernigan (by request), a bill to amend 105-113.68(3) and 18A-2(2) to include sake and mead in the definition of fortified wines. Referred to Committee on Alcoholic Beverage Control.

S. B. 402, by Senator Jernigan (by request), a bill to make a technical amendment in the law relating to salesman’s permits. Referred to Committee on Alcoholic Beverage Control.

S. B. 403, by Senator Jernigan (by request), a bill to provide for the possession of alcoholic beverages for culinary purposes. Referred to Committee on Alcoholic Beverage Control.

S. B. 404, by Senator Jernigan (by request), a bill relating to the transportation of fortified wine. Referred to Committee on Alcoholic Beverage Control.
S. B. 405, by Senator Jernigan (by request), a bill to amend Section 18A-39 of the North Carolina General Statutes relating to fees charged for ABC permits. Referred to Committee on Alcoholic Beverage Control.

S. B. 406, by Senator Jernigan (by request), a bill to provide for the manufacture and distribution of wine and the furnishing of wine for promotion purposes. Referred to Committee on Alcoholic Beverage Control.

S. B. 407, by Senators Staton and Royall, a bill to amend Article V of the Constitution of North Carolina to authorize the issuance of revenue bonds to finance or refinance health care facility projects subject to the approval of the electorate. Referred to Committee on Human Resources.

S. B. 408, by Senators Staton and Royall, a bill authorizing the North Carolina Medical Care Commission to finance, refinance, construct, provide and acquire and otherwise undertake health care facilities. Referred to Committee on Human Resources.

S. B. 409, by Senator Britt, a bill to permit certain retirement service credits for solicitors of the recorder's courts of Robeson County prior to such time they were assimilated by the Administrative Office of the Courts. Referred to Committee on Judiciary II.

S. B. 410, by Senators White, Allsbrook, Daniels, Childers, Moore, Alford, Mauney, Kirby, and Harrington, a bill to provide for the eradication of the boll weevil. Referred to Committee on Agriculture.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 83, a bill to amend General Statute 86-5 relating to apprenticeship of barbers, for concurrence in the House amendment. On motion of Senator Nye, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 391, a bill to repeal General Statute 130-69(7) in order to conform the penalty section with amendments to Article 7 of Chapter 130 by 1973 Session Laws Chapter 873. Referred to Committee on Human Resources.

H. B. 392, a bill to amend General Statute 130-9 relating to human resources and health services. Referred to Committee on Human Resources.

H. B. 393, a bill to amend General Statute 130-87 so as to make technical amendments in conformity with Executive Organization Act of 1973. Referred to Committee on Human Resources.

H. B. 415, a bill to amend General Statute 36-32 to permit all fiduciaries to hold stocks and bonds in the name of a nominee. Referred to Committee on Judiciary II.
Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 208, a bill to extend to "Motor Vehicle Process Servers" five percent (5%) salary increases granted to State Highway Patrolmen. On motion of Senator Nye, the Committee amendment is adopted. Senator Royall offers Amendment No. 2 which is adopted. Senator Mills moves the bill, as amended, be re-referred to the Committee on Appropriations. Senator Henley offers a substitute motion that consideration of the bill, as amended, be postponed until tomorrow, March 21, which motion prevails.

S. B. 255, a bill to amend General Statute 136-41.1 relating to the estimate of population for allocation of Powell Bill funds to municipalities. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 261, a bill to require registrars to take registration in the public schools. On motion of Senator Staton, the Committee amendment is adopted. The bill, as amended, passes its second reading. On objection of Senator Hardison to its third reading, the bill, as amended, remains on the Calendar.

S. B. 272, a bill to grant special police powers to members of the State Legislative Building Security Force. On motion of Senator Henley, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 281, a bill to amend Chapter 14 of the General Statutes to make it an offense for an inmate to take hostages, upon third reading. The bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 282, a bill to amend Chapter 14 of the General Statutes to make it an offense for an inmate to possess a weapon capable of inflicting serious bodily injury or death. Senator Whichard withdraws Amendment No. 1 offered March 17. Senator Suddarth offers Amendment No. 2 which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 297, a bill to increase the maximum punishment for armed robbery to life imprisonment, upon third reading. The bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 298, a bill to amend General Statute 14-87 to provide for a separate offense for each victim of an armed robbery regardless of the ownership of the property taken or attempted to be taken, as amended, upon third reading. Senator Jernigan offers a motion to temporarily displace the bill, as amended. Senator Barker offers a substitute motion to recommit the bill, as amended, to the Committee on Judiciary I, which he subsequently withdraws. Senator Jernigan withdraws his motion to temporarily displace the bill, as amended. Senator Sebo offers Amend-
ment No. 2. Senator Allsbrook calls the previous question, seconded by Senator Harrington. The call is sustained. Amendment No. 2 fails of adoption. Senator Allsbrook calls the previous question, seconded by Senator Hardison. The call is sustained. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 302, a bill to amend General Statute 14-223 to increase punishment for resisting arrest from six months to two years, upon third reading. Senator Allsbrook offers Amendment No. 1 which is adopted. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 303, a bill to amend General Statute 14-71 and General Statute 14-72(c) to enlarge the definition of receiving stolen goods, as amended. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 316, a bill to amend the Workmen’s Compensation Act regarding compensation for thumb and fingers. On motion of Senator Staton, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

H. B. 165, a bill to increase the interest paid on tax refunds from four percent per annum to six percent per annum, upon second reading. The bill passes its second reading by roll-call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Childers, Combs, Crawford, Daniels, Davis, Gudger, Hardison, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, McDuffie, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Walker, Walsh, Webster, White — 40. The bill remains on the Calendar.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 52, an act to declare official Grantor Deed of Trust index books for Buncombe County.

S. B. 126, an act to amend Chapter 115 of the General Statutes to require instruction in the free enterprise system in the public high schools of the State.

S. B. 153, an act to amend General Statute 45-10 regarding substitution of trustees in mortgages and deeds of trust.

H. B. 107, an act to clarify the provisions for notice in condemnation proceedings under General Statute Chapter 160A, Article 11.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 10:00 A.M.
The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Bahakel, Garrison, McDuffie, Mills, and Odom for today, and to Senator White for Monday, March 24.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Marion, for the Committee on Local Government and Regional Affairs:

S. B. 185, a bill to require the County Commissioners of Swain County to provide funds for eight deputy sheriffs, a clerk and three automobiles for the Sheriff of Swain County, with a favorable report, as amended. On motion of Senator Hill, the rules are suspended and the bill is placed before the Senate for immediate consideration. Senator Hill makes a motion that the Committee amendment be adopted. Senator Hill offers a substitute motion that the bill and pending amendment be temporarily displaced, which motion prevails.

H. B. 217, a bill to provide for the nomination and election of members of the Rowan County Board of Education, with a favorable report.

H. B. 268, a bill to require the County Commissioners of Swain County to provide funds for eight deputy sheriffs, a clerk and three automobiles for the Sheriff of Swain County, with a favorable report, as amended. On motion of Senator Hill, the rules are suspended and the bill is placed before the Senate for immediate consideration. On motion of Senator Hill, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger without engrossment, for concurrence in the Senate amendment.

H. B. 305, a bill to amend the charter of the Town of Ramseur in Randolph County, North Carolina, to clarify its powers and to authorize the Town to
use the procedures of Article 9 of Chapter 136 of the General Statutes relating to condemnation by the Board of Transportation, with a favorable report.

H. B. 315, a bill to delete a certain area from the corporate limits of the Town of Maggie Valley in Haywood County, with a favorable report.

By Senator Henley, for the Committee on Rules and Operation of the Senate:

H. J. R. 311, a joint resolution honoring the life and memory of Monroe Evans Gardner, Professor of Horticulture at North Carolina State University, with a favorable report.

H. J. R. 349, a joint resolution honoring the life and memory of Carl Goerch, with a favorable report.

H. J. R. 350, a joint resolution congratulating and commending the basketball team at the North Carolina School for the Deaf in Morganton for its outstanding performance in winning the 1975 Mason-Dixon Basketball Tournament Championship. The North Carolina School for the Deaf has won the Tournament Championship two consecutive years, 1974 and 1975; an accomplishment no other school has done in the Tournament's twenty-three year history, with a favorable report.

H. J. R. 357, a joint resolution congratulating and commending the John A. Wilkinson High School Basketball Team of Belhaven for its performance and sportsmanship in winning the State 1-A Conference Basketball Championship, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 411, by Senator Hill, a bill limiting powers of trustees and agents connected with "blind" or "curtained" trusts dealing with real estate. Referred to Committee on Judiciary II.

S. R. 412, by Senator Henley, a Senate resolution amending the permanent Rules of the Senate for the 1975 Session of the General Assembly of North Carolina. On motion of Senator Henley, the Senate resolution is adopted and amends the permanent Rules of the Senate as follows:

"Section 1. The second sentence of Rule 17(e) of the permanent rules for the 1975 Session (adopted by Senate Resolution 140) is amended by striking, after the word 'during,' the remainder of the sentence, and substituting in lieu thereof the following: 'the first hour of Session,' so that Rule 17(e) shall read as follows:

'(e) Smoking shall not be allowed in the galleries of the Senate during sessions. Smoking shall not be allowed on the floor of the Senate during the first hour of the session.'"
S. B. 413, by Senator Allsbrook, a bill protecting the right of privacy of the victim in sexual assault cases. Referred to Committee on Judiciary I.

S. B. 414, by Senators Kirby and Alford, a bill to authorize the sheriff to issue weapons permits instead of the clerk of court. Referred to Committee on Judiciary II.

S. J. R. 415, by Senators Barker, Henley, and Mills, a joint resolution directing a halt to any and all State funding relating to the planning and development of Soul City in Warren County, North Carolina, and directing the Fiscal Research Division of the Legislative Research Commission to conduct a fiscal and program audit of said State funding. Referred to Committee on Local Government and Regional Affairs.


SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives.

H. J. R. 472, a joint resolution honoring and commending the North Carolina Student Legislature for its excellence as an educational opportunity for the future leaders of the State of North Carolina. On motion of Senator Henley, the rules are suspended and the joint resolution is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 154, a bill to amend General Statute 115-53 to insure maximum safety for pupils being transported to school related activities including athletic events. Referred to Committee on Education.

H. B. 264, a bill to amend the North Carolina Consumer Finance Act. Referred to Committee on Banking.

H. B. 430, a bill to amend the charter of the City of Greensboro, as revised and reorganized by Chapter 1137 of the Session Laws of 1959, as amended. Referred to Committee on Local Government and Regional Affairs.

H. B. 438, a bill to amend the charter of the Town of Lake Lure to provide for the election of the mayor and board of commissioners. Referred to Committee on Local Government and Regional Affairs.
Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 14, Committee Substitute for S. B. 14, a bill to exempt from sales tax deposits on returnable beverage containers, upon second reading. The Committee Substitute bill passes its second reading by roll-call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Britt, Childers, Combs, Daniels, Davis, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kirby, Lackey, Marion, Mauney, Moore, Nye, Palmer, Rauch, Renfrow, Royall, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Walker, Walsh, Webster, Whichard, White, Winters — 41. The Committee Substitute bill remains on the Calendar.

S. B. 22, Committee Substitute for S. B. 22, a bill to amend Chapter 135 of the General Statutes of North Carolina to extend death benefit coverage to ninety days for terminated State employees with one year's service and to one year for certain disabled State employees. Senator Rauch makes a motion that consideration of the Committee Substitute bill be postponed until Monday, March 24. Senator Allsbrook offers a substitute motion that the Committee Substitute bill be recommitted to the Committee on State Government which motion prevails.

S. B. 47, a bill to prohibit the setting of steel traps on rented or leased land in New Hanover County. Passes its second and third readings and is ordered sent to the House of Representatives.

S. R. 149, a Senate resolution on conservation of energy through the North Carolina Building Code. On motion of Senator Webster, the Senate resolution is recommitted to the Committee on Public Utilities and Energy.

S. J. R. 150, a joint resolution on energy conservation through "Energy Consumption Analysis" of government buildings, including schools. On motion of Senator Webster, the joint resolution is recommitted to the Committee on Public Utilities and Energy.

S. B. 208, a bill to extend to "Motor Vehicle Process Servers" five percent (5%) salary increases granted to State Highway Patrolmen, as amended. On motion of Senator Nye, consideration of the bill, as amended, is postponed until Thursday, March 27.

S. B. 256, a bill to amend General Statute 113-95.4 to provide kill reports for male deer and wild boar. On motion of Senator Moore, the Committee amendment is adopted. The bill, as amended, passes its second reading. On objection of Senator Nye to its third reading, the bill, as amended, remains on the Calendar.

S. B. 261, a bill to require registrars to take registration in the public schools, as amended, upon third reading. Senator Barker offers a motion that consideration of the bill, as amended, be postponed until
Monday, March 24. Senator White offers a substitute motion that consideration of the bill, as amended, be postponed until Thursday, March 27, which motion prevails.

S. B. 319, a bill to prohibit furnishing intoxicating beverages to inmates of charitable, mental or penal institutions. Senator Gudger offers Amendment No. 1 which is adopted. On motion of Senator Kirby, consideration of the bill, as amended, is postponed until Wednesday, March 26.

S. J. R. 343, a joint resolution urging the North Carolina Utilities Commission to conduct a fuel allocation policy study and to develop a long-term policy for the State with respect to fuel allocation. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 347, a bill to amend Chapter 28A entitled "Administration of Decedents' Estates" to delay its effective date. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 30, a bill to rewrite General Statute 115-143 as it pertains to health certificates required for teachers and other public school employees. Passes its second and third readings and is ordered enrolled.

H. B. 58, a bill to prohibit the taking of game from a section of Rural Paved Road 1804 in Lenoir County. Passes its second and third readings and is ordered enrolled.

H. B. 108, a bill to permit cities to make prior entry upon land proposed or contemplated for municipal condemnation in proceedings under General Statute Chapter 160A, Article 11. On motion of Senator Britt, Committee Amendments No. 1, No. 2 and No. 3 are adopted. On motion of Senator Britt, consideration of the bill, as amended, is postponed until Wednesday, March 26, with an engrossed copy distributed.

H. B. 124, a bill to amend General Statute 148-45 which relates to escapes from prison. Senator Hardison offers Amendment No. 1. On motion of Senator Strickland, the amendment is tabled. Senator Marion offers Amendment No. 2 which fails of adoption. Senator Gudger calls the previous question, seconded by Senator Harrington. The call is sustained. The bill passes its second reading. On objection of Senator Strickland to its third reading, the bill remains on the Calendar.

H. B. 165, a bill to increase the interest paid on tax refunds from four percent per annum to six percent per annum, upon third reading. The bill passes its third reading by roll-call vote, ayes 35, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Britt, Combs, Crawford, Daniels, Davis, Gudger, Hardison, Harris, Hill, Jernigan, Kirby, Lackey, Marion, Mauney, Moore, Nye, Palmer, Rauch, Scott, Lynwood Smith, William Smith, Stallings, Staton, Suddarth, Totherow, Walker, Walsh, Webster, Whichard, White, Winters — 35. The bill is ordered enrolled.

On motion of Senator Henley, the Senate adjourns to meet Monday night at 8:00 P.M.
The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. T. L. Cashwell, Pastor of Hayes Barton Baptist Church, Raleigh.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Hardison, McDuffie, and Webster for today. A leave of absence granted previously to Senator White is noted.

The President recognizes the following pages serving in the Senate this week: James Phillips Jerome, Brevard; Amber Brady, Raleigh; Page Jones, Raleigh; Ricky Dowd, Fayetteville; David Hughes, Bakersville; Carolyn Altobellis, Wilmington; Karla Russell, Kings Mountain; Ginger Alexander, High Point; Laura Thomas, Hiddenite; Pattie Deal, Taylorsville; Emilie Jacumin, Shelby; Kathy Johnson, Goldsboro; Sandy Beard, Jr., Fayetteville; Julie Ward, Asheboro; Beth Hemingway, Bethel; Ann Sink, Lexington; Lillian Norris, Williamston; Kim Cashwell, Pfafftown; Randy Pratt, Raleigh; Jack Mohr, Lumberton.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 417, by Senators Kirby and Alford, a bill to appropriate funds to the Warren County Bicentennial Committee for the restoration and development of the Nathaniel Macon homesite. Referred to Committee on Appropriations.

S. B. 418, by Senator Gudger (by request), a bill to require the Department of Correction to develop and implement a plan for establishing a model regional detention home in Region J, as recommended in a study report entitled “Juvenile Detention in North Carolina: A Study Report.” Referred to Committee on Criminal Justice and Corrections.

S. B. 419, by Senator Gudger (by request), a bill appropriating eight hundred thirty-one thousand dollars ($831,000) to the Department of Correction to enable it to subsidize county juvenile detention homes which provide regional services. Referred to Committee on Criminal Justice and Corrections.

S. B. 420, by Senator McNeill Smith, a bill to establish an expansion policy for electric utility plants in North Carolina, to promote greater
efficiency in the use of all existing plants, and to reduce electricity costs by requiring greater conservation of electricity. Referred to Committee on Public Utilities and Energy.

S. J. R. 421, by Senator Henley, a joint resolution fixing the time and place for a Joint Session of the Senate and House of Representatives to act on confirmation of appointments made by the Governor to membership on the State Board of Education. On motion of Senator Henley, the rules are suspended and the joint resolution is placed on the Calendar for immediate consideration. The joint resolution passes its second and third readings and, without objection, is ordered sent to the House of Representatives, by special messenger.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 26, House Committee Substitute No. 2 for House Committee Substitute No. 1 for S. B. 26, a bill to amend General Statute 128-1.1 to define the term of "elective office." Referred to Committee on State Government.

S. B. 113, a bill to amend the North Carolina Milk Commission statutes relating to Commission membership and appointments, as amended, for concurrence in the House amendments. Senator Barker moves the Senate concur in the first House amendment. Senator McNeill Smith offers a substitute motion that the bill, as amended, be placed on the Calendar for tomorrow for concurrence in the House amendments, and a working copy with the pending amendments embodied therein be distributed, which motion prevails.

H. B. 155, Committee Substitute for H. B. 155, a bill to amend Chapter 163 of the General Statutes relating to campaign contributions. Referred to Committee on State Government.

H. B. 171, a bill to amend General Statute 93A-2 relating to the definition of a real estate broker. Referred to Committee on Judiciary II.

H. B. 328, a bill to amend General Statute 106-50.10, relating to the minimum plant food content of mixed fertilizers. Referred to Committee on Agriculture.

H. B. 333, a bill to amend Chapter 51 of the General Statutes pertaining to marriage to allow district court judges to solemnize marriages. Referred to Committee on Courts and Judicial Districts.

H. B. 337, a bill to amend General Statute 106-50.5, relating to the labeling of mixed fertilizers so as to require that the registration and the label carry identical guarantees. Referred to Committee on Agriculture.
H. B. 367, a bill to amend Chapter 48, Session Laws of 1963, as amended, relating to alcoholic beverage control stores in the Town of Roseboro. Referred to Committee on Alcoholic Beverage Control.

H. B. 380, a bill to amend General Statute 148-49 to permit the Parole Commission to reinstate the conditional release of a committed youthful offender without obtaining the recommendation of the Secretary of Correction. Referred to Committee on Criminal Justice and Corrections.

H. B. 398, a bill to amend Chapter 48 to provide that an adoptions order entered in a foreign country may be accepted in lieu of the consent of the natural parent(s) or guardian of the person of the child to a readoption of the same child by the same petitioners under the laws of North Carolina. Referred to Committee on Judiciary I.

H. B. 420, a bill to provide for the establishment of alcoholic beverage control stores and unchilled wine and malt beverage sales in the Town of Valdese. Referred to Committee on Alcoholic Beverage Control.

H. B. 423, a bill to amend Rule 33 of the Rules of Civil Procedure to increase the time to file objections to interrogatories. Referred to Committee on Judiciary II.

H. B. 439, Committee Substitute for H. B. 439, a bill to provide for the nomination and election of the Board of Education of Transylvania County. Referred to Committee on Local Government and Regional Affairs.

H. B. 443, a bill to make blood tests for determining paternity conclusive where they are uncontroverted and reliably conducted. Referred to Committee on Judiciary I.

H. J. R. 447, a joint resolution commemorating the seventy-fifth birthday of Howell John Hatcher, former member of the General Assembly. Referred to Committee on Rules and Operation of the Senate.

H. B. 448, a bill to authorize the qualified voters of the City of Archdale to determine whether or not alcoholic beverage control stores may legally be operated in said City. Referred to Committee on Alcoholic Beverage Control.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 14, Committee Substitute for S. B. 14, a bill to exempt from sales tax deposits on returnable beverage containers, upon third reading. The Committee Substitute bill passes its third reading by roll-call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Mills,
Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Whichard, Winters — 44. The Committee Substitute bill is ordered sent to the House of Representatives.

S. B. 185, a bill to require the County Commissioners of Swain County to provide funds for eight deputy sheriffs, a clerk and three automobiles for the Sheriff of Swain County. On motion of Senator Davis, the bill is postponed indefinitely.

S. B. 256, a bill to amend General Statute 113-95.4 to provide kill reports for male deer and wild boar, as amended, upon third reading. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

H. B. 124, a bill to amend General Statute 148-45 which relates to escapes from prison, upon third reading. On motion of Senator Gudger, consideration of the bill is postponed until Wednesday, March 26.

H. B. 201, a bill to amend General Statute 1-75.7 and General Statute 1A-1, Rule 12, to provide that obtaining an extension of time within which to answer or otherwise plead shall not be considered a general appearance and shall not constitute a waiver of any defense set forth in Rule 12(b). Passes its second and third readings and is ordered enrolled.

H. B. 217, a bill to provide for the nomination and election of members of the Rowan County Board of Education. On motion of Senator Childers, the bill is recommitted to the Committee on Local Government and Regional Affairs.

H. B. 237, a bill to authorize the Wildlife Resources Commission to issue conservation emblems in recognition of voluntary contributions for nongame and endangered wildlife. Passes its second and third readings and is ordered enrolled.

H. B. 298, a bill to allow the Commissioner of Motor Vehicles to grant temporary operators’ permits to certain minors. On motion of Senator Britt, Committee Amendments No. 1, No. 2 and No. 3 are adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 305, a bill to amend the charter of the Town of Ramseur in Randolph County, North Carolina, to clarify its powers and to authorize the Town to use the procedures of Article 9 of Chapter 136 of the General Statutes relating to condemnation by the Board of Transportation, upon second reading. The bill passes its second reading by roll-call vote, ayes 43, noes 1, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Gudger, Harrington, Harris, Henley, Hill, Kincaid, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith,

The bill remains on the Calendar.

H. J. R. 311, a joint resolution honoring the life and memory of Monroe Evans Gardner, Professor of Horticulture at North Carolina State University. Passes its second and third readings and is ordered enrolled.

H. B. 315, a bill to delete a certain area from the corporate limits of the Town of Maggie Valley in Haywood County, upon second reading. The bill passes its second reading by roll-call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Daniels, Davis, Garrison, Gudger, Harris, Henley, Hill, Kincaid, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Whichard, Winters — 41. The bill remains on the Calendar.

H. J. R. 349, a joint resolution honoring the life and memory of Carl Goerch. Passes its second and third readings and is ordered enrolled.

H. J. R. 350, a joint resolution congratulating and commending the basketball team at the North Carolina School for the Deaf in Morganton for its outstanding performance in winning the 1975 Mason-Dixon Basketball Tournament Championship. The North Carolina School for the Deaf has won the Tournament Championship two consecutive years, 1974 and 1975; an accomplishment no other school has done in the Tournament's twenty-three year history. Passes its second and third readings and is ordered enrolled.

H. J. R. 357, a joint resolution congratulating and commending the John A. Wilkinson High School Basketball Team of Belhaven for its performance and sportsmanship in winning the State 1-A Conference Basketball Championship. Passes its second and third readings and is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 83, an act to amend General Statute 86-5 relating to apprenticeship of barbers.

S. B. 85, an act to delay the effective date of Chapter 1331 of the 1973 Session Laws entitled "An Act to Establish Procedures for the Conduct of Proceedings Before Administrative Agencies and to Establish a Code of Administrative Regulations."

S. B. 174, an act to amend Chapter 191, Private Laws of 1891, to change the number of Town Commissioners for the Town of Autryville.

S. B. 201, an act to annex a noncontiguous area to the Town of Carrboro.
S. J. R. 338, a joint resolution congratulating the University of North Carolina at Chapel Hill Basketball Team.

H. B. 30, an act to rewrite General Statute 115-143 as it pertains to health certificates required for teachers and other public school employees.

H. B. 58, an act to prohibit the taking of game from a section of Rural Paved Road 1804 in Lenoir County.

H. B. 268, an act to require the County Commissioners of Swain County to provide funds for six deputy sheriffs, a clerk and three automobiles for the Sheriff of Swain County.

H. J. R. 472, a joint resolution honoring and commending the North Carolina Student Legislature for its excellence as an educational opportunity for the future leaders of the State of North Carolina.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.

FIFTIETH DAY

SENATE CHAMBER,
Tuesday, March 25, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Mike Moore, Hocutt Memorial Baptist Church, Clayton.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Garrison, Hardison, Moore, William Smith, Stallings, and Winters for today.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Gudger, for the Committee on Criminal Justice and Corrections:

S. B. 200, a bill to authorize community service as a condition of probation, with a favorable report, as amended.
S. B. 276, a bill to amend General Statute 1-17 so as to eliminate imprisonment as a disability under the statute of limitations and to subject the Civil Rights Act of 1871, 42 U. S. C, § 1983, to the North Carolina Statute of Limitations, with a favorable report.

S. B. 283, a bill to amend Chapter 17B of the General Statutes to make the Secretary of Correction a member of the North Carolina Criminal Justice Education and Training System Council, with a favorable report.

By Senator Kirby, for the Committee on Finance:

S. B. 328, a bill to allow income tax deductions for expenses actually incurred for the care of dependents necessary for gainful employment, with a favorable report, as amended.

By Senator Royall, for the Committee on Human Resources:

H. B. 391, a bill to repeal General Statute 130-69(7) in order to conform the penalty section with amendments to Article 7 of Chapter 130 by 1973 Session Law Chapter 873, with a favorable report.

H. B. 392, a bill to amend General Statute 130-9 relating to Human Resources and Health Services, with a favorable report.

H. B. 393, a bill to amend General Statute 130-87 so as to make technical amendments in conformity with Executive Organization Act of 1973, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 422, by Senator Hill, a bill to benefit North Carolina's prisoners of war. Referred to Committee on Appropriations.

On motion of Senator White, the rules are suspended to permit the introduction in today's Session of the following agency bill:

S. B. 423, by Senator White, a bill repealing Chapter 81 of the General Statutes, Weights and Measures, and substituting in lieu thereof Chapter 81A, the Weights and Measures Act of 1975. Referred to Committee on Agriculture.

S. B. 424, by Senators Crawford, Royall, Bahakel, and Kincaid, a bill to prohibit employment of consultants by State agencies without approval of the Governor. Referred to Committee on State Government.

S. B. 425, by Senators Crawford, Royall, Bahakel, and Kincaid, a bill to establish a fee for motor vehicle operator's learner's permit to recover cost. Referred to Committee on Judiciary II.

S. B. 426, by Senator Kirby, a bill to authorize the establishment of a county police department in Wilson County. Referred to Committee on Local Government and Regional Affairs.
MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 65, Committee Substitute for H. B. 65, a bill to amend General Statute 44-69.1 to apply to cotton and grains and thereby limit the time for liens on same. Referred to Committee on Judiciary I.

H. B. 323, Committee Substitute for H. B. 323, a bill to make technical corrections and amendments to the Pretrial Criminal Procedure Act. Referred to Committee on Judiciary II.

H. B. 359, Committee Substitute for H. B. 359, a bill to clarify the General Contractors' Licensing Law. Referred to Committee on Judiciary II.

H. J. R. 362, a joint resolution honoring the life and memory of George Hunter Warlick, former minority leader of the House of Representatives. Referred to Committee on Rules and Operation of the Senate.

H. B. 399, a bill to amend General Statute 143B-140 to substitute "The Division of Social Services" for "The Division of Social and Rehabilitative Services." Referred to Committee on Human Resources.

H. B. 401, a bill to amend the effective date of Chapter 1418 of the Session Laws of 1973 relating to the financing of public assistance. Referred to Committee on Human Resources.

H. B. 402, a bill to amend Chapter 48 of the General Statutes relating to adoptions to provide for the recordation of adult adoption proceedings. Referred to Committee on Human Resources.

H. B. 405, a bill to rename the General Assistance Program established in Part 6, Article 2 of Chapter 108 of the General Statutes to the State-County Special Assistance for Adults Program. Referred to Committee on Human Resources.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 113, a bill to amend the North Carolina Milk Commission statutes relating to Commission membership and appointments, as amended, for concurrence in the House amendments. Senator Barker moves the Senate do concur in the first House amendment. Senator Barker calls the previous question, duly seconded. The call is sustained. The Senate concurs in the first House amendment. On motion of Senator Barker, the Senate concurs in the remaining House amendments and the bill is ordered enrolled.

H. B. 305, a bill to amend the charter of the Town of Ramseur in Randolph County, North Carolina, to clarify its powers and to authorize the Town to use the procedures of Article 9 of Chapter 136 of the General
Statutes relating to condemnation by the Board of Transportation, upon third reading. The bill passes its third reading by roll-call vote, ayes 35, noes 4, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Daniels, Davis, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, McDuffie, Mills, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Staton, Suddarth, Vickery, Walker, Walsh, Webster, Whichard, White — 35. Those voting the negative are: Senators Crawford, Gudger, Kincaid, Totherow — 4. The bill is ordered enrolled.

H. B. 315, a bill to delete a certain area from the corporate limits of the Town of Maggie Valley in Haywood County, upon third reading. The bill passes its third reading by roll-call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Crawford, Daniels, Davis, Gudger, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, McDuffie, Mills, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Sebo, Lynwood Smith, McNeill Smith, Staton, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White — 39. The bill is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 165, an act to increase the interest paid on tax refunds from four percent per annum to six percent per annum.

H. B. 201, an act to amend General Statute 1-75.7 and General Statute 1A-1, to provide that obtaining an extension of time within which to answer or otherwise plead shall not be considered a general appearance and shall not constitute a waiver of any defense set forth in Rule 12(b).

H. B. 237, an act to authorize the Wildlife Resources Commission to issue conservation emblems in recognition of voluntary contributions for nongame and endangered wildlife.

H. J. R. 311, a joint resolution honoring the life and memory of Monroe Evans Gardner, Professor of Horticulture at North Carolina State University.

H. J. R. 349, a joint resolution honoring the life and memory of Carl Goerch.

H. J. R. 350, a joint resolution congratulating and commending the basketball team at the North Carolina School for the Deaf in Morganton for its outstanding performance in winning the 1975 Mason-Dixon Basketball Tournament Championship. The North Carolina School for the Deaf has won the Tournament Championship two consecutive years, 1974 and 1975; an accomplishment no other school has done in the Tournament's twenty-three year history.
H. J. R. 357, a joint resolution congratulating and commending the John A. Wilkinson High School Basketball Team of Belhaven for its performance and sportsmanship in winning the State 1-A Conference Basketball Championship.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.

FIFTY-FIRST DAY

SENATE CHAMBER,
Wednesday, March 26, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Harry Griffin, Pastor of Boulevard Baptist Church, Raleigh.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants a leave of absence to Senator Hardison for today, and to Senator Rauch for tomorrow and Friday, March 27 and March 28.

S. B. 422. On motion of Senator Scott, S. B. 422, a bill to benefit North Carolina's prisoners of war, is taken from the Committee on Appropriations and re-referred to the Committee on Veterans and Military Affairs.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Gudger, for the Committee on Criminal Justice and Corrections:

S. B. 93, a bill to amend General Statute 148-45 concerning imposition of sentences upon conviction of inmates for escape violations, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Gudger, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 98, a bill to amend General Statute 148-45 which relates to escapes from prison, with a favorable report, as amended. On motion of Senator Gudger, the bill is placed on the Calendar for Tuesday, April 1.
S. B. 105, a bill to amend General Statutes Chapter 7A to provide that trial judges of the General Court of Justice shall attend seminars on sentencing and visit places of confinement, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Gudger, the rules are suspended and the Committee Substitute bill is placed on today’s Calendar.

S. B. 322, a bill to transfer the North Carolina Criminal Justice Training and Standards Council to the Department of Justice, with a favorable report.

S. B. 334, a bill to amend General Statute 148-49 to permit the Parole Commission to reinstate the conditional release of a committed youthful offender without obtaining the recommendation of the Secretary of Correction, with a favorable report.

S. B. 381, a bill to authorize the use of any means reasonably necessary to prevent the escape of prisoners with felony sentences, with a favorable report.

H. B. 380, a bill to amend General Statute 148-49 to permit the Parole Commission to reinstate the conditional release of a committed youthful offender without obtaining the recommendation of the Secretary of Correction, with a favorable report.

By Senator Britt, for the Committee on Judiciary II:

S. B. 340, a bill to amend General Statute 20-279.14 to provide that driving privileges will not be suspended because of an unsatisfied judgment after the judgment has existed for 10 years, with a favorable report.

S. B. 414, a bill to authorize the sheriff to issue weapons permits instead of the clerk of court, with a favorable report.

By Senator Staton, for the Committee on Natural and Economic Resources.

S. B. 292, a bill to encourage and plan for good forestry practices in North Carolina, with a favorable report. On motion of Senator Staton, the bill is re-referred to the Committee on Appropriations.

By Senator McNeill Smith, for the Committee on State Government:

S. B. 75, a bill to rewrite the laws pertaining to radiation protection pursuant to the recommendations of the Legislative Research Commission Study on Radiation Hazards, and to amend the riots and civil disorder laws to include radioactive materials within their purview, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator McNeill Smith, the rules are suspended and the Committee Substitute bill is placed on today’s Calendar.

S. B. 379, a bill to amend General Statute 93B-5 to allow members of licensing boards to be reimbursed for necessary expenses, with a favorable report.
H. B. 170, a bill to amend Article 7 of Chapter 163 of the General Statutes of North Carolina to specify what officials may register voters, with a favorable report, as amended.

By Senator Mauney, for the Committee on Veterans and Military Affairs:

S. B. 210, a bill to amend General Statute 165-6(9) relating to State contributions to county veterans service programs, with a favorable report. On motion of Senator Mauney, the bill is re-referred to the Committee on Appropriations.

S. B. 217, a bill to amend Chapter 166 of the General Statutes of North Carolina to permit the Department of Military and Veterans Affairs to assist county civil preparedness programs, with a favorable report. On motion of Senator Mauney, the bill is re-referred to the Committee on Appropriations.

S. B. 229, a bill to amend General Statute 65-2 as it relates to scholarships provided for children of war veterans, with a favorable report.

S. J. R. 336, a joint resolution proclaiming April 3, 1975 as "Adopt a North Carolina MIA Day" and memorializing the President of the United States to establish a task force to determine the status of American service personnel and civilians listed as missing in action as a result of military participation in Indo-China and memorializing the Congress of the United States to take such action as may be necessary to make an honorable determination of the fate of the MIA's, with a favorable report. On motion of Senator Mauney, the rules are suspended and the joint resolution is placed before the Senate for immediate consideration. Passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

S. J. R. 380, a joint resolution designating April 9, 1975 as Bataan Day and May 6, 1975, as Corregidor Day, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 427, by Senator Harrington, a bill to authorize and direct the Board of Commissioners of Bertie County to call an election to determine whether the County shall by ordinance prohibit hunting from the public roads, streets and highways in said County. Referred to Committee on Wildlife.

S. B. 428, by Senators Harris, Odom, Combs, Strickland, Nye, and McDuffie, a bill to impose sales and use taxes upon spirituous distilled liquors. Referred to Committee on Finance.

S. B. 429, by Senator Kincaid, a bill to require that sentences imposed upon escaping prisoners be consecutively imposed upon termination of the term of sentence for which currently held. Referred to Committee on Criminal Justice and Corrections.
S. B. 430, by Senator Kirby, a bill to amend General Statute 116A-9 and General Statute 116A-10 pertaining to the Escheat Fund and vesting additional powers in the State Education Assistance Authority. Referred to Committee on Higher Education.

On motion of Senator Alford, the rules are suspended to allow the introduction in today's Session of the following agency bills:

S. B. 431, by Senator Alford (by request), a bill to amend General Statute 153A-267 to comply with Chapter 125-9 and Chapter 143B-67 of the General Statutes pertaining to the Public Librarian Certification Commission. Referred to Committee on Education.

S. B. 432, by Senator Alford (by request), a bill to amend Chapter 596 of the 1973 Session Laws to provide for two Governor's appointees, four-year staggered terms, and other changes involving the members of the Archaeological Advisory Committee. Referred to Committee on Education.

S. B. 433, by Senator Alford (by request), a bill to amend Chapter 143B-89 of the General Statutes to correct membership of North Carolina Art Society, Incorporated. Referred to Committee on Education.

S. B. 434, by Senator Alford (by request), a bill to amend General Statute 143-135.2 pertaining to contracts for restoration of historic buildings. Referred to Committee on State Government.

S. B. 435, by Senator Alford (by request), a bill to amend General Statute 121-20 to correspond with changes in 1955 amendment to General Statutes. Referred to Committee on Education.

S. B. 436, by Senator McNeill Smith, a bill to amend General Statute 55-45 to authorize the transferability of stock options if so provided in the terms of the option. Referred to Committee on Judiciary II.

S. B. 437, by Senators Hill and Palmer, a bill to provide for the appointment of a special Board of Equalization and Review by the Board of County Commissioners of Henderson County. Referred to Committee on Finance.

S. B. 438, by Senators Crawford, Royall, Hardison, Kincaid, and Bahakel, a bill to rewrite Article 1 of Chapter 143 of the General Statutes entitled "Executive Budget Act." Referred to Committee on Appropriations.

S. B. 439, by Senator Totherow, a bill to allow minors accompanied by parent or guardian to perform as musicians in establishments where alcoholic beverages are sold or consumed. Referred to Committee on Alcoholic Beverage Control.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:
H. B. 104, a bill to amend General Statute 148-26 to prohibit the employment of inmates within the State prison system at any of the schools administered by the State Department of Youth Development. Referred to Committee on Criminal Justice and Corrections.

H. B. 345, a bill to require certain foreign insurance companies to pay premium taxes quarterly. Referred to Committee on Finance.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 75, Committee Substitute for S. B. 75, a bill to rewrite the laws pertaining to radiation protection pursuant to the recommendations of the Legislative Research Commission Study on Radiation Hazards, and to amend the riots and civil disorder laws to include radioactive materials within their purview. On motion of Senator McNeill Smith, the Committee Substitute bill is adopted. On motion of Senator McNeill Smith, consideration of the Committee Substitute bill is postponed until Friday, March 28.

S. B. 93, Committee Substitute for S. B. 93, a bill to amend General Statute 148-45 concerning imposition of sentences upon conviction of inmates for escape violations. On motion of Senator Gudger, the Committee Substitute bill is adopted. On motion of Senator Gudger, consideration of the Committee Substitute bill is postponed until Tuesday, April 1.

S. B. 105, Committee Substitute for S. B. 105, a bill to amend General Statutes Chapter 7A to provide that the Administrative Office of the Courts shall conduct annual sentencing seminars for trial judges of the General Court of Justice. On motion of Senator Gudger, the Committee Substitute bill is adopted. On motion of Senator Gudger, consideration of the Committee Substitute bill is postponed until Tuesday, April 1.

S. B. 200, a bill to authorize community service as a condition of probation. On motion of Senator Mills, the Committee amendment is adopted. The bill, as amended, passes its second reading. On objection of Senator Bahakel to its third reading, the bill, as amended, remains on the Calendar.

S. B. 276, a bill to amend General Statute 1-17 so as to eliminate imprisonment as a disability under the statute of limitations and to subject the Civil Rights Act of 1871, 42 U. S. C. § 1983, to the North Carolina Statute of Limitations. Senator McNeill Smith offers Amendment No. 1 which is adopted. Senator Allsbrook offers Amendment No. 2 which is adopted. Senator Gudger calls the previous question, seconded by Senator Harrington. The call is sustained. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 283, a bill to amend Chapter 17B of the General Statutes to make the Secretary of Correction a member of the North Carolina Criminal
Justice Education and Training System Council. On motion of Senator Gudger, consideration of the bill is postponed until tomorrow, March 27.

S. B. 319, a bill to prohibit furnishing intoxicating beverages to inmates of mental or penal institutions, as amended. Senator Jernigan offers Amendment No. 2 which is adopted. Senator William Smith offers Amendment No. 3 which is adopted. Senator Suddarth offers Amendment No. 4 which fails of adoption. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 328, a bill to allow income tax deductions for expenses actually incurred for the care of dependents necessary for gainful employment, upon second reading. On motion of Senator Kirby, consideration of the bill is postponed until Tuesday, April 1.

H. B. 108, a bill to permit cities to make prior entry upon land proposed or contemplated for municipal condemnation in proceedings under General Statute Chapter 160A, Article 11. Senator Britt offers Amendment No. 4 which is adopted. The bill, as amended, passes its second reading. On objection of Senator Allsbrook to its third reading, the bill, as amended, remains on the Calendar.

H. B. 124, a bill to amend General Statute 148-45 which relates to escapes from prison, upon third reading. On motion of Senator Gudger, consideration of the bill is postponed until Tuesday, April 1.

H. B. 391, a bill to repeal General Statute 130-69(7) in order to conform the penalty section with amendments to Article 7 of Chapter 130 by 1973 Session Law Chapter 873. Passes its second and third readings and is ordered enrolled.

H. B. 392, a bill to amend General Statute 130-9 relating to Human Resources and Health Services. Passes its second and third readings and is ordered enrolled.

H. B. 393, a bill to amend General Statute 130-87 so as to make technical amendments in conformity with Executive Organization Act of 1973. Passes its second and third readings and is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. J. R. 421, a joint resolution fixing the time and place for a Joint Session of the Senate and House of Representatives to act on confirmation of appointments made by the Governor to membership on the State Board of Education.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P. M.
The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Garrison, Hardison, and Harrington for today, and to Senators Marion, Moore and Staton for tomorrow, March 28, and to Senator McNeill Smith for Tuesday, April 1. A leave of absence granted previously to Senator Rauch is noted.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Jernigan, for the Committee on Alcoholic Beverage Control:

S. B. 330, a bill to provide for the sale of native wines and unfortified wines in the Town of Brevard Board of Alcoholic Beverage Control Stores, with a favorable report, as amended.

S. B. 331, a bill to amend General Statute 105-113.82 relating to the issuance of mandatory licenses under the Alcoholic Beverage Control Law, with a favorable report.

H. B. 249, a bill authorizing the establishment of a city liquor control store in the City of Cherryville, upon a vote of the people, and providing for the allocation of the net proceeds from the operation of such store, with a favorable report, as amended.

H. B. 367, a bill to amend Chapter 48, Session Laws of 1963, as amended, relating to alcoholic beverage control stores in the Town of Roseboro, with a favorable report.

By Senator Alford, for the Committee on Education:

S. B. 231, a bill to rewrite the appointment and evaluation procedures for the State Textbook Commission, with a favorable report, as amended.

S. B. 327, a bill to provide for the compensation of members of the Gates County Board of Education, with a favorable report.
By Senator Royall, for the Committee on Human Resources:

S. B. 407, a bill to amend Article V of the Constitution of North Carolina to authorize the issuance of revenue bonds to finance or refinance health care facility projects subject to the approval of the electoriate, with a favorable report. On motion of Senator Royall, the bill is re-referred to the Committee on Judiciary II.

S. B. 408, a bill authorizing the North Carolina Medical Care Commission to finance, refinance, construct, provide and acquire and otherwise undertake health care facilities, with a favorable report. On motion of Senator Royall, the bill is re-referred to the Committee on Judiciary II.

H. B. 399, a bill to amend General Statute 143B-140 to substitute "The Division of Social Services" for "The Division of Social and Rehabilitative Services," with a favorable report.

H. B. 401, a bill to amend the effective date of Chapter 1418 of the Session Laws of 1973 relating to the financing of public assistance, with a favorable report. On motion of Senator Royall, the bill is re-referred to the Committee on Appropriations.

H. B. 402, a bill to amend Chapter 48 of the General Statutes relating to adoptions to provide for the recordation of adult adoption proceedings, with a favorable report.

H. B. 405, a bill to rename the General Assistance Program established in Part 6, Article 2 of Chapter 108 of the General Statutes to the State-County Special Assistance for Adults Program, with a favorable report.

By Senator Britt, for the Committee on Judiciary II:

S. B. 348, a bill to provide that certain second or successive spouses may dissent from a will if they receive one-half of an intestate share, with a favorable report, as amended.

H. B. 99, a bill to reinstate exemptions from motorcycle requirements for "mo-ped" operation, with a favorable report. On motion of Senator Britt, the bill is placed on the Calendar for Tuesday, April 1.

H. B. 300, a bill to make it unlawful to purchase copper wire, copper pipe or scrap copper from certain types of vendors without recording certain information; and to provide a penalty for violation thereof, with an unfavorable report as to bill, favorable as to Senate Committee Substitute bill. On motion of Senator Britt, the Senate Committee Substitute bill is placed on today's Calendar.

H. B. 423, a bill to amend Rule 33 of the Rules of Civil Procedure to increase the time to file objections to interrogatories, with a favorable report, as amended.

By Senator Webster, for the Committee on Public Utilities and Energy:

S. R. 202, a Senate resolution concerning the disparity of the rules governing the subsidy of single family residential units and the rules
governing the subsidy of multi-family residential units in regard to the payment of public utility bills, with recommendation that it be adopted.

By Senator Moore, for the Committee on Wildlife:

S. B. 360, a bill to amend Article 24 of Chapter 143 of the General Statutes, relating to the Wildlife Resources Commission, so as to increase the membership of said Commission from nine to eleven members and to provide for the appointment of the additional members, with a favorable report, as amended. On motion of Senator Moore, the bill is placed on the Calendar for Tuesday, April 1.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 440, by Senators Barker, Winters, and McDuffie, a bill to repeal the provision prohibiting loss leader sales of milk. Referred to Committee on Agriculture.

S. B. 441, by Senators Combs and Lackey, a bill to revise and consolidate the charter of the Town of Mooresville and to repeal prior charter acts. Referred to Committee on Local Government and Regional Affairs.

S. B. 442, by Senators Totherow and Davis, a bill to amend General Statute 153A-331 to allow developers to furnish funds for counties to purchase recreational land. Referred to Committee on Natural and Economic Resources.

S. B. 443, by Senator Alford, a bill to repeal General Statute 130-22.1 relating to the method of appointing members to municipal health boards existing on June 1, 1959. Referred to Committee on Human Resources.

S. B. 444, by Senators Whichard and Royall, a bill to amend Chapter 1073, 1959 Session Laws, relating to the issuance of pistol permits in Person County. Referred to Committee on Local Government and Regional Affairs.

S. J. R. 445, by Senators Mauney, Crawford, Harris, Renfrow, Lackey, Whichard, Childers, Walsh, Nye, McNeill Smith, Palmer, Totherow, Allsbrook, and White, a joint resolution honoring the ROTC units and members in North Carolina and our nation. Referred to Committee on Veterans and Military Affairs.

S. B. 446, by Senators Davis, Walker, Hill, Marion, and McDuffie, a bill to permit cities and counties to transfer real property by private sale for educational, scientific, literary, cultural, charitable, or religious purposes. Referred to Committee on Local Government and Regional Affairs.

S. B. 447, by Senators Davis, Hill, Walker, Marion, and McDuffie, a bill to provide for the setting of the compensation and allowances of local boards of education. Referred to Committee on Local Government and Regional Affairs.
S. B. 448, by Senators Davis, Walker, Hill, Marion, and McDuffie, a bill to permit counties to abolish the office of coroner by ordinance. Referred to Committee on Local Government and Regional Affairs.

S. B. 449, by Senators Davis, Walker, Hill, Marion, and McDuffie, a bill to specify the period in which claims against cities must be presented and actions based thereon commenced. Referred to Committee on Local Government and Regional Affairs.

S. B. 450, by Senator Davis, a bill to permit counties to assist in the financing of improvements to rural subdivision and residential streets and to permit the financing of purposes other than the improvement of streets and alleys to be levied by the counties. Referred to Committee on Local Government and Regional Affairs.

S. B. 451, by Senators Walker, Davis, Hill, Marion, and McDuffie, a bill to permit cities to incorporate existing local acts into their charters, in order to make those charters current, accurate, and comprehensive. Referred to Committee on Local Government and Regional Affairs.

S. B. 452, by Senators Hill, Davis, Walker, and Marion, a bill to permit counties to restructure their governing boards in the same manner as may be done with certain cities. Referred to Committee on Local Government and Regional Affairs.

S. B. 453, by Senator William Smith, a bill to amend General Statute 18A-38 and General Statute 18A-29 to provide for the sale of intoxicating liquor to ocean-going vessels. Referred to Committee on Alcoholic Beverage Control.

S. B. 454, by Senator William Smith, a bill to regulate the setting of steel traps in Pender County. Referred to Committee on Wildlife.

S. B. 455, by Senators Hill and Palmer, a bill to appropriate funds to Cherokee County for a much needed Southwestern North Carolina Farmers Market. Referred to Committee on Appropriations.

S. B. 456, by Senators Davis and Totherow, a bill to amend Chapter 1100, Session Laws of 1973, Second Session 1974, the same being the 1974 Rural Hall Incorporation Act. Referred to Committee on Local Government and Regional Affairs.

S. B. 457, by Senator Davis, a bill to set maximum parking penalties of two dollars ($2.00) and five dollars ($5.00) for purposes of the evidentiary presumptions of General Statute 20-162.1. Referred to Committee on Judiciary II.

S. B. 458, by Senators Bahakel and Alexander, a bill to reduce to one percent (1%) the sales and use tax on certain foods, to eliminate the sales and use tax limits on certain articles taxed at one percent (1%) and two percent (2%), and to increase the rate of tax on cigarettes, beer, wine and liquor. Referred to Committee on Finance.

S. B. 459, by Senator Davis, a bill to transfer General Statute 28-68 to General Statute Chapter 28A. Referred to Committee on Judiciary II.
S. B. 460, by Senator Strickland, a bill amending Article 19, Chapter 116, one of the General Statutes of North Carolina relating to the issuance of revenue bonds for student housing. Referred to Committee on Higher Education.

S. B. 461, by Senators Strickland and Kirby, a bill authorizing cities to waive their governmental immunity from tort liability by the purchase of liability insurance. Referred to Committee on Judiciary II.

S. B. 462, by Senator Staton, a bill to amend General Statute 159-64 to extend the time within which bonds authorized on or after January 1, 1971, may be issued. Referred to Committee on Finance.

S. B. 463, by Senator Staton, a bill amending General Statute 162A-2(7), General Statute 162A-4(b), General Statute 162A-5, and General Statute 162A-14(1) and (4), the same being a part of Article 1, the “North Carolina Water and Sewer Authorities Act,” of Chapter 162A of the General Statutes, and providing an alternative procedure for creating an authority under such Act. Referred to Committee on Natural and Economic Resources.

S. B. 464, by Senators Kincaid and McDuffie, a bill to amend General Statute 106-266.19 so as to allow the sale of milk as a “loss leader.” Referred to Committee on Agriculture.

S. J. R. 465, by Senators Strickland and Kirby, a joint resolution honoring the life and memory of Frederick Pope Parker, Jr., former member of the General Assembly. Referred to Committee on Rules and Operation of the Senate.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives,
March 27, 1975.

S. J. R. 421

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that pursuant to Senate Joint Resolution 421, “a joint resolution fixing the time and place for a Joint Session of the Senate and House of Representatives to act on confirmation of appointments made by the Governor to membership on the State Board of Education,” the House of Representatives stands ready to receive the Senate in Joint Session at the hour appointed.

Respectfully,
Grace A. Collins
Principal Clerk
The President orders a special message be sent to the House of Representatives informing that Honorable Body that the Senate stands ready to repair to the Hall of the House pursuant to S. J. R. 421 fixing the time and place to meet in Joint Session for the purpose of confirmation of the State Board of Education appointees.

On motion of Senator Henley, the Senate recesses to meet in Joint Session in the House of Representatives for the purpose of considering confirmation of the Governor's appointments to membership on the State Board of Education and upon dissolution of the Joint Session, the Senate will return to its chamber to resume consideration of business.

**JOINT SESSION**

The Senate is received by the members of the House of Representatives standing, and the Joint Session is called to order by Lieutenant Governor James B. Hunt, Jr.


A quorum of each House being declared present, the Joint Session proceeds with the business for which it convenes.

The President directs the Reading Clerk of the Senate to read the following message from the Governor:
THE HONORABLE JAMES B. HUNT, JR.
President of the Senate
State of North Carolina
State Legislative Building
Raleigh, North Carolina

Dear Jim:

As required by General Statute 115-2, I submit herewith the names of two appointments to the State Board of Education, effective April 1, 1975, subject to confirmation by the General Assembly:

State Education District 3 — Mr. Richard R. Manz
600 Virginia Street
Roanoke Rapids, N. C.
(reappointment)

State Education District 6 — Mr. Larry M. Harding
Vice President
Jefferson Pilot Broadcasting Company
1 Julian Price Place
Charlotte, N. C. 28208
(to replace George D. Aitken)

I trust that you will assist me in providing for their speedy confirmation so that they may begin work April 1, 1975.

Best wishes.

Sincerely,

JAMES E. HOLSHouser, JR.

Senator Alford, Chairman of the Senate Committee on Education, submits the following report:

REPORT OF SENATE COMMITTEE ON EDUCATION ON APPOINTMENTS TO THE STATE BOARD OF EDUCATION

The Senate Committee on Education, which has been charged with the duty of inquiring into the qualifications and fitness of persons appointed by the Governor in cases where appointments are subject to confirmation by the General Assembly, reports as follows:

The Committee recommends that when the two houses of the General Assembly meet in Joint Session pursuant to the provisions of General Statute 115-2, that the members of the Senate vote to confirm the following appointments of the Governor to membership on the State Board of Education:

Mr. Richard R. Manz of Roanoke Rapids;
Mr. Larry M. Harding of Charlotte.

DALLAS L. ALFORD, JR.
Chairman
Representative Hunter, Chairman of the House Committee on Education, submits the following report:

REPORT OF COMMITTEE ON EDUCATION

The Committee on Education, which has been charged with the duty of inquiring into the qualifications and fitness of persons appointed by the Governor in cases where appointments are subject to confirmation by the General Assembly, reports as follows:

The Committee recommends that when the two houses of the General Assembly meet in Joint Session pursuant to the provisions of General Statute 115-2, that the members of the House vote to confirm the following appointments of the Governor to membership on the State Board of Education:

Mr. Richard R. Manz of Roanoke Rapids

Mr. Larry M. Harding of Charlotte

THOMAS B. HUNTER,
Chairman

On motion of Senator Alford, seconded by Representative Hunter, the Governor's appointments to the State Board of Education are confirmed.

On motion of Senator Henley, the Joint Session is dissolved and the Senate returns to its Chamber.

The Senate resumes consideration of its regular business.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 47, Committee Substitute for H. B. 47, a bill to be known as the School Budget and Fiscal Control Act. Referred to Committee on Finance.

H. B. 178, a bill to change procedures for the disposition of surplus real property at Camp Butner. Referred to Committee on State Government.

H. B. 307, a bill to exempt schools, churches and civic organizations from the privilege licenses required of operators of games, shows and amusements, to permit operators of riding devices to also operate two or less concession stands, and to permit carnivals to play any "still date" without regard to the scheduling of any agricultural fair. Referred to Committee on Finance.
Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 138, a bill to amend Article 22A of Chapter 163 of the General Statutes, so as to make it applicable to all county elective officers and municipal elective officers in some municipalities, as amended, upon third reading. On motion of Senator Moore, consideration of the bill, as amended, is postponed until Thursday, April 10.

S. B. 200, a bill to authorize community service as a condition of probation, as amended, upon third reading. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 208, a bill to extend to “Motor Vehicle Process Servers” five percent (5%) salary increases granted to State Highway Patrolmen, as amended. On motion of Senator Nye, the bill, as amended, is re-referred to the Committee on Appropriations.

S. B. 229, a bill to amend General Statute 165-21 as it relates to scholarships provided for children of war veterans. The bill passes its second reading. On motion of Senator Mills, consideration of the bill is postponed until Tuesday, April 1.

S. B. 261, a bill to require registrars to take registration in the public schools, as amended, upon third reading. Senator Barker offers Amendment No. 2 which is adopted. On motion of Senator Allsbrook, consideration of the bill, as amended, is postponed until Tuesday, April 1.

S. B. 283, a bill to amend Chapter 17B of the General Statutes to make the Secretary of Correction a member of the North Carolina Criminal Justice Education and Training System Council. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 322, a bill to transfer the North Carolina Criminal Justice Training and Standards Council to the Department of Justice. On motion of Senator Totherow, consideration of the bill is postponed until Wednesday, April 2.

S. B. 334, a bill to amend General Statute 148-49 to permit the Parole Commission to reinstate the conditional release of a committed youthful offender without obtaining recommendation of the Secretary of Correction. On motion of Senator Sebo, consideration of the bill is postponed until Tuesday, April 1.

S. B. 340, a bill to amend General Statute 20-279.14 to provide that driving privileges will not be suspended because of an unsatisfied judgment after the judgment has existed for 10 years. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 379, a bill to amend General Statute 93B-5 to allow members of licensing boards to be reimbursed for necessary expenses. Passes its
second and third readings and is ordered sent to the House of Representatives.

S. J. R. 380, a joint resolution designating April 9, 1975, as Bataan Day and May 6, 1975, as Corregidor Day. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 381, a bill to authorize the use of any means reasonably necessary to prevent the escape of prisoners with felony sentences. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 414, a bill to authorize the sheriff to issue weapons permits instead of the clerk of court. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 108, a bill to permit cities to make prior entry upon land proposed or contemplated for municipal condemnation in proceedings under General Statute Chapter 160A, Article 11, as amended, upon third reading. The bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 170, a bill to amend Article 7 of Chapter 163 of the General Statutes of North Carolina to specify what officials may register voters. On motion of Senator McNeill Smith, the Committee amendment is adopted. The bill, as amended, passes its second reading. Senator Winters objects to the third reading of the bill, as amended, and on his motion it is placed on the Calendar for Wednesday, April 2.

H. B. 300, Senate Committee Substitute for H. B. 300, a bill to make it unlawful to purchase copper wire, copper pipe or scrap copper from certain types of vendors without recording certain information; and to provide a penalty for violation thereof. On motion of Senator Britt, the Senate Committee Substitute bill is adopted and on his motion postponed until Monday, March 31.

H. B. 380, a bill to amend General Statute 148-49 to permit the Parole Commission to reinstate the conditional release of a committed youthful offender without obtaining the recommendation of the Secretary of Correction. Senator Sebo offers Amendment No. 1 which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 113, an act to amend the North Carolina Milk Commission statutes relating to Commission membership and appointments.
H. B. 298, an act to allow the Commissioner of Motor Vehicles to grant temporary operators' permits to certain minors.

H. B. 305, an act to amend the charter of the Town of Ramseur in Randolph County, North Carolina, to clarify its powers and to authorize the Town to use the procedures of Article 9 of Chapter 136 of the General Statutes relating to condemnation by the Board of Transportation.

H. B. 315, an act to delete a certain area from the corporate limits of the Town of Maggie Valley in Haywood County.

H. B. 391, an act to repeal General Statute 130-69(7) in order to conform the penalty section with amendments to Article 7 of Chapter 130 by 1973 Session Law Chapter 873.

H. B. 392, an act to amend General Statute 130-9 relating to Human Resources and Health Services.

H. B. 393, an act to amend General Statute 130-87 so as to make technical amendments in conformity with Executive Organization Act of 1973.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 9:30 A.M.
S. B. 289, a bill to authorize and empower the Goldsboro City Board of Education to convey to Thompson Orphanage and Training Institution the legal title to certain land in exchange for the conveyance and release of the right, title, interest and estate of Thompson Orphanage and Training Institution in certain other land, with a favorable report.

H. B. 101, a bill to abolish the office of coroner in Tyrrell County, with a favorable report.

H. B. 209, a bill to amend Chapter 76 of the Session Laws of 1961 relating to the elective officials of the Town of Claremont in Catawba County, with a favorable report.

H. B. 247, a bill to amend Chapter 191, Private Laws of 1891, to change the number of town commissioners for the Town of Autryville, with a favorable report.

H. B. 304, a bill to authorize the City of Charlotte to adopt and enact ordinances regulating the removal, replacement and preservation of trees within the City of Charlotte, with a favorable report.

H. B. 332, a bill to exempt certain property owned by the Hickory City Administrative School Unit from General Statute 115-131, with a favorable report.

H. B. 340, a bill to amend Chapter 69 of the Public-Local Laws of the State of North Carolina, Extra Session 1921, relating to owning or operating public poolrooms or billiard rooms in Watauga County, with a favorable report.

H. B. 430, a bill to amend the charter of the City of Greensboro, as revised and reorganized by Chapter 1137 of the Session Laws of 1959, as amended, with a favorable report.

H. B. 438, a bill to amend the charter of the Town of Lake Lure to provide for the election of the mayor and board of commissioners, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 466, by Senators Whichard and Royall, a bill providing for the election of members of the Durham County Board of Education by the qualified voters of the County commencing in 1976 and biennially thereafter. Referred to Committee on Local Government and Regional Affairs.

S. B. 467, by Senators Whichard and Staton, a bill relating to management of the mountain area of North Carolina. Referred to Committee on Natural and Economic Resources.

S. B. 468, by Senators Whichard and Staton, a bill to appropriate funds to implement the Mountain Area Management Act of 1975. Referred to Committee on Natural and Economic Resources.
S. B. 469, by Senator Renfrow, a bill to provide for and establish election and appointment procedures for members of the City of Clinton School Administrative Unit. Referred to Committee on Local Government and Regional Affairs.


MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 31, a bill authorizing local law enforcement officers in Henderson and Transylvania Counties to exercise arrest powers throughout area served by joint drug enforcement unit, for concurrence in the House amendment. On motion of Senator Hill, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 269, a bill to abolish presidential primary in North Carolina. Referred to Committee on State Government.

H. B. 428, a bill to bring the City of Concord Public Library System under the provisions of Article 14, Chapter 153A of the General Statutes. Referred to Committee on Education.

H. B. 454, a bill to repeal Chapter 268 of the 1973 Session Laws authorizing a Burke County Police Department. Referred to Committee on Local Government and Regional Affairs.

H. B. 469, a bill to amend General Statute 47-30 to make Harnett County subject to the provisions of the State mapping requirements. Referred to Committee on Local Government and Regional Affairs.

H. B. 499, a bill relating to the use of firearms in Gates County. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 75, Committee Substitute for S. B. 75, a bill to rewrite the laws pertaining to radiation protection pursuant to the recommendations of the Legislative Research Commission Study on Radiation Hazards, and to amend the riots and civil disorder laws to include radioactive materials within their purview. On motion of Senator Allsbrook, consideration of the Committee Substitute bill is postponed until Thursday, April 3.
S. R. 202, a Senate resolution concerning the disparity of the rules governing the subsidy of single-family residential units and the rules governing the subsidy of multi-family residential units in regard to the payment of public utility bills. On motion of Senator Winters, the Senate resolution is adopted. (The text of this resolution appears in the Appendix.)

S. B. 231, a bill to rewrite the appointment and evaluation procedures for the State Textbook Commission. On motion of Senator Alford, Committee Amendments No. 1 and No. 2 are adopted. The bill, as amended, passes its second reading. On objection of Senator Nye to its third reading, the bill, as amended, is placed on the Calendar for Wednesday, April 2.

S. B. 327, a bill to provide for the compensation of members of the Gates County Board of Education. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 330, a bill to provide for the sale of native wines and unfortified wines in the Town of Brevard Board of Alcoholic Beverage Control stores. On motion of Senator Hill, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 331, a bill to amend General Statute 105-113.82 relating to the issuance of mandatory licenses under the Alcoholic Beverage Control Law, upon second reading. On motion of Senator William Smith, consideration of the bill is postponed until Thursday, April 3.

S. B. 348, a bill to provide that certain second or successive spouses may dissent from a will if they receive one-half of an intestate share. On motion of Senator Kirby, consideration of the bill is postponed until Monday, March 31.

H. B. 249, a bill authorizing the establishment of a city liquor control store in the City of Cherryville, upon a vote of the people, and providing for the allocation of the net proceeds from the operation of such store. On motion of Senator Nye, Committee Amendment No. 1 is adopted. On motion of Senator Harris, Committee Amendment No. 2 is adopted. The bill, as amended, passes its second reading. On motion of Senator Jernigan, consideration of the bill, as amended, is postponed until Thursday, April 3.

H. B. 367, a bill to amend Chapter 48, Session Laws of 1963, as amended, relating to alcoholic beverage control stores in the Town of Roseboro. Passes its second and third readings and is ordered enrolled.

H. B. 399, a bill to amend General Statute 143B-140 to substitute “The Division of Social Services” for “The Division of Social and Rehabilitative Services.” Passes its second and third readings and is ordered enrolled.

H. B. 402, a bill to amend Chapter 48 of the General Statutes relating to adoptions to provide for the recordation of adult adoption proceedings. Passes its second and third readings and is ordered enrolled.
H. B. 405, a bill to rename the General Assistance Program established in Part 6, Article 2 of Chapter 108 of the General Statutes to the State-County Special Assistance for Adults Program. Passes its second and third readings and is ordered enrolled.

H. B. 423, a bill to amend Rule 33 of the Rules of Civil Procedure to increase the time to file objections to interrogatories. On motion of Senator Hill, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 264, an act to amend Chapter 713 of the Session Laws of 1965, as amended, being the charter of the City of Charlotte, relating to the age of applicants for the fire department and police department.

S. B. 271, an act to authorize the Board of County Commissioners of Buncombe County to appropriate for the use of Eliada Home for Children in Buncombe County a sum not in excess of twenty thousand dollars ($20,000) per year.

On motion of Senator Henley, the Senate adjourns to meet Monday night at 8:00 P.M.

FIFTY-FOURTH DAY

SENATE CHAMBER,
Monday, March 31, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Barker and McDuffie for tonight.

The President recognizes the following pages serving in the Senate this week: Sarah Howey, Monroe; Jay Weathers, Louisburg, Mollie Allen, Greenville; Leslie Seism, Pelham; John Glenn, Durham; Murray Richmond, Winston-Salem; Sharon Mabe, Winston-Salem; Howard Davis, Lumberton;
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Jane McBryde, Marshville; Ann Otstot, Raleigh; Mary Ellis, Holly Springs; Joseph Newton, Wilson; Robert Foster, Thomasville; Eddie Nye, Elizabeth-town; Paul Smith, Wagram; C. W. Mayo, Tarboro; Kenneth Zogry, Raleigh; Elise Hobbs, Greensboro; Linda Davenport, Farmville; Martha Smith, Salisbury.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 471, by Senators Jernigan, Henley, Barker, and McNeill Smith, a bill concerning ethics of public officials. Referred to Committee on State Government.

S. B. 472, by Senators Hill and Palmer, a bill amending the charter of the Town of Murphy to conform its provisions to the Uniform Municipal Elections Law, and to ratify and confirm the election of the mayor and board of commissioners of the Town of Murphy in November, 1973, for terms of office expiring in 1977. Referred to Committee on Local Government and Regional Affairs.

S. B. 473, by Senator Kirby, a bill to remove the one hundred twenty dollar ($120.00) sales and use tax limitation on sales of motor vehicles, airplanes, boats, and railway locomotives and cars. Referred to Committee on Finance.

S. B. 474, by Senator Kirby, a bill to remove the eighty dollar ($80.00) sales and use tax limitation on mill machinery and other articles taxed at one percent (1%). Referred to Committee on Finance.

S. B. 475, by Senator Kirby, a bill to amend the Sales and Use Tax Act with respect to horses and mules, semen for artificial insemination of animals, and motion picture films and recordings. Referred to Committee on Finance.

S. B. 476, by Senator Kirby, a bill to increase the inheritance tax exemptions presently provided to certain Class A beneficiaries. Referred to Committee on Finance.

S. B. 477, by Senator Kirby, a bill to repeal the deduction of North Carolina dividends for individual, estate, trust and beneficiary income tax purposes and to amend certain intangibles tax provisions to conform thereto. Referred to Committee on Finance.

S. B. 478, by Senator Staton, a bill to modify the provisions of General Statute 159-64 as applied to bonds authorized during the period commencing March 1, 1968, and ending December 31, 1969, extending the time within which such bonds may be issued. Referred to Committee on Finance.

S. B. 479, by Senator Bahakel, a bill to reduce to one percent (1%) the sales and use tax on certain foods and to increase the rate of tax on cigarettes, beer, wine, and liquor. Referred to Committee on Finance.
MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 146, a bill to amend General Statute 1-69.1 to allow partnerships to be sued or to sue in their common name. Referred to Committee on Judiciary I.

H. B. 309, a bill to provide a consolidated and revised charter for the City of Mount Holly in Gaston County. Referred to Committee on Local Government and Regional Affairs.

H. B. 336, a bill to authorize the qualified voters of the Town of Boiling Spring Lakes to determine whether or not wine and beer may legally be sold on-premises and whether or not alcoholic beverage control stores may legally be operated in said Town. Referred to Committee on Alcoholic Beverage Control.

H. B. 370, a bill to rewrite Article 7 of Chapter 80 of the General Statutes relating to cattle brands and marks. Referred to Committee on Agriculture.

H. B. 444, a bill to amend General Statute 153A-335 to modify the Subdivision Control Ordinance for Rutherford and Polk Counties. Referred to Committee on Local Government and Regional Affairs.

H. B. 495, a bill to revise and consolidate the charter of the Town of Landis and to repeal prior charter acts. Referred to Committee on Local Government and Regional Affairs.

H. B. 524, a bill to authorize the qualified voters of the Town of Holden Beach to determine whether or not wine and beer may be legally sold off-premises and whether or not alcoholic beverage control stores may be legally operated in said Town. Referred to Committee on Alcoholic Beverage Control.

H. B. 525, a bill to amend Chapter 519 of the Session Laws of 1959 relating to the disposition of the net profits from the alcoholic beverage control stores in the Town of Shallotte. Referred to Committee on Alcoholic Beverage Control.

CALENDER

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 289, a bill to authorize and empower the Goldsboro City Board of Education to convey to Thompson Orphanage and Training Institution the legal title to certain land in exchange for the conveyance and release of the right, title, interest and estate of Thompson Orphanage and Training Institution in certain other land. Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 348, a bill to provide that certain second or successive spouses may dissent from a will if they receive one-half of an intestate share. On motion of Senator Kirby, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

H. B. 101, a bill to abolish the office of coroner in Tyrrell County. Passes its second and third readings and is ordered enrolled.

H. B. 209, a bill to amend Chapter 76 of the Session Laws of 1961 relating to the elective officials of the Town of Claremont in Catawba County. Passes its second and third readings and is ordered enrolled.

H. B. 247, a bill to amend Chapter 191, Private Laws of 1891, to change the number of town commissioners for the Town of Autryville. On motion of Senator Renfrow, the bill is postponed indefinitely.

H. B. 300, Senate Committee Substitute for H. B. 300, a bill to make it unlawful to purchase copper wire, copper pipe or scrap copper from certain types of vendors without recording certain information; and to provide a penalty for violation thereof. On motion of Senator Strickland, consideration of the Senate Committee Substitute bill is postponed until Wednesday, April 2.

H. B. 304, a bill to authorize the City of Charlotte to adopt and enact ordinances regulating the removal, replacement and preservation of trees within the City of Charlotte. On motion of Senator Alexander, consideration of the bill is postponed until Monday, April 7.

H. B. 332, a bill to exempt certain property owned by the Hickory City Administrative School Unit from General Statute 115-131. The bill passes its second reading by roll-call vote, ayes 43, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Childers, Combs, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Stallings, Staton, Strickland, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 43. The bill remains on the Calendar.

H. B. 340, a bill to amend Chapter 69 of the Public-Local Laws of the State of North Carolina, Extra Session 1921, relating to owning or operating public poolrooms or billiard rooms in Watauga County. Passes its second and third readings and is ordered enrolled.

H. B. 430, a bill to amend the charter of the City of Greensboro, as revised and reorganized by Chapter 1137 of the Session Laws of 1959, as amended. Passes its second and third readings and is ordered enrolled.

H. B. 438, a bill to amend the charter of the Town of Lake Lure to provide for the election of the mayor and board of commissioners. Passes its second and third readings and is ordered enrolled.
ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 31, an act authorizing local law enforcement officers in Henderson and Transylvania Counties to exercise arrest powers throughout area served by joint drug enforcement unit.

S. B. 219, an act to amend Chapter 11 of the 1975 Session Laws which amends General Statute 136-33 relating to fixing penalties for willful interference with highway signs.

H. B. 367, an act to amend Chapter 48, Session Laws of 1963, as amended, relating to alcoholic beverage control stores in the Town of Roseboro.

H. B. 380, an act to amend General Statute 148-49.9(b) to permit the Parole Commission to reinstate the conditional release of a committed youthful offender without obtaining the recommendation of the Secretary of Correction.

H. B. 399, an act to amend General Statute 143B-140 to substitute "The Division of Social Services" for "The Division of Social and Rehabilitative Services."

H. B. 402, an act to amend Chapter 48 of the General Statutes relating to adoptions to provide for the recordation of adult adoption proceedings.

H. B. 405, an act to rename the General Assistance Program established in Part 6, Article 2 of Chapter 108 of the General Statutes to the State-County Special Assistance for Adults Program.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.

FIFTY-FIFTH DAY

SENATE CHAMBER,
Tuesday, April 1, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend L. D. Holt, Pastor of the Emmanuel Baptist Church, Raleigh.

Senator Kirby for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.
The President grants leaves of absence to Senators Barker and Henley for today. A leave of absence previously granted to Senator McNeill Smith is noted.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Royall, for the Committee on Human Resources:

S. B. 353, a bill to amend General Statute 110-117 relating to the age of an abused and neglected child, with a favorable report.

S. B. 354, a bill to amend the definition of child in Chapter 7A, Article 23, Jurisdiction and Procedure Applicable to Children, with a favorable report.

S. B. 443, a bill to repeal General Statute 130-22.1 relating to the method of appointing members to municipal health boards existing on June 1, 1959, with a favorable report.

By Senator Allsbrook, for the Committee on Judiciary I:

S. B. 127, a bill to amend General Statute 7A-273 relating to the power of magistrates in criminal actions relating to worthless checks, with a favorable report, as amended.

H. B. 22, Committee Substitute for H. B. 22, a bill to make a technical amendment in the law relating to the qualifications of an applicant for certification as a certified public accountant, with a favorable report.

By Senator Harrington, for the Committee on Transportation:

S. B. 329, a bill to amend General Statute 20-79.2 relative to transporter registration, with a favorable report.

S. B. 349, a bill to authorize governmental agencies to provide housing as a last resort when replacement housing is not available to persons to be displaced by a governmental program or project, with a favorable report.

S. B. 350, a bill to amend General Statute 20-183.9 concerning the number of permanent weighing stations, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

On motion of Senator Lynwood Smith, the rules are suspended to allow the introduction in today's Session of the following agency bills:

S. B. 480, by Senator Lynwood Smith, a bill to provide for the safety and health of miners in the State of North Carolina, to provide for the enforcement and administration of this act, and to provide authorization to enter
into an agreement between the State and the federal government. Referred to Committee on Manufacturing, Labor and Commerce.

S. B. 481, by Senator Lynwood Smith, a bill to be known as the Uniform Boiler and Pressure Vessel Act of North Carolina. Referred to Committee on Manufacturing, Labor and Commerce.

S. B. 482, by Senator Lynwood Smith, a bill to be known as the Uniform Wage Payment Law of North Carolina. Referred to the Committee on Manufacturing, Labor and Commerce.

S. B. 483, by Senators Allsbrook and White, a bill to authorize the sheriff to issue weapons permits instead of the clerk of superior court. Referred to Committee on Local Government and Regional Affairs.

S. B. 484, by Senators Allsbrook and White, a bill to provide for non-partisan primary and election for members of the Roanoke Rapids Sanitary District Board. Referred to Committee on Local Government and Regional Affairs.

S. B. 485, by Senators Gudger, William Smith, Kirby, Vickery, Crawford, Hill, Harris, Allsbrook, Staton, Palmer, Whichard, Davis, Totherow, Strickland, Britt, Nye, Webster, Mills, Marion, Suddarth, Childers, and Walsh, a bill to make simple assaults upon judges of the General Court of Justice a felony. Referred to Committee on Judiciary I.

S. B. 486, by Senators Gudger, Allsbrook, William Smith, Kirby, Staton, Crawford, Hill, Palmer, Vickery, Walker, Harris, Whichard, Davis, Totherow, Strickland, Britt, Suddarth, Nye, Webster, Mills, Marion, Childers, and Walsh, a bill to forbid the intimidation or interference with any judge or justice of the General Court of Justice. Referred to Committee on Judiciary I.

S. B. 487, by Senator Whichard, a bill to amend General Statute Chapter 7A to raise the maximum salary limit for magistrates. Referred to Committee on Courts and Judicial Districts.

S. B. 488, by Senator Whichard, a bill to amend General Statute 7A-101 to provide salary raises for superior court clerks. Referred to Committee on Courts and Judicial Districts.

S. B. 489, by Senators Odom and Sebo, a bill to require the State Board of Education to allocate professional personnel to administrative units. Referred to Committee on Education.

S. B. 490, by Senators Kirby and Alford, a bill to amend General Statute 115-87 authorizing the clerk of the superior court to act as an arbitrator in the event of a disagreement between county or city boards of education and the tax levying authorities as to the amount of the current expense fund, the capital outlay fund, and the debt service fund. Referred to Committee on Judiciary II.

S. B. 491, by Senator Britt, a bill to incorporate the Town of Raynham in Robeson County. Referred to Committee on Local Government and Regional Affairs.
S. B. 492, by Senator Britt, a bill to amend General Statute 156-81(g) to raise the per diem for members of the Board of Drainage Commissioners to twenty-five dollars ($25.00). Referred to Committee on Local Government and Regional Affairs.

S. B. 493, by Senator Kincaid, a bill to restrict the hunting of coons in Avery, Burke, Caldwell, and Wilkes Counties. Referred to Committee on Wildlife.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 169, House Committee Substitute for S. B. 169, a bill to amend General Statute 93A-4, relating to the renewal of real estate licenses, so as to permit the Real Estate Licensing Board to renew licenses for a period of three years, for concurrence in the House Committee Substitute bill. Referred to Committee on Judiciary II.

H. B. 287, a bill to amend Chapter 163 of the General Statutes relating to the appointment of elections officials. Referred to Committee on State Government.

H. J. R. 321, a joint resolution requesting the Federal Power Commission to authorize and direct a reduction in the wholesale fossil fuel adjustment clause to seventy-five percent (75%) of fuel costs for ultimate residential customers of wholesale electric purchasers pending investigation. Referred to Committee on Public Utilities and Energy.

H. B. 358, a bill to amend Article 9 of Chapter 163 of the General Statutes to set a time certain for petitions for a new political party and for verification thereof. Referred to Committee on State Government.

H. B. 408, a bill to amend General Statute 165-22 as it relates to a category of eligibility to be considered for scholarships provided for children of war veterans. Referred to Committee on Veterans and Military Affairs.

H. B. 418, Committee Substitute for H. B. 418, a bill to authorize an election on the question of incorporating the Town of Caswell Beach in Brunswick County. Referred to Committee on Local Government and Regional Affairs.

H. B. 464, a bill to repeal the fair trade laws. Referred to Committee on Judiciary II.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:
H. B. 358

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return of House Bill 358, "a bill to be entitled an act to amend Article 9 of Chapter 163 of the General Statutes to set a time certain for petitions for a new political party and for verification thereof," for further consideration by the House of Representatives.

Respectfully,

Grace A. Collins
Principal Clerk

On motion of Senator Scott, the bill is recalled from the Committee on State Government and returned to the House of Representatives for further consideration.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 93, Committee Substitute for S. B. 93, a bill to amend General Statute 148-45 concerning imposition of sentences upon conviction of inmates for escape violations. The Committee Substitute bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 98, a bill to amend General Statute 148-45 which relates to escapes from prison. On motion of Senator Gudger, the bill is postponed indefinitely.

S. B. 105, Committee Substitute for S. B. 105, a bill to amend General Statute Chapter 7A to provide that the Administrative Office of the Courts shall conduct annual sentencing seminars for trial judges of the General Court of Justice. On motion of Senator Mills, the Committee Substitute bill is re-referred to the Committee on Appropriations.

S. B. 261, a bill to require registrars to take registration in the public schools, as amended, upon third reading. Senator Hardison (for Senator Henley) offers Amendment No. 3 which fails of adoption. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 229, a bill to amend General Statute 165-21 as it relates to scholarships provided for children of war veterans, upon third reading. The bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 328, a bill to allow income tax deductions for expenses actually incurred for the care of dependents necessary for gainful employment, upon
second reading. On motion of Senator Kirby, Committee Amendments No. 1, held to be material, and No. 2 are adopted. On motion of Senator Kirby, the bill, as amended, is placed on the Calendar for Thursday, April 3, for second reading with an engrossed working copy made available.

S. B. 334, a bill to amend General Statute 148-49 to permit the Parole Commission to reinstate the conditional release of a committed youthful offender without obtaining the recommendation of the Secretary of Correction. On motion of Senator Sebo, the bill is postponed indefinitely.

S. B. 360, a bill to amend Article 24 of Chapter 143 of the General Statutes, relating to the Wildlife Resources Commission, so as to increase the membership of said Commission from nine to eleven members and to provide for the appointment of the additional members. On motion of Senator Moore, the bill is recommitted to the Committee on Wildlife.

H. B. 99, a bill to reinstate exemptions from motorcycle requirements for “mo-ped” operation. The bill passes its second and third readings and is ordered enrolled.

H. B. 124, a bill to amend General Statute 148-45 which relates to escapes from prison, upon third reading. Senator Harris offers Amendment No. 3 which is adopted. Senator Gudger calls the previous question, seconded by Senator Hardison. The call is sustained. The bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 332, a bill to exempt certain property owned by the Hickory City Administrative School Unit from General Statute 115-131, upon third reading. The bill passes its third reading by roll-call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Walker, Walsh, Whichard, White, Winters — 44. The bill is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 47, an act to prohibit the setting of steel traps on rented or leased land in New Hanover County.

H. B. 101, an act to abolish the office of coroner in Tyrrell County.

H. B. 209, an act to amend Chapter 76 of the Session Laws of 1961 relating to the elective officials of the Town of Claremont in Catawba County.
H. B. 340, an act to amend Chapter 69 of the Public-Local Laws of the State of North Carolina, Extra Session 1921, relating to owning or operating public poolrooms or billiard rooms in Watauga County.

H. B. 423, an act to amend Rule 33 of the Rules of Civil Procedure to increase the time to file objections to interrogatories.

H. B. 430, an act to amend the charter of the City of Greensboro, as revised and reorganized by Chapter 1137 of the Session Laws of 1959, as amended.

H. B. 438, an act to amend the charter of the Town of Lake Lure to provide for the election of the mayor and board of commissioners.

On motion of Senator Hardison, the Senate adjourns to meet tomorrow at 1:00 P.M.

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FIFTY-SIXTH DAY

SENATE CHAMBER,
Wednesday, April 2, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Senator Mills, for the Joint Committee on The Economy, submits an Interim Report and moves that the Report be received and recorded in the Journal, which motion prevails. (The text of the Interim Report appears in the Appendix.)

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Garrison, for the Committee on Banking:

H. B. 264, a bill to amend the North Carolina Consumer Finance Act, with a favorable report.

By Senator Gudger, for the Committee on Criminal Justice and Corrections:

S. B. 96, a bill to amend General Statute 148-22 authorizing the Secretary of Correction to contract for rehabilitative and training services, with an
unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Gudger, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 100, a bill to encourage district court judges to secure special training in order to qualify as certified to hear juvenile cases, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Gudger, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 299, a bill to relieve counties of financial responsibility under General Statute 15-183 for confinement of prisoners by the Department of Correction pending appeal if the conviction is affirmed, with a favorable report.

By Senator Davis, for the Committee on Local Government and Regional Affairs:

S. B. 274, a bill to amend the Local Government Budget and Fiscal Control Act, in order to conform North Carolina requirements and practice to generally accepted accounting principles and to improve financial administration in North Carolina local governments, with a favorable report.

S. B. 441, a bill to revise and consolidate the charter of the Town of Mooresville and to repeal prior charter acts, with a favorable report.

S. B. 444, a bill to amend Chapter 1073, 1959 Session Laws relating to the issuance of pistol permits in Person County, with a favorable report.

S. B. 446, a bill to permit cities and counties to transfer real property by private sale for educational, scientific, literary, cultural, charitable, or religious purposes, with a favorable report.

S. B. 449, a bill to specify the period in which claims against cities must be presented and actions based thereon commenced, with a favorable report. On motion of Senator Davis, the bill is re-referred to the Committee on Judiciary II.

S. B. 450, a bill to permit counties to assist in the financing of improvements to rural subdivision and residential streets and levy special assessments therefor, with a favorable report.

S. B. 451, a bill to permit cities to incorporate existing local acts into their charters, in order to make those charters current, accurate, and comprehensive, with a favorable report.

H. B. 77, Committee Substitute No. 2 for Committee Substitute No. 1 for H. B. 77, a bill to permit Chowan County to assist in the financing of improvements to rural subdivision and residential streets and levy special assessments therefor, with a favorable report.

H. B. 151, a bill to amend General Statute 153A-335 to modify the authority of Onslow County to regulate the subdivision of land, with a favorable report.
By Senator Staton, for the Committee on Natural and Economic Resources:

S. B. 247, a bill to amend the Regional Sewage Disposal Planning Act of 1971, General Statute 162A-26 et seq. concerning qualification for federal and State grants, conditions for planning advances, and repayment of advances, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Staton, the Committee Substitute bill is placed on the Calendar for today.

S. B. 294, a bill to repeal Article 3 of Chapter 113 of the General Statutes, entitled "Private Lands Designated as State Forest," with a favorable report.

By Senator McNeill Smith, for the Committee on State Government:

H. B. 155, Committee Substitute for H. B. 155, a bill to amend Chapter 163 of the General Statutes relating to campaign contributions, with a favorable report, as amended.

H. B. 178, a bill to change procedures for the disposition of surplus real property at Camp Butner, with a favorable report.

By Senator Mauney, for the Committee on Veterans and Military Affairs:

S. J. R. 445, a joint resolution honoring the ROTC units and members in North Carolina and our nation, with a favorable report. On motion of Senator Mauney, the joint resolution is placed on the Calendar for Monday, April 7.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 494, by Senators Hill and Palmer, a bill to grant cities and towns the right of entry to make surveys — annexation. Referred to Committee on Judiciary II.

On motion of Senator Palmer, the rules are suspended for the introduction in today's Session of the following local bill:

S. B. 495, by Senators Palmer and Hill, a bill relating to the Board of Trustees of the Haywood County Hospital. Referred to Committee on Local Government and Regional Affairs.

On motion of Senator Henley, the rules are suspended for the introduction of local bills in today's Session.

S. B. 496, by Senator Strickland, a bill to amend the charter of the City of Goldsboro to provide for four-year terms for the mayor and members of the Board of Aldermen beginning with the election of 1975. Referred to Committee on Local Government and Regional Affairs.

S. B. 497, by Senator Kincaid, a bill to make the general primary laws applicable to the nomination of county officers in Mitchell County. Referred to Committee on Local Government and Regional Affairs.
S. B. 498, by Senators Crawford and Gudger, a bill to amend Chapter 156 Private Laws of 1929 as amended by Chapter 35 Private Laws of 1931 relating to the City of Asheville and County of Buncombe Boxing and Wrestling Commission. Referred to Committee on Local Government and Regional Affairs.

S. B. 499, by Senators Crawford and Gudger, a bill to amend certain private laws relating to the police and firemen's pension funds in the City of Asheville and to authorize said City to establish a retirement or pension fund for city employees. Referred to Committee on Local Government and Regional Affairs.

S. B. 500, by Senators Walker and Vickery, a bill to authorize the qualified voters of the City of Asheboro to determine whether or not wine and malt beverages may legally be sold and whether or not alcoholic beverage control stores may legally be operated in said City. Referred to Committee on Alcoholic Beverage Control.

S. B. 501, by Senators White, Hardison, and Alford, a bill to amend the North Carolina Pesticide Law of 1971 to clarify and simplify its provisions concerning registration of pesticides and licensing of pesticide consultants, dealers and applicators. Referred to Committee on Agriculture.

S. B. 502, by Senators White, Alford, and Hardison, a bill to amend the North Carolina Structural Pest Control Law to provide for certified applicators and for related purposes. Referred to Committee on Agriculture.

S. B. 503, by Senators White, Hardison, and Alford, a bill to appropriate funds for a program of certification of private applicators of pesticides. Referred to Committee on Appropriations.

S. B. 504, by Senators Barker, Garrison, Winters, Gudger, Strickland, Webster, and Staton, a bill rewriting Chapter 89 of the General Statutes pertaining to engineering and land surveying. Referred to Committee on Judiciary I.

S. B. 505, by Senator Marion, a bill to revise and consolidate the charter of the Town of Dobson and to repeal prior charter acts. Referred to Committee on Local Government and Regional Affairs.

S. B. 506, by Senator Davis, a bill to amend Chapters 160A and 153A of the General Statutes to authorize cities and counties to engage in community development programs and activities. Referred to Committee on Local Government and Regional Affairs.

S. B. 507, by Senators Davis, Marion, Alexander, and Walker, a bill amending General Statute 160A-475(1) and General Statute 160A-475(8) relating to Regional Councils of Governments. Referred to Committee on Local Government and Regional Affairs.

S. B. 508, by Senators Royall, Hardison, Walker, Odom, Sebo, Allsbrook, Harris, Henley, Whichard, Winters, and Scott, a bill to extend the Mental Health Study Commission. Referred to Committee on Human Resources.
S. B. 509, by Senators Royall, Walker, Odom, Sebo, Allsbrook, Harris, Henley, Whichard, and Scott, a bill to prohibit the exclusion of sickness and accident benefits for patients receiving medical care in the State tax-supported facilities when benefits would otherwise be payable. Referred to Committee on Human Resources.

S. B. 510, by Senators Jernigan, Henley, and McNeill Smith, a bill to appropriate funds to the office of the Secretary of State to provide staff for the State Ethics Commission. Referred to Committee on Appropriations.

On motion of Senator Jernigan, the rules are suspended to allow the introduction in today's Session of the following agency bill:

S. B. 511, by Senator Jernigan (by request), a bill to make technical amendments in General Statute Chapters 18A and 105, concerning the regulation of intoxicating liquors. Referred to Committee on Alcoholic Beverage Control.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 317, a bill to allow, under certain conditions, in-state tuition at State institutions of higher education to children of nonresident parents. Referred to Committee on Higher Education.

H. B. 319, Committee Substitute for H. B. 319, a bill to provide that the game of "bingo" shall be lawful in certain counties. Referred to Committee on Higher Education.

H. B. 348, a bill to amend General Statute 143-340(18) so as to require State agencies to adopt written guidelines governing the assignment of parking spaces in State-owned lots. Referred to Committee on State Government.

H. B. 467, a bill to authorize bequests and devises to existing testamentary trusts. Referred to Committee on Judiciary II.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 96, Committee Substitute for S. B. 96, a bill to amend General Statute 148-22 authorizing the Secretary of Correction to contract for rehabilitative and training services. On motion of Senator Gudger, the Committee Substitute Bill is adopted and on his motion is placed on the Calendar for Friday, April 4.

S. B. 100, Committee Substitute for S. B. 100, a bill to encourage district court judges who hear juvenile cases to secure special training. On
motions of Senator Gudger, the Committee Substitute bill is adopted and re-referred to the Committee on Appropriations.

S. B. 127, a bill to amend General Statute 7A-273 relating to the power of magistrates in criminal actions relating to worthless checks. On motion of Senator Allsbrook, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 231, a bill to rewrite the appointment and evaluation procedures for the State Textbook Commission, as amended, upon third reading. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 247, Committee Substitute for S. B. 247, a bill to amend the Regional Sewage Disposal Planning Act of 1971, General Statute 162A-26 et seq., concerning qualification for federal and State grants, conditions for planning advances, and repayment of advances. On motion of Senator Staton, the Committee Substitute bill is adopted and on his motion is placed on the Calendar for Friday, April 4.

S. B. 322, a bill to transfer the North Carolina Criminal Justice Training and Standards Council to the Department of Justice. The bill passes its second reading. On motion of Senator Bahakel, further consideration of the bill is postponed until Friday, April 4.

S. B. 329, a bill to amend General Statute 20-79.2 relative to transporter registration. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 349, a bill to authorize governmental agencies to provide housing as a last resort when replacement housing is not available to persons to be displaced by a governmental program or project. The bill passes its second reading. On objection of Senator Hardison to its third reading, the bill remains on the Calendar.

S. B. 350, a bill to amend General Statute 20-183.9 concerning the number of permanent weighing stations. On motion of Senator Garrison, the bill is recommitted to the Committee on Transportation.

S. B. 353, a bill to amend General Statute 110-117 relating to the age of an abused and neglected child. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 354, a bill to amend the definition of child in Chapter 7A, Article 23, Jurisdiction and Procedure Applicable to Children. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 443, a bill to repeal General Statute 130-22.1 relating to the method of appointing members to municipal health boards existing on June 1, 1959. Passes its second and third readings and is ordered sent to the House of Representatives.
H. B. 22, Committee Substitute for H. B. 22, a bill to make a technical amendment in the law relating to the qualifications of an applicant for certification as a certified public accountant. The Committee Substitute bill passes its second reading. On motion of Senator Moore, further consideration of the Committee Substitute bill is postponed until Friday, April 4.

H. B. 170, a bill to amend Article 7 of Chapter 163 of the General Statutes of North Carolina to specify what officials may register voters, as amended, upon third reading. Senator Walker offers Amendment No. 2. On motion of Senator Childers, consideration of the bill, as amended, and pending amendment is postponed until Monday, April 7.

H. B. 300, Senate Committee Substitute for H. B. 300, a bill to make it unlawful to purchase copper wire, copper pipe or scrap copper from certain types of vendors without recording certain information; and to provide a penalty for violation thereof. On motion of Senator Strickland, consideration of the Senate Committee Substitute bill is postponed until Friday, April 4.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 99, an act to reinstate exemptions from motorcycle requirements for "mo-ped" operation.

H. B. 108, an act to permit cities to make prior entry upon land proposed or contemplated for municipal condemnation in proceedings under General Statute Chapter 160A, Article 11.

H. B. 332, an act to exempt certain property owned by the Hickory City Administrative School Unit from General Statute 115-131.

The President announces the funeral of Julian B. Fenner, former member of the General Assembly, to be held at the First Presbyterian Church in Rocky Mount tomorrow at 11:00 A.M. and appoints the following to serve as a delegation on the part of the Senate to attend: Senators Alford, Allsbrook, Hardison, Kirby, Mauney, Mills, Royall, Whigham, and White.

On motion of Senator Henley, the Senate adjourns in memory of Julian B. Fenner of Nash County, former member of the General Assembly, to meet tomorrow at 1:30 P.M.
The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Jim Long, Associate Pastor of First Baptist Church, Raleigh.

Senator Kirby for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants a leave of absence to Senator Vickery for today.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Royall, for the Committee on Human Resources:

S. B. 309, a bill to provide professional nutritionists in local health departments, with a favorable report. On motion of Senator Royall, the bill is re-referred to the Committee on Appropriations.

S. B. 310, a bill to provide food stamp outreach coordinators in specific regions of the State, with a favorable report. On motion of Senator Royall, the bill is re-referred to the Committee on Appropriations.

S. B. 311, a bill to appropriate funds to the Department of Human Resources for regional food stamp outreach coordinators, with a favorable report. On motion of Senator Royall, the bill is re-referred to the Committee on Appropriations.

S. B. 314, a bill to appropriate funds to the Department of Human Resources for the State portion of the cost of providing nutritionists to local health departments, with a favorable report. On motion of Senator Royall, the bill is re-referred to the Committee on Appropriations.

By Senator Britt, for the Committee on Judiciary II:

S. B. 168, a bill to amend General Statute 93A-2 relating to the definition of a real estate broker, with an unfavorable report.

S. B. 169, House Committee Substitute for S. B. 169, a bill to amend General Statute 93A-4, relating to the renewal of real estate licenses, so as to permit the Real Estate Licensing Board to renew licenses for a period of three years, with a favorable report to concur with House Committee Substitute.
S. B. 179, a bill to make various technical amendments to General Statute Chapter 28A “Administration of Decedents’ Estates” (Chapter 1329, Session Laws 1973) that becomes effective July 1, 1975, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Britt, the Committee Substitute bill is placed on the Calendar for today.

S. B. 242, a bill to amend Chapter 117 of the General Statutes of North Carolina to confer the power of eminent domain upon electric membership corporations, with a favorable report, as amended.

S. B. 382, a bill to adjust Department of Motor Vehicles’ accident report copy fee to recover cost, with a favorable report. On motion of Senator Britt, the bill is re-referred to the Committee on Finance.

S. B. 383, a bill to adjust Department of Motor Vehicles’ registration fees to recover cost, with a favorable report. On motion of Senator Britt, the bill is re-referred to the Committee on Finance.

S. B. 384, a bill to rewrite General Statute 20-309(e) to provide for notice of termination rather than intent to terminate by carriers of motor vehicle liability insurance coverage and penalty for noncompliance, with a favorable report.

S. B. 386, a bill to increase service fee for nonresident motorist to recover cost, with a favorable report. On motion of Senator Britt, the bill is re-referred to the Committee on Finance.

S. B. 411, a bill limiting powers of trustees and agents connected with “blind” or “curtained” trusts dealing with real estate, with a favorable report, as amended.

S. B. 425, a bill to establish a fee for motor vehicle operator’s learner’s permit to recover cost, with a favorable report. On motion of Senator Britt, the bill is re-referred to the Committee on Finance.

H. B. 171, a bill to amend General Statute 93A-2 relating to the definition of a real estate broker, with a favorable report.

H. B. 222, a bill to permit replacement of inspection certificates upon replacement of windshields, with a favorable report.

H. B. 415, a bill to amend General Statute 36-32 to permit all fiduciaries to hold stocks and bonds in the name of a nominee, with a favorable report.

By Senator Harrington, for the Committee on Transportation:

S. B. 362, a bill to amend General Statute 136-72 to clarify the authority for establishing the maximum safe load carrying capacity of bridges on the State highway system, with a favorable report.
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 512, by Senators Childers, Lackey, Daniels, Moore, Whichard, Walsh, Suddarth, and Staton, a bill establishing a tuition assistance benefit for members of the North Carolina National Guard and the appropriation of funds to provide this benefit. Referred to Committee on Veterans and Military Affairs.

S. B. 513, by Senators Gudger and Allsbrook, a bill to rewrite the law relating to kidnapping. Referred to Committee on Judiciary I.

S. B. 514, by Senators Davis and Totherow, a bill to provide that the primary election shall be held in August and to make appropriate changes in the election laws. Referred to Committee on State Government.

S. B. 515, by Senators Barker, Winters, and Stallings, a bill to amend Chapter 86 of the General Statutes, Barbers, so as to provide for the licensing of barber assistants. Referred to Committee on Judiciary I.

S. B. 516, by Senator Britt, a bill to reenact the authority of boards of county commissioners to redefine electoral district boundaries. Referred to Committee on Local Government and Regional Affairs.

S. B. 517, by Senators Strickland, Staton, Winters, and Renfrow, a bill to appropriate forty-seven thousand six hundred forty-six dollars ($47,646) to the Department of Human Resources for fiscal years 1975-1977, to be used for a communications system for the blind. Referred to Committee on Appropriations.

S. B. 518, by Senators Kirby and Alford, a bill to provide to the State Board of Education funds for the development of the final three Regional Service Centers. Referred to Committee on Education.

S. B. 519, by Senators Hardison and Mills, a bill to amend General Statute 135-56 to include prior time served as clerk of superior court as creditable service in the Judicial Retirement System. Referred to Committee on Courts and Judicial Districts.

On motion of Senator Britt, the rules are suspended to allow the introduction in today's Session of the following local bill:

S. B. 520, by Senator Britt, a bill to authorize the Robeson County Board of Education to enter into a long-term lease with Rowland Memorial Park, Inc., for the rental of the Rowland Memorial Park and to make certain improvements upon such leased land. Referred to Committee on Local Government and Regional Affairs.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:
H. B. 124

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendment to House Bill 124, "a bill to be entitled an act to amend General Statute 148-45 which relates to escapes from prison," and requests conferees. Mr. Speaker Green has appointed Representatives Hyde, Miller, and Breece on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
GRACE A. COLLINS
Principal Clerk

Senator Gudger moves that the Senate appoint conferees, which motion prevails. The President appoints Senators Gudger, Harris, and Allsbrook as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 322, a bill to rewrite General Statute 24-1.1A removing the interest rate ceiling on home loans secured by first mortgages or first deeds of trust and removing prepayment penalties on certain home loans. Referred to Committee on Banking.

H. B. 373, a bill to prescribe the dates during which candidates for election to the Albemarle City Board of Education appropriately file notice of their candidacy. Referred to Committee on Local Government and Regional Affairs.

H. B. 413, a bill to provide for free toilet facilities. Referred to Committee on Judiciary II.

H. B. 490, a bill to amend General Statute 20-116(j) to eliminate special permits for the operation of self-propelled farm equipment and to require that flagmen utilize vehicles. Referred to Committee on Agriculture.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 75, Committee Substitute for S. B. 75, a bill to rewrite the laws pertaining to radiation protection pursuant to the recommendations of the
Legislative Research Commission Study on Radiation Hazards, and to amend the riots and civil disorder laws to include radioactive materials within their purview. On motion of Senator McNeill Smith, the Committee Substitute bill is re-referred to the Committee on Finance.

S. B. 179, Committee Substitute for S. B. 179, a bill to make various technical amendments to General Statute Chapter 28A “Administration of Decedents’ Estates” (Chapter 1329, Session Laws 1973) that becomes effective July 1, 1975. On motion of Senator Britt, the Committee Substitute bill is adopted and on his motion is placed on the Calendar for Thursday, April 10.

S. B. 274, a bill to amend the Local Government Budget and Fiscal Control Act, in order to conform North Carolina requirements and practice to generally accepted accounting principles and to improve financial administration in North Carolina local governments, upon second reading. On motion of Senator Davis, consideration of the bill is postponed until Tuesday, April 8.

S. B. 294, a bill to repeal Article 3 of Chapter 113 of the General Statutes, entitled “Private Lands Designated as State Forest.” Passes its second and third readings and is ordered sent to the House of Representatives.

The following request to be recorded as voting “aye”: Senators Combs, Childers, Henley, and Totherow.

S. B. 299, a bill to relieve counties of financial responsibility under General Statute 15-183 for confinement of prisoners by the Department of Correction pending appeal if the conviction is affirmed. On motion of Senator Allsbrook, the bill is re-referred to the Committee on Appropriations.

S. B. 328, a bill to allow income tax deductions for expenses actually incurred for the care of dependents necessary for gainful employment, as amended, upon second reading. On motion of Senator Kirby, consideration of the bill, as amended, is postponed until Thursday, April 10.

S. B. 331, a bill to amend General Statute 105-113.82 relating to the issuance of mandatory licenses under the Alcoholic Beverage Control Law, upon second reading. On motion of Senator William Smith, the bill is recommitted to the Committee on Alcoholic Beverage Control.

S. B. 349, a bill to authorize governmental agencies to provide housing as a last resort when replacement housing is not available to persons to be displaced by a governmental program or project, upon third reading.

Senator Gudger offers Amendment No. 1 which is adopted. On motion of Senator McNeill Smith, the bill, as amended, is re-referred to the Committee on Judiciary II.

S. B. 441, a bill to revise and consolidate the charter of the Town of Mooresville and to repeal prior charter acts, upon second reading. The bill passes its second reading by roll-call vote, ayes 45, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Kincaid, Kirby, Lackey,
Marion, Mauney, McDuffie, Mills, Nye, Odom, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Totherow, Walker, Walsh, Webster, Whichard, White, Winters. The bill remains on the Calendar.

S. B. 444, a bill to amend Chapter 1073, 1959 Session Laws relating to the issuance of pistol permits in Person County. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 446, a bill to permit cities and counties to transfer real property by private sale for educational, scientific, literary, cultural, charitable, or religious purposes. On motion of Senator Webster, the bill is referred to the Committee on Judiciary II.

S. B. 450, a bill to permit counties to assist in the financing of improvements to rural subdivision and residential streets and to levy special assessments therefor, upon second reading. Senator Davis offers Amendment No. 1 which is adopted. On motion of Senator Nye, the bill, as amended, is referred to the Committee on Finance.

S. B. 451, a bill to permit cities to incorporate existing local acts into their charters, in order to make those charters current, accurate, and comprehensive. Senator Harris moves the bill be referred to a judiciary committee. Senator Allsbrook offers a substitute motion that consideration of the bill be postponed until Monday, April 7, which motion prevails.

H. B. 77, Committee Substitute No. 2 for Committee Substitute No. 1 for H. B. 77, a bill to permit Chowan County to assist in the financing of improvements to rural subdivision and residential streets and levy special assessments therefor, upon second reading. The Committee Substitute No. 2 bill passes its second reading by roll-call vote, ayes 42, noes 5, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kirby, Lackey, Marion, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, William Smith, Staton, Strickland, Suddarth, Totherow, Walker, Walsh, Whichard, White, Winters. Those voting in the negative are: Senators Kincaid, Mauney, McNeill Smith, Stallings, Webster. The Committee Substitute No. 2 bill remains on the Calendar.

H. B. 151, a bill to amend General Statute 153A-335 to modify the authority on Onslow County to regulate the subdivision of land. Passes its second and third readings and is ordered enrolled.

H. B. 155, Committee Substitute for H. B. 155, a bill to amend Chapter 163 of the General Statutes relating to campaign contributions. On motion of Senator McNeill Smith, the Committee amendment is adopted. On motion of Senator Staton, consideration of the Committee Substitute bill, as amended, is postponed until Monday, April 7.
H. B. 178, a bill to change procedures for the disposition of surplus real property at Camp Butner. On motion of Senator McNeill Smith, consideration of the bill is postponed until Tuesday, April 8.

H. B. 249, a bill authorizing the establishment of a city liquor control store in the City of Cherryville, upon a vote of the people, and providing for the allocation of the net proceeds from the operation of such store, as amended, upon third reading. Senator Nye offers Amendment No. 3 which is adopted. Senator Nye offers Amendment No. 4 which is adopted. The bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 264, a bill to amend the North Carolina Consumer Finance Act. Senator McNeill Smith offers Amendment No. 1 which fails of adoption. The bill passes its second reading. Without objection, Senator Moore is excused from voting. On objection of Senator McNeill Smith to its third reading, the bill remains on the Calendar.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 14, an act to exempt from sales tax deposits on returnable beverage containers.

On motion of Senator Rauch, the rules are suspended to the end that Crawford "Top" Dalton of Gaston County, former member of the House of Representatives and long-time employee of the General Assembly be allowed to receive birthday greetings from the Senate and take the seat of the Senator from Gaston for the remainder of today's Session.

On motion of Senator Henley, the Senate adjourns in honor of Crawford "Top" Dalton, distinguished member of the Sergeant-at-Arms staff, to meet tomorrow at 10:00 A.M.

FIFTY-EIGHTH DAY

SENATE CHAMBER,
Friday, April 4, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found
to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Moore, Rauch, and Whichard for today, and to Senator White for Monday, April 7.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Jernigan, for the Committee on Alcoholic Beverage Control:

H. B. 312, a bill to amend Chapter 722, Session Laws of 1965, relating to distribution of ABC funds for law enforcement for the Town of Norwood, North Carolina, with a favorable report, as amended.

H. B. 420, a bill to provide for the establishment of alcoholic beverage control stores and unchilled wine and malt beverage sales in the Town of Valdese, with a favorable report.

H. B. 448, a bill to authorize the qualified voters of the City of Archdale to determine whether or not alcoholic beverage control stores may legally be operated in said City, with a favorable report.

By Senator Strickland, for the Committee on Higher Education:

S. B. 430, a bill to amend General Statute 116A-9 and General Statute 116A-10 pertaining to the Escheat Fund and vesting additional powers in the State Education Assistance Authority, with a favorable report.

By Senator Allsbrook, for the Committee on Judiciary I:

S. B. 335, a bill to provide additional civil remedies for losses caused by acceptance of returned checks, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Allsbrook, the Committee Substitute bill is placed on the Calendar for today.

By Senator Henley, for the Committee on Rules and Operation of the Senate:

S. J. R. 465, a joint resolution honoring the life and memory of Frederick Pope Parker, Jr., former member of the General Assembly, with a favorable report.

H. J. R. 362, a joint resolution honoring the life and memory of George Hunter Warlick, former minority leader of the House of Representatives, with a favorable report.

H. J. R. 447, a joint resolution commemorating the seventy-fifth birthday of Howell John Hatcher, former member of the General Assembly, with a favorable report.
Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 521, by Senators White, Allsbrook, Alford, Kirby, and Scott, a bill to appropriate funds for the support of certain mentally retarded and physically disabled individuals in sheltered workshops. Referred to Committee on Appropriations.

S. J. R. 522, by Senators Strickland and Alexander, a joint resolution providing for the procedure for nominating and electing members of the Board of Governors of the University of North Carolina. On motion of Senator Strickland, the rules are suspended and the joint resolution is placed on the Calendar for immediate consideration. Passes its second and third readings and, without objection, is ordered sent to the House of Representatives by special messenger.

S. B. 523, by Senator Scott, a bill to amend Chapter 523 of the 1973 Session Laws with respect to a wholly self-liquidating project for the renovation of two residence halls for North Carolina Central University. Referred to Committee on Appropriations.

S. B. 524, by Senator Scott, a bill to amend Chapter 523 of the 1973 Session Laws with respect to wholly self-liquidating projects at North Carolina State University. Referred to Committee on Appropriations.

S. B. 525, by Senator Scott, a bill to amend Chapter 1247 of the 1973 Session Laws with respect to the renovation of the Wright Building at East Carolina University on a wholly self-liquidating basis. Referred to Committee on Appropriations.

S. B. 526, by Senator Scott, a bill to amend Chapter 1240 of the 1971 Session Laws with respect to a capital improvements project at North Carolina Agricultural and Technical State University. Referred to Committee on Appropriations.

S. B. 527, by Senator Scott, a bill to amend Chapter 523 of the 1973 Session Laws with respect to a wholly self-liquidating project at the University of North Carolina at Chapel Hill, Health Affairs Continuing Education Center. Referred to Committee on Appropriations.

S. B. 528, by Senators Scott, Totherow, and Davis, a bill to appropriate funds to the Department of Administration for research and development of a land records information system. Referred to Committee on Appropriations.

S. B. 529, by Senator Davis, a bill to amend General Statute 115A-5 to authorize the waiver of community college tuition and fees for handicapped vocational rehabilitation clients. Referred to Committee on Education.

S. B. 530, by Senator Britt, a bill to add the University of North Carolina to those agencies exempt from the provisions of Chapter 150A of the General Statutes. Referred to Committee on Judiciary II.
S. B. 531, by Senator Britt, a bill to establish a maximum and uniform speed limit within the State in compliance with the "Federal-Aid Highway Amendments of 1974." Referred to Committee on Judiciary II.

S. B. 532, by Senator Scott, a bill to authorize the construction and the financing, without appropriations from the General Fund, of certain capital improvements projects by constituent institutions of the University of North Carolina. Referred to Committee on Appropriations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 335, a bill to amend Chapter 117 of the General Statutes of North Carolina to confer the power of eminent domain upon electric membership corporations. Referred to Committee on Judiciary II.

H. B. 396, Committee Substitute for H. B. 396, a bill to amend General Statute 143B-181 to bring the Governor's Coordinating Council on Aging into compliance with federal regulations. Referred to Committee on Human Resources.

H. J. R. 419, a joint resolution endorsing the national policy statement for a barrier-free environment. Referred to Committee on State Government.

H. B. 441, Committee Substitute for H. B. 441, a bill to provide additional civil remedies for losses caused by acceptance of returned checks. Referred to Committee on Judiciary I.

H. B. 468, a bill to amend General Statute 160A-241 so as to authorize municipalities and political divisions of municipalities to use the procedure provided in Article 9 of Chapter 136 of the General Statutes as specifically authorized by General Statute 136-66.3(c) in acquiring lands, easements, privileges, rights-of-way and other interests for public purposes in the exercise of the power of eminent domain, and providing that this Act shall apply only to the City of Statesville. Referred to Committee on Judiciary II.

H. B. 512, a bill ratifying past compensation paid prior to October 1, 1974, to members of the Union County Board of Education and to provide for the compensation of members of the Union County Board of Education. Referred to Committee on Local Government and Regional Affairs.

H. B. 532, a bill to fix the compensation of the members of the Board of Graded School Trustees of Mooresville, North Carolina. Referred to Committee on Local Government and Regional Affairs.

H. B. 544, a bill to authorize the Granville County Board of Commissioners to enter into contracts not to exceed the total amount of forty thousand dollars ($40,000) for the purpose of repair and renovation of the clerk
of court and register of deeds office. Referred to Committee on Local Government and Regional Affairs.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 96, Committee Substitute for S. B. 96, a bill to amend General Statute 148-22 authorizing the Secretary of Correction to contract for rehabilitative and training services. Senator Gudger offers Amendment No. 1 which is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 169, House Committee Substitute for S. B. 169, a bill to amend General Statute 93A-4 relating to the renewal of real estate licenses, so as to permit the Real Estate Licensing Board to renew licenses for a period of three years, upon second reading. The House Committee Substitute bill passes its second reading by roll-call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Henley, Hill, Jernigan, Kirby, Marion, Mills, Nye, Odom, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, White, Winters — 40. The House Committee Substitute bill remains on the Calendar.

S. B. 242, a bill to amend Chapter 117 of the General Statutes of North Carolina to confer the power of eminent domain upon electric membership corporations. On motion of Senator Britt, the Committee amendment is adopted. On motion of Senator Britt, the bill, as amended, is placed on the Calendar for Thursday, April 10, for second reading.

S. B. 247, Committee Substitute for S. B. 247, a bill to amend the Regional Sewage Disposal Planning Act of 1971, General Statute 162A-26 et seq., concerning qualification for federal and State grants, conditions for planning advances, and repayment of advances. On motion of Senator Staton, consideration of the Committee Substitute bill is postponed until Monday, April 7.

S. B. 322, a bill to transfer the North Carolina Criminal Justice Training and Standards Council to the Department of Justice, upon third reading. The bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 335, a bill to provide additional civil remedies for losses caused by acceptance of returned checks. On motion of Senator Allsbrook, the Committee Substitute bill is adopted and on his motion is placed on the Calendar for Wednesday, April 9.

S. B. 362, a bill to amend General Statute 136-72 to clarify the authority for establishing the maximum safe load carrying capacity of bridges on the
State highway system. The bill passes its second reading. On objection of Senator Gudger to its third reading, the bill remains on the Calendar.

S. B. 384, a bill to rewrite General Statute 20-309(e) to provide for notice of termination rather than intent to terminate by carriers of motor vehicle liability insurance coverage and penalty for noncompliance. On motion of Senator Britt, consideration of the bill is postponed until Tuesday, April 8.

S. B. 411, a bill limiting powers of trustees and agents connected with “blind” or “curtained” trusts dealing with real estate. On motion of Senator Britt, Committee Amendments No. 1 and No. 2 are adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 441, a bill to revise and consolidate the charter of the Town of Mooresville and to repeal prior charter acts, upon third reading. The bill passes its third reading by roll-call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Daniels, Davis, Garrison, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Mills, Nye, Odom, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Saddarth, Totherow, Vickery, Walker, Walsh, Webster, White, Winters — 42. The bill is ordered sent to the House of Representatives.

H. B. 22, Committee Substitute for H. B. 22, a bill to make a technical amendment in the law relating to the qualifications of an applicant for certification as a certified public accountant, upon third reading. The Committee Substitute bill passes its third reading and is ordered enrolled.

H. B. 77, Committee Substitute No. 2 for Committee Substitute No. 1 for H. B. 77, a bill to permit Chowan County to assist in the financing of improvements to rural subdivision and residential streets and levy special assessments therefor, upon third reading. On motion of Senator Kirby, consideration of the Committee Substitute bill No. 2 is postponed until Friday, April 11.

H. B. 171, a bill to amend General Statute 93A-2 relating to the definition of a real estate broker. Passes its second and third readings and is ordered enrolled.

H. B. 222, a bill to permit replacement of inspection certificates upon replacement of windshields. Passes its second and third readings and is ordered enrolled.

H. B. 264, a bill to amend the North Carolina Consumer Finance Act, upon third reading. Senator McNeill Smith offers Amendment No. 2 which fails of adoption. Senator William Smith moves consideration of the bill be postponed until Thursday, April 10, which motion fails to prevail. Senator Combs moves the bill be re-referred to the Committee
on Judiciary II, which motion fails to prevail. Senator Garrison calls
the previous question, seconded by Senator Hardison. The call is
sustained. The bill passes its third reading and is ordered enrolled.
Without objection, Senator Davis is excused from voting.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly
enrolled, and they are duly ratified and sent to the office of the Secretary
of State:

S. B. 348, an act to provide that certain second or successive spouses may
dissent from a will if they receive one-half of an intestate share.

H. B. 151, an act to amend General Statute 153A-335 to modify the
authority of Onslow County to regulate the subdivision of land.

On motion of Senator Henley, the Senate adjourns by special request in
honor of Mrs. Judy Barringer, Supervisor of Pages of the Senate, to meet
Monday at 8:00 P.M.

FIFTY-NINTH DAY

SENATE CHAMBER,
Monday, April 7, 1975.

The Senate meets pursuant to adjournment and is called to order by
Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate
announces that the Journal of Friday has been examined and is found to be
correct, and upon his motion the reading of the Journal is dispensed with
and it stands approved as written.

The President grants leaves of absence to Senators Bahakel, Hill, and
Sebo for tonight, and to Senator Bahakel for tomorrow, April 8. A
leave of absence granted previously to Senator White is noted.

The President recognizes the following pages serving in the Senate this
week: Debra Massie, King; Terri Calloway, King; Susan Edwards, Riegel-
wood; Tanja Sewell, Smithfield; Susan Cockman, Greensboro; Emmett Perry,
Jr., Creedmoor; Dale Radford, Selma; John Radford, Jr., Selma; Georgia
Abbott, Sanford; Joanne Wood, Camden; Joan Clark, Morganton; Jennie
Mauney, Kings Mountain; Laura Harper, Snow Hill; Melissa Patton, High
Point; Gwendolyn Senior, Chapel Hill; Sandra Johnson, Vale; Melissa
Stamey, Raleigh; Mimi Smith, Charlotte; Susan Grigg, Shelby; Keith Grimes
Johnson, Benson; Alex Shaw, Rose Hill; Peggy Batts, Hamstead.
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 533, by Senators Renfrow and Strickland, a bill to require the State Board of Education to revise and recodify Chapter 115 of the General Statutes, entitled "Elementary and Secondary Education." Referred to Committee on Education.

S. B. 534, by Senators Renfrow and Strickland, a bill to amend Chapter 17B of the General Statutes to authorize the Attorney General to appoint additional members to the Criminal Justice Education and Training Council. Referred to Committee on Judiciary II.

S. B. 535, by Senator McNeill Smith, a bill to exempt food from the sales tax, to distribute a portion of the individual income tax to local governments, and to increase various taxes to balance the loss of revenue. Referred to Committee on Finance.

S. B. 536, by Senator Marion, a bill to prohibit State supported institutions of higher education from accepting nonresident applicants until all qualified resident applicants have been accepted. Referred to Committee on Higher Education.

S. B. 537, by Senators Strickland, Combs, Renfrow, Odom, Harris, Kincaid, Vickery, and Hardison, a bill to amend the Presidential Primary Act. Referred to Committee on State Government.

S. B. 538, by Senator Scott, a bill to transfer the Bureau of Labor for the Deaf from the Department of Labor to the Department of Human Resources. Referred to Committee on State Government.

S. B. 539, by Senators Daniels and Harrington, a bill to appropriate funds to assist in the research, relocation, restoration, and acquisition of land for the William King House by Historic Hope Foundation, Incorporated, in Bertie County. Referred to Committee on Appropriations.

S. B. 540, by Senators Allsbrook and White, a bill to make the Halifax Technical Institute a comprehensive community college. Referred to Committee on Appropriations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 452, a bill to amend General Statute 165-20, General Statute 165-22, and General Statute 165-22.1 as they relate to scholarships provided for children of war veterans. Referred to Committee on Veterans and Military Affairs.

H. J. R. 494, a joint resolution memorializing the President of the United States to establish a task force to determine the status of American service
personnel and civilians listed as missing in action as a result of military participation in Indo-China and memorializing the Congress of the United States to take such action as may be necessary to make an honorable determination of the fate of the MIA's. Referred to Committee on Veterans and Military Affairs.

H. B. 506, a bill to authorize the Utilities Commission to establish rules for filing rate cases. Referred to Committee on Public Utilities and Energy.

H. B. 547, a bill to allow the Sheriff of Lee County a fee of two dollars and fifty cents ($2.50) for weapons permits. Referred to Committee on Local Government and Regional Affairs.

H. B. 595, Committee Substitute for H. B. 595, a bill amending Chapter 1073 of the Session Laws of 1959, relating to the issuance of pistol permits, so as to make the same applicable to certain counties. Referred to Committee on Local Government and Regional Affairs.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 169, House Committee Substitute for S. B. 169, a bill to amend General Statute 93A-4, relating to the renewal of real estate licenses, so as to permit the Real Estate Licensing Board to renew licenses for a period of three years, upon third reading. The House Committee Substitute bill passes its third reading by roll-call vote, ayes 35, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Barker, Childers, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harris, Henley, Kirby, Lackey, Marion, McDuffie, Mills, Moore, Odom, Palmer, Renfrow, Royall, Scott, McNeill Smith, William Smith, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, Winters — 35. The House Committee Substitute bill is ordered enrolled.

S. B. 247, Committee Substitute for S. B. 247, a bill to amend the Regional Sewage Disposal Planning Act of 1971, General Statute 162A-26 et seq. concerning qualification for federal and State grants, conditions for planning advances, and repayment of advances. The Committee Substitute bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 362, a bill to amend General Statute 136-72 to clarify the authority for establishing the maximum safe load carrying capacity of bridges on the State highway system, upon third reading. Senator Gudger offers Amendment No. 1. On motion of Senator Barker, the bill and pending amendment is re-referred to the Committee on Judiciary I.

S. B. 430, a bill to amend General Statute 116A-9 and General Statute 116A-10 pertaining to the Escheat Fund and vesting additional powers in the State Education Assistance Authority. The bill passes its second and third readings and is ordered sent to the House of Representatives.
S. J. R. 445, a joint resolution honoring the ROTC Units and members in North Carolina and our nation. On motion of Senator Mauney, consideration of the joint resolution is postponed until Monday, April 14.

S. B. 451, a bill to permit cities to incorporate existing local acts into their charters, in order to make those charters current, accurate, and comprehensive. On motion of Senator Davis, consideration of the bill is postponed until Thursday, April 10.

S. J. R. 465, a joint resolution honoring the life and memory of Frederick Pope Parker, Jr., former member of the General Assembly. Passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

H. B. 155, Committee Substitute for H. B. 155, a bill to amend Chapter 163 of the General Statutes relating to campaign contributions, as amended. Senator Moore offers Amendment No. 2. On motion of Senator Moore, the Committee Substitute bill, with amendments, is recommitted to the Committee on State Government.

H. B. 170, a bill to amend Article 7 of Chapter 163 of the General Statutes of North Carolina to specify what officials may register voters, as amended, upon third reading. Senator Walker withdraws Amendment No. 2 offered April 2. Senator Gudger offers Amendment No. 3. Senator Moore moves the bill, with amendments, be re-referred to the Committee on Judiciary I. Senator Barker offers a substitute motion the bill, with amendments, be recommitted to the Committee on State Government which motion prevails.

H. B. 300, Senate Committee Substitute for H. B. 300, a bill to make it unlawful to purchase copper wire, copper pipe or scrap copper from certain types of vendors without recording certain information; and to provide a penalty for violation thereof. The Senate Committee Substitute bill passes its second reading. On objection of Senator Barker to its third reading, the Senate Committee Substitute bill remains on the Calendar.

H. B. 304, a bill to authorize the City of Charlotte to adopt and enact ordinances regulating the removal, replacement and preservation of trees within the City of Charlotte. Passes its second and third readings and is ordered enrolled.

H. B. 312, a bill to amend Chapter 722, Session Laws of 1965, relating to distribution of ABC funds for law enforcement for the Town of Norwood, North Carolina. On motion of Senator Combs, the Committee amendment is adopted. Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. J. R. 362, a joint resolution honoring the life and memory of George Hunter Warlick, former minority leader of the House of Representatives. Passes its second and third readings and is ordered enrolled.

H. B. 415, a bill to amend General Statute 36-32 to permit all fiduciaries to hold stocks and bonds in the name of a nominee. The bill passes its
second reading. On objection of Senator Strickland to its third reading, the bill remains on the Calendar.

H. B. 420, a bill to provide for the establishment of alcoholic beverage control stores and unchilled wine and malt beverage sales in the Town of Valdese. Passes its second and third readings and is ordered enrolled.

H. J. R. 447, a joint resolution commemorating the seventy-fifth birthday of Howell John Hatcher, former member of the General Assembly. Passes its second and third readings and is ordered enrolled.

H. B. 448, a bill to authorize the qualified voters of the City of Archdale to determine whether or not alcoholic beverage control stores may legally be operated in said City. On motion of Senator Henley, consideration of the bill is postponed until tomorrow, April 8.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 22, an act to make a technical amendment in the law relating to the qualifications of an applicant for certification as a certified public accountant.

H. B. 171, an act to amend General Statute 93A-2 relating to the definition of a real estate broker.

H. B. 222, an act to permit replacement of inspection certificates upon replacement of windshields.

H. B. 264, an act to amend the North Carolina Consumer Finance Act.

On motion of Senator Henley, the Senate adjourns in memory of George Hunter Warlick, former member of the General Assembly and great North Carolinian, to meet tomorrow at 1:00 P.M.

SIXTIETH DAY

Senate Chamber,
Tuesday, April 8, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Dr. John W. Fulton, Pastor of Raleigh Moravian Church, Raleigh.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found
to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

A leave of absence granted previously to Senator Bahakel is noted.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator White, for the Committee on Agriculture:

H. B. 310, a bill to amend General Statute 106-568 by adding thereto a Section 106-568.35 to authorize, as needed, a shift from polling place voting to mail voting for any tobacco associates referendum, with a favorable report.

H. B. 328, a bill to amend General Statute 106-50.10, relating to the minimum plant food content of mixed fertilizers, with a favorable report.

H. B. 337, a bill to amend General Statute 106-50.5, relating to the labeling of mixed fertilizers so as to require that the registration and the label carry identical guarantees, with a favorable report.

By Senator Gudger, for the Committee on Criminal Justice and Corrections:

S. B. 356, a bill relating to interstate parole and probation hearing procedures for juveniles, with a favorable report.

S. B. 364, a bill to include in the duties of probation officers a requirement that they take their probationers to a prison unit early in the term of probation in order that the probationers might have a better appreciation of the consequences of probation revocation and to provide that such tour shall be a condition of probation, with a favorable report, as amended.

By Senator Royall, for the Committee on Human Resources:

S. B. 312, a bill to appropriate funds to administer the Food Stamp Program in North Carolina, with a favorable report. On motion of Senator Royall, the bill is re-referred to the Committee on Appropriations.

S. B. 313, a bill to provide that the State bear all nonfederal costs involved in the administration of the Food Stamp Program, with a favorable report, as amended. On motion of Senator Royall, the rules are suspended and the bill is placed before the Senate for immediate consideration. On motion of Senator Royall, the Committee amendment is adopted and the bill, as amended, is re-referred to the Committee on Appropriations.

S. B. 508, a bill to extend the Mental Health Study Commission, with a favorable report.
H. B. 396, Committee Substitute for H. B. 396, a bill to amend General Statute 143B-181 to bring the Governor's Coordinating Council on Aging into compliance with federal regulations, with a favorable report.

By Senator Allsbrook, for the Committee on Judiciary I:

H. B. 210, Committee Substitute for H. B. 210, a bill making it a crime for any person to wilfully trespass upon or damage a public school bus, with an unfavorable report as to House Committee Substitute, favorable as to Senate Committee Substitute bill. On motion of Senator Allsbrook, the Senate Committee Substitute bill is placed on the Calendar for today.

H. B. 441, Committee Substitute for H. B. 441, a bill to provide additional civil remedies for losses caused by acceptance of returned checks, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 541, by Senator Renfrow, a bill appropriating funds to the North Carolina Department of Community Colleges to supplement the equipment budget of the current operations program of the Department of Community Colleges. Referred to Committee on Appropriations.

S. B. 542, by Senator Renfrow, a bill appropriating funds to the North Carolina Department of Community Colleges to supplement the capital improvements program of the Department of Community Colleges. Referred to Committee on Appropriations.

S. B. 543, by Senator Renfrow, a bill appropriating funds to the North Carolina Department of Community Colleges to supplement the current operations program of the Department of Community Colleges. Referred to Committee on Appropriations.

S. B. 544, by Senator Gudger, a bill to provide for a new position of special assistant solicitor, make an appropriation for that position, and amend General Statute 7A-64 dealing with temporary assistance when dockets are overcrowded. Referred to Committee on Appropriations.

S. B. 545, by Senator Gudger, a bill to revise the salary scheme for magistrates, to provide for new positions of special magistrate and chief magistrate, and to appropriate funds for those purposes. Referred to Committee on Appropriations.

S. B. 546, by Senators Marion, Webster, Stallings, Walker, Odom, Palmer, Gudger, Harris, Walsh, Nye, Childers, Suddarth, Daniels, McDuffie, Mills, Combs, Mauney, Vickery, Lackey, Davis, Whichard, Royall, Hardison, Alexander, Jernigan, Totherow, Staton, Lynwood Smith, Henley, Barker, Rauch, Renfrow, White, Alford, and Winters, a bill to implement and appropriate funds for a State bridge replacement program. Referred to Committee on Appropriations.
S. J. R. 547, by Senator McNeill Smith, a joint resolution creating an interim special joint legislative committee to study the auto repair problem and the need to certify or license auto mechanics. Referred to Committee on Rules and Operation of the Senate.

S. B. 548, by Senators Kincaid and Mills, a bill to provide research studies on household pests and their control. Referred to Committee on Appropriations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 180, a bill to amend General Statute 15A-1021 to remove the restriction on trial judge participation in plea bargaining discussions, for concurrence in the House amendment. On motion of Senator Suddarth, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 347, a bill to amend Chapter 28A entitled "Administration of Decedents' Estates" to delay its effective date, for concurrence in the House amendment. On motion of Senator Kirby, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 240, a bill to amend General Statute 115A-5 relating to the waiver of tuition and registration fees for training courses for fire department personnel and volunteer rescue and lifesaving department personnel. Referred to Committee on Education.

H. B. 450, a bill to provide for a new charter for the City of Morganton. Referred to Committee on Local Government and Regional Affairs.

H. B. 530, a bill to prohibit the hunting of deer from any public road or highway in Caswell County. Referred to Committee on Wildlife.

H. B. 535, a bill authorizing the Burke County Public Schools Board of Education to regulate traffic and parking on lands owned by the said Board. Referred to Committee on Local Government and Regional Affairs.

H. B. 536, a bill to remove Wayne County from the list of those counties exempted from the penalty provisions for taking deer with boats. Referred to Committee on Wildlife.

H. B. 551, a bill to repeal Chapter 265 of the 1969 Session Laws of North Carolina as amended concerning the hunting of game animals with dogs in Beaufort County. Referred to Committee on Wildlife.

H. B. 555, a bill to regulate trapping in Brunswick County. Referred to Committee on Wildlife.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
S. B. 274, a bill to amend the Local Government Budget and Fiscal Control Act, in order to conform North Carolina requirements and practice to generally accepted accounting principles and to improve financial administration in North Carolina local governments, upon second reading. Senator Renfrow offers Amendment No. 1, held not to be material, which is adopted. On motion of Senator Kirby, the bill, as amended, is referred to the Committee on Finance.

S. B. 384, a bill to rewrite General Statute 20-309(e) to provide for notice of termination rather than intent to terminate by carriers of motor vehicle liability insurance coverage and penalty for noncompliance. On motion of Senator Britt, consideration of the bill is postponed until tomorrow, April 9.

H. B. 178, a bill to change procedures for the disposition of surplus real property at Camp Butner. Passes its second and third readings and is ordered enrolled.

H. B. 210, Senate Committee Substitute for House Committee Substitute for H. B. 210, a bill making it a crime for any person to wilfully trespass upon or damage a public school bus. On motion of Senator Allsbrook, the Senate Committee Substitute bill is adopted and remains on the Calendar.

H. B. 300, Senate Committee Substitute for H. B. 300, a bill to make it unlawful to purchase copper wire, copper pipe or scrap copper from certain types of vendors without recording certain information; and to provide a penalty for violation thereof, upon third reading. Senator Barker offers Amendment No. 1 which is adopted. The Senate Committee Substitute bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

H. B. 415, a bill to amend General Statute 36-32 to permit all fiduciaries to hold stocks and bonds in the name of a nominee, upon third reading. The bill passes its third reading and is ordered enrolled.

H. B. 448, a bill to authorize the qualified voters of the City of Archdale to determine whether or not alcoholic beverage control stores may legally be operated in said city. Passes its second and third readings and is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 42, an act to amend General Statute 1-79 relating to the residence of domestic corporations.

S. B. 169, an act to amend General Statute 93A-4 relating to the renewal of real estate licenses, so as to permit the Real Estate Licensing Board to renew licenses for a period of three years.

S. B. 239, an act to allow for broader investments of the Escheat Fund.
S. J. R. 380, a joint resolution designating April 9, 1975 as Bataan Day and May 6, 1975, as Corregidor Day.

S. J. R. 465, a joint resolution honoring the life and memory of Frederick Pope Parker, Jr., former member of the General Assembly.

H. B. 249, an act authorizing the establishment of a city liquor control store in the City of Cherryville, upon a vote of the people, and providing for the allocation of the net proceeds from the operation of such store.

H. B. 304, an act to authorize the City of Charlotte to adopt and enact ordinances regulating the removal, replacement and preservation of trees within the City of Charlotte.

H. J. R. 362, a joint resolution honoring the life and memory of George Hunter Warlick, former minority leader of the House of Representatives.

H. B. 420, an act to provide for the establishment of alcoholic beverage control stores and unchilled wine and malt beverage sales in the Town of Valdese.

H. J. R. 447, a joint resolution commemorating the seventy-fifth birthday of Howell John Hatcher, former member of the General Assembly.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.

SIXTY-FIRST DAY

SENATE CHAMBER, Wednesday, April 9, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Kirby, for the Committee on Finance:

S. B. 75, Committee Substitute for S. B. 75, a bill to rewrite the laws pertaining to radiation protection pursuant to the recommendations of the Legislative Research Commission Study on Radiation Hazards, and to amend
the riots and civil disorder laws to include radioactive materials within their purview, with a favorable report, as amended.

S. B. 274, a bill to amend the Local Government Budget and Fiscal Control Act, in order to conform North Carolina requirements and practice to generally accepted accounting principles and to improve financial administration in North Carolina local governments, with a favorable report.

S. B. 378, a bill to repeal G. S. 102 relating to recording tax, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. J. R. 549, by Senators Harrington, Webster, William Smith, Childers, Alford, Daniels, Kirby, McDuffie, and Strickland, a joint resolution to establish a utility review committee. Referred to Committee on Public Utilities and Energy.

S. J. R. 550, by Senators Royall and Whichard, a joint resolution honoring the life and memory of W. Hance Hofler. Referred to Committee on Rules and Operation of the Senate.

S. B. 551, by Senators Childers and Suddarth, a bill to clarify the authority of the county commissioners under General Statute 18A-15(3)c.2. Referred to Committee on Alcoholic Beverage Control.

On motion of Senator William Smith, the rules are suspended to allow the introduction in today's Session of the following local bill:

S. B. 552, by Senator William Smith, a bill to amend the charter of the City of Wilmington, Chapter 1043 of the Session Laws of North Carolina of 1963, to provide that the city manager shall make promotions in the fire department and police department. Referred to Committee on Local Government and Regional Affairs.

S. B. 553, by Senators Whichard, Alford, Winters, Kirby, Royall, Britt, Marion, Walsh, Renfrow, Staton, Strickland, Vickery, Daniels, Garrison, Barker, Stallings, Lackey, Totherow, Davis, Harris, Nye, Palmer, Odom, William Smith, Allsbrook, Mills, Hardison, Childers, Hill, Mauney and McDuffie, a bill to amend General Statute Chapter 135 to provide a uniform retirement act for clerks of superior court. Referred to Committee on Appropriations.

S. B. 554, by Senator Crawford, a bill to repeal Article 8 of Chapter 20 of the General Statutes relating to habitual offenders. Referred to Committee on Judiciary II.

S. B. 555, by Senator Staton, a bill to amend General Statute 62-3(23)d to further define the term “public utility.” Referred to Committee on Natural and Economic Resources.
S. B. 556, by Senator Kirby, a bill to establish a Uniform Fraudulent Conveyance Act. Referred to Committee on Judiciary II.

S. B. 557, by Senator Kirby, a bill to amend General Statute 55-50(m) related to shareholders of corporations. Referred to Committee on Judiciary II.

S. B. 558, by Senator Kirby, a bill to amend the provisions of Chapter 25A relating to home-solicitation sales. Referred to Committee on Judiciary II.

S. B. 559, by Senator Combs, a bill relating to the labeling of infant formula. Referred to Committee on Agriculture.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

S. B. 177, a bill to amend Chapter 108 of the General Statutes relating to payments from the State Fund for Medical Assistance, for concurrence in the House amendment. On motion of Senator Henley, the Senate concurs in the House amendment and the bill is ordered enrolled.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. J. R. 338, Committee Substitute for H. J. R. 338, a joint resolution requesting the Department of Administration to conduct a study of the feasibility of establishing State-operated computer centers to serve county governments. Referred to Committee on Local Government and Regional Affairs.

H. B. 485, a bill to increase service fee for nonresident motorist to recover cost. Referred to Committee on Transportation.

H. B. 487, a bill to adjust Department of Motor Vehicles' operator's or chauffeur's license restoration fee to recover cost. Referred to Committee on Transportation.

H. J. R. 501, a joint resolution honoring the life, memory and achievements of J. Ernest Paschall, a former member of the North Carolina General Assembly. Referred to Committee on Rules and Operation of the Senate.

H. J. R. 507, a joint resolution calling for a state-wide cleanup program in connection with the Bicentennial Celebration. Referred to Committee on Rules and Operation of the Senate.

H. B. 538, a bill to establish a fee for motor vehicle operator's learner's permit to recover cost. Referred to Committee on Transportation.
Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 335, Committee Substitute for S. B. 335, a bill to provide additional civil remedies for losses caused by acceptance of returned checks. On motion of Senator Allsbrook, the Committee Substitute bill is postponed indefinitely.

S. B. 356, a bill relating to interstate parole and probation hearing procedures for juveniles. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 364, a bill to include in the duties of probation officers a requirement that they take their probationers to a prison unit early in the term of probation in order that the probationers might have a better appreciation of the consequences of probation revocation and to provide that such tour shall be a condition of probation. On motion of Senator Allsbrook, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 384, a bill to rewrite General Statute 20-309(e) to provide for notice of termination rather than intent to terminate by carriers of motor vehicle liability insurance coverage and penalty for noncompliance. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 508, a bill to extend the Mental Health Study Commission. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 210, Senate Committee Substitute for House Committee Substitute for H. B. 210, a bill making it a crime for any person to wilfully trespass upon or damage a public school bus. On motion of Senator Allsbrook, consideration of the Senate Committee Substitute bill is postponed until tomorrow, April 10.

H. B. 310, a bill to amend General Statute 106-568 by adding thereto a Section 106-568.35 to authorize, as needed, a shift from polling place voting to mail voting for any tobacco associates referendum. Passes its second and third readings and is ordered enrolled.

H. B. 328, a bill to amend General Statute 106-50.10, relating to the minimum plant food content of mixed fertilizers. Passes its second and third readings and is ordered enrolled.

H. B. 337, a bill to amend General Statute 106-50.5, relating to the labeling of mixed fertilizers so as to require that the registration and the label carry identical guarantees. Passes its second and third readings and is ordered enrolled.

H. B. 396, Committee Substitute for H. B. 396, a bill to amend General Statute 143B-181 to bring the Governor's Coordinating Council on Aging
into compliance with federal regulations. Passes its second and third readings and is ordered enrolled.

H. B. 441, Committee Substitute for H. B. 441, a bill to provide additional civil remedies for losses caused by acceptance of returned checks. Passes its second and third readings and is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 180, an act to amend General Statute 15A-1021 to remove the restriction on trial judge participation in plea bargaining discussions.

S. B. 347, an act to amend Chapter 28A entitled “Administration of Decedents’ Estates” to delay its effective date.

H. B. 178, an act to change procedures for the disposition of surplus real property at Camp Butner.

H. B. 312, an act to amend Chapter 722, Session Laws of 1965, relating to distribution of ABC funds for law enforcement for the Town of Norwood, North Carolina.

H. B. 415, an act to amend General Statute 36-32 to permit all fiduciaries to hold stocks and bonds in the name of a nominee.

H. B. 448, an act to authorize the qualified voters of the City of Archdale to determine whether or not alcoholic beverage control stores may legally be operated in said City.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.

SIXTY-SECOND DAY

Senate Chamber,
Thursday, April 10, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. James F. Heaton, Interim Pastor of Olive Chapel Baptist Church, Apex.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.
The President grants a leave of absence to Senator Marion for today, and to Senators Garrison, Gudger, Kincaid, Marion, McNeill Smith, William Smith, Staton, and Walsh for tomorrow, April 11.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Jernigan, for the Committee on Alcoholic Beverage Control:

S. B. 266, a bill to amend Chapter 48, Session Laws of 1963, as amended, relating to alcoholic beverage control stores in the Town of Roseboro, without prejudice. On motion of Senator Jernigan, the bill is postponed indefinitely.

S. B. 400, a bill to provide temporary beer and wine permits to charitable and civic organizations, with an unfavorable report.

H. B. 524, a bill to authorize the qualified voters of the Town of Holden Beach to determine whether or not wine and beer may be legally sold off-premises and whether or not alcoholic beverage control stores may be legally operated in said Town, with an unfavorable report.

By Senator Alford, for the Committee on Education:

S. B. 285, a bill to provide the National School Lunch Program in all public school administrative units, with a favorable report, as amended.

S. B. 304, a bill to further amend Chapter 1293 of the 1973 Session Laws (Second Session, 1974) to provide for the assignment of surrogate parents for purposes of right of appeal, with a favorable report.

By Senator Kirby, for the Committee on Finance:

S. B. 437, a bill to provide for the appointment of a special board of equalization and review by the Board of County Commissioners of Hender-son County, with a favorable report.

S. B. 450, a bill to permit counties to assist in the financing of improvements to rural subdivision and residential streets and to levy special assessment therefor, with a favorable report, as amended.

H. B. 307, a bill to exempt schools, churches and civic organizations from the privilege licenses required of operators of games, shows and amusements, to permit operators of riding devices to also operate two or less concession stands, and to permit carnivals to play any "still date" without regard to the scheduling of any agricultural fair, with a favorable report.

H. B. 345, a bill to require certain foreign insurance companies to pay premium taxes quarterly, with a favorable report.
By Senator Royall, for the Committee on Human Resources:

S. B. 509, a bill to prohibit the exclusion of sickness and accident benefits for patients receiving medical care in State tax-supported facilities when benefits would otherwise be payable, with a favorable report, as amended.

By Senator Allsbrook, for the Committee on Judiciary I:

S. B. 485, a bill to make simple assaults upon judges of the General Court of Justice a felony, with a favorable report. On motion of Senator Allsbrook, the bill is placed on the Calendar for Tuesday, April 15.

By Senator Britt, for the Committee on Judiciary II:

H. B. 323, Committee Substitute for H. B. 323, a bill to make technical corrections and amendments to the Pretrial Criminal Procedure Act, with a favorable report, as amended.

H. B. 335, a bill to amend Chapter 117 of the General Statutes of North Carolina to confer the power of eminent domain upon electric membership corporations, with a favorable report.

H. B. 468, a bill to amend General Statute 160A-241 so as to authorize municipalities and political divisions of municipalities to use the procedure provided in Article 9 of Chapter 136 of the General Statutes as specifically authorized by General Statute 136-66.3(c) in acquiring lands, easements, privileges, rights-of-way and other interests for public purposes in the exercise of the power of eminent domain, and providing that this Act shall apply only to the City of Statesville, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

On motion of Senator White, the rules are suspended to allow the introduction in today's Session of the following local bill:

S. B. 560, by Senator White, a bill to extend the corporate limits of the Town of Winterville. Referred to Committee on Local Government and Regional Affairs.

S. B. 561, by Senator Nye, a bill to appropriate funds for the construction and the furnishing of a chapel at Bladen County Subsidiary of the North Carolina Department of Correction. Referred to Committee on Appropriations.

S. B. 562, by Senator Britt, a bill to amend General Statute 1-440.23 concerning the form of summons to garnishees. Referred to Committee on Judiciary II.

S. B. 563, by Senators Bahakel, Crawford, Henley, Harris, Winters, Staton, Odom, White, Britt, Alford, Webster, Alexander, and Hardison, a bill to insure the speedy trial of persons charged with criminal offenses. Referred to Committee on Judiciary II.
S. B. 564, by Senator Harrington, a bill to transfer the Enforcement and Theft Division of the Department of Motor Vehicles to the Department of Justice. Referred to Committee on State Government.

S. B. 565, by Senator Gudger, a bill to permit the State to be interpled in tort actions. Referred to Committee on Judiciary I.

S. B. 566, by Senators Gudger, Kirby, William Smith, Vickery, Hill, Britt, Suddarth, Staton, Walsh, Strickland, Childers, Whichard, Davis, and Totherow, a bill to amend General Statute 7A-44 to increase the expense allowance of superior court judges. Referred to Committee on Courts and Judicial Districts.

S. B. 567, by Senator Whichard, a bill to amend Article 13 of Chapter 90 of the General Statutes to revise the laws relating to funeral directors and embalmers. Referred to Committee on Judiciary II.

S. J. R. 568, by Senators Harrington, Webster, Garrison, Moore, Stallings, Totherow, Hardison, Alford, Lynwood Smith, White, Lackey, Allsbrook, Bahakel, William Smith, Nye, Kirby, Royall, Hill, Renfrow, Daniels, Whichard, Harris, Odom, Alexander, Strickland, Staton, Rauch, Childers, Walsh, Henley, Marion, Scott, Jernigan, Davis, Britt, Palmer, Combs, Barker, Suddarth, Mauney, McDuffie, Mills, Vickery, and Winters, a joint resolution authorizing the Board of Transportation to install appropriate traffic safety devices at substandard bridges on the State highway system. On motion of Senator Harrington, the rules are suspended and the joint resolution is placed on the Calendar for immediate consideration. Senator Royall offers Amendment No. 1 which is adopted. The joint resolution as amended, passes its second and third readings and, without objection, is ordered sent to the House of Representatives by special messenger, without engrossment.


S. B. 570, by Senators Mills and Harrington, a bill to amend Chapter 96 of the General Statutes known as the Employment Security Law making teachers and other secondary school personnel now covered for unemployment insurance purposes by federal law, State law, or contract who do not have an employment contract eligible for unemployment insurance benefits during the traditional non-working weeks. Referred to Committee on The Economy.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 193, a bill to provide for the imposition of a franchise tax on holding companies and to prevent the duplication of franchise tax payments by holding companies and their subsidiaries doing business in North Carolina, for
concurrency in the House amendment. On motion of Senator Britt, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 266, Committee Substitute for H. B. 266, a bill authorizing municipalities in the State of North Carolina to jointly cooperate in the generation and transmission of electric power and energy and to jointly own and operate facilities therefor; providing for the creation of joint agencies therefor; and providing for the issuance of revenue bonds to finance the costs thereof. Referred to Committee on Public Utilities and Energy.

H. B. 358, Committee Substitute for H. B. 358, a bill to amend Article 9 of Chapter 163 of the General Statutes to set a time certain for petitions for a new political party and for verification thereof. Referred to Committee on State Government.

H. B. 478, a bill to amend General Statute 122-58.7(c) to authorize alleged inebriates to waive counsel at involuntary commitment hearings. Referred to Committee on Judiciary I.

H. J. R. 504, a joint resolution honoring R. J. Reynolds Senior High School of Winston-Salem for being the District 8 Winner and the North Carolina 4-A State Basketball Champions. Referred to Committee on Rules and Operation of the Senate.

H. J. R. 568, a joint resolution honoring Junius Kenneth Powell. Referred to Committee on Rules and Operation of the Senate.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 75, Committee Substitute for S. B. 75, a bill to rewrite the laws pertaining to radiation protection pursuant to the recommendations of the Legislative Research Commission Study on Radiation Hazards, and to amend the riots and civil disorder laws to include radioactive materials within their purview. On motion of Senator Kirby, the Committee amendment is adopted. On motion of Senator McNeill Smith, the Committee Substitute bill, as amended, is re-referred to the Committee on Judiciary II.

S. B. 138, a bill to amend Article 22A of Chapter 163 of the General Statutes, so as to make it applicable to all county elective officers and municipal elective officers in some municipalities, as amended, upon third reading. On motion of Senator Moore, consideration of the bill, as amended, is postponed until Thursday, May 1.

S. B. 179, Committee Substitute for S. B. 179, a bill to make various technical amendments to General Statute Chapter 28A “Administration of Decedents' Estates” (Chapter 1329, Session Laws 1973) that becomes effective July 1, 1975. Senator Vickery offers Amendment No. 1 which fails of adoption. The Committee Substitute bill passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 242, a bill to amend Chapter 117 of the General Statutes of North Carolina to confer the power of eminent domain upon electric membership corporations, as amended. On motion of Senator Strickland, consideration of the bill, as amended, is postponed until tomorrow, April 11.

S. B. 274, a bill to amend the Local Government Budget and Fiscal Control Act, in order to conform North Carolina requirements and practice to generally accepted accounting principles and to improve financial administration in North Carolina local governments, as amended, upon second reading. The bill, as amended, passes its second reading by roll-call vote, ayes 45, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Barker, Britt, Childers, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Hill, Jernigan, Kincaid, Kirby, Lackey, Mauney, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Whichard, White, Winters — 45.

The bill, as amended, remains on the Calendar.

S. B. 328, a bill to allow income tax deductions for expenses actually incurred for the care of dependents necessary for gainful employment, as amended, upon second reading. On motion of Senator Kirby, consideration of the bill, as amended, is postponed until tomorrow, April 11.

S. B. 378, a bill to repeal General Statute 102-13 relating to recording tax, upon second reading. The bill passes its second reading by roll-call vote, ayes 46, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Barker, Britt, Childers, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Mauney, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walsh, Webster, Whichard, White, Winters — 46.

The bill remains on the Calendar.

S. B. 451, a bill to permit cities to incorporate existing local acts into their charters, in order to make those charters current, accurate, and comprehensive. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 210, Senate Committee Substitute for House Committee Substitute for H. B. 210, a bill making it a crime for any person to wilfully trespass upon or damage a public school bus. Senator Allsbrook offers Amendment No. 1 which is adopted. Senator Odom offers Amendment No. 2. Senator Rauch moves the Senate Committee Substitute bill, as amended, be placed on the Calendar for Monday, April 14. Senator Hardison offers a substitute motion the Senate Committee Substitute bill, as amended, remain on today's Calendar which motion prevails. Senator Allsbrook calls the previous question on Amendment No. 2, seconded by Senator
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Hardison. The call is sustained. Amendment No. 2 fails of adoption. Senator William Smith offers Amendment No. 3. Senator Allsbrook calls the previous question, seconded by Senator Alford. The call is sustained. Amendment No. 3 fails of adoption. Senator Sebo offers Amendment No. 4. Senator Allsbrook calls the previous question, seconded by Senator Henley. The call is sustained. Amendment No. 4 fails of adoption. Senator Allsbrook calls the previous question, seconded by Senator Alford. The call is sustained. The Senate Committee Substitute bill, as amended, passes its second reading.

On objection of Senator Allsbrook to the third reading and on motion of Senator Gudger, the Senate Committee Substitute bill, as amended, is placed on the Calendar for Monday, April 14, for third reading.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. J. R. 129, a joint resolution honoring the life and memory of Champion McDowell Davis.

S. B. 177, an act to amend Chapter 108 of the General Statutes relating to payments from the State fund for medical assistance.

S. J. R. 306, a joint resolution commemorating Music in Our Schools Day.

S. B. 327, an act to provide for the compensation of members of the Gates County Board of Education.

H. B. 310, an act to amend General Statute 106-568 by adding thereto a Section 106-568.35 to authorize, as needed, a shift from polling place voting to mail voting for any tobacco associates referendum.

H. B. 328, an act to amend General Statute 106-50.10, relating to the minimum plant food content of mixed fertilizers.

H. B. 337, an act to amend General Statute 106-50.5, relating to the labeling of mixed fertilizers so as to require that the registration and the label carry identical guarantees.

H. B. 396, an act to amend General Statute 143B-181 to bring the Governor's Coordinating Council on Aging into compliance with federal regulations.

H. B. 441, an act to provide additional civil remedies for losses caused by acceptance of returned checks.

On motion of Senator Henley, the Senate adjourns in honor of Senator Glenn Jernigan of Cumberland who is celebrating his birthday today, to meet tomorrow at 10:00 A.M.
The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Mills, Rauch, and Stallings for today, and to Senator Moore for Monday, April 14. Leaves of absence previously granted to Senators Garrison, Gudger, Kincaid, Marion, McNeill Smith, William Smith, Staton, and Walsh are noted.

REports of Committees

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Whichard, for the Committee on Courts and Judicial Districts:

S. B. 488, a bill to amend General Statute 7A-101 to provide salary raises for superior court clerks, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Whichard, the Committee Substitute bill is placed on the Calendar for today.

By Senator Strickland, for the Committee on Higher Education:

H. B. 317, a bill to allow, under certain conditions, in-state tuition at State institutions of higher education to children of nonresident parents, with a favorable report, as amended.

By Senator Britt, for the Committee on Judiciary II:

S. B. 36, a bill to require motor vehicles to be equipped with exhaust systems which are in good working order and free from leaks, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Britt, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 409, a bill to permit certain retirement service credits for solicitors of the Recorder's Courts of Robeson County prior to such time they were assimilated by the Administrative Office of the Courts, with a favorable report.

S. B. 449, a bill to specify the period in which claims against cities must be presented and actions based thereon commenced, with a favorable report.
S. B. 531, a bill to establish a maximum and uniform speed limit within the State in compliance with the "Federal-Aid Highway Amendments of 1974," with a favorable report.

By Senator Davis, for the Committee on Local Government and Regional Affairs:

H. B. 138, a bill to revise and consolidate the charter of the Town of Aberdeen and to repeal prior charter acts, with a favorable report, as amended.

By Senator Henley, for the Committee on Rules and Operation of the Senate:

H. J. R. 501, a joint resolution honoring the life, memory and achievements of J. Ernest Paschall, a former member of the North Carolina General Assembly, with a favorable report.

H. J. R. 507, a joint resolution calling for a state-wide cleanup program in connection with the Bicentennial Celebration, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 571, by Senator Britt, a bill to amend Chapters 1 and 15 of the General Statutes, and related provisions dealing with appellate procedure in the courts, to conform to the rules of appellate procedure. Referred to Committee on Judiciary II.

S. B. 572, by Senators Barker, Henley, Garrison, and Winters, a bill to be known as the North Carolina No-Fault Insurance Act. Referred to Committee on Insurance.

S. J. R. 573, by Senators Allsbrook, Henley, and White, a joint resolution commemorating the Halifax Resolves of April 12, 1776, which authorized North Carolina Delegates in the Continental Congress to vote for independence. On motion of Senator Allsbrook, seconded by Senator Alford, the rules are suspended and the joint resolution is placed on the Calendar for immediate consideration. The joint resolution passes its second and third readings and, without objection, is ordered sent to the House of Representatives, by special messenger.

On motion of Senator Webster, the rules are suspended to allow in today's Session the introduction of the following local bill:

S. B. 574, by Senator Webster, a bill to approve, confirm and validate the ordinance of the Town of Stoneville providing a thirty percent (30%) discount for all ad valorem taxes levied for the 1974-1975 fiscal year. Referred to Committee on Local Government and Regional Affairs.
MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 272, a bill to grant special police powers to members of the State Legislative Building Security Force, for concurrence in the House amendments. The bill is placed on the Calendar for Tuesday, April 15 for concurrence in the House amendments.

H. B. 121, a bill to require the parole of all prisoners serving a sentence of more than two years not later than ninety days before the expiration of their sentences. Referred to Committee on Criminal Justice and Corrections.

H. B. 363, a bill to further amend Chapter 1293 of the 1973 Session Laws (Second Session, 1974) to provide for the assignment of surrogate parents for purposes of right of appeal. Referred to Committee on Judiciary II.

H. B. 486, a bill to adjust Department of Motor Vehicles' accident report copy fee to recover cost. Referred to Committee on Transportation.

H. B. 531, a bill to amend General Statute 76-14 relating to the fees of Cape Fear River Pilots. Referred to Committee on Transportation.

H. B. 552, a bill to authorize the Towns of Angier, Coats and Lillington to convey water facilities to the County of Harnett. Referred to Committee on Local Government and Regional Affairs.

H. B. 553, Committee Substitute for H. B. 553, a bill amending General Statute 113-120.1 and General Statute 113-120.2, relating to trespassing on posted property, so as to increase the penalty for violation thereof and to decrease the minimum size of the posted notice. Referred to Committee on Judiciary I.

H. B. 591, a bill to repeal General Statute 102-13 relating to recording tax. Referred to Committee on Finance.

H. B. 592, a bill to provide for the recording of certain certificates under General Statute 1-38. Referred to Committee on Judiciary II.

H. B. 602, a bill to amend General Statute 47-30(k) to delete Watauga County so that the State mapping requirements will apply to Watauga County. Referred to Committee on Local Government and Regional Affairs.

H. B. 608, a bill to amend Chapter 1371 of the 1973 Session Laws (Second Session 1974) relating to the employment of an assistant coroner. Referred to Committee on Local Government and Regional Affairs.

H. B. 618, a bill to provide for the filling of vacancies in the offices of sheriff, county commissioners and register of deeds in Beaufort County. Referred to Committee on Local Government and Regional Affairs.
H. B. 620, a bill to amend General Statute 160A-241 so as to authorize municipalities and political divisions of municipalities to use the procedure provided in Article 9 of Chapter 136 of the General Statutes as specifically authorized by General Statute 136-66.3(c) in acquiring lands, easements, privileges, rights-of-way and other interests for public purposes in the exercise of the power of eminent domain, and providing that this Act shall apply only to the City of Kinston. Referred to Committee on Local Government and Regional Affairs.

H. B. 621, a bill establishing an alternative procedure for the Sheriff of Randolph County in the execution of judgments rendered in ejectment actions or writs of possession of real property. Referred to Committee on Local Government and Regional Affairs.

H. B. 638, a bill to authorize the Town of Dallas to construct and equip a fire station without using competitive bidding procedures. Referred to Committee on Local Government and Regional Affairs.

H. B. 640, a bill to abolish the office of coroner in Anson County. Referred to Committee on Local Government and Regional Affairs.

H. B. 646, a bill to make the prohibition against the practice of phrenology, palmistry, fortune-telling or clairvoyance applicable to Lenoir County. Referred to Committee on Local Government and Regional Affairs.

H. B. 650, a bill to authorize the Board of Transportation to permit encroachment of airspace above Biltmore Avenue in the City of Asheville for construction of the Mountain Area Health Education Center. Referred to Committee on Local Government and Regional Affairs.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 36, Committee Substitute for S. B. 36, a bill to require motor vehicles to be equipped with exhaust systems which are in good working order and free from leaks. On motion of Senator Britt, the Committee Substitute bill is adopted. On motion of Senator Britt, consideration of the Committee Substitute bill is postponed until Tuesday, April 15.

S. B. 242, a bill to amend Chapter 117 of the General Statutes of North Carolina to confer the power of eminent domain upon electric membership corporations, as amended. On motion of Senator Strickland, the bill, as amended, is postponed indefinitely.

S. B. 274, a bill to amend the Local Government Budget and Fiscal Control Act, in order to conform North Carolina requirements and practice to generally accepted accounting principles and to improve financial administration in North Carolina local governments, as amended, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 36, noes 1, as follows: Those voting in the affirmative are: Senators

S. B. 285, a bill to provide the National School Lunch Program in all public school administrative units. On motion of Senator Alford, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 304, a bill to further amend Chapter 1293 of the 1973 Session Laws (Second Session, 1974) to provide for the assignment of surrogate parents for purposes of right of appeal. On motion of Senator Alford, consideration of the bill is postponed until Tuesday, April 15.

S. B. 328, a bill to allow income tax deductions for expenses actually incurred for the care of dependents necessary for gainful employment, as amended, upon second reading. Senator Renfrow offers Amendment No. 3 which is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Britt, Childers, Daniels, Davis, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kirby, Lackey, Mauney, McDuffie, Moore, Nye, Odom, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, Strickland, Suddarth, Totherow, Vickery, Walker, Webster, Whichard, White, Winters — 36. The bill, as amended, remains on the Calendar. Without objection, Senator Combs is excused from voting.

S. B. 378, a bill to repeal General Statute 102-13 relating to recording tax, upon third reading. The bill passes its third reading by roll-call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Britt, Childers, Daniels, Davis, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kirby, Lackey, Mauney, McDuffie, Moore, Nye, Odom, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, Strickland, Suddarth, Totherow, Vickery, Walker, Webster, Whichard, White, Winters — 36. The bill is ordered sent to the House of Representatives.

S. B. 437, a bill to provide for the appointment of a special Board of Equalization and Review by the Board of County Commissioners of Henderson County. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 488, Committee Substitute for S. B. 488, a bill to amend General Statute 7A-101 to provide salary raises for superior court clerks. On motion of Senator Whichard, the Committee Substitute bill is adopted and on his motion, is re-referred to the Committee on Appropriations.
H. B. 77, Committee Substitute No. 2 for Committee Substitute No. 1 for H. B. 77, a bill to permit Chowan County to assist in the financing of improvements to rural subdivision and residential streets and levy special assessments therefor, upon third reading. The Committee Substitute No. 2 bill passes its third reading by roll-call vote, ayes 34, noes 4, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Britt, Childers, Combs, Crawford, Daniels, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kirby, Lackey, McDuffie, Moore, Odom, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, Strickland, Suddarth, Vickery, Walker, Webster, Whichard, White, Winters — 34. Those voting in the negative are: Senators Davis, Mauney, Nye, Totherow — 4. The Committee Substitute No. 2 bill is ordered enrolled.

H. B. 307, a bill to exempt schools, churches and civic organizations from the privilege licenses required of operators of games, shows and amusement, to permit operators of riding devices to also operate two or less concession stands, and to permit carnivals to play any “still date” without regard to the scheduling of any agricultural fair, upon second reading. The bill passes its second reading by roll-call vote, ayes 32, noes 3, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Britt, Childers, Daniels, Davis, Hardison, Harrington, Henley, Hill, Jernigan, Kirby, Mauney, McDuffie, Nye, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, Strickland, Suddarth, Totherow, Vickery, Walker, Webster, Whichard, White, Winters — 32. Those voting in the negative are: Senators Combs, Harris, Lackey — 3. The bill remains on the Calendar.

H. B. 323, Committee Substitute for H. B. 323, a bill to make technical corrections and amendments to the Pretrial Criminal Procedure Act. On motion of Senator Britt, consideration of the Committee Substitute bill is postponed until Thursday, April 17.

H. B. 335, a bill to amend Chapter 117 of the General Statutes of North Carolina to confer the power of eminent domain upon electric membership corporations. Passes its second and third readings and is ordered enrolled. Senator Combs requests to be recorded as voting “aye.”

H. B. 345, a bill to require certain foreign insurance companies to pay premium taxes quarterly, upon second reading. The bill passes its second reading by roll-call vote, ayes 33, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Britt, Childers, Combs, Daniels, Davis, Hardison, Harrington, Henley, Hill, Jernigan, Kirby, Lackey, Mauney, McDuffie, Nye, Odom, Palmer, Royall, Scott, Sebo, Lynwood Smith, Strickland, Suddarth, Totherow, Vickery, Walker, Whichard, White, Winters — 33. The bill remains on the Calendar.
H. B. 468, a bill to amend General Statute 160A-241 so as to authorize municipalities and political divisions of municipalities to use the procedure provided in Article 9 of Chapter 136 of the General Statutes as specifically authorized by General Statute 136-66.3(c) in acquiring lands, easements, privileges, rights-of-way and other interests for public purposes in the exercise of the power of eminent domain, and providing that this Act shall apply only to the City of Statesville, upon second reading. On motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 31, noes 6, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Britt, Childers, Combs, Daniels, Davis, Hardison, Harrington, Henley, Hill, Jernigan, Kirby, Lackey, McDuffie, Nye, Odom, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, Strickland, Suddarth, Totherow, Webster, Whichard, White — 31. Those voting in the negative are: Senators Harris, Mauney, Moore, Vickery, Walker, Winters — 6. The bill, as amended, remains on the Calendar.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 193, an act to provide for the imposition of a franchise tax on holding companies and to limit franchise tax payments by holding companies and their subsidiaries doing business in North Carolina.

S. B. 200, an act to authorize community service as a condition of probation.

S. B. 279, an act to amend Chapter 15 of the General Statutes to substitute director of prisons for warden of the institution as person to present application for a requisition of a fugitive.

S. B. 289, an act to authorize and empower the Goldsboro City Board of Education to convey to Thompson Orphanage and Training Institution of the legal title to certain land in exchange for the conveyance and release of the right, title, interest and estate of Thompson Orphanage and Training Institution in certain other land.

S. B. 444, an act to amend Chapter 1073, 1959 Session Laws relating to the issuance of pistol permits in Person County.

S. J. R. 568, a joint resolution authorizing the Board of Transportation to install appropriate traffic safety devices at substandard bridges on the State highway system.

On motion of Senator Henley, the Senate adjourns to meet Monday at 8:00 P.M.
The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Mills for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Garrison, Henley, Sebo, Vickery, Webster, and Whichard for tonight, and to Senator Alexander for Tuesday, April 15. A leave of absence granted previously to Senator Moore is noted.

The President recognizes the following pages serving in the Senate this week: Joe Fink, Salisbury; Ashely Perry, Kinston; Ruth Perry, Kinston; Thomas Marshall, Louisburg; Bill Holt, Greensboro; Rebekah Russell, Waynesville; Don Hobart, Smithfield; Dale Bowers, Louisburg; Michele Zaytoun, Raleigh; Debbie Neal, Lucama; Amy Jones, Smithfield; Jan Joyce, Mayodan; Sharon Burrell, Canton; Patti Worden, Hope Mills; Lance Thompson, Madison; Eddie Marks, High Point; Stephen Shepherd, Greensboro; "Chip" Capps, Warrenton; Anna West, Warsaw; Brent Jackson, Autryville; Kathryn Woodard, Wrightsville Beach; Emily Warren, Goldsboro.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Harrington, for the Committee on Transportation:

S. B. 288, a bill to provide for distinctive colors for free registration plates issued to disabled veterans, with a favorable report.

S. B. 323, a bill to limit the use of the condemnation procedure in Article 9, Chapter 136 of the General Statutes to the Board of Transportation, with a favorable report. On motion of Senator Harrington, the bill is re-referred to the Committee on Local Government and Regional Affairs.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. J. R. 575, by Senators Harrington and Daniels, a joint resolution to create a Small Business Study Commission. Referred to Committee on Manufacturing, Labor and Commerce.
S. J. R. 576, by Senator Davis, a joint resolution to establish the North Carolina Joint Legislative Commission on Intergovernmental Relations. Referred to Committee on Local Government and Regional Affairs.

S. B. 577, by Senators McDuffie, Combs, Lackey, Walsh, Walker, and Stallings, a bill to protect the consumer from misuse of credit power by lending institutions in sale of life insurance. Referred to Committee on Insurance.

S. B. 578, by Senator Kirby, a bill to add to the duties of the Fiscal Research Division of the General Assembly the duty of deriving an estimate of State tax revenue. Referred to Committee on Finance.

S. B. 579, by Senator Hill, a bill to amend General Statute 45-21.34 to allow district court judges to enjoin mortgage sales. Referred to Committee on Judiciary II.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 222, a bill to amend Chapter 78A of the General Statutes, the North Carolina Securities Act, for concurrence in the House amendment. The bill is placed on the Calendar for Tuesday, April 15, for concurrence in the House amendment.

H. B. 133, Committee Substitute for H. B. 133, a bill to protect the right of privacy of State employees by limiting access to personnel records. Referred to Committee on State Government.

H. B. 279, a bill to amend General Statute 126-16 to provide equal employment opportunity by State departments and agencies and local political subdivisions without regard to age. Referred to Committee on Judiciary II.

H. B. 489, a bill to permit boards of education to lease certain school property for a term of up to ten years. Referred to Committee on Education.

H. B. 517, a bill to amend Chapters 128 and 135 of the General Statutes relating to the retirement systems to make provision apply to former members of the Law Enforcement Officers' Benefit and Retirement Fund. Referred to Committee on State Government.

H. B. 559, a bill to amend General Statute 90-91(b) relating to the scheduling of barbiturate suppositories. Referred to Committee on Judiciary I.

H. B. 560, a bill to amend General Statute 90-89 and 90-90 relating to the scheduling of the substance etorphine hydrochloride and other Schedule II controlled substances. Referred to Committee on Judiciary I.
H. B. 576, a bill to exempt certain theological seminaries from the provisions of General Statute 116-15. Referred to Committee on Higher Education.

H. B. 601, a bill requiring the payment of delinquent taxes in Watauga County before recording deeds conveying property subject to delinquent taxes. Referred to Committee on Local Government and Regional Affairs.

H. B. 615, a bill to allow creditable service in the North Carolina Local Governmental Employees' Retirement System for certain employees of Granville County. Referred to Committee on Local Government and Regional Affairs.

H. B. 626, a bill to increase the amount payable in suits against State employees and to provide that such coverage is excess over commercial liability insurance. Referred to Committee on Judiciary II.

H. B. 628, a bill to provide that coverage afforded State law enforcement officers is excess over commercial liability insurance. Referred to Committee on Judiciary II.

H. B. 641, a bill to revise and consolidate the charter of the Town of Wadesboro and to repeal prior charter acts. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 328, a bill to allow income tax deductions for expenses actually incurred for the care of dependents necessary for gainful employment, as amended, upon third reading. Senator Mills moves consideration of the bill, as amended, be postponed until May 10 which motion fails to prevail. The bill, as amended, passes its third reading by roll-call vote, ayes 39, noes 1, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Childers, Crawford, Daniels, Davis, Gudger, Hardison, Harrington, Harris, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, McDuffie, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Walker, Walsh, White, Winters — 39. Voting in the negative is: Senator Mills — 1. The bill, as amended, is ordered engrossed and sent to the House of Representatives. Without objection, Senator Combs is excused from voting.

S. J. R. 445, a joint resolution honoring the ROTC units and members in North Carolina and our Nation. Passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger. Senator Staton requests to be recorded as voting "aye."

S. B. 409, a bill to permit retirement service credits for solicitors of the Recorder's Courts of Robeson County prior to such time they were assimilated by the Administrative Office of the Courts. On motion of
Senator Mills, consideration of the bill is postponed until Wednesday, April 16.

S. B. 449, a bill to specify the period in which claims against cities must be presented and actions based thereon commenced. On motion of Senator Davis, consideration of the bill is postponed until tomorrow, April 15.

S. B. 450, a bill to permit counties to assist in the financing of improvements to rural subdivision and residential streets and to levy special assessments therefor, as amended. On motion of Senator Davis, Committee Amendment No. 2 is adopted. Senator Nye offers Amendment No. 3. Senator Davis moves that Amendment No. 3 do lie upon the table, which motion prevails, and Amendment No. 3 lies upon the table.

Senator Gudger offers Amendment No. 4 which is adopted. Senator Allsbrook offers a motion that further consideration be postponed until Wednesday, April 16. Senator Hardison offers a substitute motion that the bill, as amended, be placed on the Calendar for Tuesday, April 22, which motion prevails.

S. B. 509, a bill to prohibit the exclusion of sickness and accident benefits for patients receiving medical care in State tax-supported facilities when benefits would otherwise be payable. On motion of Senator Kirby, consideration of the bill is postponed until tomorrow, April 15.

S. B. 531, a bill to establish a maximum and uniform speed limit within the State in compliance with the “Federal-Aid Highway Amendments of 1974.” On motion of Senator Kirby, consideration of the bill is postponed until tomorrow, April 15.

H. B. 138, a bill to revise and consolidate the charter of the Town of Aberdeen and to repeal prior charter acts, upon second reading. On motion of Senator Davis, the Committee amendment, held not to be material, is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 37, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Childers, Combs, Daniels, Davis, Gudger, Hardison, Harrington, Harris, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, McDuffie, Mills, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Lynwood Smith, William Smith, Stallings, Staton, Strickland, Totherow, Walker, Walsh, White, Winters — 37. The bill, as amended, remains on the Calendar.

H. B. 210, Senate Committee Substitute for House Committee Substitute for H. B. 210, a bill making it a crime for any person to wilfully trespass upon or damage a public school bus, as amended, upon third reading. Senator Staton offers Amendment No. 5 which is adopted. Senator Odom offers Amendment No. 6 which is adopted. The Senate Committee Substitute bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

H. B. 307, a bill to exempt schools, churches and civic organizations from the privilege licenses required of operators of games, shows and amusements, to permit operators of riding devices to also operate two or less
concession stands, and to permit carnivals to play any “still date” without regard to the scheduling of any agricultural fair, upon third reading. The bill passes its third reading by roll-call vote, ayes 37, noes 2, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Childers, Crawford, Daniels, Davis, Gudger, Hardison, Harrington, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Mills, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Lynwood Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Walker, Walsh, White, Winters — 37. Those voting in the negative are: Senators Combs and Harris — 2. The bill is ordered enrolled.

H. B. 317, a bill to allow, under certain conditions, in-state tuition at State institutions of higher education to children of nonresident parents. On motion of Senator Kirby, consideration of the bill is postponed until tomorrow, April 15.

H. B. 345, a bill to require certain foreign insurance companies to pay premium taxes quarterly, upon third reading. The bill passes its third reading by roll-call vote, ayes 38, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Brit, Childers, Combs, Daniels, Davis, Hardison, Harrington, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Mills, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Lynwood Smith, McNeill Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Walker, Walsh, White, Winters — 38. The bill is ordered enrolled.

H. B. 468, a bill to amend General Statute 160A-241 so as to authorize municipalities and political divisions of municipalities to use the procedure provided in Article 9 of Chapter 136 of the General Statutes as specifically authorized by General Statute 136-66.3(c) in acquiring lands, easements, privileges, rights-of-way and other interests for public purposes in the exercise of the power of eminent domain, and providing that this Act shall apply only to the City of Statesville, as amended, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 36, noes 2, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Childers, Combs, Daniels, Davis, Gudger, Hardison, Harrington, Hill, Jernigan, Kirby, Lackey, Marion, Mauney, McDuffie, Mills, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Walker, Walsh, White, Winters — 36. Those voting in the negative are: Senators Harris and Kincaid — 2. The bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. J. R. 501, a joint resolution honoring the life, memory and achievements of J. Ernest Paschall, a former member of the North Carolina General Assembly. On motion of Senator Kirby, consideration of the joint resolution is postponed until Wednesday, April 16.

H. J. R. 507, a joint resolution calling for a state-wide cleanup program in connection with the Bicentennial Celebration. On motion of Senator Kirby, consideration of the joint resolution is postponed until tomorrow, April 15.
ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 132, an act to restrict the exercise of a power for a fiduciary's benefit.

S. B. 206, an act to revise and consolidate the charter for the Town of Beulaville.

S. B. 229, an act to amend General Statute 165-21 as it relates to scholarships provided for children of war veterans.

S. B. 278, an act to repeal General Statute 15-208 of the General Statutes requiring costs of probation to be paid from State highway funds.

S. J. R. 343, a joint resolution urging the North Carolina Utilities Commission to conduct a fuel allocation policy study and to develop a long-term policy for the State with respect to fuel allocation.

S. B. 414, an act to authorize the sheriff to issue weapons permits instead of the clerk of court.

S. J. R. 522, a joint resolution providing for the procedure for nominating and electing members of the Board of Governors of the University of North Carolina.

S. J. R. 573, a joint resolution commemorating the Halifax Resolves of April 12, 1776, which authorized North Carolina Delegates in the Continental Congress to vote for independence.

H. B. 77, an act to permit Chowan County to assist in the financing of improvements to rural subdivision and residential streets and levy special assessments therefor.

H. B. 335, an act to amend Chapter 117 of the General Statutes of North Carolina to confer the power of eminent domain upon electric membership corporations.

On motion of Senator Mills, the Senate adjourns in honor of Senator George Marion of Surry County who is celebrating his birthday today to meet tomorrow at 1:00 P.M.

SIXTY-FIFTH DAY

SENATE CHAMBER,
Tuesday, April 15, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.
Prayer is offered by the Reverend J. Malloy Owen III, Pastor of St. Mark's United Methodist Church, Raleigh.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Garrison, Palmer, Sebo, Vickery, Webster, and Whichard for today. A leave of absence granted previously to Senator Alexander is noted.

S. B. 545. On motion of Senator Gudger the rules are suspended and S. B. 545, a bill to revise the salary scheme for magistrates, to provide for new positions of special magistrate and chief magistrate, and to appropriate funds for those purposes, is taken from the Committee on Appropriations and re-referred to the Committee on Courts and Judicial Districts.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator White, for the Committee on Agriculture:

S. B. 559, a bill relating to the labeling of infant formula, with a favorable report.

H. B. 370, a bill to rewrite Article 7 of Chapter 80 of the General Statutes relating to cattle brands and marks, with a favorable report.
On motion of Senator White, the bill is re-referred to the Committee on Finance.

H. B. 490, a bill to amend General Statute 20-116(j) to eliminate special permits for the operation of self-propelled farm equipment and to require that flagmen utilize vehicles, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. R. 580, by Senator Henley, a Senate resolution amending the permanent rules of the Senate for the 1975 Session of the General Assembly of North Carolina requiring a minimum period of twenty-four hours before Senate concurrence in House amendments to Senate bills and before Senate adoption of House committee substitutes for Senate bills. On motion of Senator Henley, the Senate resolution is placed on the Calendar for immediate consideration. Senator Henley moves the Senate resolution be placed on tomorrow's Calendar for adoption, which motion prevails.

On motion of Senator Combs, the rules are suspended to allow the introduction in today's Session of the following local bills:
S. B. 581, by Senator Combs, a bill to provide for a referendum on annexation by the City of Hickory. Referred to Committee on Local Government and Regional Affairs.

S. B. 582, by Senators Kirby, McNeill Smith, Harrington, Sebo, Henley, Mauney, Webster, Mills, and Staton, a bill to include State and local tax expenditures in the State Budget. Referred to Committee on Finance.

S. B. 583, by Senator Scott, a bill to appropriate funds to the State Board of Education to be allocated on a per pupil basis to local boards of education to defray a share of the cost of operating public school plants. Referred to Committee on Appropriations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 572, Committee Substitute for H. B. 572, a bill amending Article 19, Chapter 116, of the General Statutes of North Carolina relating to the issuance of revenue bonds for student housing. Referred to Committee on Higher Education.

H. J. R. 674, a joint resolution honoring the Southern Furniture Market Center. On motion of Senator Lynwood Smith, the rules are suspended, and the joint resolution is placed on the Calendar for immediate consideration. The joint resolution passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 36, Committee Substitute for S. B. 36, a bill to require motor vehicles to be equipped with exhaust systems which are in good working order and free from leaks. On motion of Senator Walker, consideration of the Committee Substitute bill is postponed until tomorrow, April 16.

S. B. 222, a bill to amend Chapter 78A of the General Statutes, the North Carolina Securities Act, for concurrence in the House amendment. On motion of Senator McNeill Smith, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 272, a bill to grant special police powers to members of the State Legislative Building Security Force, for concurrence in the House amendments. On motion of Senator Henley, the Senate concurs in the House amendments and the bill is ordered enrolled.

S. B. 288, a bill to provide for distinctive colors for free registration plates issued to disabled veterans. On motion of Senator Moore, consideration of the bill is postponed until tomorrow, April 16.
S. B. 304, a bill to further amend Chapter 1293 of the 1973 Session Laws (Second Session, 1974) to provide for the assignment of surrogate parents for purposes of right of appeal. The bill passes its second reading. On motion of Senator Gudger, further consideration of the bill is postponed until Thursday, April 17.

S. B. 449, a bill to specify the period in which claims against cities must be presented and actions based thereon commenced. Senator McNell Smith moves that the bill be re-referred to a Judiciary Committee. Senator Britt offers a substitute motion that the bill be placed on the Calendar for Friday, April 18, which motion prevails.

S. B. 485, a bill to make simple assaults upon judges of the General Court of Justice a felony. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 509, a bill to prohibit the exclusion of sickness and accident benefits for patients receiving medical care in State tax-supported facilities when benefits would otherwise be payable. On motion of Senator Royall, the Committee amendment is adopted. Senator Suddarth offers Amendment No. 2 which is adopted. The bill, as amended, passes its second reading. On motion of Senator Royall, consideration of the bill, as amended, is postponed until tomorrow, April 16, for third reading. Without objection, Senator Rauch is excused from voting.

S. B. 531, a bill to establish a maximum and uniform speed limit within the State in compliance with the "Federal-Aid Highway Amendments of 1974." Passes its second and third readings and is ordered sent to the House of Representatives. Senator William Smith requests to be recorded as voting "aye."

H. B. 138, a bill to revise and consolidate the charter of the Town of Aberdeen and to repeal prior charter acts, as amended, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Daniels, Davis, Gudger, Hardison, Harris, Henley, Hill, Kincaid, Lackey, Marion, Mauney, McDuffie, Mills, Moore, Nye, Rauch, Renfrow, Royall, Lynwood Smith, McNell Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Walker, Walsh, White, Winters — 36. The bill is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 317, a bill to allow, under certain conditions, in-state tuition at State institutions of higher education to children of nonresident parents. On motion of Senator Strickland, the Committee amendment is adopted and on his motion, the bill, as amended, is re-referred to the Committee on Appropriations.

H. J. R. 507, a joint resolution calling for a state-wide cleanup program in connection with the Bicentennial Celebration. Passes its second and third readings and is ordered enrolled.
ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 307, an act to exempt schools, churches and civic organizations from the privilege licenses required of operators of games, shows and amusements, to permit operators of riding devices to also operate two or less concession stands, and to permit carnivals to play any "still date" without regard to the scheduling of any agricultural fair.

H. B. 345, an act to require certain foreign insurance companies to pay premium taxes quarterly.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.

SIXTY-SIXTH DAY

SENATE CHAMBER,
Wednesday, April 16, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

A leave of absence granted previously to Senator Palmer is noted.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Gudger, for the Committee on Criminal Justice and Corrections:

S. B. 97, a bill to require the mandatory parole of certain misdemeanants unless the same are specifically objected to by the Parole Commission, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Gudger, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 280, a bill to amend General Statute 15-200.1 to provide advance written notice for grounds of revocation of probation or suspension and to repeal General Statute 15-200.2, with a favorable report.
By Senator Alford, for the Committee on Education:

H. B. 154, a bill to amend General Statute 115-53 to insure maximum safety for pupils being transported to school related activities including athletic events, with a favorable report.

H. B. 428, a bill to bring the City of Concord Public Library System under the provisions of Article 14, Chapter 153A of the General Statutes, with a favorable report.

By Senator Kirby, for the Committee on Finance:

S. B. 462, a bill to amend General Statute 159-64 to extend the time within which bonds authorized on or after January 1, 1971, may be issued, with a favorable report.

S. B. 478, a bill to modify the provisions of General Statute 159-64 as applied to bonds authorized during the period commencing March 1, 1968, and ending December 31, 1969, extending the time within which such bonds may be issued, with a favorable report.

H. B. 47, Committee Substitute for H. B. 47, a bill to be known as the School Budget and Fiscal Control Act, with a favorable report, as amended.

By Senator Britt, for the Committee on Judiciary II:

S. B. 19, a bill to amend General Statute 20-11(b) to allow certain trained learners' permittees to drive without adult in daytime, without prejudice. On motion of Senator Britt, the bill is postponed indefinitely.

S. B. 25, a bill to amend Article II, Section 9 of the North Carolina Constitution to clarify when the terms of office of members of the General Assembly shall begin and end, without prejudice. On motion of Senator Britt, the bill is postponed indefinitely.

S. B. 103, a bill to prohibit the service by members of the General Assembly on non-legislative boards, commissions and administrative councils of the executive departments of State government, without prejudice. On motion of Senator Britt, the bill is postponed indefinitely.

S. B. 125, a bill to amend General Statute 87-43.3 to increase the project value limitation of the limited electrical contracting license classification from five thousand dollars ($5,000) to ten thousand dollars ($10,000), without prejudice. On motion of Senator Britt, the bill is postponed indefinitely.

S. B. 141, a bill to amend General Statute 20-141 pertaining to speed restrictions, without prejudice. On motion of Senator Britt, the bill is postponed indefinitely.

S. B. 142, a bill to clear Contracts Act of 1975, without prejudice. On motion of Senator Britt, the bill is postponed indefinitely.

S. B. 243, a bill to make it unlawful to purchase copper wire, copper pipe or scrap copper from certain types of vendors without recording certain
information; and to provide a penalty for violation thereof, without prejudice. On motion of Senator Britt, the bill is postponed indefinitely.

S. B. 359, a bill amending General Statute 7A-213 so as to allow a plaintiff to file his complaint in a small claim action in the county wherein the claim for relief arose, without prejudice. On motion of Senator Britt, the bill is postponed indefinitely.

S. B. 392, a bill to require notification of change of address by holder of a driver's license, with a favorable report, as amended.

S. B. 436, a bill to amend General Statute 55-45 to authorize the transferability of stock options if so provided in the terms of the option, with a favorable report.

S. B. 457, a bill to set maximum parking penalties of two dollars ($2.00) and five dollars ($5.00) for purposes of the evidentiary presumptions of General Statute 20-162.1, with a favorable report. On motion of Senator Britt, the bill is re-referred to the Committee on Finance.

S. B. 490, a bill to amend General Statute 115-87 authorizing the clerk of the superior court to act as an arbitrator in the event of a disagreement between county or city boards of education and the tax levying authorities as to the amount of the current expense fund, the capital outlay fund, and the debt service fund, with a favorable report, as amended.

S. B. 557, a bill to amend General Statute 55-50(m) related to shareholders of corporations, with a favorable report.

S. B. 562, a bill to amend General Statute 1-440.23 concerning the form of summons to garnishees, without prejudice. On motion of Senator Britt, the bill is postponed indefinitely.

By Senator Davis, for the Committee on Local Government and Regional Affairs:

S. B. 160, a bill to repose in the Rockingham County Board of Commissioners discretionary authority to waive any interest required to be imposed for the late payment of property taxes, with an unfavorable report.

S. B. 161, a bill to approve, confirm and validate that action of the Rockingham County Board of Commissioners of December 2, 1974, which extended the listing period during which the special property tax classification provided the elderly may be claimed, with a favorable report.

S. B. 162, a bill to permit the Board of County Commissioners of Rockingham County to extend the period during which the special reduced valuation property tax classification may be claimed by the elderly, with an unfavorable report.

S. J. R. 415, a joint resolution directing a halt to any and all State funding relating to the planning and development of Soul City in Warren County, North Carolina, and directing the Fiscal Research Division of the Legislative Research Commission to conduct a fiscal and program audit of said State funding, with an unfavorable report as to bill, favorable as to
Committee Substitute bill. On motion of Senator Davis, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 448, a bill to permit counties to abolish the office of coroner by ordinance, with an unfavorable report.

S. B. 469, a bill to provide for and establish election and appointment procedures for members of the City of Clinton School Administrative Unit, with a favorable report.

S. B. 505, a bill to revise and consolidate the charter of the Town of Dobson and to repeal prior charter acts, with a favorable report, as amended.

S. B. 506, a bill to amend Chapters 160A and 153A of the General Statutes to authorize cities and counties to engage in community development programs and activities, with a favorable report, as amended. On motion of Senator Davis, the bill is placed on the Calendar for Thursday, April 24.

H. B. 439, Committee Substitute for H. B. 439, a bill to provide for the nomination and election of the Board of Education of Transylvania County, with a favorable report, as amended.

H. B. 450, a bill to provide for a new charter for the City of Morganton, with a favorable report.

H. B. 454, a bill to repeal Chapter 268 of the 1973 Session Laws authorizing a Burke County Police Department, with a favorable report.

By Senator Staton, for the Committee on Natural and Economic Resources:

S. B. 463, a bill amending General Statute 162A-2(7), General Statute 162A-4(b), General Statute 162A-5, and General Statute 162A-14(1) and (4), the same being a part of Article 1, the "North Carolina Water and Sewer Authorities Act," of Chapter 162A of the General Statutes, and providing an alternative procedure for creating an authority under such Act, with a favorable report, as amended.

S. B. 555, a bill to amend General Statute 62-3(23)d to further define the term "public utility," with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. J. R. 584, by Senators Combs and Lackey, a joint resolution commending the coaches and players of the Fred T. Foard High School Girls' Basketball Team in Catawba County. Referred to Committee on Rules and Operation of the Senate.

S. J. R. 585, by Senator Lynwood Smith, a joint resolution commending the coaches and players of the Oak Ridge Academy Boys Division and the Westchester Academy Girls Division Basketball Teams. Referred to Committee on Rules and Operation of the Senate.
S. B. 586, by Senators Royall, Hardison, and Winters, a bill to make appropriations to the Division of Mental Health Services, Department of Human Resources, to provide for implementation of Mental Health Legislative Study Commission recommendations at selected community sites. Referred to Committee on Appropriations.

S. B. 587, by Senators Royall, Hardison, and Winters, a bill to make appropriations to the Division of Mental Health Services, Department of Human Resources to provide for a Mental Health Management Information System. Referred to Committee on Appropriations.

S. B. 588, by Senators McNeill Smith, Winters, Odom, McDuffie, Marion, Mauney, Harris, Sebo, Bahakel, Vickery, Alexander, Stallings, Hill, Webster, Walker, Rauch, Jernigan, Nye, and Moore, a bill to amend Chapter 130 of the General Statutes of North Carolina to protect the right of all citizens to attend public meetings in government buildings. Referred to Committee on State Government.

S. B. 589, by Senators Crawford and Gudger, a bill to appropriate funds for Mountain Gateway Museum. Referred to Committee on Appropriations.

S. B. 590, by Senator Kirby, a bill to amend General Statute 14-402 and General Statute 14-409.1, relating to the issuance of pistol permits, so as to provide that such permits are valid throughout the State. Referred to Committee on Judiciary II.

On motion of Senator Vickery, the rules are suspended to allow the introduction in today's Session of the following local bill:

S. B. 591, by Senators Vickery and Walker, a bill to delete Orange County from the provisions of General Statute 14-401.5 prohibiting the practice of phrenology and similar activities. Referred to Committee on Local Government and Regional Affairs.

On motion of Senator Whichard, the rules are suspended to allow the introduction in today's Session of the following local bill:

S. B. 592, by Senators Whichard and Royall, a bill to provide staggered terms of four years for the Board of County Commissioners of Person County. Referred to Committee on Local Government and Regional Affairs.

S. B. 593, by Senators Stallings and Mills, a bill to provide minimum uniform protection in accident and health insurance policies sold in this State. Referred to Committee on Insurance.

S. B. 594, by Senator Allsbrook, a bill to amend General Statute 97-44 relating to lump sum payments under the Workmen's Compensation Act. Referred to Committee on Manufacturing, Labor and Commerce.

S. J. R. 595, by Senators Allsbrook, White, Stallings, Moore, Bahakel, William Smith, Alexander, Harrington, McDuffie, Hill, Webster, Daniels, Gudger, Rauch, Mauney, Suddarth, Childers, Walsh, Henley, Totherow,
Harris, Odom, Staton, Vickery, Nye, Strickland, Garrison, Renfrow, Sebo, Royall, Walker, Britt, Lackey, Whichard, Barker, Combs, McNeill Smith, Crawford, Marion, and Hardison, a joint resolution commemorating the life and memory of W. Kerr Scott, former Governor and United States Senator from North Carolina. On motion of Senator Allsbrook, the rules are suspended and the joint resolution is placed on the Calendar for immediate consideration. Passes its second and third readings and, without objection, is ordered sent to the House of Representatives, by special messenger.

S. J. R. 596, by Senators William Smith, Nye, Walsh, Childers, Henley, Hill, McDuffie, Mills, Harrington, Webster, Daniels, Allsbrook, Bahakel, Moore, Alexander, Gudger, Mauney, Suddarth, Kincaid, Walker, Vickery, Harris, Whichard, Combs, Odom, Sebo, Royall, Lackey, Totherow, Scott, Winters, Strickland, Barker, Staton, White, and Hardison, a joint resolution commending the armed forces and urging Congress to preserve the defenses of this Nation. Referred to Committee on Veterans and Military Affairs.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 36, Committee Substitute for S. B. 36, a bill to require motor vehicles to be equipped with exhaust systems which are in good working order and free from leaks. Senator Moore moves that the Committee Substitute bill do lie upon the table, which motion fails to prevail. Senator Suddarth offers Amendment No. 1 which is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 97, Committee Substitute for S. B. 97, a bill to allow parole of certain misdemeanants unless the same are specifically objected to by the Parole Commission. On motion of Senator Gudger, the Committee Substitute bill is adopted and on his motion is placed on the Calendar for Friday, April 18.

S. B. 288, a bill to provide for distinctive colors for free registration plates issued to disabled veterans. On motion of Senator Rauch, consideration of the bill is postponed until tomorrow, April 17.

S. B. 409, a bill to permit certain retirement service credits for solicitors of the Recorder's Courts of Robeson County prior to such time they were assimilated by the Administrative Office of the Courts. On motion of Senator Kirby, consideration of the bill is postponed until tomorrow, April 17.

S. J. R. 415, Committee Substitute for S. J. R. 415, a joint resolution directing the suspension of certain State funding relating to the planning and development of Soul City in Warren County, North Carolina, and directing the Fiscal Research Division of the Legislative Services Commission to conduct an investigation into the propriety of said State funding.
On motion of Senator Davis, the Committee Substitute joint resolution is adopted and on his motion is placed on the Calendar for Friday, April 18.

S. B. 509, a bill to prohibit the exclusion of sickness and accident benefits for patients receiving medical care in State tax-supported facilities when benefits would otherwise be payable, as amended, upon third reading. Senator Nye moves that consideration of the bill, as amended, be postponed until Wednesday, April 23, which motion fails to prevail. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives. Without objection, Senator Rauch is excused from voting.

S. B. 559, a bill relating to the labeling of infant formula. Passes its second and third readings and is ordered sent to the House of Representatives. Senator Bahakel requests to be recorded as voting "aye."

S. R. 580, a Senate resolution amending the permanent Rules of the Senate for the 1975 Session of the General Assembly of North Carolina requiring a minimum period of twenty-four hours before Senate concurrence in House amendments to Senate bills and before Senate adoption of House Committee Substitutes for Senate bills, for adoption. Senator Henley offers Amendment No. 1 which is adopted. On motion of Senator Henley, the Senate resolution, as amended, is adopted. The permanent Senate rules for the 1975 Session are amended as follows:

"Rule 57A. Senate concurrence in House Amendments to Senate Bills or Senate adoption of House Committee Substitutes for Senate Bills.—The Senate shall not concur in a House amendment to a bill originating in the Senate, and the Senate shall not adopt a House committee substitute for a bill originating in the Senate, until the next legislative day following the day on which the Senate receives the House amendment or House committee substitute."

H. B. 490, a bill to amend General Statute 20-116(j) to eliminate special permits for the operation of self-propelled farm equipment and to require that flagmen utilize vehicles. On motion of Senator White, the Committee amendment is adopted. Passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. J. R. 501, a joint resolution honoring the life, memory and achievements of J. Ernest Paschall, a former member of the North Carolina General Assembly. On motion of Senator Rauch, consideration of the joint resolution is postponed until tomorrow, April 17.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 222, an act to amend Chapter 78A of the General Statutes, the North Carolina Securities Act.
S. B. 272, an act to grant special police powers to members of the State Legislative Building Security Force.

H. B. 468, an act to amend General Statute 160A-241 so as to authorize municipalities and political divisions of municipalities to use the procedure provided in Article 9 of Chapter 136 of the General Statutes as specifically authorized by General Statute 136-66.3(c) in acquiring lands, easements, privileges, rights-of-way and other interests for public purposes in the exercise of the power of eminent domain, and providing that this Act shall apply only to the City of Statesville.

H. J. R. 507, a joint resolution calling for a state-wide cleanup program in connection with the Bicentennial Celebration.

H. J. R. 674, a joint resolution honoring the Southern Furniture Market Center.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.

SIXTY-SEVENTH DAY

SENATE CHAMBER,
Thursday, April 17, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend J. H. Clark, Pastor of North Ridge Presbyterian Church, Raleigh.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants a leave of absence to Senator Rauch for today.
A leave of absence previously granted to Senator Palmer is noted.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Jernigan, for the Committee on Alcoholic Beverage Control:

S. B. 439, a bill to allow minors accompanied by parent or guardian to perform as musicians in establishments where alcoholic beverages are sold or consumed, with a favorable report, as amended.
S. B. 551, a bill to clarify the authority of the county commissioners under General Statute 18A-15(3)c.2, with a favorable report.

By Senator Britt, for the Committee on Judiciary II:

H. B. 363, a bill to further amend Chapter 1293 of the 1973 Session Laws (Second Session, 1974) to provide for the assignment of surrogate parents for purposes of right of appeal, with a favorable report. On motion of Senator Britt, the rules are suspended and the bill is placed on today's Calendar.

By Senator Webster, for the Committee on Public Utilities and Energy:

S. R. 149, a Senate resolution on conservation of energy through the North Carolina Building Code, with recommendation that it be adopted.

S. J. R. 150, a joint resolution on energy conservation through "energy consumption analysis" of government buildings, including schools, with a favorable report.

By Senator McNeill Smith, for the Committee on State Government:

S. B. 470, a bill to establish a fair campaign practices code, with a favorable report, as amended.

H. B. 170, a bill to amend Article 7 of Chapter 163 of the General Statutes of North Carolina to specify what officials may register voters, with a favorable report, as amended. (Pending floor amendment not adopted and returned to Senate.)

H. B. 220, Committee Substitute for H. B. 220, a bill to amend Article 4 of Chapter 163 of the General Statutes relating to the dismissal of an executive secretary of a county board of elections, with a favorable report.

H. B. 287, a bill to amend Chapter 163 of the General Statutes relating to the appointment of election officials, with a favorable report.

By Senator Mauney, for the Committee on Veterans and Military Affairs:

S. B. 422, a bill to benefit North Carolina's prisoners of war, with a favorable report, as amended. On motion of Senator Mauney, the bill is re-referred to the Committee on Appropriations.

S. J. R. 596, a joint resolution commending the armed forces and urging Congress to preserve the defenses of this Nation, with a favorable report.

H. B. 408, a bill to amend General Statute 165-22 as it relates to a category of eligibility to be considered for scholarships provided for children of war veterans, with a favorable report.

H. B. 452, a bill to amend General Statute 165-20, General Statute 165-22, and General Statute 165-22.1 as they relate to scholarships provided for children of war veterans, with a favorable report.

H. J. R. 494, a joint resolution memorializing the President of the United States to establish a task force to determine the status of American service
personnel and civilians listed as missing in action as a result of military participation in Indo-China and memorializing the Congress of the United States to take such action as may be necessary to make an honorable determination of the fate of the MIA's, with a favorable report.

By Senator Moore, for the Committee on Wildlife:

S. B. 267, a bill to require registration of all motorboats on public waters of this State, with a favorable report. On motion of Senator Moore, the bill is re-referred to the Committee on Finance.

**INTRODUCTION OF BILLS AND RESOLUTIONS**

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 597, by Senators Whichard and Vickery, a bill to amend General Statute 7A-133 to increase the quota of magistrates in various counties. Referred to Committee on Courts and Judicial Districts.

S. B. 598, by Senator White, a bill to make it a criminal offense to adulterate grains meant for human or animal consumption. Referred to Committee on Agriculture.

S. B. 599, by Senators Gudger and Royall, a bill to place tubercular inmates and health law violators under the control of the Department of Correction. Referred to Committee on Criminal Justice and Corrections.

S. B. 600, by Senator McNeill Smith, a bill to insure the speedy trial of persons charged with criminal offenses. Referred to Committee on Judiciary II.

S. B. 601, by Senator Hill, a bill to ratify, approve, confirm and validate all proceedings taken by the governing boards of units of local government in connection with the authorization of bonds of said units. Referred to Committee on Local Government and Regional Affairs.

S. B. 602, by Senator Mills, a bill to amend General Statute 52-8 relating to the validation of contracts between husband and wife where wife is not privately examined. Referred to Committee on Judiciary II.

S. B. 603, by Senator Harris, a bill to establish a public health residency program within the North Carolina Department of Human Resources. Referred to Committee on Human Resources.

S. B. 604, by Senators Sebo and Odom, a bill to amend General Statute 116-143.1 to provide that no resident spouse shall lose his or her resident tuition status because of marriage to a nonresident spouse. Referred to Committee on Higher Education.

S. B. 605, by Senators Gudger, Jernigan, Alexander, Marion, Hardison, Bahakel, Henley, Suddarth, Mauney, Kirby, Totherow, and Combs, a bill to encourage useful work by prison inmates, using the present power of the
Secretary of Correction to enter into contracts involving inmate labor. Referred to Committee on Criminal Justice and Corrections.

S. J. R. 606, by Senators Jernigan, Gudger, Lynwood Smith, Davis, Totherow, Lackey, Royall, Sebo, Harris, Suddarth, Henley, Alexander, Marion, Hardison, Kirby, Bahakel, Mauney, and Combs, a joint resolution encouraging the use of inmate labor in the construction conversion or expansion of prison facilities. Referred to Committee on Criminal Justice and Corrections.

On motion of Senator William Smith, the rules are suspended to allow the introduction in today’s Session of the following local bills:

S. B. 607, by Senator William Smith, a bill to amend the charter of the City of Wilmington. Referred to the Committee on Local Government and Regional Affairs.

S. B. 608, by Senator William Smith, a bill to amend Chapter 26 of the Private Laws of 1937, as amended, to provide that the Firemen’s Pension Fund of Wilmington shall be administered by the Pension Board of the City of Wilmington. Referred to Committee on Local Government and Regional Affairs.

S. B. 609, by Senator William Smith, a bill to amend Chapter 995 of the 1963 Session Laws to provide for the appointment or election of a retirement board for employees of the City of Wilmington. Referred to Committee on Local Government and Regional Affairs.

S. B. 610, by Senator William Smith, a bill to amend Chapter 55 of the Private Laws of 1915, as amended, to provide that the Police Pension Fund of Wilmington shall be administered by the Pension Board of the City of Wilmington. Referred to the Committee on Local Government and Regional Affairs.

S. J. R. 611, by Senators Vickery, Walker, Odom, Sebo, Royall, Lackey, Totherow, Lynwood Smith, and Stallings, a joint resolution designating the week of April 21, 1975 to April 27, 1975, as “College Newspaper Week.” Referred to Committee on Rules and Operation of the Senate.

S. J. R. 612, by Senator Strickland, a joint resolution creating a commission for the study of land records information systems in North Carolina to make recommendations to the Governor and the 1977 General Assembly. Referred to Committee on Rules and Operation of the Senate.

S. B. 613, by Senator Strickland, a bill appropriating seventy-five thousand dollars ($75,000) for the study of land records information systems in North Carolina. Referred to Committee on Appropriations.

S. B. 614, by Senators Strickland, Staton, and Hardison, a bill to allow members of the Law Enforcement Officers’ Benefit and Retirement Fund to acquire credit for military service rendered prior to membership and to recapture credit for service lost when withdrawing contributions. Referred to Committee on Appropriations.
S. B. 615, by Senators Allsbrook and Gudger, a bill to define false imprisonment and prescribe the punishment therefor. Referred to Committee on Judiciary I.

S. B. 616, by Senators Strickland, Sebo, Odom, and Staton, a bill to rewrite General Statute 116-143.1 concerning residence for tuition purposes. Referred to Committee on Higher Education.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 619, a bill appointing the members of the Board of Education of Whiteville City School Administrative Unit. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 161, a bill to approve, confirm and validate that action of the Rockingham County Board of Commissioners of December 2, 1974, which extended the listing period during which the special property tax classification provided the elderly may be claimed, upon second reading. The bill passes its second reading by roll-call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Daniels, Davis, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Lackey, Mauney, McDuffie, Mills, Nye, Odom, Renfrow, Royall, Scott, Sebo, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White — 40. The bill remains on the Calendar.

S. B. 280, a bill to amend General Statute 15-200.1 to provide advance written notice for grounds of revocation of probation or suspension and to repeal General Statute 15-200.2. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 288, a bill to provide for distinctive colors for free registration plates issued to disabled veterans. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 304, a bill to further amend Chapter 1293 of the 1973 Session Laws (Second Session, 1974) to provide for the assignment of surrogate parents for purposes of right of appeal, upon third reading. On motion of Senator Gudger, the bill is postponed indefinitely.

S. B. 392, a bill to require notification of change of address by holder of a driver's license. On motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.
S. B. 409, a bill to permit certain retirement service credits for solicitors of the Recorder's Courts of Robeson County prior to such time they were assimilated by the Administrative Office of the Courts. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 436, a bill to amend General Statute 55-45 to authorize the transferability of stock options if so provided in the terms of the option. Senator Davis offers Amendment No. 1 which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 462, a bill to amend General Statute 159-64 to extend the time within which bonds authorized on or after January 1, 1971, may be issued, upon second reading. The bill passes its second reading by roll-call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Barker, Britt, Childers, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Jernigan, Kincaid, Kirby, Lackey, Mauney, McDuffie, Mills, Odom, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, Winters — 39. The bill remains on the Calendar.

S. B. 463, a bill amending General Statute 162A-2(7), General Statute 162A-4(b), General Statute 162A-5, and General Statute 162A-14(1) and (4), the same being a part of Article 1, the “North Carolina Water and Sewer Authorities Act,” of Chapter 162A of the General Statutes, and providing an alternative procedure for creating an authority under such Act. On motion of Senator Staton, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 469, a bill to provide for and establish election and appointment procedures for members of the City of Clinton School Administrative Unit. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 478, a bill to modify the provisions of General Statute 159-64 as applied to bonds authorized during the period commencing March 1, 1968, and ending December 31, 1969, extending the time within which such bonds may be issued, upon second reading. The bill passes its second reading by roll-call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Barker, Britt, Childers, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Kincaid, Kirby, Lackey, Mauney, McDuffie, Mills, Odom, Renfrow, Royall, Scott, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 41. The bill remains on the Calendar.

S. B. 490, a bill to amend General Statute 115-87 authorizing the clerk of the superior court to act as an arbitrator in the event of a disagreement
between county or city boards of education and the tax levying authorities as to the amount of the current expense fund, the capital outlay fund, and the debt service fund, upon second reading. On motion of Senator Britt, the Committee amendment is adopted. On motion of Senator Suddarth, consideration of the bill, as amended, is postponed until Wednesday, April 23.

S. B. 505, a bill to revise and consolidate the charter of the Town of Dobson and to repeal prior charter acts, upon second reading. On motion of Senator Davis, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 38, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Daniels, Davis, Gudger, Hardison, Harrington, Harris, Hill, Jernigan, Kincaid, Lackey, Mauney, McDuffie, Nye, Renfrow, Royall, Scott, Sebo, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White — 38. The bill, as amended, remains on the Calendar.

S. B. 555, a bill to amend General Statute 62-3(23)d to further define the term “public utility.” The bill passes its second reading and on objection of Senator Allsbrook to its third reading, remains on the Calendar.

S. B. 557, a bill to amend General Statute 55-50(m) related to shareholders of corporations. The bill passes its second reading. On motion of Senator Kirby, consideration of the bill on third reading is postponed until Wednesday, April 23.

H. B. 47, Committee Substitute for H. B. 47, a bill to be known as the School Budget and Fiscal Control Act, upon second reading. On motion of Senator Kirby, consideration of the Committee Substitute bill is postponed until Wednesday, April 23.

H. B. 154, a bill to amend General Statute 115-53 to insure maximum safety for pupils being transported to school related activities including athletic events. Passes its second and third readings and is ordered enrolled.

H. B. 323, Committee Substitute for H. B. 323, a bill to make technical corrections and amendments to the Pretrial Criminal Procedure Act. On motion of Senator Gudger, consideration of the Committee Substitute bill is postponed until tomorrow, April 18.

H. B. 368, a bill to further amend Chapter 1293 of the 1973 Session Laws (Second Session, 1974) to provide for the assignment of surrogate parents for purposes of right of appeal. Passes its second and third readings and is ordered enrolled.

H. B. 428, a bill to bring the City of Concord Public Library System under the provisions of Article 14, Chapter 158A of the General Statutes. Passes its second and third readings and is ordered enrolled.
H. B. 439, Committee Substitute for H. B. 439, a bill to provide for the nomination and election of the Board of Education of Transylvania County. On motion of Senator Hill, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 450, a bill to provide for a new charter for the City of Morganton, upon second reading. The bill passes its second reading by roll-call vote, ayes 37, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Daniels, Davis, Gudger, Hardison, Harrington, Harris, Hill, Jernigan, Kincaid, Kirby, Lackey, Mauney, Nye, Odom, Renfrow, Royall, Scott, Sebo, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, Winters — 37. The bill remains on the Calendar.

H. B. 454, a bill to repeal Chapter 268 of the 1973 Session Laws authorizing a Burke County Police Department. Passes its second and third readings and is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 138, an act to revise and consolidate the charter of the Town of Aberdeen and to repeal prior charter acts.

On motion of Senator Odom, the Senate adjourns to meet tomorrow at 10:00 A.M.

SIXTY-EIGHTH DAY

SENATE CHAMBER,
Friday, April 18, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend William B. Rogers, Pastor of Ridge Road Baptist Church, Raleigh.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Bahakel, Harris, Nye, and Rauch for today, and to Senator Combs for Monday, April 21, and Tuesday, April 22. A leave of absence granted previously to Senator Palmer is noted.
Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Jernigan, for the Committee on Alcoholic Beverage Control:

S. B. 500, a bill to authorize the qualified voters of the City of Asheboro to determine whether or not wine and malt beverages may legally be sold and whether or not alcoholic beverage control stores may legally be operated in said City, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Jernigan, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

By Senator Whichard, for the Committee on Courts and Judicial Districts:

S. B. 487, a bill to amend General Statute Chapter 7A to raise the maximum salary limit for magistrates, with a favorable report. On motion of Senator Whichard, the bill is re-referred to the Committee on Appropriations.

By Senator Allsbrook, for the Committee on Judiciary I:

S. B. 362, a bill to amend General Statute 136-72 to clarify the authority for establishing the maximum safe load carrying capacity of bridges on the State highway system, with a favorable report, as amended.

S. B. 515, a bill to amend Chapter 86 of the General Statutes, Barbers, so as to provide for the licensing of barber assistants, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Allsbrook, the Committee Substitute bill is placed on the Calendar for today.

By Senator Britt, for the Committee on Judiciary II:

S. B. 358, a bill to repeal the Fair Trade Laws, with a favorable report. On motion of Senator Britt, the bill is placed on the Calendar for April 22.

S. B. 494, a bill to grant cities and towns the right of entry to make surveys-annexation, with a favorable report, as amended.

H. B. 279, a bill to amend General Statute 126-16 to provide equal employment opportunity by State departments and agencies and local political subdivisions without regard to age, with a favorable report.

H. B. 464, a bill to repeal the Fair Trade Laws, with a favorable report. On motion of Senator Britt, the bill is placed on the Calendar for Tuesday, April 22.

H. B. 467, a bill to authorize bequests and devises to existing testamentary trusts, with a favorable report.

By Senator Davis, for the Committee on Local Government and Regional Affairs:

S. J. R. 325, a joint resolution requesting a study of means to increase the level of professionalism and efficiency of local building inspectors, with
a favorable report, as amended. On motion of Senator Davis, the bill is re-referred to the Committee on Appropriations.

S. B. 472, a bill amending the charter of the Town of Murphy to conform its provisions to the uniform municipal elections law, and to ratify and confirm the election of the Mayor and Board of Commissioners of the Town of Murphy in November, 1973, for terms of office expiring in 1977, with a favorable report.

S. B. 483, a bill to authorize the sheriff to issue weapons permits instead of the clerk of superior court, with a favorable report.

S. B. 484, a bill to provide for nonpartisan primary and election for members of the Roanoke Rapids Sanitary District Board, with a favorable report.

S. B. 492, a bill to amend General Statute 156-81(g) to raise the per diem for members of the Board of Drainage Commissioners to twenty-five dollars ($25.00), with a favorable report.

S. B. 495, a bill relating to the Board of Trustees of the Haywood County Hospital, with a favorable report, as amended.

S. B. 496, a bill to amend the charter of the City of Goldsboro to provide for four year terms for the mayor and members of the Board of Aldermen beginning with the election of 1975, with a favorable report.

S. B. 497, a bill to make the general primary laws applicable to the nomination of county officers in Mitchell County, with a favorable report.

S. B. 498, a bill to amend Chapter 156 Private Laws of 1929 as amended by Chapter 35 Private Laws of 1931 relating to the City of Asheville and County of Buncombe Boxing and Wrestling Commission, with a favorable report.

S. B. 499, a bill to amend certain private laws relating to the police and firemen's pension funds in the City of Asheville and to authorize said City to establish a retirement or pension fund for city employees, with a favorable report.

S. B. 516, a bill to reenact the authority of boards of county commis-sioners to redefine electoral district boundaries, with a favorable report.

S. B. 520, a bill to authorize the Robeson County Board of Education to enter into a long-term lease with Rowland Memorial Park, Inc., for the rental of the Rowland Memorial Park and to make certain improvements upon such leased land, with a favorable report, as amended.

S. B. 601, a bill to ratify, approve, confirm and validate all proceedings taken by the governing boards of units of local government in connection with the authorization of bonds of said units, with a favorable report.

H. B. 217, a bill to provide for the nomination and election of members of the Rowan County Board of Education, with a favorable report. On motion of Senator Davis, the bill is placed on the Calendar for Tuesday, April 22.
H. B. 595, Committee Substitute for H. B. 595, a bill amending Chapter 1073 of the Session Laws of 1959, relating to the issuance of pistol permits, so as to make the same applicable to certain counties, with a favorable report, as amended. On motion of Senator Davis, the Committee Substitute bill is placed on the Calendar for Tuesday, April 22.

H. B. 601, a bill requiring the payment of delinquent taxes in Watauga County before recording deeds conveying property subject to delinquent taxes, with a favorable report, as amended. On motion of Senator Davis, the bill is placed on the Calendar for Tuesday, April 22.

H. B. 619, a bill appointing the members of the Board of Education of Whiteville City School Administrative Unit, with a favorable report. On motion of Senator Davis, the bill is placed on the Calendar for Tuesday, April 22.

H. B. 650, a bill to authorize the Board of Transportation to permit encroachment of airspace above Biltmore Avenue in the City of Asheville for construction of the Mountain Area Health Education Center, with a favorable report. On motion of Senator Davis, the bill is placed on the Calendar for Tuesday, April 22.

By Senator Webster, for the Committee on Public Utilities and Energy:

S. B. 151, a bill to establish policy for State agencies to perform energy consumption analyses on major construction or renovation of buildings, with an unfavorable report as to bill, favorable as to Committee Substitute bill, as amended. On motion of Senator Webster, the Committee Substitute bill is placed on the Calendar for today.

By Senator Henley, for the Committee on Rules and Operation of the Senate:

S. J. R. 584, a joint resolution commending the coaches and players of the Fred T. Foard High School Girls’ Basketball Team in Catawba County, with a favorable report. On motion of Senator Combs, the joint resolution is placed on the Calendar for Wednesday, April 23.

S. J. R. 585, a joint resolution commending the coaches and players of the Oak Ridge Academy Boys Division and the Westchester Academy Girls Division Basketball Teams, with a favorable report.

H. J. R. 504, a joint resolution honoring R. J. Reynolds Senior High School of Winston-Salem for being the District 8 Winner and the North Carolina 4-A State Basketball Champions, with a favorable report.

H. J. R. 568, a joint resolution honoring Junius Kenneth Powell, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:
On motion of Senator William Smith, the rules are suspended to allow the introduction in today's Session of the following local bill:

S. B. 617, by Senator William Smith, a bill to amend Chapter 708 of the Session Laws of North Carolina of 1943, as amended, to provide that the Retirement System of the City of Wilmington shall be administered by the Pension Board of the City of Wilmington. Referred to Committee on Local Government and Regional Affairs.

S. B. 618, by Senator Gudger, a bill to require local political subdivisions to waive governmental immunity from tort liability by the purchase of liability insurance. Referred to Committee on Judiciary II.

S. B. 619, by Senator Gudger, a bill to authorize the Secretary of Correction to contract for confinement and treatment of persons convicted of public drunkenness. Referred to Committee on Criminal Justice and Corrections.

S. B. 620, by Senators Walker, Scott, Vickery, Garrison, Barker, Suddarth, Kincaid, Childers, William Smith, Henley, Mills, McDuffie, Harris, Strickland, Webster, Odom, Staton, Royall, Whichard, Lackey, Mauney, Totherow, Marion, Daniels, Walsh, Alford, Harrington, Renfrow, Nye, Lynwood Smith, Britt, Winters, Alexander, Hill, and Moore, a bill to appropriate funds for capital improvements to the North Carolina Zoological Park. Referred to Committee on Appropriations.

On motion of Senator Barker, the rules are suspended to allow the introduction in today's Session of the following agency bills:

S. B. 621, by Senator Barker, a bill to amend General Statute 14-286 prohibiting the misuse or damage to portable fire extinguishers. Referred to Committee on Insurance.

S. B. 622, by Senator Barker, a bill to amend Article 21 of Chapter 58 of the General Statutes to allow a broader latitude in investment of securities and provide for other lines of insurance. Referred to Committee on Insurance.

S. B. 623, by Senator Stallings, a bill to provide for the expansion of the Roy Hampton Museum in the City of Beaufort into a mariner's museum and to provide for its preservation and display. Referred to Committee on Appropriations.

S. B. 624, by Senator Vickery, a bill providing for the creation of a local mass transit study commission. Referred to Committee on Transportation.

S. B. 625, by Senators Vickery and Walker, a bill to appropriate funds for completion of the restoration of the Burwell School and dependencies in Hillsborough, Orange County. Referred to Committee on Appropriations.

On motion of Senator Hill, the rules are suspended to allow the introduction in today's Session of the following local bill:
S. B. 626, by Senator Hill, a bill to authorize the governing body of the Town of Highlands to accept funds and to establish and administer a scholarship program for graduates of Highlands High School. Referred to Committee on Local Government and Regional Affairs.

S. J. R. 627, by Senators Davis, Totherow, Mills, Jernigan, Lynwood Smith, Henley, and McNeill Smith, a joint resolution urging that Congress enact H. R. 1991 providing for a study of proposed national scenic bicycle trails. Referred to Committee on Natural and Economic Resources.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. J. R. 37, a joint resolution respectfully petitioning the Post Office of the United States to issue a commemorative stamp depicting the Nash-Hooper Home, located in Historic Hillsborough, North Carolina, in observance and respect for the Bicentennial Celebration of the American Revolution, for concurrence in the House amendment. The joint resolution is placed on the Calendar for Monday, April 21, for concurrence in the House amendment.

H. B. 250, a bill to authorize counties to require registration of mobile homes. Referred to Committee on Finance.

H. B. 267, Committee Substitute for H. B. 267, a bill to increase the fees for licenses sold by the Wildlife Resources Commission. Referred to Committee on Wildlife.

H. B. 344, a bill to permit farmers leasing vehicles to obtain farm plates. Referred to Committee on Judiciary I.

H. B. 542, a bill to provide for the safety and health of miners in the State of North Carolina, to provide for the enforcement and administration of this Act, and to provide authorization to enter into an agreement between the State and the federal government. Referred to Committee on Manufacturing, Labor and Commerce.

H. B. 681, a bill to provide for the salaries and travel expenses of the members of the Board of Education of Currituck County. Referred to Committee on Local Government and Regional Affairs.

H. B. 690, a bill to authorize the Town of Indian Beach to make agreements with other municipalities for police protection. Referred to Committee on Local Government and Regional Affairs.

H. B. 692, a bill to provide compensation for members of the Carteret County Board of Education. Referred to Committee on Local Government and Regional Affairs.

H. B. 723, a bill to permit Wilson County to lease certain lands for a longer term than ten years in order to provide a rest home and/or nursing
care facility. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 97, Committee Substitute for S. B. 97, a bill to allow parole of certain misdemeanants unless the same are specifically objected to by the Parole Commission. On motion of Senator Gudger, consideration of the Committee Substitute bill is postponed until Tuesday, April 22.

S. R. 149, a Senate resolution on conservation of energy through the North Carolina Building Code, for adoption. On motion of Senator McNeill Smith, the Senate resolution is adopted. (The text of this resolution appears in the Appendix.)

S. J. R. 150, a joint resolution on energy conservation through “energy consumption analysis” of government buildings, including schools. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 151, Committee Substitute for S. B. 151, a bill to establish policy for State agencies to perform energy consumption analyses on major construction or renovation of buildings. On motion of Senator Webster, the Committee Substitute bill is adopted and on his motion is placed on the Calendar for Tuesday, April 22.

S. B. 161, a bill to approve, confirm and validate that action of the Rockingham County Board of Commissioners of December 2, 1974, which extended the listing period during which the special property tax classification provided the elderly may be claimed, upon third reading. The bill passes its third reading by roll-call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Britt, Childers, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Henley, Hill, Jernigan, Kirby, Lackey, Marion, Mills, Moore, Renfrow, Royall, Scott, Sebo, Lynwood Smith, Stallings, Staton, Strickland, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 36. The bill is ordered sent to the House of Representatives.

S. J. R. 415, Committee Substitute for S. J. R. 415, a joint resolution directing the suspension of certain State funding relating to the planning and development of Soul City in Warren County, North Carolina, and directing the Fiscal Research Division of the Legislative Services Commission to conduct an investigation into the propriety of said State funding. On motion of Senator Barker, consideration of the Committee Substitute joint resolution is postponed until Tuesday, April 22.

S. B. 439, a bill to allow minors accompanied by parent or guardian to perform as musicians in establishments where alcoholic beverages are sold or consumed. On motion of Senator Jernigan, Committee Amendment No. 1 is adopted. Senator Jernigan moves the adoption of Committee
Amendment No. 2. On motion of Senator Totherow, the bill, with amendments, is placed on the Calendar for Friday, April 25.

S. B. 449, a bill to specify the period in which claims against cities must be presented and actions based thereon commenced. Senator Davis offers Amendment No. 1. On motion of Senator Britt, consideration of the bill and pending amendment is postponed until Wednesday, April 23.

S. B. 462, a bill to amend General Statute 159-64 to extend the time within which bonds authorized on or after January 1, 1971, may be issued, upon third reading. The bill passes its third reading by roll-call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Barker, Britt, Childers, Daniels, Davis, Garrison, Gudger, Hardison, Henley, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Moore, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 36. The bill is ordered sent to the House of Representatives.

S. B. 470, a bill to establish a Fair Campaign Practices Code. On motion of Senator Barker, Committee Amendments No. 1 and No. 2 are adopted. The bill, as amended, passes its second reading. On motion of Senator Gudger, consideration of the bill, as amended, on third reading, is postponed until Tuesday, April 22.

S. B. 478, a bill to modify the provisions of General Statute 159-64 as applied to bonds authorized during the period commencing March 1, 1968, and ending December 31, 1969, extending the time within which such bonds may be issued, upon third reading. The bill passes its third reading by roll-call vote, ayes 37, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Britt, Childers, Combs, Davis, Garrison, Gudger, Henley, Hill, Jernigan, Kirby, Lackey, Marion, Mauney, Moore, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 37. The bill is ordered sent to the House of Representatives.

S. B. 500, Committee Substitute for S. B. 500, a bill to authorize the qualified voters of the City of Asheboro to determine whether or not wine and malt beverages may legally be sold and whether or not alcoholic beverage control stores may legally be operated in said City. On motion of Senator Jernigan, the Committee Substitute bill is adopted, and on his motion is placed on the Calendar for Tuesday, April 22.

S. B. 505, a bill to revise and consolidate the charter of the Town of Dobson and to repeal prior charter acts, as amended, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 38, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Barker, Britt, Childers, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Henley, Hill, Jernigan, Kirby, Lackey, Marion, Mauney, Mills, Moore, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh,
Webster, Whichard, White, Winters — 38. The bill, as amended, is ordered engrossed and sent to the House of Representatives.

S. B. 515, Committee Substitute for S. B. 515, a bill to amend Chapter 86 of the General Statutes, Barbers, so as to provide for the licensing of barber assistants. On motion of Senator Allsbrook, the Committee Substitute bill is adopted and on his motion is placed on the Calendar for Tuesday, April 22.

S. B. 551, a bill to clarify the authority of the county commissioners under General Statute 18A-15(3)c.2. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 555, a bill to amend General Statute 62-3(23)d to further define the term “public utility,” upon third reading. On motion of Senator Staton, consideration of the bill is postponed until Monday, April 21.

S. J. R. 596, a joint resolution commending the armed forces and urging Congress to preserve the defenses of this Nation. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 170, a bill to amend Article 7 of Chapter 163 of the General Statutes of North Carolina to specify what officials may register voters, as amended, upon third reading. Senator Gudger withdraws Amendment No. 3 offered April 7. On motion of Senator McNeill Smith, Committee Amendments No. 4 and No. 5 are adopted. On motion of Senator Allsbrook, consideration of the bill, as amended, is postponed until Tuesday, April 22, with an engrossed working copy made available.

H. B. 220, Committee Substitute for H. B. 220, a bill to amend Article 4 of Chapter 163 of the General Statutes relating to the dismissal of an executive secretary of a county board of elections. On motion of Senator McNeill Smith, the Committee Substitute bill is recommitted to the Committee on State Government.

H. B. 287, a bill to amend Chapter 163 of the General Statutes relating to the appointment of elections officials. The bill passes its second reading. Senator Combs requests to be recorded as voting “aye.” On motion of Senator McNeill Smith, consideration of the bill on third reading is postponed until Monday, April 21.

H. B. 450, a bill to provide for a new charter for the City of Morganton, upon third reading. On motion of Senator Moore, consideration of the bill is postponed until Friday, April 25.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. J. R. 595, a joint resolution commemorating the life and memory of W. Kerr Scott, former Governor and United States Senator from North Carolina.
H. B. 490, an act to amend General Statute 20-116(j) to eliminate special permits for the operation of self-propelled farm equipment and to require that flagmen utilize vehicles.

On motion of Senator Henley, the Senate adjourns to meet Monday at 8:00 P.M.

SIXTY-NINTH DAY

SENATE CHAMBER,
Monday, April 21, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Paul K. Ausley, retired Presbyterian minister from Kings Mountain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Allsbrook and Combs for tonight.

The President recognizes the following pages serving in the Senate this week: Anne Presnell, Raleigh; Gina Phillips, Spruce Pine; Lauren McMurray, Cary; Charla Dilday, Ahoskie; Kim Hamlet, Asheboro; John Whitley, Kannapolis; John Parce, Hendersonville; Kathryn Byerly, Durham; Anne Wilson, Greensboro; Billy Thames, Hope Mills; Mark Johnson, Fremont; Wayne Hardee, Grifton; Cecelia Hodges, Washington; Greg Britt, Lumberton; Juanita Bowman, Raleigh; Martha Read, Louisburg; Kathy West, Louisburg; Donna Taylor, Merry Hill; Susan Brown, Colerain.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 628, by Senator Kirby, a bill to permit carnival companies and riding device operators to operate under a single license for any seven consecutive days. Referred to Committee on Finance.

S. J. R. 629, by Senators Totherow, Davis, Lackey, Royall, Odom, Vickery, Kincaid, Lynwood Smith, Staton, and Sebo, a joint resolution recognizing and congratulating the Garden Club of North Carolina, Incorporated, for fifty years of service to the citizens of the State. Referred to Committee on Rules and Operation of the Senate.
S. B. 630, by Senators Odom and Sebo, a bill to regulate the sale and distribution of hearing aids in North Carolina. Referred to Committee on Judiciary II.

S. B. 631, by Senators Davis, Lackey, and Totherow, a bill to appropriate funds for the preservation of "Richmond Hill Law School" in Yadkin County. Referred to Committee on Appropriations.

S. B. 632, by Senators Staton, Allsbrook, Gudger, Kirby, Moore, Stallings, Strickland, Whichard and Winters, a bill to appropriate funds for the use of the North Carolina Alcoholism Research Authority. Referred to Committee on Appropriations.

S. B. 633, by Senators Hardison, White, Childers, Palmer, Marion, Daniels, Lackey, Hill, Renfrow, Walsh, Mauney, Davis, Moore, Webster, Strickland, Totherow, Winters, Lynwood Smith, Henley, Staton, Barker, Nye, Suddarth, Kirby, Mills, Vickery, Harris, Kincaid, Royall, Garrison, Rauch, Jernigan, Harrington, Alford, Sebo, Scott, Whichard, Stallings, Odom, Britt, and Walker, a bill to amend the North Carolina Feed Law of 1973 to exempt certain manufacturers of commercial feed from the inspection fee. Referred to Committee on Agriculture.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 114, a bill to amend General Statute 20-7(f) so as to reward safe drivers by eliminating the requirement for taking written and road tests when applying for renewal of chauffeur's license, for concurrence in the House amendment. The bill is placed on the Calendar for Tuesday, April 22, for concurrence in the House amendment.

S. B. 316, a bill to amend the Workmen's Compensation Act regarding compensation for thumb and fingers, for concurrence in the House amendment. The bill is placed on the Calendar for Tuesday, April 22, for concurrence in the House amendment.

H. B. 388, a bill to repeal Article 3 of Chapter 113 of the General Statutes, entitled "Private Lands Designated As State Forest." Referred to Committee on Natural and Economic Resources.

H. B. 511, a bill to amend General Statute 153A-159. Referred to Committee on Judiciary II.

H. B. 563, a bill to amend Chapter 755, Session Laws of 1965, to increase the compensation of the members of the Chatham County Board of Education. Referred to Committee on Local Government and Regional Affairs.

H. B. 565, a bill to make technical amendments in the law relating to the taxation and regulation of professional bondsmen and others in Durham County. Referred to Committee on Local Government and Regional Affairs.
H. B. 613, a bill to amend General Statute 105-113.82 by adding the Town of Zebulon to the list of governing bodies authorized to decline to issue the on-premises licenses provided for in General Statute 105-113.78(1). Referred to Committee on Alcoholic Beverage Control.

H. B. 616, a bill to amend General Statute 20-4.01(3) relating to chauffeur's license. Referred to Committee on Judiciary II.

H. B. 676, a bill to amend the charter of the Town of Warsaw so as to extend the corporate limits. Referred to Committee on Local Government and Regional Affairs.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. J. R. 37, a joint resolution respectfully petitioning the Post Office of the United States to issue a commemorative stamp depicting the Nash-Hooper Home, located in Historical Hillsborough, North Carolina, in observance and respect for the Bicentennial Celebration of the American Revolution, for concurrence in the House amendment. On motion of Senator Vickery, the Senate concurs in the House amendment and the joint resolution is ordered enrolled.

S. B. 362, a bill to amend General Statute 136-72 to clarify the authority for establishing the maximum safe load carrying capacity of bridges on the State highway system, upon third reading. On motion of Senator Gudger, Amendment No. 1 offered April 7 is adopted. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 472, a bill amending the charter of the Town of Murphy to conform its provisions to the Uniform Municipal Elections Law, and to ratify and confirm the election of the Mayor and Board of Commissioners of the Town of Murphy in November, 1973, for terms of office expiring in 1977. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 483, a bill to authorize the sheriff to issue weapons permits instead of the clerk of superior court. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 484, a bill to provide for nonpartisan primary and election for members of the Roanoke Rapids Sanitary District Board. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 492, a bill to amend General Statute 156-81(g) to raise the per diem for members of the Board of Drainage Commissioners to twenty-five dollars ($25.00). Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 494, a bill to grant cities and towns the right of entry to make surveys-annexation. On motion of Senator Hill, the Committee amendment is adopted. Senator Hill offers Amendment No. 2 which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 495, a bill relating to the Board of Trustees of the Haywood County Hospital. On motion of Senator Davis, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 496, a bill to amend the charter of the City of Goldsboro to provide for four year terms for the mayor and members of the board of aldermen beginning with the election of 1975. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 497, a bill to make the general primary laws applicable to the nomination of county officers in Mitchell County. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 498, a bill to amend Chapter 156 Private Laws of 1929 as amended by Chapter 35 Private Laws of 1931 relating to the City of Asheville and County of Buncombe Boxing and Wrestling Commission. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 499, a bill to amend certain private laws relating to the police and firemen's pension funds in the City of Asheville and to authorize said City to establish a retirement or pension fund for city employees. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 516, a bill to reenact the authority of boards of county commissioners to redefine electoral district boundaries. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 520, a bill to authorize the Robeson County Board of Education to enter into a long-term lease with Rowland Memorial Park, Inc., for the rental of the Rowland Memorial Park and to make certain improvements upon such leased land. On motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 555, a bill to amend General Statute 62-3(23)d to further define the term "public utility," upon third reading. The bill passes its third reading and is ordered sent to the House of Representatives.

S. J. R. 585, a joint resolution commending the coaches and players of the Oak Ridge Academy Boys Division and the Westchester Academy Girls Division Basketball Teams. Passes its second and third readings and is ordered sent to the House of Representatives.
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S. B. 601, a bill to ratify, approve, confirm and validate all proceedings taken by the governing boards of units of local government in connection with the authorization of bonds of said units, upon second reading. The bill passes its second reading by roll-call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Bahakel, Barker, Britt, Childers, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Walker, Walsh, Webster, Whichard, White, Winters — 44. The bill remains on the Calendar.

H. B. 279, a bill to amend General Statute 126-16 to provide equal employment opportunity by State departments and agencies and local political subdivisions without regard to age. Passes its second and third readings and is ordered enrolled.

H. B. 287, a bill to amend Chapter 163 of the General Statutes relating to the appointment of elections officials, upon third reading. The bill passes its third reading and is ordered enrolled.

H. B. 323, Committee Substitute for H. B. 323, a bill to make technical corrections and amendments to the Pretrial Criminal Procedure Act. On motion of Senator Strickland, the Committee amendment is adopted. Senator Strickland offers Amendment No. 2 which is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 408, a bill to amend General Statute 165-22 as it relates to a category of eligibility to be considered for scholarships provided for children of war veterans. The bill passes its second reading and on objection of Senator Webster to its third reading, remains on the Calendar.

H. B. 452, a bill to amend General Statute 165-20, General Statute 165-22, and General Statute 165-22.1 as they relate to scholarships provided for children of war veterans. Passes its second and third readings and is ordered enrolled.

H. B. 467, a bill to authorize bequests and devises to existing testamentary trusts. Passes its second and third readings and is ordered enrolled.

H. J. R. 494, a joint resolution memorializing the President of the United States to establish a task force to determine the status of American service personnel and civilians listed as missing in action as a result of military participation in Indo-China and memorializing the Congress of the United States to take such action as may be necessary to make an honorable determination of the fate of the MIA's. Passes its second and third readings and is ordered enrolled.
H. J. R. 501, a joint resolution honoring the life, memory and achievements of J. Ernest Paschall, a former member of the North Carolina General Assembly. Passes its second and third readings and is ordered enrolled.

H. J. R. 504, a joint resolution honoring R. J. Reynolds Senior High School of Winston-Salem for being the District 8 Winner and the North Carolina 4-A State Basketball Champions. Passes its second and third readings and is ordered enrolled.

H. J. R. 568, a joint resolution honoring Junius Kenneth Powell. Passes its second and third readings and is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 122, an act to amend General Statute 163-137 to provide for the arrangement of names on the ballot.

S. B. 430, an act to amend General Statute 116A-9 and General Statute 116A-10 pertaining to the Escheat Fund and vesting additional powers in the State Education Assistance Authority.

S. B. 437, an act to provide for the appointment of a special board of equalization and review by the Board of County Commissioners of Henderson County.

S. B. 451, an act to permit cities to incorporate existing local acts into their charters, in order to make those charters current, accurate, and comprehensive.

H. B. 154, an act to amend General Statute 115-53 to insure maximum safety for pupils being transported to school related activities including athletic events.

H. B. 363, an act to further amend Chapter 1293 of the 1973 Session Laws (Second Session, 1974) to provide for the assignment of surrogate parents for purposes of right of appeal.

H. B. 428, an act to bring the City of Concord Public Library System under the provisions of Article 14, Chapter 153A of the General Statutes.

H. B. 439, an act to provide for the nomination and election of the Board of Education of Transylvania County.

H. B. 454, an act to repeal Chapter 268 of the 1973 Session Laws authorizing a Burke County police department.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.
The Senate meets pursuant to adjournment and is called to order by the President Pro Tempore, John T. Henley.

Prayer is offered by Dr. Charles Page, Pastor of Lawndale Baptist Church, Greensboro.

Senator Kirby for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Assuming the chair, the President grants leaves of absence to Senators Combs and McDuffie for today, and to Senator McDuffie for the remainder of the week, April 23, 24, and 25.

On motion of Senator Mauney, with the consent of the Appropriations Committee Chairman, S. B. 422, a bill to benefit North Carolina's prisoners of war, is withdrawn from the Committee on Appropriations and placed on the Calendar for tomorrow, April 23.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Gudger, for the Committee on Criminal Justice and Corrections:

S. B. 277, a bill to amend Article 7 of Chapter 148 to prohibit the release of confidential information in inmate records, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Gudger, the Committee Substitute bill is placed on the Calendar for today.

By Senator Kirby, for the Committee on Finance:

S. B. 267, a bill to require registration of all motorboats on public waters of this State, with a favorable report.

S. B. 352, a bill to make technical revisions to Chapter 105 of the General Statutes pertaining to taxation, with a favorable report, as amended.

By Senator Royall, for the Committee on Human Resources:

S. B. 355, a bill to amend General Statute 110-118 to provide for the court to decide whether the custody of abused children shall be given to the Director of Social Services, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Royall, the
rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 603, a bill to establish a Public Health Residency Program within the North Carolina Department of Human Resources, with a favorable report. On motion of Senator Royall, the bill is re-referred to the Committee on Appropriations.

By Senator Allsbrook, for the Committee on Judiciary I:

S. B. 263, a bill permitting the designation of the district attorney to represent the petitioner in juvenile court cases involving child abuse, with a favorable report.

S. B. 486, a bill to forbid the intimidation or interference with any judge or justice of the General Court of Justice, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Allsbrook, the Committee Substitute bill is placed on the Calendar for today.

H. B. 341, a bill to amend General Statute 143-135 relating to letting of monetary contracts, with a favorable report, as amended. On motion of Senator Allsbrook, the rules are suspended and the bill is placed on the Calendar for today.

By Senator Britt, for the Committee on Judiciary II:

S. B. 349, a bill to authorize governmental agencies to provide housing as a last resort when replacement housing is not available to persons to be displaced by a governmental program or project, with a favorable report.

S. B. 459, a bill to transfer General Statute 26-68 to General Statute Chapter 28A, with a favorable report, as amended.

S. B. 534, a bill to amend Chapter 17B of the General Statutes to authorize the Attorney General to appoint additional members of the Criminal Justice Education and Training Council, with a favorable report.

S. B. 571, a bill to amend Chapters 1 and 15 of the General Statutes, and related provisions dealing with appellate procedure in the courts, to conform to the rules of appellate procedure, with a favorable report. On motion of Senator Britt, the bill is placed on the Calendar for Thursday, April 24.

S. B. 602, a bill to amend General Statute 52-8 relating to the validation of contracts between husband and wife where wife is not privately examined, with a favorable report.

H. B. 130, Committee Substitute for H. B. 130, a bill to require any law enforcement officer who arrests any person who appears to be intoxicated to ascertain whether such person is wearing identification indicating that he has a medical disability which would account for his actions and to require all officers to aid such persons, with a favorable report, as amended.
By Senator Lynwood Smith for the Committee on Manufacturing, Labor and Commerce:

S. B. 49, a bill to amend the Workmen's Compensation Act regarding coverage of employers and employees, with an unfavorable report.

S. B. 214, a bill to amend the Workmen's Compensation Act regarding the numerical exemption concerning coverage, with a favorable report, as amended.

S. B. 215, a bill to amend the Workmen's Compensation Act regarding coverage of agricultural, domestic and sawmill and logging workers, with an unfavorable report.

S. B. 481, a bill to be known as the Uniform Boiler and Pressure Vessel Act of North Carolina, with a favorable report, as amended.

S. B. 594, a bill to amend General Statute 97-44 relating to lump sum payments under the Workmen's Compensation Act, with a favorable report.

By Senator Harrington, for the Committee on Transportation:

S. B. 166, Committee Substitute for S. B. 166, a bill to require compliance of subdivision streets with minimum standards of the Secondary Roads Council, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Strickland, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 634, by Senators Marion, Webster, Totherow, Davis, Strickland, Renfrow, Odom, Walker, Barker, Suddarth, Harris, Rauch, Walsh, Whichard, Britt, Mills, McNeill Smith, and Hill, a bill to lengthen the segment of the South Fork, New River, in Ashe and Alleghany Counties included in the North Carolina Natural and Scenic River System. Referred to Committee on Natural and Economic Resources.

On motion of Senator Rauch, the rules are suspended to allow the introduction in today's Session of the following local bill:

S. B. 635, by Senator Rauch, a bill to increase the number of county commissioners of Gaston County, to provide for staggered terms for county commissioners of Gaston County, and to make various other provisions relating to the Gaston County Board of Commissioners. Referred to Committee on Local Government and Regional Affairs.

S. B. 636, by Senators Staton and Barker, a bill to amend Section 229 Chapter 113 of the General Statutes relating to permits to dredge or fill in or about estuarine waters or State owned lakes. Referred to Committee on Natural and Economic Resources.
S. B. 637, by Senator Whichard, a bill to amend General Statute 7A-344 to authorize the Administrative Officer of the Courts to expend federal funds to employ counsel to represent indigent juveniles. Referred to Committee on Courts and Judicial Districts.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 541, a bill to be known as the Uniform Wage Payment Law in North Carolina. Referred to Committee on Manufacturing, Labor and Commerce.

H. B. 582, a bill to prevent the use of artificial lights in areas inhabited by game in Johnston and Wayne Counties. Referred to Committee on Wildlife.

H. B. 583, Committee Substitute for H. B. 583, a bill to authorize Forsyth County to repair, remodel and renovate the Forsyth County Courthouse. Referred to Committee on Judiciary II.

H. B. 599, a bill establishing standards for deer hunting in Greene County. Referred to Committee on Wildlife.

H. J. R. 721, a joint resolution honoring the life and memory of Frances Blount Renfrow Doak, distinguished citizen of North Carolina. Referred to Committee on Rules and Operation of the Senate.

H. B. 730, a bill to revise and consolidate the charter of the Town of Spindale and to repeal prior charter acts. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

The electronic voting equipment is announced to be inoperative for a portion of today's Session.

S. B. 97, Committee Substitute for S. B. 97, a bill to allow parole of certain misdemeanants unless the same are specifically objected to by the Parole Commission. The Committee Substitute bill passes its second reading. On objection of Senator Bahakel to its third reading, the Committee Substitute bill remains on the Calendar.

S. B. 114, a bill to amend General Statute 20-7(f) so as to reward safe drivers by eliminating the requirement for taking written and road tests when applying for renewal of chauffeur's license, for concurrence in the House amendment. On motion of Senator Davis, the Senate concurs in the House amendment and the bill is ordered enrolled.
S. B. 151, Committee Substitute for S. B. 151, a bill to establish policy for State agencies to perform energy consumption analyses on major construction or renovation of buildings. On motion of Senator Webster, the Committee amendment is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 166, Committee Substitute for S. B. 166, a bill to require compliance of subdivision streets with minimum standards of the Secondary Roads Council. On motion of Senator Strickland, the Committee Substitute bill is adopted and is placed on the Calendar for Thursday, April 24.

S. B. 277, Committee Substitute for S. B. 277, a bill to amend Article 7 of Chapter 148 to prohibit the release of confidential information in inmate records. On motion of Senator Gudger, the Committee Substitute bill is adopted and is placed on the Calendar for Thursday, April 24.

S. B. 316, a bill to amend the Workmen's Compensation Act regarding compensation for thumb and fingers, for concurrence in the House amendment. On motion of Senator Staton, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 355, Committee Substitute for S. B. 355, a bill to amend General Statute 110-118 to provide for the court to decide whether the custody of abused children shall be given to the Director of Social Services. On motion of Senator Royall, the Committee Substitute bill is adopted and is placed on the Calendar for Thursday, April 24.

S. B. 358, a bill to repeal the Fair Trade Laws. Senator Royall offers a motion that the bill is re-referred to the Committee on Manufacturing, Labor and Commerce. Senator William Smith calls for the "ayes" and "noes" on the motion to re-refer. The call is sustained. The motion of Senator Royall fails to prevail, by roll-call vote, ayes 19, noes 26, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Daniels, Hardison, Harrington, Harris, Kincaid, Kirby, Mauney, Mills, Rauch, Royall, Lynwood Smith, Staton, Strickland, Totherow, Webster, Whichard, White — 19. Those voting in the negative are: Senators Bahakel, Barker, Britt, Childers, Crawford, Davis, Garrison, Gudger, Hill, Jernigan, Lackey, Marion, Nye, Odom, Palmer, Renfrow, Scott, Sebo, McNeill Smith, William Smith, Stallings, Suddarth, Vickery, Walker, Walsh, Winters — 26. On motion of Senator McNeill Smith, the bill is placed on the Calendar for tomorrow, April 23.

S. J. R. 415, Committee Substitute for S. J. R. 415, a joint resolution directing the suspension of certain State funding relating to the planning and development of Soul City in Warren County, North Carolina, and directing the Fiscal Research Division of the Legislative Services Commission to conduct an investigation into the propriety of said State funding. Senators Kirby and Alford offer Amendment No. 1 which is adopted. Senator Winters offers Amendment No. 2 which is adopted. Senator Alexander offers Amendment No. 3 which fails of adoption. Senator Gudger offers a motion that the Committee Substitute joint resolution, as
amended, be re-referred to the Committee on Finance which motion is subsequently withdrawn. The Committee Substitute joint resolution, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 450, a bill to permit counties to assist in the financing of improvements to rural subdivision and residential streets and to levy special assessments therefor, as amended, upon second reading. Senator Gudger offers Amendment No. 5 which is adopted. On motion of Senator Barker, the bill, as amended, is re-referred to the Committee on Transportation.

S. B. 470, a bill to establish a Fair Campaign Practices Code, as amended, upon third reading. Senator Gudger offers Amendment No. 3 which is adopted. Senator McNeill Smith offers Amendment No. 4 which is adopted. On motion of Senator Renfrow, the bill, as amended, is placed on the Calendar for tomorrow, April 23, for third reading.

S. B. 486, Committee Substitute for S. B. 486, a bill to forbid the intimidation or interference with any judge or justice of the General Court of Justice. On motion of Senator Allsbrook, the Committee Substitute bill is adopted and is placed on the Calendar for Thursday, April 24.

S. B. 500, Committee Substitute for S. B. 500, a bill to authorize the qualified voters of the City of Asheboro to determine whether or not wine and malt beverages may legally be sold and whether or not alcoholic beverage control stores may legally be operated in said City. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 515, Committee Substitute for S. B. 515, a bill to amend Chapter 86 of the General Statutes, Barbers, so as to provide for the licensing of barber assistants. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 601, a bill to ratify, approve, confirm and validate all proceedings taken by the governing boards of units of local government in connection with the authorization of bonds of said units, upon third reading. The bill passes its third reading by roll-call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Barker, Britt, Childers, Daniels, Davis, Garrison, Gudger, Hardison, Harris, Henley, Hill, Kirby, Lackey, Marion, Mauney, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Staton, Strickland, Sudderth, Totherow, Walker, Walsh, Webster, Winters — 36. The bill is ordered sent to the House of Representatives.

H. B. 170, a bill to amend Article 7 of Chapter 163 of the General Statutes of North Carolina to specify what officials may register voters, as amended, upon third reading. Senator Staton offers Amendment No. 6 which is adopted. Senator Moore offers Amendment No. 7 which is adopted. The bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendments.
H. B. 217, a bill to provide for the nomination and election of members of the Rowan County Board of Education. Passes its second and third readings and is ordered enrolled.

H. B. 341, a bill to amend General Statute 143-135 relating to letting of monetary contracts. On motion of Senator Allsbrook, the Committee amendment is adopted and on his motion is placed on the Calendar for tomorrow, April 23.

H. B. 408, a bill to amend General Statute 165-22 as it relates to a category of eligibility to be considered for scholarships provided for children of war veterans, upon third reading. The bill passes its third reading and is ordered enrolled.

H. B. 464, a bill to repeal the Fair Trade Laws. Senator Royall offers a motion that the bill be re-referred to the Committee on Manufacturing, Labor and Commerce. Senator William Smith calls for the “ayes” and “noes” on the motion to re-refer. The call is sustained. The motion of Senator Royall fails to prevail by roll-call vote, ayes 19, noes 26, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Daniels, Hardison, Harrington, Harris, Kincaid, Kirby, Mauney, Mills, Rauch, Royall, Lynwood Smith, Staton, Strickland, Totherow, Webster, Whichard, White — 19. Those voting in the negative are: Senators Bahakel, Barker, Britt, Childers, Crawford, Davis, Garrison, Gudger, Hill, Jernigan, Lackey, Marion, Nye, Odom, Palmer, Renfrow, Scott, Sebo, McNeill Smith, William Smith, Stallings, Suddarth, Vickery, Walker, Walsh, Winters — 26. Senator Harris calls for the “ayes” and noes” on the second reading. The call is sustained. The bill passes its second reading by roll-call vote, ayes 43, noes 3, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 43. Those voting in the negative are: Senators Harris, Mills, Strickland — 3. On objection of Senator Strickland to its third reading, the bill remains on the Calendar.

H. B. 595, Committee Substitute for H. B. 595, a bill amending Chapter 1073 of the Session Laws of 1959, relating to the issuance of pistol permits, so as to make the same applicable to certain counties. On motion of Senator Davis, the Committee amendment is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 601, a bill requiring the payment of delinquent taxes in Watauga County before recording deeds conveying property subject to delinquent taxes, upon second reading. On motion of Senator Davis, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 34, noes 0, as follows: Those voting
in the affirmative are: Senators Alexander, Allsbrook, Bahakel, Britt, Childers, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Hill, Kincaid, Kirby, Lackey, Marion, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Sebo, Lynwood Smith, McNeill Smith, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, White — 34. The bill, as amended, remains on the Calendar.

H. B. 619, a bill appointing the members of the Board of Education of Whiteville City School Administrative Unit. Passes its second and third readings and is ordered enrolled.

H. B. 650, a bill to authorize the Board of Transportation to permit encroachment of airspace above Biltmore Avenue in the City of Asheville for construction of the Mountain Area Health Education Center. Passes its second and third readings and is ordered enrolled.

On motion of Senator Mills, the Senate adjourns to meet tomorrow at 1:00 P.M.

SEVENTY-FIRST DAY

SENATE CHAMBER,
Wednesday, April 23, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Douglas Holland, Pastor of First Baptist Church, Deep Run.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants a leave of absence to Senator Kirby for today.
A leave of absence granted previously to Senator McDuffie is noted.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator White, for the Committee on Agriculture:

S. B. 501, a bill to amend the North Carolina Pesticide Law of 1971 to clarify and simplify its provisions concerning registration of pesticides and licensing of pesticide consultants, dealers and applicators, with a favorable report, as amended.
S. B. 598, a bill to make it a criminal offense to adulterate grains meant for human or animal consumption, with a favorable report. The bill is re-referred to the Committee on Appropriations.

By Senator Whichard, for the Committee on Courts and Judicial Districts:

S. B. 597, a bill to amend General Statute 7A-133 to increase the quota of magistrates in various counties, with a favorable report. The bill is re-referred to the Committee on Appropriations.

By Senator Gudger, for the Committee on Criminal Justice and Corrections:

S. B. 418, a bill to require the Department of Correction to develop and implement a plan for establishing a model regional detention home in Region J, as recommended in a study report entitled “Juvenile Detention in North Carolina: A Study Report,” with a favorable report. The bill is re-referred to the Committee on Appropriations.

S. B. 419, a bill appropriating eight hundred thirty-one thousand dollars ($831,000) to the Department of Correction to enable it to subsidize county juvenile detention homes which provide regional services, with a favorable report. The bill is re-referred to the Committee on Appropriations.

S. B. 599, a bill to place tubercular inmates and health law violators under the control of the Department of Correction, with a favorable report, as amended. On motion of Senator Gudger, the bill is placed on the Calendar for Wednesday, April 30.

By Senator Mills, for the Committee on The Economy:

S. B. 570, a bill to amend Chapter 96 of the General Statutes known as the Employment Security Law making teachers and other secondary school personnel now covered for unemployment insurance purposes by federal law, State law, or contract who do not have an employment contract eligible for unemployment insurance benefits during the traditional non-working weeks, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Mills, the Committee Substitute bill is placed on the Calendar for today.

By Senator Staton, for the Committee on Natural and Economic Resources:

S. B. 366, a bill to create an advisory council on solid waste recycling, resource recovery, and litter control, with a favorable report, as amended. The bill is re-referred to the Committee on Appropriations.

S. B. 367, a bill to amend Article 13-B of the General Statutes to provide therein for solid waste recycling and resource recovery, with a favorable report.

S. B. 442, a bill to amend General Statute 153A-331 to allow developers to furnish funds for counties to purchase recreational land, with a favorable report.
By Senator McNeill Smith, for the Committee on State Government:

S. B. 26, House Committee Substitute No. 2 for House Committee Substitute No. 1 for S. B. 26, a bill to amend General Statute 128-1.1 to define the term "elective office," with a favorable report.

S. B. 434, a bill to amend General Statute 143-135.2 pertaining to contracts for restoration of historic buildings, with a favorable report, as amended.

S. B. 538, a bill to transfer the Bureau of Labor for the Deaf from the Department of Labor to the Department of Human Resources, with a favorable report.

H. B. 133, Committee Substitute for H. B. 133, a bill to protect the right of privacy of State employees by limiting access to personnel records, with a favorable report.

H. B. 155, Committee Substitute for H. B. 155, a bill to amend Chapter 163 of the General Statutes relating to campaign contributions, with a favorable report, as amended. (Pending floor amendment returned to Senate.)

H. B. 220, Committee Substitute for H. B. 220, a bill to amend Article 4 of Chapter 163 of the General Statutes relating to the dismissal of an executive secretary of a county board of elections, with a favorable report, as amended.

H. B. 348, a bill to amend General Statute 143-340(18) so as to require State agencies to adopt written guidelines governing the assignment of parking spaces in State-owned lots, with a favorable report.

H. B. 358, Committee Substitute for H. B. 358, a bill to amend Article 9 of Chapter 163 of the General Statutes to set a time certain for petitions for a new political party and for verification thereof, with a favorable report.

H. J. R. 419, a joint resolution endorsing the national policy statement for a barrier-free environment, with a favorable report.

H. B. 517, a bill to amend Chapters 128 and 135 of the General Statutes relating to the retirement systems to make provision apply to former members of the Law Enforcement Officers' Benefit and Retirement Fund, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 638, by Senator Totherow, a bill to adjust Department of Motor Vehicles' inspection certificate fee to recover cost. Referred to Committee on Transportation.
S. B. 639, by Senator Webster, a bill to appropriate funds to assist in completing the restoration of the Wright Tavern in Rockingham County. Referred to Committee on Appropriations.

S. B. 640, by Senators Strickland and Renfrow, a bill to supplement the salary of law enforcement officers employed by governmental agencies who hold law enforcement officer's certificate and the law enforcement officer advanced certificate. Referred to Committee on Appropriations.

S. B. 641, by Senators Kincaid and Walsh, a bill to appropriate funds for completion of the restoration of Fort Defiance and its dependencies in Caldwell County. Referred to Committee on Appropriations.

S. B. 642, by Senators White and Allsbrook, a bill to make the Pitt Technical Institute a comprehensive community college. Referred to Committee on Education.

S. J. R. 643, by Senators Henley, Walker, Renfrow, Royall, Totherow, Lackey, Harris, Whichard, Strickland, Combs, Walsh, Scott, Kincaid, Childers, Palmer, Hill, Nye, Webster, Moore, Rauch, Allsbrook, Bahakel, Odom, Harrington, Alford, Stallings, White, Mauney, Hardison, Lynwood Smith, Barker, and Mills, a joint resolution recognizing National Secretaries Week and honoring secretaries throughout the State. On motion of Senator Henley, the rules are suspended and the joint resolution is placed on the Calendar for immediate consideration. The joint resolution passes its second and third readings and, without objection, is ordered sent to the House of Representatives, by special messenger. Senators Combs, Jernigan, and William Smith request to be recorded as voting "aye."

On motion of Senator White, the rules are suspended to allow the introduction in today's Session of the following local bills:

S. B. 644, by Senators White and Allsbrook, a bill to redefine the corporate limits of the Town of Bethel in Pitt County. Referred to Committee on Local Government and Regional Affairs.

S. B. 645, by Senator Daniels, a bill to amend certain provisions of the General Statutes so as to provide benefits to members of the State Civil Air Patrol. Referred to Committee on Veterans and Military Affairs.

S. B. 646, by Senators Allsbrook, White, Royall, Scott, Hardison, Gudger, Mills, Strickland, Harris, Totherow, and Palmer, a bill to provide for permanent license plates for vehicles registered to sheltered workshops. Referred to Committee on Transportation.

S. B. 647, by Senators Allsbrook, White, Royall, Scott, Hardison, Gudger, Mills, Strickland, Totherow, Palmer, and Harris, a bill to permit employees of sheltered workshops to participate in the Teachers' and State Employees' Retirement System. Referred to Committee on Human Resources.

S. B. 648, by Senator Vickery, a bill to amend General Statute 7A-133 to increase the number of district court judges in various judicial districts. Referred to Committee on Courts and Judicial Districts.
S. B. 649, by Senators Childers and Walsh, a bill to increase the tax on cigarettes to six cents per pack and to provide additional revenue for the General Fund. Referred to Committee on Finance.

S. B. 650, by Senators Totherow and Hardison, a bill to adjust Department of Motor Vehicles' fee for operator's and chauffeur's license to recover cost. Referred to Committee on Transportation.

S. B. 651, by Senators Davis and Totherow, a bill to authorize counties to abate as public health nuisances conditions existing upon real property that are dangerous or prejudicial to the public health and that violate a county ordinance. Referred to Committee on Judiciary II.

S. B. 652, by Senators Whichard and Royall, a bill to appropriate funds to the North Carolina Society for Autistic Children, Incorporated. Referred to Committee on Appropriations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 411, a bill limiting powers of trustees and agents connected with "blind" or "curtained" trusts dealing with real estate, for concurrence in the House amendments. The bill is placed on the Calendar for Thursday, April 24, for concurrence in the House amendments.

H. B. 515, Committee Substitute for H. B. 515, a bill to provide for the nomination and election of members of the Buncombe County Board of Education. Referred to Committee on Local Government and Regional Affairs.

H. B. 543, a bill to amend the Workmen's Compensation Act so as to provide payment for damage to prosthetic devices. Referred to Committee on Manufacturing, Labor and Commerce.

H. B. 579, a bill to provide alternate methods of service of process in certain motor vehicle liability insurance matters. Referred to Committee on Judiciary II.

H. B. 693, a bill to amend Chapter 1184 of the Session Laws of 1949, as amended, the charter of the City of Raleigh with respect to the topics of: council campaign expenses; city clerk's duties; socio-economic programs; assessment exemptions; equal housing; landlord-tenant relations; transit authority; employee benefits; bicycle lanes; assessments upon annexation; and sidewalk assessments. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
S. B. 97, Committee Substitute for S. B. 97, a bill to allow parole of certain misdemeanants unless the same are specifically objected to by the Parole Commission, upon third reading. The Committee Substitute bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 214, a bill to amend the Workmen's Compensation Act regarding the numerical exemption concerning coverage. On motion of Senator Staton, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 263, a bill permitting the designation of the district attorney to represent the petitioner in juvenile court cases involving child abuse. Senator Gudger offers Amendment No. 1 which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 267, a bill to require registration of all motorboats on public waters of this State. The bill passes its second reading and on objection of Senator Allsbrook to its third reading, remains on the Calendar.

S. B. 349, a bill to authorize governmental agencies to provide housing as a last resort when replacement housing is not available to persons to be displaced by a governmental program or project, as amended, upon third reading. Senator Davis offers Amendment No. 2. On motion of Senator Gudger, consideration of the bill, as amended, and pending amendment is postponed until Friday, April 25.

S. B. 352, a bill to make technical revisions to Chapter 105 of the General Statutes pertaining to taxation, upon second reading. On motion of Senator Rauch, consideration of the bill is postponed until tomorrow, April 24.

S. B. 358, a bill to repeal the Fair Trade Laws. On motion of Senator Britt, the bill is postponed indefinitely.

S. B. 422, a bill to benefit North Carolina's prisoners of war. On motion of Senator Hill, the Committee amendment is adopted. On motion of Senator Hill, consideration of the bill, as amended, is postponed until Monday, April 28.

S. B. 449, a bill to specify the period in which claims against cities must be presented and actions based thereon commenced. On motion of Senator Davis, the pending Committee amendment is adopted. Senator Davis offers Amendment No. 2 which is adopted. Senator Suddarth offers Amendment No. 3 which is adopted. Senator Suddarth offers Amendment No. 4 which is adopted. Senator Suddarth offers Amendment No. 5 which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 459, a bill to transfer General Statute 28-68 to General Statute Chapter 28A. On motion of Senator Britt, Committee Amendments
No. 1 and No. 2 are adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 470, a bill to establish a Fair Campaign Practices Code, as amended, upon third reading. Senator Suddarth offers Amendment No. 5 which is adopted. Senator Bahakel offers Amendment No. 6 which is adopted. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 481, a bill to be known as the Uniform Boiler and Pressure Vessel Act of North Carolina. On motion of Senator Lynwood Smith, the Committee amendment is adopted and on his motion the bill, as amended, is re-referred to the Committee on Appropriations.

S. B. 490, a bill to amend General Statute 115-87 authorizing the Clerk of the Superior Court to act as an arbitrator in the event of a disagreement between county or city boards of education and the tax levying authorities as to the amount of the current expense fund, the capital outlay fund, and the debt service fund, as amended, upon second reading. On motion of Senator Rauch, consideration of the bill, as amended, is postponed until tomorrow, April 24.

S. B. 534, a bill to amend Chapter 17B of the General Statutes to authorize the Attorney General to appoint additional members to the Criminal Justice Education and Training Council. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 557, a bill to amend General Statute 55-50(m) related to shareholders of corporations, upon third reading. On motion of Senator Rauch, consideration of the bill on its third reading is postponed until tomorrow, April 24.

S. B. 570, Committee Substitute for S. B. 570, a bill to amend Chapter 96 of the General Statutes known as the Employment Security Law making teachers and other secondary school personnel now covered for unemployment insurance purposes by federal law, State law, or contract who do not have an employment contract eligible for unemployment insurance benefits during the traditional non-working weeks. On motion of Senator Mills, the Committee Substitute bill is adopted and on his motion, placed on the Calendar for Friday, April 25.

S. J. R. 584, a joint resolution commending the coaches and players of the Fred T. Foard High School Girls' Basketball Team in Catawba County. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 594, a bill to amend General Statute 97-44 relating to lump sum payments under the Workmen's Compensation Act. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 602, a bill to amend General Statute 52-8 relating to the validation of contracts between husband and wife where wife is not privately examined.
On motion of Senator Gudger, consideration of the bill is postponed until Friday, April 25.

H. B. 47, Committee Substitute for H. B. 47, a bill to be known as the School Budget and Fiscal Control Act, upon second reading. On motion of Senator Rauch, consideration of the Committee Substitute bill is postponed until tomorrow, April 24.

H. B. 464, a bill to repeal the Fair Trade Laws, upon third reading. The bill passes its third reading and is ordered enrolled. Senator Combs requests to be recorded voting "aye."

H. B. 601, a bill requiring the payment of delinquent taxes in Watauga County before recording deeds conveying property subject to delinquent taxes, as amended, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 32, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Hardison, Harrington, Harris, Henley, Hill, Lackey, Mauney, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Lynwood Smith, Stallings, Strickland, Suddarth, Totherow, Walker, Walsh, Webster, White, Winters — 32. The bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendment.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. J. R. 37, a joint resolution respectfully petitioning the Post Office of the United States to issue a commemorative stamp depicting the Nash-Hooper Home, located in Historic Hillsborough, North Carolina, in observance and respect for the Bicentennial Celebration of the American Revolution.

S. B. 114, an act to amend General Statute 20-7(f) so as to reward safe drivers by eliminating the requirement for taking written and road tests when applying for renewal of chauffeur's license.

S. B. 303, an act to amend General Statute 14-71 and General Statute 14-72(c) to enlarge the definition of receiving stolen goods.

S. B. 316, an act to amend the Workmen's Compensation Act regarding compensation for thumb and fingers.

H. B. 217, an act to provide for the nomination and election of members of the Rowan County Board of Education.

H. B. 279, an act to amend General Statute 126-16 to provide equal employment opportunity by State departments and agencies and local political subdivisions without regard to age.

H. B. 287, an act to amend Chapter 163 of the General Statutes relating to the appointment of elections officials.
H. B. 323, an act to make technical corrections and amendments to the Pretrial Criminal Procedure Act.

H. B. 408, an act to amend General Statute 165-22 as it relates to a category of eligibility to be considered for scholarships provided for children of war veterans.

H. B. 452, an act to amend General Statute 165-20, General Statute 165-22, and General Statute 165-22.1 as they relate to scholarships provided for children of war veterans.

H. B. 467, an act to authorize requests and devises to existing testamentary trusts.

H. J. R. 494, a joint resolution memorializing the President of the United States to establish a task force to determine the status of American service personnel and civilians listed as missing in action as a result of military participation in Indo-China and memorializing the Congress of the United States to take such action as may be necessary to make an honorable determination of the fate of the MIA's.

H. J. R. 501, a joint resolution honoring the life, memory and achievements of J. Ernest Paschall, a former member of the North Carolina General Assembly.

H. J. R. 504, a joint resolution honoring R. J. Reynolds Senior High School of Winston-Salem for being the District 8 Winner and the North Carolina 4-A State Basketball Champions.

H. J. R. 568, a joint resolution honoring Junius Kenneth Powell.

H. B. 619, an act appointing the members of the Board of Education of Whiteville City School Administrative Unit.

H. B. 650, an act to authorize the Board of Transportation to permit encroachment of airspace above Biltmore Avenue in the City of Asheville for construction of the Mountain Area Health Education Center.

On motion of Senator Henley, the Senate adjourns in honor of all secretaries and clerks in the General Assembly to meet tomorrow at 1:00 P.M.

SEVENTY-SECOND DAY

SENATE CHAMBER,
Thursday, April 24, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend W. R. Smith III, Minister of Milner Memorial Presbyterian Church, Raleigh.
Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Kirby and Scott for today. A leave of absence granted previously to Senator McDuffie is noted.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Whichard, for the Committee on Courts and Judicial Districts:

S. B. 107, a bill to amend General Statute 7A-134 to increase the number of judges in the Third Judicial District from four to five, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Whichard, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 257, a bill to amend General Statute 7A-41 to increase the number of assistant district attorneys in certain judicial districts, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Whichard, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 308, a bill to amend General Statute 7A-41 to provide for an additional assistant district attorney in the Fifth Judicial District, without prejudice. On motion of Senator Whichard, the bill is postponed indefinitely.

S. B. 341, a bill to increase the number of assistant district attorneys in the Sixteenth Judicial District, without prejudice. On motion of Senator Whichard, the bill is postponed indefinitely.

S. B. 545, a bill to revise the salary scheme for magistrates, to provide for new positions of special magistrate and chief magistrate, and to appropriate funds for those purposes, with a favorable report, as amended. On motion of Senator Whichard, the rules are suspended and the bill is placed before the Senate for immediate consideration. On motion of Senator Whichard, the Committee amendment is adopted and the bill, as amended, is re-referred to the Committee on Appropriations.

S. B. 637, a bill to amend General Statute 7A-344 to authorize the Administrative Officer of the Courts to expend federal funds to employ counsel to represent indigent juveniles, with a favorable report.

H. B. 333, a bill to amend Chapter 51 of the General Statutes pertaining to marriage to allow district court judges to solemnize marriages, with an unfavorable report.
By Senator Alford, for the Committee on Education:

S. B. 251, a bill to amend General Statute 115-157(c) to distinguish between supervisors and classified principals as to annual leave-taking, with a favorable report, as amended.

S. B. 433, a bill to amend Chapter 143B-89 of the General Statutes to correct membership of North Carolina Art Society, Incorporated, with a favorable report, as amended.

S. B. 518, a bill to provide to the State Board of Education funds for the development of the final three Regional Service Centers, with a favorable report. On motion of Senator Alford, the bill is re-referred to the Committee on Appropriations.

S. B. 529, a bill to amend General Statute 115A-5 to authorize the waiver of community college tuition and fees for handicapped vocational rehabilitation clients, with a favorable report, as amended.

By Senator Britt, for the Committee on Judiciary II:

S. B. 530, a bill to add the University of North Carolina to those agencies exempt from the provisions of Chapter 150A of the General Statutes, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Britt, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

H. B. 592, a bill to provide for the recording of certain certificates under General Statute 1-38, with a favorable report.

H. B. 616, a bill to amend General Statute 20-4.01(3) relating to chauffeur's license, with a favorable report.

By Senator Webster, for the Committee on Public Utilities and Energy:

H. B. 3, a bill to repeal Chapter 1041 of the 1973 Session Laws (Second Session, 1974) which Act amended General Statute 62-133(c) to allow the North Carolina Utilities Commission, in establishing public utility rates, to use a test period of 12 months commencing on the first day of the month following the date the rates are proposed to become effective, with a favorable report, as amended.

H. B. 266, Committee Substitute for H. B. 266, a bill authorizing municipalities in the State of North Carolina to jointly cooperate in the generation and transmission of electric power and energy and to jointly own and operate facilities therefor; providing for the creation of joint agencies therefor; and providing for the issuance of revenue bonds to finance the costs thereof, with a favorable report, as amended. On motion of Senator Webster, the Committee Substitute bill is placed on the Calendar for Monday, April 28, and a working copy with the recommended Committee Amendments in place made available to the members.

By Senator Henley, for the Committee on Rules and Operation of the Senate:
S. B. 147, a bill to be known as the Legislative Ethics Act, with a favorable report. On motion of Senator Henley, the bill is placed on the Calendar for Monday, April 28.

S. J. R. 629, a joint resolution recognizing and congratulating the Garden Club of North Carolina, Incorporated, for fifty years of service to the citizens of the State, with a favorable report.

H. J. R. 721, a joint resolution honoring the life and memory of Frances Blount Renfrow Doak, distinguished citizen of North Carolina, with a favorable report.

By Senator Moore, for the Committee on Wildlife:

S. B. 204, Committee Substitute for S. B. 204, a bill to prevent facilitation of the unlawful taking of deer and turkey with the aid of boats by means of placing restrictions upon the possession of firearms aboard motor-propelled vessels in the Roanoke River or the Meherrin River in certain designated locations, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Moore, the Committee Substitute bill is placed on the Calendar for today.

S. B. 427, a bill to authorize and direct the Board of Commissioners of Bertie County to call an election to determine whether the County shall by ordinance prohibit hunting from the public roads, streets and highways in said County, with a favorable report. On motion of Senator Moore, the bill is placed on the Calendar for Monday, April 28.

H. B. 267, Committee Substitute for H. B. 267, a bill to increase the fees for licenses sold by the Wildlife Resources Commission, with a favorable report. On motion of Senator Moore, the Committee Substitute bill is re-referred to the Committee on Finance.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 653, by Senator Kincaid, a bill to require a speedy trial for defendants. Referred to Committee on Judiciary II.

S. J. R. 654, by Senator Kincaid, a joint resolution requesting a study commission on speedy trials and swift punishment for crimes committed. Referred to Committee on Judiciary II.

S. B. 655, by Senators Crawford, Bahakel, Royall, Hardison, and Kincaid, a bill to amend General Statute 62-300 and General Statute 62-266 to increase certain statutory fees and charges for filing proceedings and re-registration of motor carrier equipment with the Utilities Commission. Referred to Committee on Public Utilities and Energy.

S. B. 656, by Senators Allsbrook, White, and Alford, a bill to provide gasoline tax refunds to "sheltered workshops" recognized and approved by the Department of Human Resources. Referred to Committee on Finance.
S. J. R. 657, by Senators Marion, William Smith, Palmer, Gudger, Walsh, and Mauney, a joint resolution designating the bridge to be constructed to span the Yadkin River at Siloam the Hugh and Ola Atkinson Memorial Bridge. Referred to Committee on Transportation.

S. B. 658, by Senators Childers and Suddarth, a bill to appropriate funds to assist in the restoration of Kerr Mill in Rowan County. Referred to Committee on Appropriations.

On motion of Senator Stallings, the rules are suspended to allow the introduction in today's Session of the following local bill:

S. B. 659, by Senator Stallings, a bill to create the New Bern Academy Historical Commission. Referred to Committee on Local Government and Regional Affairs.

S. B. 660, by Senators Totherow, Mills, Britt, Royall, Hill, Lackey, Marion, Webster, Winters, Hardison, Garrison, and Staton, a bill to regulate the sale of credit life and credit accident and health insurance and to establish premium rates therefor. Referred to Committee on Insurance.

S. B. 661, by Senators Harris, Combs, Royall, Odom, Walsh, Kincaid, Nye, Jernigan, Davis, Vickery, and Strickland, a bill to amend General Statute 18A-17 and to make its provisions controlling over the provisions of local acts. Referred to Committee on Alcoholic Beverage Control.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

H. J. R. 782, a joint resolution fixing time and place for a Joint Session of the Senate and House of Representatives to nominate candidates for the Board of Governors of the University of North Carolina. Referred to Committee on Rules and Operation of the Senate.

H. J. R. 796, a joint resolution recognizing and congratulating the Garden Club of North Carolina, Incorporated, for fifty years of service to the citizens of the State. On motion of Senator Totherow, the joint resolution is placed on the Calendar for tomorrow, April 25.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 300, Senate Committee Substitute for H. B. 300, a bill to make it unlawful to purchase copper wire, copper pipe or scrap copper from certain types of vendors without recording certain information; and to provide a penalty for violation thereof, for concurrence in the House amendment. The Senate Committee Substitute bill is placed on the Calendar for Friday, April 25, for concurrence in the House amendment.
H. J. R. 660, a joint resolution commending the basketball, baseball and wrestling teams of North Carolina A & T State University. Referred to Committee on Rules and Operation of the Senate.

H. B. 702, a bill to establish the qualifications for members of the State Board of Elections. Referred to Committee on State Government.

H. B. 728, a bill to approve, confirm and validate the ordinance of the Town of Stoneville providing a thirty percent (30%) discount for all ad valorem taxes levied for the 1974-1975 fiscal year. Referred to Committee on Local Government and Regional Affairs.

H. B. 732, a bill relating to the compensation of the members of the Board of Education of Moore County. Referred to Committee on Education.

H. J. R. 738, a joint resolution honoring the memory of Lelia Viola Patterson. Referred to Committee on Rules and Operation of the Senate.

H. B. 740, a bill to provide compensation for the Board of Education of Northampton County. Referred to Committee on Education.

H. B. 748, a bill to authorize the Board of Education of Hyde County to convey a certain tract of land to the Sladesville Civic Club. Referred to Committee on Education.

H. B. 774, a bill to amend General Statute 139-27 to provide for the correct statutory references for enforcement of watershed assessments. Referred to Committee on Judiciary II.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 26, House Committee Substitute No. 2 for House Committee Substitute No. 1 for S. B. 26, a bill to amend General Statute 128-1.1 to define the term "elective office." Passes its second and third readings and is ordered enrolled.

S. B. 107, Committee Substitute for S. B. 107, a bill to amend General Statute 7A-41 to authorize an additional resident superior court judge in various judicial districts. On motions of Senator Whichard, the Committee Substitute bill is adopted and re-referred to the Committee on Appropriations.

S. B. 166, Committee Substitute for S. B. 166, a bill to require compliance of subdivision streets with minimum standards of the Secondary Roads Council, upon second reading. Senator Winters offers Amendment No. 1 which is adopted. Senator Gudger offers Amendment No. 2 which is adopted. Senator Gudger offers Amendment No. 3 which is adopted. Senator McNeill Smith offers Amendment No. 4. On motion of Senator Rauch, further consideration of the Committee Substitute bill, as amended, and pending amendment is postponed until Monday, April 28.
S. B. 204, Committee Substitute for S. B. 204, a bill to prevent facilitation of the unlawful taking of deer and turkey with the aid of boats by means of placing restrictions upon the possession of firearms aboard motor-propelled vessels in the Roanoke River or the Meherrin River in certain designated locations. On motion of Senator Moore, the Committee Substitute bill is adopted and is placed on the Calendar for Monday, April 28.

S. B. 257, Committee Substitute for S. B. 257, a bill to amend General Statute 7A-41 to increase the number of assistant district attorneys in certain judicial districts. On motions of Senator Whichard, the Committee Substitute bill is adopted and is re-referred to the Committee on Appropriations.

S. B. 267, a bill to require registration of all motorboats on public waters of this State, upon third reading. On motion of Senator Moore and without objection, the bill is placed on today's roll-call Calendar. Senator Moore offers Amendment No. 1 which is adopted. The bill, as amended, passes its third reading by roll-call vote, ayes 36, noes 1, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Crawford, Davis, Gudger, Hardison, Harris, Henley, Hill, Jernigan, Lackey, Marion, Mauney, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Sebo, William Smith, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, White, Winters — 36. Voting in the negative is: Senator Daniels — 1. The bill is ordered engrossed and sent to the House of Representatives.

S. B. 277, Committee Substitute for S. B. 277, a bill to amend Article 7 of Chapter 148 to prohibit the release of confidential information in inmate records. The Committee Substitute bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 352, a bill to make technical revisions to Chapter 105 of the General Statutes pertaining to taxation, upon second reading. On motion of Senator Rauch, consideration of the bill is postponed until Friday, April 25.

S. B. 355, Committee Substitute for S. B. 355, a bill to amend General Statute 110-118 to provide for the court to decide whether the custody of abused children shall be given to the Director of Social Services. The Committee Substitute bill passes its second and third readings and is ordered sent to the House of Representatives. Senator Gudger requests to be recorded voting "aye."

S. B. 367, a bill to amend Article 13-B of the General Statutes to provide therein for solid waste recycling and resource recovery. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 442, a bill to amend General Statute 153A-331 to allow developers to furnish funds for counties to purchase recreational land. The bill passes its second reading. On motion of Senator Gudger, the bill is placed on the Calendar for Friday, April 25, for third reading.

S. B. 486, Committee Substitute for S. B. 486, a bill to forbid the intimidation or interference with any judge or justice of the General Court of
Justice. Senator William Smith offers Amendment No. 1 which is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 490, a bill to amend General Statute 115-87 authorizing the clerk of the superior court to act as an arbitrator in the event of a disagreement between county or city boards of education and the tax levying authorities as to the amount of the current expense fund, the capital outlay fund, and the debt service fund, as amended, upon second reading. On motion of Senator Rauch, consideration of the bill, as amended, is postponed until Friday, April 25.

S. B. 506, a bill to amend Chapters 160A and 153A of the General Statutes to authorize cities and counties to engage in community development programs and activities, upon second reading. On motion of Senator Davis, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Crawford, Daniels, Davis, Gudger, Hardison, Harris, Hill, Jernigan, Kincaid, Lackey, Marion, Mauney, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Sebo, Lynwood Smith, McNeill Smith, William Smith, Staton, Strickland, Suddarth, Totherow, Walker, Walsh, Webster, Whichard, White, Winters — 40. The bill, as amended, remains on the Calendar.

S. B. 530, Committee Substitute for S. B. 530, a bill to add the University of North Carolina to those agencies exempt from the provisions of Chapter 150A of the General Statutes. On motions of Senator Britt, the Committee Substitute bill is adopted and is placed on the Calendar for Monday, April 28.

S. B. 557, a bill to amend General Statute 55-50(m) related to shareholders of corporations, upon third reading. On motion of Senator Rauch, consideration of the bill is postponed until Friday, April 25.

H. B. 47, Committee Substitute for H. B. 47, a bill to be known as the School Budget and Fiscal Control Act, upon second reading. On motion of Senator Rauch, consideration of the Committee Substitute bill is postponed until Friday, April 25.

H. B. 358, Committee Substitute for H. B. 358, a bill to amend Article 9 of Chapter 163 of the General Statutes to set a time certain for petitions for a new political party and for verification thereof, upon second reading. The Committee Substitute bill passes its second reading by roll-call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Jernigan, Kincaid, Lackey, Marion, Mills, Odom, Palmer, Rauch, Renfrow, Royall, Sebo, Lynwood Smith, McNeill Smith, William Smith, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 39. The Committee Substitute bill remains on the Calendar.
ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 93, an act to amend General Statute 148-45 concerning imposition of sentences upon conviction of inmates for escape violations.

S. B. 256, an act to amend General Statute 113-95.4 to provide kill reports for male deer and wild boar.

H. B. 464, an act to repeal the Fair Trade Laws.

H. B. 595, an act amending Chapter 1073 of the Session Laws of 1959, relating to the issuance of pistol permits, so as to make the same applicable to certain counties.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 10:00 A.M.

SEVENTY-THIRD DAY

SENATE CHAMBER,
Friday, April 25, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Senator Cy N. Bahakel of Mecklenburg County.

Senator Kirby for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Barker, Harrington, Henley, Mauney, Moore, Royall, and Scott for today. A leave of absence granted previously to Senator McDuffie is noted.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Strickland, for the Committee on Higher Education:

S. B. 460, a bill amending Article 19, Chapter 116, of the General Statutes of North Carolina relating to the issuance of revenue bonds for student housing, without prejudice. On motion of Senator Strickland, the bill is postponed indefinitely.
H. B. 572, Committee Substitute for H. B. 572, a bill amending Article 19, Chapter 116, of the General Statutes of North Carolina relating to the issuance of revenue bonds for student housing, with a favorable report, as amended.

By Senator Henley, for the Committee on Rules and Operation of the Senate:

S. J. R. 550, a joint resolution honoring the life and memory of W. Hance Hofler, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 662, by Senators Hardison, Suddarth, Webster, Mills, Stallings, and Kirby, a bill to broaden the energy role of the Utilities Commission, to create an Energy Policy Council to develop recommendations for a comprehensive, long-term State energy policy including an energy conservation plan, an energy management plan, an emergency energy allocation program and an energy research and development program, to transfer the Energy Division to the Utilities Commission and to establish procedures for energy crisis administration. Referred to Committee on Public Utilities and Energy.

S. B. 663, by Senators Strickland, Britt, Gudger, and Suddarth, a bill to amend the laws relating to criminal procedures. Referred to Committee on Criminal Justice and Corrections.

S. B. 664, by Senator Crawford, a bill to increase the charge for replacement registration plates from one dollar ($1.00) to five dollars ($5.00). Referred to Committee on Transportation.

S. J. R. 665, by Senator Vickery, a joint resolution creating a joint interim special legislative study committee to study the office of magistrate. Referred to Committee on Courts and Judicial Districts.

S. B. 666, by Senator Britt, a bill to amend Chapter 25 of the General Statutes, Uniform Commercial Code, in order to conform said Chapter and particularly Article 9 thereof to the 1972 official text of the Uniform Commercial Code. Referred to Committee on Judiciary II.

S. B. 667, by Senator Combs, a bill to amend Chapter 14 of the General Statutes dealing with fund raising contests for charitable purposes. Referred to Committee on Judiciary II.

S. J. R. 668, by Senators Sebo and Odom, a joint resolution creating the Legislative Study Commission on Sex Discrimination. Referred to Committee on Judiciary II.

S. J. R. 669, by Senators Sebo, Odom, and Mills, a joint resolution creating the Commission on Sexual Assaults. Referred to Committee on Criminal Justice and Corrections.
MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 475, a bill to prohibit discrimination in provisions of health insurance to any person possessing the sickle cell trait. Referred to Committee on Human Resources.

H. B. 637, a bill to provide for a two hundred fifty dollar ($250.00) minimum fine for conviction of trespass on private fishing ponds in Gaston County. Referred to Committee on Judiciary II.

H. B. 691, a bill to add counties in the Third Judicial District to the list of counties which are subject to Chapter 85A of the General Statutes regulating bail bondsmen. Referred to Committee on Judiciary I.

H. B. 699, a bill to add to General Statute 46-25 a proviso that the life tenant may cut timber only on a finding that such cutting is necessary for good husbandry. Referred to Committee on Judiciary II.

H. B. 737, a bill to amend Chapter 1155 of the 1971 Session Laws relating to the supplementary pension fund for firemen in the City of Sanford. Referred to Committee on Local Government and Regional Affairs.

H. B. 767, a bill to amend Chapter 1273, Session Laws 1958, as amended by Chapter 245, Session Laws of 1961. Referred to Committee on Local Government and Regional Affairs.

H. B. 768, a bill to authorize the City of Lincolnton to purchase a printing machine without following the formal bidding procedures. Referred to Committee on Local Government and Regional Affairs.

H. B. 783, a bill to amend General Statute 115-25 authorizing a person who teaches in the public schools to serve on the Concord City Board of Education. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 251, a bill to amend General Statute 115-157(c) to distinguish between supervisors and classified principals as to annual leave-taking. On motion of Senator Alford, consideration of the bill is postponed until Monday, April 28.

S. B. 349, a bill to authorize governmental agencies to provide housing as a last resort when replacement housing is not available to persons to be displaced by a governmental program or project, as amended, upon third reading. Amendment No. 2 offered April 23 is adopted. Senator Allsbrook offers Amendment No. 3 which is adopted. Senator Gudger offers Amendment No. 4 which is adopted. Senator Suddarth offers
Amendment No. 5. On motion of Senator Garrison, consideration of the bill, as amended, and pending amendment is postponed until Wednesday, April 30, and a working copy of the bill, with amendments in place, made available to the members with the pending amendment attached.

S. B. 352, a bill to make technical revisions to Chapter 105 of the General Statutes pertaining to taxation, upon second reading. On motion of Senator Kirby, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 32, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Britt, Childers, Daniels, Garrison, Gudger, Hardison, Harris, Hill, Kirby, Lackey, Marion, Mills, Nye, Odom, Palmer, Rauch, Renfrow, Sebo, Lynwood Smith, McNeill Smith, Saddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 32. The bill, as amended, remains on the Calendar.

S. B. 433, a bill to amend Chapter 143B-89 of the General Statutes to correct membership of North Carolina Art Society, Incorporated. On motion of Senator Alford, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 434, a bill to amend General Statute 143-135.2 pertaining to contracts for restoration of historic buildings. On motion of Senator Alford, the bill is postponed indefinitely.

S. B. 439, a bill to allow minors accompanied by parent or guardian to perform as musicians in establishments where alcoholic beverages are sold or consumed, as amended. Senator Combs moves the adoption of Amendment No. 2 offered April 18. Senator Webster offers a motion that the bill, as amended, and pending amendment do lie upon the table, which motion prevails, and the bill and pending amendment lies upon the table.

S. B. 442, a bill to amend General Statute 153A-331 to allow developers to furnish funds for counties to purchase recreational land, upon third reading. The bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 490, a bill to amend General Statute 115-87 authorizing the clerk of the superior court to act as an arbitrator in the event of a disagreement between county or city boards of education and the tax levying authorities as to the amount of the current expense fund, the capital outlay fund, and the debt service fund, as amended, upon second reading. On motion of Senator Kirby, consideration of the bill, as amended, is postponed until Friday, May 9.

S. B. 501, a bill to amend the North Carolina Pesticide Law of 1971 to clarify and simplify its provisions concerning registration of pesticides and licensing of pesticide consultants, dealers and applicators. On motion of Senator White, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.
S. B. 506, a bill to amend Chapters 160A and 153A of the General Statutes to authorize cities and counties to engage in community development programs and activities, as amended, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 27, noes 1, as follows: Those voting in the affirmative are: Senators Alford, Britt, Combs, Daniels, Davis, Gudger, Hardison, Jernigan, Kirby, Lackey, Marion, Nye, Odom, Palmer, Rauch, Renfrow, Lynwood Smith, McNeill Smith, Strickland, Suddarth, Totherow, Vickery, Walker, Webster, Whichard, White, Winters — 27. Voting in the negative is: Senator William Smith — 1. The bill, as amended, is ordered engrossed and sent to the House of Representatives.

S. B. 529, a bill to amend General Statute 115A-5 to authorize the waiver of community college tuition and fees for handicapped vocational rehabilitation clients. On motion of Senator Davis, the Committee amendment is adopted. On motion of Senator Mills, the bill, as amended, is referred to the Committee on Appropriations.

S. B. 538, a bill to transfer the Bureau of Labor for the Deaf from the Department of Labor to the Department of Human Resources. The bill passes its second reading. On objection of Senator Allsbrook to its third reading, the bill remains on the Calendar.

S. B. 557, a bill to amend General Statute 55-50(m) related to shareholders of corporations, upon third reading. The bill passes its third reading and is ordered sent to the House of Representatives. Senator Combs requests to be recorded voting “aye.”

S. B. 570, Committee Substitute for S. B. 570, a bill to amend Chapter 96 of the General Statutes known as the Employment Security Law making teachers and other secondary school personnel now covered for unemployment insurance purposes by federal law, State law, or contract who do not have an employment contract eligible for unemployment insurance benefits during the traditional non-working weeks. On motion of Senator Mills, consideration of the Committee Substitute bill is postponed until Wednesday, April 30.

S. J. R. 629, a joint resolution recognizing and congratulating the Garden Club of North Carolina, Incorporated, for fifty years of service to the citizens of the State. On motion of Senator Totherow, the joint resolution is postponed indefinitely.

H. B. 47, Committee Substitute for H. B. 47, a bill to be known as the School Budget and Fiscal Control Act, upon second reading. On motion of Senator Kirby, Committee Amendments No. 1, No. 2, No. 3, No. 4, No. 5, No. 6, and No. 7 are adopted. Senator White offers Amendment No. 8 which he subsequently withdraws. On motion of Senator Kirby, further consideration of the Committee Substitute bill, as amended, is postponed until Thursday, May 8, with a working copy, with amendments in place, made available to the members.
H. B. 358, Committee Substitute for H. B. 358, a bill to amend Article 9 of Chapter 163 of the General Statutes to set a time certain for petitions for a new political party and for verification thereof, upon third reading. The Committee Substitute bill passes its third reading by roll-call vote, ayes 29, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Britt, Combs, Daniels, Davis, Hardison, Harris, Jernigan, Kirby, Lackey, Marion, Nye, Odom, Palmer, Rauch, Renfrow, Sebo, Lynwood Smith, McNeill Smith, William Smith, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 29. The Committee Substitute bill is ordered enrolled.

H. B. 450, a bill to provide for a new charter for the City of Morganton, upon third reading. The bill passes its third reading by roll-call vote, ayes 32, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Britt, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harris, Jernigan, Kincaid, Kirby, Lackey, Marion, Mills, Nye, Palmer, Rauch, Renfrow, Lynwood Smith, McNeill Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, White, Winters — 32. The bill is ordered enrolled.

H. J. R. 796, a joint resolution recognizing and congratulating the Garden Club of North Carolina, Incorporated, for fifty years of service to the citizens of the State. Passes its second and third readings and is ordered enrolled.

On motion of Senator Mills, the Senate adjourns to meet Monday at 8:00 P.M.

SEVENTY-FOURTH DAY

SENATE CHAMBER,
Monday, April 28, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants a leave of absence to Senator Walsh for tonight.

The President recognizes the following pages serving in the Senate this week: Rhonda Grant, Louisburg; Gina Herring, Wilmington; Bobbie Hudler, Hamptonville; Lisa Kincaid, Lenoir; Tony Morris, Charlotte; Mike Morley, Fayetteville; Leslie Rudd, Wrightsville Beach; Gwendolyn Lamm, Kenly; Linda Kaye Harrison, Boonville; Mary Moorman, Fayetteville; Amy Shelton, Gastonia; Terri Horton, Charlotte; Teresa Hensley, Asheville; Mandy
Bowers, Lexington; Nan Webb, Charlotte; Susan Lloyd, Fayetteville; Calvin Warren, Jr., Selma; Robert Kimrey, Lexington; Freida Johnson, Wilson; Julie Jackson, Charlotte; Kimb Huntley, Mooresville; Jean Hook, Mebane.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Henley for the Committee on Rules and Operation of the Senate:

H. J. R. 782, a joint resolution fixing time and place for a Joint Session of the Senate and House of Representatives to nominate candidates for the Board of Governors of the University of North Carolina, with a favorable report. On motion of Senator Strickland, the rules are suspended and the joint resolution is placed on the Calendar for immediate consideration. The joint resolution passes its second and third readings and is ordered enrolled.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 670, by Senators Marion and Davis, a bill to appropriate funds for the preservation of the Town of Historic Rockford, North Carolina. Referred to Committee on Appropriations.

S. B. 671, by Senators Combs and Lackey, a bill to appropriate funds to the Department of Transportation and Highway Safety to provide payment for the construction of a highway patrol communications station to be located in Catawba County. Referred to Committee on Appropriations.

S. B. 672, by Senators Garrison, Scott, Lynwood Smith, Stallings, and Barker, a bill to amend General Statute 159-30(c)(5) in order to update language allowing investment of idle funds by local government officials in savings and loan associations. Referred to Committee on Banking.

S. B. 673, by Senators Garrison, Scott, Lynwood Smith, Stallings, and Barker, a bill to amend General Statute 147-69.1 in order to allow State government officials to invest idle funds in certificates, shares, or deposits in savings and loan associations. Referred to Committee on Banking.

S. B. 674, by Senators Hardison, Gudger, Mills, Kincaid, Royall, and Henley, a bill to establish human rights committees within the Division of Mental Health Services of the Department of Human Resources. Referred to Committee on Human Resources.

S. B. 675, by Senator Stallings, a bill to appropriate funds to the Division of Health Services, Department of Human Resources to enable local health departments to administer environmental standards. Referred to Committee on Appropriations.
S. B. 676, by Senator McNeill Smith, a bill to prevent excessive noise by motor vehicles. Referred to Committee on Transportation.

S. B. 677, by Senator Mills, White, and McDuffie, a bill to amend General Statute 115-157 to allow public school teachers employed on a 10 month basis to be paid in 12 monthly installments instead of 10 monthly installments. Referred to Committee on Education.

S. B. 678, by Senators Mills, McDuffie, and Strickland, a bill to raise the minimum salaries of law enforcement officers and to extend the application of the Law Enforcement Officers Minimum Salary Act. Referred to Committee on Law Enforcement and Crime Control.

S. B. 679, by Senator Nye, a bill to provide for greater coordination of law enforcement activities among the Attorney General, the several district attorneys and sheriffs of the several counties of North Carolina. Referred to Committee on Criminal Justice and Corrections.

S. B. 680, by Senators Mauney, Mills, Marion, and McNeill Smith, a bill to amend General Statute 20-183.2(b)(2) relating to automobile inspection. Referred to Committee on Judiciary II.

S. B. 681, by Senators McDuffie, Mills, Totherow, Davis, Barker, Winters, Hill, Palmer, and Gudger, a bill to require counties and municipalities to secure appraisals on property before purchase. Referred to Committee on Local Government and Regional Affairs.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H. J. R. 735, a joint resolution honoring the life and memory of W. Hance Hoffer. On motion of Senator Whichard, the rules are suspended, and the joint resolution is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 8, a bill to raise the minimum wage to two dollars per hour. Referred to Committee on Manufacturing, Labor and Commerce.

H. J. R. 24, a joint resolution continuing the Criminal Code Commission. Referred to Committee on Judiciary II.

H. B. 459, Committee Substitute for H. B. 459, a bill to amend General Statute 105-286 to permit county boards of Commissioners to extend the date of octennial property reappraisals. Referred to Committee on Finance.
H. B. 554, Committee Substitute for H. B. 554, a bill to allow the people of Brunswick County to decide by referendum whether the county seat, the courthouse, and all other buildings and agencies of Brunswick County should be relocated from Southport to the general vicinity of Supply and Bolivia, and to establish guidelines for the relocation. Referred to Committee on Local Government and Regional Affairs.

H. B. 566, a bill to amend the charter of the City of Rocky Mount. Referred to Committee on Local Government and Regional Affairs.

H. B. 643, a bill to amend General Statute 130-10 relating to the rules, regulations and directives of the Commission for Health Services. Referred to Committee on Human Resources.

H. B. 644, a bill to amend General Statute 130-13(c) to clarify terms of office of county commissioners on county boards of health. Referred to Committee on Human Resources.

H. B. 731, a bill to amend General Statute 130-9(c) relating to the powers and duties of the Department of Human Resources and Commission for Health Services. Referred to Committee on Human Resources.

H. B. 742, a bill to increase from two thousand dollars ($2,000) to five thousand dollars ($5,000) the amount of deposit required for Lee County professional bondsmen. Referred to Committee on Judiciary I.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 166, Committee Substitute for S. B. 166, a bill to require compliance of subdivision streets with minimum standards of the Secondary Roads Council, as amended, upon second reading. Senator McNeill Smith moves the adoption of Amendment No. 4 offered April 24. Senator McNeill Smith calls the previous question, seconded by Senator Moore. The call is sustained. Amendment No. 4 fails of adoption. Senator Crawford offers Amendment No. 5 which is adopted. Senator Winters calls the previous question, seconded by Senator Hardison. The call is sustained. The Committee Substitute bill, as amended, passes its second reading by roll-call vote, ayes 42, noes 3, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Henley, Hill, Jernigan, Kirby, Lackey, Marion, Mauney, McDuffie, Mills, Moore, Odom, Palmer, Rauch, Renfrow, Royall, Sebo, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Whichard, White, Winters — 42. Those voting in the negative are: Senators Harris, Kincaid, Nye — 3. The Committee Substitute bill, as amended, remains on the Calendar.

S. B. 204, Committee Substitute for S. B. 204, a bill to prevent facilitation of the unlawful taking of deer and turkey with the aid of boats by means of placing restrictions upon the possession of firearms aboard motor-propelled vessels in the Roanoke River or the Meherrin River in certain
designated locations. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 352, a bill to make technical revisions to Chapter 105 of the General Statutes pertaining to taxation, as amended, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Mills, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Totherow, Vickery, Walker, Whichard, White, Winters — 42. The bill, as amended, is ordered engrossed and sent to the House of Representatives.

S. B. 411, a bill limiting powers of trustees and agents connected with "blind" or "curtained" trusts dealing with real estate, for concurrence in the House amendments. On motion of Senator Hill, the Senate concurs in the House amendments and the bill is ordered enrolled.

S. B. 427, a bill to authorize and direct the Board of Commissioners of Bertie County to call an election to determine whether the County shall by ordinance prohibit hunting from the public roads, streets and highways in said County. Passes its second and third readings and is ordered sent to the House of Representatives.

S. J. R. 550, a joint resolution honoring the life and memory of W. Hance Hoffer. On motion of Senator Whichard, the joint resolution is postponed indefinitely.

H. B. 3, a bill to repeal Chapter 1041 of the 1973 Session Laws (Second Session, 1974) which Act amended General Statute 62-133(c) to allow the North Carolina Utilities Commission, in establishing public utility rates, to use a test period of 12 months commencing on the first day of the month following the date the rates are proposed to become effective. On motion of Senator Webster, the Committee amendment is adopted. The bill, as amended, passes its second reading. On objection of Senator Childers to its third reading, the bill, as amended, remains on the Calendar.

H. B. 266, Committee Substitute for H. B. 266, a bill authorizing municipalities in the State of North Carolina to jointly cooperate in the generation and transmission of electric power and energy and to jointly own and operate facilities therefor; providing for the creation of joint agencies therefor; and providing for the issuance of revenue bonds to finance the costs thereof, upon second reading. On motion of Senator Britt, Committee Amendments No. 1, No. 2, No. 3, and No. 4 are adopted. The Committee Substitute bill, as amended, passes its second reading by roll-call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Britt, Childers, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker,
Webster, White, Winters — 44. The Committee Substitute bill, as amended, remains on the Calendar.

H. B. 300, Senate Committee Substitute for H. B. 300, a bill to make it unlawful to purchase copper wire, copper pipe or scrap copper from certain types of vendors without recording certain information; and to provide a penalty for violation thereof, for concurrence in the House amendment. On motion of Senator Strickland, the Senate concurs in the House amendment and the Senate Committee Substitute bill is ordered enrolled.

H. J. R. 721, a joint resolution honoring the life and memory of Frances Blount Renfrow Doak, distinguished citizen of North Carolina. Passes its second and third readings and is ordered enrolled. On motion of Senator Jernigan, and without objection, the joint resolution is recorded in the Journal. (The text of this joint resolution appears in the Appendix.)

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 26, an act to amend General Statute 128-1.1 to define the term "elective office."

S. B. 409, an act to permit certain retirement service credits for solicitors of the Recorder's Courts of Robeson County prior to such time they were assimilated by the Administrative Office of the Courts.

S. J. R. 445, a joint resolution honoring the ROTC Units and members in North Carolina and our Nation.

S. B. 500, an act to authorize the qualified voters of the City of Asheboro to determine whether or not wine and malt beverages may legally be sold and whether or not alcoholic beverage control stores may legally be operated in said City.

S. B. 601, an act to ratify, approve, confirm and validate all proceedings taken by the governing boards of units of local government in connection with the authorization of bonds of said units.

S. J. R. 643, a joint resolution recognizing National Secretaries Week and honoring secretaries throughout the State.

H. B. 358, an act to amend Article 9 of Chapter 163 of the General Statutes to set a time certain for petitions for a new political party and for verification thereof.

H. B. 450, an act to provide for a new charter for the City of Morganton.

H. B. 601, an act requiring the payment of delinquent taxes in Watauga and Stokes County before recording deeds conveying property subject to delinquent taxes.
H. J. R. 796, a joint resolution recognizing and congratulating the Garden Club of North Carolina, Incorporated, for fifty years of service to the citizens of the State.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 12:30 P.M.

SEVENTY-FIFTH DAY

SENATE CHAMBER,
Tuesday, April 29, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend E. G. Agsten, Presbyterian Minister of Raleigh.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants a leave of absence to Senator Bahakel for today.

S. B. 519. On motion of Senator Whichard, S. B. 519, a bill to amend General Statute 135-56 to include prior time served as clerk of superior court as creditable service in the Judicial Retirement System, the rules are suspended and the bill is taken from the Committee on Courts and Judicial Districts and re-referred to the Committee on Appropriations.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator White, for the Committee on Agriculture:

S. B. 410, a bill to provide for the eradication of the boll weevil, with a favorable report. On motion of Senator White, the bill is re-referred to the Committee on Appropriations.

S. B. 633, a bill to amend the North Carolina Feed Law of 1973 to exempt certain manufacturers of commercial feed from the inspection fee, with a favorable report. On motion of Senator White, the bill is re-referred to the Committee on Finance.

By Senator Whichard, for the Committee on Courts and Judicial Districts:

S. J. R. 665, a joint resolution creating a joint interim special legislative study committee to study the office of magistrate, with a favorable report.
On motion of Senator Whichard, the joint resolution is re-referred to the Committee on Appropriations.

By Senator Gudger, for the Committee on Criminal Justice and Corrections:

S. B. 429, a bill to require that sentences imposed upon escaping prisoners be consecutively imposed upon termination of the term of sentence for which currently held, with an unfavorable report.

S. B. 619, a bill to authorize the Secretary of Correction to contract for confinement and treatment of persons convicted of public drunkenness, with a favorable report, as amended.

H. B. 104, a bill to amend General Statute 148-26 to prohibit the employment of inmates within the State prison system at any of the schools administered by the State Department of Youth Development, with a favorable report, as amended.

By Senator Kirby, for the Committee on Finance:

S. B. 262, a bill to provide an additional tax exemption for hemophiliacs, with a favorable report, as amended.

H. B. 267, Committee Substitute for H. B. 267, a bill to increase the fees for licenses sold by the Wildlife Resources Commission, with a favorable report.

By Senator Allsbrook, for the Committee on Judiciary I:

H. B. 205, a bill to authorize counties to offer rewards for information leading to the arrest and conviction of persons damaging county property, with a favorable report.

By Senator Staton, for the Committee on Natural and Economic Resources:

S. B. 296, a bill to provide for the control and regulation of outdoor advertising and junkyards within the vicinity of the Blue Ridge Parkway, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Staton, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

By Senator Harrington, for the Committee on Transportation:

S. J. R. 657, a joint resolution designating the bridge to be constructed to span the Yadkin River at Siloam the Hugh and Ola Atkinson Memorial Bridge, with a favorable report.

H. B. 485, a bill to increase service fee for nonresident motorist to recover cost, with a favorable report. On motion of Senator Harrington, the bill is re-referred to the Committee on Finance.

H. B. 486, a bill to adjust Department of Motor Vehicles' accident report copy fee to recover cost, with a favorable report. On motion of Senator Harrington, the bill is re-referred to the Committee on Finance.
H. B. 487, a bill to adjust Department of Motor Vehicles' operator's or chauffeur's license restoration fee to recover cost, with a favorable report. On motion of Senator Harrington, the bill is re-referred to the Committee on Finance.

H. B. 531, a bill to amend General Statute 76-14 relating to the fees of Cape Fear River pilots, with a favorable report.

H. B. 538, a bill to establish a fee for motor vehicle operator's learner's permit to recover cost, with a favorable report. On motion of Senator Harrington, the bill is re-referred to the Committee on Finance.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 682, by Senators Kirby and Alford, a bill appropriating funds to the Department of Natural and Economic Resources for the purchase and operation of a forest fire control plowing unit for Vance, Granville, Person, and Caswell Counties. Referred to Committee on Appropriations.

S. B. 683, by Senators Gudger and Hardison, a bill to appropriate general funds to the Division of Mental Health Services of the Department of Human Resources for purposes of establishing and funding human rights committees at each of the State's four mental retardation centers and four psychiatric hospitals. Referred to the Committee on Appropriations.

S. B. 684, by Senators Winters and Barker, a bill to amend the animal fighting statutes. Referred to Committee on Judiciary II.

On motion of Senator Stallings, the rules are suspended to allow the introduction in today's Session of the following local bill:

S. B. 685, by Senator Stallings, a bill to provide for the election and terms of office of the Board of Education of Craven County, and to fix the districts for the Board. Referred to the Committee on Local Government and Regional Affairs.

S. B. 686, by Senator William Smith, a bill to transfer the Ports Authority from the Department of Transportation to the Department of Commerce and to delineate the powers of the Ports Authority. Referred to Committee on Transportation.

S. B. 687, by Senators Crawford, McDuffie, Royall, Hardison, and Kincaid, a bill to charge an additional registration fee of ten dollars ($10.00) for each National Guard license plate issued by the Department of Transportation. Referred to Committee on Transportation.

S. B. 688, by Senators Crawford, Royall, Hardison, McDuffie, and Kincaid, a bill to increase the additional registration fee for special plates issued to amateur radio operators from four dollars ($4.00) to ten dollars ($10.00). Referred to Committee on Transportation.
S. B. 689, by Senators Crawford, Royall, Hardison, McDuffie, and Kincaid, a bill to assess an additional fee of ten dollars ($10.00) for special license plates issued to officials of the judicial, legislative, and administrative branches of State government. Referred to Committee on Transportation.

S. B. 690, by Senators Crawford, Royall, Hardison, McDuffie, and Kincaid, a bill to increase the additional registration fee for special plates issued to members of the North Carolina Wing of the Civil Air Patrol from five dollars ($5.00) to ten dollars ($10.00). Referred to Committee on Transportation.

S. B. 691, by Senators White, Hardison, Moore, Harrington, Allsbrook, William Smith, Strickland, Webster, Alford, Daniels, Walsh, Britt, Lackey, Renfrow, Kirby, Lynwood Smith, Whichard, Alexander, Totherow, Barker, Scott, and Stallings, a bill to amend sections of the Machinery Act relative to valuation of farm land at its present use value. Referred to Committee on Finance.

S. B. 692, by Senator Strickland, a bill to amend Chapter 117 of the General Statutes of North Carolina to delete the proviso concerning compensation for directors. Referred to Committee on Judiciary II.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

H. B. 124

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on House Bill 124, "a bill to be entitled an Act to amend General Statute 148-45 which relates to escapes from prison" to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
GRACE A. COLLINS
Principal Clerk

H. J. R. 782

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that pursuant to House Joint Resolution 782, "a joint resolution fixing time and place for a Joint Session of the Senate and House of Representatives to nominate candidates for the Board of Governors of the
University of North Carolina," the House of Representatives stands ready to receive the Senate in Joint Session at the hour appointed.

Respectfully,
GRACE A. COLLINS
Principal Clerk

On motion of Senator Henley, pursuant to H. J. R. 782, the Senate recesses to meet in Joint Session with the House of Representatives for the purpose of nominating candidates for the University of North Carolina Board of Governors and upon dissolution to return to the Senate Chamber to resume consideration of business.

JOINT SESSION

The Senate is received by the members of the House of Representatives standing, and the Joint Session is called to order by Lieutenant Governor James B. Hunt, Jr.

The Clerk of the Senate calls the roll of the Senate and the following members answer the call: Senators Alexander, Alford, Allsbrook, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kineaíd, Kirby, Lackey, Marion, Mauney, McDuffie, Mills, Nye, Odom, Palmer, Rauch, Renfrôw, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 48.


A quorum of each House being declared present, the Joint Session proceeds with the business for which it convenes.

Representative Schwartz sends forward the following report of the Joint Committee:
Mr. President, Mr. Speaker, Ladies and Gentlemen of the Joint Session:

Pursuant to H. J. R. 782, the Senate Committee on Higher Education and the House Committee for the University Board of Governors Nominating Committee have met in Joint Session to consider candidates for seats on the Board of Governors of the University of North Carolina.

The Joint Committee wishes to place the following names in nomination for the ten (10) seats to be open on the Board of Governors July 1, 1975:

Women's Category 8-Year Term
1. Mrs. Adelaide Fortune Holderness — Greensboro, North Carolina
2. Mrs. Margaret Harper — Southport, North Carolina

Minority Race Category 8-Year Term
1. Ms. Eva Clayton — Soul City, North Carolina
2. Mr. Louis Randolph — Washington, North Carolina

Republican Category 8-Year Term
1. Mr. Harley F. Shuford, Jr. ("Buck") — Hickory, North Carolina
2. Mr. W. W. Taylor, Jr. ("T") — Raleigh, North Carolina

At-Large Category 8-Year Term
1. Mr. Gordon Allen — Roxboro, North Carolina
2. Mr. Irwin Belk — Charlotte, North Carolina
3. Dr. Lacy N. Caple — Lexington, North Carolina
4. Mr. A. B. Coleman, Jr. — Hillsborough, North Carolina
5. Mr. Lenox G. Cooper — Wilmington, North Carolina
6. Mr. Wayne A. Corpening — Winston-Salem, North Carolina
7. Mr. Charles B. Deane, Jr. — Rockingham, North Carolina
8. Mr. Daniel C. Gunter — Gastonia, North Carolina
9. Mr. John R. Jordan, Jr. — Raleigh, North Carolina
10. Mr. E. G. Lackey — Wilmington, North Carolina
11. Mr. Lorimer W. Midgett — Elizabeth City, North Carolina
12. Mr. Fred Moore Mills, Jr. — Wadesboro, North Carolina
13. Mr. Clint Newton — Shelby, North Carolina
14. Mr. George E. Norman, Jr. — Greensboro, North Carolina
15. Mr. John A. Prevost — Hazelwood, North Carolina
16. Mr. Robert Lee Pugh — New Bern, North Carolina
17. Mr. Thomas Franklin Williams — Belmont, North Carolina

Minority Race Category 6-Year Term
1. Mr. J. Mills Holloway — Raleigh, North Carolina
2. Mr. Joseph J. Sansom, Jr. — Raleigh, North Carolina

At-Large Category 2-Year Term
1. Mr. Clark S. Brown — Winston-Salem, North Carolina
2. Mr. W. C. Harris, Jr. — Raleigh, North Carolina
3. Mr. Jesse C. Johnson, Jr. — Mayodan, North Carolina
4. Mrs. Celeste Loftin — Asheville, North Carolina
5. Mrs. Betty McCain — Wilson, North Carolina

Respectfully submitted,
/S/ THOMAS E. STRICKLAND
Chairman
Senate Committee on Higher Education
/S/ B. D. SCHWARTZ
Chairman
The University Board of Governors
Nominating Committee

On motion of Representative Huskins, the report is adopted.

Senator Strickland, Chairman of the Senate Committee on Higher Education, states that after any nominations from the floor are made, the respective Bodies will elect members of the University of North Carolina Board of Governors as follows:

By the Senate: One minority race member, one Republican member, and three members-at-large.

By the House of Representatives: One woman member, one minority race member, two members-at-large for an eight-year term, and one member-at-large for a two-year term.

The President opens the floor to nominations. There are no nominations offered from the floor.

Representative Schwartz moves that the nominations be closed, which motion prevails.

On motion of Senator Henley, the Joint Session is dissolved and the Senate returns to its Chamber.

The Senate resumes consideration of its regular business.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 210, Senate Committee Substitute for House Committee Substitute for H. B. 210, a bill making it a crime for any person to wilfully trespass upon or damage a public school bus, for concurrence in the House amendment. The Senate Committee Substitute bill is placed on the Calendar for Wednesday, April 30, for concurrence in the House amendment.

H. B. 484, Committee Substitute for H. B. 484, a bill to provide funds for the operation of the Financial Security Section of the Department of Motor Vehicles. Referred to Committee on Finance.
H. B. 516, a bill to make Chapter 895 of the 1967 Session Laws applicable to Forsyth County. Referred to Committee on Local Government and Regional Affairs.

H. B. 606, a bill to repeal General Statute 15-48 relating to outlawry. Referred to Committee on Criminal Justice and Corrections.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 147, a bill to be known as the Legislative Ethics Act. Senator Henley offers Amendments No. 1, No. 2, No. 3, and No. 4 which are adopted. Senator Moore offers Amendments No. 5 and No. 6 which fail of adoption. Senator Moore offers Amendments No. 7 and No. 8 which are adopted. Senator Strickland offers Amendment No. 9 which he subsequently withdraws. Senator Staton offers Amendment No. 10 which fails of adoption. Senator Gudger offers Amendment No. 11 which he subsequently withdraws. Senator Rauch offers Amendment No. 12. Senator Moore offers Amendment No. 12-A. Senator Moore calls the previous question, seconded by Senator Harrington. The call is sustained. Amendment No. 12-A fails of adoption. Without objection, Senators Allsbrook and Davis are excused from voting. Amendment No. 12 fails of adoption. Without objection, Senator Davis is excused from voting. Senator Henley calls the previous question, seconded by Senator Alford. Senator Henley offers a motion that other amendments be offered, held pending, reproduced, and made available to the members after the second reading of the bill, as amended, which motion prevails. The call is sustained. The bill, as amended, passes its second reading. Senator Gudger offers Amendments No. 13 and No. 14. Senator Strickland offers Amendment No. 15. Senator William Smith offers Amendment No. 16. Senator Davis offers Amendment No. 17. Senator Whichard offers Amendment No. 18. On objection of Senator Henley to its third reading the bill, as amended, with pending amendment, remains on the Calendar.

S. B. 166, Committee Substitute for S. B. 166, a bill to require compliance of subdivision streets with minimum standards of the Secondary Roads Council, as amended, upon third reading. Senator Suddarth offers Amendment No. 6, held not to be material, which is adopted. The Committee Substitute bill, as amended, passes its third reading by roll-call vote, ayes 43, noes 1, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Britt, Childers, Combs, Daniels, Garrison, Gudger, Hardison, Harris, Henley, Hill, Jernigan, Kirby, Lackey, Marion, Mauney, McDuffie, Mills, Moore, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 43. Voting in the negative is: Senator Nye — 1. The Committee Substitute bill, as amended, is ordered engrossed and sent to the House of Representatives.
S. B. 296, Committee Substitute for S. B. 296, a bill to provide for the control and regulation of outdoor advertising and junkyards within the vicinity of the Blue Ridge Parkway. On motion of Senator Staton, the Committee Substitute bill is adopted and is placed on the Calendar for Thursday, May 1.

S. B. 538, a bill to transfer the Bureau of Labor for the Deaf from the Department of Labor to the Department of Human Resources, upon third reading. The bill passes its third reading and is ordered sent to the House of Representatives.

H. B. 3, a bill to repeal Chapter 1041 of the 1973 Session Laws (Second Session, 1974) which Act amended General Statute 62-133(c) to allow the North Carolina Utilities Commission, in establishing public utility rates, to use a test period of 12 months commencing on the first day of the month following the date the rates are proposed to become effective, as amended, upon third reading. The bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendment, by special messenger.

H. B. 266, Committee Substitute for H. B. 266, a bill authorizing municipalities in the State of North Carolina to jointly cooperate in the generation and transmission of electric power and energy and to jointly own and operate facilities therefor; providing for the creation of joint agencies therefor; and providing for the issuance of revenue bonds to finance the costs thereof, as amended, upon third reading. The Committee Substitute bill, as amended, passes its third reading by roll-call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Britt, Childers, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Kincaid, Kirby, Lackey, Marion, Mauney, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Sebo, Lynwood Smith, William Smith, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 41. The Committee Substitute bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 572, Committee Substitute for H. B. 572, a bill amending Article 19, Chapter 116, of the General Statutes of North Carolina relating to the issuance of revenue bonds for student housing, upon second reading. On motion of Senator Strickland, consideration of the Committee Substitute bill is postponed until Thursday, May 1.

CONFERENCE REPORT

H. B. 124. Senator Gudger, for the Conferrees appointed to consider the differences arising between the Senate and House of Representatives upon H. B. 124, a bill to amend General Statute 148-45 which relates to escapes from prisons, submits the Conference Report. The Report is received and placed on the Calendar for Wednesday, April 30, for adoption.
ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 411, an act limiting powers of trustees and agents connected with "blind" or "curtained" trusts dealing with real estate.

H. B. 300, an act to prohibit the transportation of copper without documentation of origin.

H. J. R. 721, a joint resolution honoring the life and memory of Frances Blount Renfrow Doak, distinguished citizen of North Carolina.

H. J. R. 735, a joint resolution honoring the life and memory of W. Hance Hoffer.

H. J. R. 782, a joint resolution fixing time and place for a Joint Session of the Senate and House of Representatives to nominate candidates for the Board of Governors of the University of North Carolina.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.

SEVENTY-SIXTH DAY

Senate Chamber,
Wednesday, April 30, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Garrison, for the Committee on Banking:

H. B. 322, a bill to rewrite General Statute 24-1.1A removing the interest rate ceiling on home loans secured by first mortgages or first deeds of trust and removing prepayment penalties on certain home loans, with a favorable report. On motion of Senator Garrison, the bill is placed on the Calendar for Tuesday, May 6.
By Senator Britt, for the Committee on Judiciary II:

S. B. 260, a bill to amend Article IV of the Constitution of North Carolina, to require justices, judges of the General Court of Justice, to be licensed to practice law, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Britt, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 554, a bill to amend Article 8 of Chapter 20 of the General Statutes to provide for action by the Commissioner of Motor Vehicles in lieu of superior court with right of review under Article 4 of Chapter 150 of the General Statutes, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Britt, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 567, a bill to amend Article 13 of Chapter 90 of the General Statutes to revise the laws relating to funeral directors and embalmers, with a favorable report, as amended.

H. B. 511, a bill to amend General Statute 153A-159, with a favorable report.

H. B. 626, a bill to increase the amount payable in suits against State employees and to provide that such coverage is excess over commercial liability insurance, with a favorable report.

H. B. 628, a bill to provide that coverage afforded State law enforcement officers is excess over commercial liability insurance, with a favorable report.

By Senator Davis, for the Committee on Local Government and Regional Affairs:

S. B. 50, a bill to increase the travel allowance of members of the Pender County Board of Education, with an unfavorable report.

S. B. 212, a bill to authorize counties to require registration of mobile homes, without prejudice. On motion of Senator Davis, the bill is re-referred to the Committee on Finance.

S. B. 452, a bill to permit counties to restructure their governing boards in the same manner as many cities, with a favorable report.

S. B. 456, a bill to amend Chapter 1100, Session Laws of 1973, Second Session 1974, the same being the 1974 Rural Hall Incorporation Act, with a favorable report.

S. B. 560, a bill to extend the corporate limits of the Town of Winterville, with a favorable report.

S. B. 574, a bill to approve, confirm and validate the ordinance of the Town of Stoneville providing a thirty percent (30%) discount for all ad valorem taxes levied for the 1974-1975 fiscal year, without prejudice. On motion of Senator Davis, the bill is re-referred to the Committee on Finance.
S. J. R. 576, a joint resolution to establish the North Carolina Joint Legislative Commission on Intergovernmental Relations, with a favorable report, as amended. On motion of Senator Davis, the joint resolution is re-referred to the Committee on Appropriations.

S. B. 592, a bill to provide staggered terms of four years for the Board of County Commissioners of Person County, with a favorable report.

S. B. 607, a bill to amend the charter of the City of Wilmington, with a favorable report.

S. B. 608, a bill to amend Chapter 26 of the Private Laws of 1937, as amended, to provide that the Firemen's Pension Fund of Wilmington shall be administered by the Pension Board of the City of Wilmington, with a favorable report.

S. B. 609, a bill to amend Chapter 995 of the 1963 Session Laws to provide for the appointment or election of a retirement board for employees of the City of Wilmington, with a favorable report.

S. B. 610, a bill to amend Chapter 55 of the Private Laws of 1915, as amended, to provide that the Police Pension Fund of Wilmington shall be administered by the Pension Board of the City of Wilmington, with a favorable report.

S. B. 617, a bill to amend Chapter 708 of the Session Laws of North Carolina of 1943, as amended, to provide that the retirement system of the City of Wilmington shall be administered by the Pension Board of the City of Wilmington, with a favorable report.

S. B. 626, a bill to authorize the governing body of the Town of Highlands to accept funds and to establish and administer a scholarship program for graduates of Highlands High School, with a favorable report, as amended.

H. B. 169, a bill to provide a referendum in Burke County to determine whether there should be a county police department, with an unfavorable report.

H. B. 309, a bill to provide a consolidated and revised charter for the City of Mount Holly in Gaston County, with a favorable report.

H. B. 353, a bill to amend Chapter 456 of the 1965 Session Laws relating to increasing the travel allowance of the members of the Board of County Commissioners and Board of Education for Pender County to fifteen cents per mile, with a favorable report.

H. B. 373, a bill to prescribe the dates during which candidates for election to the Albemarle City Board of Education appropriately file notice of their candidacy, with a favorable report.

H. B. 469, a bill to amend General Statute 47-30 to make Harnett County subject to the provisions of the State mapping requirements, with a favorable report.
H. B. 495, a bill to revise and consolidate the charter of the Town of Landis and to repeal prior charter Acts, with a favorable report.

H. B. 499, a bill relating to the use of firearms in Gates County, with a favorable report, as amended.

H. B. 512, a bill ratifying past compensation paid prior to October 1, 1974, to members of the Union County Board of Education and to provide for the compensation of members of the Union County Board of Education, with a favorable report.

H. B. 532, a bill to fix the compensation of the members of the Board of Graded School Trustees of Mooresville, North Carolina, with a favorable report.

H. B. 552, a bill to authorize the Towns of Angier, Coats and Lillington to convey water facilities to the County of Harnett, with a favorable report.

H. B. 602, a bill to amend General Statute 47-30(k) to delete Watauga County so that the State mapping requirements will apply to Watauga County, with a favorable report.

H. B. 608, a bill to amend Chapter 1371 of the 1973 Session Laws (Second Session 1974) relating to the employment of an assistant coroner, with a favorable report.

H. B. 618, a bill to provide for the filling of vacancies in the offices of sheriff, county commissioners and register of deeds in Beaufort County, with a favorable report.

H. B. 620, a bill to amend General Statute 160A-241 so as to authorize municipalities and political divisions of municipalities to use the procedure provided in Article 9 of Chapter 136 of the General Statutes as specifically authorized by General Statute 136-66.3(c) in acquiring lands, easements, privileges, rights-of-way and other interests for public purposes in the exercise of the power of eminent domain, and providing that this Act shall apply only to the City of Kinston, with a favorable report.

H. B. 728, a bill to approve, confirm and validate the ordinance of the Town of Stoneville providing a thirty percent (30%) discount for all ad valorem taxes levied for the 1974-1975 fiscal year, without prejudice. On motion of Senator Davis, the bill is re-referred to the Committee on Finance.

By Senator Lynwood Smith, for the Committee on Manufacturing, Labor and Commerce:

S. B. 480, a bill to provide for the safety and health of miners in the State of North Carolina, to provide for the enforcement and administration of this Act, and to provide authorization to enter into an agreement between the State and the federal government, with a favorable report.

H. B. 8, a bill to raise the minimum wage to two dollars per hour, with a favorable report.
H. B. 542, a bill to provide for the safety and health of miners in the State of North Carolina, to provide for the enforcement and administration of this Act, and to provide authorization to enter into an agreement between the State and the federal government, with a favorable report.

H. B. 543, a bill to amend the Workmen’s Compensation Act so as to provide payment for damage to prosthetic devices, with a favorable report.

By Senator Staton, for the Committee on Natural and Economic Resources:

S. B. 245, a bill to amend Chapter 143B, Article 7 of the General Statutes relating to the powers of the Environmental Management Commission, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Staton, the rules are suspended and the Committee Substitute bill is placed on today’s Calendar.

S. B. 246, a bill to amend the Well Construction Act, General Statute 87-83 et seq., to better protect the ground water resources of the State, without prejudice. On motion of Senator Staton, the bill is postponed indefinitely.

S. B. 365, a bill to control beverage container litter, with an unfavorable report.

S. B. 369, a bill to provide tax benefits for capital investments in recycling and resource recovering facilities or equipment, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Staton, the rules are suspended and the Committee Substitute bill is placed on today’s Calendar.

S. B. 375, a bill to provide a means to clean up oil spills and spills of other pollutants, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Staton, the rules are suspended and the Committee Substitute bill is placed on today’s Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 693, by Senator Whichard, a bill to provide that, for purposes of the Driver License Article of Chapter 20, a defendant who has failed to appear over 90 days for a traffic offense shall be deemed convicted. Referred to Committee on Judiciary II.

S. B. 694, by Senator Whichard, a bill to allow a properly certified copy of a Department of Motor Vehicles record of prior convictions for driving under the influence of intoxicating liquor or drugs to constitute prima facie evidence of such convictions. Referred to Committee on Judiciary II.

S. B. 695, by Senator Whichard, a bill to protect minor children who are injured or damaged in certain motor vehicle accidents. Referred to Committee on Judiciary II.
S. B. 696, by Senator Whichard (by request), a bill to prohibit the dangerous discharge of firearms in the immediate vicinity of a habitation. Referred to Committee on Judiciary II.

S. B. 697, by Senator Combs, a bill to amend General Statute 115-74.1 requiring a vote of the people in the districts affected on any plan of consolidation or merger of county and city school administrative units located in the same county. Referred to Committee on Local Government and Regional Affairs.

S. B. 698, by Senators Staton, Barker, Winters, Royall, Strickland, and Whichard, a bill to allow State employees to authorize salary deductions for the combined United Way-National Health Agencies State Employees Campaign. Referred to Committee on State Government.

S. B. 699, by Senators Alford and Henley, a bill to call upon the Research Triangle Institute to develop an examination for the certification of teachers and to appropriate funds for that purpose. Referred to Committee on Education.


S. B. 701, by Senators Alford and Henley, a bill to amend General Statute 115-153 relating to the issuance of regular and probationary certificates for teachers. Referred to Committee on Education.

S. B. 702, by Senators Moore, Stallings, William Smith, Harrington, Combs, Kincaid, Mills, Daniels, Allsbrook, and White, a bill to amend the North Carolina Boating Safety Act to provide an optional three-year registration period for motorboats, and to make technical changes. Referred to Committee on Wildlife.

S. B. 703, by Senator Nye, a bill to be known as the North Carolina Motor Vehicle Accident Reparations and No-fault Insurance Act. Referred to Committee on Insurance.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

S. B. 133, House Committee Substitute for S. B. 133, a bill to amend Chapter 62 of the General Statutes to enlarge the North Carolina Utilities Commission, to allow the Commission to sit in panels of three, to allow the panels to make valid and binding decisions, and to require a separate hearing on rate increases based solely upon fuel costs. Referred to Committee on Public Utilities and Energy.
Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendments to House Bill No. 170, "a bill to be entitled an act to amend Article 7 of Chapter 163 of the General Statutes of North Carolina to specify what officials may register voters," and requests conferees. Mr. Speaker Green has appointed Representatives Gentry, Enloe, and Jones on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,

GRACE A. COLLINS
Principal Clerk

Senator McNeill Smith moves that the President appoint conferees, which motion prevails. The President appoints Senators McNeill Smith, Crawford, and Staton as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 187, a bill to provide for regulation of bail bond business in Randolph County. Referred to Committee on Courts and Judicial Districts.

H. B. 589, a bill to provide a fee for the filing of reinstatements of articles of incorporation. Referred to Committee on Finance.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

CONFERENCE REPORT

H. B. 124

Senator Gudger, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon H. B. 124, a bill to amend General Statute 148-45 which relates to escapes from prison, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your Conferees appointed to resolve the differences arising between the Senate and House of Representatives on House Bill 124, "a bill to be
entitled an Act to amend General Statutes 148-45 which relates to escapes from prison," wish to report as follows:

The Conference Committee recommends the modification of Senator Harris' amendment to House Bill 124 on lines 2 and 3 of the amendment by deleting the words "one year" and by inserting in lieu thereof the words "four-month," so that the amendment shall read as follows:

"amend the bill on page 2, line 8, by adding after Correction: 'said escapee shall not be allowed to be placed on Work Release for a four-month period or for the balance of his term if less than four months;’”.

To this end, the Conferrees recommend that the Senate and the House of Representatives adopt the foregoing report.

This the 29th day of April, 1975.

Lamar Gudger
Ollie Harris
Julian R. Allsbrook
Conferrees on the part of the Senate

Herbert L. Hyde
George W. Miller, Jr.
George W. Breece
Conferrees on the part of the House of Representatives

Senator Gudger moves adoption of the Conference Report. Senator Allsbrook offers a substitute motion the Conference Report be placed on the Calendar for Tuesday, May 6, for adoption, which motion prevails.

S. B. 147, a bill to be known as the Legislative Ethics Act, as amended, upon third reading. Senator Gudger withdraws Amendment No. 13 offered April 29. Amendment No. 14 offered April 29 is adopted.

On motion of Senator Strickland, Amendment No. 15 is divided into three parts. Amendment No. 15 is adopted, Amendment No. 15-A fails of adoption, and Amendment No. 15-B is adopted. Amendment No. 16 offered April 29 fails of adoption. Amendments No. 17 and No. 18 offered April 29 are adopted. Senator Rauch offers Amendment No. 19 which is adopted. Senator Allsbrook offers Amendment No. 20 which is adopted. Senator Marion offers Amendment No. 21. Senator Stallings moves that Amendment No. 21 do lie upon the table, which motion prevails, and Amendment No. 21 lies upon the table. Senator Sebo offers Amendment No. 22 which is adopted. Senator Hill calls the previous question, seconded by Senator Henley. The call is sustained. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 245, a bill to amend Chapter 148B, Article 7 of the General Statutes relating to the powers of the Environmental Management Commission. On motion of Senator Staton, the Committee Substitute bill is adopted and is placed on the Calendar for Friday, May 2.
S. B. 260, Committee Substitute for S. B. 260, a bill to amend Article IV of the Constitution of North Carolina, to require justices, judges of the General Court of Justice, to be licensed to practice law. On motion of Senator Britt, the Committee Substitute bill is adopted and is placed on the Calendar for Friday, May 2.

S. B. 262, a bill to provide an additional tax exemption for hemophiliacs, upon second reading. On motion of Senator Jernigan, the Committee amendment, held not to be material, is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 41, noes 5, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Childers, Daniels, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Whichard, White, Winters — 41. Those voting in the negative are: Senators Crawford, Davis, Mauney, McNeill Smith, Webster — 5. The bill, as amended, remains on the Calendar.

S. B. 349, a bill to authorize governmental agencies to provide housing as a last resort when replacement housing is not available to persons to be displaced by a governmental program or project, as amended, upon third reading. Amendment No. 5 offered April 25 is withdrawn. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 369, Committee Substitute for S. B. 369, a bill to provide tax benefits for capital investments in recycling and resource recovering facilities or equipment. On motion of Senator Staton, the Committee Substitute bill is adopted and on his motion is re-referred to the Committee on Finance.

S. B. 375, Committee Substitute for S. B. 375, a bill to provide a means to clean up oil spills and spills of other pollutants. On motion of Senator Staton, the Committee Substitute bill is adopted and is placed on the Calendar for Friday, May 2.

S. B. 554, Committee Substitute for S. B. 554, a bill to amend Article 8 of Chapter 20 of the General Statutes to provide for action by the Commissioner of Motor Vehicles in lieu of superior court with right of review under Article 4 of Chapter 150 of the General Statutes. On motion of Senator Britt, the Committee Substitute bill is adopted and is placed on the Calendar for Friday, May 2.

S. B. 599, a bill to place tubercular inmates and health law violators under the control of the Department of Correction. On motion of Senator Gudger, consideration of the bill is postponed until Tuesday, May 6.

S. B. 619, a bill to authorize the Secretary of Correction to contract for confinement and treatment of persons convicted of public drunkenness. On motion of Senator Gudger, consideration of the bill is postponed until Tuesday, May 6.
H. B. 104, a bill to amend General Statute 148-26 to prohibit the employment of inmates within the State Prison System at any of the schools administered by the State Department of Youth Development. On motion of Senator Gudger, consideration of the bill is postponed until Tuesday, May 6.

H. B. 267, Committee Substitute for H. B. 267, a bill to increase the fees for licenses sold by the Wildlife Resources Commission, upon second reading. Senator Moore calls the previous question, seconded by Senator Hardison. The call is sustained. The Committee Substitute bill passes its second reading by roll-call vote, ayes 41, noes 3, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Barker, Britt, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Henley, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Lynwood Smith, McNeill Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, White, Winters — 41. Those voting in the negative are: Senators Allsbrook, Harris, Hill — 3. The Committee Substitute bill remains on the Calendar.

H. B. 341, a bill to amend General Statute 143-135 relating to letting of monetary contracts, as amended. On motion of Senator Allsbrook, consideration of the bill, as amended, is postponed until tomorrow, May 1, and is made Special Order No. 1 of the day.

H. B. 531, a bill to amend General Statute 76-14 relating to the fees of Cape Fear River pilots, upon second reading. The bill passes its second reading by roll-call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Britt, Childers, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Kincaid, Kirby, Lackey, Marion, Mauney, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Whichard, White, Winters — 41. The bill remains on the Calendar.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 378, an act to repeal General Statute 102-13 relating to recording tax.

H. B. 3, an act to repeal Chapter 1041 of the 1973 Session Laws (Second Session, 1974) which Act amended General Statute 62-133(c) to allow the North Carolina Utilities Commission, in establishing public utility rates, to use a test period of 12 months commencing on the first day of the month following the date the rates are proposed to become effective.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.
The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Polk G. Moffitt, Associate Minister of White Memorial Presbyterian Church, Raleigh.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants a leave of absence to Senator Gudger for today, and to Senator Marion for tomorrow, May 2.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Jernigan, for the Committee on Alcoholic Beverage Control:

S. B. 331, a bill to amend General Statute 105-113.82 relating to the issuance of mandatory licenses under the Alcoholic Beverage Control Law, with a favorable report, as amended.

S. B. 397, a bill to make General Statute 18A-18(b) consistent with General Statute 18A-17(14), with an unfavorable report.

S. B. 398, a bill to make a technical amendment to General Statute 105-113.70 concerning taxes on homemade wine, with an unfavorable report.

S. B. 399, a bill to define the accounting terms in 18A-17(14), with an unfavorable report.

S. B. 401, a bill to amend 105-113.68(3) and 18A-2(2) to include sake and mead in the definition of fortified wines, with an unfavorable report.

S. B. 402, a bill to make a technical amendment in the law relating to salesman's permits, with an unfavorable report.

S. B. 403, a bill to provide for the possession of alcoholic beverages for culinary purposes, with a favorable report, as amended. On motion of Senator Jernigan, the bill is re-referred to the Committee on Finance.

S. B. 404, a bill relating to the transportation of fortified wine, with an unfavorable report.

S. B. 453, a bill to amend General Statute 18A-38 and General Statute 18A-29 to provide for the sale of intoxicating liquor to ocean-going vessels, with a favorable report, as amended.
S. B. 511, a bill to make technical amendments in General Statutes Chapters 18A and 105, concerning the regulation of intoxicating liquors, with a favorable report, as amended.

H. B. 613, a bill to amend General Statute 105-113.82 by adding the Town of Zebulon to the list of governing bodies authorized to decline to issue the on-premises licenses provided for in General Statute 105-113.78(1), with a favorable report.

By Senator Whichard, for the Committee on Courts and Judicial Districts:

S. B. 131, a bill to amend General Statute Chapter 7A-314 to raise the daily fee for a witness from five dollars ($5.00) to ten dollars ($10.00), without prejudice. On motion of Senator Whichard, the bill is postponed indefinitely.

S. B. 566, a bill to amend General Statute 7A-44 to increase the expense allowance of superior court judges, with a favorable report. On motion of Senator Whichard, the bill is re-referred to the Committee on Appropriations.

By Senator Alford, for the Committee on Education:

S. B. 435, a bill to amend General Statute 121-20 to correspond with changes in 1955 amendment to General Statutes, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Alford, the rules are suspended, and the Committee Substitute bill is placed on the Calendar for today.

H. B. 489, a bill to permit boards of education to lease certain school property for a term of up to ten years, with a favorable report.

By Senator Kirby, for the Committee on Finance:

S. B. 578, a bill to add to the duties of the Fiscal Research Division of the General Assembly the duty of deriving an estimate of State tax revenue, with a favorable report. On motion of Senator Kirby, the bill is re-referred to the Committee on Appropriations.

H. B. 370, a bill to rewrite Article 7 of Chapter 80 of the General Statutes relating to cattle brands and marks, with a favorable report.

By Senator Royall, for the Committee on Human Resources:

H. B. 643, a bill to amend General Statute 130-10 relating to the rules, regulations and directives of the Commission of Health Services, with a favorable report.

H. B. 644, a bill to amend General Statute 130-13(c) to clarify terms of office of county commissioners on county boards of health, with a favorable report.

H. B. 731, a bill to amend General Statute 130-9(c) relating to the powers and duties of the Department of Human Resources and Commission for Health Services, with a favorable report.
By Senator Barker, for the Committee on Insurance:

S. B. 621, a bill to amend General Statute 14-286 prohibiting the misuse or damage to portable fire extinguishers, with a favorable report.

By Senator Allsbroook, for the Committee on Judiciary I:

H. B. 398, a bill to amend Chapter 48 to provide that an adoptions order entered in a foreign country may be accepted in lieu of the consent of the natural parent(s) or guardian of the person of the child to a readoption of the same child by the same petitioners under the laws of North Carolina, with a favorable report.

H. B. 553, Committee Substitute for H. B. 553, a bill amending General Statute 113-120.1 and General Statute 113-120.2, relating to trespassing on posted property, so as to increase the penalty for violation thereof and to decrease the minimum size of the posted notice, with a favorable report, as amended.

By Senator Webster, for the Committee on Public Utilities and Energy:

S. B. 133, House Committee Substitute for S. B. 133, a bill to amend Chapter 62 of the General Statutes to enlarge the North Carolina Utilities Commission, to allow the Commission to sit in panels of three, to allow the panels to make valid and binding decisions, and to require a separate hearing on rate increases based solely upon fuel costs, with a favorable report, as amended.

By Senator McNeill Smith, for the Committee on State Government:

S. B. 48, a bill to require public disclosure of lobbying activities, with an unfavorable report as to bill, favorable as to Committee Substitute bill, as amended. On motion of Senator McNeill Smith, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

H. B. 702, a bill to establish the qualifications for members of the State Board of Elections, with a favorable report.

By Senator Moore, for the Committee on Wildlife:

S. B. 393, a bill to prohibit hunting from public highways in Johnston County, with a favorable report.

S. B. 394, a bill to prevent hunting deer with dogs in Johnston County, with a favorable report.

S. B. 395, a bill to require persons hunting deer with rifles in Johnston County to secure the written consent of the landowners, with a favorable report.

H. B. 530, a bill to prohibit the hunting of deer from any public road or highway in Caswell County, with a favorable report.

H. B. 536, a bill to remove Wayne County from the list of those counties exempted from the penalty provisions for taking deer with boats, with a favorable report.
H. B. 551, a bill to repeal Chapter 265 of the 1969 Session Laws of North Carolina as amended concerning the hunting of game animals with dogs in Beaufort County, with a favorable report.

H. B. 555, a bill to regulate trapping in Brunswick County, with a favorable report.

H. B. 582, a bill to prevent the use of artificial lights in areas inhabited by game in Johnston and Wayne Counties, with a favorable report.

H. B. 599, a bill establishing standards for deer hunting in Greene County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. J. R. 704, by Senators Harris, Mauney, and Rauch, a joint resolution congratulating David Thompson, North Carolina State University basketball player. Referred to Committee on Rules and Operation of the Senate.

S. B. 705, by Senators Nye and Hill, a bill to amend General Statute 14-401.5 relating to prohibiting the practice of phrenology, palmistry, fortune-telling or clairvoyance. Referred to Committee on Judiciary II.


S. B. 707, by Senators Whichard and Royall, a bill to provide the State Board of Education funds to purchase credit for years prior to 1969 of verified employment for School Food Service employees in the North Carolina Teachers' and State Employees' Retirement System. Referred to Committee on Appropriations.

S. J. R. 708, by Senators Kirby and Alford, a joint resolution congratulating and commending the Elm City High School Basketball Team of Elm City for its performance and sportsmanship in winning the State 2-A Conference Basketball Championship. Referred to Committee on Rules and Operation of the Senate.

On motion of Senator Kirby, the rules are suspended to allow the introduction in today's Session of the following local bill:

S. B. 709, by Senators Kirby and Alford, a bill to abolish the office of coroner in Franklin County. Referred to Committee on Local Government and Regional Affairs.

S. B. 710, by Senators McDuffie, Sebo, and Harris, a bill to provide an individual income tax credit for sales and use tax paid on food with revenues to be raised therefor by increasing the rate of tax on malt beverages and cigarettes, and by imposing the sales tax upon spirituous distilled liquors. Referred to Committee on Finance.
S. B. 711, by Senators McDuffie, Sebo, Harris, Moore, and Stallings, a bill to provide an individual income tax credit for sales and use tax paid on food with revenues to be raised therefor by increasing the rate of tax on malt beverages. Referred to Committee on Finance.

S. B. 712, by Senators McDuffie, Sebo, William Smith, and Crawford, a bill to provide an individual income tax credit for sales and use tax paid on food with revenues to be raised therefor by increasing the rate of tax on cigarettes. Referred to Committee on Finance.

S. B. 713, by Senators Sebo, Lynwood Smith, Whichard, Hill, Moore, Alexander, McNeill Smith, Totherow, Davis, Winters, McDuffie, Kirby, Barker, Rauch, Stallings, Jernigan, Henley, Staton, Odom, Walker, Vickery, Harris, Combs, White, and Allsbrook, a bill to appropriate funds to the North Carolina Department of Human Resources for the funding of local sickle cell and genetic centers. Referred to Committee on Appropriations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 28, Committee Substitute for H. B. 28, a bill to abolish age discrimination in automobile insurance classifications and to implement classifications which establish objective standards for rates. Referred to Committee on Insurance.

H. B. 74, Committee Substitute for H. B. 74, a bill to establish a health care liability reinsurance exchange. Referred to Committee on Insurance.

H. B. 476, Committee Substitute for H. B. 476, a bill to prohibit discrimination in provisions of life insurance to any person possessing the sickle cell trait. Referred to Committee on Human Resources.

H. B. 477, Committee Substitute for H. B. 477, a bill to prohibit discrimination in employment against any person possessing the sickle cell trait. Referred to Committee on Human Resources.

H. B. 683, a bill to revise and transfer General Statute 147-52 to a new section General Statute 7A-14. Referred to Committee on Courts and Judicial Districts.

H. B. 802, a bill to amend General Statute 97-103 to prevent superfluous risk evaluation prior to utilization of the Workmen's Compensation Assigned Risk Plan. Referred to Committee on Manufacturing, Labor and Commerce.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
H. B. 341

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being H. B. 341, a bill to amend General Statute 143-135 relating to letting of monetary contracts, as amended. Senator Mills moves that the bill, as amended, be re-referred to the Committee on Local Government and Regional Affairs which motion fails to prevail. Senator Allsbrook calls the previous question, seconded by Senator Hardison. The call is sustained. The bill, as amended, passes its second reading and on objection of Senator Barker to its third reading, the bill, as amended, remains on the Calendar.

S. B. 48, Committee Substitute for S. B. 48, a bill to require public disclosure of lobbying activities. On motions of Senator McNeill Smith, the Committee Substitute bill is adopted and is placed on the Calendar for Tuesday, May 6.

S. B. 138, a bill to amend Article 22A of Chapter 163 of the General Statutes, so as to make it applicable to all county elective officers and municipal elective officers in some municipalities, as amended, upon third reading. On motion of Senator Moore, consideration of the bill, as amended, is postponed until Monday, May 5, and is made Special Order No. 1 of the day.

S. B. 251, a bill to amend General Statute 115-157(c) to distinguish between supervisors and classified principals as to annual leave-taking. On motion of Senator Kincaid, the Committee amendment is adopted. Senator Combs moves that the bill, as amended, be re-referred to the Committee on Appropriations, seconded by Senator Odom, which motion he subsequently withdraws. Senator Sudderth offers Amendment No. 2 which is adopted. Senator Whichard offers Amendment No. 3 which is adopted. Senator Alford calls the previous question, seconded by Senator Kincaid. The call is sustained. The bill, as amended, passes its second reading and on objection of Senator Kincaid to its third reading, the bill, as amended, remains on the Calendar.

S. B. 262, a bill to provide an additional tax exemption for hemophiliacs, as amended, upon third reading. The bill as amended, passes its third reading by roll-call vote, ayes 38, noes 3, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Britt, Childers, Combs, Daniels, Davis, Hardison, Harris, Henley, Hill, Jernigan, Kirby, Lackey, Marion, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Stallings, Strickland, Sudderth, Totherow, Walker, Walsh, Whichard, White, Winters — 38. Those voting in the negative are: Senators Mauney, McNeill Smith, Webster — 3. The bill, as amended, is ordered engrossed and sent to the House of Representatives.
S. B. 422, a bill to benefit North Carolina’s prisoners of war, as amended. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 435, Committee Substitute for S. B. 435, a bill to amend General Statute 121-20 to correspond with changes in 1955 amendment to General Statutes. On motion of Senator Alford, the Committee Substitute bill is adopted and is placed on the Calendar for Monday, May 5.

S. B. 456, a bill to amend Chapter 1100, Session Laws of 1973, Second Session 1974, the same being the 1974 Rural Hall Incorporation Act, upon second reading. The bill passes its second reading by roll-call vote, ayes 38, noes 0, as follows: Those voting in the affirmative are: Senators Allsbrook, Childers, Combs, Crawford, Daniels, Davis, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, McDuffie, Moore, Odom, Palmer, Rauch, Renfrow, Scott, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walsh, Webster, Whichard, White, Winters — 38. The bill remains on the Calendar.

S. B. 480, a bill to provide for the safety and health of miners in the State of North Carolina, to provide for the enforcement and administration of this Act, and to provide authorization to enter into an agreement between the State and federal government. On motion of Senator Lynwood Smith, the bill is postponed indefinitely.

S. B. 560, a bill to extend the corporate limits of the Town of Winterville, upon second reading. The bill passes its second reading by roll-call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Allsbrook, Barker, Childers, Combs, Crawford, Daniels, Davis, Garrison, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, McDuffie, Moore, Nye, Odom, Renfrow, Royall, Scott, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walsh, Webster, Whichard, White, Winters — 36. The bill remains on the Calendar.

S. B. 567, a bill to amend Article 13 of Chapter 90 of the General Statutes to revise the laws relating to funeral directors and embalmers, upon second reading. On motion of Senator Whichard, Committee Amendments No. 1, No. 2, No. 3, and No. 4 are adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Britt, Childers, Combs, Davis, Hardison, Henley, Hill, Jernigan, Kirby, Lackey, Mauney, McDuffie, Mills, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Whichard, White — 36. Without objection, Senator Harris is excused from voting. The bill, as amended, remains on the Calendar.

S. B. 570, Committee Substitute for S. B. 570, a bill to amend Chapter 96 of the General Statutes known as the Employment Security Law making teachers and other secondary school personnel now covered for unemployment insurance purposes by federal law, State law, or contract who do not
have an employment contract eligible for unemployment insurance benefits during the traditional non-working weeks. The Committee Substitute bill passes its second and third readings and is ordered sent to the House of Representatives. Without objection, Senator Odom is excused from voting.

S. B. 592, a bill to provide staggered terms of four years for the Board of County Commissioners of Person County. On motion of Senator Whichard, the bill is re-referred to the Committee on Local Government and Regional Affairs.

S. B. 607, a bill to amend the charter of the City of Wilmington, upon second reading. The bill passes its second reading by roll-call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Lackey, Marion, Mauney, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Lynwood Smith, McNeill Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White — 42. The bill remains on the Calendar.

S. B. 608, a bill to amend Chapter 26 of the Private Laws of 1937, as amended, to provide that the Firemen's Pension Fund of Wilmington shall be administered by the Pension Board of the City of Wilmington. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 609, a bill to amend Chapter 995 of the 1963 Session Laws to provide for the appointment or election of a retirement board for employees of the City of Wilmington. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 610, a bill to amend Chapter 55 of the Private Laws of 1915, as amended, to provide that the Police Pension Fund of Wilmington shall be administered by the Pension Board of the City of Wilmington. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 617, a bill to amend Chapter 708 of the Session Laws of North Carolina of 1943, as amended, to provide that the Retirement System of the City of Wilmington shall be administered by the Pension Board of the City of Wilmington. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 626, a bill to authorize the governing body of the Town of Highlands to accept funds and to establish and administer a scholarship program for graduates of Highlands High School. On motion of Senator Hill, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. J. R. 657, a joint resolution designating the bridge to be constructed to span the Yadkin River at Siloam the Hugh and Ola Atkinson Memorial
Bridge. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 210, Senate Committee Substitute for House Committee Substitute for H. B. 210, a bill making it a crime for any person to wilfully trespass upon or damage a public school bus, for concurrence in the House amendment. On motion of Senator Allsbrook, the Senate concurs in the House amendment and the Senate Committee Substitute bill is ordered enrolled.

H. B. 220, Committee Substitute for H. B. 220, a bill to amend Article 4 of Chapter 163 of the General Statutes relating to the dismissal of an executive secretary of a county board of elections. On motion of Senator Moore, Committee Amendments No. 1 and No. 2 are adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 267, Committee Substitute for H. B. 267, a bill to increase the fees for licenses sold by the Wildlife Resources Commission, upon third reading. The Committee Substitute bill passes its third reading by roll-call vote, ayes 36, noes 2, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Britt, Childers, Combs, Daniels, Davis, Hardison, Henley, Jernigan, Kirby, Lackey, Mauney, McDuffie, Moore, Nye, Palmer, Rauch, Renfrow, Royall, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Saddart, Totherow, Walsh, Webster, Whichard, White, Winters — 36. Those voting in the negative are: Senators Harris, Hill — 2. The Committee Substitute bill is ordered enrolled.

H. B. 309, a bill to provide a consolidated and revised charter for the City of Mount Holly in Gaston County, upon second reading. The bill passes its second reading by roll-call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Harrington, Harris, Henley, Hill, Jernigan, Lackey, Marion, Mauney, McDuffie, Moore, Nye, Odom, Palmer, Rauch, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Saddart, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White — 42. The bill remains on the Calendar.

H. B. 348, a bill to amend General Statute 143-340(18) so as to require State agencies to adopt written guidelines governing the assignment of parking spaces in State-owned lots. Passes its second and third readings and is ordered enrolled.

H. B. 353, a bill to amend Chapter 456 of the 1965 Session Laws relating to increasing the travel allowance of the members of the Board of County Commissioners and Board of Education for Pender County to fifteen cents per mile. Passes its second and third readings and is ordered enrolled.

H. B. 373, a bill to prescribe the dates during which candidates for election to the Albemarle City Board of Education appropriately file notice
of their candidacy. Passes its second and third readings and is ordered enrolled.

H. J. R. 419, a joint resolution endorsing the National Policy Statement for a barrier-free environment. Passes its second and third readings and is ordered enrolled.

H. B. 469, a bill to amend General Statute 47-30 to make Harnett County subject to the provisions of the State mapping requirements. Passes its second and third readings and is ordered enrolled.

H. B. 495, a bill to revise and consolidate the charter of the Town of Landis and to repeal prior charter acts, upon second reading. The bill passes its second reading by roll-call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Britt, Childers, Combs, Daniels, Davis, Garrison, Harrington, Harris, Henley, Hill, Jernigan, Lackey, Marion, Mauney, McDuffie, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 40. The bill remains on the Calendar.

H. B. 499, a bill relating to the use of firearms in Gates County. On motion of Senator Davis, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 512, a bill ratifying past compensation paid prior to October 1, 1974, to members of the Union County Board of Education and to provide for the compensation of members of the Union County Board of Education. Passes its second and third readings and is ordered enrolled.

H. B. 517, a bill to amend Chapters 128 and 135 of the General Statutes relating to the retirement systems to make provision apply to former members of the Law Enforcement Officers’ Benefit and Retirement Fund. Passes its second and third readings and is ordered enrolled.

H. B. 531, a bill to amend General Statute 76-14 relating to the fees of Cape Fear River pilots, upon third reading. The bill passes its third reading by roll-call vote, ayes 37, noes 1, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Britt, Childers, Combs, Davis, Hardison, Harris, Henley, Hill, Jernigan, Kirby, Lackey, Mauney, McDuffie, Moore, Nye, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Stallings, Staton, Strickland, Totherow, Vickery, Walsh, Webster, Whichard, White, Winters — 37. Voting in the negative is: Senator McNeill Smith — 1. The bill is ordered enrolled.

H. B. 532, a bill to fix the compensation of the members of the Board of Graded School Trustees of Mooresville, North Carolina. Passes its second and third readings and is ordered enrolled.

H. B. 542, a bill to provide for the safety and health of miners in the State of North Carolina, to provide for the enforcement and administration of this Act, and to provide authorization to enter into an agreement between
the State and the federal government. Passes its second and third readings and is ordered enrolled.

H. B. 552, a bill to authorize the Towns of Angier, Coats and Lillington to convey water facilities to the County of Harnett. Passes its second and third readings and is ordered enrolled.

H. B. 572, Committee Substitute for H. B. 572, a bill amending Article 19, Chapter 116, of the General Statutes of North Carolina relating to the issuance of revenue bonds for student housing, upon second reading. On motion of Senator Strickland, the Committee amendment is adopted. The Committee Substitute bill, as amended, passes its second reading by roll-call vote, ayes 42, noes 1, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Hardison, Harrington, Harris, Hill, Jernigan, Kincaid, Kirby, Lackey, Mauney, McDuffie, Mills, Moore, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 42. Voting in the negative is: Senator Odom — 1. The Committee Substitute bill, as amended, remains on the Calendar.

H. B. 592, a bill to provide for the recording of certain certificates under General Statute 1-38. Passes its second and third readings and is ordered enrolled.

H. B. 602, a bill to amend General Statute 47-30(k) to delete Watauga County so that the State mapping requirements will apply to Watauga County. Passes its second and third readings and is ordered enrolled.

H. B. 608, a bill to amend Chapter 1371 of the 1973 Session Laws (Second Session 1974) relating to the employment of an assistant coroner. Passes its second and third readings and is ordered enrolled.

H. B. 616, a bill to amend General Statute 20-4.01(3) relating to chauffer's license. Passes its second and third readings and is ordered enrolled.

H. B. 618, a bill to provide for the filling of vacancies in the offices of sheriff, county commissioners and register of deeds in Beaufort County. Passes its second and third readings and is ordered enrolled.

H. B. 620, a bill to amend General Statute 160A-241 so as to authorize municipalities and political divisions of municipalities to use the procedure provided in Article 9 of Chapter 136 of the General Statutes as specifically authorized by General Statute 136-66.3(c) in acquiring lands, easements, privileges, rights-of-way and other interests for public purposes in the exercise of the power of eminent domain, and providing that this Act shall apply only to the City of Kinston. Passes its second and third readings and is ordered enrolled.

H. B. 626, a bill to increase the amount payable in suits against State employees and to provide that such coverage is excess over commercial
liability insurance. Passes its second and third readings and is ordered enrolled.

H. B. 628, a bill to provide that coverage afforded State law enforcement officers is excess over commercial liability insurance. Passes its second and third readings and is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 508, an act to extend the Mental Health Study Commission.

H. B. 266, an act authorizing municipalities in the State of North Carolina to jointly cooperate in the generation and transmission of electric power and energy and to jointly own and operate facilities therefor; providing for the creation of joint agencies therefor; and providing for the issuance of revenue bonds to finance the costs thereof.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 10:00 A.M.

SEVENTY-EIGHTH DAY

SENATE CHAMBER,
Friday, May 2, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Bahakel, Garrison, and Gudger for today. A leave of absence granted previously to Senator Marion is noted.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

Senator Whichard, for the Committee on Courts and Judicial Districts:

S. B. 178, a bill to increase the number of district court judges in the Sixteenth Judicial District, with an unfavorable report.
S. B. 346, a bill to provide for additional court personnel in the Fifteenth, Nineteenth and Twentieth Judicial Districts, with an unfavorable report.

S. B. 648, a bill to amend General Statute 7A-133 to increase the number of district court judges in various judicial districts, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Whichard, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

By Senator Strickland, for the Committee on Higher Education:

S. B. 616, a bill to rewrite General Statute 116-143.1 concerning residence for tuition purposes, with a favorable report, as amended.

H. B. 576, a bill to exempt certain theological seminaries from the provisions of General Statute 116-15, with a favorable report.

By Senator Britt, for the Committee on Judiciary II:

S. B. 388, a bill to provide funds for the operation of the Financial Security Section of the Department of Motor Vehicles, with a favorable report, as amended. On motion of Senator Britt, the rules are suspended and the bill is placed before the Senate for immediate consideration. On motions of Senator Britt, Committee Amendments No. 1 and No. 2 are adopted and the bill, as amended, is re-referred to the Committee on Finance.

S. B. 590, a bill to amend General Statute 14-402 and General Statute 14-409.1, relating to the issuance of pistol permits, so as to provide that such permits are valid throughout the State, with a favorable report, as amended.

H. J. R. 24, a joint resolution continuing the Criminal Code Commission, with a favorable report.

H. B. 359, Committee Substitute for H. B. 359, a bill to clarify the General Contractors' Licensing Law, with a favorable report, as amended. On motion of Senator Britt, the Committee Substitute bill is placed on the Calendar for Wednesday, May 7.

H. B. 774, a bill to amend General Statute 139-27 to provide for the correct statutory references for enforcement of watershed assessments, with a favorable report. On motion of Senator Britt, the bill is placed on the Calendar for Wednesday, May 7.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 714, by Senators Whichard and Royall, a bill to allow assistant chiefs of police and fire departments to use special equipment on privately owned vehicles while engaged in the performance of their official or semi-official duties. Referred to Committee on Judiciary II.
S. J. R. 715, by Senators Winters, Stallings, Mills, Vickery, Suddarth, Barker, McNeill Smith, Strickland, and Renfrow, a joint resolution concerning the need for federal assistance in the payment of tuition costs by military personnel, their spouses and dependents, desiring to attend community colleges, technical institutes, industrial education centers, universities and other institutions of higher education within North Carolina while such military personnel are assigned to duty in North Carolina. Referred to Committee on Higher Education.

S. B. 716, by Senator Webster, a bill to amend Chapter 162A of the General Statutes by adding thereto a new section numbered General Statute 162A-77.1 to authorize elections upon the question of mergers of metropolitan sewerage districts into cities or towns. Referred to Committee on Local Government and Regional Affairs.

S. B. 717, by Senators Lynwood Smith, Strickland, Totherow, Lackey, Staton, and Davis, a bill to rewrite Articles 9 through 14 of Chapter 54 of the General Statutes relating to credit unions. Referred to Committee on Banking.

S. B. 718, by Senators Lynwood Smith, Totherow, Lackey, Staton, Strickland, and Davis, a bill to amend General Statute 45-37, relating to the discharge of record of mortgages, deeds of trust, and instruments, so as to provide for cancellation by certain officers of credit unions. Referred to Committee on Judiciary I.

S. B. 719, by Senator Kirby, a bill to amend the Local Government Bond Act to provide that providing facilities for the production of gas is a purpose for which bonds may be issued by a city and to amend General Statute 160A-311 to provide that the term “public enterprise” includes gas production, storage and transmission systems. Referred to Committee on Finance.

S. B. 720, by Senators Allsbrook, Whichard, and Vickery, a bill to amend General Statute 35-43 and General Statute 35-44 to allow representation by the district attorney at sterilization hearings to be discretionary. Referred to Committee on Judiciary I.

S. B. 721, by Senators Allsbrook, Whichard, and Vickery, a bill to permit the district attorney to represent the public interest in involuntary commitment cases. Referred to Committee on Judiciary I.

S. B. 722, by Senators Crawford and McNeill Smith, a bill to restore an analytical and administrative staff to the Parole Commission. Referred to Committee on Criminal Justice and Corrections.

S. B. 723, by Senator Sebo, a bill to abolish the death penalty for the offense of rape, and to remit unexecuted sentences of death previously imposed for the offense of rape. Referred to Committee on Judiciary I.
MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 328, a bill to allow income tax deductions for expenses actually incurred for the care of dependents necessary for gainful employment. The bill is placed on the Calendar for Monday, May 5, for concurrence in the House amendment.

H. B. 166, Committee Substitute for H. B. 166, a bill to make prisoners available for work on the public roads. Referred to Committee on Criminal Justice and Corrections.

H. B. 326, a bill to enforce height restrictions on passenger vehicles. Referred to Committee on Transportation.

H. B. 653, Committee Substitute for H. B. 653, a bill to provide for the nomination and election of the members of the Harnett County Board of Education. Referred to Committee on Local Government and Regional Affairs.

H. B. 747, a bill requiring the payment of delinquent taxes in Caswell County before recording deeds conveying property subject to delinquent taxes. Referred to Committee on Local Government and Regional Affairs.

H. B. 686, a bill to revise General Statute 147-45 in relation to the distribution of State publications. Referred to Committee on State Government.

H. B. 754, a bill to amend Chapter 280 of the Private Laws of 1905 so as to amend the charter of the Cliffside Railroad Company. Referred to Committee on Local Government and Regional Affairs.

H. B. 759, a bill to provide for the election for members of the Guilford County Board of Education. Referred to Committee on Local Government and Regional Affairs.

H. B. 806, a bill to amend Chapter 141 of the 1961 Session Laws to enlarge the purposes for which the Stanly County "Industrial Development Commission" may be created, to enlarge the authority of said Commission and to eliminate the use of intangibles tax funds as a source of revenue for funding the operation of said Commission. Referred to Committee on Local Government and Regional Affairs.

H. B. 812, a bill to amend Chapter 226 of the Session Laws of 1969. Referred to Committee on Local Government and Regional Affairs.

H. B. 817, a bill to amend Chapter 669 of the Session Laws of 1943 so as to include the county finance officer as a member of the Board of Trustees for the Retirement System of New Hanover County, North Carolina. Referred to Committee on Local Government and Regional Affairs.
H. B. 821, a bill to provide staggered terms of two and four years for the Pamlico County Board of Commissioners. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 133, House Committee Substitute for S. B. 133, a bill to amend Chapter 62 of the General Statutes to enlarge the North Carolina Utilities Commission, to allow the Committee to sit in panels of three, to allow the panels to make valid and binding decisions, and to require a separate hearing on rate increases based solely upon fuel costs. On motion of Senator Webster, the Committee amendment is adopted. The House Committee Substitute bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

S. B. 245, Committee Substitute for S. B. 245, a bill to amend Chapter 143B, Article 7 of the General Statutes, relating to the powers of the Environmental Management Commission. The Committee Substitute bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 251, a bill to amend General Statute 115-157(c) to distinguish between supervisors and classified principals as to annual leave-taking, as amended, upon third reading. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 260, Committee Substitute for S. B. 260, a bill to amend Article IV of the Constitution of North Carolina, to require justices, judges of the General Court of Justice, to be licensed to practice law, upon second reading. On motion of Senator Kirby, consideration of the Committee Substitute bill is postponed until Tuesday, May 6.

S. B. 296, Committee Substitute for S. B. 296, a bill to provide for the control and regulation of outdoor advertising and junkyards within the vicinity of the Blue Ridge Parkway. Senator Moore offers Amendment No. 1 which is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives. Senator Lynwood Smith requests to be recorded voting "aye."

S. B. 331, a bill to amend General Statute 105-113.82 relating to the issuance of mandatory licenses under the Alcoholic Beverage Control Law. On motion of Senator Jernigan, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 375, Committee Substitute for S. B. 375, a bill to provide a means to clean up oil spills and spills of other pollutants. On motion of
Senator Staton, the Committee Substitute bill is re-referred to the Committee on Appropriations.

S. B. 393, a bill to prohibit hunting from public highways in Johnston County. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 394, a bill to prevent hunting deer with dogs in Johnston County. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 395, a bill to require persons hunting deer with rifles in Johnston County to secure the written consent of the landowners. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 452, a bill to permit counties to restructure their governing boards in the same manner as may cities. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 453, a bill to amend General Statute 18A-38 and General Statute 18A-29 to provide for the sale of intoxicating liquor to ocean-going vessels. On motion of Senator Jernigan, Committee Amendments No. 1 and No. 2 are adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 456, a bill to amend Chapter 1100, Session Laws of 1973, Second Session 1974, the same being the 1974 Rural Hall Incorporation Act, upon third reading. The bill passes its third reading by roll-call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Hardison, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Mauney, McDuffie, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Webster, Whichard, White, Winters — 42. The bill is ordered sent to the House of Representatives.

S. B. 511, a bill to make technical amendments in General Statutes Chapters 18A and 105, concerning the regulation of intoxicating liquors. On motion of Senator Jernigan, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 530, Committee Substitute for S. B. 530, a bill to add the University of North Carolina to those agencies exempt from the provisions of Chapter 150A of the General Statutes. The Committee Substitute bill passes its second and third readings and is ordered sent to the House of Representatives. Senator Vickery requests to be recorded voting “aye.”

S. B. 554, Committee Substitute for S. B. 554, a bill to amend Article 8 of Chapter 20 of the General Statutes to provide for action by the Commissioner of Motor Vehicles in lieu of superior court with right of review
under Article 4 of Chapter 150 of the General Statutes. On motion of Senator Britt, consideration of the Committee Substitute bill is postponed until Wednesday, May 7.

S. B. 560, a bill to extend the corporate limits of the Town of Winterville, upon third reading. The bill passes its third reading by roll-call vote, ayes 43, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Hardison, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Mauney, McDuffie, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Webster, Whichard, White, Winters — 43. The bill is ordered sent to the House of Representatives.

S. B. 567, a bill to amend Article 13 of Chapter 90 of the General Statutes to revise the laws relating to funeral directors and embalmers, as amended, upon third reading. On motion of Senator Whichard, consideration of the bill, as amended, is postponed until Wednesday, May 7.

S. B. 571, a bill to amend Chapters 1 and 15 of the General Statutes, and related provisions dealing with appellate procedure in the courts, to conform to the rules of appellate procedure. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 602, a bill to amend General Statute 52-8 relating to the validation of contracts between husband and wife where wife is not privately examined. On motion of Senator Britt, consideration of the bill is postponed until Wednesday, May 7.

S. B. 607, a bill to amend the charter of the City of Wilmington, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Britt, Childers, Combs, Crawford, Daniels, Davis, Hardison, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Mauney, McDuffie, Moore, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Webster, Whichard, White, Winters — 40. The bill is ordered sent to the House of Representatives.

S. B. 621, a bill to amend General Statute 14-286 prohibiting the misuse or damage to portable fire extinguishers. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 637, a bill to amend General Statute 7A-344 to authorize the Administrative Officer of the Courts to expend federal funds to employ counsel to represent indigent juveniles. On motion of Senator Whichard, consideration of the bill is postponed until Tuesday, May 6.

S. B. 648, Committee Substitute for S. B. 648, a bill to amend General Statute 7A-133 to increase the number of district court judges in various judicial districts. On motion of Senator Whichard, the Committee
Substitute bill is adopted, and on his motion is re-referred to the Committee on Appropriations.

H. B. 130, Committee Substitute for H. B. 130, a bill to require any law enforcement officer who arrests any person who appears to be intoxicated to ascertain whether such person is wearing identification indicating that he has a medical disability which would account for his actions and to require all officers to aid such persons. On motion of Senator Britt, Committee Amendments No. 1, No. 2, and No. 3 are adopted. Senator Harris offers Amendment No. 4 which is adopted. The Committee Substitute bill, as amended, passes its second reading. On objection of Senator Strickland to its third reading and on his motion, the Committee Substitute bill, as amended, is placed on the Calendar for Wednesday, May 7.

H. B. 509, a bill to provide a consolidated and revised charter for the City of Mount Holly in Gaston County, upon third reading. The bill passes its third reading by roll-call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Britt, Childers, Combs, Crawford, Davis, Hardison, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Mauney, McDuffie, Moore, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 39. The bill is ordered enrolled.

H. B. 341, a bill to amend General Statute 143-135 relating to letting of monetary contracts, as amended, upon third reading. On motion of Senator Allsbrook, consideration of the bill, as amended, is postponed until Tuesday, May 6.

H. B. 495, a bill to revise and consolidate the charter of the Town of Landis and to repeal prior charter Acts upon third reading. The bill passes its third reading by roll-call vote, ayes 38, noes 2, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Britt, Childers, Combs, Davis, Hardison, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Mauney, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Whichard, White, Winters — 38. Those voting in the negative are: Senators Crawford and William Smith — 2. The bill is ordered enrolled.

H. B. 530, a bill to prohibit the hunting of deer from any public road or highway in Caswell County. Passes its second and third readings and is ordered enrolled.

H. B. 536, a bill to remove Wayne County from the list of those counties exempted from the penalty provisions for taking deer with boats. Passes its second and third readings and is ordered enrolled.

H. B. 551, a bill to repeal Chapter 265 of the 1969 Session Laws of North Carolina, as amended, concerning the hunting of game animals with dogs in Beaufort County. Passes its second and third readings and is ordered enrolled.
H. B. 555, a bill to regulate trapping in Brunswick County. Passes its second and third readings and is ordered enrolled.

H. B. 572, Committee Substitute for H. B. 572, a bill amending Article 19, Chapter 116, of the General Statutes of North Carolina relating to the issuance of revenue bonds for student housing, as amended, upon third reading. The Committee Substitute bill, as amended, passes its third reading by roll-call vote, ayes 35, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Britt, Childers, Combs, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Mauney, McDuffie, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Staton, Strickland, Suddarth, Walker, Walsh, Whichard, White, Winters — 35.
The Committee Substitute bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 582, a bill to prevent the use of artificial lights in areas inhabited by game in Johnston and Wayne Counties. Senator Moore offers Amendment No. 1. On motion of Senator Moore, consideration of the bill and pending amendment is postponed until Monday, May 5.

H. B. 599, a bill establishing standards for deer hunting in Greene County. Passes its second and third readings and is ordered enrolled.

H. B. 613, a bill to amend General Statute 105-113.82 by adding the Town of Zebulon to the list of governing bodies authorized to decline to issue the on-premises licenses provided for in General Statute 105-113.78(1). On motion of Senator Winters, consideration of the bill is postponed until Monday, May 5.

CONFERENCE REPORT

H. B. 170

Senator McNeill Smith, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon H. B. 170, a bill to amend Article 7 of Chapter 163 of the General Statutes of North Carolina to specify what officials may register voters, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your Conference Committee appointed to consider and resolve the differences arising between the two bodies on House Bill 170, "an act to amend Article 7 of Chapter 163 of the General Statutes of North Carolina to specify what officials may register voters," wish to report as follows:

The Conference Committee agreed as follows: (Amendment No. 5) To amend the bill on page 3, line 8, by renumbering Section 2 to Section 3 and add a new Section 2 as follows:
(Amendment No. 5)

Sec. 2 G. S. 163-72(c) and G. S. 163-74(b) are amended by adding the words "or judge of elections, or special library registration deputy" after the word "registrar."

And to this end that the House of Representatives and the Senate adopt the foregoing report. We further agree to adopt Amendments No. 1, 4, 6, and 7.

This is the 1st day of May, 1975.

McNeill Smith
I. C. Crawford
William W. Staton
Conferees for the Senate

J. Worth Gentry
Jeff H. Enloe
Robert A. Jones
Conferees for the House of Representatives

On motion of Senator McNeill Smith, the Conference Report is placed on the Calendar for Monday, May 5, for adoption.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 472, an act amending the charter of the Town of Murphy to conform its provisions to the Uniform Municipal Elections Law, and to ratify and confirm the election of the Mayor and Board of Commissioners of the Town of Murphy in November, 1973, for terms of office expiring in 1977.

S. B. 484, an act to provide for nonpartisan primary and election for members of the Roanoke Rapids Sanitary District Board.

S. B. 495, an act relating to the Board of Trustees of the Haywood County Hospital.

S. B. 520, an act to authorize the Robeson County Board of Education to enter into a long-term lease with Rowland Memorial Park, Inc., for the rental of the Rowland Memorial Park and to make certain improvements upon such leased land.

H. B. 210, an act making it a crime for any person to wilfully trespass upon or damage a public school bus.

H. B. 267, an act to increase the fees for licenses sold by the Wildlife Resources Commission.

H. B. 353, an act to amend Chapter 456 of the 1965 Session Laws relating to increasing the travel allowance of the members of the Board of County
Commissioners and Board of Education for Pender County to fifteen cents per mile.

H. B. 373, an act to prescribe the dates during which candidates for election to the Albemarle City Board of Education appropriately file notice of their candidacy.

H. B. 469, an act to amend General Statute 47-30 to make Harnett County subject to the provisions of the State mapping requirements.

H. B. 512, an act ratifying past compensation paid prior to October 1, 1974, to members of the Union County Board of Education and to provide for the compensation of members of the Union County Board of Education.

H. B. 531, an act to amend General Statute 76-14 relating to the fees of Cape Fear River pilots.

H. B. 532, an act to fix the compensation of the members of the Board of Graded School Trustees of Mooresville, North Carolina.

H. B. 552, an act to authorize the Towns of Angier, Coats and Lillington to convey water facilities to the County of Harnett.

On motion of Senator Henley, the Senate adjourns to meet Monday at 8:00 P.M.

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SEVENTY-NINTH DAY

SENATE CHAMBER,
Monday, May 5, 1975

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants a leave of absence to Senator Kincaid for tonight.

The President recognizes the following pages serving in the Senate this week: Phillip Strickland, Cary; Kay Pearce, Raleigh; Hale Stephenson, Washington; Courtney Carter, Raleigh; Tammie Parker, Jacksonville; Donna Pinkston, Maxton; Mike Hunter, Raleigh; Julia Neese, Raleigh; Cathy Whitfield, Plymouth; Ann Kirby, Raleigh; Lisa Routh, Asheboro; Bill Hollyday, Asheville; Jim Cain, High Point; Kendall Kearns, High Point; Jim Henderson, Jacksonville; Charles Prefontaine, Greensboro; Vincent Victor, Greensboro; Dan Moseley, Wilmington; Tom Harrington, Eden; David Hatch, Raleigh.
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 724, by Senator Hill, a bill amending Chapter 143 of the General Statutes to increase the value of public buildings where separate specifications are required and to increase the value of purchases and contracts which may be let on informal bids. Referred to Committee on Local Government and Regional Affairs.

S. B. 725, by Senator Scott, a bill to increase the maximum allowable payment to skilled nursing homes from twenty-five dollars ($25.00) a day to thirty-two dollars ($32.00) a day. Referred to Committee on Appropriations.

S. B. 726, by Senator Vickery, a bill directing continued operation of the University of North Carolina electric system, so as to provide low rates to the University and the people of Orange and Chatham Counties, and to clarify local taxes due in said Counties by the University. Referred to Committee on Higher Education.

S. B. 727, by Senators Henley and Jernigan, a bill to provide to the State Board of Education an appropriation for the purpose of providing support for educational secretaries and clerical personnel in the central office of local school systems. Referred to Committee on Appropriations.

S. B. 728, by Senators Henley and Scott, a bill to amend General Statute 122A-5(1), General Statute 122A-5(3), and General Statute 122A-5.1(c), such Sections being a part of the North Carolina Housing Finance Agency Act. Referred to Committee on State Government.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 441, a bill to revise and consolidate the charter of the Town of Mooresville and to repeal prior charter Acts. The bill is placed on the Calendar for tomorrow, May 6, for concurrence in the House amendment.

S. B. 551, a bill to clarify the authority of the county commissioners under General Statute 18A-15(3)c.2. The bill is placed on the Calendar for tomorrow, May 6, for concurrence in the House amendment.

H. B. 275, Committee Substitute for H. B. 275, a bill to provide for uniform regulation of the bail bond business throughout the State. Referred to Committee on Insurance.

H. B. 400, Committee Substitute for H. B. 400, a bill to amend the adoptions law to provide that a parent shall not be a necessary party to adoption proceeding initiated subsequent to termination of his parental rights by a district court. Referred to Committee on Judiciary II.
H. B. 404, Committee Substitute for H. B. 404, a bill to prohibit the buying and selling of children for adoption and to prohibit advertisements soliciting children for adoption. Referred to Committee on Judiciary II.

H. B. 523, a bill to define the corporate boundaries of the Town of East Arcadia. Referred to Committee on Local Government and Regional Affairs.

H. B. 581, a bill increasing the uniform jail fee to three dollars and fifty cents ($3.50) per day. Referred to Committee on Finance.

H. B. 603, Committee Substitute for H. B. 603, a bill to provide for the election of the mayor and town council in the Town of Pembroke, and to provide for staggered terms for members of the Council. Referred to Committee on Local Government and Regional Affairs.

H. B. 670, a bill to authorize the Town of Southern Pines to affix a lien against residential property upon petition of the owner for improvements in association with the Town's community development program. Referred to Committee on Local Government and Regional Affairs.

H. B. 726, a bill to exclude a nonprofit consumer-owned water corporation from the definition of "public utility," as that term is used in Chapter 62 of the General Statutes. Referred to Committee on Public Utilities and Energy.

H. B. 771, a bill to replace annual malt beverage and wine permits with permanent permits. Referred to Committee on Alcoholic Beverage Control.

H. B. 773, a bill to amend General Statute 14-286 prohibiting the misuse or damage to portable fire extinguishers. Referred to Committee on Judiciary I.

H. B. 780, a bill to amend certain provisions of the General Statutes so as to provide benefits to members of the State Civil Air Patrol. Referred to Committee on Judiciary I.

H. B. 793, a bill to amend Chapter 346 of the 1973 Session Laws to make said Chapter apply to the Town of Tarboro. Referred to Committee on Local Government and Regional Affairs.

H. B. 795, a bill to authorize the County of Moore to use the procedure specified in Article 9, Chapter 136, in acquiring land by condemnation. Referred to Committee on Local Government and Regional Affairs.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H. J. R. 856, a joint resolution honoring the life and memory of Julian Baker Fenner. On motion of Senator Alford, the rules are suspended,
and the joint resolution is placed on the Calendar for immediate considera-
tion. The joint resolution passes its second and third readings and is
ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as
follows:

SPECIAL ORDER NO. 1

S. B. 138

The hour having arrived for the consideration of Special Order No. 1, the
President of the Senate lays before the Senate Special Order No. 1, it being
S. B. 138, a bill to amend Article 22A of Chapter 163 of the General
Statutes, so as to make it applicable to all county elective officers and
municipal elective officers in some municipalities, as amended, upon third
reading. Senator Bahakel moves that consideration of the bill, as
amended, be postponed until Monday, May 19. Senator Mills offers a
substitute motion that the bill, as amended, be re-referred to the Committee
on Appropriations, which motion fails to prevail. The motion to post-
pone offered by Senator Bahakel fails to prevail. Senator Moore calls
the previous question, seconded by Senator Barker. Senator Mills
moves that the Senate do now stand adjourned which motion prevails.

S. B. 435, Committee Substitute for S. B. 435, a bill to amend General
Statute 121-20 to correspond with changes in 1955 amendment to General
Statutes. Passes its second and third readings and is ordered sent to
the House of Representatives.

S. B. 590, a bill to amend General Statute 14-402 and General Statute
14-409.1, relating to the issuance of pistol permits, so as to provide that
such permits are valid throughout the State. On motion of Senator
Kirby, the Committee amendment is adopted. The bill, as amended,
passes its second and third readings and is ordered engrossed and sent to
the House of Representatives.

S. B. 616, a bill to rewrite General Statute 116-143.1 concerning residence
for tuition purposes. On motion of Senator Strickland, the Committee
amendment is adopted. Senator Barker offers Amendment No. 2 which
is adopted. The bill, as amended, passes its second reading. On
motion of Senator Allsbrook, the bill, as amended, is placed on the Calendar
for Wednesday, May 7, upon third reading.

H. B. 582, a bill to prevent the use of artificial lights in areas inhabited by
game in Johnston and Wayne Counties. Senator Renfrow moves
adoption of Amendment No. 1 offered May 2. On motion of Senator
Allsbrook, consideration of the bill and pending amendment is postponed
until tomorrow, May 6.

H. B. 613, a bill to amend General Statute 105-113.82 by adding the Town
of Zebulon to the list of governing bodies authorized to decline to issue
the on-premises licenses provided for in General Statute 105-113.78(1).
Senator Hardison offers Amendment No. 1 which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

CONFERENCE REPORT

H. B. 170, a bill to amend Article 7 of Chapter 163 of the General Statutes of North Carolina to specify what officials may register voters. On motion of Senator Crawford, the Conference Report submitted to the Senate on May 2 is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 234, an act to amend General Statute 143B-266 to permit parole of persons not in the present custody of the Department of Correction.

S. B. 288, an act to provide for distinctive colors for free registration plates issued to disabled veterans.

S. B. 329, an act to amend General Statute 20-79.2 relative to transporter registration.

S. B. 392, an act to require notification of change of address by holder of a driver's license.

S. B. 463, an act amending General Statute 162A-2(7), General Statute 162A-4(b), General Statute 162A-5, and General Statute 162A-14(1) and (4), the same being a part of Article 1, the “North Carolina Water and Sewer Authorities Act,” of Chapter 162A of the General Statutes, and providing an alternative procedure for creating an authority under such Act.

S. B. 531, an act to establish a maximum and uniform speed limit within the State in compliance with the “Federal-Aid Highway Amendments of 1974.”

S. B. 570, an act to amend Chapter 96 of the General Statutes known as the Employment Security Law making teachers and other secondary school personnel now covered for unemployment insurance purposes by federal law, State law, or contract who do not have an employment contract eligible for unemployment insurance benefits during the traditional non-working weeks.

H. B. 220, an act to amend Article 4 of Chapter 163 of the General Statutes relating to the dismissal of an executive secretary of a county board of elections.

H. B. 309, an act to provide a consolidated and revised charter for the City of Mount Holly in Gaston County.
H. B. 348, an act to amend General Statute 143-340(18) so as to require State agencies to adopt written guidelines governing the assignment of parking spaces in State-owned lots.

H. J. R. 419, a joint resolution endorsing the National Policy Statement for a barrier-free environment.

H. B. 495, an act to revise and consolidate the charter of the Town of Landis and to repeal prior charter Acts.

H. B. 499, an act relating to the use of firearms in Gates and Hertford Counties.

H. B. 517, an act to amend Chapters 128 and 135 of the General Statutes relating to the retirement systems to make provision apply to former members of the Law Enforcement Officers' Benefit and Retirement Fund.

H. B. 530, an act to prohibit the hunting of deer from any public road or highway in Caswell County.

H. B. 536, an act to remove Wayne County from the list of those counties exempted from the penalty provisions for taking deer with boats.

H. B. 542, an act to provide for the safety and health of miners in the State of North Carolina, to provide for the enforcement and administration of this Act, and to provide authorization to enter into an agreement between the State and the federal government.

H. B. 551, an act to repeal Chapter 265 of the 1969 Session Laws of North Carolina as amended concerning the hunting of game animals with dogs in Beaufort County.

H. B. 555, an act to regulate trapping in Brunswick County.

H. B. 592, an act to provide for the recording of certain certificates under General Statute 1-38.

H. B. 599, an act establishing standards for deer hunting in Greene County.

H. B. 602, an act to amend General Statute 47-30(k) to delete Watauga County so that the State mapping requirements will apply to Watauga County.

H. B. 608, an act to amend Chapter 1371 of the 1973 Session Laws (Second Session 1974) relating to the employment of an assistant coroner.

H. B. 616, an act to amend General Statute 20-4.01(3) relating to chauffeur's license.

H. B. 618, an act to provide for the filling of vacancies in the offices of sheriff, county commissioners and register of deeds in Beaufort County.

H. B. 620, an act to amend General Statute 160A-241 so as to authorize municipalities and political divisions of municipalities to use the procedure provided in Article 9 of Chapter 136 of the General Statutes as specifically authorized by General Statute 136-66.3(c) in acquiring lands, easements,
privileges, rights-of-way and other interests for public purposes in the exercise of the power of eminent domain, and providing that this Act shall apply only to the City of Kinston.

H. B. 626, an act to increase the amount payable in suits against State employees and to provide that such coverage is excess over commercial liability insurance.

H. B. 628, an act to provide that coverage afforded State law enforcement officers is excess over commercial liability insurance.

Pursuant to the motion of Senator Mills, the Senate is adjourned in honor and memory of former Representative Julian Baker Fenner, to meet tomorrow at 1:00 P.M.

EIGHTIETH DAY

SENATE CHAMBER,
Tuesday, May 6, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Kenneth Tonnesen, Pastor of Grace Lutheran Church, Raleigh.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants a leave of absence to Senator Hill for Wednesday, Thursday, and Friday, May 7, 8, and 9.

H. B. 780. On motion of Senator Allsbrook, the rules are suspended and H. B. 780, a bill to amend certain provisions of the General Statutes so as to provide benefits to members of the State Civil Air Patrol, is taken from the Committee on Judiciary I and is re-referred to the Committee on Veterans and Military Affairs.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator White, for the Committee on Agriculture:

S. B. 196, a bill to regulate the sale and inspection of antifreeze substances and preparations, with a favorable report, as amended. On motion of Senator White, the bill is re-referred to the Committee on Finance.
S. B. 502, a bill to amend the North Carolina Structural Pest Control Law to provide for certified applicators and for related purposes, with a favorable report. On motion of Senator White, the bill is re-referred to the Committee on Finance.

By Senator Allsbrook, for the Committee on Judiciary I:

S. B. 565, a bill to permit the State to be interpled in tort actions, with a favorable report.

S. B. 718, a bill to amend General Statute 45-37, relating to the discharge of record of mortgages, deeds of trust, and instruments, so as to provide for cancellation by certain officers of credit unions, with a favorable report, as amended.

S. B. 720, a bill to amend General Statute 35-43 and General Statute 35-44 to allow representation by the district attorney at sterilization hearings to be discretionary, with a favorable report.

S. B. 721, a bill to permit the district attorney to represent the public interest in involuntary commitment cases, with a favorable report.

H. B. 227, a bill to amend General Statute 30-17 relating to when children of a deceased parent are entitled to a year's allowance, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 729, by Senator Kirby, a bill to appropriate funds to the North Carolina Department of Motor Vehicles for addition and renovations to the Department of Motor Vehicles Building at Wilson. Referred to Committee on Appropriations.


S. B. 731, by Senator Strickland, a bill to amend Chapter 838, Session Laws of 1973 (Second Session 1974) relating to term of district court judge. Referred to Committee on Courts and Judicial Districts.

S. B. 732, by Senator Daniels, a bill to prevent taking migratory waterfowl with the aid of bait or live decoys. Referred to Committee on Wildlife.
S. B. 733, by Senator Britt, a bill adding to Article 2A of Chapter 45 provisions relating to notice and hearing prior to mortgage foreclosure sales. Referred to Committee on Judiciary II.

S. B. 734, by Senator Rauch, a bill to amend General Statute 134-36(3) and General Statute 153A-221.1 to increase period of detention of juveniles within jurisdiction of district court to maximum of five days. Referred to Committee on Criminal Justice and Corrections.

S. B. 735, by Senator Suddarth, a bill to amend General Statutes Chapters 7A and 15A to provide for double costs when a defendant fails to appear in district court in response to a citation on criminal summons. Referred to Committee on Finance.

S. B. 736, by Senators McDuffie, Crawford, William Smith, Nye, Walsh, Gudger, Webster, and McNeill Smith, a bill to amend Chapter 130 of the General Statutes so as to require marking and labeling of aerosol spray cans sold or exposed or offered for sale in North Carolina. Referred to Committee on Judiciary II.

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

The following special message is received from the House of Representatives:

H. B. 170

**HOUSE OF REPRESENTATIVES**

**May 5, 1975**

*Mr. President:*

Pursuant to your message that you have adopted the report of the Conferees on House Bill No. 170, “a bill to be entitled an act to amend Article 7 of Chapter 163 of the General Statutes of North Carolina to specify what officials may register voters,” it is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted the report of the Conferees and the bill is ordered enrolled.

Respectfully,

GRACE A. COLLINS

*Principal Clerk*

**MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 67, House Committee Substitute for S. B. 67, a bill to amend Chapter 1293 of the 1973 (Second Session, 1974) Session Laws. Referred to Committee on Education.

H. B. 98, Committee Substitute for H. B. 98, a bill to amend Chapter 168 to provide that handicapped persons shall have the same right as all other
persons to rent or lease housing. Referred to Committee on Human Resources.

H. B. 510, a bill to make technical amendments to the law relating to purchase-transportation permits. Referred to Committee on Alcoholic Beverage Control.

H. B. 744, a bill to prohibit the setting of steel traps on certain rented or leased land in Cleveland, Polk, and Rutherford Counties. Referred to Committee on Wildlife.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

**CONFERENCE REPORT**

H. B. 124, a bill to amend General Statute 148-45 which relates to escapes from prison, for adoption. On motion of Senator Gudger, the Senate adopts the Conference Report submitted on April 30 and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

S. B. 48, Committee Substitute for S. B. 48, a bill to require public disclosure of lobbying activities. Senator McNeill Smith moves that Committee Amendment No. 1 be adopted which amendment fails of adoption. On motion of Senator McNeill Smith, Committee Amendment No. 2 is adopted. Senator McNeill Smith offers Amendment No. 3 which is adopted. Senator Moore offers Amendment No. 4 which fails of adoption. Senator Davis offers Amendments No. 5 and No. 6 which are adopted. Senator McDuffie offers Amendment No. 7. Senator Harris offers a motion that Amendment No. 7 do lie upon the table which motion prevails and Amendment No. 7 lies upon the table. Senator Barker calls the previous question, seconded by Senator Harrington. The call is sustained. The Committee Substitute bill, as amended, passes its second reading and on objection of Senator Bahakel to its third reading remains on the Calendar.

S. B. 138, a bill to amend Article 22A of Chapter 163 of the General Statutes, so as to make it applicable to any county elective officers and municipal elective officers in some municipalities, as amended, upon third reading. Senator Daniels offers Amendment No. 2 which fails of adoption. Senator Daniels offers Amendment No. 3 which he subsequently withdraws. Senator Webster offers Amendment No. 4 which fails of adoption. Senator Moore calls the previous question, duly seconded. The call is sustained. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 260, Committee Substitute for S. B. 260, a bill to amend Article IV of the Constitution of North Carolina, to require justices, judges of the General Court of Justice, to be licensed to practice law, upon second
reading. On motion of Senator Kirby, consideration of the Committee Substitute bill is postponed until tomorrow, May 7.

S. B. 328, a bill to allow income tax deductions for expenses actually incurred for the care of dependents necessary for gainful employment, for concurrence in the House amendment. On motion of Senator Kirby, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 441, a bill to revise and consolidate the charter of the Town of Mooresville and to repeal prior charter Acts, for concurrence in the House amendment. On motion of Senator Combs, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 551, a bill to clarify the authority of the county commissioners under General Statute 18A-15(3)c.2, for concurrence in the House amendment. On motion of Senator Childers, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 341, a bill to amend General Statute 143-135 relating to letting of monetary contracts, as amended, upon third reading. Senator Davis offers Amendment No. 2 which is adopted. On motion of Senator William Smith the bill, as amended, is temporarily displaced and remains on the Calendar.

H. B. 582, a bill to prevent the use of artificial lights in areas inhabited by game in Johnston and Wayne Counties. Senator Moore moves that Amendment No. 1 offered May 1 be adopted. Senator Allsbrook moves that consideration of the bill be postponed until Monday, May 12, which motion fails to prevail. Amendment No. 1 is adopted. Senator Crawford offers Amendment No. 2 which fails of adoption. The bill, as amended, passes its second reading and on objection of Senator Allsbrook to its third reading remains on the Calendar.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 283, an act to amend Chapter 17B of the General Statutes to make the Secretary of Correction a member of the North Carolina Criminal Justice Education and Training System Council.

S. B. 356, an act relating to interstate parole and probation hearing procedures for juveniles.

S. B. 364, an act to include in the duties of probation officers a requirement that they take their probationers to a prison unit early in the term of probation in order that the probationers might have a better appreciation of the consequences of probation revocation and to provide that such tour shall be a condition of probation.

S. B. 381, an act to authorize the use of any means reasonably necessary to prevent the escape of prisoners with felony sentences.
S. B. 442, an act to amend General Statute 153A-331 to allow developers to furnish funds for counties to purchase recreational land.

S. B. 505, an act to revise and consolidate the charter of the Town of Dobson and to repeal prior charter Acts.

H. B. 170, an act to amend Article 7 of Chapter 163 of the General Statutes of North Carolina to specify what officials may register voters.

H. B. 572, an act amending Article 19 and Article 21, Chapter 116, of the General Statutes of North Carolina relating to the issuance of revenue bonds for student housing.

H. J. R. 856, a joint resolution honoring the life and memory of Julian Baker Fenner.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.

EIGHTY-FIRST DAY

Senate Chamber, Wednesday, May 7, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend David Welch, Hillyer Memorial Christian Church, Raleigh.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

A leave of absence previously granted to Senator Hill is noted.

Reports of Committees

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Gudger, for the Committee on Criminal Justice and Corrections:

S. B. 734, a bill to amend General Statute 134-36(3) and General Statute 153A-221.1 to increase period of detention of juveniles within jurisdiction of district court to maximum of five days, with a favorable report.

By Senator Davis, for the Committee on Local Government and Regional Affairs:
S. B. 491, a bill to incorporate the Town of Raynham in Robeson County, with a favorable report, as amended.

S. B. 507, a bill amending General Statute 160A-475(1) and General Statute 160A-475(8) relating to Regional Councils of Governments, with a favorable report.

S. B. 581, a bill to provide for a referendum on annexation by the City of Hickory, with a favorable report.

S. B. 591, a bill to delete Orange County from the provisions of General Statute 14-401.5 prohibiting the practice of phrenology and similar activities, with a favorable report.

S. B. 635, a bill to increase the number of county commissioners of Gaston County, to provide for staggered terms for county commissioners of Gaston County, and to make various other provisions relating to the Gaston County Board of Commissioners, with a favorable report, as amended.

S. B. 644, a bill to redefine the corporate limits of the Town of Bethel in Pitt County, with a favorable report, as amended.

S. B. 685, a bill to provide for the election and terms of office of the Board of Education of Craven County, and to fix the districts for the Board, with a favorable report.

S. B. 709, a bill to abolish the office of coroner in Franklin County, with a favorable report.

H. B. 148, Committee Substitute for H. B. 148, a bill to amend Chapter 160A of the General Statutes to partially exclude Brunswick County from Parts 2 and 3 of Article 4A, and to make Part 1 applicable to annexations in Brunswick County, with a favorable report.

H. B. 418, Committee Substitute for H. B. 418, a bill to authorize an election on the question of incorporating the Town of Caswell Beach in Brunswick County, with a favorable report.

H. B. 444, a bill to amend General Statute 153A-335 to modify the subdivision control ordinance for Rutherford and Polk Counties, with a favorable report.

H. B. 563, a bill to amend Chapter 755, Session Laws of 1965, to increase the compensation of the members of the Chatham County Board of Education, with a favorable report.

H. B. 640, a bill to abolish the office of coroner in Anson County, with a favorable report.

H. B. 641, a bill to revise and consolidate the charter of the Town of Wadesboro and to repeal prior charter Acts, with a favorable report.

H. B. 676, a bill to amend the charter of the Town of Warsaw so as to extend the corporate limits, with a favorable report.
H. B. 690, a bill to authorize the Town of Indian Beach to make agreements with other municipalities for police protection, with a favorable report.

H. B. 692, a bill to provide compensation for members of the Carteret County Board of Education, with a favorable report.

H. B. 759, a bill to provide for the election for members of the Guilford County Board of Education, with a favorable report.

H. B. 783, a bill to amend General Statute 115-25 authorizing a person who teaches in the public schools to serve on the Concord City Board of Education, with a favorable report.

By Senator Staton, for the Committee on Natural and Economic Resources:

S. B. 248, a bill to amend the Water and Air Quality Reporting Act, General Statute 143-215.63 et seq., to make it consistent with amendments to Chapter 143, without prejudice. On motion of Senator Staton, the bill is postponed indefinitely.

S. B. 250, a bill to amend the Well Construction Act, General Statute 87-83 et seq.; the Water Use Act, General Statute 143-215.11 et seq.; the Dam Safety Law, General Statute 143-215.23 et seq.; and the Water and Air Quality Reporting Act, General Statute 143-215.63 et seq.; and the civil penalty provisions of Articles 21 and 21B, Chapter 143, North Carolina General Statutes in order to provide enforcement and judicial review procedures similar to and consistent with other parts of Article 21, Chapter 143 of the North Carolina General Statutes administered by the Environmental Management Commission, with a favorable report, as amended.

S. B. 290, a bill to amend Chapter 14 of the General Statutes by adding a new section thereto to be designated as General Statute 14-139.1, related to forest fires in Dare, Hyde, Tyrrell, and Washington Counties, without prejudice. On motion of Senator Staton, the bill is postponed indefinitely.

S. B. 293, a bill to rewrite General Statute 14-139 pertaining to starting fires within 500 feet of areas under protection of the Department of Natural and Economic Resources, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Staton, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

By Senator McNeill Smith, for the Committee on State Government:

S. B. 198, a bill to amend Article 22A of the General Statutes of North Carolina relating to campaign contributions and expenditures, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator McNeill Smith, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 514, a bill to provide that the primary election shall be held in August and to make appropriate changes in the election laws, with a favorable report, as amended.
S. B. 537, a bill to amend the Presidential Primary Act, with a favorable report, as amended.

H. B. 269, a bill to abolish presidential primary in North Carolina, with an unfavorable report.

H. B. 686, a bill to revise General Statute 147-45 in relation to the distribution of State publications, with a favorable report. On motion of Senator McNeill Smith, the bill is re-referred to the Committee on Appropriations.

By Senator Harrington, for the Committee on Transportation:

S. B. 351, a bill to amend the North Carolina Outdoor Advertising Control Act, with a favorable report, as amended.

S. B. 638, a bill to adjust Department of Motor Vehicles' inspection certificate fee to recover cost, with a favorable report. On motion of Senator Harrington, the bill is re-referred to the Committee on Finance.

S. B. 650, a bill to adjust Department of Motor Vehicles' fee for operator's and chauffeur's license to recover cost, with a favorable report. On motion of Senator Harrington, the bill is re-referred to the Committee on Finance.

S. B. 664, a bill to increase the charge for replacement registration plates from one dollar ($1.00) to five dollars ($5.00), with a favorable report. On motion of Senator Harrington, the bill is re-referred to the Committee on Finance.

By Senator Mauney, for the Committee on Veterans and Military Affairs:

S. B. 512, a bill establishing a tuition assistance benefit for members of the North Carolina National Guard and the appropriation of funds to provide this benefit, with a favorable report. On motion of Senator Mauney, the bill is re-referred to the Committee on Appropriations.

H. B. 780, a bill to amend certain provisions of the General Statutes so as to provide benefits to members of the State Civil Air Patrol, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 737, by Senators Barker and Winters, a bill to allow injured persons to seek through the Tort Claims Act damages caused by school bus mechanical defects. Referred to Committee on Insurance.

S. B. 738, by Senator Nye, a bill to transfer certain retired clerks of court from the Teachers' and State Employees' Retirement System to the Uniform Clerk of the Superior Court Retirement System. Referred to Committee on State Government.
S. B. 739, by Senator Garrison, a bill to make various technical amendments relating to trusts and estates. Referred to Committee on Banking.

S. B. 740, by Senators Hardison and Harrington, a bill to declare the Bicentennial Barge Foundation, Incorporated, a nonprofit corporation, to be under the patronage and control of the State of North Carolina, and to appropriate funds for operations of same. Referred to Committee on Appropriations.

S. B. 741, by Senator Staton, a bill to amend General Statute 143, Article 21A, relating to control of oil pollution. Referred to Committee on Natural and Economic Resources.

S. B. 742, by Senators Royall, Henley, Barker, Garrison, and Whichard, a bill to require that the directors of the Division of Health Services and Mental Health Services in the Department of Human Resources be licensed physicians. Referred to Committee on Human Resources.

S. B. 743, by Senators Lynwood Smith and Stallings, a bill to modify the North Carolina State Hearing Aid Dealers and Fitters Licensing Act. Referred to Committee on Appropriations.

S. B. 744, by Senators McNeill Smith, Sebo and Lynwood Smith, a bill to appropriate funds to assist with the historical and archaeological investigation of the David Caldwell Log College site in Guilford County. Referred to Committee on Appropriations.

S. B. 745, by Senators Winters, Barker, and Staton, a bill to appropriate six hundred fifteen thousand dollars ($615,000) to the North Carolina Symphony for the 1975-77 biennium. Referred to Committee on Appropriations.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

H. B. 124

HOUSE OF REPRESENTATIVES,
May 6, 1975.

Mr. President:

Pursuant to your message that you have adopted the report of the Conferees on House Bill No. 124, "a bill to be entitled an act to amend General Statute 148-45 which relates to escapes from prison," it is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted the report of the Conferees and the bill is ordered enrolled.

Respectfully,
GRACE A. COLLINS
Principal Clerk
Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendment to House Committee Substitute for S. B. 133, “a bill to be entitled an act to amend Chapter 62 of the General Statutes to enlarge the North Carolina Utilities Commission, to allow the Commission to sit in panels of three, to allow the panels to make valid and binding decisions, and to require a separate hearing on rate increases based solely upon fuel costs,” and requests conferees. Mr. Speaker Green has appointed Representatives Miller, Huskins, and Josey on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
GRACE A. COLLINS
Principal Clerk

Senator Webster moves that the President appoint conferees, which motion prevails. The President appoints Senators Webster, Childers, and Royall as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 276, a bill to amend General Statute 1-17 so as to eliminate imprisonment as a disability under the statute of limitations and to subject the Civil Rights Act of 1871, 42 U.S.C. § 1983, to the North Carolina Statute of Limitations. The bill is placed on the Calendar for tomorrow, May 8, for concurrence in the House amendment.

H. B. 387, Committee Substitute for H. B. 387, a bill to amend General Statute 77-13 and General Statute 77-14 to provide for enforcement by forest law enforcement officers of the Department of Natural and Economic Resources. Referred to Committee on Natural and Economic Resources.

H. B. 389, Committee Substitute for H. B. 389, a bill to amend Article 4, Chapter 113 of the General Statutes relating to the protection and development of forests and fire control, and for other purposes. Referred to Committee on Natural and Economic Resources.

H. B. 733, a bill to amend General Statute 18A-2 to define passenger area of a motor vehicle. Referred to Committee on Judiciary II.
H. B. 769, a bill to repeal certain sections of the North Carolina General Statutes to eliminate sex-based distinctions that create discrimination. Referred to Committee on Judiciary II.

H. B. 831, a bill to adjust Department of Motor Vehicles' Registration fees to recover cost. Referred to Committee on Finance.

H. B. 858, a bill to assess an additional fee of ten dollars ($10.00) for special license plates issued to officials of the judicial, legislative, and administrative branches of State government. Referred to Committee on Finance.

H. B. 859, a bill to increase the additional registration fee for special plates issued to members of the North Carolina Wing of the Civil Air Patrol from five dollars ($5.00) to ten dollars ($10.00). Referred to Committee on Finance.

H. B. 860, a bill to charge an additional registration fee of ten dollars ($10.00) for each National Guard license plate issued by the Department of Transportation. Referred to Committee on Finance.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 48, Committee Substitute for S. B. 48, a bill to require public disclosure of lobbying activities, as amended, upon third reading. Senator Bahakel offers Amendment No. 8 which is adopted. Senator Moore offers Amendment No. 9 which he subsequently withdraws. Senator Kirby moves that the Committee Substitute bill, as amended, be temporarily displaced, which motion prevails, and it remains on the Calendar.

S. B. 198, Committee Substitute for S. B. 198, a bill to amend Article 22A of the General Statutes of North Carolina relating to campaign contributions and expenditures. On motion of Senator McNeill Smith, the Committee Substitute bill is adopted and is placed on the Calendar for Friday, May 9.

S. B. 260, Committee Substitute for S. B. 260, a bill to amend Article IV of the Constitution of North Carolina, to require justices, judges of the General Court of Justice, to be licensed to practice law, upon second reading. Senator Hardison offers Amendment No. 1. Senator Hardison calls the previous question, seconded by Senator Moore. The call is sustained. Amendment No. 1 fails of adoption. The Committee Substitute bill fails to pass its second reading by roll-call vote, ayes 26, noes 22 (requiring three-fifths majority), as follows: Those voting in the affirmative are: Senators Alexander, Alford, Crawford, Davis, Gudger, Jernigan, Kirby, McDuffie, Moore, Palmer, Rauch, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Whichard, Winters — 26. Those voting in the negative are: Senators Allsbrook, Bahakel, Barker, Childers, Combs,
Daniels, Garrison, Hardison, Harrington, Harris, Henley, Kineaid, Lackey, Marion, Mauney, Mills, Nye, Odom, Renfrow, Walsh, Webster, White — 22.

Senator Hardison moves that the vote by which the Committee Substitute bill failed to pass its second reading be reconsidered, and that this motion do lie upon the table. Senator Gudger offers a substitute motion that the Senate do now adjourn, which motion fails to prevail. The motion of Senator Hardison to table the motion to reconsider prevails and the motion to reconsider the vote by which the bill failed to pass its second reading lies upon the table.

S. B. 293, Committee Substitute for S. B. 293, a bill to rewrite General Statute 14-139 pertaining to starting fires in or capable of spreading to woodland under protection of the Department of Natural and Economic Resources. On motion of Senator Staton, the Committee Substitute bill is adopted and is placed on the Calendar for Friday, May 9.

S. B. 567, a bill to amend Article 13 of Chapter 90 of the General Statutes to revise the laws relating to funeral directors and embalmers, as amended, upon third reading. On motion of Senator Whichard, consideration of the bill, as amended, is postponed until tomorrow, May 8.

S. B. 616, a bill to rewrite General Statute 116-143.1 concerning residence for tuition purposes, as amended, upon third reading. Senator Sebo offers Amendment No. 3 which is adopted. Senator Whichard offers Amendment No. 4 which is adopted. Senator Childers offers Amendment No. 5 which is adopted. Senator Davis offers Amendment No. 6 which subsequently he withdraws. Senator Strickland calls the previous question, seconded by Senator Alford. The call is sustained. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

H. B. 322, a bill to rewrite General Statute 24-1.1A removing the interest rate ceiling on home loans secured by first mortgages or first deeds of trust and removing prepayment penalties on certain home loans. On motion of Senator Garrison, consideration of the bill is postponed until tomorrow, May 8, and is made Special Order No. 1 of the day.

H. B. 582, a bill to prevent the use of artificial lights in areas inhabited by game in Johnston and Wayne Counties, as amended, upon third reading. Senator Strickland offers Amendment No. 3 which is adopted. The bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

CONFERENCE REPORT

S. B. 133, House Committee Substitute for S. B. 133

Senator Webster, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon House Committee Substitute for S. B. 133, "a bill to be entitled an act to amend Chapter 62 of the General Statutes to enlarge the North Carolina Utilities Commission, to allow the Commission to sit in panels of three, to allow the
panels to make valid and binding decisions, and to require a separate hearing on rate increases based solely upon fuel costs," submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your conferees appointed to resolve the differences arising between the Senate and House of Representatives on House Committee Substitute for Senate Bill 133, "a bill to be entitled an act to amend Chapter 62 of the General Statutes to enlarge the North Carolina Utilities Commission, to allow the Commission to sit in panels of three, to allow the panels to make valid and binding decisions, and to require a separate hearing on rate increases based solely upon fuel costs," wish to report as follows:

AMENDMENT 1. The Conference Committee recommends joint acceptance of Senator Webster's amendment to House Committee Substitute for Senate Bill 133, modified to read as follows:

amend the bill on page 2, lines 8 and 9, following the word "who" by deleting the words "(except for the initial appointments as provided in subsection (c) of this section)."

On page 3, lines 5 through 14, by deleting subsection (c) and inserting in lieu thereof a new subsection (c) to read as follows:

"(c) In order to increase the number of commissioners to seven, the names of two additional commissioners shall be submitted to the General Assembly on or before May 27, 1975, for confirmation by the General Assembly as provided in G. S. 62-10(a). The commissioners so appointed and confirmed shall serve new terms commencing on July 1, 1975, one of which shall be for a period of two years (with the immediate successor serving for a period of six years), and one of which shall be for a period of two years.

Thereafter, the terms of office of the additional commissioners shall be for eight years as provided in G. S. 62-10(b)."

On page 3, line 25, by changing the word "two" to read "four", and on page 4, line 1, by changing the word "four" to read "six".

AMENDMENT 2. The Conference Committee recommends Senate concurrence in Representative DeBruhl's amendment to House Committee Substitute for Senate Bill 133.

AMENDMENT 3. The Conference Committee recommends joint acceptance of an amendment to House Committee Substitute for Senate Bill 133 to read as follows:

amend on page 2, line 16, and on page 3, line 28, in each case after "Lieutenant Governor" and before "shall" by adding "and Speaker of the House jointly."
This the 7th day of May, 1975.

WESLEY D. WEBSTER
KENNETH C. ROYALL, JR.
JACK CHILDERS
Conferences on the part of the Senate
GEORGE W. MILLER, JR.
J. P. HUSKINS
C. KITCHIN JOSEY
Conferences on the part of the
House of Representatives

On motion of Senator Webster, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 161, an act to approve, confirm and validate that action of the Rockingham County Board of Commissioners of December 2, 1974, which extended the listing period during which the special property tax classification provided the elderly may be claimed.

S. B. 328, an act to allow income tax deductions for expenses actually incurred for the care of dependents necessary for gainful employment.

S. B. 353, an act to amend General Statute 110-117 relating to the age of an abused and neglected child.

S. B. 354, an act to amend the definition of child in Chapter 7A, Article 23, Jurisdiction and Procedure Applicable to Children.

S. B. 441, an act to revise and consolidate the charter of the Town of Mooresville and to repeal prior charter acts.

S. B. 551, an act to clarify the authority of the county commissioners under General Statute 18A-15(3)c.2.

H. B. 124, an act to amend General Statute 148-45 which relates to escapes from prison.

H. B. 613, an act to amend General Statute 105-113.82 by adding the Town of Zebulon to the list of governing bodies authorized to decline to issue the on-premises licenses provided for in General Statute 105-113.78(1).

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.
The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Talmadge Infinger, Pastor of Fellowship Baptist Church, Raleigh.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

A leave of absence granted previously to Senator Hill is noted.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Jernigan, for the Committee on Alcoholic Beverage Control:

S. B. 405, a bill to amend Section 18A-39 of the North Carolina General Statutes relating to fees charged for ABC permits, with a favorable report, as amended. On motion of Senator Jernigan, the rules are suspended and the bill is placed before the Senate for immediate consideration.

On motion of Senator Jernigan, Committee Amendment No. 1 is adopted and on his motion the bill, as amended, is re-referred to the Committee on Finance.

H. B. 336, a bill to authorize the qualified voters of the Town of Boiling Spring Lakes to determine whether or not wine and beer may legally be sold on-premises and whether or not alcoholic beverage control stores may legally be operated in said Town, with a favorable report, as amended.

H. B. 771, a bill to replace annual malt beverage and wine permits with permanent permits, with a favorable report.

By Senator Whichard, for the Committee on Courts and Judicial Districts:

H. B. 683, a bill to revise and transfer General Statute 147-52 to a new section General Statute 7A-14, with a favorable report.

By Senator Gudger, for the Committee on Criminal Justice and Corrections:

S. B. 101, a bill to authorize community evaluation committees to advise district judges in certain juvenile cases, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Gudger, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.
By Senator Alford, for the Committee on Education:


S. B. 642, a bill to make the Pitt Technical Institute a comprehensive community college, with a favorable report. On motion of Senator Alford, the bill is re-referred to the Committee on Appropriations.

H. B. 240, a bill to amend General Statute 115A-5 relating to the waiver of tuition and registration fees for training courses for fire department personnel and volunteer rescue and life saving department personnel, with a favorable report. On motion of Senator Alford, the bill is re-referred to the Committee on Appropriations.

By Senator Kirby, for the Committee on Finance:

S. B. 228, a bill to amend General Statute 105-141 to exempt from gross income unemployment benefits, with an unfavorable report.

S. B. 337, a bill to amend Article 4 of the Revenue Act relative to income tax to provide a credit for ad valorem tax paid on manufacturers’ inventories, with a favorable report, as amended.

S. B. 363, a bill to amend General Statute 105-147(2), General Statute 105-161(f)(1), and General Statute 105-141(a) to permit the deduction for income tax purposes of amounts paid by or on behalf of an individual to an individual retirement account or for a retirement bond, to exempt individual retirement accounts from taxation, and to provide for the taxation of amounts distributed from individual retirement accounts and retirement bonds, with an unfavorable report as to bill, favorable as to Committee Substitute bill, as amended. On motion of Senator Kirby, the rules are suspended and the Committee Substitute bill is placed on today’s Calendar.

S. B. 628, a bill to permit carnival companies and riding device operators to operate under a single license for any seven consecutive days, with a favorable report.

H. B. 485, a bill to increase service fee for nonresident motorist to recover cost, with a favorable report.

H. B. 486, a bill to adjust Department of Motor Vehicles' accident report copy fee to recover cost, with a favorable report, as amended.

H. B. 487, a bill to adjust Department of Motor Vehicles' operator's or chauffeur's license restoration fee to recover cost, with a favorable report.

H. B. 538, a bill to establish a fee for motor vehicle operator's learner's permit to recover cost, with a favorable report.

By Senator Barker, for the Committee on Insurance:
S. B. 660, a bill to regulate the sale of credit life and credit accident and health insurance and to establish premium rates therefor, with a favorable report, as amended.

By Senator Allsbrook, for the Committee on Judiciary I:

H. B. 179, a bill to amend Chapter 44A to create a lien in favor of those who process textile goods, with an unfavorable report as to bill, favorable as to Senate Committee Substitute bill. On motion of Senator Allsbrook, the rules are suspended and the Senate Committee Substitute bill is placed on today's Calendar.

H. B. 478, a bill to amend General Statute 122-58.7(c) to authorize alleged inebriates to waive counsel at involuntary commitment hearings, with a favorable report.

H. B. 742, a bill to increase from two thousand dollars ($2,000) to five thousand dollars ($5,000) the amount of deposit required for Lee County professional bondsmen, with a favorable report.

By Senator Britt, for the Committee on Judiciary II:

S. B. 357, a bill to rewrite Chapter 52A of the General Statutes entitled "Uniform Reciprocal Enforcement of Support Act," with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Britt, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 387, a bill to require positive identification of vehicle on insurance cancellation notices, without prejudice. On motion of Senator Britt, the bill is postponed indefinitely.

S. B. 446, a bill to permit cities and counties to transfer real property by private sale for educational, scientific, literary, cultural, charitable, or religious purposes, without prejudice. On motion of Senator Britt, the bill is postponed indefinitely.

S. B. 579, a bill to amend General Statute 45-21.34 to allow district court judges to enjoin mortgage sales, without prejudice. On motion of Senator Britt, the bill is postponed indefinitely.

S. B. 651, a bill to authorize counties to abate as public health nuisances conditions existing upon real property that are dangerous or prejudicial to the public health and that violate a county ordinance, with a favorable report.

S. J. R. 668, a joint resolution creating the Legislative Study Commission on Sex Discrimination, with a favorable report, as amended. On motion of Senator Britt, the rules are suspended and the joint resolution is placed before the Senate for immediate consideration. On motion of Senator Britt, Committee Amendment No. 1 is adopted and on his motion the joint resolution, as amended, is re-referred to the Committee on Appropriations.
S. B. 692, a bill to amend Chapter 117 of the General Statutes of North Carolina to delete the proviso concerning compensation for directors, with a favorable report.

S. B. 705, a bill to amend General Statute 14-401.5 relating to prohibiting the practice of phrenology, palmistry, fortune-telling or clairvoyance, with a favorable report.

S. B. 714, a bill to allow assistant chiefs of police and fire departments to use special equipment on privately owned vehicles while engaged in the performance of their official or semi-official duties, with a favorable report, as amended.

H. B. 413, a bill to provide for free toilet facilities, with a favorable report, as amended.

By Senator Webster, for the Committee on Public Utilities and Energy:

S. J. R. 549, a joint resolution to establish a Utility Review Committee, with a favorable report, as amended. On motion of Senator Webster, the rules are suspended and the joint resolution is placed before the Senate for immediate consideration. On motion of Senator Webster, Committee Amendment No. 1 is adopted and on his motion the joint resolution, as amended, is re-referred to the Committee on Appropriations.

S. B. 655, a bill to amend General Statute 62-300 and General Statute 62-266 to increase certain statutory fees and charges for filing proceedings and re-registration of motor carrier equipment with the Utilities Commission, with a favorable report. On motion of Senator Webster, the bill is re-referred to the Committee on Finance.

By Senator Henley, for the Committee on Rules and Operation of the Senate:

S. J. R. 611, a joint resolution designating the week of April 21, 1975, to April 27, 1975, as "College Newspaper Week," with a favorable report.

S. J. R. 612, a joint resolution creating a commission for the study of land records information systems in North Carolina to make recommendations to the Governor and the 1977 General Assembly, with a favorable report. On motion of Senator Henley, the joint resolution is re-referred to the Committee on Appropriations.

S. J. R. 704, a joint resolution congratulating David Thompson, North Carolina State University basketball player, with a favorable report.

S. J. R. 708, a joint resolution congratulating and commending the Elm City High School basketball team of Elm City for its performance and sportsmanship in winning the State 2-A Conference Basketball Championship, with a favorable report.

S. J. R. 730, a joint resolution honoring Albert Coates, founder of the Institute of Government at Chapel Hill, Professor Emeritus of the School
of Law at the University of North Carolina, and North Carolina citizen extraordinary, with a favorable report.

H. J. R. 660, a joint resolution commending the basketball, baseball and wrestling teams of North Carolina A & T State University, with a favorable report.

H. J. R. 738, a joint resolution honoring the memory of Lelia Viola Patterson, with a favorable report.

By Senator Moore, for the Committee on Wildlife:

S. B. 360, a bill to amend Article 24 of Chapter 143 of the General Statutes, relating to the Wildlife Resources Commission, so as to increase the membership of said Commission from nine to eleven members and to provide for the appointment of the additional members, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Moore, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 702, a bill to amend the North Carolina Boating Safety Act to provide an optional three-year registration period for motorboats, and to make technical changes, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 746, by Senators Strickland and Gudger, a bill to increase the membership of the Board of Commissioners of the Law Enforcement Officers' Benefit and Retirement Fund and to require that future Board appointees be members of the Fund. Referred to Committee on Judiciary II.

S. B. 747, by Senator Kirby, a bill to increase the replacement period required for the deferral of tax on the gain realized on the sale of a principal residence. Referred to Committee on Finance.

S. J. R. 748, by Senators Combs, Jernigan, Lynwood Smith, and Henley, a joint resolution congratulating and commending the North Carolina Restaurant Association, Inc., for sponsoring Coffee Day to raise funds for crippled children and adults in North Carolina through the Easter Seal Society. Referred to the Committee on Rules and Operation of the Senate.

S. J. R. 749, by Senators Gudger, Sebo, Crawford, Garrison, Vickery, Harris, Whichard, Royall, Alexander, Alford, Bahakel, Allsbrook, McNeill Smith, William Smith, Suddarth, Childers, Walsh, Strickland, Barker, Totherow, and Odom, a joint resolution extending the Commission on Sentencing, Criminal Punishment and Rehabilitation. Referred to Committee on Criminal Justice and Corrections.
On motion of Senator Moore, the rules are suspended to allow the introduction in today's Session of the following local bills:

S. B. 750, by Senators Moore, McDuffie, Bahakel, and Alexander, a bill relating to raffles and the games of "bingo" and "skilo" in Mecklenburg County. Referred to Committee on Local Government and Regional Affairs.

S. B. 751, by Senators Moore, McDuffie, Bahakel, and Alexander, a bill to authorize the City of Charlotte to levy a privilege tax on hotels and motels measured by gross receipts from room rentals. Referred to Committee on Finance.

S. B. 752, by Senators Moore, Alexander, Bahakel, and McDuffie, a bill relating to certain drainage flood control and open space projects and to the exercise of the power of eminent domain in Mecklenburg County. Referred to Committee on Local Government and Regional Affairs.

S. B. 753, by Senator McNeill Smith (by request), a bill to provide that independent and nonpartisan candidates may seek nomination in a primary election. Referred to Committee on State Government.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

S. B. 133, House Committee Substitute for S. B. 133

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferrees on House Committee Substitute for Senate Bill 133, "a bill to be entitled an act to amend Chapter 62 of the General Statutes to enlarge the North Carolina Utilities Commission, to allow the Commission to sit in panels of three, to allow the panels to make valid and binding decisions, and to require a separate hearing on rate increases based solely upon fuel costs," to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
GRACE A. COLLINS
Principal Clerk
Mr. President:

Pursuant to your message that you have adopted the report of the Conferences on House Committee Substitute for Senate Bill No. 133, "a bill to be entitled an act to amend Chapter 62 of the General Statutes to enlarge the North Carolina Utilities Commission, to allow the Commission to sit in panels of three, to allow the panels to make valid and binding decisions, and to require a separate hearing on rate increases based solely upon fuel costs," it is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted the report of the Conferees and the bill is ordered enrolled.

Respectfully,
Grace A. Collins
Principal Clerk

H. J. R. 866, a joint resolution honoring the life and memory of E. M. McDuffie, Sr., North Carolina educator, humanitarian, and founder of Laurinburg Institute. On motion of Senator Odom, the rules are suspended, and the joint resolution is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Odom moves that the joint resolution be made a part of the Journal, which motion prevails. (The text of the joint resolution appears in the Appendix.)

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 734, a bill creating the Asheville-Buncombe Local Government Study Commission. Referred to Committee on Local Government and Regional Affairs.

H. B. 847, a bill to provide for the nomination and election of the Board of Education of Union County. Referred to Committee on Local Government and Regional Affairs.

H. B. 873, a bill to provide for the compensation of members of the Edgecombe County Board of Education and the Tarboro City Board of Education. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being H. B. 322, a bill to rewrite General Statute 24-1.1A removing the interest rate ceiling on home loans secured by first mortgages or first deeds of trust and removing prepayment penalties on certain home loans. Senator McNeill Smith offers Amendment No. 1 which fails of adoption. The bill passes its second and third readings and is ordered enrolled.

S. B. 101, Committee Substitute for S. B. 101, a bill to authorize community evaluation committees to advise district judges in certain juvenile cases. On motion of Senator Gudger, the Committee Substitute bill is adopted and is placed on the Calendar for Monday, May 12.

S. B. 250, a bill to amend the Well Construction Act, General Statute 87-83 et seq.; the Water Use Act, General Statute 143-215.11 et seq.; the Dam Safety Law, General Statute 143-215.23 et seq.; and the Water and Air Quality Reporting Act, General Statute 143-215.63 et seq.; and the civil penalty provisions of Articles 21 and 21B, Chapter 143, North Carolina General Statutes in order to provide enforcement and judicial review procedures similar to and consistent with other parts of Article 21, Chapter 143 of the North Carolina General Statutes administered by the Environmental Management Commission, upon second reading. On motion of Senator Staton, consideration of the bill is postponed until Tuesday, May 13.

S. B. 276, a bill to amend General Statute 1-17 so as to eliminate imprisonment as a disability under the statute of limitations and to subject the Civil Rights Act of 1871, 42 U.S.C. § 1983, to the North Carolina Statute of Limitations, for concurrence in the House amendment. On motion of Senator Allsbrook, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 351, a bill to amend the North Carolina Outdoor Advertising Control Act. On motion of Senator Garrison, consideration of the bill is postponed until Wednesday, May 14.

S. B. 357, Committee Substitute for S. B. 357, a bill to rewrite Chapter 52A of the General Statutes entitled “Uniform Reciprocal Enforcement of Support Act.” On motion of Senator Britt, the Committee Substitute bill is adopted and is placed on the Calendar for Monday, May 12.

S. B. 360, Committee Substitute for S. B. 360, a bill to appoint four additional members to the North Carolina Wildlife Resources Commission with terms expiring July 1, 1979. On motion of Senator Moore, the Committee Substitute bill is adopted and on his motion is recommitted to the Committee on Wildlife.

S. B. 363, Committee Substitute for S. B. 363, a bill to allow deductions for individual income tax purposes for contributions to individual retirement accounts, individual retirement annuities, or retirement bonds which are deductible for federal income tax purposes and to provide the method of
taxing distributions from such accounts. On motion of Senator Kirby, the Committee Substitute bill is adopted and on his further motion the Committee amendment is adopted. The Committee Substitute bill, as amended, is placed on the Calendar for Monday, May 12.

S. B. 491, a bill to incorporate the Town of Raynham in Robeson County, upon second reading. On motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Daniels, Davis, Gudger, Hardison, Harris, Henley, Kincaid, Kirby, Lackey, Mauney, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Webster, Whichard, White, Winters — 41. Senator Allsbrook moves that the vote by which the bill, as amended, passed its second reading be reconsidered, which motion prevails. The bill, as amended, is placed on the Calendar for tomorrow, May 9, upon second reading.

S. B. 514, a bill to provide that the primary election shall be held in August and to make appropriate changes in the election laws. On motion of Senator Davis, consideration of the bill is postponed until Tuesday, May 13, and is made Special Order No. 1 of the day.

S. B. 537, a bill to amend the Presidential Primary Act. On motion of Senator Davis, consideration of the bill is postponed until Tuesday, May 13, and is made Special Order No. 2 of the day.

S. B. 554, Committee Substitute for S. B. 554, a bill to amend Article 8 of Chapter 20 of the General Statutes to provide for action by the Commissioner of Motor Vehicles in lieu of superior court with right of review under Article 4 of Chapter 150 of the General Statutes. The Committee Substitute bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 565, a bill to permit the State to be interpled in tort actions. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 581, a bill to provide for a referendum on annexation by the City of Hickory. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 591, a bill to delete Orange County from the provisions of General Statutes 14-401.5 prohibiting the practice of phrenology and similar activities. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 599, a bill to place tubercular inmates and health law violators under the control of the Department of Correction. On motion of Senator Gudger, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.
S. B. 619, a bill to authorize the Secretary of Correction to contract for confinement and treatment of persons convicted of public drunkenness. On motion of Senator Gudger, Committee Amendments No. 1 and No. 2 are adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 635, a bill to increase the number of county commissioners of Gaston County, to provide for staggered terms for county commissioners of Gaston County, and to make various other provisions relating to the Gaston County Board of Commissioners. On motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 637, a bill to amend General Statute 7A-344 to authorize the Administrative Officer of the Courts to expend federal funds to employ counsel to represent indigent juveniles. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 644, a bill to redefine the corporate limits of the Town of Bethel in Pitt County, upon second reading. On motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Daniels, Davis, Gudger, Hardison, Harris, Henley, Kincaid, Kirby, Lackey, Mauney, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Webster, Whichard, White, Winters — 41. Senator Allsbrook moves that the vote by which the bill, as amended, passed its second reading be reconsidered, which motion prevails. The bill, as amended, is placed on the Calendar for tomorrow, May 9, upon second reading.

S. B. 685, a bill to provide for the election and terms of office of the Board of Education of Craven County, and to fix the districts for the Board. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 709, a bill to abolish the office of coroner in Franklin County. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 718, a bill to amend General Statute 45-37, relating to the discharge of record of mortgages, deeds of trust, and instruments, so as to provide for cancellation by certain officers of credit unions. Senator Lynwood Smith withdraws his amendment offered in Committee and offers Amendment No. 1 which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 720, a bill to amend General Statute 35-43 and General Statute 35-44 to allow representation by the district attorney at sterilization hearings to
be discretionary. On motion of Senator Allsbrook, consideration of the bill is postponed until Tuesday, May 13.

S. B. 721, a bill to permit the district attorney to represent the public interest in involuntary commitment cases. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 734, a bill to amend General Statute 134-36(3) and General Statute 153A-221.1 to increase period of detention of juveniles within jurisdiction of district court to maximum of five days. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 8, a bill to raise the minimum wage to two dollars per hour. Passes its second and third readings and is ordered enrolled.

H. J. R. 24, a joint resolution continuing the Criminal Code Commission. Passes its second and third readings and is ordered enrolled.

H. B. 47, Committee Substitute for H. B. 47, a bill to be known as the School Budget and Fiscal Control Act, as amended, upon second reading. On motion of Senator Kirby, consideration of the Committee Substitute bill, as amended, is postponed until Tuesday, May 13.

H. B. 104, a bill to amend General Statute 148-26 to prohibit the employment of inmates within the State Prison System at any of the schools administered by the State Department of Youth Development. On motion of Senator Gudger, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 133, Committee Substitute for H. B. 133, a bill to protect the right of privacy of State employees by limiting access to personnel records. The Committee Substitute bill passes its second and third readings and is ordered enrolled.

H. B. 148, Committee Substitute for H. B. 148, a bill to amend Chapter 160A of the General Statutes to exclude Brunswick County from Part 2 and Part 3 of Article 4A, and to make Part 1 applicable to municipalities in Brunswick County for annexation, upon second reading. The Committee Substitute bill passes its second reading by roll-call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Daniels, Davis, Gudger, Hardison, Harris, Henley, Kincaid, Kirby, Lackey, Mauney, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Webster, Whichard, White, Winters — 41. Senator Allsbrook moves that the vote by which the Committee Substitute bill passed its second reading be reconsidered, which motion prevails. The Committee Substitute bill is placed on the Calendar for tomorrow, May 9, upon second reading.

H. B. 179, Senate Committee Substitute for H. B. 179, a bill to amend Chapter 44A to create a lien in favor of those who process textile goods
and yarns. On motion of Senator Allsbrook, the Senate Committee Substitute bill is adopted and is placed on the Calendar for Monday, May 12.

H. B. 205, a bill to authorize counties to offer rewards for information leading to the arrest and conviction of persons damaging county property. Passes its second and third readings and is ordered enrolled.

H. B. 227, a bill to amend General Statute 30-17 relating to when children of a deceased parent are entitled to a year's allowance. Passes its second and third readings and is ordered enrolled.

H. B. 359, Committee Substitute for H. B. 359, a bill to clarify the general contractors' licensing law. On motion of Senator Britt, the Committee amendment is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 370, a bill to rewrite Article 7 of Chapter 80 of the General Statutes relating to cattle brands and marks. Passes its second and third readings and is ordered enrolled.

H. B. 398, a bill to amend Chapter 48 to provide that an adoptions order entered in a foreign country may be accepted in lieu of the consent of the natural parent(s) or guardian of the person of the child to a readoption of the same child by the same petitioners under the laws of North Carolina. Passes its second and third readings and is ordered enrolled.

H. B. 418, Committee Substitute for H. B. 418, a bill to authorize an election on the question of incorporating the Town of Caswell Beach in Brunswick County, upon second reading. The Committee Substitute bill passes its second reading by roll-call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Daniels, Davis, Gudger, Hardison, Harris, Henley, Kincaid, Kirby, Lackey, Mauney, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Stallings, Strickland, Sudderth, Totherow, Vickery, Walker, Webster, Whichard, White, Winters — 41. Senator Allsbrook moves that the vote by which the Committee Substitute bill passed its second reading be reconsidered, which motion prevails. The Committee Substitute bill is placed on the Calendar for tomorrow, May 9, upon second reading.

H. B. 444, a bill to amend General Statute 153A-335 to modify the subdivision control ordinance for Rutherford and Polk Counties. Passes its second and third readings and is ordered enrolled.

H. B. 489, a bill to permit boards of education to lease certain school property for a term of up to ten years. Passes its second and third readings and is ordered enrolled.

H. B. 511, a bill to amend General Statute 153A-159. Passes its second and third readings and is ordered enrolled.
H. B. 543, a bill to amend the Workmen's Compensation Act so as to provide payment for damage to prosthetic devices. Passes its second and third readings and is ordered enrolled.

H. B. 553, Committee Substitute for H. B. 553, a bill amending General Statute 113-120.1 and General Statute 113-120.2, relating to trespassing on posted property, so as to increase the penalty for violation thereof and to decrease the minimum size of the poster notice. On motion of Senator Allsbrook, the Committee amendment is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 563, a bill to amend Chapter 755, Session Laws of 1965, to increase the compensation of the members of the Chatham County Board of Education. Passes its second and third readings and is ordered enrolled.

H. B. 576, a bill to exempt certain theological seminaries from the provisions of General Statute 116-15. Passes its second and third readings and is ordered enrolled.

H. B. 640, a bill to abolish the office of coroner in Anson County. Passes its second and third readings and is ordered enrolled.

H. B. 641, a bill to revise and consolidate the charter of the Town of Wadesboro and to repeal prior charter Acts, upon second reading. The bill passes its second reading by roll-call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Daniels, Davis, Gudger, Hardison, Harris, Henley, Kincaid, Kirby, Lackey, Mauney, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Webster, Whichard, White, Winters — 41. Senator Allsbrook moves that the vote by which the bill passed its second reading be reconsidered, which motion prevails. The bill is placed on the Calendar for tomorrow, May 9, upon second reading.

H. B. 643, a bill to amend General Statute 130-10 relating to the rules, regulations and directives of the Commission for Health Services. Passes its second and third readings and is ordered enrolled.

H. B. 644, a bill to amend General Statute 130-13(c) to clarify terms of office of county commissioners on county boards of health. Passes its second and third readings and is ordered enrolled.

H. B. 676, a bill to amend the charter of the Town of Warsaw so as to extend the corporate limits, upon second reading. The bill passes its second reading by roll-call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Daniels, Davis, Gudger, Hardison, Harris, Henley, Kincaid, Kirby, Lackey, Mauney, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker,
Webster, Whichard, White, Winters — 41. Senator Allsbrook moves that the vote by which the bill passed its second reading be reconsidered, which motion prevails. The bill is placed on the Calendar for tomorrow, May 9, upon second reading.

H. B. 690, a bill to authorize the Town of Indian Beach to make agreements with other municipalities for police protection. Passes its second and third readings and is ordered enrolled.

H. B. 692, a bill to provide compensation for members of the Carteret County Board of Education. Passes its second and third readings and is ordered enrolled.

H. B. 702, a bill to establish the qualifications for members of the State Board of Elections. Senator Kincaid offers Amendment No. 1 which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 731, a bill to amend General Statute 130-9(c) relating to the powers and duties of the Department of Human Resources and Commission for Health Services. Passes its second and third readings and is ordered enrolled.

H. B. 759, a bill to provide for the election for members of the Guilford County Board of Education. Passes its second and third readings and is ordered enrolled.

H. B. 774, a bill to amend General Statute 139-27 to provide for the correct statutory references for enforcement of watershed assessments. Passes its second and third readings and is ordered enrolled.

H. B. 780, a bill to amend certain provisions of the General Statutes so as to provide benefits to members of the State Civil Air Patrol. Passes its second and third readings and is ordered enrolled.

H. B. 783, a bill to amend General Statute 115-25 authorizing a person who teaches in the public schools to serve on the Concord City Board of Education. Passes its second and third readings and is ordered enrolled.

On motion of Senator Moore, the Senate adjourns to meet tomorrow at 9:30 A.M.

EIGHTY-THIRD DAY

SENATE CHAMBER,
Friday, May 9, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.
Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Daniels, Rauch, and Webster for today. A leave of absence granted previously to Senator Hill is noted.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Garrison, for the Committee on Banking:

S. B. 672, a bill to amend General Statute 159-30(c)(5) in order to update language allowing investment of idle funds by local government officials in savings and loan associations, with a favorable report.

S. B. 673, a bill to amend General Statute 147-69.1 in order to allow State government officials to invest idle funds in certificates, shares, or deposits in savings and loan associations, with a favorable report.

By Senator Britt, for the Committee on Judiciary II:

S. B. 680, a bill to amend General Statute 20-183.2(b)(2) relating to automobile inspection, with a favorable report, as amended.

S. B. 684, a bill to amend the animal fighting statutes, with a favorable report, as amended.

H. B. 579, a bill to provide alternate methods of service of process in certain motor vehicle liability insurance matters, with a favorable report.

H. B. 637, a bill to provide for a two hundred fifty dollar ($250.00) minimum fine for conviction of trespass on private fishing ponds in Cleveland and Gaston Counties, with a favorable report, as amended.

By Senator McNeill Smith, for the Committee on State Government:

S. B. 471, a bill concerning ethics of public officials, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator McNeill Smith, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 754, by Senators Harris and Strickland, a bill to amend General Statute 143-514 to provide an option for written or oral examination as part of the training program and to permit certification of emergency
medical services personnel as ambulance attendants if qualified. Referred to Committee on Human Resources.

S. B. 755, by Senator Kirby, a bill to amend General Statute 136-104 to allow life tenants to take the present value of their life estates out of condemnation deposits and final judgment awards. Referred to Committee on Judiciary II.

S. B. 756, by Senator Marion, a bill to increase the nonresident rate of tuition at each of the sixteen constituent institutions of the University of North Carolina by eight hundred and sixty-six dollars ($866.00) per year. Referred to Committee on Appropriations.

S. B. 757, by Senator Britt, a bill authorizing the registration of vehicles on an apportionment basis. Referred to Committee on Judiciary II.

On motion of Senator William Smith, the rules are suspended in order to allow the introduction in today's Session of the following local bills:

S. B. 758, by Senator William Smith, a bill providing for the election of commissioners of the Town of Kure Beach, New Hanover County. Referred to Committee on Local Government and Regional Affairs.

S. B. 759, by Senators Scott, Henley, and Royall, a bill to amend General Statute 146-25.1 to reduce the required time for advertising and receiving of bids for State leases and to exempt certain types of leases from advertising requirements. Referred to Committee on State Government.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 240, House Committee Substitute for S. B. 240, a bill to amend General Statute 115-190 as it relates to contracts for transportation entered into by county and city boards of education in lieu of the operation by county and city boards of education of public school buses. Referred to Committee on Education.

S. B. 436, a bill to amend General Statute 55-45 to authorize the transferability of stock options if so provided in the terms of the option. The bill is placed on the Calendar for Monday, May 12, for concurrence in the House amendment.

H. B. 13, Committee Substitute for H. B. 13, a bill to require State agencies publishing periodicals, reports, bulletins, brochures and similar materials to update mailing lists. Referred to Committee on State Government.

H. J. R. 20, a joint resolution establishing a commission to study and evaluate the educational, vocational and rehabilitative programs available to females committed to the Department of Correction and to recommend
possible improvements and additions to these programs. Referred to Committee on Criminal Justice and Corrections.

H. B. 243, a bill to provide for one member of the General Statutes Commission to be appointed by the president of the North Carolina Bar Association. Referred to Committee on Judiciary II.

H. B. 256, Committee Substitute for H. B. 256, a bill to clarify and expand the registration of appraisal and mapping firms. Referred to Committee on Judiciary II.

H. B. 432, Committee Substitute for H. B. 432, a bill to establish the commission of anatomy and to revise procedure for disposition of unclaimed bodies. Referred to Committee on Judiciary I.

H. B. 465, Committee Substitute for H. B. 465, a bill to prorate the property tax liability of an owner of land which is subsequently condemned by the State or any local municipality via eminent domain. Referred to Committee on Finance.

H. B. 471, a bill to extend the time for submission of names of nominees for vacancies in a district court judgeship. Referred to Committee on Courts and Judicial Districts.

H. B. 594, Committee Substitute for H. B. 594, a bill to preclude local governments from imposing privilege license taxes upon manufacturers, producers, bottlers and distributors of soft drinks. Referred to Committee on Finance.

H. B. 722, a bill to reconstitute the North Carolina Capital Planning Commission. Referred to Committee on State Government.

H. B. 763, a bill to amend Schedule IV of the Controlled Substances Act to include certain new substances therein. Referred to Committee on Human Resources.

H. B. 777, a bill to amend General Statute 130-14.1 relating to the dissolution of a district health department. Referred to Committee on Human Resources.

H. B. 803, a bill to provide that members of the Alleghany County Board of Education shall be elected in a partisan primary and election. Referred to Committee on Local Government and Regional Affairs.

H. B. 824, a bill to correct a technical error in Chapter 476, Section 128 of the 1973 Session Laws pertaining to conforming changes to effectuate reorganization. Referred to Committee on Human Resources.

H. B. 839, a bill to add Wake County to the provisions of the General Statutes relating to attachment or garnishment and lien for ambulance service in certain counties and to correct a cross-reference. Referred to Committee on Local Government and Regional Affairs.
H. B. 851, a bill to amend the Rules of Civil Procedure to provide an alternate method for service of process by registered or certified mail. Referred to Committee on Judiciary II.

H. B. 861, a bill to increase the additional registration fee for special plates issued to amateur radio operators from four dollars ($4.00) to ten dollars ($10.00). Referred to Committee on Finance.

H. B. 862, a bill to amend Chapter 117 of the General Statutes of North Carolina to delete the proviso concerning compensation for directors. Referred to Committee on Judiciary I.

H. B. 865, a bill to provide for the election and terms of office of the Board of Education of Craven County, and to fix the districts for the Board. Referred to Committee on Local Government and Regional Affairs.

H. B. 867, a bill to amend Chapter 1060 of the 1971 Session Laws to make said Chapter apply to the City of Williamston. Referred to Committee on Local Government and Regional Affairs.

H. B. 895, a bill to amend General Statute 90-96, General Statute 90-113.14 and General Statute 15-223 to provide that the Administrative Office of the Courts shall maintain confidential files containing the names of persons convicted of drug related offenses or granted conditional discharges or record expunction. Referred to Committee on Courts and Judicial Districts.

H. B. 899, a bill relating to the sale of certain property by the City of Burlington. Referred to Committee on Local Government and Regional Affairs.

H. B. 902, a bill to repeal the Durham County Sunday Closing Laws. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 48, Committee Substitute for S. B. 48, a bill to require public disclosure of lobbying activities, as amended, upon third reading. Senator Moore offers Amendment No. 10 which is adopted. Senator Sebo offers Amendment No. 11 which is adopted. Senator Sebo calls the previous question. The call is sustained. The Committee Substitute bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 67, House Committee Substitute for S. B. 67, a bill to amend Chapter 1293 of the 1973 (Second Session, 1974) Session Laws. On motion of Senator Gudger, the Committee amendment is adopted. The House Committee Substitute bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.
S. B. 198, Committee Substitute for S. B. 198, a bill to amend Article 22A of the General Statutes of North Carolina relating to campaign contributions and expenditures. Senator Moore offers Amendment No. 1 which is adopted. Senator Gudger offers Amendment No. 2 which is adopted. Senator Kirby offers a motion the Senate do now adjourn to meet Monday at 8:00 P.M. which motion prevails.

S. B. 293, Committee Substitute for S. B. 293, a bill to rewrite General Statute 14-139 pertaining to starting fires in or capable of spreading to woodland under protection of the Department of Natural and Economic Resources. On motion of Senator Staton, consideration of the Committee Substitute bill is postponed until Monday, May 12.

S. B. 337, a bill to amend Article 4 of the Revenue Act relative to income tax to provide a credit for ad valorem tax paid on manufacturers' inventories. On motion of Senator Staton, consideration of the bill is postponed until Tuesday, May 13.

S. B. 471, Committee Substitute for S. B. 471, a bill concerning ethics of public officials. On motion of Senator McNeill Smith, the Committee Substitute bill is adopted and is placed on the Calendar for Tuesday, May 13.

S. B. 490, a bill to amend General Statute 115-87 authorizing the clerk of the superior court to act as an arbitrator in the event of a disagreement between county or city boards of education and the tax levying authorities as to the amount of the current expense fund, the capital outlay fund, and the debt service fund, as amended, upon second reading. On motion of Senator Kirby, consideration of the bill, as amended, is postponed until Wednesday, May 14.

S. B. 491, a bill to incorporate the Town of Raynham in Robeson County, as amended, upon second reading. The bill, as amended, passes its second reading by roll-call vote, ayes 29, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Britt, Childers, Davis, Gudger, Hardison, Harrington, Henley, Kincaid, Lackey, Mills, Moore, Nye, Odom, Palmer, Renfrow, Royall, Sebo, Lynwood Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Walker, Whichard, White, Winters — 29. The bill, as amended, remains on the Calendar.

S. B. 567, a bill to amend Article 13 of Chapter 90 of the General Statutes to revise the laws relating to funeral directors and embalmers, as amended, upon third reading. Senator Whichard offers Amendment No. 5 which is adopted. Senator Alexander offers Amendment No. 6 which fails of adoption. The bill, as amended, passes its third reading by roll-call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Jernigan, Kincaid, Kirby, Lackey, Mauney, McDuffie, Mills, Moore, Odom, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Whichard, White, Winters — 41. The bill, as amended, is ordered engrossed and sent to the House of Representatives.
S. B. 628, a bill to permit carnival companies and riding device operators to operate under a single license for any seven consecutive days, upon second reading. Senator Mills moves that consideration of the bill be postponed until Monday, June 2, which motion fails to prevail. The bill passes its second reading by roll-call vote, ayes 35, noes 5, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Combs, Davis, Garrison, Gudger, Hardison, Harris, Henley, Kincaid, Kirby, Lackey, Marion, Mauney, Moore, Nye, Odom, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Staton, Totherow, Vickery, Walker, Walsh, Whichard, White, Winters — 35. Those voting in the negative are: Senators Childers, Mills, Palmer, Stallings, Suddarth — 5. The bill remains on the Calendar.

S. B. 644, a bill to redefine the corporate limits of the Town of Bethel in Pitt County, as amended, upon second reading. The bill, as amended, passes its second reading by roll-call vote, ayes 34, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Britt, Childers, Combs, Davis, Gudger, Hardison, Harrington, Harris, Henley, Jernigan, Kincaid, Kirby, Lackey, Mauney, McDuffie, Mills, Moore, Nye, Palmer, Renfrow, Royall, Lynwood Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Whichard, White — 34. The bill, as amended, remains on the Calendar.

S. B. 692, a bill to amend Chapter 117 of the General Statutes of North Carolina to delete the proviso concerning compensation for directors. On motion of Senator Strickland, consideration of the bill is postponed to be considered on the Calendar with H. B. 862.

S. J. R. 704, a joint resolution congratulating David Thompson, North Carolina State University basketball player. On motion of Senator Harris, consideration of the joint resolution is postponed until Tuesday, May 13.

H. B. 130, Committee Substitute for H. B. 130, a bill to require any law enforcement officer who arrests any person who appears to be intoxicated to ascertain whether such person is wearing identification indicating that he has a medical disability which would account for his actions and to require all officers to aid such persons, as amended, upon third reading. The Committee Substitute bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 148, Committee Substitute for H. B. 148, a bill to amend Chapter 160A of the General Statutes to exclude Brunswick County from Part 2 and Part 3 of Article 4A, and to make Part 1 applicable to municipalities in Brunswick County for annexation, upon second reading. The Committee Substitute bill passes its second reading by roll-call vote, ayes 32, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Davis, Gudger, Hardison, Harrington, Henley, Kincaid, Kirby, Lackey, Moore, Nye, Palmer, Renfrow,
Royall, Sebo, Lynwood Smith, McNeill Smith, Stallings, Staton, Suddarth, Totherow, Vickery, Walker, Walsh, Whichard, White — 32. The Committee Substitute bill remains on the Calendar.

H. B. 336, a bill to authorize the qualified voters of the Town of Boiling Spring Lakes to determine whether or not wine and beer may legally be sold on-premises and whether or not alcoholic beverage control stores may legally be operated in said Town. On motion of Senator Jernigan, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 341, a bill to amend General Statute 143-135 relating to letting of monetary contracts, as amended, upon third reading. The bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 418, Committee Substitute for H. B. 418, a bill to authorize an election on the question of incorporating the Town of Caswell Beach in Brunswick County, upon second reading. The Committee Substitute bill passes its second reading by roll-call vote, ayes 38, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Davis, Gudger, Hardison, Harris, Henley, Jernigan, Kincaid, Kirby, Lackey, Mauney, McDuffie, Mills, Moore, Nye, Odom, Palmer, Renfrow, Royall, Sebo, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Whichard, White — 38. The Committee Substitute bill remains on the Calendar.

H. B. 485, a bill to increase service fee for nonresident motorist to recover cost, upon second reading. The bill passes its second reading by roll-call vote, ayes 35, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Britt, Childers, Combs, Davis, Garrison, Gudger, Harrington, Harris, Henley, Kincaid, Kirby, Lackey, Marion, Mauney, Moore, Nye, Palmer, Royall, Scott, Lynwood Smith, McNeill Smith, Stallings, Staton, Suddarth, Totherow, Vickery, Walker, Walsh, Whichard, White, Winters — 35. The bill remains on the Calendar.

H. B. 486, a bill to adjust Department of Motor Vehicles' accident report copy fee to recover cost, upon second reading. On motion of Senator Moore, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 37, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Stallings, Staton, Suddarth, Totherow, Vickery, Walker, Walsh, White, Winters — 37. The bill, as amended, remains on the Calendar.
H. B. 487, a bill to adjust Department of Motor Vehicles' operator's or chauffeur's license restoration fee to recover cost, upon second reading.

The bill passes its second reading by roll-call vote, ayes 34, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Allsbrook, Bahakel, Barker, Childers, Combs, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Palmer, Renfrow, Royall, Scott, Sebo, McNeill Smith, Stallings, Staton, Suddarth, Totherow, Walker, Walsh, White, Winters — 34.

The bill remains on the Calendar.

H. B. 538, a bill to establish a fee for motor vehicle operator's learner's permit to recover cost, upon second reading.

The bill passes its second reading by roll-call vote, ayes 35, noes 1, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Kirby, Lackey, Marion, Mills, Moore, Nye, Palmer, Renfrow, Royall, Scott, Sebo, McNeill Smith, Stallings, Staton, Suddarth, Totherow, Vickery, Walker, Walsh, White, Winters — 34. Voting in the negative is: Senator Mauney — 1.

The bill remains on the Calendar.

H. B. 641, a bill to revise and consolidate the charter of the Town of Wadesboro and to repeal prior charter Acts, upon second reading.

The bill passes its second reading by roll-call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Davis, Gudger, Hardison, Harris, Henley, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, McDuffie, Mills, Nye, Odom, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Whichard, White — 39.

The bill remains on the Calendar.

H. B. 676, a bill to amend the charter of the Town of Warsaw so as to extend the corporate limits, upon second reading.

The bill passes its second reading by roll-call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Davis, Gudger, Hardison, Harrington, Harris, Henley, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, McDuffie, Mills, Moore, Nye, Odom, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Whichard, White — 39.

The bill remains on the Calendar.

H. B. 742, a bill to increase from two thousand dollars ($2,000) to five thousand dollars ($5,000) the amount of deposit required for the Lee County professional bondsmen, upon second reading.

The bill passes its second reading by roll-call vote, ayes 37, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Davis, Gudger, Hardison, Harrington, Harris, Henley, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, McDuffie, Moore, Odom, Palmer, Renfrow, Royall, Sebo, Lynwood Smith, Stallings, Staton, Strickland,
The bill remains on the Calendar.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 133, an act to amend Chapter 62 of the General Statutes to enlarge the North Carolina Utilities Commission to allow the Commission to sit in panels of three, to allow the panels to make valid and binding decisions, and to require a separate hearing on rate increases based solely upon fuel costs.

S. J. R. 150, a joint resolution on energy conservation through “energy consumption analysis” of government buildings, including schools.

S. B. 443, an act to repeal General Statute 130-22.1 relating to the method of appointing members to municipal health boards existing on June 1, 1959.

S. B. 496, an act to amend the charter of the City of Goldsboro to provide for four year terms for the mayor and members of the board of aldermen beginning with the election of 1975.

S. B. 497, an act to make the general primary laws applicable to the nomination of county officers in Mitchell County.

S. B. 608, an act to amend Chapter 26 of the Private Laws of 1937, as amended, to provide that the Firemen’s Pension Fund of Wilmington shall be administered by the Pension Board of the City of Wilmington.

S. B. 609, an act to amend Chapter 995 of the 1963 Session Laws to provide for the appointment or election of a retirement board for employees of the City of Wilmington.

S. B. 610, an act to amend Chapter 55 of the Private Laws of 1915, as amended, to provide that the Police Pension Fund of Wilmington shall be administered by the Pension Board of the City of Wilmington.

S. B. 617, an act to amend Chapter 708 of the Session Laws of North Carolina of 1943, as amended, to provide that the Retirement System of the City of Wilmington shall be administered by the Pension Board of the City of Wilmington.

H. J. R. 866, a joint resolution honoring the life and memory of E. M. McDuffie, Sr., North Carolina educator, humanitarian, and founder of Laurinburg Institute.

Pursuant to the motion of Senator Kirby, the Senate is adjourned to meet Monday at 8:00 P.M.
The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Odom, Rauch, Stallings, Suddarth, and Whichard for tonight.

The President recognizes the following pages serving in the Senate this week: Hope MacMillan, Greenville; Dianne Watson, Wilson; Cheryl Satterfield, Raleigh; "Roge" Flowers, Smithfield; Sarah Mauney, Kings Mountain; Margaret Morgan, Lillington; Mary Morgan, Lillington; Wendy Leasure, Greensboro; Keith Worrell, Como; Brian Carr, Wilson; Brett Plummer, Fayetteville; Nancy Jones, Louisburg; Janice Roberts, Youngsville; Barry Hughey, Raleigh; John Munroe, Jr., Whiteville; Maggie Clay, Fayetteville; Evelyn Jones, Selma; Craig Willis, Morehead City; Shirley Morgan, Durham; Clark Powell, Nebo; Norma Crawford, Mebane.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 760, by Senator Mills, a bill to regulate cemeteries operated for private gain. Referred to Committee on Judiciary II.

S. B. 761, by Senator Scott, a bill to appropriate funds for the Snow Camp Historical Drama Society, Inc. Referred to Committee on Appropriations.

S. B. 762, by Senator Moore, a bill to define the penalty for the unlawful taking of fish by means of poisons, drugs, explosives or electricity. Referred to Committee on Wildlife.

S. B. 763, by Senators Lynwood Smith, Totherow, Royall, and Renfrow, a bill to allow State-chartered savings and loan associations to make any loans or investments permitted to federal savings and loan associations. Referred to Committee on Banking.

S. B. 764, by Senator Renfrow, a bill to rescind capital improvement appropriations previously allocated to the Department of Human Resources for the construction of laundry facilities at Cherry Hospital. Referred to Committee on Appropriations.
S. J. R. 765, by Senators Barker, Winters, and Staton, a joint resolution creating a special interim joint committee of the General Assembly to study the effect of the tax-exempt status of State-owned property upon local government revenue. Referred to Committee on Finance.

S. B. 766, by Senators Davis and Totherow, a bill to establish a rebuttable presumption in worthless check prosecutions. Referred to Committee on Judiciary II.

S. B. 767, by Senators Gudger, Garrison, Stallings, Renfrow, and Marion, a bill to appropriate General Funds to the State Board of Education for purposes of providing transportation services to children with special needs. Referred to Committee on Appropriations.

S. B. 768, by Senators Gudger, Garrison, Stallings, and Marion, a bill to create a state-wide school district to be known as the Mental Health School Administrative Unit. Referred to Committee on Education.

S. B. 769, by Senator Daniels, a bill to establish in the Department of Administration an administrative board for the North Carolina Marine Resources Center. Referred to Committee on Natural and Economic Resources.

S. B. 770, by Senators Sebo and Winters, a bill to amend the Aid to Families with Dependent Children Program set forth in Chapter 108 of the General Statutes to provide for assistance to dependent children of unemployed fathers and to appropriate funds to the Department of Human Resources to be used to provide such assistance. Referred to Committee on Appropriations.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

S. B. 67, House Committee Substitute for S. B. 67

HOUSE OF REPRESENTATIVES, May 12, 1975.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendment to House Committee Substitute for Senate Bill No. 67, "a bill to be entitled an act to amend Chapter 1293 of the 1973 (Second Session, 1974) Session Laws," and requests conferees. Mr. Speaker Green has appointed Representatives Hyde, Auman, and Ray on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,

GRACE A. COLLINS
Principal Clerk
Senator Gudger moves that the President appoint conferees, which motion prevails. The President appoints Senators Gudger, Garrison, and Alford as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 179, Committee Substitute for S. B. 179, a bill to make various technical amendments to General Statute Chapter 28A “Administration of Decedents’ Estates” (Chapter 1329, Session Laws 1973) that becomes effective July 1, 1975. The Committee Substitute bill is placed on the Calendar for tomorrow, May 13, for concurrence in the House amendment.

S. B. 281, House Committee Substitute for S. B. 281, a bill to amend Chapter 14 of the General Statutes to make it an offense for an inmate to take hostages. Referred to Committee on Criminal Justice and Correction.

S. B. 340, a bill to amend General Statute 20-279.14 to provide that driving privileges will not be suspended because of an unsatisfied judgment after the judgment has existed for 10 years. The bill is placed on the Calendar for tomorrow, May 13, for concurrence in the House amendment.

H. B. 343, a bill to amend Article 13 of Chapter 58 of the General Statutes to provide appropriate insurance premium discounts for adequate mobile home tie-downs. Referred to Committee on Insurance.

H. B. 421, Committee Substitute for H. B. 421, a bill to amend General Statute 44A-4 and General Statute 20-77 to provide notice and opportunity for hearing prior to lien sales. Referred to Committee on Judiciary II.

H. B. 503, Committee Substitute for H. B. 503, a bill to amend Article 22A of Chapter 163 of the General Statutes relating to contributions and expenditures in political campaigns. Referred to Committee on State Government.

H. B. 567, Committee Substitute No. 2 for H. B. 567, a bill to create a North Carolina Professional Liability Insurance Study Commission. Referred to Committee on Rules and Operation of the Senate.

H. B. 569, Committee Substitute for H. B. 569, a bill to promote public safety by requiring house movers to be licensed. Referred to Committee on Transportation.

H. B. 577, a bill to amend General Statute 20-118 pertaining to truck axle weights. Referred to Committee on Transportation.
H. B. 593, a bill to transfer responsibility for forwarding death certifications to the county board of elections from the register of deeds to the State Health Director. Referred to Committee on State Government.

H. B. 753, a bill to increase the inheritance tax exemption accorded to servicemen's group life insurance from ten thousand dollars ($10,000) to twenty thousand dollars ($20,000). Referred to Committee on Finance.

H. B. 760, a bill to define the status of area mental health boards and to clarify the membership thereof. Referred to Committee on Human Resources.

H. B. 776, a bill to amend Article 21 of Chapter 58 of the General Statutes to allow a broader latitude in investment of securities and provide for other lines of insurance. Referred to Committee on Insurance.

H. B. 808, a bill to authorize the qualified voters of the City of Thomasville to determine whether or not alcoholic beverage control stores may legally be operated in said City. Referred to Committee on Alcoholic Beverage Control.

H. B. 822, a bill to amend General Statute 20-4.01(44) relating to the definition of special mobile equipment. Referred to Committee on Judiciary I.

H. B. 826, a bill to render the falsifying of certificates and records required by Article 7 of Chapter 130 of the General Statutes and of any birth certificate of another state or the use thereof a felony. Referred to Committee on Judiciary I.

H. B. 829, a bill to amend Chapter 344 of the 1961 Session Laws relating to the distribution of the net profits of the Town of Ocean Isle Beach Alcoholic Control Board. Referred to Committee on Alcoholic Beverage Control.

H. B. 832, a bill to adjust Driver Training and Safety Education Fund fee. Referred to Committee on Finance.

H. B. 844, a bill to authorize a county and cities within that county to create a joint redevelopment commission. Referred to Committee on Local Government and Regional Affairs.

H. B. 846, a bill to provide a supplemental retirement fund for firemen in the City of Washington, North Carolina, and to modify the application of General Statute 118-5, General Statute 118-6 and General Statute 118-7 to the City of Washington, North Carolina. Referred to Committee on Local Government and Regional Affairs.

H. B. 848, a bill to amend the charter of the City of Monroe to increase the membership of the city council and to provide for staggered terms. Referred to Committee on Local Government and Regional Affairs.

H. B. 869, a bill to amend General Statute 160A-77 to change the deadline for issuing the City Code for the City of Williamston. Referred to Committee on Local Government and Regional Affairs.
Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 101, Committee Substitute for S. B. 101, a bill to authorize community evaluation committees to advise district judges in certain juvenile cases. Senator Hardison offers Amendment No. 1, divided under Rule 28 into three parts, 1A, 1B, and 1C, which is adopted. Senator Sebo calls the previous question, seconded by Senator Moore. The call is sustained. The Committee Substitute bill, as amended, passes its second reading and on objection of Senator Royall to its third reading remains on the Calendar.

S. B. 198, Committee Substitute for S. B. 198, a bill to amend Article 22A of the General Statutes of North Carolina relating to campaign contributions and expenditures, as amended. Senator Gudger offers Amendment No. 3 which is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 293, Committee Substitute for S. B. 293, a bill to rewrite General Statute 14-139 pertaining to starting fires in or capable of spreading to woodland under protection of the Department of Natural and Economic Resources. On motion of Senator Hill, consideration of the Committee Substitute bill is postponed until Wednesday, May 14.


S. B. 363, Committee Substitute for S. B. 363, a bill to allow deductions for individual income tax purposes for contributions to individual retirement accounts, individual retirement annuities, or retirement bonds which are deductible for federal income tax purposes and to provide the method of taxing distributions from such accounts, as amended, upon second reading. On motion of Senator Kirby, consideration of the Committee Substitute bill, as amended, is postponed until Thursday, May 15.

S. B. 491, a bill to incorporate the Town of Raynham in Robeson County, as amended, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Crawford, Daniels, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Lackey, Marion, Mauney, Mills, Moore, Nye, Palmer, Renfrow, Royall, Scott, Sebo, McNeill Smith, Staton, Strickland, Totherow, Walker, Walsh, Webster, White, Winters — 36. Senator Davis moves that the vote by which the bill, as amended, passed its third reading be reconsidered, which motion prevails. Senator Davis offers Amendment No. 2 which is adopted. The bill, as amended, passes its third reading
by roll-call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Staton, Strickland, Totherow, Vickery, Walker, Walsh, Webster, White, Winters — 41. The bill, as amended, is ordered engrossed and sent to the House of Representatives.

S. B. 628, a bill to permit carnival companies and riding device operators to operate under a single license for any seven consecutive days, upon third reading. The bill passes its third reading by roll-call vote, ayes 34, noes 4, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Moore, Nye, Royall, Scott, Lynwood Smith, McNeill Smith, Staton, Strickland, Totherow, Vickery, Walker, Walsh, Webster, White — 41. Those voting in the negative are: Senators Childers, Mills, Palmer, William Smith — 4. The bill is ordered sent to the House of Representatives.

S. B. 644, a bill to redefine the corporate limits of the Town of Bethel in Pitt County, as amended, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 37, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Daniels, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Lackey, Marion, Mauney, Mills, Moore, Nye, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Staton, Strickland, Totherow, Vickery, Walker, Walsh, Webster, White, Winters — 37. The bill, as amended, is ordered engrossed and sent to the House of Representatives.

H. B. 148, Committee Substitute for H. B. 148, a bill to amend Chapter 160A of the General Statutes to exclude Brunswick County from Part 2 and Part 3 of Article 4A, and to make Part 1 applicable to municipalities in Brunswick County for annexation, upon third reading. The Committee Substitute bill passes its third reading by roll-call vote, ayes 37, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Daniels, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Kincaid, Lackey, Mauney, Mills, Moore, Nye, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Staton, Strickland, Totherow, Vickery, Walker, Walsh, Webster, White, Winters — 37. The Committee Substitute bill is ordered enrolled.

H. B. 418, Committee Substitute for H. B. 418, a bill to authorize an election on the question of incorporating the Town of Caswell Beach in Brunswick County, upon third reading. The Committee Substitute bill passes its third reading by roll-call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Crawford, Daniels, Garrison, Gudger,
Hardison, Harrington, Harris, Henley, Hill, Kineaid, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Staton, Strickland, Totherow, Vickery, Walker, Walsh, Webster, White, Winters — 40. The Committee Substitute bill is ordered enrolled.

H. B. 485, a bill to increase service fee for nonresident motorist to recover cost, upon third reading. The bill passes its third reading by roll-call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kineaid, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Palmer, Royall, Scott, Lynwood Smith, McNeill Smith, William Smith, Staton, Strickland, Totherow, Walker, Walsh, Webster, White, Winters — 39. The bill is ordered enrolled.

H. B. 486, a bill to adjust Department of Motor Vehicles' accident report copy fee to recover cost, as amended, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kineaid, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Palmer, Royall, Scott, Lynwood Smith, McNeill Smith, William Smith, Staton, Strickland, Totherow, Walker, Walsh, Webster, White, Winters — 40. The bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 487, a bill to adjust Department of Motor Vehicles' operator's or chauffeur's license restoration fee to recover cost, upon third reading. The bill passes its third reading by roll-call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kineaid, Kirby, Lackey, Marion, Mauney, McDuffie, Mills, Moore, Nye, Palmer, Renfrow, Royall, Scott, Lynwood Smith, McNeill Smith, William Smith, Staton, Strickland, Totherow, Walker, Walsh, Webster, White, Winters — 42. The bill is ordered enrolled.

H. B. 538, a bill to establish a fee for motor vehicle operator's learner's permit to recover cost, upon third reading. The bill passes its third reading by roll-call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kineaid, Kirby, Lackey, Marion, Mauney, McDuffie, Mills, Moore, Nye, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Staton, Strickland, Totherow, Walker, Walsh, Webster, White, Winters — 42. The bill is ordered enrolled.

H. B. 637, a bill to provide for a two hundred fifty dollar ($250.00) minimum fine for conviction of trespass on private fishing ponds in Cleveland and Gaston Counties. On motion of Senator Strickland, Committee
Amendments No. 1 and No. 2 are adopted. Senator Moore offers Amendment No. 3 which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 641, a bill to revise and consolidate the charter of the Town of Wadesboro and to repeal prior charter acts, upon third reading. The bill passes its third reading by roll-call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Crawford, Daniels, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Kincaid, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Staton, Strickland, Totherow, Vickery, Walker, Walsh, Webster, White, Winters — 40. The bill is ordered enrolled.

H. B. 676, a bill to amend the charter of the Town of Warsaw so as to extend the corporate limits, upon third reading. The bill passes its third reading by roll-call vote, ayes 39, noes 0 as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Crawford, Daniels, Garrison, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Palmer, Renfrow, Royall, Sebo, Lynwood Smith, McNeill Smith, Staton, Strickland, Totherow, Vickery, Walker, Walsh, Webster, White, Winters — 39. The bill is ordered enrolled.

H. B. 742, a bill to increase from two thousand dollars ($2,000) to five thousand dollars ($5,000) the amount of deposit required for Lee County professional bondsmen, upon third reading. The bill passes its third reading by roll-call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Staton, Strickland, Totherow, Vickery, Walker, Walsh, Webster, White, Winters — 41. The bill is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 247, an act to amend the Regional Sewage Disposal Planning Act of 1971, General Statute 162A-26 et seq. concerning qualification for federal and State grants, conditions for planning advances, and repayment of advances.

S. B. 276, an act to amend General Statute 1-17 so as to eliminate imprisonment as a disability under the statute of limitations and to subject the Civil Rights Act of 1871, 42 U.S.C. § 1983, to the North Carolina Statute of Limitations.
S. B. 294, an act to repeal Article 3 of Chapter 113 of the General Statutes, entitled "Private Lands Designated as State Forest."

S. B. 555, an act to amend General Statute 62-2(23)d to further define the term "public utility."

S. B. 594, an act to amend General Statute 97-44 relating to lump sum payments under the Workmen's Compensation Act.

H. B. 8, an act to raise the minimum wage to two dollars per hour.

H. B. 133, an act to protect the right of privacy of State employees by limiting access to personnel records.

H. B. 205, an act to authorize counties to offer rewards for information leading to the arrest and conviction of persons damaging county property.

H. B. 227, an act to amend General Statute 30-17 relating to when children of a deceased parent are entitled to a year's allowance.

H. B. 322, an act to rewrite General Statute 24-1.1A removing the interest rate ceiling on home loans secured by first mortgages or first deeds of trust and removing prepayment penalties on certain home loans.

H. B. 370, an act to rewrite Article 7 of Chapter 80 of the General Statutes relating to cattle brands and marks.

H. B. 398, an act to amend Chapter 48 to provide that an adoptions order entered in a foreign country may be accepted in lieu of the consent of the natural parent(s) or guardian of the person of the child to a readoption of the same child by the same petitioners under the laws of North Carolina.

H. B. 444, an act to amend General Statute 153A-335 to modify the subdivision control ordinance for Rutherford and Polk Counties.

H. B. 489, an act to permit boards of education to lease certain school property for a term of up to ten years.

H. B. 511, an act to amend General Statute 153A-159.

H. B. 543, an act to amend the Workmen's Compensation Act so as to provide payment for damage to prosthetic devices.

H. B. 563, an act to amend Chapter 755, Session Laws of 1965, to increase the compensation of the members of the Chatham County Board of Education.

H. B. 576, an act to exempt certain theological seminaries from the provisions of General Statute 116-15.

H. B. 582, an act to prevent the use of artificial lights in areas inhabited by game in Johnston, Hertford, Gates, Northampton and Wayne Counties.

H. B. 640, an act to abolish the office of coroner in Anson County.

H. B. 643, an act to amend General Statute 130-10 relating to the rules, regulations and directives of the Commission for Health Services.
H. B. 644, an act to amend General Statute 130-13(c) to clarify terms of office of county commissioners on county boards of health.

H. B. 690, an act to authorize the Town of Indian Beach to make agreements with other municipalities for police protection.

H. B. 692, an act to provide compensation for members of the Carteret County Board of Education.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.

EIGHTY-FIFTH DAY

SENATE CHAMBER,
Tuesday, May 13, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Austin Conners, Director of the Cooperating Raleigh Colleges, Raleigh.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants a leave of absence to Senator Rauch for today and the remainder of this week, May 14, 15, and 16.

S. B. 692. On motion of Senator Strickland, S. B. 692, a bill to amend Chapter 117 of the General Statutes of North Carolina to delete the proviso concerning compensation for directors, set to be considered on the Calendar with H. B. 862, is placed on the Calendar for tomorrow, May 14.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator White, for the Committee on Agriculture:

S. B. 423, a bill repealing Chapter 81 of the General Statutes, Weights and Measures, and substituting in lieu thereof Chapter 81A, the Weights and Measures Act of 1975, with a favorable report.

By Senator Kirby, for the Committee on Finance:

S. B. 196, a bill to regulate the sale and inspection of antifreeze substances and preparations, with a favorable report, as amended.
S. B. 403, a bill to provide for the possession of alcoholic beverages for culinary purposes, with a favorable report, as amended.

S. B. 457, a bill to set maximum parking penalties of two dollars ($2.00) and five dollars ($5.00) for purposes of the evidentiary presumptions of General Statute 20-162-1, with a favorable report.

S. B. 502, a bill to amend the North Carolina Structural Pest Control Law to provide for certified applicators and for related purposes, with a favorable report.

S. B. 633, a bill to amend the North Carolina Feed Law of 1973 to exempt certain manufacturers of commercial feed from the inspection fee, with a favorable report.

H. B. 594, Committee Substitute for H. B. 594, a bill to preclude local governments from imposing privilege license taxes upon manufacturers, producers, bottlers and distributors of soft drinks, with a favorable report.

By Senator Allsbrook, for the Committee on Judiciary I:

H. B. 65, Committee Substitute for H. B. 65, a bill to amend General Statute 44-69.1 to apply to cotton and grains and thereby limit the time for liens on same, with a favorable report.

H. B. 70, a bill to amend Chapter 36, Article 1, of the General Statutes of North Carolina which restricts the investments which guardians, executors, administrators, or others acting in a fiduciary capacity may make, with a favorable report.

H. B. 203, a bill to amend General Statute 47-18(a) to provide that options to convey be recorded, with a favorable report.

H. B. 342, a bill to make current General Statute 47-95, validating certain notarial acts, with a favorable report.

H. B. 862, a bill to amend Chapter 117 of the General Statutes of North Carolina to delete the proviso concerning compensation for directors, with a favorable report.

By Senator Mauney, for the Committee on Manufacturing, Labor and Commerce:

S. B. 259, a bill to provide for electronic reporting of cases before the Industrial Commission, with a favorable report, as amended.

S. J. R. 575, a joint resolution to create a Small Business Study Commission, with a favorable report, as amended.

By Senator Harrington, for the Committee on Transportation:

S. B. 315, a bill to designate certain major highways as Historic Albemarle Tour Highways, with a favorable report, as amended.
S. B. 450, a bill to permit counties to assist in the financing of improvements to rural subdivision and residential streets and to levy special assessments therefor, with a favorable report.

S. B. 624, a bill providing for the creation of a Local Mass Transit Study Commission, with a favorable report, as amended. On motion of Senator Harrington, the rules are suspended and the bill is placed before the Senate for immediate consideration. On motion of Senator Harrington, Committee Amendments No. 1 and No. 2 are adopted and on his motion, the bill, as amended, is re-referred to the Committee on Appropriations.

S. B. 646, a bill to provide for permanent license plates for vehicles registered to sheltered workshops, with a favorable report, as amended.

S. B. 687, a bill to charge an additional registration fee of ten dollars ($10.00) for each National Guard license plate issued by the Department of Transportation, with an unfavorable report.

S. B. 688, a bill to increase the additional registration fee for special plates issued to amateur radio operators from four dollars ($4.00) to ten dollars ($10.00), with a favorable report. On motion of Senator Harrington, the bill is re-referred to the Committee on Finance.

S. B. 689, a bill to assess an additional fee of ten dollars ($10.00) for special license plates issued to officials of the judicial, legislative, and administrative branches of State government, with a favorable report. On motion of Senator Harrington, the bill is re-referred to the Committee on Finance.

S. B. 690, a bill to increase the additional registration fee for special plates issued to members of the North Carolina Wing of the Civil Air Patrol from five dollars ($5.00) to ten dollars ($10.00), with an unfavorable report.

H. B. 569, Committee Substitute for H. B. 569, a bill to promote public safety by requiring house movers to be licensed, with a favorable report.

H. B. 577, a bill to amend General Statute 20-118 pertaining to truck axle weights, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 771, by Senators Combs, Lackey, Sebo, Harris, Mills, Strickland, Walker, Vickery, Odom, Walsh, Staton, Winters, and Totherow, a bill to appropriate funds to the North Carolina Office of Child Day Care Licensing in order to keep pace with the growth of day care situations and the responsibilities of the office imposed by statute. Referred to Committee on Appropriations.
S. B. 772, by Senator Combs, a bill to amend General Statute 110-88(7) relating to AA standards for day care. Referred to Committee on Human Resources.

S. B. 773, by Senators Crawford, Hardison, Royall, Kincaid, and Bahakel, a bill to provide for continuing review of governmental operations by the General Assembly. Referred to Committee on State Government.

S. B. 774, by Senator Kirby, a bill to limit the amount of individual and corporate income tax deduction for North Carolina dividends to fifteen thousand dollars ($15,000) and to amend certain intangibles tax provisions to conform thereto. Referred to Committee on Finance.

S. B. 775, by Senators Kirby, Crawford, Webster, Gudger, Alford, Henley, Britt, Scott, Mills, McNeill Smith, and Harrington, a bill to permit individual taxpayers to designate on their income tax returns the sum of one dollar ($1.00) to be paid to the political party of their choice. Referred to Committee on State Government.

On motion of Senator Harrington, the rules are suspended to allow the introduction in today's Session of the following local bill:

S. B. 776, by Senator Harrington, a bill to prohibit the firing of shotguns, rifles and other firearms from State-maintained roads and rights-of-way in Yeopim Precinct of Chowan County. Referred to Committee on Wildlife.

S. B. 777, by Senator Scott, a bill to amend General Statute 108-77 so as to provide for category licensing of family care homes and homes for the aged. Referred to Committee on Human Resources.

S. B. 778, by Senator McNeill Smith, a bill to exempt from franchise and income taxation certain condominium housing associations, homeowner associations and cooperative housing corporations. Referred to Committee on Finance.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

S. J. R. 415, Committee Substitute for S. J. R. 415, a joint resolution directing the suspension of certain State funding relating to the planning and development of Soul City in Warren County, North Carolina and directing the Fiscal Research Division of the Legislative Services Commission to conduct an investigation into the propriety of said State funding. The Committee Substitute bill is placed on the Calendar for tomorrow, May 14, for concurrence in the House amendment.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:
S. B. 282, House Committee Substitute for S. B. 282, a bill to amend Chapter 14 of the General Statutes to make it an offense for an inmate to possess a weapon capable of inflicting serious bodily injury or death. Referred to Committee on Criminal Justice and Corrections.

S. B. 494, a bill to grant cities and towns the right of entry to make surveys-annexation. The bill is placed on the Calendar for tomorrow, May 14, for concurrence in the House amendments.

H. B. 207, Committee Substitute for H. B. 207, a bill to amend Chapter 163 of the General Statutes so as to insure continuity in the design of ballots. Referred to Committee on State Government.

H. B. 713, a bill to amend the Coastal Area Management Act of 1974 to allow local and State government agencies additional time in which to complete certain requirements of the Act. Referred to Committee on Natural and Economic Resources.

H. B. 746, a bill to amend Chapter 1436 of the Session Laws of 1957 with respect to the procedures of the Game Commission of Currituck County in licensing waterfowl hunting blinds. Referred to Committee on Wildlife.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

**SPECIAL ORDER NO. 1**

S. B. 514

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being S. B. 514, a bill to provide that the primary election shall be held in August and to make appropriate changes in the election laws. On motion of Senator Davis, the Committee amendment is adopted. Senator Strickland offers Amendment No. 2 which fails of adoption. Senator Vickery offers Amendment No. 3 which is adopted. Senator McNeill Smith calls the previous question, duly seconded. The call is sustained. The bill, as amended, passes its second reading and on objection of Senator Hardison to its third reading, remains on the Calendar. (The remarks of Senator Garrison relevant to Amendment No. 2 are recorded in the Appendix.)

**SPECIAL ORDER NO. 2**

S. B. 537

The hour having arrived for the consideration of Special Order No. 2, the President of the Senate lays before the Senate Special Order No. 2, it being S. B. 537, a bill to amend the Presidential Primary Act. On motion of Senator Strickland, the Committee amendment is adopted. The bill, as amended, passes its second reading and on objection of Senator
Staton to its third reading remains on the Calendar.

S. B. 101, Committee Substitute for S. B. 101, a bill to authorize community evaluation committees to advise district judges in certain juvenile cases, as amended, upon third reading. On motion of Senator Sebo, consideration of the Committee Substitute bill, as amended, is postponed until Tuesday, May 20.

S. B. 179, Committee Substitute for S. B. 179, a bill to make various technical amendments to General Statute Chapter 28A “Administration of Decedents’ Estates” (Chapter 1329, Session Laws 1973) becomes effective July 1, 1975, for concurrence in the House amendment. On motion of Senator Britt, the Senate concurs in the House amendment and the Committee Substitute bill is ordered enrolled.

S. B. 250, a bill to amend the Well Construction Act, General Statute 87-83 et seq.; the Water Use Act, General Statute 143-215.11 et seq.; the Dam Safety Law, General Statute 143-215.23 et seq.; and the Water and Air Quality Reporting Act, General Statute 143-215.63 et seq.; and the civil penalty provisions of Articles 21 and 21B, Chapter 143, North Carolina General Statutes in order to provide enforcement and judicial review procedures similar to and consistent with other parts of Article 21, Chapter 143, of the North Carolina General Statutes administered by the Environmental Management Commission, upon second reading. On motion of Senator Staton, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 23, noes 17, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Barker, Britt, Childers, Combs, Davis, Jernigan, Kirby, Lackey, McDuffie, Moore, Odom, Royall, Scott, Sebo, Lynwood, Smith, McNeill Smith, Staton, Totherow, Vickery, Walker, Whichard — 23. Those voting in the negative are: Senators Allsbrook, Garrison, Gudger, Hardison, Harris, Henley, Hill, Mauney, Mills, Palmer, Renfrow, William Smith, Stallings, Strickland, Suddarth, Walsh, White — 17. The bill, as amended, remains on the Calendar.

S. B. 337, a bill to amend Article 4 of the Revenue Act relative to income tax to provide a credit for ad valorem tax paid on manufacturers’ inventories, upon second reading. On motion of Senator Staton, consideration of the bill is postponed until Monday, May 19.

S. B. 340, a bill to amend General Statute 20-279.14 to provide that driving privileges will not be suspended because of an unsatisfied judgment after the judgment has existed for 10 years, for concurrence in the House amendments. On motion of Senator Britt, the Senate concurs in the House amendments and the bill is ordered enrolled.

S. B. 436, a bill to amend General Statute 55-45 to authorize the transferability of stock options if so provided in the terms of the option, for concurrence in the House amendment. On motion of Senator McNeill Smith, the Senate concurs in the House amendment and the bill is ordered enrolled.
S. B. 471, Committee Substitute for S. B. 471, a bill concerning ethics of public officials. On motion of Senator Jernigan, consideration of the Committee Substitute bill is postponed until Thursday, May 15.

S. B. 507, a bill amending General Statute 160A-475(1) and General Statute 160A-475(8) relating to Regional Councils of Governments. The bill passes its second reading and on objection of Senator Allsbrook to its third reading remains on the Calendar.

S. J. R. 611, a joint resolution designating the week of April 21, 1975, to April 27, 1975, as "College Newspaper Week." Senator Moore offers Amendment No. 1 which is adopted. The joint resolution, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 651, a bill to authorize counties to abate as public health nuisances conditions existing upon real property that are dangerous or prejudicial to the public health and that violate a county ordinance. The bill passes its second reading and on objection of Senator Mauney to its third reading remains on the Calendar.

S. B. 660, a bill to regulate the sale of credit life and credit accident and health insurance and to establish premium rates therefor. On motion of Senator Barker, the Committee amendment is adopted. Senator McNeill Smith offers Amendments No. 2 and No. 3 which are adopted. Senator McNeill Smith offers Amendment No. 4 and calls the previous question, duly seconded. The call is not sustained. Amendment No. 4 fails of adoption. Senator McNeill Smith offers Amendment No. 5 which fails of adoption. Senator Totherow calls the previous question, seconded by Senator Garrison. The call is sustained. The bill, as amended, passes its second reading and on objection of Senator McNeill Smith to its third reading remains on the Calendar.

S. J. R. 704, a joint resolution congratulating David Thompson, North Carolina State University basketball player. On motion of Senator Harris, consideration of the joint resolution is postponed until Tuesday, May 20.

H. B. 47, Committee Substitute for H. B. 47, a bill to be known as the School Budget and Fiscal Control Act, as amended, upon second reading. On motion of Senator Kirby, consideration of the Committee Substitute bill, as amended, is postponed until tomorrow, May 14 and is made Special Order No. 1 of the day.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 352, an act to make technical revisions to Chapter 105 of the General Statutes pertaining to taxation.
S. B. 456, an act to amend Chapter 1100, Session Laws of 1973, Second Session 1974, the same being the 1974 Rural Hall Incorporation Act.

S. B. 560, an act to extend the corporate limits of the Town of Winterville.

S. J. R. 584, a joint resolution commending the coaches and players of the Fred T. Foard High School Girls' Basketball Team in Catawba County.

S. J. R. 585, a joint resolution commending the coaches and players of the Oak Ridge Academy Boys Division and the Westchester Academy Girls Division Basketball Teams.

S. J. R. 596, a joint resolution commending the armed forces and urging Congress to preserve the defenses of this Nation.

H. J. R. 24, a joint resolution continuing the Criminal Code Commission.

H. B. 104, an act to amend General Statute 148-26 to prohibit the employment of inmates within the State Prison System at any of the schools administered by the State Department of Youth Development.

H. B. 359, an act to clarify the General Contractors' Licensing Law.

H. B. 553, an act amending General Statute 113-120.1 and General Statute 113-120.2, relating to trespassing on posted property, so as to increase the penalty for violation thereof and to decrease the minimum size of the posted notice.

H. B. 702, an act to establish the qualifications for members of the State Board of Elections.

H. B. 731, an act to amend General Statute 130-9(c) relating to the powers and duties of the Department of Human Resources and Commission for Health Services.

H. B. 759, an act to provide for the election for members of the Guilford County Board of Education.

H. B. 774, an act to amend General Statute 139-27 to provide for the correct statutory references for enforcement of watershed assessments.

H. B. 780, an act to amend certain provisions of the General Statutes so as to provide benefits to members of the State Civil Air Patrol.

H. B. 783, an act to amend General Statute 115-25 authorizing a person who teaches in the public schools to serve on the Concord City Board of Education.

On motion of Senator Henley, the Senate adjours to meet tomorrow at 1:00 P.M.
The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

A leave of absence granted previously to Senator Rauch is noted.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Gudger, for the Committee on Criminal Justice and Corrections:

S. B. 99, a bill to prevent commitment of non-criminal juvenile offenders to juvenile institutions for delinquents, with an unfavorable report.

S. B. 199, a bill to clarify and make uniform the law relating to credit for prisoners for time spent on parole and conditional release and to allow the Secretary of Correction to conditionally release committed youthful offenders, with a favorable report, as amended.

S. B. 281, House Committee Substitute for S. B. 281, a bill to amend Chapter 14 of the General Statutes to make it an offense for an inmate to take hostages, with a favorable report.

S. B. 282, House Committee Substitute for S. B. 282, a bill to amend Chapter 14 of the General Statutes to make it an offense for an inmate to possess a weapon capable of inflicting serious bodily injury or death, with a favorable report.

S. B. 344, a bill to provide community-based alternatives to State training schools, with an unfavorable report as to bill, favorable as to Committee Substitute bill, as amended. On motion of Senator Gudger, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 605, a bill to encourage useful work by prison inmates, using the present power of the Secretary of Correction to enter into contracts involving inmate labor, with a favorable report, as amended.
By Senator Kirby, for the Committee on Finance:

S. B. 238, a bill to amend General Statute 105-275 to exclude from the tax base specially adapted housing owned and used as a residence by a disabled veteran, with a favorable report, as amended.

S. B. 719, a bill to amend the Local Government Bond Act to provide that providing facilities for the production of gas is a purpose for which bonds may be issued by a city and to amend General Statute 160A-311 to provide that the term “public enterprise” includes gas production, storage and transmission systems, with a favorable report.

S. B. 747, a bill to increase the replacement period required for the deferral of tax on the gain realized on the sale of a principal residence, with a favorable report, as amended.

S. B. 751, a bill to authorize the City of Charlotte to levy a privilege tax on hotels and motels measured by gross receipts from room rentals, with a favorable report.

H. B. 589, a bill to provide a fee for the filing of reinstatements of articles of incorporation, with a favorable report.

H. B. 728, a bill to approve, confirm and validate the ordinance of the Town of Stoneville providing a thirty percent (30%) discount for all ad valorem taxes levied for the 1974-75 fiscal year, with a favorable report.

By Senator Barker, for the Committee on Insurance:

S. B. 622, a bill to amend Article 21 of Chapter 58 of the General Statutes to allow a broader latitude in investment of securities and provide for other lines of insurance, with a favorable report, as amended.

S. B. 737, a bill to allow injured persons to seek through the Tort Claims Act damages caused by school bus mechanical defects with a favorable report.

By Senator Britt, for the Committee on Judiciary II:

S. B. 407, a bill to amend Article V of the Constitution of North Carolina to authorize the issuance of revenue bonds to finance or refinance health care facility projects subject to the approval of the electorate, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Britt, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 408, a bill authorizing the North Carolina Medical Care Commission to finance, refinance, construct, provide and acquire and otherwise undertake health care facilities, with a favorable report. On motion of Senator Britt, the bill is placed on the Calendar for Friday, May 16.

S. B. 667, a bill to amend Chapter 14 of the General Statutes dealing with fund raising contests for charitable purposes, without prejudice. On motion of Senator Britt, the rules are suspended and the bill is placed
before the Senate for immediate consideration. On motion of Senator Britt, the bill is postponed indefinitely.

S. B. 736, a bill to amend Chapter 130 of the General Statutes so as to require marking and labeling of aerosol spray cans sold or exposed or offered for sale in North Carolina, with a favorable report, as amended.

H. B. 400, Committee Substitute for H. B. 400, a bill to amend the adoptions law to provide that a parent shall not be a necessary party to adoption proceeding initiated subsequent to termination of his parental rights by a district court, with a favorable report.

H. B. 404, Committee Substitute for H. B. 404, a bill to prohibit the buying and selling of children for adoption and to prohibit advertisements soliciting children for adoption, with a favorable report, as amended.

H. B. 733, a bill to amend General Statute 18A-2 to define passenger area of a motor vehicle, with a favorable report.

H. B. 769, a bill to repeal certain sections of the North Carolina General Statutes to eliminate sex-based distinctions that create discrimination, with a favorable report.

By Senator Davis, for the Committee on Local Government and Regional Affairs:

S. B. 447, a bill to provide for the setting of the compensation and allowances of local boards of education, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Davis, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 659, a bill to create the New Bern Academy Historical Commission, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Davis, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 681, a bill to require counties and municipalities to secure appraisals on property before purchase, with a favorable report.

S. B. 716, a bill to amend Chapter 162A of the General Statutes by adding thereto a new section numbered General Statute 162A-77.1 to authorize elections upon the question of mergers of metropolitan sewerage districts into cities or towns, with a favorable report.

S. B. 750, a bill relating to raffles and the games of "bingo" and "skilo" in Mecklenburg County, with a favorable report.

H. J. R. 338, Committee Substitute for H. J. R. 338, a joint resolution requesting the Department of Administration to conduct a study of the feasibility of establishing State-operated computer centers to serve county governments, with a favorable report, as amended. On motion of Senator Davis, the rules are suspended and the joint resolution is placed
before the Senate for immediate consideration. On motion of Senator Davis, the Committee amendment is adopted and on his motion is referred to the Committee on Appropriations.

H. B. 544, a bill to authorize the Granville County Board of Commissioners to enter into contracts not to exceed the total amount of forty thousand dollars ($40,000) for the purpose of repair and renovation of the clerk of court and register of deeds office, with a favorable report.

H. B. 554, Committee Substitute for H. B. 554, a bill to allow the people of Brunswick County to decide by referendum whether the county seat, the courthouse, and all other buildings and agencies of Brunswick County should be relocated from Southport to the general vicinity of Supply and Bolivia, and to establish guidelines for the relocation, with a favorable report.

By Senator Staton, for the Committee on Natural and Economic Resources:

S. J. R. 627, a joint resolution urging that Congress enact H. R. 1991 providing for a study of proposed national scenic bicycle trails, with a favorable report.

S. B. 634, a bill to lengthen the segment of the South Fork, New River, in Ashe and Alleghany Counties included in the North Carolina Natural and Scenic River System, with a favorable report.

S. B. 741, a bill to amend General Statute 143, Article 21A, relating to control of oil pollution, with a favorable report.

By Senator McNeill Smith, for the Committee on State Government:

S. B. 22, Committee Substitute for S. B. 22, a bill to amend Chapter 135 of the General Statutes of North Carolina to extend death benefit coverage to ninety days for terminated State employees with one year's service and to one year for certain disabled State employees, with a favorable report.

S. B. 759, a bill to amend General Statute 146-25.1 to reduce the required time for advertising and receiving of bids for State leases and to exempt certain types of leases from advertising requirements, with a favorable report.

H. B. 13, Committee Substitute for H. B. 13, a bill to require State agencies publishing periodicals, reports, bulletins, brochures and similar materials to update mailing lists, with a favorable report.

By Senator Mauney, for the Committee on Veterans and Military Affairs:

S. B. 645, a bill to amend certain provisions of the General Statutes so as to provide benefits to members of the State Civil Air Patrol, without prejudice. On motion of Senator Mauney, the rules are suspended and the bill is placed before the Senate for immediate consideration. On motion of Senator Mauney, the bill is postponed indefinitely.
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. J. R. 779, by Senators Daniels and Harrington, a joint resolution to insure vehicular access and guest privileges to Currituck County outer banks property owners and lessees across Back Bay Wildlife Refuge until completion of permanent access from Currituck County outer banks to Currituck County mainland. Referred to Committee on Natural and Economic Resources.

On motion of Senator Alexander, the rules are suspended to allow the introduction in today's Session of the following local bill:

S. B. 780, by Senator Alexander, a bill to provide for the registration of handguns in Mecklenburg County. Referred to Committee on Criminal Justice and Corrections.

On motion of Senator Nye, the rules are suspended to allow the introduction in today's Session of the following local bill:

S. B. 781, by Senator Nye, a bill to restrict the hunting of game from public roads in Bladen County. Referred to Committee on Wildlife.

S. B. 782, by Senators Staton and Whichard, a bill to authorize cities and counties to create environmental quality advisory boards. Referred to Committee on Natural and Economic Resources.

S. B. 783, by Senator Henley, a bill to authorize the Attorney General to employ an attorney to perform legal services for North Carolina Memorial Hospital at Chapel Hill. Referred to Committee on Human Resources.

S. B. 784, by Senator Jernigan, a bill to make technical amendments in the law relating to private protective services, Chapter 74B. Referred to Committee on Judiciary II.

S. B. 785, by Senator Davis, a bill amending General Statute 142-13 relating to the destruction of cancelled State bonds, notes and coupons. Referred to Committee on Judiciary II.

S. B. 786, by Senator Davis, a bill to amend General Statute 90-106 to regulate the distribution of controlled substances by manufacturers' sales representatives to practitioners. Referred to Committee on Judiciary II.

S. R. 787, by Senators Crawford, Renfrow, William Smith, Hill, and Palmer, a Senate resolution impounding the capital appropriations previously allocated for the construction of the laundry facilities at Cherry Hospital. Senator Crawford moves that the rules be suspended and the Senate resolution be placed on the Calendar for immediate consideration. Senator Strickland offers a substitute motion that the motion to suspend the rules do lie upon the table, which motion fails to prevail. The motion to suspend the rules prevails and the Senate resolution is placed on the Calendar for immediate consideration. Senator Moore offers Amendment No. 1 making the Senate resolution a joint resolution, which
is adopted. Senator Strickland moves the Senate do now adjourn to meet at 7:30 P.M., which motion fails to prevail. Senator Strickland offers Amendment No. 2. Senator Allsbrook moves the Senate do now adjourn to meet at 7:30 P.M., which motion fails to prevail. Senator Moore moves the Senate do now adjourn to meet tomorrow at 12:00 Noon, which motion fails to prevail. Senator Crawford calls the previous question, duly seconded. The call is sustained. Senator Jernigan moves the Senate do now adjourn to meet at 7:30 P.M., which motion fails to prevail. Amendment No. 2 fails of adoption. Senator Crawford calls the previous question, duly seconded. Senator Moore moves the Senate do now adjourn to meet at 7:30 P.M., which motion fails to prevail. The call is sustained. The joint resolution passes its second reading. Senator Strickland objects to the third reading. Senator Whichard moves that the rules be suspended to the end that the joint resolution be considered upon third reading, which motion prevails. Senator Strickland offers Amendment No. 3 which fails of adoption. Senator Moore offers Amendment No. 4 which is adopted. Senator William Smith offers Amendment No. 5 which fails of adoption. Senator Crawford calls the previous question, duly seconded. The call is sustained. The joint resolution passes its third reading. Senator Crawford moves that the rules be suspended to the end that the joint resolution is sent without engrossment to the House of Representatives by special messenger, which motion prevails.

S. J. R. 788, by Senators Scott, Whichard, Royall, and Jernigan, a joint resolution congratulating and commending North Carolina Special Olympics, Inc., for sponsoring special Olympics for mentally retarded children and adults in North Carolina to provide physical educational opportunities. Referred to Committee on Rules and Operation of the Senate.


S. B. 790, by Senator Gudger, a bill to amend General Statute 58-3.1 dealing with motor vehicle warranties. Referred to Committee on Judiciary I.

S. B. 791, by Senators Gudger, Garrison, and Stallings, a bill to appropriate General Funds to the Board of Governors of the University of North Carolina for purposes of increasing special education capability. Referred to Committee on Appropriations.

S. B. 792, by Senator Lynwood Smith, a bill to amend the Workmen's Compensation Act with respect to the time of notice of an occupational disease. Referred to Committee on Manufacturing, Labor and Commerce.
MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 617, a bill to make various changes in the auctioneer licensing law, including clarification of license renewal dates and fee schedules, addition of the requirement of the use of escrow accounts, and clarification of which estates sales are exempt from the requirement of using a licensed auctioneer. Referred to Committee on Manufacturing, Labor and Commerce.

H. B. 642, a bill to rewrite General Statute 130-14 and to amend General Statute 130-14.1 to clarify the appointment and composition of district health boards. Referred to Committee on Human Resources.

H. B. 727, a bill to amend General Statute 45-37 to require the typed or printed name of any person cancelling a deed of trust or mortgage. Referred to Committee on Judiciary II.

H. B. 758, a bill to amend General Statute 143-341(4)a. and b. so as to delete the requirement that the Department of Administration must have a metes and bounds description for all land owned or leased by the State and to delete the requirement that the Department's inventory of lands and buildings owned and leased by the State must reflect their condition and current value. Referred to Committee on State Government.

H. B. 814, a bill to amend Chapter 58, Article 22, of the General Statutes relating to reserve valuation and nonforfeiture benefits of life insurance policies. Referred to Committee on Insurance.

H. J. R. 816, a joint resolution creating the Commission on Sexual Assaults. Referred to Committee on Law Enforcement and Crime Control.

H. B. 843, a bill to amend General Statute 18A-15(13) to apply to spiritous liquors only. Referred to Committee on Alcoholic Beverage Control.

H. B. 855, a bill to amend General Statute 14-234 in order to permit certain public officials to transact business with savings and loan associations in the regular course of business. Referred to Committee on Banking.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

SPECIAL ORDER NO. 1

H. B. 47, Committee Substitute for H. B. 47

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it
being Committee Substitute for H. B. 47, a bill to be known as the School Budget and Fiscal Control Act, as amended, upon second reading. On motion of Senator Henley, consideration of the Committee Substitute bill, as amended, is postponed until tomorrow, May 15.

S. B. 250, a bill to amend the Well Construction Act, General Statute 87-83 et seq.; the Water Use Act, General Statute 143-215.11 et seq.; the Dam Safety Law, General Statute 143-215.23 et seq.; and the Water and Air Quality Reporting Act, General Statute 143-215.63 et seq.; and the civil penalty provisions of Articles 21 and 21B, Chapter 143, North Carolina General Statutes in order to provide enforcement and judicial review procedures similar to and consistent with other parts of Article 21, Chapter 143 of the North Carolina General Statutes administered by the Environmental Management Commission, as amended, upon third reading. On motion of Senator Stallings, consideration of the bill, as amended, is postponed until Wednesday, May 21.

S. B. 344, Committee Substitute for S. B. 344, a bill to provide community-based alternatives to State training schools. On motions of Senator Gudger, the Committee Substitute bill and Committee amendment are adopted, and on his further motion, the Committee Substitute bill, as amended, is re-referred to the Committee on Appropriations.

S. B. 357, Committee Substitute for S. B. 357, a bill to rewrite Chapter 52A of the General Statutes entitled "Uniform Reciprocal Enforcement of Support Act." On motion of Senator Britt, consideration of the Committee Substitute bill is postponed until Monday, May 19.

S. B. 407, Committee Substitute for S. B. 407, a bill to amend Article V of the Constitution of North Carolina to authorize the issuance of revenue bonds to finance or refinance health care facility projects subject to the approval of the electorate. On motion of Senator Britt, the Committee Substitute bill is adopted and is placed on the Calendar for Friday, May 16.

S. J. R. 415, Committee Substitute for S. J. R. 415, a joint resolution directing the suspension of certain State funding relating to the planning and development of Soul City in Warren County, North Carolina, and directing the Fiscal Research Division of the Legislative Services Commission to conduct an investigation into the propriety of said State funding, for concurrence in the House amendment. On motion of Senator Barker, the Senate concurs in the House amendment and the Committee Substitute joint resolution is ordered enrolled.

S. B. 447, Committee Substitute for S. B. 447, a bill to provide for the setting of the compensation and allowances of local boards of education. On motion of Senator Davis, the Committee Substitute bill is adopted and is placed on the Calendar for Friday, May 16.

S. B. 450, a bill to permit counties to assist in the financing of improvements to rural subdivision and residential streets and to levy special assessments therefor, as amended. On motion of Senator Davis, consideration of the bill, as amended, is postponed until Friday, May 16.
S. B. 490, a bill to amend General Statute 115-87 authorizing the clerk of the superior court to act as an arbitrator in the event of a disagreement between county or city boards of education and the tax levying authorities as to the amount of the current expense fund, the capital outlay fund, and the debt service fund, as amended. On motion of Senator Suddarth, consideration of the bill, as amended, is postponed until tomorrow, May 15.

S. B. 494, a bill to grant cities and towns the right of entry to make surveys-annexation, for concurrence in the House amendments. On motion of Senator Hill, the Senate concurs in the House amendments and the bill is ordered enrolled.

S. B. 507, a bill amending General Statute 160A-475(1) and General Statute 160A-475(8) relating to Regional Councils of Governments, upon third reading. The bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 514, a bill to provide that the primary election shall be held in August and to make appropriate changes in the election laws, as amended, upon third reading. Senator Allsbrook moves that amendments be submitted and a "working copy" made available, which motion prevails. Senator Allsbrook offers Amendment No. 4. Senator Bahakel offers Amendment No. 5 Senator Alexander offers Amendments No. 6, No. 7, and No. 8. Senator Strickland offers Amendment No. 9. Senator McDuffe offers Amendments No. 10 and No. 11. On motion of Senator Henley, consideration of the bill, as amended, and pending amendments is postponed until Tuesday, May 20.

S. B. 537, a bill to amend the Presidential Primary Act, upon third reading. On motion of Senator Henley, consideration of the bill is postponed until Tuesday, May 20.

S. B. 633, a bill to amend the North Carolina Feed Law of 1973 to exempt certain manufacturers of commercial feed from the inspection fee. On motion of Senator Kirby, the bill is re-referred to the Committee on Appropriations.

S. B. 651, a bill to authorize counties to abate as public health nuisances conditions existing upon real property that are dangerous or prejudicial to the public health and that violate a county ordinance, upon third reading. The bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 659, Committee Substitute for S. B. 659, a bill to create the New Bern Academy Historical Commission. On motion of Senator Davis, the Committee Substitute bill is adopted and is placed on the Calendar for Friday, May 16.

S. B. 660, a bill to regulate the sale of credit life and credit accident and health insurance and to establish premium rates therefor, as amended, upon third reading. Senator Suddarth offers Amendment No. 6. Senator Suddarth moves that consideration of the bill, with amendments, be postponed until Tuesday, May 20, which motion fails to prevail. Amendment No. 6 fails of adoption. Senator McNeill Smith offers Amendment No. 7 which fails of adoption. Senator Totherow calls the
previous question, duly seconded. The call is sustained. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

H. B. 569, Committee Substitute for H. B. 569, a bill to promote public safety by requiring house movers to be licensed, upon second reading. On motion of Senator Renfrow, the Committee Substitute bill is re-referred to the Committee on Finance.

H. B. 594, Committee Substitute for H. B. 594, a bill to preclude local governments from imposing privilege license taxes upon manufacturers, producers, bottlers and distributors of soft drinks, upon second reading. The Committee Substitute bill passes its second reading by roll-call vote, ayes 41, noes 2, as follows:

Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Mauney, Mills, Moore, Nye, Palmer, Renfrow, Royall, Lynwood Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Toherow, Vickery, Walker, Walsh, Webster, Whichard, Winters — 41. Those voting in the negative are: Senators Odom and McNeill Smith. The Committee Substitute bill remains on the Calendar.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 204, an act to prevent facilitation of the unlawful taking of deer and turkey with the aid of boats by means of placing restrictions upon the possession of firearms aboard motor-propelled vessels in the Roanoke River in certain designated locations.

S. B. 214, an act to amend the Workmen's Compensation Act regarding the numerical exemption concerning coverage.

S. B. 427, an act to authorize and direct the Board of Commissioners of Bertie County to call an election to determine whether the County shall by ordinance prohibit hunting from the public roads, streets and highways in said County.

H. B. 148, an act to amend Chapter 160A of the General Statutes to exclude Brunswick County from Part 2 and Part 3 of Article 4A, and to make Part 1 applicable to annexations in Brunswick County.

H. B. 336, an act to authorize the qualified voters of the Town of Boiling Spring Lakes to determine whether or not wine and beer may legally be sold on-premises and whether or not alcoholic beverage control stores may legally be operated in said Town.

H. B. 341, an act to amend General Statute 143-135 relating to expenditure of public funds without public letting of contracts.
H. B. 418, an act to authorize an election on the question of incorporating the Town of Caswell Beach in Brunswick County.

H. B. 485, an act to increase service fee for nonresident motorist to recover cost.

H. B. 487, an act to adjust Department of Motor Vehicles' operator's or chauffeur's license restoration fee to recover cost.

H. B. 538, an act to establish a fee for motor vehicle operator's learner's permit to recover cost.

H. B. 641, an act to revise and consolidate the charter of the Town of Wadesboro and to repeal prior charter Acts.

H. B. 676, an act to amend the charter of the Town of Warsaw so as to extend the corporate limits.

H. B. 742, an act to increase from two thousand dollars ($2,000) to five thousand dollars ($5,000) the amount of deposit required for Lee County professional bondsmen.

On motion of Senator Henley, the Senate recesses until 7:30 P.M.

EVENING SESSION

SENATE CHAMBER,
Wednesday, May 14, 1975.

The Senate meets pursuant to recess and is called to order by Lieutenant Governor James B. Hunt, Jr.

The President grants a leave of absence to Senator Staton for tonight.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 196, a bill to regulate the sale and inspection of antifreeze substances and preparations. On motion of Senator White, consideration of the bill is postponed until tomorrow, May 15.

S. B. 259, a bill to provide for electronic reporting of cases before the Industrial Commission. On motion of Senator Kirby, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 293, Committee Substitute for S. B. 293, a bill to rewrite General Statute 14-139 pertaining to starting fires in or capable of spreading to
woodland under protection of the Department of Natural and Economic Resources. On motion of Senator Staton, consideration of the Committee Substitute bill is postponed until tomorrow, May 15.

S. B. 315, a bill to designate certain major highways as Historic Albemarle Tour Highways. On motion of Senator Daniels, Committee Amendments No. 1 and No. 2 are adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 351, a bill to amend the North Carolina Outdoor Advertising Control Act. On motion of Senator Moore, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 403, a bill to provide for the possession of alcoholic beverages for culinary purposes. On motion of Senator Jernigan, the Committee amendment is adopted. Senator Alexander moves that further consideration of the bill, as amended, be postponed until Tuesday, May 20, which motion prevails.

S. B. 423, a bill repealing Chapter 81 of the General Statutes, Weights and Measures, and substituting in lieu thereof Chapter 81A, the Weights and Measures Act of 1975. Without objection, consideration of the bill is postponed until tomorrow, May 15.

S. B. 457, a bill to set maximum parking penalties of two dollars ($2.00) and five dollars ($5.00) for purposes of the evidentiary presumptions of General Statute 20-162.1. The bill passes its second reading. On objection of Senator Webster to its third reading, the bill remains on the Calendar.

S. B. 502, a bill to amend the North Carolina Structural Pest Control Law to provide for certified applications and for related purposes. Without objection, consideration of the bill is postponed until tomorrow, May 15.

S. J. R. 575, a joint resolution to create a Small Business Study Commission. On motion of Senator Harrington, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 602, a bill to amend General Statute 52-8 relating to the validation of contracts between husband and wife where wife is not privately examined. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 646, a bill to provide for permanent license plates for vehicles registered to sheltered workshops. On motion of Senator Allsbrook, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.
S. B. 672, a bill to amend General Statute 159-30(c)(5) in order to update language allowing investment of idle funds by local government officials in savings and loan associations. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 673, a bill to amend General Statute 147-69.1 in order to allow State government officials to invest idle funds in certificates, shares, or deposits in savings and loan associations. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 680, a bill to amend General Statute 20-183.2(b)(2) relating to automobile inspection. On motion of Senator Mauney, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 684, a bill to amend the animal fighting statutes. On motion of Senator Winters, Committee Amendments No. 1 and No. 2 are adopted. Senator William Smith offers Amendment No. 3 which fails of adoption. Senator Suddarth offers Amendment No. 4 which is adopted. Senator Winters calls the previous question, seconded by Senator Alford. The call is sustained. The bill, as amended, passes its second reading and on objection of Senator Gudger to its third reading remains on the Calendar.

S. B. 692, a bill to amend Chapter 117 of the General Statutes of North Carolina to delete the proviso concerning compensation for directors. On motion of Senator Strickland, the bill is postponed indefinitely.

S. B. 702, a bill to amend the North Carolina Boating Safety Act to provide an optional three-year registration period for motorboats, and to make technical changes. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 705, a bill to amend General Statute 14-401.5 relating to prohibiting the practice of phrenology, palmistry, fortune-telling or clairvoyance. Without objection, consideration of the bill is postponed until tomorrow, May 15.

S. J. R. 708, a joint resolution congratulating and commending the Elm City High School basketball team of Elm City for its performance and sportsmanship in winning the State 2-A Conference Basketball Championship. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 714, a bill to allow assistant chiefs of police and fire departments to use special equipment on privately owned vehicles while engaged in the performance of their official or semi-official duties. On motion of Senator Whichard, the Committee amendment is adopted. Senator Whichard offers Amendment No. 2 which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.
S. B. 720, a bill to amend General Statute 35-43 and General Statute 35-44 to allow representation by the district attorney at sterilization hearings to be discretionary. On motion of Senator Allsbrook, consideration of the bill is postponed until tomorrow, May 15.

S. J. R. 730, a joint resolution honoring Albert Coates, founder of the Institute of Government at Chapel Hill, Professor Emeritus of the School of Law at the University of North Carolina, and North Carolina citizen extraordinary. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 179, Senate Committee Substitute for H. B. 179, a bill to amend Chapter 44A to create a lien in favor of those who process textile goods and yarns. The Committee Substitute bill passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 862, a bill to amend Chapter 117 of the General Statutes of North Carolina to delete the proviso concerning compensation for directors. Passes its second and third readings and is ordered enrolled.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.

EIGHTY-SEVENTH DAY

SENATE CHAMBER,
Thursday, May 15, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants a leave of absence to Senator Crawford for today, and to Senators Crawford, Gudger, Harrington, and Moore for tomorrow. A leave of absence previously granted to Senator Rauch is noted.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Jernigan, for the Committee on Alcoholic Beverage Control:

H. B. 808, a bill to authorize the qualified voters of the City of Thomasville to determine whether or not alcoholic beverage control stores may legally be operated in said City, with a favorable report, as amended.
By Senator Whichard, for the Committee on Courts and Judicial Districts:

S. B. 731, a bill to amend Chapter 838, Session Laws of 1973 (Second Session 1974) relating to term of district court judge, without prejudice. On motion of Senator Whichard, the rules are suspended and the bill is placed before the Senate for immediate consideration and on his motion is postponed indefinitely.

H. B. 471, a bill to extend the time for submission of names of nominees for vacancies in a district court judgeship, with a favorable report.

By Senator Alford, for the Committee on Education:

S. B. 240, House Committee Substitute for S. B. 240, a bill to amend General Statute 115-190 as it relates to contracts for transportation entered into by county and city boards of education in lieu of the operation by county and city boards of education of public school buses, with a favorable report.

S. B. 431, a bill to amend General Statute 153A-267 to comply with Chapter 125-9 and Chapter 143B-67 of the General Statutes pertaining to the Public Librarian Certification Commission, with a favorable report.

H. B. 732, a bill relating to the compensation of the members of the Board of Education of Moore County, with a favorable report.

H. B. 740, a bill to provide compensation for the Board of Education of Northampton County, with a favorable report.

H. B. 748, a bill to authorize the Board of Education of Hyde County to convey a certain tract of land to the Sladesville Civic Club, with a favorable report.

By Senator Kirby, for the Committee on Finance:

S. B. 735, a bill to amend General Statute Chapters 7A and 15A to provide for double costs when a defendant fails to appear in district court in response to a citation or criminal summons, with a favorable report, as amended.

S. B. 774, a bill to limit the amount of individual and corporate income tax deduction for North Carolina dividends to fifteen thousand dollars ($15,000) and to amend certain intangibles tax provisions to conform thereto, with a favorable report, as amended.

H. B. 484, Committee Substitute for H. B. 484, a bill to provide funds for the operation of the Financial Security Section of the Department of Motor Vehicles, with a favorable report.

H. B. 569, Committee Substitute for H. B. 569, a bill to promote public safety by requiring house movers to be licensed, with a favorable report.

H. B. 831, a bill to adjust Department of Motor Vehicles’ registration fees to recover cost, with a favorable report.
H. B. 832, a bill to adjust Driver Training and Safety Education Fund fee, with a favorable report.

H. B. 858, a bill to assess an additional fee of ten dollars ($10.00) for special license plates issued to officials of the judicial, legislative, and administrative branches of State government, with a favorable report.

H. B. 861, a bill to increase the additional registration fee for special plates issued to amateur radio operators from four dollars ($4.00) to ten dollars ($10.00), with an unfavorable report.

By Senator Royall, for the Committee on Human Resources:

S. B. 647, a bill to permit employees of sheltered workshops to participate in the Teachers' and State Employees' Retirement System, with a favorable report.

H. B. 824, a bill to correct a technical error in Chapter 476, Section 128 of the 1973 Session Laws pertaining to conforming changes to effectuate reorganization, with a favorable report.

By Senator Barker, for the Committee on Insurance:

S. B. 572, a bill to be known as the North Carolina No-fault Insurance Act, with a favorable report, as amended. On motion of Senator Barker, the bill is placed on the Calendar for Tuesday, May 20 with a working copy made available, and is made Special Order No. 1 of the day.

By Senator Allsbroook, for the Committee on Judiciary I:

S. B. 504, a bill rewritting Chapter 89 of the General Statutes pertaining to engineering and land surveying, with an unfavorable report as to bill, favorable as to Committee Substitute bill, as amended. On motion of Senator Allsbroook, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

H. B. 193, a bill to provide that schools in Wake County may operate raffles to raise funds, with a favorable report.

By Senator Staton, for the Committee on Natural and Economic Resources:

S. B. 244, a bill to amend Chapter 143, Article 21, for the purpose of enabling the State to obtain authority to administer the Federal Discharge Permit Program, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Staton, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

By Senator Henley, for the Committee on Rules and Operation of the Senate:

S. J. R. 748, a joint resolution congratulating and commending the North Carolina Restaurant Association, Inc., for sponsoring Coffee Day to raise funds for crippled children and adults in North Carolina through the Easter Seal Society, with a favorable report.
S. J. R. 788, a joint resolution congratulating and commending North Carolina Special Olympics, Inc., for sponsoring special olympics for mentally retarded children and adults in North Carolina to provide physical educational opportunities, with a favorable report.

By Senator Moore, for the Committee on Wildlife:

S. B. 108, a bill to place Pender County under the general laws of the State with respect to hunting, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 793, by Senators Webster and Mills, a bill to amend North Carolina General Statute 105-275 relating to property exempt from ad valorem taxation so as to exempt nursery stock therefrom. Referred to Committee on Finance.

S. B. 794, by Senator Hill, a bill to provide the judicial machinery by means of which a trust can be amended to preserve the federal estate tax charitable deduction. Referred to Committee on Judiciary II.

S. B. 795, by Senators Childers and Walsh, a bill to amend General Statute 18A-15 to increase the amount of revenue distributable to county or municipal ABC boards. Referred to Committee on Alcoholic Beverage Control.

S. B. 796, by Senator Davis, a bill to exclude from the definition of "contract of insurance" certain product warranties covering motor vehicles. Referred to Committee on Judiciary II.

S. B. 797, by Senators Hardison, Renfrow, Totherow, Lackey, Royall, Odom, and Palmer, a bill revising benefits of the Teachers' and State Employees' Retirement System. Referred to Committee on State Government.

S. B. 798, by Senators Hardison, Renfrow, Totherow, Lackey, Royall, Odom, and Palmer, a bill relating to administering the North Carolina Local Governmental Employees' Retirement System. Referred to Committee on State Government.

S. B. 799, by Senators Hardison, Renfrow, Totherow, Lackey, Royall, Odom, and Palmer, a bill extending benefits of the North Carolina Local Governmental Employees' Retirement System. Referred to Committee on State Government.

S. B. 800, by Senator Allsbrook, a bill to provide that any party may introduce photographs as substantive evidence upon laying the proper foundation. Referred to Committee on Judiciary I.
S. B. 801, by Senator Gudger, a bill to amend the authority of clerks of superior court to invest funds in the hands of the clerk. Referred to Committee on Courts and Judicial Districts.

S. B. 802, by Senator Gudger, a bill to amend General Statute 15-184 by deleting the requirement that the Attorney General be notified of a stay of execution and of an extension of time during criminal appeal. Referred to Committee on Judiciary I.

S. B. 803, by Senator Davis, a bill to amend General Statute 18A-33(b) concerning on-premises consumption of malt beverages and wine on Sundays. Referred to Committee on Alcoholic Beverage Control.

S. B. 804, by Senator Garrison, a bill to authorize banks to utilize off-premises customer-bank communications terminals. Referred to Committee on Banking.


S. B. 806, by Senators Barker, Royall, Walker, Lackey, Whichard, Harris, Garrison, Vickery, Lynwood Smith, Stallings, Totherow, Davis, Henley, Staton, Hardison, Scott, Harrington, Combs, and Sebo, a bill to limit Department of Correction in establishment and supervision of manufacturing and industry. Referred to Committee on Manufacturing, Labor and Commerce.

S. J. R. 807, by Senators Mills, Jernigan, Henley, Bahakel, Webster, Britt, Royall, Moore, Harrington, Renfrow, Kirby, Scott, Hill, and Hardison, a joint resolution honoring the life, memory and service of Carlton F. Edwards. On motion of Senator Mills, the rules are suspended and the joint resolution is placed on the Calendar for immediate consideration. The joint resolution passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

S. B. 808, by Senator Henley, a bill to amend General Statute 58-61.2 to permit the use of credit card facilities in the solicitation of life and accident and health insurance and the collection of premiums therefor. Referred to Committee on Insurance.

S. B. 809, by Senator Henley, a bill to permit mutual deposit guaranty associations to invest their funds in the stock of savings and loan associations and banks authorized to do business in North Carolina. Referred to Committee on Banking.

S. B. 810, by Senators Lynwood Smith and Gudger, a bill to appropriate General Funds to the Department of Human Resources for purposes of providing support to Youth Unlimited, Inc. Referred to Committee on Appropriations.
S. B. 811, by Senators White, Stallings, Allsbrook, Strickland, Hardison, Scott, Gudger, Jernigan, Lynwood Smith, Royall, Henley, Whichard, Palmer, Walker, Kincaid, Garrison, Vickery, Combs, Totherow, Davis, Lackey, Odom, William Smith, Nye, Webster, Walsh, Daniels, Hill, Harrington, Moore, McNeill Smith, Alexander, Bahakel, Kirby, Harris, Renfrow, Staton, and Mills, a bill to appropriate funds to the Division of Vocational Rehabilitation to provide additional services for community sheltered workshops. Referred to Committee on Appropriations.

S. B. 812, by Senator Sebo, a bill to appropriate one hundred thousand six hundred twenty-one dollars ($100,621) for library services within the Department of Correction. Referred to Committee on Appropriations.

S. B. 813, by Senators Sebo, Walker, Vickery, Winters, Odom, William Smith, Totherow, Alexander, Lackey, Barker, Walsh, McNeill Smith, Webster, Daniels, Hill, Britt, Scott, Harrington, Marion, Palmer, Gudger, Strickland, Stallings, Kirby, Combs, and Jernigan, a bill to promote and protect the welfare of the people of the State of North Carolina by prevention and elimination of discriminatory employment practices and policies based upon race, color, religion, national origin, ancestry, age or sex. Referred to Committee on Judiciary II.

S. B. 814, by Senators Gudger, William Smith, Kirby, Suddarth, Britt, Hill, Whichard, Vickery, Strickland, Staton, Allsbrook, and Davis, a bill to amend General Statute 7A-41 to provide for temporary replacement of an incapacitated senior resident judge. Referred to Committee on Courts and Judicial Districts.

S. B. 815, by Senators Gudger, William Smith, Allsbrook, Suddarth, Hill, Britt, Vickery, Strickland, Whichard, and Davis, a bill to amend General Statute 15-180.2 by providing that certain records and transcripts may be provided to an indigent defendant petitioning the Appellate Division for a writ of certiorari. Referred to Committee on Judiciary I.

S. B. 816, by Senators Gudger, William Smith, Kirby, Suddarth, Britt, Hill, Vickery, Strickland, Staton, Whichard, Allsbrook, and Davis, a bill to amend General Statute 1-84 to provide for removal of a cause to any adjacent county, any county in the same judicial district, or any county in the adjacent judicial district if the same is necessary to ensure a fair trial. Referred to Committee on Judiciary I.

S. B. 817, by Senators Gudger, Allsbrook, Kirby and Britt, a bill to prohibit obstructing the administration of justice by picketing or parading. Referred to Committee on Judiciary I.

S. B. 818, by Senators McDuffie, Moore, Bahakel, Alexander, Mauney, and Harris, a bill to amend General Statute Chapter 7A, Article 37, to provide for a public defender in various additional judicial districts. Referred to Committee on Courts and Judicial Districts.
MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 110, a bill to amend Chapter 15 of the General Statutes of North Carolina by the addition of Section 15-197.1 permitting a criminal defendant to be sentenced to a term of special probation. The bill is placed on the Calendar for tomorrow, May 16, for concurrence in the House amendment.

S. B. 449, a bill to specify the period in which claims against cities must be presented and actions based thereon commenced. The bill is placed on the Calendar for tomorrow, May 16, for concurrence in the House amendment.

H. B. 277, Committee Substitute for H. B. 277, a bill to amend Article 19 of Chapter 160A of the General Statutes relating to planning and regulation of development of family care or group homes licensed or certified by the Department of Human Resources. Referred to Committee on Judiciary II.

H. B. 424, Committee Substitute No. 2 for H. B. 424, a bill to exclude employees injured while under the influence of drugs from eligibility for workmen's compensation. Referred to Committee on Manufacturing, Labor and Commerce.

H. B. 488, Committee Substitute for H. B. 488, a bill to revise method of appointment to the Statesville Alcoholic Beverage Control Board and fix guidelines for its operation. Referred to Committee on Alcoholic Beverage Control.

H. B. 575, Committee Substitute for H. B. 575, a bill to permit counties to assist in the financing of improvements to rural subdivision and residential streets and to levy special assessments therefor. Referred to Committee on Finance.

H. B. 652, Committee Substitute for H. B. 652, a bill to authorize health services for minors. Referred to Committee on Human Resources.

H. B. 664, Committee Substitute for H. B. 664, a bill to allow deductions for individual income tax purposes for contributions to individual retirement accounts, individual retirement annuities, or retirement bonds which are deductible for federal income tax purposes and to provide the method of taxing distributions from such accounts. Referred to Committee on Finance.

H. B. 707, Committee Substitute No. 2 for Committee Substitute No. 1 for H. B. 707, a bill to amend Chapter 132 of the General Statutes of North Carolina to increase the penalties for retaining illegal possession of public records and to add a section to Chapter 14 establishing a penalty for the larceny, mutilation or defacement of records and papers in the North Carolina State Archives. Referred to Committee on Judiciary I.
H. B. 854, a bill to amend General Statute 136-107 to give judges the power to extend time for filing answer for good cause shown. Referred to Committee on Judiciary II.

H. B. 930, a bill to reenact General Statute 54-21.2(b) allowing State-chartered savings and loan associations to make any loans or investments permitted to federal savings and loan associations. Referred to Committee on Banking.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

(Third reading electronic vote for S. B. 684 applicable to S. B. 457.)


S. B. 22, Committee Substitute for S. B. 22, a bill to amend Chapter 135 of the General Statutes of North Carolina to extend death benefit coverage to ninety days for terminated State employees with one year's service and to one year for certain disabled State employees. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 196, a bill to regulate the sale and inspection of antifreeze substances and preparations. On motion of Senator White, Committee Amendments No. 1, No. 2, No. 3, and No. 4 are adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 199, a bill to clarify and make uniform the law relating to credit for prisoners for time spent on parole and conditional release and to allow the Secretary of Correction to conditionally release committed youthful offenders. On motion of Senator Gudger, Committee Amendments No. 1, No. 2, and No. 3 are adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 238, a bill to amend General Statute 105-275 to exclude from the tax base specially adapted housing owned and used as a residence by a disabled veteran, upon second reading. On motion of Senator Henley, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 35, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Britt, Childers, Combs, Davis, Garrison, Gudger, Hardison, Henley, Hill, Jernigan, Kirby, Lackey, McDuffie, Nye, Odom, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Staton, Suddarth, Totherow, Vickery,
Walker, Walsh, Webster, Whichard, White, Winters — 35. The bill, as amended, remains on the Calendar.

S. B. 244, Committee Substitute for S. B. 244, a bill to amend Chapter 143, Article 21, for the purpose of enabling the State to obtain authority to administer the federal discharge permit program. On motion of Senator Staton, the Committee Substitute bill is adopted and is placed on the Calendar for Monday, May 19.

S. B. 281, House Committee Substitute for S. B. 281, a bill to amend Chapter 14 of the General Statutes to make it an offense for an inmate to take hostages. Passes its second and third readings and is ordered enrolled.

S. B. 282, House Committee Substitute for S. B. 282, a bill to amend Chapter 14 of the General Statutes to make it an offense for an inmate to possess a weapon capable of inflicting serious bodily injury or death. Passes its second and third readings and is ordered enrolled.

S. B. 293, Committee Substitute for S. B. 293, a bill to rewrite General Statute 14-139 pertaining to starting fires in or capable of spreading to woodland under protection of the Department of Natural and Economic Resources. The Committee Substitute bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 423, a bill repealing Chapter 81 of the General Statutes, Weights and Measures, and substituting in lieu thereof Chapter 81A, the Weights and Measures Act of 1975. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 457, a bill to set maximum parking penalties of two dollars ($2.00) and five dollars ($5.00) for purposes of the evidentiary presumptions of General Statute 20-162.1, upon third reading. The bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 502, a bill to amend the North Carolina Structural Pest Control Law to provide for certified applicators and for related purposes. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 504, Committee Substitute for S. B. 504, a bill rewriting Chapter 89 of the General Statutes pertaining to engineering and land surveying. On motion of Senator Allsbrook, the Committee Substitute is adopted and on his motion, Committee Amendments No. 1 and No. 2 are adopted. On motion of Senator Allsbrook, consideration of the Committee Substitute bill, as amended, is postponed until Wednesday, May 21 with a working copy with amendments in place made available and is made Special Order No. 1 of the day.

S. B. 605, a bill to encourage useful work by prison inmates, using the present power of the Secretary of Correction to enter into contracts involving inmate labor. On motion of Senator Gudger, the Committee amend-
The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 622, a bill to amend Article 21 of Chapter 58 of the General Statutes to allow a broader latitude in investments of securities and provide for other lines of insurance. On motion of Senator Winters, consideration of the bill is postponed until Monday, May 19.

S. J. R. 627, a joint resolution urging that Congress enact H. R. 1991 providing for a study of proposed national scenic bicycle trails. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 634, a bill to lengthen the segment of the South Fork, New River, in Ashe and Alleghany Counties included in the North Carolina Natural and Scenic River System. Senator Marion offers Amendment No. 1 which he subsequently withdraws. The bill passes its second reading and on objection of Senator Marion to its third reading remains on the Calendar.

S. B. 681, a bill to require counties and municipalities to secure appraisals on property before purchase. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 684, a bill to amend the animal fighting statutes, as amended, upon third reading. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 705, a bill to amend General Statute 14-401.5 relating to prohibiting the practice of phrenology, palmistry, fortune-telling or clairvoyance. On motion of Senator Nye, consideration of the bill is postponed until Thursday, May 22.

S. B. 737, a bill to allow injured persons to seek through the Tort Claims Act damages caused by school bus mechanical defects. On motion of Senator Winters, consideration of the bill is postponed until Monday, May 19.

S. B. 741, a bill to amend General Statute 143, Article 21A, relating to control of oil pollution. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 750, a bill relating to raffles and the games of "bingo" and "skilo" in Mecklenburg County. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 751, a bill to authorize the City of Charlotte to levy a privilege tax on hotels and motels measured by gross receipts from room rentals, upon second reading. The bill passes its second reading by roll-call vote, ayes 30, noes 7, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Daniels, Gudger, Hardison, Harrington, Hill, Kirby, McDuffie, Mills, Moore, Odom, Palmer, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Suddarth, Vickery, Walker, Walsh, Webster, Whichard, White — 30. Those voting in the negative are: Senators Davis, Kincaid, Lackey, Marion, Mauney, Renfrow, Totherow — 7. The bill remains on the Calendar.
S. B. 759, a bill to amend General Statute 146-25.1 to reduce the required time for advertising and receiving of bids for State leases and to exempt certain types of leases from advertising requirements. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 13, Committee Substitute for H. B. 13, a bill to require State agencies publishing periodicals, reports, bulletins, brochures and similar materials to update mailing lists. Senator Henley offers Amendment No. 1 which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment. Senator Marion requests to be recorded voting “no.”

H. B. 65, Committee Substitute for H. B. 65, a bill to amend General Statute 44-69.1 to apply to cotton and grains and thereby limit the time for liens on same. The Committee Substitute bill passes its second and third readings and is ordered enrolled.

H. B. 70, a bill to amend Chapter 36, Article 1, of the General Statutes of North Carolina which restricts the investments which guardians, executors, administrators, or others acting in a fiduciary capacity may make. Passes its second and third readings and is ordered enrolled.

H. B. 155, Committee Substitute for H. B. 155, a bill to amend Chapter 163 of the General Statutes relating to campaign contributions, as amended. Senator Moore withdraws Amendment No. 2 offered April 7. On motion of Senator McNeill Smith, Committee Amendment No. 3 is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 342, a bill to make current General Statute 47-95, validating certain notarial acts. Passes its second and third readings and is ordered enrolled.

H. B. 400, Committee Substitute for H. B. 400, a bill to amend the adoptions law to provide that a parent shall not be a necessary party to adoption proceeding initiated subsequent to termination of his parental rights by a district court. The Committee Substitute bill passes its second and third readings and is ordered enrolled.

H. B. 404, Committee Substitute for H. B. 404, a bill to prohibit the buying and selling of children for adoption and to prohibit advertisements soliciting children for adoption. On motion of Senator Britt, Committee Amendments No. 1 and No. 2 are adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 478, a bill to amend General Statute 122-58.7(c) to authorize alleged inebriates to waive counsel at involuntary commitment hearings. Passes its second and third readings and is ordered enrolled.
H. B. 544, a bill to authorize the Granville County Board of Commissioners to enter into contracts not to exceed the total amount of forty thousand dollars ($40,000) for the purpose of repair and renovation of the clerk of court and register of deeds office. Passes its second and third readings and is ordered enrolled.

H. B. 554, Committee Substitute for H. B. 554, a bill to allow the people of Brunswick County to decide by referendum whether the county seat, the courthouse, and all other buildings and agencies of Brunswick County should be relocated from Southport to the general vicinity of Supply and Bolivia to establish guidelines for the relocation. The Committee Substitute bill passes its second and third readings and is ordered enrolled.

H. B. 577, a bill to amend General Statute 20-118 pertaining to truck axle weights. Passes its second and third readings and is ordered enrolled.

H. B. 579, a bill to provide alternate methods of service of process in certain motor vehicle liability insurance matters. Passes its second and third readings and is ordered enrolled.

H. B. 594, Committee Substitute for H. B. 594, a bill to preclude local governments from imposing privilege license taxes upon manufacturers, producers, bottlers and distributors of soft drinks, upon third reading. The Committee Substitute bill passes its third reading by roll-call vote, ayes 34, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Britt, Childers, Combs, Davis, Garrison, Gudger, Hardison, Harrington, Henley, Hill, Kirby, Lackey, Nye, Odom, Palmer, Renfrow, Royall, Scott, Lynwood Smith, William Smith, Stallings, Staton, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 34. The Committee Substitute bill is ordered enrolled.

H. J. R. 660, a joint resolution commending the basketball, baseball and wrestling teams of North Carolina A & T State University. Passes its second and third readings and is ordered enrolled.

H. B. 683, a bill to revise and transfer General Statute 147-52 to a new section General Statute 7A-14. Passes its second and third readings and is ordered enrolled.

H. B. 728, a bill to approve, confirm and validate the ordinance of the Town of Stoneville providing a thirty percent (30%) discount for all ad valorem taxes levied for the 1974-75 fiscal year, upon second reading. The bill passes its second reading by roll-call vote, ayes 30, noes 1, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Davis, Garrison, Gudger, Harrington, Henley, Hill, Kincaid, Kirby, Lackey, Mauney, McDuffie, Moore, Odom, Palmer, Renfrow, Sebo, McNeill Smith, Suddarth, Totherow, Walker, Walsh, Webster, White — 30. Voting in the negative is: Senator Nye — 1. The bill remains on the Calendar.
H. B. 733, a bill to amend General Statute 18A-2 to define passenger area of a motor vehicle. Passes its second and third readings and is ordered enrolled.

H. J. R. 738, a joint resolution honoring the memory of Lelia Viola Patterson. Passes its second and third readings and is ordered enrolled.

H. B. 771, a bill to replace annual malt beverage and wine permits with permanent permits. Passes its second and third readings and is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 179, an act to make various technical amendments to General Statute Chapter 28A "Administration of Decedents' Estates" (Chapter 1329, Session Laws 1973) that becomes effective October 1, 1975.

S. B. 340, an act to amend General Statute 20-279.14 to provide that driving privileges will not be suspended because of an unsatisfied judgment after the judgment has existed for 10 years.

S. B. 384, an act to rewrite General Statute 20-309(e) to provide for notice of termination rather than intent to terminate by carriers of motor vehicle liability insurance coverage and penalty for noncompliance.

S. B. 436, an act to amend General Statute 55-45 to authorize the transferability of stock options if so provided in the terms of the option.

S. B. 557, an act to amend General Statute 55-50(m) related to shareholders of corporations.

S. B. 718, an act to amend General Statute 45-37, relating to the discharge of record of mortgages, deeds of trust, and instruments, so as to provide for cancellation by certain officers of credit unions.

H. B. 130, an act to require any law enforcement officer who arrests any person who appears to be intoxicated to ascertain whether such person is wearing identification indicating that he has a medical disability which would account for his actions and to require all officers to aid such persons.

H. B. 486, an act to adjust Department of Motor Vehicles' accident report copy fee to recover cost.

H. B. 637, an act to provide for a two hundred fifty dollar ($250.00) minimum fine for conviction of trespass on private fishing ponds in Cleveland and Gaston Counties.

On motion of Senator Henley, the Senate adjourns in memory of Carlton F. Edwards to meet tomorrow at 10:00 A.M.
The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Barker, Strickland, and Webster for today. Leaves of absence granted previously to Senators Crawford, Gudger, Harrington, Moore and Rauch are noted.

S. B. 598. On motion of Senator White, S. B. 598, a bill to make it a criminal offense to adulterate grains meant for human or animal consumption is, without objection, recalled from the Committee on Appropriations and recommitted to the Committee on Agriculture.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Britt, for the Committee on Judiciary II:

S. B. 321, a bill to amend General Statute 44A-4 and General Statute 20-77 to provide notice and hearing prior to lien sales, without prejudice. On motion of Senator Britt, the rules are suspended and the bill is placed before the Senate for immediate consideration. On motion of Senator Britt, the bill is postponed indefinitely.

S. B. 755, a bill to amend General Statute 136-104 to allow life tenants to take the present value of their life estates out of condemnation deposits and final judgment awards, with a favorable report.

H. B. 243, a bill to provide for one member of the General Statutes Commission to be appointed by the president of the North Carolina Bar Association, with a favorable report.

H. B. 421, Committee Substitute for H. B. 421, a bill to amend General Statute 44A-4 and General Statute 20-77 to provide notice and opportunity for hearing prior to lien sales, with a favorable report, as amended. On motion of Senator Britt, the rules are suspended and the Committee Substitute bill is placed before the Senate for immediate consideration. On motion of Senator Britt, Committee Amendments No. 1 and No. 2 are adopted and the Committee Substitute bill, as amended, is placed on the Calendar for Wednesday, May 21, with a working copy, with amendments in place, made available.
H. B. 583, Committee Substitute for H. B. 583, a bill to authorize Forsyth County to repair, remodel and renovate the Forsyth County Courthouse, with a favorable report.

H. B. 699, a bill to add to General Statute 46-25 a proviso that the life tenant may cut timber only on a finding that such cutting is necessary for good husbandry, with a favorable report. On motion of Senator Britt, the bill is placed on the Calendar for Wednesday, May 21.

By Senator Davis, for the Committee on Local Government and Regional Affairs:

H. B. 516, a bill to make Chapter 895 of the 1967 Session Laws applicable to Forsyth County, with a favorable report.

H. B. 523, a bill to define the corporate boundaries of the Town of East Arcadia, with a favorable report.

H. B. 547, a bill to allow the Sheriff of Lee County a fee of two dollars and fifty cents (2.50) for weapons permits, with a favorable report.

H. B. 566, a bill to amend the charter of the City of Rocky Mount, with a favorable report.

H. B. 615, a bill to allow creditable service in the North Carolina Local Governmental Employee's Retirement System for certain employees of Granville County, with a favorable report.

H. B. 646, a bill to make the prohibition against the practice of phrenology, palmistry, fortune-telling or clairvoyance applicable to Lenoir County, with a favorable report.

H. B. 670, a bill to authorize the Town of Southern Pines to affix a lien against residential property upon petition of the owner for improvements in association with the Town's community development program, with a favorable report.

H. B. 681, a bill to provide for the salaries and travel expenses of the members of the Board of Education of Currituck County, with a favorable report.

H. B. 730, a bill to revise and consolidate the charter of the Town of Spindale and to repeal prior charter Acts, with a favorable report, as amended.

H. B. 734, a bill creating the Asheville-Buncombe Local Government Study Commission, with a favorable report.

H. B. 737, a bill to amend Chapter 1155 of the 1971 Session Laws relating to the Supplementary Pension Fund for Firemen in the City of Sanford, with a favorable report.

H. B. 767, a bill to amend Chapter 1273, Session Laws 1953, as amended by Chapter 245, Session Laws of 1961, with a favorable report.
H. B. 793, a bill to amend Chapter 346 of the 1973 Session Laws to make said Chapter apply to the Town of Tarboro, with a favorable report.

H. B. 795, a bill to authorize the County of Moore to use the procedure specified in Article 9, Chapter 136, in acquiring land by condemnation, with a favorable report, as amended.

H. B. 806, a bill to amend Chapter 141 of the 1961 Session Laws to enlarge the purposes for which the Stanly County "Industrial Development Commission" may be created, to enlarge the authority of said Commission and to eliminate the use of intangibles tax funds as a source of revenue for funding the operation of said Commission, with a favorable report.

H. B. 817, a bill to amend Chapter 669 of the Session Laws of 1943 so as to include the county finance officer as a member of the Board of Trustees for the Retirement System of New Hanover County, North Carolina, with a favorable report.

H. B. 821, a bill to provide staggered terms of two and four years for the Pamlico County Board of Commissioners, with a favorable report.

H. B. 844, a bill to authorize a county and cities within that county to create a joint redevelopment commission, with a favorable report.

H. B. 847, a bill to provide for the nomination and election of the Board of Education of Union County, with a favorable report, as amended.

H. B. 873, a bill to provide for the compensation of members of the Edgecombe County Board of Education and the Tarboro City Board of Education, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

On motion of Senator Britt, the rules are suspended to allow the introduction in today's Session of the following local bills:

S. B. 819, by Senator Britt, a bill rewriting Section 3 of Chapter 695, Session Laws of 1971, revising the legal description of the corporate limits of the Town of St. Pauls to incorporate recent annexations thereto. Referred to Committee on Local Government and Regional Affairs.

S. B. 820, by Senators Scott, Mills, Henley, Hardison, and Royall, a bill to appropriate operating funds to the University of North Carolina Board of Governors for the newly constructed Extension Education Center located at North Carolina State University at Raleigh. Referred to Committee on Appropriations.

S. B. 821, by Senators Vickery, Henley, and Jernigan, a bill to provide for notice and hearing for condemnation actions filed pursuant to Article 9 of Chapter 136. Referred to Committee on Judiciary II.
S. B. 822, by Senator Nye, a bill to classify certain historic properties for ad valorem taxation. Referred to Committee on Finance.

S. B. 823, by Senators William Smith, Gudger, Hill, Suddarth, Britt, Palmer, Nye, Strickland, Whichard, Royall, Allsbrook, Alford, and Moore, a bill to amend Chapter 132 of the General Statutes of North Carolina to exclude attorney-client communications to public boards and agencies from the application of the Chapter. Referred to Committee on Judiciary II.

S. B. 824, by Senator Suddarth, a bill to make it unlawful to impede the steady flow of traffic on dual lane highways. Referred to Committee on Judiciary I.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H. B. 235, a bill to prevent taking migratory waterfowl with the aid of bait of live decoys. Referred to Committee on Wildlife.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 445, Committee Substitute for H. B. 445, a bill to amend Article 2A of Chapter 45 to provide notice and hearing prior to mortgage foreclosure sales. Referred to Committee on Judiciary I.

H. B. 508, Committee Substitute for H. B. 508, a bill to establish the State Board of Registration of Foresters in North Carolina and to define its powers and duties, to provide for the registration of foresters, to define the practice of forestry, and to provide penalties for violation thereof. Referred to Committee on Finance.

H. B. 705, Committee Substitute for H. B. 705, a bill to amend General Statute 161-5 to provide for the filling of a vacancy in the office of register of deeds. Referred to Committee on Local Government and Regional Affairs.

H. B. 750, a bill to establish a Commission of Youth Services within the Department of Human Resources. Referred to Committee on State Government.

H. B. 797, a bill to permit use of school and other public property for political party meetings. Referred to Committee on State Government.

H. B. 901, a bill to provide that husband and wife equally share in rents and profits produced by real property owned by them in an estate by the entireties. Referred to Committee on Judiciary II.
H. B. 908, a bill to validate certain foreclosure sales taking place prior to March 1, 1974. Referred to Committee on Judiciary II.

H. B. 938, a bill to authorize the County Commissioners of Moore County to increase the pay of the local registrar of vital statistics. Referred to Committee on local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 238, a bill to amend General Statute 105-275 to exclude from the tax base specially adapted housing owned and used as a residence by a disabled veteran, upon third reading. The bill passes its third reading by roll-call vote, ayes 37, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Daniels, Davis, Garrison, Hardison, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Nye, Odum, Palmer, Renfrow, Royall, Sebo, Lynwood Smith, William Smith, Stallings, Staton, Suddarth, Totherow, Vickery, Walker, Whichard, White, Winters — 37. The bill is ordered sent to the House of Representatives.

S. B. 363, Committee Substitute for S. B. 363, a bill to allow deductions for individual income tax purposes for contributions to individual retirement accounts, individual retirement annuities, or retirement bonds which are deductible for federal income tax purposes and to provide the method of taxing distributions from such accounts, upon third reading. On motion of Senator Kirby, consideration of the Committee Substitute bill is postponed until Friday, May 23.

S. B. 407, Committee Substitute for S. B. 407, a bill to amend Article V of the Constitution of North Carolina to authorize the issuance of revenue bonds to finance or refinance health care facility projects subject to the approval of the electorate, upon second reading. On motion of Senator Staton, consideration of the Committee Substitute bill is postponed until Monday, May 19.

S. B. 408, a bill authorizing the North Carolina Medical Care Commission to finance, refinance, construct, provide and acquire and otherwise undertake health care facilities, upon second reading. On motion of Senator Staton, consideration of the bill is postponed until Monday, May 19.

S. B. 450, a bill to permit counties to assist in the financing of improvements to rural subdivision and residential streets and to levy special assessments therefor, as amended, upon second reading. On motion of Senator Garrison, consideration of the bill, as amended, is postponed until Wednesday, May 21.

S. B. 490, a bill to amend General Statute 115-87 authorizing the clerk of superior court to act as an arbitrator in the event of a disagreement between county or city boards of education and the tax levying authorities as to the amount of the current expense fund, the capital outlay fund, and
the debt service fund, as amended, upon second reading. On motion of Senator Suddarth, consideration of the bill, as amended, is postponed until Thursday, May 22, to be placed following H. B. 47 on the Calendar.

S. B. 634, a bill to lengthen the segment of the South Fork, New River, in Ashe and Alleghany Counties included in the North Carolina Natural and Scenic River System, upon third reading. Senator Lynwood Smith offers Amendment No. 2. On motion of Senator Staton, consideration of the bill and pending amendment is postponed until Monday, May 19.

S. B. 659, Committee Substitute for S. B. 659, a bill to create the New Bern Academy Historical Commission. The Committee Substitute bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 716, a bill to amend Chapter 162A of the General Statutes by adding thereto a new section numbered General Statute 162A-77.1 to authorize elections upon the question of mergers of metropolitan sewerage districts into cities or towns, upon second reading. On motion of Senator Allsbrook, consideration of the bill is postponed until Thursday, May 22.

S. B. 719, a bill to amend the Local Government Bond Act to provide that providing facilities for the production of gas is a purpose for which bonds may be issued by a city and to amend General Statute 160A-311 to provide that the term "public enterprise" includes gas production, storage and transmission systems, upon second reading. The bill passes its second reading by roll-call vote, ayes 34, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Childers, Combs, Davis, Garrison, Hardison, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Mauney, Odom, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Suddarth, Vickery, Walker, Whichard, White, Winters—34. The bill remains on the Calendar.

S. B. 747, a bill to increase the replacement period required for the deferral of tax on the gain realized on the sale of a principal residence, upon second reading. On motion of Senator Kirby, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 30, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Britt, Childers, Combs, Davis, Garrison, Harris, Henley, Hill, Jernigan, Kirby, Lackey, Marion, Mauney, Nye, Odom, Palmer, Renfrow, Royall, Lynwood Smith, McNeill Smith, Staton, Suddarth, Vickery, Walker, Whichard, White, Winters—30. The bill remains on the Calendar.

S. J. R. 748, a joint resolution congratulating and commending the North Carolina Restaurant Association, Inc., for sponsoring Coffee Day to raise funds for crippled children and adults in North Carolina through the Easter Seal Society. Passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.
S. B. 751, a bill to authorize the City of Charlotte to levy a privilege tax on hotels and motels measured by gross receipts from room rentals, upon third reading. On motion of Senator McDuffe, consideration of the bill is postponed until Wednesday, May 21.

S. B. 774, a bill to limit the amount of individual and corporate income tax deduction for North Carolina dividends to fifteen thousand dollars ($15,000) and to amend certain intangibles tax provisions to conform thereto, upon second reading. On motion of Senator Kirby, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 34, noes 1, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Daniels, Davis, Garrison, Hardison, Henley, Hill, Jernigan, Kirby, Lackey, Mauney, Nye, Odom, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Staton, Suddarth, Totherow, Vickery, Walker, Whichard, White, Winters — 34. Voting in the negative is: Senator William Smith — 1. Without objection, the bill, as amended, is placed on the Calendar for Wednesday, May 21.

H. B. 47, Committee Substitute for H. B. 47, a bill to be known as the School Budget and Fiscal Control Act, as amended, upon second reading. On motion of Senator Kirby, consideration of the Committee Substitute bill, as amended, is postponed until Thursday, May 22, and is made Special Order No. 1 of the day.

H. B. 193, a bill to provide that schools in Wake County may operate raffles to raise funds. Passes its second and third readings and is ordered enrolled. Senator William Smith requests to be recorded voting "aye."

H. B. 484, Committee Substitute for H. B. 484, a bill to provide funds for the operation of the Financial Security Section of the Department of Motor Vehicles, upon second reading. The Committee Substitute bill passes its second reading by roll-call vote, ayes 32, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Daniels, Davis, Garrison, Hardison, Henley, Hill, Kirby, Lackey, Mauney, Nye, Odom, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Suddarth, Totherow, Vickery, Walker, Whichard, White, Winters — 32. The Committee Substitute bill remains on the Calendar.

H. B. 569, Committee Substitute for H. B. 569, a bill to promote public safety by requiring house movers to be licensed, upon second reading. Senator Hardison offers Amendment No. 1 which is adopted. The Committee Substitute bill, as amended, passes its second reading by roll-call vote, ayes 33, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Daniels, Davis, Garrison, Hardison, Harris, Henley, Hill, Jernigan, Kirby, Lackey, Mauney, Nye, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Totherow, Vickery, Walker, Whichard, Whichard, White, Winters — 33. The Committee Substitute bill remains on the Calendar.
H. B. 728, a bill to approve, confirm and validate the ordinance of the Town of Stoneville providing a thirty percent (30%) discount for all ad valorem taxes levied for the 1974-1975 fiscal year, upon third reading. The bill passes its third reading by roll-call vote, ayes 25, noes 1, as follows: Those voting in the affirmative are: Senators Alford, Bahakel, Britt, Childers, Combs, Daniels, Davis, Garrison, Harris, Henley, Jernigan, Kirby, Marion, Odom, Palmer, Renfrow, Royall, Staton, Suddarth, Totherow, Vickery, Walker, Whichard, White, Winters — 25. Voting in the negative is: Senator Nye — 1. The bill is ordered enrolled.

H. B. 732, a bill relating to the compensation of the members of the Board of Education of Moore County. Passes its second and third readings and is ordered enrolled.

H. B. 740, a bill to provide compensation for the Board of Education of Northampton County. Passes its second and third readings and is ordered enrolled.

H. B. 748, a bill to authorize the Board of Education of Hyde County to convey a certain tract of land to the Sladesville Civic Club. Passes its second and third readings and is ordered enrolled.

H. B. 808, a bill to authorize the qualified voters of the City of Thomasville to determine whether or not alcoholic beverage control stores may legally be operated in said City. On motion of Senator Harris, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 280, an act to amend General Statute 15-200.1 to provide advance written notice for grounds of revocation of probation or suspension and to repeal General Statute 15-200.2.

S. B. 355, an act to amend General Statute 110-118 to provide for the court to decide whether the custody of abused children shall be given to the Director of Social Services.

S. B. 367, an act to amend Article 13-B of the General Statutes to provide therein for solid waste recycling and resource recovery.

S. J. R. 415, a joint resolution directing the Fiscal Research Division of the Legislative Services Commission to conduct an investigation into the propriety of certain State funding relating to the planning and development of Soul City.

S. B. 494, an act to grant cities and towns the right of entry to make surveys-annexation.
S. B. 607, an act to amend the charter of the City of Wilmington.

H. B. 862, an act to amend Chapter 117 of the General Statutes of North Carolina to delete the proviso concerning compensation for directors.

On motion of Senator Henley, the Senate adjourns in honor of Lieutenant Governor James B. Hunt, Jr., celebrating his birthday, to meet Monday at 8:00 P.M.

EIGHTY-NINTH DAY

S. B. 825, by Senator Webster, a bill to provide for the division of ABC profits in the Town of Madison. Referred to Committee on Finance.

S. B. 826, by Senator Gudger, a bill to amend General Statute 7A-31 in order that the State be precluded from petitioning the Supreme Court of North Carolina to review a post conviction proceeding. Referred to Committee on Criminal Justice and Corrections.
On motion of Senator Daniels, the rules are suspended to allow the introduction in tonight's Session of the following local bill:

S. B. 827, by Senator Daniels, a bill to provide a consolidated and revised charter for the Town of Edenton in Chowan County. Referred to Committee on Local Government and Regional Affairs.

S. B. 828, by Senator Allsbrook, a bill to enhance enforcement of the Controlled Substances Act. Referred to Committee on Judiciary I.

S. B. 829, by Senator Allsbrook, a bill to repeal General Statute 14-415.2 and amend General Statute 14-415.1 to prohibit possession of a handgun or pistol for 10 years from date of conviction, or termination of suspended sentence, probation, or parole, whichever is later. Referred to Committee on Judiciary I.

S. B. 830, by Senators Allsbrook and Gudger, a bill to amend General Statute 14-100 to enlarge the definition of false pretense to encompass modern organizations and to prohibit false pretenses concerning future events. Referred to Committee on Judiciary I.

S. B. 831, by Senator Allsbrook, a bill to rewrite the laws relating to perjury and false swearing. Referred to Committee on Judiciary I.

S. B. 832, by Senator Renfrow, a bill relating to prayer for judgments continued in motor vehicle cases. Referred to Committee on Judiciary II.

S. B. 833, by Senators Mills, Alford, Stallings, Garrison, Hardison, Renfrow, and Nye, a bill to reestablish the Committee on Law and Order and to revise its membership to provide more representation for local governments. Referred to Committee on Local Government and Regional Affairs.

S. B. 834, by Senator Britt, a bill to amend General Statute 20-176 to remove an ambiguity in punishment limits for certain offenses. Referred to Committee on Judiciary II.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives.

H. J. R. 1046, a joint resolution congratulating and commending North Carolina Special Olympics, Inc., for sponsoring special olympics for mentally retarded children and adults in North Carolina to provide physical education opportunities. On motion of Senator Scott the House joint resolution is placed on the Calendar immediately preceding S. J. R. 788.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:
H. B. 527, a bill to abolish the office of coroner in Alamance County. Referred to Committee on Local Government and Regional Affairs.

H. B. 756, Committee Substitute for H. B. 756, a bill to amend General Statute 14-78 to provide larceny of ungathered crops shall be punishable by a fine of not less than two hundred fifty dollars ($250.00). Referred to Committee on Judiciary I.

H. B. 828, a bill defining “freeholder” for Sanitary District Incorporation purposes. Referred to Committee on State Government.

H. B. 881, a bill to annex certain areas to the Town of Aberdeen. Referred to Committee on Local Government and Regional Affairs.

H. B. 917, a bill to prevent facilitation of the unlawful taking of game with the aid of boats by means of placing restrictions upon the transportation of game aboard motor-propelled vessels in the waterways, rivers, creeks or streams lying within the boundaries of Northampton, Cumberland, Gates, and Hertford Counties. Referred to Committee on Wildlife.

H. B. 939, a bill to amend Chapter 408 of Session Laws of 1971 relating to the Kannapolis Firemen’s Supplemental Retirement Fund. Referred to Committee on Local Government and Regional Affairs.

H. B. 941, a bill to amend General Statute 66-84 so as to include Johnston County under Article 17, Chapter 66 “Closing-out Sales.” Referred to Committee on Judiciary I.

H. B. 943, a bill to provide for a referendum on the question of partisan or nonpartisan elections in the City of Charlotte. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 108, a bill to place Pender County under the general laws of the State with respect to hunting. On motion of Senator William Smith, consideration of the bill is postponed until tomorrow, May 20.

S. B. 337, a bill to amend Article 4 of the Revenue Act relative to income tax to provide a credit for ad valorem tax paid on manufacturers' inventories, upon second reading. On motion of Senator Staton, consideration of the bill is postponed until Wednesday, May 21.

S. B. 357, Committee Substitute for S. B. 357, a bill to rewrite Chapter 52A of the General Statutes entitled “Uniform Reciprocal Enforcement of Support Act,” upon second reading. Senator Gudger offers Amendment No. 1 which is adopted. Senator Suddarth offers Amendment No. 2 which is adopted. The Committee Substitute bill, as amended, passes its second reading by roll-call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Barker, Britt,
Childers, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Staton, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White — 42. On motion of Senator Allsbrook, further consideration of the Committee Substitute bill, as amended, is postponed until Wednesday, May 21.

S. B. 407, Committee Substitute for S. B. 407, a bill to amend Article V of the Constitution of North Carolina to authorize the issuance of revenue bonds to finance or refinance health care facility projects subject to the approval of the electorate, upon second reading. Senator Staton offers Amendment No. 1 which is adopted. Senator Staton moves that the vote by which Amendment No. 1 was adopted be reconsidered, which motion prevails. Senator Staton withdraws Amendment No. 1. The Committee Substitute bill passes its second reading by roll-call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Webster, Whichard, White, Winters — 44. On motion of Senator Staton, the rules are suspended and the Committee Substitute bill is considered upon third reading. The Committee Substitute bill passes its third reading by roll-call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Renfrow, Royall, Scott, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Whichard, White, Winters — 42. Senator Staton moves that the vote by which the Committee Substitute bill passed its third reading be reconsidered, which motion prevails and it remains on the Calendar upon third reading.

S. B. 408, a bill authorizing the North Carolina Medical Care Commission to finance, refinance, construct, provide and acquire and otherwise undertake health care facilities, upon second reading. The bill passes its second reading by roll-call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Renfrow, Royall, Scott, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Webster, Whichard, White, Winters — 42. The bill remains on the Calendar.

S. B. 719, a bill to amend the Local Government Bond Act to provide that providing facilities for the production of gas is a purpose for which bonds may be issued by a city and to amend General Statute 160A-311 to provide
that the term "public enterprise" includes gas production, storage and transmission systems, upon third reading. The bill passes its third reading by roll-call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Barker, Childers, Combs, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Mauney, Mills, Moore, Nye, Odom, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White — 41. The bill is ordered sent to the House of Representatives.

S. B. 747, a bill to increase the replacement period required for the deferral of tax on the gain realized on the sale of a principal residence, as amended, upon third reading. Senator Mills moves that consideration of the bill, as amended, be postponed until Monday, June 9, which motion fails to prevail. The bill, as amended, passes its third reading by roll-call vote, ayes 37, noes 5, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Barker, Childers, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Moore, Nye, Odom, Palmer, Renfrow, Royall, Scott, McNeill Smith, William Smith, Staton, Strickland, Suddarth, Vickery, Walker, Walsh, Webster, White, Winters — 37. Those voting in the negative are: Senators Combs, Mills, Lynwood Smith, Stallings, Totherow — 5. The bill, as amended, is ordered engrossed and sent to the House of Representatives.

H. B. 484, Committee Substitute for H. B. 484, a bill to provide funds for the operation of the Financial Security Section of the Department of Motor Vehicles, upon third reading. The Committee Substitute bill passes its third reading by roll-call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Barker, Childers, Combs, Daniels, Davis, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kirby, Lackey, Marion, Mauney, Moore, Nye, Odom, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, White, Winters — 39. The Committee Substitute bill is ordered enrolled.

H. B. 516, a bill to make Chapter 895 of the 1967 Session Laws applicable to Forsyth County upon second reading. The bill passes its second reading by roll-call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Childers, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Renfrow, Royall, Scott, William Smith, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White — 36. The bill remains on the Calendar.

H. B. 523, a bill to define the corporate boundaries of the Town of East Arcadia, upon second reading. The bill passes its second reading by roll-call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Childers, Combs, Daniels, Davis,

H. B. 547, a bill to allow the Sheriff of Lee County a fee of two dollars and fifty cents ($2.50) for weapons permits, upon second reading. Senator Davis offers Amendment No. 1 which is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 35, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Hill, Jernigan, Kincaid, Kirby, Lackey, Mauney, Moore, Nye, Odom, Palmer, Renfrow, Royall, Scott, Sebo, McNeill Smith, William Smith, Staton, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White — 35. The bill, as amended, remains on the Calendar.

H. B. 566, a bill to amend the charter of the City of Rocky Mount, upon second reading. The bill passes its second reading by roll-call vote, ayes 34, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Barker, Childers, Combs, Crawford, Daniels, Davis, Garrison, Hardison, Harrington, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Moore, Nye, Odom, Palmer, Renfrow, Scott, Sebo, McNeill Smith, William Smith, Staton, Suddarth, Totherow, Walker, Walsh, Webster, Whichard, White — 34. The bill remains on the Calendar.

H. B. 569, Committee Substitute for H. B. 569, a bill to promote public safety by requiring house movers to be licensed, as amended, upon third reading. The Committee Substitute bill, as amended, passes its third reading by roll-call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Barker, Britt, Childers, Combs, Daniels, Davis, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, White, Winters — 42. The Committee Substitute bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 583, a bill to authorize Forsyth County to repair, remodel and renovate the Forsyth County Courthouse. Passes its second and third readings and is ordered enrolled. Senator Totherow requests to be recorded voting "no."

H. B. 615, a bill to allow creditable service in the North Carolina Local Governmental Employees' Retirement System for certain employees of Granville County. Passes its second and third readings and is ordered enrolled.

H. B. 646, a bill to make the prohibition against the practice of phrenology, palmistry, fortune-telling or clairvoyance applicable to Lenoir County. Passes its second and third readings and is ordered enrolled.
H. B. 670, a bill to authorize the Town of Southern Pines to affix a lien against residential property upon petition of the owner for improvements in association with the Town's community development program, upon second reading. The bill passes its second reading by roll-call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Barker, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Mauney, Moore, Nye, Odom, Palmer, Renfrow, Royall, Scott, McNeill Smith, William Smith, Staton, Suddarth, Totherow, Walker, Walsh, Webster, Whichard, White — 36. The bill remains on the Calendar.

H. B. 681, a bill to provide for the salaries and travel expenses of the members of the Board of Education of Currituck County. Passes its second and third readings and is ordered enrolled.

H. B. 730, a bill to revise and consolidate the charter of the Town of Spindale and to repeal prior charter Acts, upon second reading. On motion of Senator Davis, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 35, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Barker, Childers, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Henley, Jernigan, Kincaid, Kirby, Lackey, Mauney, Mills, Moore, Nye, Odom, Palmer, Renfrow, Royall, Scott, McNeill Smith, William Smith, Stallings, Staton, Suddarth, Totherow, Walker, Walsh, Webster, Whichard, White — 35. The bill, as amended, remains on the Calendar.

H. B. 734, a bill creating the Asheville-Buncombe Local Government Study Commission. The bill passes its second reading and on objection of Senator Gudger to its third reading, remains on the Calendar.

H. B. 737, a bill to amend Chapter 1155 of the 1971 Session Laws relating to the Supplementary Pension Fund for Firemen in the City of Sanford. Passes its second and third readings and is ordered enrolled.

H. B. 767, a bill to amend Chapter 1273, Session Laws 1953, as amended by Chapter 245, Session Laws of 1961. Passes its second and third readings and is ordered enrolled.

H. B. 793, a bill to amend Chapter 346 of the 1973 Session Laws to make said Chapter apply to the Town of Tarboro, upon second reading. On motion of Senator Allsbrook, consideration of the bill is postponed until tomorrow, May 20.

H. B. 795, a bill to authorize the County of Moore to use the procedure specified in Article 9, Chapter 136, in acquiring land by condemnation, upon second reading. On motion of Senator Davis, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 34, noes 2, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Barker, Childers, Combs, Daniels, Davis, Garrison, Hardison, Harris, Hill, Jernigan, Kirby, Lackey, Moore, Nye, Odom, Palmer, Renfrow, Royall, Scott, Sebo, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Walker, Walsh, Webster, Whichard,
White, Winters — 34. Those voting in the negative are: Senators Kincaid, Mauney — 2. The bill, as amended, remains on the Calendar.

H. B. 806, a bill to amend Chapter 141 of the 1961 Session Laws to enlarge the purposes for which the Stanly County “Industrial Development Commission” may be created, to enlarge the authority of said Commission and to eliminate the use of intangibles tax funds as a source of revenue for funding the operation of said Commission. Passes its second and third readings and is ordered enrolled.

H. B. 817, a bill to amend Chapter 669 of the Session Laws of 1943 so as to include the county finance officer as a member of the Board of Trustees for the Retirement System of New Hanover County, North Carolina. Passes its second and third readings and is ordered enrolled.

H. B. 821, a bill to provide staggered terms of two and four years for the Pamlico County Board of Commissioners. Passes its second and third readings and is ordered enrolled.

H. B. 847, a bill to provide for the nomination and election of the Board of Education of Union County. Senator Davis moves that the amendment offered in Committee do lie upon the table, which motion prevails, and the amendment lies upon the table. The bill passes its second and third readings and is ordered enrolled.

H. B. 873, a bill to provide for the compensation of members of the Edgecombe County Board of Education and the Tarboro City Board of Education. On motion of Senator White, consideration of the bill is postponed until tomorrow, May 20.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 281, an act to amend Chapter 14 of the General Statutes to make it an offense for an inmate to take hostages.

S. B. 282, an act to amend Chapter 14 of the General Statutes to make it an offense for an inmate to possess a weapon capable of inflicting serious bodily injury or death.

S. B. 469, an act to provide for and establish election and appointment procedures for members of the City of Clinton School Administrative Unit.

S. B. 591, an act to delete Orange County from the provisions of General Statute 14-401.5 prohibiting the practice of phrenology and similar activities.

S. B. 626, an act to authorize the governing body of the Town of Highlands to accept funds and to establish and administer a scholarship program for graduates of Highlands High School.

S. B. 709, an act to abolish the office of coroner in Franklin County.
S. J. R. 807, a joint resolution honoring the life, memory and service of Carlton F. Edwards.

H. B. 65, an act to amend General Statute 44-69.1 to apply to cotton and grains and thereby limit the time for liens on same.

H. B. 70, an act to amend Chapter 36, Article 1, of the General Statutes of North Carolina which restricts the investments which guardians, executors, administrators, or others acting in a fiduciary capacity may make.

H. B. 155, an act to amend Chapter 163 of the General Statutes relating to campaign contributions.

H. B. 342, an act to make current General Statute 47-95, validating certain notarial acts.

H. B. 400, an act to amend the adoptions law to provide that a parent shall not be a necessary party to adoption proceeding initiated subsequent to termination of his parental rights by a district court.

H. B. 404, an act to prohibit the buying and selling of children for adoption and to prohibit advertisements soliciting children for adoption.

H. B. 478, an act to amend General Statute 122-58.7(c) to authorize alleged inebriates to waive counsel at involuntary commitment hearings.

H. B. 544, an act to authorize the Granville County Board of Commissioners to enter into contracts not to exceed the total amount of forty thousand dollars ($40,000) for the purpose of repair and renovation of the clerk of court and register of deeds office.

H. B. 554, an act to allow the people of Brunswick County to decide by referendum whether the county seat, the courthouse, and all other buildings and agencies of Brunswick County should be relocated from Southport to the general vicinity of Supply and Bolivia and to establish guidelines for the relocation.

H. B. 577, an act to amend General Statute 20-118 pertaining to truck axle weights.

H. B. 579, an act to provide alternate methods of service of process in certain motor vehicle liability insurance matters.

H. B. 594, an act to preclude local governments from imposing privilege license taxes upon manufacturers, producers, bottlers and distributors of soft drinks.

H. J. R. 660, a joint resolution commending the basketball, baseball and wrestling teams of North Carolina A & T State University.

H. B. 683, an act to revise and transfer General Statute 147-52 to a new section General Statute 7A-14.

H. B. 728, an act to approve, confirm and validate the ordinance of the Town of Stoneville providing a thirty percent (30%) discount for all ad valorem taxes levied for the 1974-1975 fiscal year.
H. B. 732, an act relating to the compensation of the members of the Board of Education of Moore County.

H. B. 733, an act to amend General Statute 18A-2 to define passenger area of a motor vehicle.

H. J. R. 738, a joint resolution honoring the memory of Lelia Viola Patterson.

H. B. 740, an act to provide compensation for the Board of Education of Northampton County.

H. B. 748, an act to authorize the Board of Education of Hyde County to convey a certain tract of land to the Sladesville Civic Club.

H. B. 771, an act to replace annual malt beverage and wine permits with permanent permits.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 12:00 Noon.

NINetieth DAY

SENATE CHAMBER,
Tuesday, May 20, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Jernigan and Staton for today, and to Senator White for tomorrow, May 21. Leaves of absence previously granted to Senators Alexander, Bahakel, and McDuffie are noted.

On motion of Senator Moore, the election of the members of the Board of Governors of the University of North Carolina is set on the Calendar for Thursday, May 22, and is made Special Order No. 2 of the day.

H. B. 445, Committee Substitute for H. B. 445, a bill to amend Article 2A of Chapter 45 to provide notice and hearing prior to mortgage foreclosure sales, is, on motion of Senator Allsbrook, taken from the Committee on Judiciary I and re-referred to the Committee on Judiciary II.
REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator White, for the Committee on Agriculture:

S. B. 598, a bill to make it a criminal offense to adulterate grains meant for human or animal consumption, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator White, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

By Senator Royall, for the Committee on Human Resources:

H. B. 763, a bill to amend Schedule IV of the Controlled Substances Act to include certain new substances therein, with a favorable report.

H. B. 777, a bill to amend General Statute 130-14.1 relating to the dissolution of a district health department, with a favorable report.

By Senator Allsbrook, for the Committee on Judiciary I:

S. B. 615, a bill to define false imprisonment and prescribe the punishment therefor, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Allsbrook, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 824, a bill to make it unlawful to impede the steady flow of traffic on dual lane highways, with a favorable report.

H. B. 146, a bill to amend General Statute 1-69.1 to allow partnerships to be sued or to sue in their common name, with a favorable report.

H. B. 443, a bill to make blood tests for determining paternity conclusive where they are uncontroverted and reliably conducted, with a favorable report.

By Senator Britt, for the Committee on Judiciary II:

S. B. 823, a bill to amend Chapter 132 of the General Statute of North Carolina to exclude attorney-client communications to public boards and agencies from the application of the Chapter, with a favorable report.

H. B. 851, a bill to amend the Rules of Civil Procedure to provide an alternate method for service of process by registered or certified mail, with a favorable report.

H. B. 908, a bill to validate certain foreclosure sales taking place prior to March 1, 1974, with a favorable report.

By Senator Lynwood Smith, for the Committee on Manufacturing, Labor and Commerce:

S. B. 482, a bill to be known as the Uniform Wage Payment Law of North Carolina, without prejudice.
S. B. 806, a bill to limit Department of Correction in establishment and supervision of manufacturing and industry, with a favorable report.

H. R. 541, a bill to be known as the Uniform Wage Payment Law of North Carolina, with a favorable report, as amended.

By Senator Harrington, for the Committee on Transportation:

H. R. 326, a bill to enforce height restrictions on passenger vehicles, with a favorable report.

**INTRODUCTION OF BILLS AND RESOLUTIONS**

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 835, by Senator Allsbrook, a bill to amend Article 30 of Chapter 14 of the General Statutes to make it unlawful to obstruct justice by interfering with evidence of criminal conduct. Referred to Committee on Judiciary I.

S. B. 836, by Senator Allsbrook, a bill to create the offense of making false statements of identity to law enforcement officers in the course of an investigation. Referred to Committee on Judiciary I.

S. B. 837, by Senator Allsbrook, a bill to increase the penalty for larceny of firearms and other deadly weapons without regard for value. Referred to Committee on Judiciary I.

S. B. 838, by Senator Allsbrook, a bill to amend the law relating to gambling and lotteries. Referred to Committee on Judiciary I.

On motion of Senator Strickland, the rules are suspended to allow the introduction in today's Session of the following local bill:

S. B. 839, by Senator Strickland, a bill to incorporate the village of Walnut Creek in Wayne County subject to an election. Referred to Committee on Local Government and Regional Affairs.

S. B. 840, by Senators Strickland, Britt, Henley, Hardison, Mills, Whichard, Suddarth, Kirby, Royall, William Smith, Garrison, Vickery, Hill, and Renfrow, a bill to postpone the effective date of Chapter 1286 of the 1973 Session Laws to September 1, 1975. Referred to Committee on Judiciary II.

S. J. R. 841, by Senators Royall, Harris, Hardison, Staton, Lackey, Bahakel, Totherow, Crawford, and Strickland, a joint resolution authorizing the 1975 General Assembly to adopt an annual budget for fiscal year 1975-76 and authorizing a Second Session in 1976 for the adoption of a separate budget for fiscal year 1976-77. Referred to Committee on Appropriations.

S. B. 842, by Senator Gudger, a bill to make certain conforming amendments on General Statute 148-45 relating to escapees from North Carolina's prisons. Referred to Committee on Criminal Justice and Corrections.
S. B. 843, by Senator Gudger, a bill to require the district court to hold a hearing to determine whether an adjudicated juvenile's conditional release should be revoked. Referred to Committee on Criminal Justice and Corrections.

S. B. 844, by Senators Odom, Sebo, Mills, McNeill Smith, Crawford, and William Smith, a bill to require a private examination of a husband prior to conveyance of real estate to his wife. Referred to Committee on Judiciary II.

S. J. R. 845, by Senators Hill, Mills, Daniels, Palmer, Gudger, Alford, Moore, Combs, Webster, Mauney, Childers, Vickery, Kincaid, Walker, Suddarth, Royall, Totherow, Davis, Walsh, Harrington, Hardison, Lackey, Sebo, Britt, Allsbrook, Strickland, Renfrow, Whichard, Odom, Kirby, White, Garrison, Lynwood Smith, and Marion, a joint resolution creating a special committee to determine the necessity and feasibility of conducting a study on work efficiency in State government agencies. Referred to Committee on Rules and Operation of the Senate.

S. B. 846, by Senator Webster, a bill to amend General Statute 105-116 to provide that the six per cent gross receipts tax shall not be applicable to proceeds of drilling and exploration surcharges collected by natural gas utilities under rules of the Utilities Commission. Referred to Committee on Public Utilities and Energy.

S. B. 847, by Senator Davis, a bill to tax jointly held property for inheritance tax purposes according to whoever furnished the consideration therefore, and to exempt from the gift tax conveyances between husband and wife creating tenancy by the entirety. Referred to Committee on Judiciary II.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 18, Committee Substitute for S. B. 18, a bill to authorize absentee ballots in municipal elections, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, May 21.

S. B. 117, Committee Substitute for S. B. 117, a bill to be known as the renunciation of transfers by will, intestacy, appointment or insurance contract act, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, May 21.

S. B. 322, a bill to transfer the North Carolina Criminal Justice Training and Standards Council to the Department of Justice, for concurrence in the House amendments, which is placed on the Calendar for tomorrow, May 21.

S. B. 750, a bill relating to raffles and the games of "bingo" and "skilo" in Mecklenburg County, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, May 21.
H. J. R. 672, a joint resolution urging State agencies, departments and institutions to purchase a proportionate share of all supplies, commodities and services from small businesses in the State of North Carolina. Referred to Committee on Rules and Operation of the Senate.

H. B. 886, a bill to bring persons sixty-five years of age or older within the provisions of the Minimum Wage Act. Referred to Committee on Manufacturing, Labor and Commerce.

H. J. R. 887, a joint resolution congratulating David Thompson, North Carolina State University basketball player. Referred to Committee on Rules and Operation of the Senate.

H. B. 913, a bill to prevent killing cougars and to establish a penalty for violation. Referred to Committee on Wildlife.

H. B. 950, a bill to allow the Sheriff of Caldwell County a fee of two dollars and fifty cents ($2.50) for weapons permits. Referred to Committee on Local Government and Regional Affairs.

H. B. 970, a bill to prohibit hunting from any highway right-of-way maintained by the State and to prohibit deer hunting with a centerfire rifle in Chatham County. Referred to Committee on Wildlife.

H. B. 971, a bill to close temporarily the deer season in Chatham County. Referred to Committee on Wildlife.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

SPECIAL ORDER NO. 1

S. B. 572

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being S. B. 572, a bill to be known as the North Carolina No-fault Insurance Act. On motion of Senator Barker, Committee Amendments No. 1, No. 2, No. 3, No. 4, No. 5, No. 6, and No. 7 are adopted. Senator Nye offers Amendment No. 8 which he subsequently withdraws. Senator Nye offers Amendment No. 9 which fails of adoption. Senator Kincaid offers Amendment No. 10 which fails of adoption. Senator McNeill Smith offers Amendment No. 11 which fails of adoption. The bill, as amended, passes its second reading. On objection of Senator Nye to its third reading the bill, as amended, remains on the Calendar.

S. B. 101, Committee Substitute for S. B. 101, a bill to authorize community evaluation committees to advise district judges in certain juvenile cases, as amended, upon third reading. Senator Childers offers Amendment No. 2 which is adopted. On motion of Senator Royall, the Committee Substitute bill, as amended, is re-referred to the Committee on Appropriations.
S. B. 108, a bill to place Pender County under the general laws of the State with respect to hunting. On motion of Senator William Smith, the Committee amendment is adopted. Senator William Smith offers Amendment No. 2 which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 110, a bill to amend Chapter 15 of the General Statutes of North Carolina by the addition of Section 15-197.1 permitting a criminal defendant to be sentenced to a term of special probation, for concurrence in the House amendment. On motion of Senator Gudger, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 407, Committee Substitute for S. B. 407, a bill to amend Article V of the Constitution of North Carolina to authorize the issuance of revenue bonds to finance or refinance health care facility projects subject to the approval of the electorate, upon third reading. The Committee Substitute bill passes its third reading by roll-call vote, ayes 35, noes 1, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Barker, Britt, Childers, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Henley, Hill, Kirby, Lackey, Mauney, Nye, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Webster, Whichard, White — 35. Voting in the negative is: Senator Crawford — 1. The Committee Substitute bill is ordered sent to the House of Representatives.

S. B. 408, a bill authorizing the North Carolina Medical Care Commission to finance, refinance, construct, provide and acquire and otherwise undertake health care facilities, upon third reading. The bill passes its third reading by roll-call vote, ayes 36, noes 1, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Britt, Childers, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Henley, Hill, Kirby, Lackey, Mauney, Mills, Moore, Odom, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Webster, Whichard, White — 36. Voting in the negative is: Senator Crawford — 1. The bill is ordered sent to the House of Representatives.

S. B. 449, a bill to specify the period in which claims against cities must be presented and actions based thereon commenced, for concurrence in the House amendment. On motion of Senator Davis, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 514, a bill to provide that the primary election shall be held in August and to make appropriate changes in the election laws, as amended, upon third reading. Senator Moore substitutes Amendment No. 7 offered May 14. On motion of Senator Davis, consideration of the bill, as amended, and pending amendment is postponed until tomorrow, May 21, and is made Special Order No. 2 of the day.
S. B. 537, a bill to amend the Presidential Primary Act, as amended, upon third reading. On motion of Senator Davis, consideration of the bill, as amended, is postponed until tomorrow, May 21, and is made Special Order No. 3 of the day.

S. B. 598, Committee Substitute for S. B. 598, a bill to make it a criminal offense to adulterate grains meant for human or animal consumption. On motion of Senator White, the Committee Substitute bill is adopted and on his motion is re-referred to the Committee on Finance.

S. B. 615, Committee Substitute for S. B. 615, a bill to define false imprisonment and felonious restraint and prescribe the punishment therefor. On motion of Senator Allsbrook, the Committee Substitute bill is adopted and is placed on the Calendar for Thursday, May 22.

S. B. 634, a bill to lengthen the segment of the South Fork, New River, in Ashe and Alleghany Counties included in the North Carolina Natural and Scenic River System, upon third reading. Senator Lynwood Smith moves that the bill with pending amendment be re-referred to the Committee on Natural and Economic Resources which motion fails to prevail. Amendment No. 2 offered May 16 fails of adoption. Senator Marion offers Amendment No. 3. On motion of Senator Moore, Amendment No. 3 is divided under Rule 28. On motion of Senator Moore, consideration of the bill and pending amendment is placed on the Calendar for Thursday, May 22, and is made Special Order No. 3 of the day.

S. B. 751, a bill to authorize the City of Charlotte to levy a privilege tax on hotels and motels measured by gross receipts from room rentals, upon third reading. On motion of Senator Moore, consideration of the bill is postponed until Thursday, May 22.

H. B. 516, a bill to make Chapter 895 of the 1967 Session Laws applicable to Forsyth County, upon third reading. The bill passes its third reading by roll-call vote, ayes 30, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Barker, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Henley, Hill, Kincaid, Kirby, Lackey, Marion, Moore, Nye, Odom, Palmer, Renfrow, Royall, Lynwood Smith, William Smith, Stallings, Totherow, Walsh, White — 30. The bill is ordered enrolled.

H. B. 523, a bill to define the corporate boundaries of the Town of East Arcadia, upon third reading. The bill passes its third reading by roll-call vote, ayes 26, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Barker, Childers, Combs, Crawford, Davis, Garrison, Gudger, Hardison, Hill, Kirby, Lackey, Marion, Moore, Nye, Odom, Palmer, Renfrow, Royall, Lynwood Smith, William Smith, Stallings, Totherow, Walsh, White — 26. The bill is ordered enrolled.

H. B. 547, a bill to allow the Sheriff of Lee County a fee of two dollars and fifty cents ($2.50) for weapons permits, as amended, upon third reading. The bill, as amended, passes its third reading by roll-call vote,
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ays 35, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Britt, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Henley, Hill, Kinceaid, Kirby, Lackey, Marion, Moore, Nye, Odom, Palmer, Renfrow, Royall, Lynwood Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Whichard, White, Winters — 35. The bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 566, a bill to amend the charter of the City of Rocky Mount, upon third reading. The bill passes its third reading by roll-call vote, ayes 33, noes 0, as follows: Those voting in the affirmative are: Senators Allsbrook, Barker, Britt, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Henley, Hill, Kirby, Lackey, Marion, Moore, Nye, Odom, Palmer, Renfrow, Royall, Sebo, Lynwood Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Walsh, Webster, Whichard, White — 33. The bill is ordered enrolled.

H. B. 589, a bill to provide a fee for the filing of reinstatements of articles of incorporation, upon second reading. The bill passes its second reading by roll-call vote, ayes 33, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Henley, Hill, Kirby, Lackey, Marion, Mauney, Moore, Odom, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Strickland, Suddarth, Totherow, Vickery, Walker, Webster, Whichard — 33. The bill remains on the Calendar.

H. B. 670, a bill to authorize the Town of Southern Pines to affix a lien against residential property upon petition of the owner for improvements in association with the Town’s community development program, upon third reading. The bill passes its third reading by roll-call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Barker, Britt, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Henley, Hill, Kinceaid, Kirby, Lackey, Marion, Nye, Odom, Palmer, Renfrow, Royall, Sebo, Lynwood Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White — 36. The bill is ordered enrolled.

H. B. 730, a bill to revise and consolidate the charter of the Town of Spindale and to repeal prior charter acts, as amended, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 35, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Henley, Hill, Kirby, Lackey, Marion, Mauney, Mills, Nye, Odom, Palmer, Renfrow, Royall, Sebo, Lynwood Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White — 35. The bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendment.
H. B. 734, a bill creating the Asheville-Buncombe Local Government Study Commission, upon third reading. The bill passes its third reading and is ordered enrolled.

H. B. 793, a bill to amend Chapter 346 of the 1973 Session Laws to make said Chapter apply to the Town of Tarboro, upon second reading. The bill passes its second reading by roll-call vote, ayes 34, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Barker, Britt, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Henley, Hill, Kirby, Lackey, Marion, Mauney, Moore, Palmer, Renfrow, Royall, Sebo, Lynwood Smith, William Smith, Stallings, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White — 34. The bill remains on the Calendar.

H. B. 795, a bill to authorize the County of Moore to use the procedure specified in Article 9, Chapter 136, in acquiring land by condemnation, as amended, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Barker, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Henley, Hill, Kirby, Lackey, Marion, Mills, Moore, Nye, Odom, Palmer, Renfrow, Royall, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Strickland, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White — 36. The bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 831, a bill to adjust Department of Motor Vehicles' registration fees to recover cost, upon second reading. The bill passes its second reading by roll-call vote, ayes 28, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Britt, Childers, Combs, Crawford, Davis, Garrison, Gudger, Hardison, Henley, Hill, Kirby, Lackey, Moore, Odom, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Strickland, Suddarth, Totherow, Vickery, Walker, Webster — 28. The bill remains on the Calendar.

H. B. 832, a bill to adjust Driver Training and Safety Education Fund fee, upon second reading. The bill passes its second reading by roll-call vote, ayes 31, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Britt, Childers, Combs, Crawford, Davis, Garrison, Gudger, Hardison, Hill, Kirby, Lackey, Marion, Moore, Odom, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Strickland, Suddarth, Totherow, Vickery, Walker, Webster, Whichard — 31. The bill remains on the Calendar.

H. B. 858, a bill to assess an additional fee of ten dollars ($10.00) for special license plates issued to officials of the judicial, legislative, and administrative branches of State government, upon second reading. The bill passes its second reading by roll-call vote, ayes 30, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Hill, Kirby, Lackey, Marion, Mills, Moore, Odom,

H. B. 873, a bill to provide for the compensation of members of the Edgecombe County Board of Education and the Tarboro City Board of Education. Passes its second and third readings and is ordered enrolled.

On motion of Senator Mills, the Senate adjourns to meet tomorrow at 12:00 Noon.

NINETY-FIRST DAY

SENATE CHAMBER,
Wednesday, May 21, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

A leave of absence granted previously to Senators Alexander and White is noted.

Senator Mills sends forth the Report of the Joint Committee on The Economy which is received by the Senate.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Scott, for the Committee on Appropriations:

S. B. 532, a bill to authorize the construction and the financing, without appropriations from the General Fund, of certain capital improvements projects by constituent institutions of the University of North Carolina, with a favorable report.

By Senator Gudger, for the Committee on Criminal Justice and Corrections:

S. B. 305, a bill to amend General Statute 7A-280 to provide that a child tried in the superior court as an adult and convicted of a felony may be
placed in a residential program administered by the Youth Development
Division, with an unfavorable report.

S. B. 389, a bill to delete the Department of Correction from the pro-
visions of the Administrative Procedure Act and to provide for filing of
Department rules with the Attorney General, with a favorable report.

S. J. R. 606, a joint resolution encouraging the use of inmate labor in
the construction conversion or expansion of prison facilities, with a favor-
able report, as amended.

S. B. 826, a bill to amend General Statute 7A-31 in order that the State
be precluded from petitioning the Supreme Court of North Carolina to
review a post-conviction proceeding, with a favorable report.

By Senator Barker, for the Committee on Insurance:

H. B. 74, Committee Substitute for H. B. 74, a bill to establish a health
care liability reinsurance exchange, with a favorable report. On motion
of Senator Barker, the Committee Substitute bill is placed on the Calendar
for Tuesday, May 27 and is made Special Order No. 1 of the day.

By Senator Britt, for the Committee on Judiciary II:

S. B. 75, Committee Substitute No. 2 for Committee Substitute No. 1 for
S. B. 75, a bill to rewrite the laws pertaining to radiation protection pur-
suant to the recommendations of the Legislative Research Commission
Study on Radiation Hazards, and to amend the riots and civil disorder
laws to include radioactive materials within their purview, with an un-
favorable report as to Committee Substitute No. 1, favorable as to Com-
mittee Substitute No. 2. On motion of Senator Britt, the rules are
suspended and Committee Substitute bill No. 2 is placed on today's Calendar.

By Senator Staton, for the Committee on Natural and Economic Re-
sources:

S. B. 291, a bill to amend General Statute 77-13 and 77-14, which make
it unlawful to obstruct streams and drainage ditches, so as to provide for
their enforcement by officers of the Department of Natural and Economic
Resources, without prejudice. On motion of Senator Staton, the rules
are suspended and the bill is placed before the Senate for immediate con-
sideration. On motion of Senator Staton, the bill is postponed
indefinitely.

S. B. 295, a bill to amend Article 4 of Chapter 113 of the General Statutes,
the protection and development of forests and fire control, and for other
purposes, without prejudice. On motion of Senator Staton, the rules
are suspended and the bill is placed before the Senate for immediate con-
sideration. On motion of Senator Staton, the bill is postponed
indefinitely.

S. B. 636, a bill to amend Section 229 Chapter 113 of the General Statutes
relating to permits to dredge or fill in or about estuarine waters or State
owned lakes, with a favorable report.
S. J. R. 779, a joint resolution to insure vehicular access and guest privileges to Currituck County outer banks property owners and lessees across Back Bay Wildlife Refuge until completion of permanent access from Currituck County outer banks to Currituck County mainland, with a favorable report, as amended.

S. B. 782, a bill to authorize cities and counties to create environmental quality advisory boards, with a favorable report.

H. B. 387, Committee Substitute for H. B. 387, a bill to amend General Statute 77-13 and General Statute 77-14 to provide for enforcement by forest law enforcement officers of the Department of Natural and Economic Resources, with a favorable report.

H. B. 388, a bill to repeal Article 3 of Chapter 113 of the General Statutes, entitled "Private Lands Designated as State Forest," without prejudice. On motion of Senator Staton, the rules are suspended and the bill is placed before the Senate for immediate consideration. On motion of Senator Staton, the bill is postponed indefinitely.

H. B. 389, Committee Substitute for H. B. 389, a bill to amend Article 4, Chapter 113 of the General Statutes relating to the protection and development of forests and fire control, and for other purposes, with a favorable report.

By Senator McNeill Smith, for the Committee on State Government:

S. B. 424, a bill to prohibit employment of consultants by State agencies without approval of the Governor, with a favorable report, as amended.

S. B. 588, a bill to amend Chapter 130 of the General Statutes of North Carolina to protect the right of all citizens to attend public meetings in government buildings, with an unfavorable report.

S. B. 728, a bill to amend General Statute 122A-5(1), General Statute 122A-5(3) and General Statute 122A-5.1(c), such Sections being a part of the North Carolina Housing Finance Agency Act, with a favorable report.

S. B. 773, a bill to provide for continuing review of governmental operations by the General Assembly, with a favorable report.

H. B. 593, a bill to transfer responsibility for forwarding death certificates to the county board of elections from the register of deeds to the State Health Director, with a favorable report.

H. B. 758, a bill to amend General Statute 143-341(4)a. and b. so as to delete the requirement that the Department of Administration must have a metes and bounds description for all land owned or leased by the State and to delete the requirement that the Department's inventory of lands and buildings owned and leased by the State must reflect their condition and current value, with a favorable report.
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. J. R. 848, by Senators Walker, Webster, Sebo, Vickery, McNeill Smith, Childers, Combs, Harris, Suddarth, Odom, William Smith, Hardison, and Winters, a joint resolution calling for a congressional investigation into activities of private industry with respect to coal. Referred to Committee on Public Utilities and Energy.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

H. B. 789, a bill to lengthen the segment of the South Fork, New River, in Ashe and Alleghany Counties included in the North Carolina Natural and Scenic River System. Senator Marion moves that the rules be suspended and the bill be read and placed on the Calendar for tomorrow, May 22, which motion prevails.

HOUSE OF REPRESENTATIVES,
May 21, 1975.

H. B. 789

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return of House Bill 789, "a bill to be entitled an act to lengthen the segment of the South Fork, New River, in Ashe and Alleghany Counties included in the North Carolina Natural and Scenic River System," for further consideration by the House of Representatives.

Respectfully,
GRACE A. COLLINS
Principal Clerk

Senator Marion moves that the Senate deny the request to return the bill to the House of Representatives for further consideration, which motion prevails. A message is ordered sent to the House of Representatives informing that Honorable Body of such action.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 362, a bill to amend General Statute 136-72 to clarify the authority for establishing the maximum safe load carrying capacity of bridges on the State highway system, for concurrence in the House amendments, which is placed on the Calendar for tomorrow, May 22.
H. B. 634, Committee Substitute for H. B. 634, a bill to authorize the Board of Transportation to administer federal programs relating to mass transportation. Referred to Committee on Transportation.

H. B. 648, a bill to be known as the Uniform Boiler and Pressure Vessel Act of North Carolina. Referred to Committee on Manufacturing, Labor and Commerce.

H. B. 946, a bill relating to certain drainage flood control and open space projects and to the exercise of the power of eminent domain in Mecklenburg County. Referred to Committee on Local Government and Regional Affairs.

H. B. 953, a bill relating to punishment for rapes committed prior to the effective date of Chapter 1201, Session Laws of 1973. Referred to Committee on Judiciary I.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

SPECIAL ORDER NO. 1

S. B. 504, Committee Substitute for S. B. 504

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being Committee Substitute for S. B. 504, a bill rewriting Chapter 89 of the General Statutes pertaining to engineering and land surveying, as amended, upon second reading. Senator Suddarth offers Amendment No. 3 which is adopted. Senator Crawford offers Amendment No. 4 which fails of adoption. The Committee Substitute bill, as amended, passes its second reading by roll-call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Jernigan, Kirby, Lackey, Mauney, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Sebo, McNeill Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, Winters — 42. The Committee Substitute bill, as amended, remains on the Calendar.

SPECIAL ORDER NO. 2

S. B. 514

The hour having arrived for the consideration of Special Order No. 2, the President of the Senate lays before the Senate Special Order No. 2, it being S. B. 514, a bill to provide that the primary election shall be held in August and to make appropriate changes in the election laws, as amended, upon third reading. Amendments No. 4, No. 5, and No. 6 offered May 14 are adopted. Senator Britt for Senator Moore withdraws substitute Amendment No. 7 offered May 20. Senator Davis for Senator Moore
substitutes Amendment No. 8 offered May 14 and the substitute amendment is adopted. Amendment No. 9 offered May 14 is withdrawn. Senator Henley moves that Amendment No. 10 do lie upon the table, which motion prevails and Amendment No. 10 lies upon the table. Amendment No. 11 offered May 14 is withdrawn. Senator Staton offers Amendment No. 12. Senator Strickland moves that the bill and amendments do lie upon the table, which motion fails to prevail. Amendment No. 12 is adopted. Senator Davis calls the previous question, seconded by Senator Barker. The call is sustained. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

SPECIAL ORDER NO. 3

S. B. 537

The hour having arrived for the consideration of Special Order No. 3, the President of the Senate lays before the Senate Special Order No. 3, it being S. B. 537, a bill to amend the Presidential Primary Act, as amended, upon third reading. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 75, Committee Substitute No. 2 for Committee Substitute No. 1 for S. B. 75, a bill to rewrite the laws pertaining to radiation protection pursuant to the recommendations of the Legislative Research Commission Study on Radiation Hazards, and to amend the riots and civil disorder laws to include radioactive materials within their purview. On motion of Senator Britt, the Committee Substitute No. 2 bill is adopted and is placed on the Calendar for Friday, May 23.

S. B. 250, a bill to amend the Well Construction Act, General Statute 87-83 et seq.; the Water Use Act, General Statute 143-215.11 et seq.; the Dam Safety Law, General Statute 143-215.23 et seq.; and the Water and Air Quality Reporting Act, General Statute 143-215.63 et seq.; and the civil penalty provisions of Articles 21 and 21B, Chapter 143, North Carolina General Statutes in order to provide enforcement and judicial review procedures similar to and consistent with other parts of Article 21, Chapter 143 of the North Carolina General Statutes administered by the Environmental Management Commission, upon third reading. On motion of Senator Staton, consideration of the bill is postponed until tomorrow, May 22.

S. B. 337, a bill to amend Article 4 of the Revenue Act relative to income tax to provide a credit for ad valorem tax paid on manufacturers' inventories, upon second reading. On motion of Senator Royall, consideration of the bill is postponed until Tuesday, May 27.

S. B. 357, Committee Substitute for S. B. 357, a bill to rewrite Chapter 52A of the General Statutes entitled "Uniform Reciprocal Enforcement of Support Act," as amended, upon third reading. On motion of Senator
Sebo, consideration of the Committee Substitute bill, as amended, is postponed until Friday, May 23, and is made Special Order No. 1 of the day.

S. B. 450, a bill to permit counties to assist in the financing of improvements to rural subdivision and residential streets and to levy special assessments therefor, as amended, upon second reading. On motion of Senator Davis, the bill is re-committed to the Committee on Finance.

S. B. 572, a bill to be known as the North Carolina No-fault Insurance Act, as amended, upon third reading. Senator Barker calls the previous question, seconded by Senator Stallings. The call is sustained. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 750, a bill relating to raffles and the games of "bingo" and "skilo" in Mecklenburg County, for concurrence in the House amendment. On motion of Senator Gudger, consideration of the bill is postponed until tomorrow, May 22.

S. B. 755, a bill to amend General Statute 136-104 to allow life tenants to take the present value of their life estates out of condemnation deposits and final judgment awards. On motion of Senator Kirby, consideration of the bill is postponed until tomorrow, May 22.

S. B. 774, a bill to limit the amount of individual and corporate income tax deduction for North Carolina dividends to fifteen thousand dollars ($15,000) and to amend certain intangibles tax provisions to conform thereto, as amended, upon third reading. On motion of Senator Kirby, consideration of the bill, as amended, is postponed until tomorrow, May 22.

S. J. R. 788, a joint resolution congratulating and commending North Carolina Special Olympics, Inc., for sponsoring special olympics for mentally retarded children and adults in North Carolina to provide physical educational opportunities. On motion of Senator Scott, the joint resolution is postponed indefinitely.

H. B. 421, Committee Substitute for H. B. 421, a bill to amend General Statute 44A-4 and General Statute 20-77 to provide notice and opportunity for hearing prior to lien sales, as amended, upon second reading. The Committee Substitute bill, as amended, passes its second reading by roll-call vote, ayes 35, noes 0, as follows: Those voting in the affirmative are: Senators Allsbrook, Barker, Britt, Childers, Combs, Daniels, Davis, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Lackey, Marion, Mills, Odom, Palmer, Rauch, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Staton, Strickland, Suddarth, Vickery, Walker, Walsh, Webster, Whichard, Winters — 35. The Committee Substitute bill, as amended, remains on the Calendar.

H. B. 589, a bill to provide a fee for the filing of reinstatement of articles of incorporation, upon third reading. On motion of Senator Kirby, consideration of the bill is postponed until tomorrow, May 22.
H. B. 699, a bill to add to General Statute 46-25 a proviso that the life tenant may cut timber only on a finding that such cutting is necessary for good husbandry. On motion of Senator Kirby, consideration of the bill is postponed until tomorrow, May 22.

H. B. 793, a bill to amend Chapter 346 of the 1973 Session Laws to make said Chapter apply to the Town of Tarboro, upon third reading. The bill passes its third reading by roll-call vote, ayes 27, noes 0, as follows: Those voting in the affirmative are: Senators Allsbrook, Britt, Childers, Combs, Daniels, Davis, Hardison, Harris, Jernigan, Lackey, Marion, McDuffie, Odom, Palmer, Rauch, Royall, Scott, Sebo, Lynwood Smith, William Smith, Staton, Strickland, Suddarth, Totherow, Walker, Walsh, Webster — 27. The bill is ordered enrolled.

H. J. R. 1046, a joint resolution congratulating and commending North Carolina Special Olympics, Inc., for sponsoring special olympics for mentally retarded children and adults in North Carolina to provide physical educational opportunities. Passes its second and third readings and is ordered enrolled.

H. B. 831, a bill to adjust Department of Motor Vehicles' registration fees to recover cost, upon third reading. On motion of Senator Kirby, consideration of the bill is postponed until tomorrow, May 22.

H. B. 832, a bill to adjust Driver Training and Safety Education Fund fee, upon third reading. On motion of Senator Kirby, consideration of the bill is postponed until tomorrow, May 22.

H. B. 858, a bill to assess an additional fee of ten dollars ($10.00) for special license plates issued to officials of the judicial, legislative, and administrative branches of State government, upon third reading. On motion of Senator Kirby, consideration of the bill is postponed until tomorrow, May 22.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 267, an act to require registration of all motorboats on public waters of this State.

S. B. 393, an act to prohibit hunting from public highways in Johnston County.

S. B. 394, an act to prevent hunting deer with dogs in Johnston County.

S. B. 395, an act to require persons hunting deer with rifles in Johnston County to secure the written consent of the landowners.

S. B. 459, an act to transfer General Statute 28-68 to General Statute Chapter 28A.
S. B. 509, an act to prohibit the exclusion of sickness and accident benefits for patients receiving medical care in State tax-supported facilities when benefits would otherwise be payable.

S. B. 621, an act to amend General Statute 14-286 prohibiting the misuse or damage to portable fire extinguishers.

H. B. 193, an act to provide that schools in Wake County may operate raffles to raise funds.

H. B. 484, an act to provide funds for the operation of the Financial Security Section of the Department of Motor Vehicles.

H. B. 583, an act to authorize Forsyth County to repair, remodel and renovate the Forsyth County Courthouse.

H. B. 615, an act to allow creditable service in the North Carolina Local Governmental Employees' Retirement System for certain employees of Granville County.

H. B. 646, an act to make the prohibition against the practice of phrenology, palmistry, fortune-telling or clairvoyance applicable to Lenoir County.

H. B. 681, an act to provide for the salaries and travel expenses of the members of the Board of Education of Currituck County.

H. B. 737, an act to amend Chapter 1155 of the 1971 Session Laws relating to the Supplementary Pension Fund for Firemen in the City of Sanford.


H. B. 806, an act to amend Chapter 141 of the 1961 Session Laws to enlarge the purposes for which the Stanly County "Industrial Development Commission" may be created, to enlarge the authority of said Commission and to eliminate the use of intangibles tax funds as a source of revenue for funding the operation of said Commission.

H. B. 808, an act to authorize the qualified voters of the City of Thomasville to determine whether or not alcoholic beverage control stores may legally be operated in said City.

H. B. 817, an act to amend Chapter 669 of the Session Laws of 1943 so as to include the County Finance Officer as a member of the Board of Trustees for the Retirement System of New Hanover County, North Carolina.

H. B. 821, an act to provide staggered terms of two and four years for the Pamlico County Board of Commissioners.

H. B. 847, an act to provide for the nomination and election of the Board of Education of Union County.
On motion of Senator Henley, the Senate adjourns to meet tomorrow at 12:00 Noon.

NINETY-SECOND DAY

SENATE CHAMBER,
Thursday, May 22, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants a leave of absence to Senator Alexander for today through May 30, inclusive and to Senator Gudger for tomorrow, May 23.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Jernigan, for the Committee on Alcoholic Beverage Control:

S. B. 795, a bill to amend General Statute 18A-15 to increase the amount of revenue distributable to county or municipal ABC boards, with a favorable report. On motion of Senator Jernigan, the bill is re-referred to the Committee on Finance.

H. B. 525, a bill to amend Chapter 519 of the Session Laws of 1959 relating to the disposition of the net profits from the Alcoholic Beverage Control Stores in the Town of Shallotte, with a favorable report, as amended.

H. B. 829, a bill to amend Chapter 344 of the 1961 Session Laws relating to the distribution of the net profits of the Town of Ocean Isle Beach Alcoholic Control Board, with a favorable report.

By Senator Garrison, for the Committee on Banking:

S. B. 763, a bill to allow State-chartered savings and loan associations to make any loans or investments permitted to federal savings and loan associations, without prejudice. On motion of Senator Garrison, the rules are suspended and the bill is placed before the Senate for immediate consideration, and on his further motion is postponed indefinitely.

S. B. 804, a bill to authorize banks to utilize off-premises customer-bank communications terminals, with a favorable report, as amended.
H. B. 855, a bill to amend General Statute 14-234 in order to permit certain public officials to transact business with savings and loan associations in the regular course of business, with a favorable report.

H. B. 930, a bill to reenact General Statute 54-21.2(b) allowing State-chartered savings and loan associations to make any loans or investments permitted to federal savings and loan associations, with a favorable report.

By Senator Whichard, for the Committee on Courts and Judicial Districts:

S. B. 814, a bill to amend General Statute 7A-41 to provide for temporary replacement of an incapacitated senior resident judge, with a favorable report.

S. B. 818, a bill to amend General Statute Chapter 7A, Article 37, to provide for a public defender in various additional judicial districts, with a favorable report. On motion of Senator Whichard, the bill is re-referred to the Committee on Appropriations.

H. B. 895, a bill to amend General Statute 90-96, General Statute 90-113.14 and General Statute 15-223 to provide that the Administrative Office of the Courts shall maintain confidential files containing the names of persons convicted of drug related offenses or granted conditional discharges or record expunction, with an unfavorable report as to bill, favorable as to Senate Committee Substitute bill. On motion of Senator Whichard, the rules are suspended and the bill is placed on today's Calendar.

By Senator Alford, for the Committee on Education:

S. B. 432, a bill to amend Chapter 596 of the 1973 Session Laws to provide for two Governor's appointees, four-year staggered terms, and other changes involving the members of the Archaeological Advisory Committee, with a favorable report.

S. B. 533, a bill to require the State Board of Education to revise and recodify Chapter 115 of the General Statutes, entitled "Elementary and Secondary Education," with a favorable report, as amended. On motion of Senator Alford, the rules are suspended and the bill is placed before the Senate for immediate consideration. On motions of Senator Alford, Committee Amendments No. 1 and No. 2 are adopted and the bill, as amended, is re-referred to the Committee on Appropriations.

S. B. 768, a bill to create a state-wide school district to be known as the Mental Health School Administrative Unit, with a favorable report, as amended.

By Senator Kirby, for the Committee on Finance:

S. B. 638, a bill to adjust Department of Motor Vehicles' inspection certificate fee to recover cost, with a favorable report, as amended.

S. B. 650, a bill to adjust Department of Motor Vehicles' fee for operator's and chauffeur's license to recover cost, with a favorable report.
S. B. 655, a bill to amend General Statute 62-300 and General Statute 62-266 to increase certain statutory fees and charges for filing proceedings and re-registration of motor carrier equipment with the Utilities Commission, with a favorable report.

S. B. 656, a bill to provide gasoline tax refunds to "sheltered workshops" recognized and approved by the Department of Human Resources, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Kirby, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. J. R. 765, a joint resolution creating a special interim joint committee of the General Assembly to study the effect of the tax-exempt status of State-owned property upon local government revenue, with a favorable report.

S. B. 825, a bill to provide for the division of ABC profits in the Town of Madison, with a favorable report.

H. B. 465, Committee Substitute for H. B. 465, a bill to prorate the property tax liability of an owner of land which is subsequently condemned by the State or any local municipality via eminent domain, with a favorable report.

H. B. 581, a bill increasing the uniform jail fee to five dollars ($5.00) per day, with a favorable report.

By Senator Royall, for the Committee on Human Resources:

S. B. 783, a bill to authorize the Attorney General to employ an attorney to perform legal services for North Carolina Memorial Hospital at Chapel Hill, with a favorable report.

H. B. 642, a bill to rewrite General Statute 130-14 and to amend General Statute 130-14.1 to clarify the appointment and composition of district health boards, with a favorable report.

H. B. 760, a bill to define the status of area mental health boards and to clarify the membership thereof, with a favorable report.

By Senator Allsbrook, for the Committee on Judiciary I:

H. B. 559, a bill to amend General Statute 90-91(b) relating to the scheduling of barbiturate suppositories, with a favorable report.

H. B. 560, a bill to amend General Statute 90-89 and 90-90 relating to the scheduling of the substance etorphine hydrochloride and other Schedule II controlled substances, with a favorable report.

By Senator Britt, for the Committee on Judiciary II:

H. B. 445, Committee Substitute for H. B. 445, a bill to amend Article 2A of Chapter 45 to provide notice and hearing prior to mortgage foreclosure sales, with a favorable report, as amended. On motion of Senator Britt, the Committee Substitute bill is placed on the Calendar for Tuesday,
May 27, with a working copy made available, and is made Special Order No. 2 of the day.

By Senator Staton, for the Committee on Natural and Economic Resources:

S. B. 249, a bill to amend Chapter 143, by exempting permits for surface discharges from single family dwellings from the public notice requirements by extending the time period in which the EMC must act on permits for discharges to surface waters, by authorizing the EMC to charge a reasonable fee for processing permit applications (to offset anticipated reduction in federal funds), by granting discretion to the EMC on the frequency of monitoring reports and by providing guidelines for classification of groundwaters, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Staton, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 769, a bill to establish in the Department of Administration an Administrative Board for the North Carolina Marine Resources Center, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Staton, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

By Senator Webster, for the Committee on Public Utilities and Energy:

S. B. 148, a bill to encourage motor vehicle fuel conservation, with an unfavorable report.

S. B. 846, a bill to amend General Statute 105-116 to provide that the six per cent gross receipts tax shall not be applicable to proceeds of drilling and exploration surcharges collected by natural gas utilities under rules of the Utilities Commission, with a favorable report. On motion of Senator Webster, the bill is re-referred to the Committee on Finance.

H. B. 726, a bill to exclude a nonprofit consumer-owned water corporation from the definition of "public utility," as that term is used in Chapter 62 of the General Statutes, with a favorable report, as amended.

By Senator Moore, for the Committee on Wildlife:

S. B. 360, Committee Substitute for S. B. 360, a bill to appoint four additional members to the North Carolina Wildlife Resources Commission with terms expiring July 1, 1979, with a favorable report. On motion of Senator Moore, the Committee Substitute bill is placed on the Calendar for tomorrow, May 23, and is made Special Order No. 2 of the day.

S. B. 762, a bill to define the penalty for the unlawful taking of fish by means of poisons, drugs, explosives or electricity, with a favorable report.

S. B. 776, a bill to prohibit the firing of shotguns, rifles and other firearms from State-maintained roads and right-of-ways in Yeopim Precinct of Chowan County, with a favorable report.

S. B. 781, a bill to restrict the hunting of game from public roads in Bladen County, with a favorable report.
H. B. 744, a bill to prohibit the setting of steel traps on certain rented or leased land in Cleveland, Polk, and Rutherford Counties, with a favorable report.

H. B. 746, a bill to amend Chapter 1436 of the Session Laws of 1957 with respect to the procedures of the Game Commission of Currituck County in licensing waterfowl hunting blinds, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 849, by Senators Palmer, Nye, Walsh, and Hill, a bill to provide retirement credit for time served as a temporary employee. Referred to Committee on Transportation.

S. B. 850, by Senator Strickland, a bill to clarify certification regulations concerning employment of educational personnel. Referred to Committee on Education.

S. B. 851, by Senator McNeill Smith, a bill requiring credit bureaus in North Carolina to furnish to individuals the nature and substance of their credit reports upon request. Referred to Committee on Judiciary II.

S. B. 852, by Senator McNeill Smith, a bill providing for a public member on examining and licensing boards. Referred to Committee on State Government.

S. B. 853, by Senator McNeill Smith, a bill to amend General Statute 59-46 relating to partner by estoppel. Referred to Committee on Judiciary II.

On motion of Senator Stallings, the rules are suspended to allow the introduction in today's Session of the following local bills:

S. B. 854, by Senator Stallings, a bill to prohibit the sale and disposal of intoxicating liquors in the County of Carteret at any location east of the community of Gloucester. Referred to Committee on Alcoholic Beverage Control.

S. J. R. 855, by Senator Stallings, a joint resolution to continue the Fisheries Training Vessel Study Commission. Referred to Committee on Rules and Operation of the Senate.

S. B. 856, by Senators Crawford and Gudger, a bill to amend General Statute 135-57(c) to reduce to four years and six months the period of service after January 1, 1974, necessary for retirement under the Uniform Judicial Retirement Act. Referred to Committee on Courts and Judicial Districts.

S. B. 857, by Senator McNeill Smith, a bill requiring credit reporting agencies to furnish to individuals the nature and substance of their credit reports upon request. Referred to Committee on Judiciary II.
S. B. 858, by Senator Britt, a bill to amend Article 6, Chapter 90 of the General Statutes of North Carolina, relating to optometry. Referred to Committee on Judiciary II.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H. B. 1096, Committee Substitute for H. B. 1096, a bill to provide for the nomination and election of the Board of Education of Robeson County. On motion of Senator Britt, the rules are suspended, and the Committee Substitute bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 516, a bill to reenact the authority of boards of county commissioners to redefine electoral district boundaries, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, May 23.

H. B. 455, a bill to revise and reorganize the charter of the Town of Chapel Hill. Referred to Committee on Local Government and Regional Affairs.

H. B. 647, Committee Substitute for H. B. 647, a bill to exempt transfers of property to the United States and to other states from the inheritance tax. Referred to Committee on Finance.

H. B. 837, Committee Substitute for H. B. 837, a bill to rewrite Article 12 of Chapter 90 of the General Statutes concerning licensure of podiatrists. Referred to Committee on Human Resources.

H. B. 863, Committee Substitute for H. B. 863, a bill to provide for the compensation of members of the Onslow County Board of Education. Referred to Committee on Local Government and Regional Affairs.

H. B. 934, a bill to prohibit the taking of game from public roads and highways in Durham County. Referred to Committee on Wildlife.

H. B. 954, a bill relating to punishment for burglary in the first degree and for arson committed prior to the effective date of Chapter 1201 Session Laws of 1973. Referred to Committee on Judiciary I.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
H. B. 47, Committee Substitute for H. B. 47

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being Committee Substitute for H. B. 47, a bill to be known as the School Budget and Fiscal Control Act, as amended, upon second reading. Senator Kirby offers Amendment No. 8 which is adopted. Senator Royall offers Amendment No. 9 which is adopted. Senator White offers Amendment No. 10 which is adopted. Senator Childers offers Amendments No. 11 and No. 12 which are adopted. Senator Renfrow offers Amendment No. 13 which fails of adoption. The Committee Substitute bill, as amended, passes its second reading by roll-call vote, ayes 39, noes 5, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Barker, Childers, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kirby, Lackey, Marion, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Royall, Scott, Sebo, Lynwood Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Walker, Webster, Whichard, White, Winters—39. Those voting in the negative are: Senators Combs, Kincaid, Mauney, Renfrow, Walsh—5.

On motion of Senator Kirby, the Committee Substitute bill, as amended, is placed on the Calendar for Monday, May 26, and is made Special Order No. 1 of the day, with a revised working copy made available.

SPECIAL ORDER NO. 2

The hour having arrived for the consideration of Special Order No. 2, the President of the Senate lays before the Senate Special Order No. 2, it being the election of the Board of Governors of the University of North Carolina. Pursuant to S. J. R. 522, a joint resolution providing for the procedure for nominating and electing members of the Board of Governors of the University of North Carolina, and to the nominations made at the Joint Session on April 29, 1975, the Senate proceeds to vote by secret ballot.

The ballots are duly tabulated by Senator Strickland and Representative Schwartz and the results are announced as follows:

Republican Category — 8-Year Term
   Mr. Harley F. Shuford, Jr.

At-Large Category — 8-Year Term
   Mr. Irwin Belk
   Mr. Wayne A. Corpening
   Mr. Daniel C. Gunter

Minority Race Category — 6-Year Term
   Mr. Joseph J. Sansom, Jr.

On motion of Senator Strickland, the election of the above-named individuals to the Board of Governors of the University of North Carolina
is approved by roll-call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harris, Hill, Jernigan, Kincaid, Kirby, Lackey, Mauney, McDuffie, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Vickery, Walker, Walsh, Whichard, White, Winters — 42.

SPECIAL ORDER NO. 3

S. B. 634

The hour having arrived for the consideration of Special Order No. 3, the President of the Senate lays before the Senate Special Order No. 3, it being S. B. 634, a bill to lengthen the segment of the South Fork, New River, in Ashe and Alleghany Counties included in the North Carolina Natural and Scenic River System, upon third reading. On motion of Senator Marion, the bill is postponed indefinitely.

S. B. 18, Committee Substitute for S. B. 18, a bill to authorize absentee ballots in municipal elections, for concurrence in the House amendment. On motion of Senator Britt, the Senate concurs in the House amendment and the Committee Substitute bill is ordered enrolled.

S. B. 117, Committee Substitute for S. B. 117, a bill to be known as the renunciation of transfers by will, intestacy, appointment or insurance contract act, for concurrence in the House amendments. On motion of Senator Kirby, the Senate concurs in the House amendments and the Committee Substitute bill is ordered enrolled.

S. B. 249, Committee Substitute for S. B. 249, a bill to amend Chapter 148, by exempting permits for surface discharges from single family dwellings from the public notice requirements, by extending the time period in which the EMC must act on permits for discharges to surface waters, by authorizing the EMC to charge a reasonable fee for processing permit applications (to offset anticipated reduction in federal funds), by granting discretion to the EMC on the frequency of monitoring reports and by providing guidelines for classification of groundwaters. On motion of Senator Staton, the Committee Substitute bill is adopted and is placed on the Calendar for Monday, May 26.

S. B. 322, a bill to transfer the North Carolina Criminal Justice Training and Standards Council to the Department of Justice, for concurrence in the House amendment. On motion of Senator Bahakel, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 362, a bill to amend General Statute 136-72 to clarify the authority for establishing the maximum safe load carrying capacity of bridges on the State highway system, for concurrence in the House amendments. On motion of Senator Garrison, the Senate concurs in the House amendments and the bill is ordered enrolled.
S. B. 389, a bill to delete the Department of Correction from the provisions of the Administrative Procedure Act and to provide for filing of department rules with the Attorney General. On motion of Senator Gudger, consideration of the bill is postponed until Monday, May 26.

S. B. 471, Committee Substitute for S. B. 471, a bill concerning ethics of public officials. On motion of Senator Jernigan, consideration of the Committee Substitute bill is postponed until tomorrow, May 23, and is made Special Order No. 3 of the day.

S. B. 490, a bill to amend General Statute 115-87 authorizing the clerk of superior court to act as an arbitrator in the event of a disagreement between county or city boards of education and the tax levying authorities as to the amount of the current expense fund, the capital outlay fund, and the debt service fund, as amended, upon second reading. On motion of Senator Kirby, consideration of the bill, as amended, is postponed until Monday, May 26.

S. B. 656, Committee Substitute for S. B. 656, a bill to provide gasoline tax refunds to “sheltered workshops” recognized and approved by the Department of Human Resources. On motion of Senator Kirby, the Committee Substitute bill is adopted and is placed on the Calendar for Monday, May 26.

S. B. 750, a bill relating to raffles and the games of “bingo” and “skilo” in Mecklenburg County, for concurrence in the House amendment. On motion of Senator Gudger, consideration of the bill is postponed until Thursday, May 29.

S. B. 751, a bill to authorize the City of Charlotte to levy a privilege tax on hotels and motels measured by gross receipts from room rentals, upon third reading. The Committee Substitute bill fails to pass its third reading by roll-call vote, ayes 21, noes 23, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Britt, Childers, Crawford, Daniels, Garrison, Gudger, Harrington, Jernigan, Kirby, McDuffie, Mills, Moore, Rauch, McNeill Smith, Staton, Suddarth, Walsh, Webster — 21. Those voting in the negative are: Senators Combs, Davis, Hardison, Harris, Hill, Kincaid, Lackey, Marion, Mauney, Odom, Palmer, Renfrow, Royall, Sebo, Lynwood Smith, William Smith, Stallings, Totherow, Vickery, Walker, Whichard, White, Winters — 23. Senator Moore requests to change his vote from “aye” to “no.” Senator Moore moves that the vote by which the bill failed to pass its third reading be reconsidered, which motion prevails. The bill passes its third reading by roll-call vote, ayes 24, noes 14, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Britt, Childers, Crawford, Daniels, Garrison, Gudger, Hardison, Harrington, Henley, Kincaid, Kirby, McDuffie, Mills, Moore, Rauch, McNeill Smith, Strickland, Suddarth, Vickery, Walsh, White — 24. Those voting in the negative are: Senators Barker, Combs, Davis, Harris, Hill, Lackey, Marion, Mauney, Odom, Palmer, Renfrow, William Smith, Totherow, Winters — 14. The bill is ordered sent to the House of Representatives.
S. B. 769, Committee Substitute for S. B. 769, a bill to establish in the Department of Administration an Administrative Board for the North Carolina Marine Resources Center. On motion of Senator Staton, the Committee Substitute bill is adopted and is placed on the Calendar for Monday, May 26.

S. B. 826, a bill to amend General Statute 7A-31 in order that the State be precluded from petitioning the Supreme Court of North Carolina to review a post conviction proceeding. On motion of Senator Gudger, consideration of the bill is postponed until tomorrow, May 26.

H. B. 895, Senate Committee Substitute for H. B. 895, a bill to amend General Statute 90-96, General Statute 90-113.14 and General Statute 15-223 to provide that the Administrative Office of the Courts shall maintain confidential files containing the names of persons granted conditional discharges or record expunction and to provide that the North Carolina Drug Authority shall maintain confidential files containing the names of persons convicted of drug related offenses. On motion of Senator Whichard, the Committee Substitute bill is adopted and is placed on the Calendar for Monday, May 26.

H. B. 789, a bill to lengthen the segment of the South Fork, New River, in Ashe and Alleghany Counties included in the North Carolina Natural and Scenic River System. Senator Lynwood Smith offers Amendment No. 1 which he subsequently withdraws. On motion of Senator Gudger a letter from the Attorney General directed to Senator Marion is submitted for inclusion in the Journal and on his further motion the Journal is directed to show that Senator Lynwood Smith withdrew the definitive amendment (No. 1) upon the reading of the letter from the Attorney General stating his interpretation of the amendment and to show that it appears to be the sense of the Senate that the interpretation of the Attorney General is a proper interpretation of the amendment. (The letter of the Attorney General appears in the Appendix.) Senator Moore offers Amendment No. 2 and sends forward a statement pertaining thereto and moves entry into the Journal as evidence of legislative intent in the passage of H. B. 789 upon third reading, which motion prevails. (The text of the statement appears in the Appendix.) Amendment No. 2 is incorporated in the statement appearing in the Appendix; however, Amendment No. 2 is not adopted. The bill passes its second and third readings and is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 110, an act to amend Chapter 15 of the General Statutes of North Carolina by the addition of Section 15-197.1 permitting a criminal defendant to be sentenced to a term of special probation.

S. B. 449, an act to specify the period in which claims against cities must be presented and actions based thereon commenced.
H. B. 13, an act to require State agencies publishing periodicals, reports, bulletins, brochures and similar materials to update mailing lists.

H. B. 516, an act to make Chapter 895 of the 1967 Session Laws applicable to Forsyth County.

H. B. 523, an act to define the corporate boundaries of the Town of East Arcadia.

H. B. 566, an act to amend the charter of the City of Rocky Mount.

H. B. 569, an act to promote public safety by requiring house movers to be licensed.

H. B. 670, an act to authorize the Town of Southern Pines to affix a lien against residential property upon petition of the owner for improvements in association with the Town’s community development program.

H. B. 734, an act creating the Asheville-Buncombe Local Government Study Commission.

H. B. 873, an act to provide for the compensation of members of the Edgecombe County Board of Education and the Tarboro City Board of Education.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 9:30 A.M.

NINETY-THIRD DAY

SENATE CHAMBER,
Friday, May 23, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Moore for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Mills and Whichard for today, and to Senator Garrison for Monday, May 26. A leave of absence granted previously to Senator Alexander is noted.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:
By Senator Kirby, for the Committee on Finance:

H. B. 575, Committee Substitute for H. B. 575, a bill to permit counties to assist in the financing of improvements to rural subdivision and residential streets and to levy special assessments therefor, with a favorable report, as amended.

By Senator Allsbrook, for the Committee on Judiciary I:

S. B. 513, a bill to rewrite the law relating to kidnapping, with a favorable report.

H. B. 432, Committee Substitute for H. B. 432, a bill to establish the Commission of Anatomy and to revise procedure for disposition of unclaimed bodies, with a favorable report.

H. B. 826, a bill to render the falsifying of certificates and records required by Article 7 of Chapter 130 of the General Statutes and of any birth certificate of another state or the use thereof a felony, with a favorable report, as amended.

By Senator Davis, for the Committee on Local Government and Regional Affairs:

S. B. 592, a bill to provide staggered terms of four years for the Board of County Commissioners of Person County, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Davis, the rules are suspended and the Committee Substitute bill is placed on today’s Calendar.

S. B. 724, a bill amending Chapter 143 of the General Statutes to increase the value of public buildings where separate specifications are required and to increase the value of purchases and contracts which may be let on informal bids, with a favorable report.

S. B. 752, a bill relating to certain drainage flood control and open space projects and to the exercise of the power of eminent domain in Mecklenburg County, with a favorable report.

S. B. 758, a bill providing for the election of commissioners of the Town of Kure Beach, New Hanover County, with a favorable report, as amended.

S. B. 819, a bill rewriting Section 3 of Chapter 695, Session Laws of 1971, revising the legal description of the corporate limits of the Town of St. Pauls to incorporate recent annexations thereto, with a favorable report, as amended.

S. B. 827, a bill to provide a consolidated and revised charter for the Town of Edenton in Chowan County, with a favorable report, as amended.

S. B. 833, a bill to reestablish the Committee on Law and Order and to revise its membership to provide more representation for local governments, with a favorable report.
H. B. 527, a bill to abolish the office of coroner in Alamance County, with a favorable report.

H. B. 653, Committee Substitute for H. B. 653, a bill to provide for the nomination and election of the members of the Harnett County Board of Education, with a favorable report.

H. B. 747, a bill requiring the payment of delinquent taxes in Caswell County before recording deeds conveying property subject to delinquent taxes, with a favorable report.

H. B. 754, a bill to amend Chapter 280 of the Private Laws of 1905 so as to amend the charter of the Cliffside Railroad Company, with a favorable report.

H. B. 768, a bill to authorize the City of Lincolnton to purchase a printing machine without following the formal bidding procedures, with a favorable report.

H. B. 803, a bill to provide that members of the Alleghany County Board of Education shall be elected in a partisan primary and election, with a favorable report.

H. B. 839, a bill to add Wake County to the provisions of the General Statutes relating to attachment or garnishment and lien for ambulance service in certain counties, and to correct a cross-reference, with a favorable report.

H. B. 846, a bill to provide a supplemental retirement fund for firemen in the City of Washington, North Carolina, and to modify the application of General Statute 118-5, General Statute 118-6, and General Statute 118-7 to the City of Washington, North Carolina, with a favorable report.

H. B. 848, a bill to amend the charter of the City of Monroe to increase the membership of the city council and to provide for staggered terms, with a favorable report.

H. B. 869, a bill to amend General Statute 160A-77 to change the deadline for issuing the city code for the City of Williamston, with a favorable report.

H. B. 902, a bill to repeal the Durham County Sunday closing laws, with a favorable report.

H. B. 938, a bill to authorize the County Commissioners of Moore County to increase the pay of the local registrar of vital statistics, with a favorable report.

H. B. 939, a bill to amend Chapter 408 of Session Laws of 1971 relating to the Kannapolis Firemen's Supplemental Retirement Fund, with a favorable report.

H. B. 943, a bill to provide for a referendum on the question of partisan or nonpartisan elections in the City of Charlotte, with a favorable report.
By Senator Henley, for the Committee on Rules and Operation of the Senate:

S. J. R. 805, a joint resolution honoring the life, service and memory of the Most Reverend Vincent S. Waters, D.D., Bishop of the Roman Catholic Diocese of Raleigh, with a favorable report.

H. B. 567, Committee Substitute No. 2 for H. B. 567, a bill to create a North Carolina Professional Liability Insurance Study Commission, with a favorable report, as amended.

H. J. R. 672, a joint resolution urging State agencies, departments and institutions to purchase a proportionate share of all supplies, commodities and services from small businesses in the State of North Carolina, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

On motion of Senator Renfrow, the rules are suspended to allow the introduction in today's Session of the following local bill:

S. B. 859, by Senator Renfrow, a bill to provide for the election and terms of the members of Sampson County Board of Commissioners. Referred to Committee on Local Government and Regional Affairs.

S. B. 860, by Senator Kirby, a bill to amend General Statute 106-91, relating to agricultural liming material so as to permit the Board of Agriculture to regulate liming material derived from marl deposits. Referred to Committee on Agriculture.

S. B. 861, by Senators Hardison, Royall, Strickland, and Henley, a bill to establish institutional advisory councils at each of the institutions operated by the Division of Mental Health Services of the Department of Human Resources. Referred to Committee on State Government.

S. B. 862, by Senator McNeill Smith, a bill to amend the Constitution of North Carolina to provide for initiative and referendum. Referred to Committee on Judiciary II.

S. B. 863, by Senator McNeill Smith, a bill to amend Article II of the Constitution of North Carolina to limit the number of consecutive terms of office for members of the General Assembly. Referred to Committee on Judiciary II.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:
S. J. R. 657, House Committee Substitute for S. J. R. 657, a joint resolution designating the bridge to be constructed to span the Yadkin River at Siloam, North Carolina, the Atkinson-Needham Memorial Bridge. Referred to Committee on Transportation.

H. B. 671, a bill to amend General Statute 160A-241 relating to the installation and construction of water and sewerage facilities outside the corporate boundaries of cities and towns, and providing for recovery of cost thereof. Referred to Committee on Local Government and Regional Affairs.

H. B. 827, Committee Substitute for H. B. 827, a bill to provide a presidential preference primary in March, to encourage all presidential candidates to be included on the presidential primary ballot, and to eliminate filing fees for presidential candidates. Referred to Committee on State Government.

H. J. R. 956, a joint resolution honoring the Western Carolina University football team. Referred to Committee on Rules and Operation of the Senate.

H. J. R. 1006, a joint resolution honoring the memory of Dr. Martin Luther King, Jr., by setting aside January 15 of each year as the anniversary of his birth date. Referred to Committee on Rules and Operation of the Senate.

H. B. 1007, a bill to amend Chapter 385, Session Laws, 1949, relating to the schools of the Greensboro City Administrative Unit and the appointment of the governing body thereof. Referred to Committee on Local Government and Regional Affairs.

H. J. R. 1011, a joint resolution honoring the life, service and memory of Glenn C. Palmer, Sr. Referred to Committee on Rules and Operation of the Senate.

H. J. R. 1015, a joint resolution honoring the life and memory of Virginia T. Lathrop. Referred to Committee on Rules and Operation of the Senate.

H. J. R. 1049, a joint resolution authorizing the 1975 General Assembly to adopt an annual budget for fiscal year 1975-76 and authorizing a Second Session in 1976 for the adoption of a separate budget for fiscal year 1976-77. Referred to Committee on Appropriations.

H. J. R. 1109, a joint resolution honoring a dedicated and proven public servant in North Carolina education. Referred to Committee on Rules and Operation of the Senate.

H. J. R. 1112, a joint resolution congratulating the Elizabeth City Coast Guard Reserve Unit for winning the ROA Congressional Award for 1974. Referred to Committee on Rules and Operation of the Senate.
Bills and resolutions on the Calendar are taken up and disposed of as follows:

(The electronic vote print-out recorded for Committee Substitute No. 2 for S. B. 75 is applicable to the following bills: H. C. S./S. B. 240; S. B. 244; S. B. 431; S. B. 432; S. B. 532; S. J. R. 606; S. B. 622; S. B. 636; S. B. 720; S. B. 728; S. B. 735; S. B. 737; S. B. 755; S. B. 762; S. J. R. 765; S. B. 773; S. J. R. 779; S. B. 783; S. B. 824; H. B. 146; H. B. 243; H. B. 541; H. B. 593; H. B. 642; H. B. 726; H. B. 758; H. B. 760; H. B. 763; H. B. 769; H. B. 777; H. B. 824; H. B. 844; H. B. 853; H. B. 855; H. B. 930.)

SPECIAL ORDER NO. 1

S. B. 357, Committee Substitute for S. B. 357

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being Committee Substitute for S. B. 357, a bill to rewrite Chapter 52A of the General Statutes entitled "Uniform Reciprocal Enforcement of Support Act," upon third reading. On motion of Senator Sebo, consideration of the Committee Substitute bill is postponed until Tuesday, May 27 and is made Special Order No. 4 of the day.

SPECIAL ORDER NO. 2

S. B. 360, Committee Substitute for S. B. 360

The hour having arrived for the consideration of Special Order No. 2, the President of the Senate lays before the Senate Special Order No. 2, it being Committee Substitute for S. B. 360, a bill to appoint four additional members to the North Carolina Wildlife Resources Commission with terms expiring July 1, 1979. On motion of Senator Moore, consideration of the Committee Substitute bill is postponed until Tuesday, May 27 and is made Special Order No. 3 of the day.

SPECIAL ORDER NO. 3

S. B. 471, Committee Substitute for S. B. 471

The hour having arrived for the consideration of Special Order No. 3, it being Committee Substitute for S. B. 471, a bill concerning ethics of public officials. Senator Suddarth offers Amendment No. 1 which is adopted. Senator Mauney offers Amendment No. 2 which is adopted. Senator Rauch offers Amendment No. 3 which fails of adoption. Senator Jernigan calls the previous question, duly seconded. The call is sustained. The Committee Substitute bill, as amended, passes its second reading. On objection of Senator Staton to its third reading the Committee Substitute bill, as amended, remains on the Calendar.
S. B. 75, Committee Substitute No. 2 for S. B. 75, a bill to rewrite the laws pertaining to radiation protection pursuant to the recommendations of the Legislative Research Commission Study on Radiation Hazards, and to amend the riots and civil disorder laws to include radioactive materials within their purview. Senator McNeill Smith offers Amendment No. 1 which is adopted. Senator Royall offers Amendment No. 2 which is adopted. The Committee Substitute bill No. 2, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 240, House Committee Substitute for S. B. 240, a bill to amend General Statute 115-190 as it relates to contracts for transportation entered into by county and city boards of education in lieu of the operation by county and city boards of education of public school buses. The House Committee Substitute bill passes its second and third readings and is ordered enrolled.

S. B. 244, Committee Substitute for S. B. 244, a bill to amend Chapter 143, Article 21, for the purpose of enabling the State to obtain authority to administer the Federal Discharge Permit Program. Senator Staton offers Amendment No. 1 which is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 363, Committee Substitute for S. B. 363, a bill to allow deductions for individual income tax purposes for contributions to individual retirement accounts, individual retirement annuities, or retirement bonds which are deductible for federal income tax purposes and to provide the method of taxing distributions from such accounts, upon second reading. On motion of Senator Royall, consideration of the Committee Substitute bill is postponed until Tuesday, June 3.

S. B. 431, a bill to amend General Statute 153A-267 to comply with Chapter 125-9 and Chapter 143B-67 of the General Statutes pertaining to the Public Librarian Certification Commission. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 432, a bill to amend Chapter 596 of the 1973 Session Laws to provide for two Governor's appointees, four-year staggered terms, and other changes involving the members of the Archaeological Advisory Committee. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 482, a bill to be known as the Uniform Wage Payment Law of North Carolina. On motion of Senator Lynwood Smith, the bill is postponed indefinitely.

S. B. 504, Committee Substitute for S. B. 504, a bill rewriting Chapter 89 of the General Statutes pertaining to engineering and land surveying, as amended, upon third reading. On motion of Senator Saddarth, consideration of the Committee Substitute bill, as amended, is postponed until Monday, May 26 and is made Special Order No. 2 of the day.
S. B. 516, a bill to reenact the authority of boards of county commissioners to redefine electoral district boundaries, for concurrence in the House amendment. On motion of Senator Britt, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 532, a bill to authorize the construction and financing, without appropriations from the General Fund, of certain capital improvements projects by constituent institutions of the University of North Carolina. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 592, Committee Substitute for S. B. 592, a bill to provide staggered terms of four years for the Board of County Commissioners of Person County. On motion of Senator Davis, the Committee Substitute bill is adopted and is placed on the Calendar for Tuesday, May 27.

S. J. R. 606, a joint resolution encouraging the use of inmate labor in the construction conversion or expansion of prison facilities. On motion of Senator Jernigan, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 615, Committee Substitute for S. B. 615, a bill to define false imprisonment and felonious restraint and prescribe the punishment therefor. On motion of Senator Allsbrook, consideration of the Committee Substitute bill is postponed until Tuesday, May 27.

S. B. 622, a bill to amend Article 21 of Chapter 58 of the General Statutes to allow a broader latitude in investment of securities and provide for other lines of insurance. On motion of Senator Barker, Committee Amendments No. 1 and No. 2 are adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 636, a bill to amend Section 229 Chapter 113 of the General Statutes relating to permits to dredge or fill in or about estuarine waters or State owned lakes. Passes its second and third readings and is ordered sent to the House of Representatives.

S. J. R. 704, a joint resolution congratulating David Thompson, North Carolina State University basketball player. Without objection, consideration of the joint resolution is postponed until Monday, May 26.

S. B. 720, a bill to amend General Statute 35-43 and General Statute 35-44 to allow representation by the district attorney at sterilization hearings to be discretionary. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 728, a bill to amend General Statute 122A-5(1), General Statute 122A-5(3) and General Statute 122A-5.1(c), such Sections being a part of the North Carolina Housing Finance Agency Act. Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 735, a bill to amend General Statute Chapters 7A and 15A to provide for double costs when a defendant fails to appear in district court in response to a citation or criminal summons. On motion of Senator Suddaruth, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 736, a bill to amend Chapter 130 of the General Statutes so as to require marking and labeling of aerosol spray cans sold or exposed or offered for sale in North Carolina. On motion of Senator McDuffie, consideration of the bill is postponed until Wednesday, May 28.

S. B. 737, a bill to allow injured persons to seek through the Tort Claims Act damages caused by school bus mechanical defects. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 755, a bill to amend General Statute 136-104 to allow life tenants to take the present value of their life estates out of condemnation deposits and final judgment awards. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 762, a bill to define the penalty for the unlawful taking of fish by means of poisons, drugs, explosives or electricity. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 763, a joint resolution creating a special interim joint committee of the General Assembly to study the effect of the tax-exempt status of State-owned property upon local government revenue. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 768, a bill to create a State-wide school district to be known as the Mental Health School Administrative Unit. On motion of Senator Crawford, consideration of the bill is postponed until Tuesday, May 27.

S. B. 773, a bill to provide for continuing review of governmental operations by the General Assembly. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 776, a bill to prohibit the firing of shotguns, rifles and other firearms from State-maintained roads and right-of-ways in Yeopim Precinct of Chowan County. Passes its second and third readings and is ordered sent to the House of Representatives.

S. J. R. 779, a joint resolution to insure vehicular access and guest privileges to Currituck County outer banks property owners and lessees across Back Bay Wildlife Refuge until completion of permanent access from Currituck County outer banks to Currituck County mainland. On motion of Senator Daniels, the Committee amendment is adopted. The joint resolution, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.
S. B. 781, a bill to restrict the hunting of game from public roads in Bladen County. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 783, a bill to authorize the Attorney General to employ an attorney to perform legal services for North Carolina Memorial Hospital at Chapel Hill. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 804, a bill to authorize banks to utilize off-premises customer-bank communications terminals. On motion of Senator Garrison, consideration of the bill is postponed until Wednesday, May 28.

S. B. 814, a bill to amend General Statute 7A-41 to provide for temporary replacement of an incapacitated senior resident judge. On motion of Senator Staton, consideration of the bill is postponed until Tuesday, May 27.

S. B. 824, a bill to make it unlawful to impede the steady flow of traffic on dual lane highways. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 825, a bill to provide for the division of ABC profits in the Town of Madison. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 146, a bill to amend General Statute 1-69.1 to allow partnerships to be sued or to sue in their common name. Passes its second and third readings and is ordered enrolled.

H. B. 203, a bill to amend General Statute 47-18(a) to provide that options to convey be recorded. Without objection, consideration of the bill is postponed until Tuesday, May 27.

H. B. 243, a bill to provide for one member of the General Statutes Commission to be appointed by the president of the North Carolina Bar Association. Passes its second and third readings and is ordered enrolled.

H. B. 326, a bill to enforce height restrictions on passenger vehicles. On motion of Senator Moore, consideration of the bill is postponed until Wednesday, May 28.

H. B. 387, Committee Substitute for H. B. 387, a bill to amend General Statute 77-13 and General Statute 77-14 to provide for enforcement by forest law enforcement officers of the Department of Natural and Economic Resources. Without objection, consideration of the Committee Substitute bill is postponed until Wednesday, May 28.

H. B. 389, Committee Substitute for H. B. 389, a bill to amend Article 4, Chapter 113 of the General Statutes relating to the protection and development of forest and fire control, and for other purposes. On motion of Senator Henley, consideration of the Committee Substitute bill is postponed until Wednesday, May 28.

H. B. 525, a bill to amend Chapter 519 of the Session Laws of 1959 relating to the disposition of the net profits from the alcoholic beverage
control stores in the Town of Shallotte. On motion of Senator Nye, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 541, a bill to be known as the Uniform Wage Payment Law of North Carolina. On motion of Senator Lynwood Smith, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 559, a bill to amend General Statute 90-91(b) relating to the scheduling of barbiturate suppositories. On motion of Senator Staton, consideration of the bill is postponed until Monday, May 26.

H. B. 560, a bill to amend General Statute 90-89 and 90-90 relating to the scheduling of the substance etorphine hydrochloride and other Schedule II controlled substances. On motion of Senator Staton, consideration of the bill is postponed until Monday, May 26.

H. B. 593, a bill to transfer responsibility for forwarding death certifications to the county board of elections from the register of deeds to the State Health Director. Passes its second and third readings and is ordered enrolled.

H. B. 642, a bill to rewrite General Statute 130-14 and to amend General Statute 130-14.1 to clarify the appointment and composition of district health boards. Passes its second and third readings and is ordered enrolled.

H. B. 699, a bill to add to General Statute 46-25 a proviso that the life tenant may cut timber only on a finding that such cutting is necessary for good husbandry. On motion of Senator Britt, consideration of the bill is postponed until Thursday, May 29.

H. B. 726, a bill to exclude a nonprofit consumer-owned water corporation from the definition of “public utility,” as that term is used in Chapter 62 of the General Statutes. On motion of Senator Childers, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 744, a bill to prohibit the setting of steel traps on certain rented or leased land in Cleveland, Polk, and Rutherford Counties. Passes its second and third readings and is ordered enrolled.

H. B. 746, a bill to amend Chapter 1436 of the Session Laws of 1957 with respect to the procedures of the Game Commission of Currituck County in licensing waterfowl hunting blinds. Passes its second and third readings and is ordered enrolled.

H. B. 758, a bill to amend General Statute 143-341(4)a. and b. so as to delete the requirement that the Department of Administration must have a metes and bounds description for all land owned or leased by the State
and to delete the requirement that the Department's inventory of lands and buildings owned and leased by the State must reflect their condition and current value. Passes its second and third readings and is ordered enrolled.

H. B. 760, a bill to define the status of area mental health boards and to clarify the membership thereof. Passes its second and third readings and is ordered enrolled.

H. B. 763, a bill to amend Schedule IV of the Controlled Substances Act to include certain new substances therein. Passes its second and third readings and is ordered enrolled.

H. B. 769, a bill to repeal certain sections of the North Carolina General Statutes to eliminate sex-based distinctions that create discrimination. Passes its second and third readings and is ordered enrolled.

H. B. 777, a bill to amend General Statute 130-14.1 relating to the dissolution of a district health department. Passes its second and third readings and is ordered enrolled.

H. B. 824, a bill to correct a technical error in Chapter 476, Section 128 of the 1973 Session Laws pertaining to conforming changes to effectuate reorganization. Passes its second and third readings and is ordered enrolled.

H. B. 829, a bill to amend Chapter 344 of the 1961 Session Laws relating to the distribution of the net profits of the Town of Ocean Isle Beach Alcoholic Control Board. Passes its second and third readings and is ordered enrolled.

H. B. 844, a bill to authorize a county and cities within that county to create a joint redevelopment commission. Passes its second and third readings and is ordered enrolled.

H. B. 851, a bill to amend the Rules of Civil Procedure to provide an alternate method for service of process by registered or certified mail. Passes its second and third readings and is ordered enrolled.

H. B. 855, a bill to amend General Statute 14-234 in order to permit certain public officials to transact business with savings and loan associations in the regular course of business. Passes its second and third readings and is ordered enrolled.

H. B. 908, a bill to validate certain foreclosure sales taking place prior to March 1, 1974. On motion of Senator Britt, consideration of the bill is postponed until Thursday, May 29.

H. B. 930, a bill to reenact General Statute 54-21.2(b) allowing State-chartered savings and loan associations to make any loans or investments permitted to federal savings and loan associations. Passes its second and third readings and is ordered enrolled.

On motion of Senator Henley, the Senate adjourns to meet on Monday at 8:00 P.M.
The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Dr. Edward Hughes Pruden, Senate Chaplain, presents the newly installed Bishop of the Roman Catholic Diocese of Raleigh, Joseph E. Gossman, who offers prayer.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Leaves of absence previously granted to Senators Alexander and Garrison are noted.

H. B. 946. By unanimous consent, H. B. 946, a bill relating to certain drainage flood control and open space projects and to the exercise of the power of eminent domain in Mecklenburg County, is taken from the Committee on Local Government and Regional Affairs and is placed on the Calendar for tonight.

The President recognizes the following pages serving in the Senate this week: Lynne Jernigan, Fayetteville; Diana Gray, Powells Point; Eva Chess, High Point; Ted Kerner, Kernersville; Mark Horne, Fayetteville; Eleanor Sanders, Smithfield; Kevin Adams, Raleigh; Kim Alcoke, New Bern; Janet Bode, New Bern; Rhonda Winstead, Wilson; Flora Abernathy, Newton; Kim Phalin, Raleigh; Laura Crotts, Winston-Salem; Sherry Gupton, Louisburg; Robin Hendricks, Lexington; Greg Hinson, Marshville; Mark Adams, Raleigh; Carol Christian, Raleigh; Madge Smith, Raleigh; Catherine Sealey, Fairmont.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Strickland, for the Committee on Higher Education:

S. J. R. 715, a joint resolution concerning the need for federal assistance in the payment of tuition costs by military personnel, their spouses and dependents, desiring to attend community colleges, technical institutes, industrial education centers, universities and other institutions of higher education within North Carolina while such military personnel are assigned to duty in North Carolina, with a favorable report.
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

On motion of Senator Totherow, the rules are suspended to allow the introduction in today's Session of the following agency bill:

S. B. 864, by Senator Totherow, a bill to amend Chapter 166 of the General Statutes relating to civil preparedness for natural and man-made disasters. Referred to Committee on State Government.

S. B. 865, by Senator Combs, a bill to appropriate funds for the purpose of planning a state-wide noncommercial FM radio network in conjunction with radio station WUNC-FM. Referred to Committee on Appropriations.

S. B. 866, by Senators Hardison and White, a bill to amend Article 50A of Chapter 106 of the General Statutes, relating to assessments on fertilizer and commercial feeds for agricultural research. Referred to Committee on Agriculture.

S. J. R. 867, by Senator Webster, a joint resolution fixing the time and place for a joint session of the Senate and House of Representatives to act on confirmation of appointments made by the Governor to membership on the State Utilities Commission. Referred to Committee on Public Utilities and Energy.


S. B. 869, by Senators Winters, Sebo, Odom, Renfrow, and Strickland, a bill to provide funds for burial or transportation for burial of deceased migrant agricultural workers under the supervision of the North Carolina Department of Human Resources. Referred to Committee on Human Resources.

S. B. 870, by Senators Harris and Vickery, a bill to repeal Chapter 79 of the General Statutes, relating to strays. Referred to Committee on Judiciary II.

S. B. 871, by Senator Mills, a bill to extend unreduced retirement benefits to all retired State employees who have accumulated 30 or more years of creditable service and contributed to the retirement fund for 30 or more years. Referred to Committee on State Government.

On motion of Senator Odom, the rules are suspended to allow the introduction in today's Session of the following local bill:

S. B. 872, by Senator Odom, a bill to authorize the Board of County Commissioners of Scotland County to establish a county police department. Referred to Committee on Local Government and Regional Affairs.
S. B. 873, by Senators Royall and Whichard, a bill to amend General Statute 130-60 to authorize issuance of a new birth certificate after sex reassignment surgery. Referred to Committee on Human Resources.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 422, House Committee Substitute for S. B. 422, a bill to benefit North Carolina's prisoners of war. Referred to Committee on Veterans and Military Affairs.

S. B. 499, a bill to amend certain private laws relating to the police and firemen's pension funds in the City of Asheville and to authorize said City to establish a retirement or pension fund for City employees, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, May 27.

S. B. 506, a bill to amend Chapters 160A and 153A of the General Statutes to authorize cities and counties to engage in community development programs and activities, for concurrence in the House amendments, which is placed on the Calendar for tomorrow, May 27.

S. B. 616, a bill to rewrite General Statute 116-143.1 concerning residence for tuition purposes, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, May 27.

H. B. 167, Committee Substitute for H. B. 167, a bill to provide for the election of members of the Columbus County Public Safety Commission. Referred to Committee on Local Government and Regional Affairs.

H. B. 188, Committee Substitute for H. B. 188, a bill to repeal and amend sections of the public school laws of North Carolina. Referred to Committee on Education.

H. B. 372, Committee Substitute for H. B. 372, a bill to regulate the use of traps for capturing animals and birds in North Carolina. Referred to Committee on Wildlife.

H. B. 557, a bill to authorize the establishment of a county police department in Wilson County. Referred to Committee on Local Government and Regional Affairs.

H. B. 587, Committee Substitute for H. B. 587, a bill to amend Chapter 148 of the General Statutes to permit North Carolina sentence to be served in another jurisdiction. Referred to Committee on Criminal Justice and Corrections.

H. B. 781, a bill to allow the sheriffs of Chatham and Orange Counties a fee of two dollars and fifty cents ($2.50) for weapons permits. Referred to Committee on Local Government and Regional Affairs.
H. J. R. 790, a joint resolution directing the University of North Carolina to explore the means to develop a state-wide noncommercial FM radio service. Referred to Committee on Higher Education.

H. B. 809, Committee Substitute for H. B. 809, a bill to protect and preserve student records in the public schools. Referred to Committee on Education.

H. B. 876, a bill to amend Chapter 1184 of the Session Laws of 1949, as amended, the charter of the City of Raleigh with respect to community development programs and activities. Referred to Committee on Local Government and Regional Affairs.

H. B. 892, a bill authorizing State-supported institutions of higher education, community colleges, industrial education centers and technical institutes to permit North Carolina residents at least sixty-five years of age to attend classes on a space available basis without payment of tuition. Referred to Committee on Higher Education.

H. B. 903, a bill to provide for the storage of beverages. Referred to Committee on Alcoholic Beverage Control.

H. B. 918, a bill to amend General Statute 115-157 to allow public school teachers employed on a 10-month basis to be paid in 12 monthly installments instead of 10 monthly installments. Referred to Committee on Education.

H. B. 924, a bill to amend Article 22 of Chapter 58 of the General Statutes to allow up to two thousand five hundred dollars ($2,500) of group life insurance coverage for the spouse and minor children of the eligible applicant and to continue coverage for mentally retarded and physically handicapped children. Referred to Committee on Insurance.

H. B. 931, a bill to make various technical amendments relating to trusts and estates. Referred to Committee on Judiciary II.

H. B. 935, a bill to amend General Statute 160A-274 to authorize any county board of education or board of education for any city administrative unit to lease unnecessary or nonused school property owned by the board to other governmental agencies for one dollar ($1.00) per year. Referred to Committee on Education.

H. B. 937, a bill to provide for the use of the most recent safety standards in the liquified petroleum gases law. Referred to Committee on Agriculture.

H. B. 952, a bill to amend Part 5 of Article 1 of Chapter 106 of the General Statutes, relating to the collection and publication of agriculture statistics. Referred to Committee on Agriculture.

H. B. 965, a bill to amend General Statute 15A-943 to make more flexible the calendaring of arraignments in certain counties. Referred to Committee on Courts and Judicial Districts.
H. B. 1005, a bill to amend Article 50 of Chapter 106 of the North Carolina General Statutes relating to the promotion of use and sale of agricultural products. Referred to Committee on Agriculture.

H. B. 1016, a bill to amend Section 229 Chapter 113 of the General Statutes relating to permits to dredge or fill in or about estuarine waters or State-owned lakes. Referred to Committee on Natural and Economic Resources.

H. B. 1063, a bill to extend the deadline for providing sanitary sewer service to certain annexed areas in the Town of Grifton. Referred to Committee on Local Government and Regional Affairs.

H. B. 1064, a bill to revise and consolidate the charter of the Town of Grifton. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

SPECIAL ORDER NO. 1

H. B. 47, Committee Substitute for H. B. 47

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being Committee Substitute for H. B. 47, a bill to be known as the School Budget and Fiscal Control Act, as amended, upon third reading. The Committee Substitute bill, as amended, passes its third reading by roll-call vote, ayes 37, noes 7, as follows: Those voting in the affirmative are: Senators Alford, Bahakel, Barker, Britt, Childers, Crawford, Daniels, Hardison, Harrington, Harris, Henley, Hill, Kirby, Lackey, Marion, Mills, Moore, Nye, Odom, Palmer, Rauch, Royall, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Webster, Whichard, White, Winters — 37. Those voting in the negative are: Senators Combs, Davis, Jernigan, Kincaid, Renfrow, Scott, Walsh — 7. The Committee Substitute bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendments.

SPECIAL ORDER NO. 2

S. B. 504, Committee Substitute for S. B. 504

The hour having arrived for the consideration of Special Order No. 2, the President of the Senate lays before the Senate Special Order No. 2, it being Committee Substitute for S. B. 504, a bill rewriting Chapter 89 of the General Statutes pertaining to engineering and land surveying, as amended, upon third reading. The Committee Substitute bill, as amended, passes its third reading by roll-call vote, ayes 41, noes 2, as follows: Those voting in the affirmative are: Senators Alford, Bahakel, Barker, Britt, Childers, Crawford, Daniels, Davis, Hardison, Harrington, Henley, Hill,
Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Rauch, Royall, Scott, Sebo, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 41. Those voting in the negative are: Senators Combs, Harris — 2. The Committee Substitute bill, as amended, is ordered engrossed and sent to the House of Representatives.

S. B. 250, a bill to amend the Well Construction Act, General Statute 87-83 et seq.; the Water Use Act, General Statute 143-215.11 et seq.; the Dam Safety Law, General Statute 143-215.23 et seq.; and the Water and Air Quality Reporting Act, General Statute 143-215.63 et seq.; and the civil penalty provisions of Articles 21 and 21B, Chapter 143, North Carolina General Statutes in order to provide enforcement and judicial review procedures similar to and consistent with other parts of Article 21, Chapter 143 of the North Carolina General Statutes administered by the Environmental Management Commission, as amended, upon third reading. Senator Mauney offers Amendment No. 2 which is adopted. Senator Mauney offers Amendment No. 3. Senator Alford moves that the bill, as amended, with pending Amendment No. 3, be recommitted to the Committee on Natural and Economic Resources. Senator Alford calls the previous question, seconded by Senator Harrington. The call is sustained. The motion of Senator Alford to recommit the bill, as amended, with pending amendment, to the Committee on Natural and Economic Resources prevails.

S. B. 752, a bill relating to certain drainage flood control and open space projects and to the exercise of the power of eminent domain in Mecklenburg County. On motion of Senator Davis, consideration of the bill is postponed until tomorrow, May 27.

S. B. 758, a bill providing for the election of commissioners of the Town of Kure Beach, New Hanover County. On motion of Senator William Smith, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. J. R. 805, a joint resolution honoring the life, service and memory of the Most Reverend Vincent S. Waters, D.D., Bishop of the Roman Catholic Diocese of Raleigh. Passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger. On motion of Senator Scott, the joint resolution and the remarks of Senator Winters are recorded in the Journal. (The text of this resolution and the remarks of Senator Winters appear in the Appendix.)

S. B. 819, a bill rewriting Section 3 of Chapter 695, Session Laws of 1971, revising the legal description of the corporate limits of the Town of St. Pauls to incorporate recent annexations thereto, upon second reading. On motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Bahakel, Britt, Childers, Combs, Crawford, Daniels, Davis, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion,

S. B. 827, a bill to provide a consolidated and revised charter for the Town of Edenton in Chowan County, upon second reading. On motion of Senator Davis, Committee Amendments No. 1, No. 2, and No. 3 are adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Bahakel, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Mauney, Mills, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Whichard, White, Winters — 40. The bill, as amended, remains on the Calendar.

H. B. 527, a bill to abolish the office of coroner in Alamance County. On motion of Senator Scott, consideration of the bill is postponed until Monday, June 2.

H. B. 653, Committee Substitute for H. B. 653, a bill to provide for the nomination and election of the members of the Harnett County Board of Education. The Committee Substitute bill passes its second and third readings and is ordered enrolled.

H. B. 747, a bill requiring the payment of delinquent taxes in Caswell County before recording deeds conveying property subject to delinquent taxes, upon second reading. The bill passes its second reading by roll-call vote, ayes 37, noes 1, as follows: Those voting in the affirmative are: Senators Alford, Bahakel, Britt, Childers, Combs, Crawford, Daniels, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Mauney, Moore, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, White, Winters — 37. Voting in the negative is: Senator Whichard — 1. The bill remains on the Calendar.

H. B. 768, a bill to authorize the City of Lincolnton to purchase a printing machine without following the formal bidding procedures. Passes its second and third readings and is ordered enrolled.

H. B. 803, a bill to provide that members of the Alleghany County Board of Education shall be elected in a partisan primary and election. Passes its second and third readings and is ordered enrolled.

H. B. 846, a bill to provide a supplemental retirement fund for firemen in the City of Washington, North Carolina, and to modify the application of General Statute 118-5, General Statute 118-6 and General Statute 118-7 to the City of Washington, North Carolina. Passes its second and third readings and is ordered enrolled.
H. B. 848, a bill to amend the charter of the City of Monroe to increase the membership of the city council and to provide for staggered terms. Passes its second and third readings and is ordered enrolled.

H. B. 869, a bill to amend General Statute 160A-77 to change the deadline for issuing the city code for the City of Williamston. Passes its second and third readings and is ordered enrolled.

H. B. 902, a bill to repeal the Durham County Sunday closing laws. Passes its second and third readings and is ordered enrolled.

H. B. 938, a bill to authorize the County Commissioners of Moore County to increase the pay of the local registrar of vital statistics. Passes its second and third readings and is ordered enrolled.

H. B. 939, a bill to amend Chapter 408 of the Session Laws of 1971 relating to the Kannapolis Firemen’s Supplemental Retirement Fund. Passes its second and third readings and is ordered enrolled.

H. B. 943, a bill to provide for a referendum on the question of partisan or nonpartisan elections in the City of Charlotte. Passes its second and third readings and is ordered enrolled.

H. B. 946, a bill relating to certain drainage flood control and open space projects and to the exercise of the power of eminent domain in Mecklenburg County, upon second reading. The bill passes its second reading by roll-call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Bahakel, Britt, Childers, Combs, Crawford, Daniels, Davis, Hardison, Harrington, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, McDuffie, Moore, Nye, Odom, Palmer, Rauch, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White — 39. The bill remains on the Calendar.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 18, an act to authorize absentee ballots in municipal elections.

S. B. 117, an act to be known as the renunciation of transfers by will, intestacy, appointment or insurance contract act.

S. B. 240, an act to amend General Statute 115-190 as it relates to contracts for transportation entered into by county and city boards of education in lieu of the operation by county and city boards of education of public school buses.

S. B. 251, an act to amend General Statute 115-157 to distinguish between supervisors and classified principals as to annual leave-taking.
S. B. 285, an act to provide the National School Lunch Program in all public school administrative units.

S. B. 296, an act to provide for the control and regulation of outdoor advertising and junkyards within the vicinity of the Blue Ridge Parkway.

S. B. 322, an act to transfer the North Carolina Criminal Justice Training and Standards Council to the Department of Justice.

S. B. 362, an act to amend General Statute 136-72 to clarify the authority for establishing the maximum safe load carrying capacity of bridges on the State highway system.

S. B. 433, an act to amend Chapter 143-89 of the General Statutes to correct membership of North Carolina Art Society, Incorporated.

S. B. 435, an act to amend General Statute 121-20 to correspond with changes in 1955 amendment to General Statutes.

S. B. 483, an act to authorize the sheriff to issue weapons permits instead of the clerk of superior court.

S. B. 491, an act to incorporate the Town of Raynham in Robeson County.

S. B. 516, an act to reenact the authority of boards of county commissioners to redefine electoral district boundaries.

S. B. 530, an act to add the University of North Carolina to those agencies exempt from the provisions of Chapter 150A of the General Statutes.

S. B. 571, an act to amend Chapters 1 and 15 of the General Statutes, and related provisions dealing with appellate procedure in the courts, to conform to the rules of appellate procedure.

S. J. R. 611, a joint resolution designating the week of April 21, 1975, to April 27, 1975, as "College Newspaper Week."

S. B. 635, an act to increase the number of county commissioners of Gaston County, to provide for staggered terms for county commissioners of Gaston County, and to make various other provisions relating to the Gaston County Board of Commissioners.

S. B. 644, an act to redefine the corporate limits of the Town of Bethel in Pitt County.

S. B. 685, an act to provide for the election and terms of office of the Board of Education of Craven County, and to fix the districts for the Board.

S. J. R. 708, a joint resolution congratulating and commending the Elm City High School basketball team of Elm City for its performance and sportsmanship in winning the State 2-A Conference Basketball Championship.

S. J. R. 730, a joint resolution honoring Albert Coates, founder of the Institute of Government at Chapel Hill, Professor Emeritus of the School
of Law at the University of North Carolina, and North Carolina citizen extraordinary.

S. J. R. 748, a joint resolution congratulating and commending the North Carolina Restaurant Association, Inc., for sponsoring Coffee Day to raise funds for crippled children and adults in North Carolina through the Easter Seal Society.

H. B. 146, an act to amend General Statute 1-69.1 to allow partnerships to be sued or to sue in their common name.

H. B. 243, an act to provide for one member of the General Statutes Commission to be appointed by the President of the North Carolina Bar Association.

H. B. 547, an act to allow the sheriff of Lee County a fee of two dollars ($2.00) for weapons permits.

H. B. 593, an act to transfer responsibility for forwarding death certificates to the county board of elections from the register of deeds to the State Health Director.

H. B. 642, an act to rewrite General Statute 130-14 and to amend General Statute 130-14.1 to clarify the appointment and composition of district health boards.

H. B. 730, an act to revise and consolidate the charter of the Town of Spindale and to repeal prior charter acts.

H. B. 744, an act to prohibit the setting of steel traps on certain rented or leased land in Cleveland, Polk, and Rutherford Counties.

H. B. 746, an act to amend Chapter 1436 of the Session Laws of 1957 with respect to the procedures of the Game Commission of Currituck County in licensing waterfowl hunting blinds.

H. B. 758, an act to amend General Statute 143-341(4)a. and b. so as to delete the requirement that the Department of Administration must have a metes and bounds description for all land owned or leased by the State and to delete the requirement that the Department's inventory of lands and buildings owned and leased by the State must reflect their condition and current value.

H. B. 760, an act to define the status of area mental health boards and to clarify the membership thereof.

H. B. 763, an act to amend Schedule IV of the Controlled Substances Act to include certain new substances therein.

H. B. 769, an act to repeal certain sections of the North Carolina General Statutes to eliminate sex-based distinctions that create discrimination.

H. B. 777, an act to amend General Statute 130-14.1 relating to the dissolution of a district health department.
H. B. 789, an act to lengthen the segment of the South Fork, New River, in Ashe and Alleghany Counties included in the North Carolina Natural and Scenic River System.

H. B. 793, an act to amend Chapter 346 of the 1973 Session Laws to make said Chapter apply to the Town of Tarboro.

H. B. 795, an act to authorize the County of Moore to use the procedure specified in Article 9, Chapter 136, in acquiring land by condemnation.

H. B. 824, an act to correct a technical error in Chapter 476, Section 128 of the 1973 Session Laws pertaining to conforming changes to effectuate reorganization.

H. B. 829, an act to amend Chapter 344 of the 1961 Session Laws relating to the distribution of the net profits of the Town of Ocean Isle Beach Alcoholic Control Board.

H. B. 844, an act to authorize a county and cities within that county to create a joint redevelopment commission.

H. B. 851, an act to amend the Rules of Civil Procedure to provide an alternate method for service of process by registered or certified mail.

H. B. 855, an act to amend General Statute 14-234 in order to permit certain public officials to transact business with savings and loan associations in the regular course of business.

H. B. 930, an act to reenact General Statute 54-21.2(b) allowing State chartered savings and loan associations to make any loans or investments permitted to federal savings and loan associations.

H. J. R. 1046, a joint resolution congratulating and commending North Carolina Special Olympics, Inc., for sponsoring special olympics for mentally retarded children and adults in North Carolina to provide physical educational opportunities.

H. B. 1096, an act to provide for the nomination and election of the Board of Education of Robeson County.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.

NINETY-FIFTH DAY

SENATE CHAMBER,
Tuesday, May 27, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Albert Edwards, Minister of the First Presbyterian Church, Raleigh and Chaplain of the House of Representatives.
Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

A leave of absence granted previously to Senator Alexander is noted.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Royall, for the Committee on Human Resources:

H. B. 475, a bill to prohibit discrimination in provisions of health insurance to any person possessing the sickle cell trait, with a favorable report.

H. B. 476, Committee Substitute for H. B. 476, a bill to prohibit discrimination in provisions of life insurance to any person possessing the sickle cell trait, with a favorable report.

H. B. 477, Committee Substitute for H. B. 477, a bill to prohibit discrimination in employment against any person possessing the sickle cell trait, with a favorable report, as amended.

By Senator Allsbrook, for the Committee on Judiciary I:

S. B. 800, a bill to provide that any party may introduce photographs as substantive evidence upon laying the proper foundation, with a favorable report, as amended.

S. B. 815, a bill to amend General Statute 15-180.2 by providing that certain records and transcripts may be provided to an indigent defendant petitioning the Appellate Division for a writ of certiorari, with a favorable report.

H. B. 941, a bill to amend General Statute 66-84 so as to include Johnston County under Article 17, Chapter 66 of “Closing-Out Sales,” with a favorable report.

By Senator Britt, for the Committee on Judiciary II:

S. B. 130, a bill to permit left turns onto a one-way street on a red light, with an unfavorable report.

S. B. 385, a bill to require insurance companies to notify the Department of Motor Vehicles of new motor vehicle liability policies, without prejudice. On motion of Senator Britt, the rules are suspended and the bill is placed before the Senate for immediate consideration, and on his motion is postponed indefinitely.

S. B. 693, a bill to provide that, for purposes of the Driver License Article of Chapter 20, a defendant who has failed to appear over 90 days for a traffic offense shall be deemed convicted, with a favorable report.
S. B. 743, a bill to modify the North Carolina State Hearing Aid Dealers and Fitters Licensing Act, with a favorable report.

S. B. 757, a bill authorizing the registration of vehicles on an apportionment basis, with a favorable report. On motion of Senator Britt, the bill is re-referred to the Committee on Finance.

S. B. 784, a bill to make technical amendments in the law relating to private protective services, Chapter 74B, with a favorable report.

S. B. 785, a bill amending General Statute 142-13 relating to the destruction of cancelled State bonds, notes and coupons, with a favorable report.

S. B. 786, a bill to amend General Statute 90-106 to regulate the distribution of controlled substances by manufacturers' sales representatives to practitioners, with a favorable report.

S. B. 794, a bill to provide the judicial machinery by means of which a trust can be amended to preserve the federal estate tax charitable deduction, with a favorable report.

S. B. 796, a bill to exclude from the definition of "contract of insurance" certain product warranties covering motor vehicles, with a favorable report.

S. B. 834, a bill to amend General Statute 20-176 to remove an ambiguity in punishment limits for certain offenses, with a favorable report. On motion of Senator Britt, the bill is placed on the Calendar for Thursday, May 29.

S. B. 840, a bill to postpone the effective date of Chapter 1286 of the 1973 Session Laws to September 1, 1975, with a favorable report, as amended.

H. B. 277, Committee Substitute for H. B. 277, a bill to amend Article 19 of Chapter 160A of the General Statutes relating to planning and regulation of development of family care or group homes licensed or certified by the Department of Human Resources, with a favorable report.

By Senator Lynwood Smith, for the Committee on Manufacturing, Labor and Commerce:

S. B. 792, a bill to amend the Workmen's Compensation Act with respect to the time of notice of an occupational disease, with a favorable report.

H. B. 424, Committee Substitute No. 2 for Committee Substitute No. 1 for H. B. 424, a bill to exclude employees injured while under the influence of drugs from eligibility for workmen's compensation, with a favorable report, as amended.

H. B. 617, a bill to make various changes in the Auctioneer Licensing Law, including clarification of license renewal dates and fee schedules, addition of the requirement of the use of escrow accounts, and clarification of which estates sales are exempt from the requirement of using a licensed auctioneer, with a favorable report.
H. B. 648, a bill to be known as the Uniform Boiler and Pressure Vessel Act of North Carolina, with a favorable report.

H. B. 802, a bill to amend General Statute 97-103 to prevent superfluous risk evaluations prior to utilization of the Workmen's Compensation Assigned Risk Plan, with a favorable report, as amended.

H. B. 886, a bill to bring persons sixty-five years of age or older within the provisions of the Minimum Wage Act, with a favorable report.

By Senator Webster, for the Committee on Public Utilities and Energy:

S. J. R. 848, a bill calling for a Congressional investigation into activities of private industry with respect to coal, with a favorable report.

S. J. R. 867, a joint resolution fixing the time and place for a Joint Session of the Senate and House of Representatives to act on confirmation of appointments made by the Governor to membership on the State Utilities Commission, with a favorable report.

By Senator Harrington, for the Committee on Transportation:

H. B. 634, Committee Substitute for H. B. 634, a bill to authorize the Board of Transportation to administer federal programs relating to mass transportation, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 874, by Senator McNeill Smith, a bill to appropriate one hundred forty thousand dollars ($140,000) to the North Carolina Department of Human Resources for fiscal years 1975-77 to be used for the North Carolina Training Center for Infant-Toddler Care. Referred to Committee on Appropriations.

S. B. 875, by Senators Walsh, Mills, Hardison, Henley, and Childers, a bill to appropriate funds to the North Carolina Department of Human Resources to enable the Western Carolina Center to meet intermediate care facility standards in order to continue to receive federal Medicaid-Medicare funds. Referred to Committee on Appropriations.

S. B. 876, by Senators Hardison, Mills, Webster, and Henley, a bill to amend General Statute 143-215.107 relating to air quality standards. Referred to Committee on Natural and Economic Resources.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 151, Committee Substitute for S. B. 151, a bill to establish policy for State agencies to perform energy consumption analyses on major
construction or renovation of buildings, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, May 28.

H. B. 11, a bill to provide that primary elections shall be held in August, and to make appropriate time changes relating to absentee ballots, and independent candidates. Referred to Committee on State Government.

H. J. R. 331, Committee Substitute for H. J. R. 331, a joint resolution creating a Special Interim Joint Committee of the General Assembly to study the need for the creation of a Division of Actuarial Services within the Department of State Treasurer. Referred to Committee on State Government.

H. B. 549, Committee Substitute for H. B. 549, a bill to consolidate the charter of the City of Durham and to repeal prior local Acts. Referred to Committee on Local Government and Regional Affairs.

H. B. 561, Committee Substitute for H. B. 561, a bill to provide that conveyances used to transport unlawful drugs shall not be subject to forfeiture where conveyance was used without owner's knowledge or consent. Referred to Committee on Judiciary I.

H. B. 632, a bill relating to assignment of official license plates. Referred to Committee on Transportation.

H. B. 689, a bill to make technical and clarifying amendments to the election laws. Referred to Committee on State Government.

H. B. 900, a bill to prohibit operation of motor vehicles upon utility easements after being forbidden to do so. Referred to Committee on Judiciary II.

H. B. 973, a bill to limit the prescribing, compounding and dispensing of drugs by certain persons approved by the North Carolina Board of Medical Examiners and the North Carolina Board of Pharmacy. Referred to Committee on Human Resources.

H. B. 1002, a bill to increase boiler inspection fees for boiler inspections performed by the North Carolina Department of Labor. Referred to Committee on Finance.

H. J. R. 1020, a joint resolution honoring Diane Strawbridge for her efforts in crime prevention. Referred to Committee on Rules and Operation of the Senate.

H. B. 1038, a bill to exempt Warren County from Article 7A of Chapter 113 of the General Statutes entitled "Safe Distances for Hunting Migratory Wild Waterfowl." Referred to Committee on Wildlife.

H. B. 1041, a bill to amend General Statute 143-49(4) so as to establish an equipment reserve fund from receipts of sales or transfers of personal property by State departments, institutions and agencies. Referred to Committee on Finance.
H. B. 1072, a bill to provide for the election of the members of the Chatham County Board of Education. Referred to Committee on Education.

H. B. 1073, a bill to permit certain retirement system credits for employees of the office of Clerk of Superior Court of Cabarrus County prior to such time as they were assimilated by the Administrative Office of the Courts. Referred to Committee on Local Government and Regional Affairs.

H. B. 1102, a bill to redefine and extend the corporate limits of the Town of Plymouth, Washington County, North Carolina. Referred to Committee on Local Government and Regional Affairs.

H. B. 1106, a bill to repeal Chapter 476 of the 1969 Session Laws and to substitute in lieu thereof a new act providing for the election of the Cherokee County Board of Education. Referred to Committee on Education.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

**SPECIAL ORDER NO. 1**

H. B. 74, Committee Substitute for H. B. 74

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being Committee Substitute for H. B. 74, a bill to establish a health care liability reinsurance exchange. Senator Barker offers Amendment No. 1 which is adopted. Senator Barker calls the previous question, seconded by Senator Britt. The call is sustained. The Committee Substitute bill, as amended, passes its second and third readings and is ordered sent, without objection, to the House of Representatives for concurrence in the Senate amendment, by special messenger. Senator Whichard requests to be recorded voting “aye.”

**SPECIAL ORDER NO. 2**

H. B. 445, Committee Substitute for H. B. 445

The hour having arrived for the consideration of Special Order No. 2, the President of the Senate lays before the Senate Special Order No. 2, it being Committee Substitute for H. B. 445, a bill to amend Article 2A of Chapter 45 to provide notice and hearing prior to mortgage foreclosure sales. On motion of Senator Britt, Committee Amendments No. 1, No. 2, No. 3, No. 4, No. 5, and No. 6 are adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered sent, without objection, to the House of Representatives for concurrence in the Senate amendments, by special messenger.
S. B. 360, Committee Substitute for S. B. 360

The hour having arrived for the consideration of Special Order No. 3, the President of the Senate lays before the Senate Special Order No. 3, it being Committee Substitute for S. B. 360, a bill to appoint four additional members to the North Carolina Wildlife Resources Commission with terms expiring July 1, 1979. Senator Moore offers Amendment No. 1 which is adopted. On motion of Senator Stallings, consideration of the Committee Substitute bill, as amended, is postponed until Tuesday, June 3.

SPECIAL ORDER NO. 4

S. B. 357, Committee Substitute for S. B. 357

The hour having arrived for the consideration of Special Order No. 4, the President of the Senate lays before the Senate Special Order No. 4, it being Committee Substitute for S. B. 357, a bill to rewrite Chapter 52A of the General Statutes entitled "Uniform Reciprocal Enforcement of Support Act," as amended, upon third reading. On motion of Senator Sebo, consideration of the Committee Substitute bill, as amended, is postponed until Thursday, May 29, and is made Special Order No. 1 of the day.

S. B. 337, a bill to amend Article 4 of the Revenue Act relative to income tax to provide a credit for ad valorem tax paid on manufacturers' inventories, upon second reading. On motion of Senator Staton, the bill is recommitted to the Committee on Finance.

S. B. 490, a bill to amend General Statute 115-87 authorizing the clerk of the superior court to act as an arbitrator in the event of a disagreement between county or city boards of education and the tax levying authorities as to the amount of the current expense fund, the capital outlay fund, and the debt service fund, upon second reading. On motion of Senator Kirby, consideration of the bill is postponed until Wednesday, June 4.

S. B. 499, a bill to amend certain private laws relating to the police and firemen's pension funds in the City of Asheville and to authorize said City to establish a retirement or pension fund for city employees, for concurrence in the House amendment. On motion of Senator Crawford, consideration of the bill is postponed until Thursday, May 29.

S. B. 592, Committee Substitute for S. B. 592, a bill to provide staggered terms of four years for the Board of County Commissioners of Person County. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 638, a bill to adjust Department of Motor Vehicles' Inspection certificate fee to recover cost, upon second reading. On motion of Senator Totherow, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 33, noes 4, as follows: Those voting in the affirmative are: Senators Alford, Bahakel, Britt, Crawford, Daniels, Davis, Garrison, Hardison, Harrington, Harris, Hill,
Jernigan, Kincaid, Kirby, Lackey, Mills, Moore, Nye, Palmer, Rauch, Royall, Scott, McNeill Smith, William Smith, Stallings, Staton, Strickland, Totherow, Walker, Walsh, Webster, White, Winters — 33. Those voting in the negative are: Senators Childers, Marion, Mauney, Suddarth — 4. The bill, as amended, remains on the Calendar.

S. B. 650, a bill to adjust Department of Motor Vehicles' fee for operator's and chauffeur's license to recover cost, upon second reading. On motion of Senator Totherow, the bill is recommitted to the Committee on Finance.

S. B. 655, a bill to amend General Statute 62-300 and General Statute 62-266 to increase certain statutory fees and charges for filing proceedings and re-registration of motor carrier equipment with the Utilities Commission, upon second reading. Senator Crawford offers Amendments No. 1 and No. 2, held not to be material, which are adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 37, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Crawford, Davis, Garrison, Hardison, Harrington, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Sebo, McNeill Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Walker, Webster, White, Winters — 37. The bill, as amended, remains on the Calendar.

S. B. 656, Committee Substitute for S. B. 656, a bill to provide gasoline tax refunds to "sheltered workshops" recognized and approved by the Department of Human Resources, upon second reading. The Committee Substitute bill passes its second reading by roll-call vote, ayes 35, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Barker, Combs, Davis, Garrison, Hardison, Harrington, Hill, Jernigan, Kincaid, Kirby, Marion, Mauney, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Sebo, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Walker, Webster, White, Winters — 35. The Committee Substitute bill remains on the Calendar.

S. B. 716, a bill to amend Chapter 162A of the General Statutes by adding thereto a new section numbered General Statute 162A-77.1 to authorize elections upon the question of mergers of metropolitan sewerage districts into cities or towns, upon second reading. The bill passes its second reading by roll-call vote, ayes 34, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Britt, Combs, Crawford, Davis, Garrison, Hardison, Harrington, Jernigan, Kirby, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Sebo, Lynwood Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Walker, Webster, Whichard, White, Winters — 34. The bill remains on the Calendar.

S. B. 752, a bill relating to certain drainage flood control and open space projects and to the exercise of the power of eminent domain in Mecklenburg County. On motion of Senator Moore, the bill is postponed indefinitely.
S. B. 774, a bill to limit the amount of individual and corporate income tax deduction for North Carolina dividends to fifteen thousand dollars ($15,000) and to amend certain intangibles tax provisions to conform thereto, upon third reading. Senator Kirby moves that the vote by which the bill, as amended, passed its second reading be reconsidered, which motion prevails. Senator Kirby moves that the vote by which Amendment No. 1 was adopted be reconsidered, which motion prevails. Senator Kirby withdraws Amendment No. 1. Senator Kirby offers Amendment No. 2, held to be material, which is adopted. Senator Renfrow offers Amendments No. 3 and No. 4, which are adopted. The bill, as amended, remains on the Calendar upon second reading.

S. B. 819, a bill rewriting Section 3 of Chapter 695, Session Laws of 1971, revising the legal description of the corporate limits of the Town of St. Pauls to incorporate recent annexations thereto, as amended, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 35, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Daniels, Davis, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kirby, Lackey, Marion, Mauney, McDuffie, Mills, Odom, Palmer, Rauch, Royall, Scott, Sebo, Lynwood Smith, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White — 35. The bill is ordered engrossed and sent to the House of Representatives.

S. B. 827, a bill to provide a consolidated and revised charter for the Town of Edenton in Chowan County, as amended, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kirby, Lackey, Marion, Mauney, Mills, Moore, Palmer, Rauch, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard — 36. The bill is ordered engrossed and sent to the House of Representatives.

H. B. 421, Committee Substitute for H. B. 421, a bill to amend General Statute 44A-4 and General Statute 20-77 to provide notice and opportunity for hearing prior to lien sales, as amended, upon third reading. Senator Suddarth offers Amendment No. 3, which is adopted. The Committee Substitute bill, as amended, passes its third reading by roll-call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Britt, Childers, Crawford, Daniels, Davis, Garrison, Hardison, Harrington, Harris, Hill, Kirby, Lackey, Marion, Mauney, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 42. The Committee Substitute bill, as amended, is ordered sent, without objection, to the House of Representatives for concurrence in the Senate amendments, by special messenger.
H. B. 465, Committee Substitute for H. B. 465, a bill to prorate the property tax liability of an owner of land which is subsequently condemned by the State or any local municipality via eminent domain, upon second reading. The Committee Substitute bill passes its second reading by roll-call vote, ayes 38, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Barker, Britt, Combs, Crawford, Daniels, Davis, Garrison, Hardison, Harrington, Harris, Hill, Jernigan, Kirby, Marion, Mauney, McDuffie, Mills, Moore, Nye, Palmer, Renfrow, Royall, Sebo, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Whichard, White, Winters — 38. The Committee Substitute bill remains on the Calendar.

H. B. 575, Committee Substitute for H. B. 575, a bill to permit counties to assist in the financing of improvements to rural subdivision and residential streets and to levy special assessments therefor, upon second reading. On motion of Senator Davis, the Committee amendment is adopted. On motion of Senator Suddarth, the Committee Substitute bill, as amended, is temporarily displaced and remains on the Calendar.

H. B. 589, a bill to provide a fee for the filing of reinstatement of articles of incorporation, upon third reading. The bill passes its third reading by roll-call vote, ayes 37, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Britt, Childers, Daniels, Davis, Garrison, Hardison, Harrington, Harris, Hill, Kirby, Lackey, Marion, Mauney, Moore, Nye, Palmer, Rauch, Renfrow, Royall, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, White, Winters — 37. The bill is ordered enrolled.

H. B. 747, a bill requiring the payment of delinquent taxes in Caswell County before recording deeds conveying property subject to delinquent taxes, upon third reading. On motion of Senator Webster, the bill is re-referred to the Committee on Judiciary II.

H. B. 754, a bill to amend Chapter 280 of the Private Laws of 1905 so as to amend the charter of the Cliffside Railroad Company. Passes its second and third readings and is ordered enrolled.

H. B. 831, a bill to adjust Department of Motor Vehicles' registration fees to recover cost, upon third reading. The bill passes its third reading by roll-call vote, ayes 33, noes 1, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Britt, Childers, Crawford, Daniels, Davis, Garrison, Harris, Hill, Lackey, Marion, Moore, Nye, Odom, Palmer, Rauch, Royall, Scott, Sebo, McNeill Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, White, Winters — 33. Voting in the negative is: Senator Mauney — 1. The bill is ordered enrolled.

H. B. 832, a bill to adjust Driver Training and Safety Education Fund fee, upon third reading. The bill passes its third reading by roll-call vote, ayes 33, noes 1, as follows: Those voting in the affirmative are:
Senators Alford, Allsbrook, Bahakel, Britt, Childers, Crawford, Daniels, Davis, Garrison, Hardison, Harrington, Harris, Hill, Lackey, Marion, Moore, Nye, Odom, Palmer, Royall, Scott, Sebo, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, White, Winters — 33. Voting in the negative is: Senator Mauney — 1. The bill is ordered enrolled.

H. B. 858, a bill to assess an additional fee of ten dollars ($10.00) for special license plates issued to officials of the judicial, legislative, and administrative branches of State government, upon third reading. The bill passes its third reading by roll-call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Hardison, Harrington, Harris, Hill, Lackey, Marion, Mauney, McDuffie, Moore, Nye, Odom, Palmer, Rauch, Royall, Scott, Sebo, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, White, Winters — 39. The bill is ordered enrolled.

H. B. 946, a bill relating to certain drainage flood control and open space projects and to the exercise of the power of eminent domain in Mecklenburg County, upon third reading. The bill passes its third reading by roll-call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Hardison, Harrington, Harris, Hill, Jernigan, Kirby, Lackey, Marion, McDuffie, Mills, Moore, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Stallings, Staton, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, Winters — 40. The bill is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 511, an act to make technical amendments in General Statute Chapters 18A and 105, concerning the regulation of intoxicating liquors.

S. B. 538, an act to transfer the Bureau of Labor for the Deaf from the Department of Labor to the Department of Human Resources.

H. B. 541, an act to be known as the Uniform Wage Payment Law of North Carolina.

H. B. 653, an act to provide for the nomination and election of the members of the Harnett County Board of Education.

H. B. 726, an act to exclude a nonprofit consumer-owned water corporation from the definition of "public utility," as that term is used in Chapter 62 of the General Statutes.

H. B. 768, an act to authorize the City of Lincolnton to purchase a printing machine without following the formal bidding procedures.
H. B. 803, an act to provide that members of the Alleghany County Board of Education shall be elected in a partisan primary and election.

H. B. 846, an act to provide a supplemental retirement fund for firemen in the City of Washington, North Carolina, and to modify the application of General Statute 118-5, General Statute 118-6, and General Statute 118-7 to the City of Washington, North Carolina.

H. B. 848, an act to amend the charter of the City of Monroe to increase the membership of the city council and to provide for staggered terms.

H. B. 869, an act to amend General Statute 160A-77 to change the deadline for issuing the city code for the City of Williamston.

H. B. 902, an act to repeal the Durham County Sunday closing laws.

H. B. 938, an act to authorize the county commissioners of Moore County to increase the pay of the local registrar of vital statistics.

H. B. 939, an act to amend Chapter 408 of Session Laws of 1971 relating to the Kannapolis Firemen’s Supplemental Retirement Fund.

H. B. 943, an act to provide for a referendum on the question of partisan or nonpartisan elections in the City of Charlotte.

On motion of Senator Mills, the Senate adjourns to meet tomorrow at 1:00 P.M.

NINETY-SIXTH DAY

Senate Chamber,
Wednesday, May 28, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants a leave of absence to Senator Staton for tomorrow, May 29. A leave of absence granted previously to Senator Alexander is noted.

Senator White for the Committee on Agriculture submits the Report of the Senate Committee on Agriculture on Appointments to the State Board of Agriculture made by the Governor and subject to consent by the Senate of the General Assembly as follows:
REPORT OF SENATE COMMITTEE ON AGRICULTURE ON APPOINTMENTS TO THE STATE BOARD OF AGRICULTURE

The Senate Committee on Agriculture, which has been charged by the Lieutenant Governor with the duty of inquiring into the qualifications and fitness of persons appointed by the Governor in cases where appointments are subject to consent by the Senate of the General Assembly, reports as follows:

The Senate Committee on Agriculture recommends that in compliance with General Statute 106-2, that the members of the Senate vote to give consent to the following appointments of the Governor to membership on the State Board of Agriculture:

Henry Tyson Smith of Fountain, North Carolina  
(For a term to expire 5-4-81)
Fred R. Snow, Jr. of Dobson, North Carolina  
(For a term to expire 5-4-81)
James L. Sutherland, Jr. of Laurinburg, North Carolina  
(Reappointed for a term to expire 5-4-81)

Vernon E. White, Chairman  
Committee on Agriculture

The Senate consents to the appointments by roll-call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, McDuffie, Moore, Odom, Palmer, Rauch, Renfrow, Royall, Sebo, Lynwood Smith, McNeill Smith, William Smith, Staton, Strickland, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White — 40.

H. J. R. 816. On motion of Senator Rauch, the rules are suspended and H. J. R. 816, a joint resolution creating the Commission on Sexual Assaults, is taken from the Committee on Law Enforcement and Crime Control and is re-referred to the Committee on Criminal Justice and Corrections.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Garrison, for the Committee on Banking:

S. B. 809, a bill to permit mutual deposit guaranty associations to invest their funds in the stock of savings and loan associations and banks authorized to do business in North Carolina, with a favorable report, as amended.

By Senator Gudger, for the Committee on Criminal Justice and Corrections:

S. J. R. 749, a joint resolution extending the Commission on Sentencing, Criminal Punishment and Rehabilitation, with a favorable report, as
amended. On motion of Senator Gudger, the rules are suspended and the joint resolution is placed before the Senate for immediate consideration. On motion of Senator Gudger the Committee Amendment is adopted and on his motion the joint resolution, as amended, is re-referred to the Committee on Appropriations.

H. J. R. 20, a joint resolution establishing a commission to study and evaluate the educational, vocational and rehabilitative programs available to females committed to the Department of Correction and to recommend possible improvements and additions to these programs, with a favorable report, as amended.

H. B. 587, Committee Substitute for H. B. 587, a bill to amend Chapter 148 of the General Statutes to permit North Carolina sentence to be served in another jurisdiction, with a favorable report.

By Senator Alford, for the Committee on Education:

H. B. 935, a bill to amend General Statute 160A-274 to authorize any county board of education or board of education for any city administrative unit to lease unnecessary or nonused school property owned by the board to other governmental agencies for one dollar ($1.00) per year, with a favorable report.

By Senator Rauch, for the Committee on Law Enforcement and Crime Control:

S. B. 361, a bill to amend Chapters 128 and 135 of the General Statutes relating to the retirement systems to make provision apply to former members of the law enforcement officers' benefit and retirement fund, without prejudice. On motion of Senator Rauch, the rules are suspended and the bill is placed before the Senate for immediate consideration and on his motion the bill is postponed indefinitely.

S. B. 678, a bill to raise the minimum salaries of law enforcement officers and to extend the application of the Law Enforcement Officers Minimum Salary Act, with a favorable report. On motion of Senator Rauch, the bill is re-referred to the Committee on Appropriations.

By Senator Staton, for the Committee on Natural and Economic Resources:

H. B. 713, a bill to amend the Coastal Area Management Act of 1974 to allow local and state government agencies additional time in which to complete certain requirements of the Act, with a favorable report.

H. B. 1016, a bill to amend Section 229 Chapter 113 of the General Statutes relating to permits to dredge or fill in or about estuarine waters or State-owned lakes, with a favorable report.

By Senator McNeill Smith, for the Committee on State Government:

S. B. 797, a bill revising benefits of the Teachers' and State Employees' Retirement System, with a favorable report.
S. B. 798, a bill relating to administering the North Carolina Local Governmental Employees' Retirement System, with a favorable report.

S. B. 799, a bill extending benefits of the North Carolina Local Governmental Employees' Retirement System, with a favorable report.

H. B. 207, a bill to amend Chapter 163 of the General Statutes so as to insure continuity in the design of ballots, with a favorable report.

H. B. 797, a bill to permit use of school and other public property for political party meetings, with a favorable report.

H. B. 827, Committee Substitute for H. B. 827, a bill to provide a presidential preference primary in March, to encourage all presidential candidates to be included on the presidential primary ballot, and to eliminate filing fees for presidential candidates, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. J. R. 877, by Senator Combs, a joint resolution commemorating the late Esther Delia Hunt Moore, educator, community leader, and distinguished citizen. On motion of Senator Combs, the rules are suspended and the joint resolution is placed on the Calendar for immediate consideration. Passes its second and third readings and is, without objection, ordered sent to the House of Representatives, by special messenger.

S. B. 878, by Senator Nye, a bill to amend General Statute 20-16(a)(5) to increase the number of traffic violation points which a professional motor carrier driver may accumulate before his driver's license is subject to suspension. Referred to Committee on Judiciary II.

S. B. 879, by Senators McNeill Smith, Sebo, Winters, Vickery, and Walker, a bill to amend Article 12 of Chapter 95 of the General Statutes relating to public employer-employee relations. Referred to Committee on Judiciary II.

On motion of Senator Alford, the rules are suspended to allow the introduction in today's Session of the following local bill:

S. B. 880, by Senators Alford and Kirby, a bill relating to the game of bingo in Franklin County. Referred to Committee on Local Government and Regional Affairs.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H. J. R. 1170, a joint resolution fixing the time and place for a Joint Session of the Senate and House of Representatives to act on confirmation of appointments made by the Governor to membership on the State Utilities
On motion of Senator Webster, the rules are suspended, and the joint resolution is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 498, House Committee Substitute for S. B. 498, a bill to amend Chapter 156 Private Laws of 1929 as amended by Chapter 35 Private Laws of 1931 relating to the City of Asheville Boxing and Wrestling Commission. Referred to Committee on Local Government and Regional Affairs.

H. B. 403, Committee Substitute for H. B. 403, a bill to amend General Statute 105-149(a)(10) to allow a psychologist to determine the intelligence quotient of a retarded person for purposes of a North Carolina income tax exemption, and to redefine "severely retarded." Referred to Committee on Human Resources.

H. B. 435, Committee Substitute for H. B. 435, a bill to provide for the registration of landscape contractors; to prohibit use of the title "landscape contractor" except by persons duly registered; to create the North Carolina Board of Landscape Contractors and to prescribe its powers and duties. Referred to Committee on Judiciary I.

H. B. 453, a bill to prorate the municipal taxes imposed upon newly annexed territory. Referred to Committee on Finance.

H. B. 857, a bill to further define the rights of handicapped persons. Referred to Committee on Judiciary II.

H. B. 880, a bill to provide that, for purposes of the Driver License Article of Chapter 20, a defendant who has failed to appear over 90 days for a traffic offense shall be deemed convicted. Referred to Committee on Judiciary II.

H. B. 910, a bill to repeal General Statute 58-237.2 relating to the minimum membership required for a burial association. Referred to Committee on Judiciary I.

H. B. 962, a bill to amend General Statute 105-164.4 to delete "airplane" and substitute in lieu thereof "aircraft." Referred to Committee on Finance.


H. B. 983, a bill to amend General Statute 136-44.9 relating to secondary roads. Referred to Committee on Transportation.
H. B. 984, a bill to amend General Statute 136-44.6 relating to the allocation of secondary roads maintenance funds. Referred to Committee on Transportation.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 151, Committee Substitute for S. B. 151, a bill to establish policy for State agencies to perform energy consumption analyses on major construction or renovation of buildings, for concurrence in the House amendment. On motion of Senator McNeill Smith, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 249, Committee Substitute for S. B. 249, a bill to amend Chapter 143, by exempting permits for surface discharges from single family dwellings from the public notice requirements, by extending the time period in which the EMC must act on permits for discharges to surface waters, by authorizing the EMC to charge a reasonable fee for processing permit applications (to offset anticipated reduction in federal funds), by granting discretion to the EMC on the frequency of monitoring reports and by providing guidelines for classification of groundwaters. On motion of Senator Staton, consideration of the Committee Substitute bill is postponed until Friday, May 30.

S. B. 389, a bill to delete the Department of Correction from the provisions for the Administrative Procedure Act and to provide for filing of Department rules with the Attorney General. On motion of Senator Gudger, the bill is recommitted to the Committee on Criminal Justice and Corrections.

S. B. 471, Committee Substitute for S. B. 471, a bill concerning ethics of public officials, as amended, upon third reading. Senator Jernigan offers Amendment No. 4 which is adopted. Senator Bahakel offers Amendment No. 5 which is adopted. Senator Moore offers Amendment No. 6 which is adopted. Senator Moore offers Amendment No. 7. Senator Moore calls the previous question, seconded by Senator Jernigan. The call is sustained. Amendment No. 7 fails of adoption. Senator Walker offers Amendment No. 8 which is adopted. Senator Renfrow offers Amendment No. 9 which is adopted. Senator Jernigan calls the previous question, duly seconded. The call is sustained. The Committee Substitute bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 506, a bill to amend Chapters 160A and 153A of the General Statutes to authorize cities and counties to engage in community development programs and activities, for concurrence in the House amendments. On motion of Senator Whichard, the Senate concurs in the House amendments and the bill is ordered enrolled.
S. B. 616, a bill to rewrite General Statute 116-143.1 concerning residence for tuition purposes, for concurrence in the House amendment. On motion of Senator Strickland, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 638, a bill to adjust Department of Motor Vehicles' inspection certificate fee to recover cost, as amended, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 34, noes 2, as follows: Those voting in the affirmative are: Senators Allsbrook, Bahakel, Barker, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harris, Henley, Hill, Jernigan, Kirby, Lackey, McDuffie, Moore, Nye, Palmer, Rauch, Renfrow, Royall, Lynwood Smith, William Smith, Stallings, Strickland, Totherow, Vickery, Walker, Walsh, Webster, White — 34. Those voting in the negative are: Senators Marion, Mauney — 2. The bill, as amended, is ordered engrossed and sent to the House of Representatives.

S. B. 655, a bill to amend General Statute 62-300 and General Statute 62-266 to increase certain statutory fees and charges for filing proceedings and re-registration of motor carrier equipment with the Utilities Commission, as amended, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harris, Henley, Hill, Jernigan, Kirby, Lackey, Marion, Mauney, McDuffie, Moore, Nye, Palmer, Rauch, Renfrow, Royall, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Vickery, Walker, Walsh, Webster, White — 39. The bill, as amended, is ordered engrossed and sent to the House of Representatives.

S. B. 656, Committee Substitute for S. B. 656, a bill to provide gasoline tax refunds to "sheltered workshops" recognized and approved by the Department of Human Resources, upon third reading. The Committee Substitute bill passes its third reading by roll-call vote, ayes 37, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harris, Henley, Hill, Kirby, Lackey, Marion, Mauney, McDuffie, Moore, Nye, Palmer, Rauch, Renfrow, Royall, Sebo, McNeill Smith, William Smith, Stallings, Staton, Strickland, Totherow, Vickery, Walker, Walsh, Webster, White — 37. The Committee Substitute bill is ordered sent to the House of Representatives.

S. B. 716, a bill to amend Chapter 162A of the General Statutes by adding thereto a new section numbered General Statute 162A-77.1 to authorize elections upon the question of mergers of metropolitan sewerage districts into cities or towns, upon third reading. The bill passes its third reading by roll-call vote, ayes 37, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Barker, Childers, Combs, Crawford, Daniels, Davis, Garrison, Hardison, Harris, Henley, Hill, Jernigan, Kirby, Lackey, Marion, Mauney, McDuffie, Nye, Palmer, Rauch, Renfrow, Royall, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings,
Staton, Strickland, Suddarth, Totherow, Walker, Walsh, Webster, White — 37. The bill is ordered sent to the House of Representatives.

S. B. 774, a bill to limit the amount of individual and corporate income tax deduction for North Carolina dividends to fifteen thousand dollars ($15,000) and to amend certain intangibles tax provisions to conform thereto, as amended, upon second reading. Senator William Smith offers Amendment No. 5 which fails of adoption. The bill, as amended, passes its second reading by roll-call vote, ayes 44, noes 1, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 44. Voting in the negative is: Senator Lynwood Smith — 1. The bill, as amended, remains on the Calendar.

S. B. 782, a bill to authorize cities and counties to create environmental quality advisory boards. On motion of Senator Staton, consideration of the bill is postponed until Friday, May 30.

S. J. R. 867, a joint resolution fixing the time and place for a Joint Session of the Senate and House of Representatives to act on confirmation of appointments made by the Governor to membership on the State Utilities Commission. On motion of Senator Webster, the joint resolution is postponed indefinitely.

H. B. 465, Committee Substitute for H. B. 465, a bill to probate the property tax liability of an owner of land which is subsequently condemned by the State or any local municipality via eminent domain, upon third reading. The Committee Substitute bill passes its third reading by roll-call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Barker, Childers, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Nye, Palmer, Rauch, Renfrow, Royall, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Walker, Walsh, Webster, White — 36. The Committee Substitute bill is ordered enrolled.

H. B. 475, a bill to prohibit discrimination in provisions of health insurance to any person possessing the sickle cell trait. On motion of Senator Harris, the bill is re-referred to the Committee on Insurance.

H. B. 476, Committee Substitute for H. B. 476, a bill to prohibit discrimination in provisions of life insurance to any person possessing the sickle cell trait. On motion of Senator Harris, the Committee Substitute bill is re-referred to the Committee on Insurance.

H. B. 575, Committee Substitute for H. B. 575, a bill to permit counties to assist in the financing of improvements to rural subdivision and residential streets and to levy special assessments therefor, as amended, upon
second reading. Senator Suddarth offers Amendment No. 2 which is adopted. Senator Nye offers Amendment No. 3. Senator Harrington calls the previous question, seconded by Senator Allsbrook. The call is sustained. Senator Davis moves that Amendment No. 3 do lie upon the table, which motion fails to prevail. Amendment No. 3 fails of adoption. The Committee Substitute bill, as amended, passes its second reading by roll-call vote, ayes 34, noes 10, as follows: Those voting in the affirmative are: Senators Alford, Bahakel, Barker, Childers, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, McDuffie, Moore, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Walker, Walsh, Webster, Whichard, Winters — 34. Those voting in the negative are: Senators Allsbrook, Combs, Crawford, Kincaid, Lackey, Mauney, Nye, Odom, William Smith, White — 10. The Committee Substitute bill, as amended, remains on the Calendar.

H. B. 581, a bill increasing the uniform jail fee to three dollars and fifty cents ($3.50) per day, upon second reading. The bill passes its second reading by roll-call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harris, Henley, Hill, Kincaid, Lackey, Mauney, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, White — 39. The bill remains on the Calendar.

H. B. 617, a bill to make various changes in the Auctioneer Licensing Law, including clarification of license renewal dates and fee schedules, addition of the requirement of the use of escrow accounts, and clarification of which estates sales are exempt from the requirement of using a licensed auctioneer, upon second reading. On motion of Senator Lynwood Smith, the bill is re-referred to the Committee on Finance.

H. B. 648, a bill to be known as the Uniform Boiler and Pressure Vessel Act of North Carolina, upon second reading. The bill passes its second reading by roll-call vote, ayes 35, noes 0, as follows: Those voting in the affirmative are: Senators Allsbrook, Bahakel, Barker, Combs, Crawford, Daniels, Davis, Gudger, Hardison, Harris, Henley, Hill, Jernigan, Marion, Mauney, Moore, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Webster, Whichard, White, Winters — 35. The bill remains on the Calendar.

H. B. 941, a bill to amend General Statute 66-84 so as to include Johnston County under Article 17, Chapter 66 “Closing-Out Sales.” Passes its second and third readings and is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:
S. B. 501, an act to amend the North Carolina Pesticide Law of 1971 to clarify and simplify its provisions concerning registration of pesticides and licensing of pesticide consultants, dealers and applicators.

S. B. 734, an act to amend General Statute 134-36(3) and General Statute 153A-221.1 to increase period of detention of juveniles within jurisdiction of district court to maximum of five days.

H. B. 74, an act to establish a Health Care Liability Reinsurance Exchange.

H. B. 589, an act to provide a fee for the filing of reinstatements of articles of incorporation.

H. B. 754, an act to amend Chapter 280 of the Private Laws of 1905 so as to amend the charter of the Cliffside Railroad Company.

H. B. 831, an act to adjust Department of Motor Vehicles’ registration fees to recover costs.

H. B. 832, an act to adjust Driver Training and Safety Education Fund fee.

H. B. 858, an act to assess an additional fee of ten dollars ($10.00) for special license plates issued to officials of the judicial, legislative, and administrative branches of State government.

H. B. 946, an act relating to certain drainage flood control and open space projects and to the exercise of the power of eminent domain in Mecklenburg County.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 12:30 P.M.

NINETY-SEVENTH DAY

SENATE CHAMBER, Thursday, May 29, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants a leave of absence to Senator Kirby for today, and to Senator Marion for tomorrow and to Senator Alexander for tomorrow through Wednesday, May 30 through June 4, inclusive. A leave of absence granted previously to Senator Staton is noted.
H. J. R. 887, a joint resolution congratulating David Thompson, North Carolina State University basketball player. On motion of Senator Harris, the rules are suspended and the joint resolution is taken from the Committee on Rules and Operation of the Senate and is placed on today's Calendar.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Jernigan, for the Committee on Alcoholic Beverage Control:

S. B. 661, a bill to amend General Statute 18A-17 and to make its provisions controlling over the provisions of local acts, with a favorable report.

S. B. 803, a bill to amend General Statute 18A-33(b) concerning on-premises consumption of malt beverages and wine on Sundays, with a favorable report.

S. B. 854, a bill to prohibit the sale and disposal of intoxicating liquors in the County of Carteret at any location east of the community of Gloucester, with a favorable report.

H. B. 843, a bill to amend General Statute 18A-15(13) to apply to spiritous liquors only, with a favorable report.

By Senator Whichard, for the Committee on Courts and Judicial Districts:

S. B. 62, a bill to amend General Statute 7A-304 relating to district court costs in criminal actions, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Whichard, the rules are suspended and the Committee Substitute bill is placed on the Calendar for today.

S. B. 801, a bill to amend the authority of clerks of superior court to invest funds in the hands of the clerk, with a favorable report.

S. B. 856, a bill to amend General Statute 135-57(c) to reduce to four years and six months the period of service after January 1, 1974, necessary for retirement under the Uniform Judicial Retirement Act, with a favorable report.

H. B. 965, a bill to amend General Statute 15A-943 to make more flexible the calendaring of arraignments in certain counties, with a favorable report, as amended.

By Senator Royall, for the Committee on Human Resources:

S. B. 873, a bill to amend General Statute 130-60 to authorize issuance of a new birth certificate after sex reassignment surgery, with a favorable report.
By Senator Barker, for the Committee on Insurance:

H. B. 28, Committee Substitute for H. B. 28, a bill to abolish age discrimination in automobile insurance classifications and to implement classifications which establish objective standards for rates, with a favorable report, as amended. On motion of Senator Barker, the Committee Substitute bill is placed on the Calendar for Wednesday, June 4 and is made Special Order No. 1 of the day.

By Senator Allsbrook, for the Committee on Judiciary I:

S. B. 156, a bill to amend Chapters 84 and 7A relative to the North Carolina State Bar, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Allsbrook, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 300, a bill to amend General Statute 14-202.1 to delete the requirement of intent to commit an unnatural sex act from the crime of taking indecent liberties with children and to increase the punishment, with a favorable report, as amended.

S. B. 413, a bill protecting the right of privacy of the victim in sexual assault cases, with a favorable report, as amended.

S. B. 828, a bill to enhance enforcement of the Controlled Substances Act, with a favorable report.

S. B. 830, a bill to amend General Statute 14-100 to enlarge the definition of false pretense to encompass modern organizations and to prohibit false pretenses concerning future events, with a favorable report.

S. B. 835, a bill to amend Article 30 of Chapter 14 of the General Statutes to make it unlawful to obstruct justice by interfering with evidence of criminal conduct, with a favorable report, as amended.

S. B. 837, a bill to increase the penalty for larceny of firearms and other deadly weapons without regard for value, with a favorable report, as amended.

H. B. 344, a bill to permit farmers leasing vehicles to obtain farm plates, with a favorable report, as amended.

By Senator Britt, for the Committee on Judiciary II:

S. B. 223, a bill to rewrite the Rules of Civil Procedure governing discovery and depositions, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Britt, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 461, a bill authorizing cities to waive their governmental immunity from tort liability by the purchase of liability insurance, with a favorable report. On motion of Senator Britt, the bill is placed on the Calendar for Tuesday, June 3.
S. B. 556, a bill to establish a Uniform Fraudulent Conveyance Act, with an unfavorable report.

S. B. 563, a bill to insure the speedy trial of persons charged with criminal offenses, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Britt, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 653, a bill to require a speedy trial for defendants, with an unfavorable report.

S. B. 654, a bill requesting a study commission on speedy trials and swift punishment for crimes committed, with an unfavorable report.

S. B. 695, a bill to protect minor children who are injured or damaged in certain motor vehicle accidents, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Britt, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 766, a bill to establish a rebuttable presumption in worthless check prosecutions, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Britt, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

H. B. 880, a bill to provide that, for purposes of the driver license article of Chapter 20, a defendant who has failed to appear over 90 days for a traffic offense shall be deemed convicted, with a favorable report. On motion of Senator Britt, the rules are suspended and the bill is placed on today's Calendar.

By Senator Henley, for the Committee on Rules and Operation of the Senate:

H. J. R. 956, a joint resolution honoring the Western Carolina University football team, with a favorable report.

H. J. R. 1006, a joint resolution honoring the memory of Dr. Martin Luther King, Jr., by setting aside January 15 of each year as the anniversary of his birth date, with a favorable report.

H. J. R. 1011, a joint resolution honoring the life, service and memory of Glenn C. Palmer, Sr., with a favorable report.

H. J. R. 1015, a joint resolution honoring the life and memory of Virginia T. Lathrop, with a favorable report.

H. J. R. 1020, a joint resolution honoring Diane Strawbridge for her efforts in crime prevention, with a favorable report.

H. J. R. 1109, a joint resolution honoring a dedicated and proven public servant in North Carolina education, with a favorable report.

H. J. R. 1112, a joint resolution congratulating the Elizabeth City Coast Guard Reserve Unit for winning the ROA Congressional Award for 1974, with a favorable report.
Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 881, by Senator Moore, a bill to provide for mandatory active imprisonment sentences upon conviction for a second or subsequent offense violation of General Statute 14-87. Referred to Committee on Criminal Justice and Corrections.

S. J. R. 882, by Senator Combs, a joint resolution creating a special commission to study the economic effects of the practice by nonprofit corporations, institutions and associations or like organizations of soliciting, advertising for and engaging in the restaurant business and meeting or convention business from the general public in competition with restaurants, hotels, motels and resorts. Referred to Committee on Rules and Operation of the Senate.

S. B. 883, by Senator Strickland, a bill to amend General Statute 20-118 to change the single axle weight for certain motor vehicles. Referred to Committee on Transportation.

S. B. 884, by Senator Allsbrook, a bill to amend General Statute 50-5(6) so as to define the words “separate and apart” and “cohabitation.” Referred to Committee on Judiciary I.

S. J. R. 885, by Senators Stallings, Mills, White, Childers, Strickland, Renfrow, McNeill Smith, and Winters, a joint resolution establishing a study commission on post-secondary student financial aid. Referred to Committee on Rules and Operation of the Senate.

S. B. 886, by Senators Nye, William Smith, and Palmer, a bill to grant limited driving privilege upon 12 point suspension. Referred to Committee on Judiciary II.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
May 27, 1975.

H. B. 445, Committee Substitute for H. B. 445

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendments to Committee Substitute for House Bill 445, “a bill to be entitled an act to amend Article 2A of Chapter 45 to provide notice and hearing prior to mortgage foreclosure sales,” and requests conferees. Mr. Speaker Green has appointed Representatives Rountree, Brown and Helms on the part of the
House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
GRACE A. COLLINS
Principal Clerk

Senator Vickery moves that the President appoint conferees, which motion prevails. The President appoints Senators Britt, Vickery, and Hill as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

H. B. 497, Committee Substitute for H. B. 497, a bill revising benefits of the Local Governmental Employees' Retirement System without requiring any increase in the employer contribution rate. On motion of Senator Hardison, the rules are suspended, and the Committee Substitute bill is placed on the Calendar for tomorrow, May 30.

H. B. 498, Committee Substitute for H. B. 498, a bill revising benefits of the Teachers' and State Employees' Retirement System without requiring any increase in the employer contribution rate. On motion of Senator Hardison, the rules are suspended, and the Committee Substitute bill is placed on the Calendar for tomorrow, May 30.

H. B. 1125, a bill revising benefits of the Teachers' and State Employees' Retirement System. On motion of Senator Hardison, the rules are suspended, and the bill is placed on the Calendar for tomorrow, May 30.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 567, a bill to amend Article 13 of Chapter 90 of the General Statutes to revise the laws relating to funeral directors and embalmers, for concurrence in the House amendments, which is placed on the Calendar for tomorrow, May 30.

H. B. 429, Committee Substitute No. 2 for H. B. 429, a bill to amend General Statute Chapter 7A to increase certain costs of court and to authorize use of the facilities fee to provide free parking for jurors. Referred to Committee on Finance.

H. B. 788, a bill to provide a state-wide expression of the citizens of North Carolina on the Equal Rights Amendment to the Constitution of the United States. Referred to Committee on Judiciary II.

H. B. 872, Committee Substitute for H. B. 872, a bill to revise the duties and responsibilities of the State Board of Education and the Superintendent of Public Instruction. Referred to Committee on Education.
H. B. 897, Committee Substitute for H. B. 897, a bill to rewrite Articles 9 through 14 of Chapter 54 of the General Statutes relating to credit unions. Referred to Committee on Banking.

H. B. 977, a bill to amend Chapter 122 of the General Statutes to require the licensing of local mental health facilities. Referred to Committee on Human Resources.

H. B. 1127, a bill to tax and regulate professional bondsmen in Harnett County. Referred to Committee on Finance.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

(The electronic print-out of the vote recorded for C. S./S. B. 447 is applicable to the following: S. B. 513; C. S./S. B. 615; S. J. R. 715; S. B. 743; C. S./S. B. 769; S. B. 784; S. B. 785; S. B. 794; S. B. 796; S. B. 797; S. B. 798; S. B. 799; S. B. 804; S. B. 806; S. B. 809; S. B. 814; S. B. 815; S. B. 826; S. B. 834; S. B. 840; S. J. R. 848; H. B. 471; H. B. 559; H. B. 560, and H. J. R. 887.)

**SPECIAL ORDER NO. 1**

S. B. 357, Committee Substitute for S. B. 357

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being Committee Substitute for S. B. 357, a bill to rewrite Chapter 52A of the General Statutes entitled “Uniform Reciprocal Enforcement of Support Act,” as amended, upon third reading. Senator Allsbrook offers Amendment No. 3. Senator Sebo calls the previous question, seconded by Senator Allsbrook. The call is sustained. Amendment No. 3 is adopted. The Committee Substitute bill, as amended, passes its third reading by roll-call vote, ayes 40, nays 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Britt, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Harrington, Harris, Henley, Hill, Lackey, Mauney, McDuffie, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Walker, Walsh, Webster, Whichard, White, Winters — 40. The Committee Substitute bill is ordered engrossed and sent to the House of Representatives.

S. B. 62, Committee Substitute for S. B. 62, a bill to amend General Statute Chapter 7A to increase certain costs of court and to authorize use of the facilities fee to provide free parking for jurors. On motion of Senator Whichard, the Committee Substitute bill is adopted and on his further motion is re-referred to the Committee on Finance.

S. B. 156, Committee Substitute for S. B. 156, a bill to amend Chapters 84 and 7A relative to the North Carolina State Bar regarding attorney discipline and disability cases. On motion of Senator Allsbrook, the
Committee Substitute bill is adopted and is placed on the Calendar for Tuesday, June 3.

S. B. 223, Committee Substitute for S. B. 223, a bill to rewrite the Rules of Civil Procedure governing discovery and depositions. On motion of Senator Britt, the Committee Substitute bill is adopted and is placed on the Calendar for Monday, June 2.

S. B. 403, a bill to provide for the possession of alcoholic beverages for culinary purposes, as amended. Senator Alexander offers Amendment No. 2 which fails of adoption. Senator Whichard offers Amendment No. 3 which is adopted. Senator Nye offers Amendment No. 4 which fails of adoption. Senator Jernigan calls the previous question, seconded by Senator Scott. The call is sustained. The bill, as amended, passes its second reading and on objection of Senator Nye to its third reading remains on the Calendar.

S. B. 424, a bill to prohibit employment of consultants by State agencies without approval of the Governor. On motion of Senator Royall, the Committee amendments are adopted and on his further motion the bill, as amended, is re-referred to the Committee on Appropriations.

S. B. 447, Committee Substitute for S. B. 447, a bill to provide for the setting of the compensation and allowances of local boards of education. The Committee Substitute bill passes its second and third readings and is ordered sent to the House of Representatives. Senator Alford requests to be recorded voting "aye."

S. B. 499, a bill to amend certain private laws relating to the police and firemen's pension funds in the City of Asheville and to authorize said City to establish a retirement or pension fund for City employees, for concurrence in the House amendment. Senator Crawford moves that the Senate do not concur in the House amendment and that the President appoint conferees, which motion prevails. The President appoints Senators Crawford, Gudger, and Mauney as conferees on the part of the Senate to serve with a like committee appointed by the House of Representatives to the end that the differences arising may be adjusted. A message is ordered sent to the House of Representatives informing that Honorable Body of such action.

S. B. 513, a bill to rewrite the law relating to kidnapping. Passes its second and third readings and is ordered sent to the House of Representatives. Senator Alford requests to be recorded voting "aye."

S. B. 563, Committee Substitute for S. B. 563, a bill to insure the speedy trial of persons charged with criminal offenses. On motion of Senator Britt, the Committee Substitute bill is adopted and is placed on the Calendar for Monday, June 2.

S. B. 615, Committee Substitute for S. B. 615, a bill to define false imprisonment and felonious restraint and prescribe the punishment therefor. Senator Gudger offers Amendment No. 1 which is adopted. The Committee Substitute bill, as amended, passes its second and third readings and
is ordered engrossed and sent to the House of Representatives. Senator Alford requests to be recorded voting “aye.”

S. B. 647, a bill to permit employees of sheltered workshops to participate in the Teachers’ and State Employees’ Retirement System. On motion of Senator Royall, consideration of the bill is postponed until tomorrow, May 30.

S. B. 693, a bill to provide that, for purposes of the driver license article of Chapter 20, a defendant who has failed to appear over 90 days for a traffic offense shall be deemed convicted. On motion of Senator Britt, the bill is postponed indefinitely.

S. B. 695, Committee Substitute for S. B. 695, a bill to protect minor children who are injured or damaged in certain motor vehicle accidents. On motion of Senator Britt, the Committee Substitute bill is adopted and is placed on the Calendar for Monday, June 2.

S. J. R. 704, a joint resolution congratulating David Thompson, North Carolina State University basketball player. On motion of Senator Harris, the joint resolution is postponed indefinitely.

S. J. R. 715, a joint resolution concerning the need for federal assistance in the payment of tuition costs by military personnel, their spouses and dependents, desiring to attend community colleges, technical institutes, industrial education centers, universities and other institutions of higher education within North Carolina while such military personnel are assigned to duty in North Carolina. Passes its second and third readings and is ordered sent to the House of Representatives. Senator Alford requests to be recorded voting “aye.”

S. B. 736, a bill to amend Chapter 130 of the General Statutes so as to require marking and labeling of aerosol spray cans sold or exposed or offered for sale in North Carolina. On motion of Senator Britt, consideration of the bill is postponed until Thursday, June 5.

S. B. 743, a bill to modify the North Carolina State Hearing Aid Dealers and Fitters Licensing Act. Passes its second and third readings and is ordered sent to the House of Representatives. Senator Alford requests to be recorded voting “aye.”

S. B. 750, a bill relating to raffles and the games of “bingo” and “skilo” in Mecklenburg County, for concurrence in the House amendment. On motion of Senator Moore, consideration of the bill is postponed until Thursday, June 5.

S. B. 766, Committee Substitute for S. B. 766, a bill to establish a rebuttable presumption in worthless check prosecutions. On motion of Senator Britt, the Committee Substitute bill is adopted and is placed on the Calendar for Monday, June 2.

S. B. 769, Committee Substitute for S. B. 769, a bill to establish in the Department of Administration an administrative board for the North Carolina Marine Resources Center. The Committee Substitute bill passes
its second and third readings and is ordered sent to the House of Representatives. Senator Alford requests to be recorded voting “aye.”

S. B. 774, a bill to limit the amount of individual and corporate income tax deduction for North Carolina dividends to fifteen thousand dollars ($15,000) and to amend certain intangibles tax provisions to conform thereto, as amended, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 36, noes 1, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Britt, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Lackey, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, McNeill Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Walker, Walsh, Webster, Whichard, Winters — 36. Voting in the negative is: Senator Mauney — 1. The bill is ordered engrossed and sent to the House of Representatives.

S. B. 784, a bill to make technical amendments in the law relating to private protective services, Chapter 74B. Passes its second and third readings and is ordered sent to the House of Representatives. Senator Alford requests to be recorded voting “aye.”

S. B. 785, a bill amending General Statute 142-13 relating to the destruction of cancelled State bonds, notes and coupons. Passes its second and third readings and is ordered sent to the House of Representatives. Senator Alford requests to be recorded voting “aye.”

S. B. 786, a bill to amend General Statute 90-106 to regulate the distribution of controlled substances by manufacturers’ sales representatives to practitioners. On motion of Senator Allsbrook, consideration of the bill is postponed until Monday, June 2.

S. B. 792, a bill to amend the Workmen’s Compensation Act with respect to the time of notice of an occupational disease. On motion of Senator Lynwood Smith, consideration of the bill is postponed until Monday, June 2.

S. B. 794, a bill to provide the judicial machinery by means of which a trust can be amended to preserve the federal estate tax charitable deduction. Passes its second and third readings and is ordered sent to the House of Representatives. Senator Alford requests to be recorded voting “aye.”

S. B. 796, a bill to exclude from the definition of “contract of insurance” certain product warranties covering motor vehicles. Passes its second and third readings and is ordered sent to the House of Representatives. Senator Alford requests to be recorded voting “aye.”

S. B. 797, a bill revising benefits of the Teachers’ and State Employees’ Retirement System. Passes its second and third readings and is ordered, without objection, sent to the House of Representatives, by special messenger. Senator Alford requests to be recorded voting “aye.”

S. B. 798, a bill relating to administering the North Carolina Local Governmental Employees’ Retirement System. Passes its second and third readings and is ordered, without objection, sent to the House of Representatives, by special messenger. Senator Alford requests to be recorded as voting “aye.”
S. B. 799, a bill extending benefits of the North Carolina Local Governmental Employees’ Retirement System. Passes its second and third readings and is ordered, without objection, sent to the House of Representatives, by special messenger. Senator Alford requests to be recorded as voting “aye.”

S. B. 800, a bill to provide that any party may introduce photographs as substantive evidence upon laying the proper foundation. Senator Allsbrook moves adoption of the Committee amendment. On motion of Senator Allsbrook, consideration of the bill and pending amendment is postponed until tomorrow, May 30.

S. B. 804, a bill to authorize banks to utilize off-premises customer-bank communications terminals. On motion of Senator Garrison, the Committee amendment is adopted. Senator Hill offers Amendment No. 2 which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives. Senator Alford requests to be recorded voting “aye.”

S. B. 806, a bill to limit Department of Correction in establishment and supervision of manufacturing and industry. Senator Barker offers Amendment No. 1 which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives. Senator Alford requests to be recorded voting “aye.”

S. B. 809, a bill to permit mutual deposit guaranty associations to invest their funds in the stock of savings and loan associations and banks authorized to do business in North Carolina. On motion of Senator Henley, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives. Senator Alford requests to be recorded voting “aye.”

S. B. 814, a bill to amend General Statute 7A-41 to provide for temporary replacement of an incapacitated senior resident judge. Passes its second and third readings and is ordered sent to the House of Representatives. Senator Alford requests to be recorded voting “aye.”

S. B. 815, a bill to amend General Statute 15-180.2 by providing that certain records and transcripts may be provided to an indigent defendant petitioning the Appellate Division for a writ of certiorari. Passes its second and third readings and is ordered sent to the House of Representatives. Senator Alford requests to be recorded voting ”aye.”

S. B. 826, a bill to amend General Statute 7A-31 in order that the State be precluded from petitioning the Supreme Court of North Carolina to review a post conviction proceeding. Passes its second and third readings and is ordered sent to the House of Representatives. Senator Alford requests to be recorded voting “aye.”

S. B. 833, a bill to reestablish the committee on law and order and to revise its membership to provide more representation for local governments. On motion of Senator Mills, consideration of the bill is postponed until Monday, June 2.
S. B. 834, a bill to amend General Statute 20-176 to remove an ambiguity in punishment limits for certain offenses. Passes its second and third readings and is ordered sent to the House of Representatives. Senator Alford requests to be recorded voting "aye."

S. B. 840, a bill to postpone the effective date of Chapter 1286 of the 1973 Session Laws to September 1, 1975. On motion of Senator Strickland, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives. Senator Alford requests to be recorded voting "aye."

S. J. R. 848, a joint resolution calling for a Congressional investigation into activities of private industry with respect to coal. Passes its second and third readings and is ordered sent to the House of Representatives. Senator Alford requests to be recorded voting "aye."

H. J. R. 20, a joint resolution establishing a commission to study and evaluate the educational, vocational and rehabilitative programs available to females committed to the Department of Correction and to recommend possible improvements and additions to these programs. On motion of Senator Gudger, the Committee amendment is adopted. On motion of Senator Henley, the joint resolution, as amended, is re-referred to the Committee on Appropriations.

H. B. 203, a bill to amend General Statute 47-18(a) to provide that options to convey be recorded. On motion of Senator Allsbrook, consideration of the bill is postponed until Monday, June 2.

H. B. 277, a bill to amend Article 19 of Chapter 160A of the General Statutes relating to planning and regulation of development of family care or group homes licensed or certified by the Department of Human Resources. Senator Moore offers Amendment No. 1. Without objection, consideration of the bill and pending Amendment No. 1 is postponed until Tuesday, June 3.

H. B. 387, Committee Substitute for H. B. 387, a bill to amend General Statute 77-13 and General Statute 77-14 to provide for enforcement by forest law enforcement officers of the Department of Natural and Economic Resources. On motion of Senator Allsbrook, consideration of the Committee Substitute bill is postponed until Monday, June 2.

H. B. 389, a bill to amend Article 4, Chapter 113 of the General Statutes relating to the protection and development of forests and fire control, and for other purposes. On motion of Senator Allsbrook, consideration of the bill is postponed until Monday, June 2.

H. B. 413, a bill to provide for free toilet facilities. On motion of Senator Stallings, consideration of the bill is postponed until Tuesday, June 3.

H. B. 424, Committee Substitute No. 2 for H. B. 424, a bill to exclude employees injured while under the influence of drugs from eligibility for
workmen's compensation. On motion of Senator Lynwood Smith, the Committee amendment is adopted. Senator Suddarth offers Amendment No. 2. On motion of Senator Moore, the Committee Substitute No. 2 bill, as amended, with pending Amendment No. 2 is temporarily displaced and remains on the Calendar.

H. B. 432, Committee Substitute for H. B. 432, a bill to establish the commission of anatomy and to revise procedure for disposition of unclaimed bodies. On motion of Senator Harris, consideration of the Committee Substitute bill is postponed until Tuesday, June 3.

H. B. 471, a bill to extend the time for submission of names of nominees for vacancies in a district court judgship. Passes its second and third readings and is ordered enrolled. Senator Alford requests to be recorded voting "aye."

H. B. 477, Committee Substitute for H. B. 477, a bill to prohibit discrimination in employment against any person possessing the sickle cell trait. On motion of Senator Sebo, the Committee amendment is adopted. Without objection, the Committee Substitute bill, as amended, is temporarily displaced and remains on the Calendar.

H. B. 559, a bill to amend General Statute 90-91(b) relating to the scheduling of barbiturate suppositories. Passes its second and third readings and is ordered enrolled. Senator Alford requests to be recorded voting "aye."

H. B. 560, a bill to amend General Statute 90-89 and 90-90 relating to the scheduling of the substance etorphine hydrochloride and other Schedule II controlled substances. Passes its second and third readings and is ordered enrolled. Senator Alford requests to be recorded voting "aye."

H. B. 575, Committee Substitute for H. B. 575, a bill to permit counties to assist in the financing of improvements to rural subdivision and residential streets and to levy special assessments therefor, as amended, upon third reading. The Committee Substitute bill, as amended, passes its third reading by roll-call vote, ayes 34, noes 8, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Barker, Britt, Childers, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Lackey, Mills, Moore, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Stallings, Strickland, Suddarth, Totherow, Walker, Walsh, Webster, Whichard, Winters — 34. Those voting in the negative are: Senators Combs, Crawford, Mauney, Nye, Odom, Palmer, William Smith, White — 8. The Committee Substitute bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 581, a bill increasing the uniform jail fee to three dollars and fifty cents ($3.50), upon third reading. The bill passes its third reading by roll-call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger,
Hardison, Harrington, Harris, Henley, Jernigan, Kincaid, Lackey, Mauney, Moore, Odom, Palmer, Renfrow, Royall, Scott, Lynwood Smith, McNeill Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Walker, Walsh, Webster, Whichard, White, Winters — 40. The bill is ordered enrolled.

H. B. 648, a bill to be known as the Uniform Boiler and Pressure Vessel Act of North Carolina, upon third reading. On motion of Senator Lynwood Smith, the bill is re-referred to the Committee on Appropriations.

H. B. 880, a bill to provide that, for purposes of the driver license article of Chapter 20, a defendant who has failed to appear over 90 days for a traffic offense shall be deemed convicted. Passes its second and third readings and is ordered enrolled.

H. J. R. 887, a joint resolution congratulating David Thompson, North Carolina State University basketball player. Passes its second and third readings and is ordered enrolled. Senator Alford requests to be recorded voting “aye.”

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 151, an act to establish policy for State agencies to perform energy consumption analyses on major construction or renovation of buildings.

S. B. 506, an act to amend Chapters 160A and 153A of the General Statutes to authorize cities and counties to engage in community development programs and activities.

S. B. 616, an act to rewrite General Statute 116-143.1 concerning residence for tuition purposes.

H. B. 47, an act to be known as the School Budget and Fiscal Control Act.

H. B. 421, an act to amend General Statute 44A-4 and General Statute 20-77 to provide notice and opportunity for hearing prior to lien sales.

H. B. 465, an act to prorate the property tax liability of an owner of land which is subsequently condemned by the State or any local municipality via eminent domain.

H. B. 941, an act to amend General Statute 66-84 so as to include Johnston County under Article 17, Chapter 66 “Closing-out Sales.”

H. J. R. 1170, a joint resolution fixing the time and place for a Joint Session of the Senate and House of Representatives to act on confirmation of appointments made by the Governor to membership on the State Utilities Commission.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 9:30 A.M.
The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators McDuffie, Rauch, McNeill Smith, and Vickery for today, and to Senator White for Monday, June 2. Leaves of absence granted previously to Senators Alexander and Marion are noted.

On motion of Senator Scott, the rules are suspended, and the following bills are re-referred from the Committee on Appropriations to the Committee on Rules and Operation of the Senate:

S. J. R. 40, a joint resolution creating a commission to study the feasibility of constructing and financing in North Carolina upon a selfsupporting basis or otherwise a sports facility to provide the people of this State with a facility which will be competitive with those facilities which have been constructed or will be constructed, as amended by the Committee on Natural and Economic Resources.

S. B. 292, a bill to encourage and plan for good forestry practices in North Carolina.

S. J. R. 325, a joint resolution requesting a study of means to increase the level of professionalism and efficiency of local building inspectors, as amended by the Committee on Local Government and Regional Affairs.

S. J. R. 549, a joint resolution to establish a Utility Review Committee, as amended, with pending Amendment No. 2.

S. J. R. 576, a joint resolution to establish the North Carolina Joint Legislative Commission on Intergovernmental Relations, as amended by the Committee on Local Government and Regional Affairs.

S. J. R. 612, a joint resolution creating a commission for the study of land records information systems in North Carolina to make recommendations to the Governor and the 1977 General Assembly.

S. B. 613, a bill appropriating seventy-five thousand dollars ($75,000) for the study of land records information systems in North Carolina.

S. B. 624, a bill providing for the creation of a Local Mass Transit Study Commission, as amended.
S. J. R. 665, a joint resolution creating a joint interim special legislative study committee to study the office of magistrate.

S. J. R. 668, a joint resolution creating the Legislative Study Commission on Sex Discrimination, as amended.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Alford, for the Committee on Education:

S. B. 699, a bill to call upon a qualified research organization for the development of an examination for the certification of teachers, with an unfavorable report as to bill, favorable as to Committee Substitute bill, as amended. On motion of Senator Alford, the rules are suspended and the bill is placed on today's Calendar.

S. B. 701, a bill to amend General Statute 115-153 relating to the issuance of regular and probationary certificates for teachers, with a favorable report, as amended. On motion of Senator Alford, the bill is placed on the Calendar for Tuesday, June 3.

By Senator Strickland, for the Committee on Higher Education:

S. B. 377, a bill to amend Chapter 115A of the General Statutes concerning community colleges, technical institutes, and industrial education centers and General Statute 116-143.1 concerning higher education to provide for in-state tuition to all military personnel and their dependents while stationed in North Carolina, without prejudice. On motion of Senator Strickland, the bill is re-referred to the Committee on Appropriations.

H. J. R. 790, a joint resolution directing the University of North Carolina to explore the means to develop a state-wide noncommercial FM radio service, with a favorable report.

H. B. 892, a bill authorizing State-supported institutions of higher education, community colleges, industrial education centers and technical institutes to permit North Carolina residents at least sixty-five years of age to attend classes on a space available basis without payment of tuition, with a favorable report.

By Senator Britt, for the Committee on Judiciary II:

H. B. 854, a bill to amend General Statute 136-107 to give judges the power to extend time for filing answer for good cause shown, with a favorable report, as amended.

H. B. 857, a bill to further define the rights of handicapped persons, with a favorable report, as amended.
By Senator Davis, for the Committee on Local Government and Regional Affairs:

S. B. 552, a bill to amend the charter of the City of Wilmington, Chapter 1046 of the Session Laws of North Carolina of 1963, to provide that the city manager shall make promotions in the fire department and police department, without prejudice. On motion of Senator Davis, the rules are suspended and the bill is placed before the Senate for immediate consideration and on his motion is postponed indefinitely.

S. B. 868, a bill to correct omissions, technical errors, and internal inconsistencies in Chapters 160A, 136, and 106 of the General Statutes, with a favorable report.

H. B. 167, Committee Substitute for H. B. 167, a bill to provide for the election of members of the Columbus County Public Safety Commission, with a favorable report.

H. B. 455, a bill to revise and reorganize the charter of the Town of Chapel Hill, with a favorable report.

H. B. 565, a bill to make technical amendments in the law relating to the taxation and regulation of professional bondsmen and others in Durham County, with a favorable report.

H. B. 603, Committee Substitute for H. B. 603, a bill to provide for the election of the mayor and town council in the Town of Pembroke, and to provide for staggered terms for members of the council, without prejudice. On motion of Senator Davis, the rules are suspended and the Committee Substitute bill is placed before the Senate for immediate consideration and on his motion is postponed indefinitely.

H. B. 621, a bill establishing an alternative procedure for the Sheriff of Randolph County in the execution of judgments rendered in ejectment actions or writs of possession of real property, with a favorable report.

H. B. 671, a bill to amend General Statute 160A-241 relating to the installation and construction of water and sewerage facilities outside the corporate boundaries of cities and towns, and providing for recovery of cost thereof, with a favorable report, as amended.

H. B. 723, a bill to permit Wilson County to lease certain lands for a longer term than ten years in order to provide a rest home and/or nursing care facility, without prejudice. On motion of Senator Davis, the bill is re-referred to the Committee on Judiciary II.

H. B. 781, a bill to allow the Sheriffs of Chatham and Orange Counties a fee of two dollars and fifty cents ($2.50) for weapons permits, with a favorable report.

H. B. 812, a bill to amend Chapter 226 of the Session Laws of 1969, with a favorable report.
H. B. 863, Committee Substitute for H. B. 863, a bill to provide for the compensation of members of the Onslow County Board of Education, with a favorable report.

H. B. 865, a bill to provide for the election and terms of office of the Board of Education of Craven County, and to fix the districts for the Board, without prejudice. On motion of Senator Davis, the rules are suspended and the bill is placed before the Senate for immediate consideration and on his motion is postponed indefinitely.

H. B. 867, a bill to amend Chapter 1060 of the 1971 Session Laws to make said Chapter apply to the City of Williamston, with a favorable report.

H. B. 881, a bill to annex certain areas to the Town of Aberdeen, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Davis, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

H. B. 899, a bill relating to the sale of certain property by the City of Burlington, without prejudice. On motion of Senator Davis, the bill is re-referred to the Committee on Judiciary II.

H. B. 950, a bill to allow the Sheriff of Caldwell County a fee of two dollars and fifty cents ($2.50) for weapons permits, with a favorable report.

H. B. 1007, a bill to amend Chapter 385, Session Laws, 1949, relating to the schools of the Greensboro City Administrative Unit and the appointment of the governing body thereof, with a favorable report.

H. B. 1063, a bill to extend the deadline for providing sanitary sewer service to certain annexed areas in the Town of Grifton, with a favorable report.

H. B. 1064, a bill to revise and consolidate the charter of the Town of Grifton, with a favorable report.

By Senator Harrington, for the Committee on Transportation:

S. B. 849, a bill to provide retirement credit for time served as a temporary employee, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Harrington, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 887, by Senators Sebo, Harris, Walker, Odom, Renfrow, Winters, Lackey, Totherow, Davis, Moore, Walsh, Kirby, Daniels, Alford, Bahakel, Harrington, and Stallings, a bill to compensate victims of crimes. Referred to Committee on Law Enforcement and Crime Control.
S. B. 888, by Senator Kirby, a bill to provide for the distribution of the North Carolina Code of Administrative Regulations. Referred to Committee on Rules and Operation of the Senate.

On motion of Senator Totherow, the rules are suspended to allow the introduction of the following local bill in today's Session:

S. B. 889, by Senator Totherow, a bill to place Forsyth County under the provisions of General Statute 20-219.2 which provides for removal of motors or other vehicles illegally parked in privately owned or leased parking spaces. Referred to Committee on Local Government and Regional Affairs.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

S. B. 499

HOUSE OF REPRESENTATIVES,

Mr. President:

Pursuant to your information that your Honorable Body failed to concur in House amendment to Senate Bill 499, "a bill to be entitled an act to amend certain private laws relating to the police and firemen's pension funds in the City of Asheville and to authorize said City to establish a retirement or pension fund for city employees," the Speaker has appointed as conferees on the part of the House, Representatives DeBruhl, Nesbitt, and Ramsey, to act with a like committee on the part of the Senate to the end that the differences existing between the two bodies may be adjusted.

Respectfully,
Grace A. Collins
Principal Clerk

H. J. R. 1145, a joint resolution commending Special Agent Albert Sumner Stout, Jr., State Bureau of Investigation, for his dedication, bravery, and effectiveness in counteracting unlawful drug traffic. On motion of Senator Davis, the rules are suspended, and the joint resolution is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Hill requests to be recorded voting "aye." On motion of Senator Davis, the letter from the Director of the State Bureau of Investigation, Charles Dunn, to Representative Michaux pertaining to this joint resolution is recorded in the Journal. (The letter appears in the Appendix.)

H. J. R. 1178, a joint resolution convening the General Assembly in Joint Session in the Chamber of the House of Representatives in the Capitol. On motion of Senator Henley, the rules are suspended, and the joint resolution is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.
MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 166, Committee Substitute for S. B. 166, a bill to require compliance of subdivision streets with minimum standards of the Secondary Roads Council, for concurrence in the House amendment, which is placed on the Calendar for Monday, June 2.

S. B. 659, Committee Substitute for S. B. 659, a bill to create the New Bern Academy Historical Commission, for concurrence in the House amendment, which is placed on the Calendar for Monday, June 2.

H. B. 834, a bill to prohibit close relatives serving as precinct officials in the same precinct. Referred to Committee on State Government.

H. B. 959, a bill to amend General Statute 130-3, General Statute 130-158, General Statute 130-159 and General Statute 130-161 in order to clarify law concerning water sanitation. Referred to Committee on Human Resources.

H. B. 1022, a bill to annex a certain noncontiguous area to the Town of Indian Beach as “satellite corporate limits.” Referred to Committee on Local Government and Regional Affairs.

H. B. 1083, a bill to specifically authorize Wildlife Resources Commission officers to enforce the provisions of Chapter 1319 of the 1973 Session Laws prohibiting hunting from highways in Anson, Durham, Orange, Person, and Richmond Counties. Referred to Committee on Wildlife.

H. B. 1084, a bill to prohibit hunting with firearms from the right-of-way of highways in Stokes County. Referred to Committee on Wildlife.

H. B. 1133, a bill to provide semiannual audits of the Pittsboro ABC Board. Referred to Committee on Alcoholic Beverage Control.

H. B. 1134, a bill to provide for the election of the Chatham County Board of Commissioners. Referred to Committee on Local Government and Regional Affairs.

H. B. 1152, a bill to amend the eligibility requirements for the Raleigh Firemen Retirement Fund. Referred to Committee on Local Government and Regional Affairs.

H. B. 1165, a bill to amend Chapter 535 of the Public-Local Laws of 1937 and Chapter 860 of the 1961 Session Laws relating to the Bureau of Identification for Wake County. Referred to Committee on Judiciary II.

H. B. 1167, a bill to amend Chapter 776 of the Session Laws of 1951, to allow payment of Morehead City obligation. Referred to Committee on Local Government and Regional Affairs.
H. B. 1173, a bill to allow Eston B. Thompson to practice land surveying in a portion of western Surry County. Referred to Committee on Judiciary II.

CALANDER

Bills and resolutions on the Calendar are taken up and disposed of as follows:


S. B. 249, Committee Substitute for S. B. 249, a bill to amend Chapter 143, by exempting permits for surface discharges from single family dwellings from the public notice requirements, by extending the time period in which the EMC must act on permits for discharges to surface waters, by authorizing the EMC to charge a reasonable fee for processing permit applications (to offset anticipated reduction in federal funds), by granting discretion to the EMC on the frequency of monitoring reports and by providing guidelines for classification of groundwaters, upon second reading. Senator Staton offers Amendment No. 1 which is adopted. Senator White offers Amendment No. 2 which is adopted. Senator Hardison offers Amendments No. 3 and No. 4 which are adopted. Senator Staton calls the previous question, seconded by Senator Jernigan. The call is sustained. The Committee Substitute bill, as amended, passes its second reading by roll-call vote, ayes 34, noes 5, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Henley, Jernigan, Kirby, Lackey, Mauney, Mills, Moore, Nye, Odom, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Staton, Totherow, Walker, Walsh, Whichard, White, Winters — 34. Those voting in the negative are: Senators Harris, Kincaid, Palmer, Strickland, Suddarth — 5. The Committee Substitute bill, as amended, remains on the Calendar.

S. B. 300, a bill to amend General Statute 14-202.1 to delete the requirement of intent to commit an unnatural sex act from the crime of taking indecent liberties with children and to increase the punishment. On motion of Senator Allsbrook, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 403, a bill to provide for the possession of alcoholic beverages for culinary purposes, as amended, upon third reading. Senator Bahakel offers Amendment No. 5 which is adopted. Senator Nye offers Amendment No. 6 which is adopted. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.
S. B. 413, a bill protecting the right of privacy of the victim in sexual assault cases. On motion of Senator Allsbrook, the Committee amendment is adopted. Senator Suddarth offers Amendment No. 2. On motion of Senator Allsbrook, the bill, as amended, with pending Amendment No. 2 is recommitted to the Committee on Judiciary I.

S. B. 567, a bill to amend Article 13 of Chapter 90 of the General Statutes to revise the laws relating to funeral directors and embalmers, for concurrence in the House amendment. On motion of Senator Whichard, consideration of the bill is postponed until Monday, June 2.

S. B. 647, a bill to permit employees of sheltered workshops to participate in the Teachers' and State Employees Retirement System. On motion of Senator Royall, consideration of the bill is postponed until Tuesday, June 3.

S. B. 661, a bill to amend General Statute 18A-17 and to make its provisions controlling over the provisions of local acts. On motion of Senator Moore, the bill is re-referred to the Committee on Finance.

S. B. 699, Committee Substitute for S. B. 699, a bill to call upon a qualified research organization for the development of an examination for the certification of teachers. On motion of Senator Alford, the Committee Substitute bill is adopted. On motion of Senator Alford, consideration of the Committee Substitute bill is postponed until Tuesday, June 3.

S. B. 705, a bill to amend General Statute 14-401.5 relating to prohibiting the practice of phrenology, palmistry, fortune-telling or clairvoyance.
Senator Nye offers Amendment No. 1 which is adopted. Senator Combs offers Amendment No. 2 which is adopted. Senator Webster moves that the bill, as amended, do lie upon the table which motion prevails and the bill, with amendments, lies upon the table.

S. B. 724, a bill amending Chapter 143 of the General Statutes to increase the value of public buildings where separate specifications are required and to increase the value of purchases and contracts which may be let on informal bids. The bill fails to pass its second reading.

S. B. 768, a bill to create a state-wide school district to be known as the Mental Health School Administrative Unit. On motion of Senator Gudger, the Committee amendment is adopted and on his further motion the bill, as amended, is re-referred to the Committee on Appropriations.

S. B. 782, a bill to authorize cities and counties to create environmental quality advisory boards. On motion of Senator Allsbrook, consideration of the bill is postponed until Monday, June 2.

S. B. 801, a bill to amend the authority of clerks of superior court to invest funds in the hands of the clerk. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 803, a bill to amend General Statute 18A-33(b) concerning on-premises consumption of malt beverages and wine on Sundays. Passes
its second and third readings and is ordered sent to the House of Representatives.

S. B. 828, a bill to enhance enforcement of the Controlled Substances Act. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 830, a bill to amend General Statute 14-100 to enlarge the definition of false pretense to encompass modern organizations and to prohibit false pretenses concerning future events. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 835, a bill to amend Article 30 of Chapter 14 of the General Statutes to make it unlawful to obstruct justice by interfering with evidence of criminal conduct. On motion of Senator Allsbrook, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 837, a bill to increase the penalty for larceny of firearms and other deadly weapons without regard for value. On motion of Senator Allsbrook, the Committee amendment is adopted. Senator Allsbrook offers Amendment No. 2 which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 849, Committee Substitute for S. B. 849, a bill to provide retirement credit for time served as a temporary employee. On motion of Senator Harrington, the Committee Substitute bill is adopted, and on his further motion is re-referred to the Committee on Appropriations.

S. B. 854, a bill to prohibit the sale and disposal of intoxicating liquors in the County of Carteret at any location east of the community of Gloucester. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 856, a bill to amend General Statute 135-57(c) to reduce to four years and six months the period of service after January 1, 1974, necessary for retirement under the Uniform Judicial Retirement Act. The bill fails to pass its second reading.

S. B. 873, a bill to amend General Statute 130-60 to authorize issuance of a new birth certificate after sex reassignment surgery. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 207, Committee Substitute for H. B. 207, a bill to amend Chapter 163 of the General Statutes so as to insure continuity in the design of ballots. On motion of Senator Moore, consideration of the Committee Substitute bill is postponed until Monday, June 2.

H. B. 326, a bill to enforce height restrictions on passenger vehicles. On motion of Senator William Smith, consideration of the bill is postponed until Monday, June 2.
H. B. 344, a bill to permit farmers leasing vehicles to obtain farm plates. On motion of Senator Gudger, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 424, Committee Substitute No. 2 for H. B. 424, a bill to exclude employees injured while under the influence of drugs from eligibility for workmen's compensation. On motion of Senator Lynwood Smith, consideration of Committee Substitute No. 2 for H. B. 424, is postponed until Monday, June 2.

H. B. 443, a bill to make blood tests for determining paternity conclusive where they are uncontroverted and reliably conducted. Passes its second and third readings and is ordered enrolled.

H. B. 477, Committee Substitute for H. B. 477, a bill to prohibit discrimination in employment against any person possessing the sickle cell trait, as amended. The Committee Substitute bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 567, Committee Substitute No. 2 for H. B. 567, a bill to create a North Carolina Professional Liability Insurance Study Commission. On motion of Senator Henley, consideration of Committee Substitute No. 2 for H. B. 567 is postponed until Monday, June 2.

H. B. 587, Committee Substitute for H. B. 587, a bill to amend Chapter 148 of the General Statutes to permit North Carolina sentence to be served in another jurisdiction. Passes its second and third readings and is ordered enrolled.

H. B. 634, Committee Substitute for H. B. 634, a bill to authorize the Board of Transportation to administer federal programs relating to mass transportation. Passes its second and third readings and is ordered enrolled.

H. J. R. 672, a joint resolution urging State agencies, departments and institutions to purchase a proportionate share of all supplies, commodities and services from small businesses in the State of North Carolina. Passes its second and third readings and is ordered enrolled.

H. B. 699, a bill to add to General Statute 46-25 a proviso that the life tenant may cut timber only on a finding that such cutting is necessary for good husbandry. The bill passes its second reading. On objection of Senator Kirby to its third reading, the bill remains on the Calendar.

H. B. 713, a bill to amend the Coastal Area Management Act of 1974 to allow local and State government agencies additional time in which to complete certain requirements of the Act. Passes its second and third readings and is ordered enrolled.

H. B. 797, a bill to permit use of school and other public property for political party meetings. Senator Royall offers Amendment No. 1
which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 802, a bill to amend General Statute 97-103 to prevent superfluous risk evaluations prior to utilization of the Workmen's Compensation Assigned Risk Plan. On motion of Senator Lynwood Smith, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 826, a bill to render the falsifying of certificates and records required by Article 7 of Chapter 130 of the General Statutes and of any birth certificate of another State or the use thereof a felony. On motion of Senator Gudger, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 827, Committee Substitute for H. B. 827, a bill to provide a presidential preference primary in March, to encourage all presidential candidates to be included on the presidential primary ballot, and to eliminate filing fees for presidential candidates. On motion of Senator Bahakel, consideration of the Committee Substitute bill is postponed until Monday, June 2, and is made Special Order No. 1 of the day.

H. B. 843, a bill to amend General Statute 18A-15(13) to apply to spiritous liquors only. Passes its second and third readings and is ordered enrolled.

H. B. 881, Senate Committee Substitute for H. B. 881, a bill to annex certain areas to the Town of Aberdeen. On motion of Senator Davis, the Committee Substitute bill is adopted and is placed on the Calendar for Tuesday, June 3.

H. B. 886, a bill to bring persons sixty-five years of age or older within the provisions of the Minimum Wage Act. On motion of Senator Lynwood Smith, consideration of the bill is postponed until Monday, June 2.

H. B. 895, Senate Committee Substitute for H. B. 895, a bill to amend General Statute 90-96, General Statute 90-113.14 and General Statute 15-223 to provide that the Administrative Office of the Courts shall maintain confidential files containing the names of persons granted conditional discharges or record expunction and to provide that the North Carolina Drug Authority shall maintain confidential files containing the names of persons convicted of drug related offenses. On motion of Senator Britt, consideration of the Senate Committee Substitute bill is postponed until Monday, June 2.

H. B. 908, a bill to validate certain foreclosure sales taking place prior to March 1, 1974. Passes its second and third readings and is ordered enrolled.
H. B. 935, a bill to amend General Statute 160A-274 to authorize any county board of education or board of education for any city administrative unit to lease unnecessary or nonused school property owned by the board to other governmental agencies for one dollar ($1.00) per year. Passes its second and third readings and is ordered enrolled.

H. J. R. 956, a joint resolution honoring the Western Carolina University football team. Passes its second and third readings and is ordered enrolled.

H. B. 965, a bill to amend General Statute 15A-943 to make more flexible the calendaring of arraignments in certain counties. On motion of Senator Whichard, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. J. R. 1006, a joint resolution honoring the memory of Dr. Martin Luther King, Jr., by setting aside January 15 of each year as the anniversary of his birth date. Senator Winters offers Amendment No. 1 which is adopted. The joint resolution, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. J. R. 1011, a joint resolution honoring the life, service and memory of Glenn C. Palmer, Sr. Passes its second and third readings and is ordered enrolled.

H. J. R. 1015, a joint resolution honoring the life and memory of Virginia T. Lathrop. Passes its second and third readings and is ordered enrolled.

H. B. 1016, a bill to amend Section 229 Chapter 113 of the General Statutes relating to permits to dredge or fill in or about estuarine waters or State-owned lakes. Passes its second and third readings and is ordered enrolled.

H. J. R. 1020, a joint resolution honoring Diane Strawbridge for her efforts in crime prevention. Passes its second and third readings and is ordered enrolled.

H. J. R. 1109, a joint resolution honoring a dedicated and proven public servant in North Carolina education. Passes its second and third readings and is ordered enrolled.

H. J. R. 1112, a joint resolution congratulating the Elizabeth City Coast Guard Reserve Unit for winning the ROA Congressional Award for 1974. Passes its second and third readings and is ordered enrolled.

H. B. 1125, a bill revising benefits of the Teachers' and State Employees' Retirement System. Passes its second and third readings and is ordered enrolled.
The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 471, an act to extend the time for submission of names of nominees for vacancies in a district court judgeship.

H. B. 559, an act to amend General Statute 90-91(b) relating to the scheduling of barbiturate suppositories.

H. B. 560, an act to amend General Statute 90-89 and 90-90 relating to the scheduling of the substance etorphine hydrochloride, and other Schedule II controlled substances.

H. B. 581, an act increasing the uniform jail fee to five dollars ($5.00) per day.

H. B. 880, an act to provide that, for purposes of the Driver License Article of Chapter 20, a defendant who has failed to appear over 90 days for a traffic offense shall be deemed convicted.

H. J. R. 887, a joint resolution congratulating David Thompson, North Carolina State University basketball player.

H. J. R. 1178, a joint resolution convening the General Assembly in Joint Session in the Chamber of the House of Representatives in the Capitol.

On motion of Senator Henley, pursuant to H. J. R. 1178, a joint resolution convening the General Assembly in Joint Session in the Chamber of the House of Representatives in the Capitol, the Senate adjourns to meet Monday at 6:00 P.M. in the State Capitol.

NINETY-NINTH DAY

Senate Chamber,
Monday, June 2, 1975.

The Senate meets in the Senate Chamber of the State Capitol pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

On motion of Senator Henley, the Senate recesses to meet in Joint Session in the Hall of the House of Representatives for the purpose of witnessing the presentation of a Certificate of Registry designating the State Capitol of North Carolina as a National Historic Landmark; and on his further
motion upon dissolution of the Joint Session to reconvene at 8:00 P.M. in
the Legislative Building for the consideration of regular business.

JOINT SESSION

The Senate is received by the members of the House of Representatives
standing and the Joint Session is called to order by Lieutenant Governor
James B. Hunt, Jr.

Prayer is offered by the Reverend Albert G. Edwards, Chaplain of the
House of Representatives.

The Honorable Douglas P. Wheeler, Deputy Assistant Secretary of the
United States Department of the Interior, presents the Certificate of
Registry designating the State Capitol of North Carolina as a National
Historic Landmark. Governor James E. Holshouser, Jr. accepts the
Certificate and unveils the plaque.

On motion of Senator Henley, the Joint Session is dissolved.

REGULAR SESSION

The Senate meets pursuant to dissolution of the Joint Session and is
called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

The President grants a leave of absence to Senator Jernigan for tonight.
Leaves of absence granted previously to Senators Alexander and White are
noted.

The President recognizes the following pages serving in the Senate this
week: Diana Boger, Eden; Susan Miller, Charlotte; Armistead Sapp, Greens-
boro; Lisanne Jennings, Asheville; Todd Hornaday, Asheville; Julie Irvin,
Cary; Dennis Fowler, Raleigh; Martinia Johnson, Raleigh; Gigi Lorman,
Lumberton; Johnny Price, Eden; Alex Council, Eden; Jeffery Maynor,
Pembroke; Thorpe Sanders, Elizabeth City; Ken Kinion, Edenton; Roy
Mason, Apex.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of,
as follows:

S. B. 890, by Senators Hardison, Harrington, Mills, Renfrow, and Marion,
a bill to amend General Statute 20-118(5) to exempt trucks or other motor
vehicles transporting supplies, material or equipment necessary in carrying
out farming operations from penalties provided therein. Referred to
Committee on Transportation.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting
the following bills and resolutions, which are read the first time and dis-
posed of as follows:
S. B. 147, House Committee Substitute for S. B. 147, a bill to be known as the Legislative Ethics Act. Referred to Committee on Rules and Operation of the Senate.

H. B. 540, a bill to classify certain historic properties for ad valorem taxation. Referred to Committee on Finance.

H. B. 573, Committee Substitute for H. B. 573, a bill concerning ethics and conflicts of interest. Referred to Committee on Rules and Operation of the Senate.

H. B. 925, a bill to provide additional methods of personal service by registered or certified mail. Referred to Committee on Judiciary II.

H. B. 967, a bill to permit magistrates and clerks of court to enter pleas of guilty in worthless check cases prior to trial date. Referred to Committee on Judiciary II.

H. B. 997, a bill to clarify the meaning of public records and to provide a civil remedy for the recovery of public records. Referred to Committee on Judiciary I.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

**SPECIAL ORDER NO. 1**

H. B. 827, Committee Substitute for H. B. 827

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being Committee Substitute for H. B. 827, a bill to provide a presidential preference primary in March, to encourage all presidential candidates to be included on the presidential primary ballot, and to eliminate filing fees for presidential candidates. On motion of Senator Staton, consideration of the Committee Substitute bill is postponed until tomorrow, June 3 and made Special Order No. 1 of the day.

S. B. 223, Committee Substitute for S. B. 223, a bill to rewrite the Rules of Civil Procedure governing discovery and depositions. On motion of Senator Allsbrook, consideration of the Committee Substitute bill is postponed until tomorrow, June 3.

S. B. 249, Committee Substitute for S. B. 249, a bill to amend Chapter 143, by exempting permits for surface discharges from single family dwellings from the public notice requirements, by extending the time period in which the EMC must act on permits for discharges to surface waters, by authorizing the EMC to charge a reasonable fee for processing permit applications (to offset anticipated reduction in federal funds), by granting discretion to the EMC on the frequency of monitoring reports and by providing guidelines for classification of groundwaters, as amended, upon third
reading. On motion of Senator Staton, consideration of the Committee Substitute bill, as amended, is postponed until Wednesday, June 4.

S. B. 563, Committee Substitute for S. B. 563, a bill to insure the speedy trial of persons charged with criminal offenses. Senator Gudger offers Amendment No. 1 which is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 659, Committee Substitute for S. B. 659, a bill to create the New Bern Academy Historical Commission, for concurrence in the House amendment. On motion of Senator Stallings, the Senate concurs in the House amendment and the Committee Substitute bill is ordered enrolled.

S. B. 695, Committee Substitute for S. B. 695, a bill to protect minor children who are injured or damaged in certain motor vehicle accidents. The Committee Substitute bill passes its second reading and on objection of Senator Nye to its third reading, remains on the Calendar.

S. B. 766, Committee Substitute for S. B. 766, a bill to establish a rebuttable presumption in worthless check prosecutions. On motion of Senator Crawford, consideration of the Committee Substitute bill is postponed until Wednesday, June 4.

S. B. 782, a bill to authorize cities and counties to create environmental quality advisory boards. The bill passes its second reading and on objection of Senator Harrington to its third reading, the bill remains on the Calendar.

S. B. 786, a bill to amend General Statute 90-106 to regulate the distribution of controlled substances by manufacturers' sales representatives to practitioners. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 792, a bill to amend the Workmen's Compensation Act with respect to the time of notice of an occupational disease. Senator Gudger moves that consideration of the bill be postponed until Wednesday, June 4. Senator Whichard offers a substitute motion that the bill be re-referred to the Committee on Judiciary I which motion prevails.

S. B. 800, a bill to provide that any party may introduce photographs as substantive evidence upon laying the proper foundation. On motion of Senator Allsbrook, the Committee amendment is adopted. Senator William Smith offers Amendment No. 2 which fails of adoption. Without objection, Senator Allsbrook is excused from voting. Senator Allsbrook calls the previous question, seconded by Senator Henley. The call is sustained. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 833, a bill to reestablish the Committee on Law and Order and to revise its membership to provide more representation for local governments. On motion of Senator Mills, the bill is recommitted to the Committee on Local Government and Regional Affairs.
H. B. 167, Committee Substitute for H. B. 167, a bill to provide for the election of members of the Columbus County Public Safety Commission. The Committee Substitute bill passes its second and third readings and is ordered enrolled.

H. B. 455, a bill to revise and reorganize the charter of the Town of Chapel Hill, upon second reading. The bill passes its second reading by roll-call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Combs, Daniels, Davis, Gudger, Hardison, Harrington, Harris, Henley, Hill, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Sebo, Lynwood Smith, William Smith, Stallings, Staton, Totherow, Vickery, Walker, Walsh, Webster, Whichard, Winters — 36. The bill remains on the Calendar.

H. B. 527, a bill to abolish the office of coroner in Alamance County. On motion of Senator Scott, consideration of the bill is postponed until Monday, June 9.

H. B. 565, a bill to make technical amendments in the law relating to the taxation and regulation of professional bondsmen and others in Durham County, upon second reading. The bill passes its second reading by roll-call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Combs, Daniels, Davis, Gudger, Hardison, Harrington, Harris, Henley, Hill, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Suddarth, Totherow, Walker, Walsh, Whichard, Winters — 36. The bill remains on the Calendar.

H. B. 621, a bill establishing an alternate procedure for the Sheriff of Randolph County in the execution of judgments rendered in ejectment actions or writs of possession of real property. Passes its second and third readings and is ordered enrolled.

H. B. 671, a bill to amend General Statute 160A-241 relating to the installation and construction of water and sewerage facilities outside the corporate boundaries of cities and towns, and providing for recovery of cost thereof, upon second reading. On motion of Senator Davis, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Combs, Daniels, Davis, Gudger, Hardison, Harrington, Harris, Henley, Hill, Kincaid, Kirby, Lackey, Marion, Mauney, Nye, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, Winters — 36. The bill, as amended, remains on the Calendar.

H. B. 699, a bill to add to General Statute 46-25 a proviso that the life tenant may cut timber only on a finding that such cutting is necessary for good husbandry, upon third reading. On motion of Senator Kirby, consideration of the bill is postponed until tomorrow, June 3.
H. B. 781, a bill to allow the Sheriffs of Chatham and Orange Counties a fee of two dollars and fifty cents ($2.50) for weapons permits, upon second reading. The bill passes its second reading by roll-call vote, ayes 37, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Combs, Daniels, Davis, Gudger, Hardison, Harrington, Harris, Henley, Hill, Kincaid, Kirby, Lackey, Marion, Mauney, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, Winters — 37. The bill remains on the Calendar.

H. B. 812, a bill to amend Chapter 226 of the Session Laws of 1969. Passes its second and third readings and is ordered enrolled.

H. B. 839, a bill to add Wake County to the provisions of the General Statutes relating to attachment or garnishment and lien for ambulance service in certain counties, and to correct a cross-reference. On motion of Senator Barker, the bill is re-referred to the Committee on Rules and Operation of the Senate.

H. B. 863, Committee Substitute for H. B. 863, a bill to provide for the compensation of members of the Onslow County Board of Education. The Committee Substitute bill passes its second and third readings and is ordered enrolled.

H. B. 867, a bill to amend Chapter 1060 of the 1971 Session Laws to make said Chapter apply to the City of Williamston. Passes its second and third readings and is ordered enrolled.

H. B. 886, a bill to bring persons sixty-five years of age or older within the provisions of the Minimum Wage Act. On motion of Senator Lynwood Smith, the bill is recommitted to the Committee on Manufacturing, Labor and Commerce.

H. B. 950, a bill to allow the Sheriff of Caldwell County a fee of two dollars and fifty cents ($2.50) for weapons permits, upon second reading. The bill passes its second reading by roll-call vote, ayes 38, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Bahakel, Barker, Combs, Daniels, Davis, Gudger, Hardison, Harrington, Harris, Hill, Kincaid, Kirby, Lackey, Marion, Mauney, Mills, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, Winters — 38. The bill remains on the Calendar.

H. B. 1007, a bill to amend Chapter 385, Session Laws, 1949, relating to the schools of the Greensboro City Administrative Unit and the appointment of the governing body thereof. Passes its second and third readings and is ordered enrolled.

H. B. 1063, a bill to extend the deadline for providing sanitary sewer service to certain annexed areas in the Town of Grifton, upon second reading. The bill passes its second reading by roll-call vote, ayes 35, noes 1, as follows: Those voting in the affirmative are: Senators Alford,
H. B. 1064, a bill to revise and consolidate the charter of the Town of Grifton, upon second reading. The bill passes its second reading by roll-call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Barker, Combs, Daniels, Davis, Gudger, Hardison, Harrington, Harris, Henley, Hill, Kincaid, Kirby, Lackey, Marion, Mauney, Mills, Nye, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Stallings, Suddarth, Vickery, Walker, Walsh, Webster, Whichard, Winters—35. Voting in the negative is: Senator Totherow—1. The bill remains on the Calendar.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 592, an act to provide staggered terms of four years for the Board of County Commissioners of Person County.

S. B. 655, an act to amend General Statute 62-300 and General Statute 62-266 to increase certain statutory fees and charges for filing proceedings and re-registration of motor carrier equipment with the Utilities Commission.

S. B. 716, an act to amend Chapter 162A of the General Statutes by adding thereto a new section numbered General Statute 162A-77.1 to authorize elections upon the question of mergers of metropolitan sewerage districts into cities or towns.

H. B. 443, an act to make blood tests for determining paternity conclusive where they are uncontroverted and reliably conducted.

H. B. 587, an act to amend Chapter 148 of the General Statutes to permit North Carolina sentence to be served in another jurisdiction.

H. B. 634, an act to authorize the Board of Transportation to administer federal programs relating to mass transportation.

H. J. R. 672, a joint resolution urging State agencies, departments and institutions to purchase a proportionate share of all supplies, commodities and services from small businesses in the State of North Carolina.

H. B. 713, an act to amend the Coastal Area Management Act of 1974 to allow local and State government agencies additional time in which to complete certain requirements of the Act.
H. B. 843, an act to amend General Statute 18A-15(13) to apply to
spirits only.

H. B. 908, an act to validate certain foreclosure sales taking place prior
to March 1, 1974.

H. B. 935, an act to amend General Statute 160A-274 to authorize any
county board of education or board of education for any city administrative
unit to lease unnecessary or nonused school property owned by the board to
other governmental agencies for one dollar ($1.00) per year.

H. J. R. 956, a joint resolution honoring the Western Carolina University
football team.

H. J. R. 1011, a joint resolution honoring the life, service and memory of
Glenn C. Palmer, Sr.

H. J. R. 1015, a joint resolution honoring the life and memory of Virginia
T. Lathrop.

H. B. 1016, an act to amend Section 229 Chapter 113 of the General
Statutes relating to permits to dredge or fill in or about estuarine waters or
State-owned lakes.

H. J. R. 1020, a joint resolution honoring Diane Strawbridge for her
efforts in crime prevention.

H. J. R. 1109, a joint resolution honoring a dedicated and proven public
servant in North Carolina education.

H. J. R. 1112, a joint resolution congratulating the Elizabeth City Coast
Guard Reserve Unit for winning the ROA Congressional Award for 1974.

H. B. 1125, an act revising benefits of the Teachers' and State Employees' 
Retirement System.

H. J. R. 1145, a joint resolution commending special agent Albert Sumner
Stout, Jr., State Bureau of Investigation, for his dedication, bravery, and
effectiveness in counteracting unlawful drug traffic.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at
1:00 P.M.

ONE HUNDREDTH DAY

SENATE CHAMBER,
Tuesday, June 3, 1975.

The Senate meets pursuant to adjournment and is called to order by
Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.
Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants a leave of absence to Senator Suddarth for tomorrow, June 4. A leave of absence granted previously to Senator Alexander is noted.

H. B. 664, a bill to allow deductions for individual income tax purposes for contributions to individual retirement accounts, individual retirement annuities, or retirement bonds which are deductible for federal income tax purposes and to provide the method of taxing distributions from such accounts. On motion of Senator Kirby, the rules are suspended, and the bill is taken from the Committee on Finance and is placed on the Calendar for today.

**REPORTS OF COMMITTEES**

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator White, for the Committee on Agriculture:

S. B. 464, a bill to amend General Statute 106-266.19 so as to allow the sale of milk as a "loss leader," with an unfavorable report.

S. B. 860, a bill to amend General Statute 106-91, relating to agricultural liming material so as to permit the Board of Agriculture to regulate liming material derived from marl deposits, with a favorable report.

S. B. 866, a bill to amend Article 50A of Chapter 106 of the General Statutes, relating to assessments on fertilizer and commercial feeds for agricultural research, with a favorable report.

H. B. 937, a bill to provide for the use of the most recent safety standards in the liquified petroleum gases law, with a favorable report.

H. B. 952, a bill to amend Part 5 of Article 1 of Chapter 106 of the General Statutes, relating to the collection and publication of agriculture statistics, with a favorable report.

H. B. 1005, a bill to amend Article 50 of Chapter 106 of the North Carolina General Statutes relating to the promotion of use and sale of agricultural products, with a favorable report.

By Senator Royall, for the Committee on Human Resources:

S. B. 772, a bill to amend General Statute 110-88(7) relating to AA standards for day care, with a favorable report, as amended.

S. B. 777, a bill to amend General Statute 108-77 so as to provide for category licensing of family care homes and homes for the aged, with an unfavorable report as to bill, favorable as to Committee Substitute bill.
On motion of Senator Royall, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

By Senator Allsbrook, for the Committee on Judiciary I:

S. B. 792, a bill to amend the Workmen's Compensation Act with respect to the time of notice of an occupational disease, with a favorable report.

S. B. 836, a bill to create the offense of making false statements of identity to law enforcement officers in the course of an investigation, with a favorable report.

H. B. 561, Committee Substitute for H. B. 561, a bill to provide that conveyances used to transport unlawful drugs shall not be subject to forfeiture where conveyance was used without owner's knowledge or consent, with a favorable report.

H. B. 691, a bill to add counties in the Third Judicial District to the list of counties which are subject to Chapter 85A of the General Statutes regulating bail bondsmen, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 891, by Senator Harris, a bill to amend the Local Government Bond Act and revenue bonds to include the purchase and/or lease of natural gas fields, natural gas reserves and natural gas supplies as a purpose for which bonds may be issued by a city; to provide that the definition of public enterprise includes such activities; to include public enterprise within the definition of undertaking for interlocal cooperation; and to enable cities to operate specified parts of a gas system in a partnership or joint venture arrangement with natural gas utilities and private enterprise. Referred to Committee on Finance.

On motion of Senator Stallings, the rules are suspended to allow the introduction in today's Session of the following local bill:

S. B. 892, by Senator Stallings, a bill relating to the game of bingo in the County of Craven. Referred to Committee on Local Government and Regional Affairs.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 926, a bill to amend Chapter 153A and 160A of the General Statutes to protect the right of privacy of county and city employees. Referred to Committee on Judiciary II.
H. J. R. 963, a joint resolution honoring the emergency action taken by Gary Phillip Ramsey. Referred to Committee on Rules and Operation of the Senate.

H. B. 1155, a bill to annex a certain area to the Town of Cape Carteret. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

SPECIAL ORDER NO. 1

H. B. 827, Committee Substitute for H. B. 827

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being Committee Substitute for H. B. 827, a bill to provide a presidential preference primary in March, to encourage all presidential candidates to be included on the presidential primary ballot, and to eliminate filing fees for presidential candidates. Committee Amendment No. 1 is read. Senator Strickland offers a substitute amendment, No. 2, for Committee Amendment No. 1 which fails of adoption. Senator Combs offers an amendment, No. 1-A, to Committee Amendment No. 1 which he subsequently withdraws. Committee Amendment No. 1 is adopted. Senator Staton offers Amendment No. 3 which is adopted. Senator Staton offers Amendment No. 4. Senator Renfrow offers a substitute amendment, No. 5, which is adopted. The Committee Substitute bill, as amended, passes its second reading. Senator Staton offers an oral amendment, No. 6, to Amendment No. 1 which is adopted. The Committee Substitute bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

S. B. 156, Committee Substitute for S. B. 156, a bill to amend Chapters 84 and 7A relative to the North Carolina State Bar regarding attorney discipline and disability cases. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 223, Committee Substitute for S. B. 223, a bill to rewrite the Rules of Civil Procedure governing discovery and depositions. On motion of Senator McNeill Smith, consideration of the Committee Substitute bill is postponed until tomorrow, June 4.

S. B. 360, Committee Substitute for S. B. 360, a bill to appoint four additional members of the North Carolina Wildlife Resources Commission with terms expiring July 1, 1979, as amended. Senator Moore offers Amendment No. 2. Senator Moore calls the previous question, seconded by Senator Stallings. The call is sustained. Amendment No. 2 is adopted. Senator Moore calls the previous question, seconded by
Senator Garrison. The call is sustained. The Committee Substitute bill, as amended, fails to pass its second reading.

S. B. 363, Committee Substitute for S. B. 363, a bill to allow deductions for individual income tax purposes for contributions to individual retirement accounts, individual retirement annuities, or retirement bonds which are deductible for federal income tax purposes and to provide the method of taxing distributions from such accounts, upon second reading. Senator Kirby offers Amendment No. 1 which is adopted. The Committee Substitute bill, as amended, passes its second reading by roll-call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Hill, Jernigan, Kirby, Lackey, McDuffie, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White — 41. Senator Kirby moves that the vote by which the bill passed its second reading be reconsidered, which motion prevails. The Committee Substitute bill, as amended, remains on the Calendar upon second reading.

S. B. 695, Committee Substitute for S. B. 695, a bill to protect minor children who are injured or damaged in certain motor vehicle accidents, upon third reading. The Committee Substitute bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 782, a bill to authorize cities and counties to create environmental quality advisory boards, upon third reading. The bill fails to pass its third reading.

S. B. 777, a bill to amend General Statute 108-77 so as to provide for category licensing of family care homes and homes for the aged. On motion of Senator Royall, the Committee Substitute bill is adopted and is placed on the Calendar for Thursday, June 5.

H. B. 455, a bill to revise and reorganize the charter of the Town of Chapel Hill, upon third reading. The bill passes its third reading by roll-call vote, ayes 38, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Crawford, Daniels, Davis, Garrison, Hardison, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, McDuffie, Moore, Nye, Odom, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Whichard, White — 38. The bill is ordered enrolled.

H. B. 565, a bill to make technical amendments in the law relating to the taxation and regulation of professional bondsmen and others in Durham County, upon third reading. The bill passes its third reading by roll-call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Davis, Garrison, Gudger, Hardison, Harrington, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, McDuffie, Moore, Nye, Odom, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Stallings, Staton,

H. B. 664, Committee Substitute for H. B. 664, a bill to allow deductions for individual income tax purposes for contributions to individual retirement accounts, individual retirement annuities, or retirement bonds which are deductible for federal income tax purposes and to provide the method of taxing distributions from such accounts. Senator Kirby offers Amendment No. 1 which is adopted. The Committee Substitute bill, as amended, passes its second reading by roll-call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Daniels, Davis, Gudger, Hardison, Harrington, Henley, Hill, Jernigan, Kirby, Lackey, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White — 41. The Committee Substitute bill remains on the Calendar.

H. B. 671, a bill to amend General Statute 160A-241 relating to the installation and construction of water and sewerage facilities outside the corporate boundaries of cities and towns, and providing for recovery of cost thereof, as amended, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Daniels, Davis, Gudger, Hardison, Harrington, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, McDuffie, Moore, Odom, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Whichard, White — 39. The bill is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 699, a bill to add to General Statute 46-25 a proviso that the life tenant may cut timber only on a finding that such cutting is necessary for good husbandry, upon third reading. The bill passes its third reading and is ordered enrolled.

H. B. 781, a bill to allow the Sheriffs of Chatham and Orange Counties a fee of two dollars and fifty cents ($2.50) for weapons permits, upon third reading. The bill passes its third reading by roll-call vote, ayes 38, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, McDuffie, Moore, Odom, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Walker, Walsh, Whichard, White — 38. The bill is ordered enrolled.

H. B. 881, Senate Committee Substitute for H. B. 881, a bill to annex certain areas to the Town of Aberdeen, upon second reading. The Senate Committee Substitute bill passes its second reading by roll-call vote, ayes 38, noes 0, as follows: Those voting in the affirmative are: Senators

H. B. 950, a bill to allow the Sheriff of Caldwell County a fee of two dollars and fifty cents ($2.50) for weapons permits, upon third reading. The bill passes its third reading by roll-call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Daniels, Davis, Garrison, Gudger, Harrington, Hill, Jernigan, Kincaid, Kirby, Lackey, McDuffie, Moore, Odom, Palmer, Renfrow, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Walker, Walsh, Whichard, White — 36. The bill is ordered enrolled.

H. B. 1063, a bill to extend the deadline for providing sanitary sewer service to certain annexed areas in the Town of Grifton, upon third reading. The bill passes its third reading by roll-call vote, ayes 34, noes 1, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Hill, Jernigan, Kincaid, Kirby, Lackey, McDuffie, Odom, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Walker, Walsh, Whichard, White — 34. Voting in the negative is: Senator Totherow — 1. The bill is ordered enrolled.

H. B. 1064, a bill to revise and consolidate the charter of the Town of Grifton, upon third reading. The bill passes its third reading by roll-call vote, ayes 32, noes 0, as follows: Those voting in the affirmative are: Senators Allsbrook, Barker, Britt, Childers, Combs, Davis, Garrison, Gudger, Jernigan, Kirby, Lackey, McDuffie, Nye, Odom, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Walker, Walsh, Webster, Whichard, White — 32. The bill is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 659, an act to create the New Bern Academy Historical Commission.

S. B. 721, an act to permit the district attorney to represent the public interest in involuntary commitment cases.

H. B. 167, an act to provide for the election of members of the Columbus County Public Safety Commission.

H. B. 179, an act to amend Chapter 44A to create a lien in favor of those who process textile goods and yarns.
H. B. 344, an act to permit farmers leasing vehicles to obtain farm plates.

H. B. 477, an act to prohibit discrimination in employment against any person possessing the sickle cell trait.

H. B. 621, an act establishing an alternative procedure for the Sheriff of Randolph County in the execution of judgments rendered in ejectment actions or writs of possession of real property.

H. B. 797, an act to permit use of school and other public property for political party meetings.

H. B. 802, an act to amend General Statute 97-103 to prevent superfluous risk evaluations prior to utilization of the Workmen's Compensation Assigned Risk Plan.

H. B. 812, an act to amend Chapter 226 of the Session Laws of 1969.

H. B. 826, an act to render the falsifying of certificates and records required by Article 7 of Chapter 130 of the General Statutes and of any birth certificate of another state or the use thereof a felony.

H. B. 863, an act to provide for the compensation for members of the Onslow County Board of Education.

H. B. 867, an act to amend Chapter 1060 of the 1971 Session Laws to make said Chapter apply to the City of Williamston.

H. B. 965, an act to amend General Statute 15A-943 to make more flexible the calendaring of arraignments in certain counties.

H. J. R. 1006, a joint resolution honoring the memory of Dr. Martin Luther King, Jr. by designating January 15 of each year as the anniversary of his birth date.

H. B. 1007, an act to amend Chapter 385, Session Laws, 1949, relating to the schools of the Greensboro City Administrative Unit and the appointment of the governing body thereof.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.

ONE HUNDRED FIRST DAY

SENATE CHAMBER,
Wednesday, June 4, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Kenneth Thrasher, Pastor of Sharon Baptist Church, Smithfield.
Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants a leave of absence to Senator Vickery for today. Leaves of absence granted previously to Senators Alexander and Suddarth are noted.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Gudger, for the Committee on Criminal Justice and Corrections:

S. B. 95, a bill to require the parole of all prisoners serving a sentence of more than two years not later than ninety days before the expiration of their sentences, with an unfavorable report.

S. B. 333, a bill to amend General Statute 7A-286(5) relating to the commitment of juvenile delinquents to the Division of Youth Development, with a favorable report, as amended.

S. B. 389, a bill to delete the Department of Correction from the provisions of the Administrative Procedure Act and to provide for filing of Department rules with the Attorney General, with a favorable report.

S. J. R. 669, a joint resolution creating the Commission on Sexual Assaults, without prejudice. On motion of Senator Gudger, the rules are suspended and the joint resolution is placed before the Senate for immediate consideration and on his further motion is postponed indefinitely.

S. B. 679, a bill to provide for greater coordination of law enforcement activities among the Attorney General, the several district attorneys and sheriffs of the several counties of North Carolina, with a favorable report.

S. B. 842, a bill to make certain conforming amendments on General Statute 148-45 relating to escapees from North Carolina's prisons, with a favorable report.

S. B. 843, a bill to require the district court to hold a hearing to determine whether an adjudicated juvenile's conditional release should be revoked, with a favorable report.

H. B. 121, a bill to require the parole of all prisoners serving a sentence of more than two years not later than ninety days before the expiration of their sentences, with an unfavorable report as to bill, favorable as to Senate Committee Substitute bill. On motion of Senator Gudger, the rules are suspended and the Senate Committee Substitute bill is placed on today's Calendar.
H. B. 166, Committee Substitute for H. B. 166, a bill to make prisoners available for work on the public roads, with a favorable report.

H. J. R. 816, a joint resolution creating the Commission on Sexual Assaults, with a favorable report, as amended. On motion of Senator Gudger, the rules are suspended and the joint resolution is placed before the Senate for immediate consideration. On motion of Senator Gudger, Committee Amendments No. 1 and No. 2 are adopted and on his further motion, the joint resolution, as amended, is re-referred to the Committee on Appropriations.

By Senator Kirby, for the Committee on Finance:

S. B. 598, Committee Substitute for S. B. 598, a bill to make it a criminal offense to adulterate grains meant for human or animal consumption, with a favorable report.

H. B. 508, Committee Substitute for H. B. 508, a bill to establish the State Board of Registration of Foresters in North Carolina and to define its powers and duties, to provide for the registration of foresters, to define the practice of forestry, and to provide penalties for violation thereof, with a favorable report.

H. B. 753, a bill to increase the inheritance tax exemption accorded to servicemen's group life insurance from ten thousand dollars ($10,000) to twenty thousand dollars ($20,000), with a favorable report.

H. B. 1002, a bill to increase boiler inspection fees for boiler inspections performed by the North Carolina Department of Labor, with a favorable report.

H. B. 1041, a bill to amend General Statute 143-49(4) so as to establish an equipment reserve fund from receipts of sales or transfers of personal property by State departments, institutions and agencies, with a favorable report, as amended.

H. B. 1127, a bill to tax and regulate professional bondsmen in Harnett County, with a favorable report, as amended.

By Senator Britt, for the Committee on Judiciary II:

S. B. 558, a bill to amend the provisions of Chapter 25A relating to home-solicitation sales, with a favorable report, as amended.

S. B. 630, a bill to regulate the sale and distribution of hearing aids in North Carolina, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Britt, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 694, a bill to allow a properly certified copy of a Department of Motor Vehicles record of prior convictions for driving under the influence of intoxicating liquor or drugs to constitute prima facie evidence of such convictions, with a favorable report.
S. B. 858, a bill to amend Article 6, Chapter 90 of the General Statutes of North Carolina, relating to optometry, with a favorable report, as amended.

H. B. 256, Committee Substitute for H. B. 256, a bill to clarify and expand the registration of appraisal and mapping firms, with a favorable report.

H. B. 723, a bill to permit Wilson County to lease certain lands for a longer term than ten years in order to provide a rest home and/or nursing care facility, with a favorable report.

H. B. 899, a bill relating to the sale of certain property by the City of Burlington, with a favorable report.

H. B. 900, a bill to prohibit operation of motor vehicles upon utility easements after being forbidden to do so, with a favorable report, as amended.

H. B. 1165, a bill to amend Chapter 535 of the Public-Local Laws of 1937 and Chapter 860 of the 1961 Session Laws relating to the Bureau of Identification for Wake County, with a favorable report.

By Senator Lynwood Smith, for the Committee on Manufacturing, Labor and Commerce:

S. B. 29, a bill to amend Article 2C of Chapter 105 of the General Statutes to permit manufacturers of malt beverages to sell certain malt beverages to their employees, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Lynwood Smith, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

H. B. 9, a bill to amend General Statute 88-1, relating to cosmetologists, so as to make the provisions of said Act apply to Jones and Lenoir Counties, without prejudice. On motion of Senator Lynwood Smith, the rules are suspended and the bill is placed before the Senate for immediate consideration and on his further motion is postponed indefinitely.

By Senator Staton, for the Committee on Natural and Economic Resources:

S. B. 876, a bill to amend General Statute 143-215.107 relating to air quality standards, with a favorable report, as amended.

By Senator Webster, for the Committee on Public Utilities and Energy:

H. B. 506, a bill to authorize the Utilities Commission to establish rules for filing rate cases, with a favorable report.

By Senator Henley, for the Committee on Rules and Operation of the Senate:

H. B. 839, a bill to add Wake County to the provisions of the General Statutes relating to attachment or garnishment and lien for ambulance service in certain counties, and to correct a cross-reference, with a favorable report.
H. J. R. 963, a joint resolution honoring the emergency action taken by Gary Phillip Ramsey, with a favorable report.

By Senator McNeill Smith, for the Committee on State Government:

S. B. 861, a bill to establish institutional advisory councils at each of the institutions operated by the Division of Mental Health Services of the Department of Human Resources, with a favorable report.

S. B. 864, a bill to amend Chapter 166 of the General Statutes relating to civil preparedness for natural and man-made disasters, with a favorable report.

H. J. R. 331, Committee Substitute for H. J. R. 331, a joint resolution creating a Special Interim Joint Committee of the General Assembly to study the Need for the Creation of a Division of Actuarial Services within the Department of State Treasurer, with a favorable report. On motion of Senator McNeill Smith, the Committee Substitute joint resolution is re-referred to the Committee on Appropriations.

H. B. 689, a bill to make technical and clarifying amendments to the election laws, with a favorable report.

H. B. 722, a bill to reconstitute the North Carolina Capital Planning Commission, with a favorable report.

H. B. 828, a bill defining "freeholder" for sanitary district incorporation purposes, with a favorable report.

By Senator Harrington, for the Committee on Transportation:

S. B. 137, a bill to amend General Statute 136-44.5 to provide for a revised formula for the distribution of funds for secondary roads, with a favorable report, as amended. On motion of Senator Harrington, the rules are suspended and the bill is placed before the Senate for immediate consideration. On motion of Senator Harrington, the Committee Amendment is adopted and on his further motion, the bill, as amended, is re-referred to the Committee on Appropriations.

S. J. R. 657, House Committee Substitute for S. J. R. 657, a joint resolution designating the bridge to be constructed to span the Yadkin River at Siloam, North Carolina, the Atkinson-Needham Memorial Bridge, with a favorable report.

H. B. 632, a bill relating to assignment of official license plates, with a favorable report.

H. B. 983, a bill to amend General Statute 136-44.9 relating to secondary roads, with a favorable report.

H. B. 984, a bill to amend General Statute 136-44.6 relating to the allocation of secondary roads and maintenance funds, with a favorable report.
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 893, by Senator Davis, a bill to amend General Statute 160A-456(e) and 153A-376(e) to require referendum for use of State or local tax monies in community development programs and projects unless expenditure is expressly authorized by General Statute 160A-209. Referred to Committee on Local Government and Regional Affairs.

S. B. 894, by Senators Staton and Lynwood Smith, a bill to amend Article V of the Constitution of North Carolina to authorize the General Assembly to authorize counties to create authorities to issue revenue bonds to finance industrial and pollution control projects for industry, subject to the approval of the electorate. Referred to Committee on Judiciary II.

S. B. 895, by Senators Staton and Lynwood Smith, a bill authorizing the creation in counties of industrial and pollution control facilities financing authorities and the issuance thereof of revenue bonds to finance industrial and pollution control projects for industry and pollution control projects for public utilities. Referred to Committee on Finance.

S. B. 896, by Senator Winters, a bill to fund the Student Theatre Guild, Inc., of North Carolina. Referred to Committee on Appropriations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 773, a bill to provide for continuing review of governmental operations by the General Assembly, for concurrence in the House amendment which is placed on the Calendar for tomorrow, June 5.

H. B. 254, Committee Substitute for H. B. 254, a bill to rewrite portions of the Machinery Act to provide a more equitable, fair, and efficient system of taxation on real and personal property. Referred to Committee on Finance.

H. B. 433, a bill amending Section 90-29 of the General Statutes with regard to the practice of dentistry in dental schools. Referred to Committee on Human Resources.

H. B. 669, a bill to amend Chapter 993, Session Laws of 1949, as amended by Chapter 732, Session Laws of 1951, Chapter 382, Session Laws of 1963, Chapter 289, Session Laws of 1969, and Chapter 459, Session Laws of 1971, to enlarge and make more definite the outside boundaries of Pinehurst, Moore County. Referred to Committee on Local Government and Regional Affairs.
H. B. 940, a bill to amend Chapter 48 of the General Statutes relating to adoptions to substitute the words "guardian ad litem" for "next friend" in General Statute 48-9(a)(2), (3) and General Statute 48-9(d). Referred to Committee on Judiciary I.

H. B. 957, Committee Substitute for H. B. 957, a bill to amend General Statute 130-233 to provide certification for ambulance attendants and emergency medical technicians. Referred to Committee on Human Resources.

H. B. 958, a bill to amend General Statute 116-174 increasing the rate of interest to be paid on scholarship loans by prospective teachers from four percent (4%) to six percent (6%). Referred to Committee on Finance.

H. B. 961, Committee Substitute for H. B. 961, a bill to regulate the entry and inspection of private property in the State by employees of any city, town or county. Referred to Committee on Judiciary II.

H. B. 972, a bill to amend Article 12 of Chapter 106 of the General Statutes, the North Carolina Food, Drug and Cosmetic Act. Referred to Committee on Judiciary II.

H. B. 992, Committee Substitute for H. B. 992, a bill relating to hunting with primitive weapons. Referred to Committee on Wildlife.

H. J. R. 994, a joint resolution creating a study committee to study the funding, benefits, and operations of the Retirement System. Referred to Committee on State Government.

H. B. 1053, a bill to amend General Statute 58-155.48 of the Insurance Guaranty Act to remove the one hundred dollar ($100.00) deduction. Referred to Committee on Insurance.

H. B. 1054, a bill to amend General Statute 58-9.3 to provide for appeals by the Commissioner of Insurance following initial judicial review of his orders and decisions. Referred to Committee on Insurance.

H. B. 1070, a bill to provide for settlement of tort claims by the office of the Attorney General. Referred to Committee on Judiciary II.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

SPECIAL ORDER NO. 1

H. B. 28, Committee Substitute for H. B. 28

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being Committee Substitute for H. B. 28, a bill to abolish age discrimination in automobile insurance classifications and to implement classifications which establish objective standards for rates. On motion of Senator Barker,
Committee Amendments No. 1, No. 2, and No. 3 are adopted. Senator Stallings offers Amendment No. 4 which is adopted. On motion of Senator Moore, the following statement is entered in the Journal as legislative intent: "It is the legislative intent of Amendments No. 1 and No. 4 that the Rating Bureau shall have the authority to set the rates under this Act." (Amendments No. 1 and No. 4 appear in the Appendix.) Senator Totherow offers Amendment No. 5 which fails of adoption. Senator Davis offers Amendment No. 6 which is adopted. Senator Webster offers Amendment No. 7. Upon a tie vote, the President of the Senate, pursuant to Rule 11, votes "aye." Amendment No. 7 is adopted. Senator McDuffie offers Amendment No. 8. Senator Hardison moves that the Senate do now adjourn to meet tomorrow at 1:00 P.M. which motion prevails. The Committee Substitute bill, as amended, with pending Amendment No. 8 remains on the Calendar as Special Order No. 1 of the day.

S. B. 29, Committee Substitute for S. B. 29, a bill to provide for the manufacture and distribution of malt beverages and the furnishing of products to guests and employees of manufacturers and distributors. On motion of Senator Lynwood Smith, the Committee Substitute bill is adopted and is placed on the Calendar for Tuesday, June 10.

S. B. 630, Committee Substitute for S. B. 630, a bill to amend Chapter 93 of the General Statutes relating to the State Hearing Aid Dealers and Fitters Board, to establish a study commission for the hearing aid dealers, fitters and repair industry, and to make an appropriation therefor. On motion of Senator Britt, the Committee Substitute bill is adopted and is placed on the Calendar for Friday, June 6.

H. B. 121, Senate Committee Substitute for H. B. 121, a bill to simplify procedures for parole of inmates serving more than two years. On motion of Senator Gudger, the Committee Substitute bill is adopted and is placed on the Calendar for Friday, June 6.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. J. R. 225, a joint resolution in opposition to pending legislation in the United States Senate to increase the federal tax on motor fuel.

S. B. 672, an act to amend General Statute 159-30(c) in order to update language allowing investment of idle funds by local government officials in savings and loan associations.

S. B. 673, an act to amend General Statute 147-69.1 in order to allow State government officials to invest idle funds in certificates, shares, or deposits in savings and loan associations.

H. B. 455, an act to revise and reorganize the charter of the Town of Chapel Hill.
H. B. 525, an act to amend Chapter 519 of the Session Laws of 1959 relating to the disposition of the net profits from the alcoholic beverage control stores in the Town of Shallotte.

H. B. 565, an act to make technical amendments in the law relating to the taxation and regulation of professional bondsmen and others in Durham County.

H. B. 699, an act to add to General Statute 46-25 a proviso that the life tenant may cut timber only on a finding that such cutting is necessary for good husbandry.

H. B. 781, an act to allow the Sheriffs of Chatham and Orange Counties a fee of two dollars and fifty cents ($2.50) for weapons permits.

H. B. 950, an act to allow the Sheriff of Caldwell County a fee of two dollars and fifty cents ($2.50) for weapons permits.

H. B. 1063, an act to extend the deadline for providing sanitary sewer service to certain annexed areas in the Town of Grifton.

H. B. 1064, an act to revise and consolidate the charter of the Town of Grifton.

Pursuant to the motion of Senator Hardison, the Senate adjourns to meet tomorrow at 1:00 P.M.

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ONE HUNDRED SECOND DAY

SENATE CHAMBER,
Thursday, June 5, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants a leave of absence to Senator Davis for tomorrow, June 6. A leave of absence granted previously to Senator Alexander is noted.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:
Senator Jernigan, for the Committee on Alcoholic Beverage Control:

S. B. 396, a bill to provide for the transportation and storage of alcoholic beverages for special occasions, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Jernigan, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

H. B. 510, a bill to make technical amendments to the law relating to purchase-transportation permits, with a favorable report, as amended.

H. B. 903, a bill to provide for the storage of beverages, with a favorable report.

H. B. 1133, a bill to provide semiannual audits of the Pittsboro ABC Board, with a favorable report.

By Senator Garrison, for the Committee on Banking:

S. J. R. 175, a joint resolution requesting the United States Congress to adopt legislation reducing interest rates on home loans, without prejudice. On motion of Senator Garrison, the rules are suspended and the joint resolution is placed before the Senate for immediate consideration and on his further motion is postponed indefinitely.

S. B. 717, a bill to rewrite Articles 9 through 14 of Chapter 54 of the General Statutes relating to credit unions, without prejudice. On motion of Senator Garrison, the rules are suspended and the bill is placed before the Senate for immediate consideration and on his further motion is postponed indefinitely.

H. B. 897, a bill to rewrite Articles 9 through 14 of Chapter 54 of the General Statutes relating to credit unions, with a favorable report.

By Senator Gudger, for the Committee on Criminal Justice and Corrections:

S. B. 881, a bill to provide for mandatory active imprisonment sentences upon conviction for a second or subsequent offense violation of General Statute 14-87, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Gudger, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

By Senator Alford, for the Committee on Education:

H. B. 188, Committee Substitute for H. B. 188, a bill to repeal and amend sections of the Public School Laws of North Carolina, with a favorable report.

H. B. 809, Committee Substitute for H. B. 809, a bill to protect and preserve student records in the public schools, with a favorable report, as amended.

H. B. 918, a bill to amend General Statute 115-157 to allow public school teachers employed on a 10-month basis to be paid in 12 monthly installments instead of 10 monthly installments, with a favorable report.
H. B. 1072, a bill to provide for the election of the members of the Chatham County Board of Education, with a favorable report.

H. B. 1106, a bill to repeal Chapter 476 of the 1969 Session Laws and to substitute in lieu thereof a new Act providing for the election of the Cherokee County Board of Education, with a favorable report.

By Senator Kirby, for the Committee on Finance:

S. B. 650, a bill to adjust Department of Motor Vehicles’ fee for operator’s and chauffeur’s license to recover cost, with a favorable report, as amended.

S. B. 664, a bill to increase the charge for replacement registration plates from one dollar ($1.00) to five dollars ($5.00), with a favorable report.

S. B. 778, a bill to exempt from franchise and income taxation certain condominium housing associations, homeowner associations and cooperative housing corporations, with a favorable report.

H. B. 429, Committee Substitute No. 2 for H. B. 429, a bill to amend General Statute Chapter 7A to increase certain costs of court and to authorize use of the facilities fee to provide free parking for jurors, with a favorable report.

H. B. 647, Committee Substitute for H. B. 647, a bill to exempt transfers of property to the United States and to other states from the inheritance tax, with a favorable report.

By Senator Royall, for the Committee on Human Resources:

H. B. 837, Committee Substitute for H. B. 837, a bill to rewrite Article 12 of Chapter 90 of the General Statutes concerning licensure of podiatrists, with a favorable report. On motion of Senator Royall, the Committee Substitute bill is re-referred to the Committee on Finance.

By Senator Barker, for the Committee on Insurance:

H. B. 275, a bill to provide for uniform regulation of the bail bond business throughout the State, with a favorable report.

H. B. 475, a bill to prohibit discrimination in provisions of health insurance to any person possessing the sickle cell trait, with a favorable report.

H. B. 476, a bill to prohibit discrimination in provisions of life insurance to any person possessing the sickle cell trait, with a favorable report.

H. B. 814, a bill to amend Chapter 58, Article 22, of the General Statutes relating to reserve valuation and nonforfeiture benefits of life insurance policies, with a favorable report.

By Senator Allsbrook, for the Committee on Judiciary I:

S. B. 413, a bill protecting the right of privacy of the victim in sexual assault cases, with an unfavorable report as to bill, as amended, favorable as to Committee Substitute bill. On motion of Senator Allsbrook, the
rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 884, a bill to amend General Statute 50-5(6) so as to define the words "separate and apart" and "cohabitation," with a favorable report.

H. B. 435, Committee Substitute for H. B. 435, a bill to provide for the registration of landscape contractors; to prohibit use of the title "landscape contractor" except by persons duly registered; to create the North Carolina Board of Landscape Contractors and to prescribe its powers and duties, with a favorable report. On motion of Senator Allsbrook, the Committee Substitute bill is re-referred to the Committee on Finance.

By Senator Britt, for the Committee on Judiciary II:

S. B. 857, a bill requiring credit reporting agencies to furnish to individuals the nature and substance of their credit reports upon request, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Britt, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

By Senator Davis, for the Committee on Local Government and Regional Affairs:

S. B. 859, a bill to provide for the election and terms of the members of Sampson County Board of Commissioners, with a favorable report.

S. B. 880, a bill relating to the game of bingo in Franklin County, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Davis, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 889, a bill to place Forsyth County under the provisions of General Statute 20-219.2 which provides for removal of motors or other vehicles illegally parked in privately owned or leased parking spaces, with a favorable report.

H. B. 515, Committee Substitute for H. B. 515, a bill to provide for the nomination and election of members of the Buncombe County Board of Education, with a favorable report, as amended.

H. B. 535, a bill authorizing the Burke County Public Schools Board of Education to regulate traffic and parking on lands owned by the said Board, with a favorable report, as amended.

H. B. 693, a bill to amend Chapter 1184 of the Session Laws of 1949, as amended, the charter of the City of Raleigh with respect to the topics of: council campaign expenses; city clerk's duties; socio-economic programs; assessment exemptions; equal housing; landlord-tenant relations; transit authority; employee benefits; bicycle lanes; assessments upon annexation; and sidewalk assessments, with a favorable report, as amended.

H. B. 876, a bill to amend Chapter 1184 of the Session Laws of 1949, as amended, the charter of the City of Raleigh with respect to community development programs and activities, with a favorable report.
H. B. 1134, a bill to provide for the election of the Chatham County Board of Commissioners, with a favorable report.

H. B. 1152, a bill to amend the eligibility requirements for the Raleigh Firemen Retirement Fund, with a favorable report.

By Senator Staton, for the Committee on Natural and Economic Resources:

S. B. 250, a bill to amend the Well Construction Act, General Statute 87-83 et seq.; the Water Use Act, General Statute 143-215.11 et seq.; the Dam Safety Law, General Statute 143-215.23 et seq.; and the Water and Air Quality Reporting Act, General Statute 143-215.63 et seq.; and the civil penalty provisions of Articles 21 and 21 B, Chapter 143, North Carolina General Statutes in order to provide enforcement and judicial review procedures similar to and consistent with other parts of Article 21, Chapter 143 of the North Carolina General Statutes administered by the Environmental Management Commission, with a favorable report, as amended.

By Senator Webster, for the Committee on Public Utilities and Energy:

S. B. 420, a bill to establish an expansion policy for electric utility plants in North Carolina, to promote greater efficiency in the use of all existing plants, and to reduce electricity costs by requiring greater conservation of electricity, with an unfavorable report as to bill, favorable as to Committee Substitute bill, as amended. On motion of Senator Webster, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 662, a bill to create an energy policy council to develop recommendations for a comprehensive, long-term State energy policy, to transfer the Energy Division to the Utilities Commission for administrative purposes and to establish procedures for energy crisis administration, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Webster, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

By Senator Henley, for the Committee on Rules and Operation of the Senate:

S. B. 147, House Committee Substitute for S. B. 147, a bill to be known as the Legislative Ethics Act, with a favorable report.

By Senator McNeill Smith, for the Committee on State Government:

H. B. 750, Committee Substitute for H. B. 750, a bill to establish a commission of youth services within the Department of Human Resources, with an unfavorable report as to bill, favorable as to Senate Committee Substitute bill. On motion of Senator McNeill Smith, the rules are suspended and the Senate Committee Substitute bill is placed on today's Calendar.
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

On motion of Senator Odom, the rules are suspended to allow the introduction in today's Session of the following local bill:

S. B. 897, by Senator Odom, a bill relating to the election and qualifications of the local health director of Scotland County. Referred to Committee on Local Government and Regional Affairs.

S. B. 898, by Senators Winters and Barker, a bill to amend General Statute 138-6(a)(3) which provides the per diem travel allowance for State employees and officers and to appropriate the necessary funds therefor. Referred to Committee on Appropriations.

S. B. 899, by Senator Jernigan, a bill to prohibit lenders from increasing interest rates on assumption of mortgages. Referred to Committee on Banking.

S. B. 900, by Senators Allsbrook, Gudger, Britt, and Royall, a bill to clarify the disciplinary authority of the Board of Medical Examiners and to otherwise amend the Medical Practice Act. Referred to Committee on Judiciary I.

S. B. 901, by Senators Allsbrook, Gudger, Britt, and Royall, a bill to amend the statutes of limitation for the institution of actions against providers of health care. Referred to Committee on Judiciary I.

S. B. 902, by Senators Allsbrook, Gudger, Britt, and Royall, a bill concerning actions against providers of health care for treatment without informed consent. Referred to Committee on Judiciary I.

S. B. 903, by Senators Allsbrook, Britt, and Royall, a bill relating to the standard of care applicable to actions involving the furnishing of medical, dental, or other health care. Referred to Committee on Judiciary I.

CONFERENCE REPORT

H. B. 445, Committee Substitute for H. B. 445

Senator Britt, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon Committee Substitute for H. B. 445, a bill to amend Article 2A of Chapter 45 to provide notice and hearing prior to mortgage foreclosure sales, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your Conferees appointed to resolve the differences arising between the Senate and the House of Representatives on Committee Substitute for
House Bill 445, "a bill to amend Article 2A of Chapter 45 to provide notice and hearing prior to mortgage foreclosure sales," wish to report as follows:

The Conference Committee recommends that Amendments 1, 2, 3, 4, 5 and 6, as proposed by the Senate, be adopted.

To this end, the Conferees recommend that the Senate and the House of Representatives adopt the foregoing report.

This the 5th day of June, 1975.

LUTHER J. BRITT, JR.
CECIL J. HILL
CHARLES VICKERY
Conferees on the part of the Senate

H. PARKS HELMS
H. HORTON ROUNTREE
R. LANE BROWN III
Conferees on the part of the
House of Representatives

On motion of Senator Britt, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

HOUSE OF REPRESENTATIVES.
June 5, 1975.

H. B. 445, Committee Substitute for H. B. 445

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on Committee Substitute for House Bill 445, "a bill to be entitled an act to amend Article 2A of Chapter 45 to provide notice and hearing prior to mortgage foreclosure sales," to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
GRACE A. COLLINS
Principal Clerk

H. B. 473, Committee Substitute for H. B. 473, a bill to amend the Machinery Act to provide a fifty percent (50%) reduction in the property tax upon business inventories and to provide for its implementation and administration. Referred to Committee on Finance.
MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 203, Committee Substitute for S. B. 203, a bill to increase the time necessary to be paroled from a sentence of armed robbery, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, June 6.

H. B. 852, Committee Substitute for H. B. 852, a bill to amend sections of the Machinery Act relative to valuation of farm land at its present use value. Referred to Committee on Finance.

H. B. 874, Committee Substitute for H. B. 874, a bill repealing Chapter 127 and Article 23 of Chapter 143 of the North Carolina General Statutes, entitled respectively, "Militia" and "Armories" and enacting a new Chapter 127 in lieu thereof relating to militia. Referred to Committee on Veterans and Military Affairs.

H. B. 979, Committee Substitute for H. B. 979, a bill to amend the privilege tax for day-care facilities. Referred to Committee on Finance.

H. B. 993, a bill to amend the General Statutes relating to medical and disability benefits for teachers and State employees. Referred to Committee on State Government.

H. B. 996, a bill to provide for prepaid legal services. Referred to Committee on Judiciary II.

H. J. R. 1030, a joint resolution calling upon the North Carolina Department of Human Resources to provide easier access to food stamp applications. Referred to Committee on Human Resources.

H. J. R. 1031, a joint resolution calling upon the United States Department of Agriculture and the United States Postal Service to increase hours of distribution of food stamps. Referred to Committee on Human Resources.

H. B. 1035, Committee Substitute for H. B. 1035, a bill to further effectuate the reorganization of the Department of Commerce. Referred to Committee on State Government.

H. B. 1066, a bill to establish minimum compensation for executive secretaries to county boards of elections. Referred to Committee on State Government.

H. B. 1071, a bill to amend General Statute 48-6 relative to the circumstances under which the consent of a father to an adoption is not necessary. Referred to Committee on Judiciary I.

H. B. 1149, a bill to amend Chapter 293 of the 1975 Session Laws to modify the dates for the incorporation referendum and election for town
officers of the Town of Caswell Beach. Referred to Committee on Local Government and Regional Affairs.

H. B. 1179, a bill to prohibit hunting from roads adjacent to livestock pastures in Nash County. Referred to Committee on Wildlife.

H. B. 1180, a bill to amend Chapter 385 of the Public-Local Laws of 1921, relating to pensions for school teachers in New Hanover County, as amended. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

SPECIAL ORDER NO. 1

H. B. 28, Committee Substitute for H. B. 28

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being Committee Substitute for H. B. 28, a bill to abolish age discrimination in automobile insurance classifications and to implement classifications which establish objective standards for rates, as amended. Senator Barker moves that Amendment No. 8 do lie upon the table, which motion prevails and Amendment No. 8 lies upon the table. Senator Childers moves that the vote by which Amendment No. 6 was adopted be reconsidered, which motion prevails. Senator Webster submits an amendment to amend Amendment No. 6 which he subsequently withdraws. Senator William Smith offers an amendment, No. 9, to Amendment No. 6. Senator Gudger moves that the Committee Substitute bill, with amendments, be recommitted to the Committee on Insurance which he subsequently withdraws for the purpose of the submission of further amendments. Senator Moore submits Amendment No. 10. Senator Gudger calls the previous question, seconded by Senator Strickland. The call is sustained. The motion to recommit the Committee Substitute bill, with amendments, to the Committee on Insurance fails to prevail. Senator Barker calls the previous question, seconded by Senator Stallings. The call is sustained. Amendment No. 9 is adopted. Senator Jernigan moves that the Committee Substitute bill, with amendments, be recommitted to the Committee on Insurance. Senator Jernigan calls the previous question, seconded by Senator Moore. The call is sustained. The motion to recommit the Committee Substitute bill, with amendments to the Committee on Insurance fails to prevail. Senator Marion offers an amendment, No. 11, to Amendment No. 6, which is adopted. Senator Suddarth offers an amendment, No. 12, to Amendment No. 6 which is adopted. Amendment No. 6, as amended by No. 9, No. 11, and No. 12, is adopted. Senator Allsbrook moves that the Committee Substitute bill, with amendments, be recommitted to the Committee on Insurance which he subsequently withdraws. Senator Moore, duly seconded, calls the
previous question. The call is sustained. Amendment No. 10 is adopted. Senator Barker calls the previous question, seconded by Senator Garrison. The call is sustained. Senator Strickland moves that the Senate do now adjourn to meet tomorrow at 1:00 P.M., which motion fails to prevail. The Committee Substitute bill, as amended, passes its second reading. On objection of Senator Kincaid to its third reading, the Committee Substitute bill, as amended, remains on the Calendar. Senator Barker moves that the Committee Substitute bill, as amended, be set as Special Order No. 1 of the day, which motion fails to prevail.

S. B. 166, Committee Substitute for S. B. 166, a bill to require compliance of subdivision streets with minimum standards of the Secondary Roads Council, for concurrence in the House amendments. On motion of Senator Winters, the Senate concurs in the House amendments and the Committee Substitute bill is ordered enrolled.

S. B. 396, Committee Substitute for S. B. 396, a bill to provide for the transportation and storage of alcoholic beverages for special occasions. On motion of Senator Jernigan, the Committee Substitute bill is adopted and is placed on the Calendar for Monday, June 9.

S. B. 413, Committee Substitute for S. B. 413, a bill protecting the right of privacy of the victim in sexual assault cases. On motion of Senator Allsbrook, the Committee amendment is adopted and is placed on the Calendar for Monday, June 9.

S. B. 420, Committee Substitute for S. B. 420, a bill to establish an expansion policy for electric utility plants in North Carolina, to promote greater efficiency in the use of all existing plants, and to reduce electricity costs by requiring greater conservation of electricity. On motion of Senator Webster, the Committee Substitute bill is adopted and is placed on the Calendar for Monday, June 9.

S. B. 567, a bill to amend Article 13 of Chapter 90 of the General Statutes to revise the laws relating to funeral directors and embalmers, for concurrence in the House amendments. On motion of Senator Whichard, the Senate concurs in House Amendments No. 1 and No. 2. Senator Whichard moves that the Senate do not concur in House Amendment No. 3 and that conferees be requested, which motion prevails. The President appoints Senators Whichard, Davis, and Walker as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

S. B. 662, Committee Substitute for S. B. 662, a bill to create an energy policy council to develop recommendations for a comprehensive, long-term State energy policy, to transfer the energy division to the Utilities Commission for administrative purposes and to establish procedures for energy crisis administration. On motion of Senator Webster, the Committee Substitute bill is adopted and is placed on the Calendar for Monday, June 9.
S. B. 750, a bill relating to raffles and the games of “bingo” and “skilo” in Mecklenburg County. Senator Moore moves that the Senate do not concur in the House amendment and that conferees do not be appointed, which motion prevails. A message is ordered sent to the House of Representatives informing that Honorable Body of such action.

S. B. 773, a bill to provide for continuing review of governmental operations by the General Assembly, for concurrence in the House amendment. On motion of Senator Crawford, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 857, Committee Substitute for S. B. 857, a bill requiring credit reporting agencies to furnish to individuals the nature and substance of their credit reports upon request. On motion of Senator Britt, the Committee Substitute bill is adopted and is placed on the Calendar for Monday, June 9.

S. B. 880, Committee Substitute for S. B. 880, a bill relating to the game of bingo in Franklin County. On motion of Senator Davis, the Committee Substitute bill is adopted and is placed on the Calendar for Monday, June 9.

S. B. 881, Committee Substitute for S. B. 881, a bill to provide for mandatory active imprisonment sentences upon conviction for a second or subsequent offense violation of General Statute 14-87. On motion of Senator Gudger, the Committee Substitute bill is adopted and is placed on the Calendar for Monday, June 9.

H. B. 750, Senate Committee Substitute for H. B. 750, a bill to establish a Commission of Youth Services within the Department of Human Resources. On motion of Senator McNeill Smith, the Committee Substitute bill is adopted and is placed on the Calendar for Monday, June 9.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
June 5, 1975.

S. B. 567

Mr. President:

Pursuant to your information that your Honorable Body failed to concur in House Amendment No. 3 to Senate Bill 567, “a bill to be entitled an act to amend Article 13 of Chapter 90 of the General Statutes to revise the laws relating to funeral directors and embalmers, the Speaker has appointed as conferees on the part of the House, Representatives Farmer, Ramsey, and Soles to act with a like committee on the part of the Senate
to the end that the differences existing between the two bodies may be adjusted.

Respectfully,

GRACE A. COLLINS
Principal Clerk

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 702, an act to amend the North Carolina Boating Safety Act to provide an optional three-year registration period for motorboats, and to make technical changes.

S. B. 758, an act providing for the election of commissioners of the Town of Kure Beach, New Hanover County.

S. B. 798, an act relating to administering the North Carolina Local Governmental Employees' Retirement System.

S. B. 799, an act extending benefits of the North Carolina Local Governmental Employees' Retirement System.

H. B. 575, an act to permit counties to assist in the financing of improvements to rural subdivision and residential streets and to levy special assessments therefor.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 9:30 A.M.

ONE HUNDRED THIRD DAY

SENATE CHAMBER,
Friday, June 6, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. John Lewis, Minister of the First Baptist Church, Raleigh.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants a leave of absence to Senator Rauch for today. Leaves of absence granted previously to Senators Alexander and Davis are noted.
The President appoints the Calendar Committee as follows: Senators Kirby (Chairman), Britt, Harrington, Moore, Rauch, Lynwood Smith, and Webster.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Kirby, for the Committee on Finance:

S. B. 405, a bill to amend Section 18A-39 of the North Carolina General Statutes relating to fees charged for ABC permits, with an unfavorable report.

S. B. 757, a bill authorizing the registration of vehicles on an apportionment basis, with a favorable report.

H. B. 250, a bill to authorize counties to require registration of mobile homes, with a favorable report.

H. B. 453, a bill to prorate the municipal taxes imposed upon newly annexed territory, with a favorable report.

H. B. 540, a bill to classify certain historic properties for ad valorem taxation, with a favorable report.

H. B. 617, a bill to make various changes in the auctioneer licensing law, including clarification of license renewal dates and fee schedules, addition of the requirement of the use of escrow accounts, and clarification of which estates sales are exempt from the requirement of using a licensed auctioneer, with a favorable report.

By Senator Britt, for the Committee on Judiciary II:

S. B. 368, a bill to extend limited driving privileges to all offenses wherein a first conviction requires mandatory operator's license revocation, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Britt, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 853, a bill to amend General Statute 59-46 relating to partner by estoppel, with a favorable report, as amended.

H. B. 925, a bill to provide additional methods of personal service by registered or certified mail, with a favorable report.

H. B. 967, a bill to permit magistrates and clerks of court to enter pleas of guilty in worthless check cases prior to trial date, with a favorable report.

By Senator Harrington, for the Committee on Transportation:
S. B. 890, a bill to amend General Statute 20-118(5) to exempt trucks or other motor vehicles transporting supplies, material or equipment necessary in carrying out farming operations from penalties provided therein, with a favorable report, as amended.

By Senator Moore, for the Committee on Wildlife:

H. B. 106, a bill to extend the prohibition against the hunting or taking of bear in Tyrrell County, with a favorable report, as amended.

H. B. 934, a bill to prohibit the taking of game from public roads and highways in Durham County, with a favorable report.

H. B. 964, a bill to correct certain inadvertent errors in the General Statutes resulting from amendments made by Chapter 1262 of the Session Laws of 1973, with a favorable report.

H. B. 970, a bill to prohibit hunting from any highway right-of-way maintained by the State and to prohibit deer hunting with a centerfire rifle in Chatham County, with a favorable report.

H. B. 992, Committee Substitute for H. B. 992, a bill relating to hunting with primitive weapons, with a favorable report.


H. B. 1083, a bill to specifically authorize Wildlife Resources Commission officers to enforce the provisions of Chapter 1319 of the 1973 Session Laws prohibiting hunting from highways in Anson, Durham, Orange, Person, and Richmond Counties, with a favorable report.

H. B. 1084, a bill to prohibit hunting with firearms from the right-of-way of highways in Stokes County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

On motion of Senator Hill, the rules are suspended to allow the introduction in today's Session of the following agency bill:

S. B. 904, by Senator Hill, a bill to appropriate funds to the Department of Human Resources for additional teachers for the Governor Morehead School. Referred to Committee on Appropriations.

On motion of Senator Lynwood Smith, the rules are suspended to allow the introduction in today's Session of the following local bill:

S. B. 905, by Senator Lynwood Smith, a bill to amend Chapter 496 of the 1955 Session Laws, as amended, relating to the pension fund for the retirement and disability of members of the Police Department of the City of
High Point. Referred to Committee on Local Government and Regional Affairs.

S. B. 906, by Senators Sebo and Odom, a bill to change the name of the Commission on the Education and Employment of Women as defined in General Statute 143, Article 50, to "Commission on the Status of Women." Referred to Committee on State Government.

S. B. 907, by Senators Alford, Walker, White, Odom, Childers, Marion, and Sebo, a bill to amend the Constitution of North Carolina by changing the office of Superintendent of Public Instruction from an elective office to an appointive office. Referred to Committee on Education.

S. B. 908, by Senators Alford, Marion, Walker, White, Odom, Childers, and Sebo, a bill to provide for appointment of the superintendent of Public Instruction by the Board of Education. Referred to Committee on Education.

S. R. 909, by Senators Alford, Marion, Walker, White, Odom, Childers, Mills, and Sebo, a Senate resolution authorizing and directing the Senate Standing Committee on Education to meet during the interim between the 1975 and 1976 portions of the current Session to review the relationship between the Division of Community Colleges and the State Department of Public Instruction. Referred to Committee on Education.

S. B. 910, by Senators Vickery and Walker, a bill to amend Chapter 134 of the General Statutes relating to removing children from institutions of corrections. Referred to Committee on Criminal Justice and Corrections.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H. B. 998, Committee Substitute for H. B. 998, a bill to repeal General Statute 52-6 relating to the private examination of married women. Referred to Committee on Judiciary II.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 97, Committee Substitute for S. B. 97, a bill to allow parole of certain misdemeanants unless the same are specifically objected to by the Parole Commission, for concurrence in the House amendment, which is placed on the Calendar for Monday, June 9.

H. B. 132, Committee Substitute for H. B. 132, a bill to amend Chapter 126 of the General Statutes of North Carolina, modifying the State personnel system. Referred to Committee on State Government.
H. B. 142, a bill to amend Article 3A of Chapter 58 of the General Statutes to include unfair claims settlement practices within the definition of unfair and deceptive acts and practices. Referred to Committee on Insurance.

H. B. 509, Committee Substitute for H. B. 509, a bill to rewrite the Rules of Civil Procedure governing discovery and depositions. Referred to Committee on Judiciary II.

H. B. 1039, a bill to amend General Statute 58-3.1 dealing with motor vehicle warranties. Referred to Committee on Judiciary I.

H. B. 1059, a bill to amend General Statute 130-152.2 to validate extensions of the boundaries of sanitary districts through May 1, 1971. Referred to Committee on Judiciary I.

H. B. 1186, a bill to authorize the Stokes County Board of Commissioners to appoint from seventeen to twenty-one members to the Stokes-Reynolds Memorial Hospital Board of Trustees and to ratify past acts of the trustees. Referred to Committee on Local Government and Regional Affairs.

H. B. 1211, a bill to provide a referendum to increase the membership of the Carteret County Board of Education and Board of Commissioners, and to provide for their election. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

(The vote for S. B. 333 is applicable to the following: C. S./S. B. 598; C. S./S. B. 630; H. C. S./S. J. R. 657; S. B. 694; C. S./S. B. 699; S. B. 701; S. B. 792; S. B. 823; S. B. 836; S. B. 858; S. B. 869; S. B. 861; S. B. 864; S. B. 866; S. B. 868; S. B. 876; S. B. 884; C. S./H. B. 166; H. B. 203; C. S./H. B. 256; C. S./H. B. 387; C. S. No. 2/H. B. 424 and H. B. 506.)

S. B. 147, House Committee Substitute for S. B. 147, a bill to be known as the Legislative Ethics Act. On motion of Senator William Smith, consideration of the House Committee Substitute bill is postponed until Tuesday, June 10.

S. B. 203, Committee Substitute for S. B. 203, a bill to increase the time necessary to be paroled from a sentence of armed robbery, for concurrence in the House amendment. Senator Marion moves that the Senate do not concur in the House amendment and that conferees be appointed, which motion prevails. The President appoints Senators Jernigan, Henley, and Gudger as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

S. B. 223, a bill to rewrite the Rules of Civil Procedure governing discovery and depositions. On motion of Senator Britt, consideration of the bill is postponed until Wednesday, June 11.
S. B. 249, Committee Substitute for S. B. 249, a bill to amend Chapter 143, by exempting permits for surface discharges from single family dwellings from the public notice requirements, by extending the time period in which the EMC must act on permits for discharges to surface waters, by authorizing the EMC to charge a reasonable fee for processing permit applications (to offset anticipated reduction in federal funds), by granting discretion to the EMC on the frequency of monitoring reports and by providing guidelines for classification of groundwaters, as amended, upon third reading. Senator Hardison moves that the vote by which the Committee Substitute bill, as amended, passed its second reading be reconsidered, which motion prevails. Senator Hardison moves that the vote by which Amendment No. 3 was adopted be reconsidered, which motion prevails. Senator Hardison withdraws Amendment No. 3 and submits Amendment No. 5 in lieu thereof, which is adopted. The Committee Substitute bill, as amended, passes its second reading by roll-call vote, ayes 34, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Garrison, Hardison, Harrington, Harris, Henley, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Moore, Nye, Palmer, Royall, Scott, Lynwood Smith, William Smith, Stallings, Staton, Strickland, Totherow, Vickery, Walker, Walsh, Whichard, White, Winters — 34. The Committee Substitute bill, as amended, remains on the Calendar.

S. B. 250, a bill to amend the Well Construction Act, General Statute 87-83 et seq.; the Water Use Act, General Statute 143-215.11 et seq.; the Dam Safety Law, General Statute 143-215.23 et seq.; and the Water and Air Quality Reporting Act, General Statute 143-215.63 et seq.; and the civil penalty provisions of Articles 21 and 21B, Chapter 143, North Carolina General Statutes in order to provide enforcement and judicial review procedures similar to and consistent with other parts of Article 21, Chapter 143 of the North Carolina General Statutes administered by the Environmental Management Commission, as amended, upon third reading. Senator Mauney announces that pending Amendment No. 3 was withdrawn in Committee. Senator Mauney offers Amendment No. 4, held to be material, which is adopted. The bill, as amended, remains on the Calendar upon second reading.

S. B. 333, a bill to amend General Statute 7A-286(5) relating to the commitment of juvenile delinquents to the Division of Youth Development. On motion of Senator Sebo, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 363, a bill to allow deductions for individual income tax purposes for contributions to individual retirement accounts, individual retirement annuities, or retirement bonds which are deductible for federal income tax purposes and to provide the method of taxing distributions from such accounts, as amended, upon second reading. On motion of Senator Kirby, consideration of the bill, as amended, is postponed until Wednesday, June 11.
S. B. 368, Committee Substitute for S. B. 368, a bill to extend limited driving privileges to all offenses wherein a first conviction requires mandatory operator's license revocation. On motions of Senator Britt, the Committee Substitute bill is adopted and is placed on the Calendar for Wednesday, June 11.

S. B. 389, a bill to delete the Department of Correction from the provisions of the Administrative Procedure Act and to provide for filing of Department rules with the Attorney General. On motion of Senator Crawford, consideration of the bill is postponed until Monday, June 9.

S. B. 461, a bill authorizing cities to waive their governmental immunity from tort liability by the purchase of liability insurance. Without objection, consideration of the bill is postponed until Monday, June 9.

S. B. 490, a bill to amend General Statute 115-87 authorizing the clerk of the superior court to act as an arbitrator in the event of a disagreement between county or city boards of education and the tax levying authorities as to the amount of the current expense fund, the capital outlay fund, and the debt service fund, as amended, upon second reading. On motion of Senator Kirby, consideration of the bill, as amended, is postponed until Friday, June 13.

S. B. 558, a bill to amend the provisions of Chapter 25A relating to home-solicitation sales. On motion of Senator Kirby, the bill is re-committed to the Committee on Judiciary II.

S. B. 598, Committee Substitute for S. B. 598, a bill to make it a criminal offense to adulterate grains meant for human or animal consumption. Senator White offers Amendment No. 1 which is adopted. Senator White offers Amendment No. 2 which is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 630, Committee Substitute for S. B. 630, a bill to amend Chapter 93 of the General Statutes relating to the State Hearing Aid Dealers and Fitters Board, to establish a study commission for the hearing aid dealers, fitters and repair industry, and to make an appropriation therefor. The Committee Substitute bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 647, a bill to permit employees of sheltered workshops to participate in the Teachers' and State Employees' Retirement System. On motion of Senator Allsbrook, the bill is re-referred to the Committee on Judiciary I.

S. B. 650, a bill to adjust Department of Motor Vehicles' fee for operator's and chauffeur's license to recover cost, upon second reading. On motion of Senator Totherow, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 33, noes 6, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Britt, Childers, Combs, Crawford, Garrison, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, McDuffie, Mills, Odom, Palmer, Renfrow, Lynwood Smith, William Smith, Staton, Strickland,
Suddarth, Totherow, Vickery, Walker, Walsh, Webster, White, Winters—33. Those voting in the negative are: Senators Bahakel, Mauney, Nye, Royall, Stallings, Whichard—6. The bill, as amended, remains on the Calendar.

S. J. R. 657, House Committee Substitute for S. J. R. 657, a joint resolution designating the bridge to be constructed to span the Yadkin River at Siloam, North Carolina, the Atkinson-Needham Memorial Bridge. The House Committee Substitute joint resolution passes its second and third readings and is ordered enrolled.

S. B. 664, a bill to increase the charge for replacement registration plates from one dollar ($1.00) to five dollars ($5.00). Without objection, consideration of the bill is postponed until Monday, June 9.

S. B. 679, a bill to provide for greater coordination of law enforcement activities among the Attorney General, the several district attorneys and sheriffs of the several counties of North Carolina. Without objection, consideration of the bill is postponed until Monday, June 9.

S. B. 694, a bill to allow a properly certified copy of a Department of Motor Vehicles record of prior convictions for driving under the influence of intoxicating liquor or drugs to constitute prima facie evidence of such convictions. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 699, Committee Substitute for S. B. 699, a bill to call upon a qualified research organization for the development of an examination for the certification of teachers. On motion of Senator Alford, the Committee amendment is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 701, a bill to amend General Statute 115-153 relating to the issuance of regular and probationary certificates for teachers. On motion of Senator Alford, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 736, a bill to amend Chapter 130 of the General Statutes so as to require marking and labeling of aerosol spray cans sold or exposed or offered for sale in North Carolina. On motion of Senator Britt, consideration of the bill is postponed until Monday, June 9.

S. B. 766, Committee Substitute for S. B. 766, a bill to establish a rebuttable presumption in worthless check prosecution. On motion of Senator Totherow, consideration of the bill is postponed until Tuesday, June 10.

S. B. 772, a bill to amend General Statute 110-88(7) relating to AA standards for day care. On motion of Senator Combs, the Committee amendment is adopted. On motion of Senator Harrington, consideration of the bill, as amended, is postponed until Monday, June 9.
S. B. 777, Committee Substitute for S. B. 777, a bill to amend General Statute 108-77 so as to provide for category licensing of family care homes and homes for the aged. On motion of Senator Allsbrook, consideration of the Committee Substitute bill is postponed until Monday, June 9.

S. B. 778, a bill to exempt from franchise and income taxation certain condominium housing associations, homeowner associations and cooperative housing corporations, upon second reading. The bill passes its second reading by roll-call vote, ayes 33, noes 2, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Britt, Childers, Hardison, Henley, Hill, Jernigan, Kirby, Lackey, Mauney, McDuffie, Moore, Nye, Odom, Palmer, Renfrow, Royall, Sebo, Lynwood Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Whichard, White, Winters — 33. Those voting in the negative are: Senators Combs, Harris — 2. The bill remains on the Calendar.

S. B. 792, a bill to amend the Workmen's Compensation Act with respect to the time of notice of an occupational disease. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 823, a bill to amend Chapter 132 of the General Statutes of North Carolina to exclude attorney-client communications to public boards and agencies from the application of the Chapter. Senator William Smith offers Amendment No. 1 which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 836, a bill to create the offense of making false statements of identity to law enforcement officers in the course of an investigation. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 858, a bill to amend Article 6, Chapter 90 of the General Statutes of North Carolina, relating to optometry. On motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 859, a bill to provide for the election and terms of the members of Sampson County Board of Commissioners. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 860, a bill to amend General Statute 106-91, relating to agricultural liming material so as to permit the Board of Agriculture to regulate liming material derived from marl deposits. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 861, a bill to establish institutional advisory councils at each of the institutions operated by the Division of Mental Health Services of the Department of Human Resources. Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 864, a bill to amend Chapter 166 of the General Statutes relating to civil preparedness for natural and man-made disasters. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 866, a bill to amend Article 50A of Chapter 106 of the General Statutes, relating to assessments on fertilizer and commercial feeds for agricultural research. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 868, a bill to correct omissions, technical errors, and internal inconsistencies in Chapters 160A, 136, and 106 of the General Statutes. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 876, a bill to amend General Statute 143-215.107 relating to air quality standards. On motion of Senator Hardison, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 884, a bill to amend General Statute 50-5(6) so as to define the words "separate and apart" and "cohabitation." Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 889, a bill to place Forsyth County under the provisions of General Statute 20-219.2 which provides for removal of motors or other vehicles illegally parked in privately owned or leased parking spaces. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 28, Committee Substitute for H. B. 28, a bill to abolish age discrimination in automobile insurance classifications and to implement classifications which establish objective standards for rates, as amended, upon third reading. Senator Marion offers Amendment No. 13 which is adopted. Senator Suddarth offers Amendment No. 14 which is adopted. Senator Jernigan offers Amendment No. 15. Senator Jernigan calls the previous question, seconded by Senator Moore. The call is sustained. Amendment No. 15 fails of adoption. Senator Allsbrook offers Amendment No. 16 which fails of adoption. Senator Barker calls the previous question, seconded by Senator Stallings. The call is sustained. The Committee Substitute bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendments. The following pair is announced: Senators Bahakel "aye," Moore "no." Without objection, Senators Allsbrook and McDuffie are excused from voting.

H. B. 166, Committee Substitute for H. B. 166, a bill to make prisoners available for work on the public roads. Passes its second and third readings and is ordered enrolled.
H. B. 203, a bill to amend General Statute 47-18(a) to provide that options to convey be recorded. Passes its second and third readings and is ordered enrolled.

H. B. 256, Committee Substitute for H. B. 256, a bill to clarify and expand the registration of appraisal and mapping firms. The Committee Substitute bill passes its second and third readings and is ordered enrolled.

H. B. 275, Committee Substitute for H. B. 275, a bill to provide for uniform regulation of the bail bond business throughout the State, upon second reading. Senator Britt offers Amendment No. 1 which is adopted. On motion of Senator Allsbrook, the Committee Substitute bill, as amended, is placed on the Calendar for Wednesday, June 11.

H. B. 387, Committee Substitute for H. B. 387, a bill to amend General Statute 77-13 and General Statute 77-14 to provide for enforcement by forest law enforcement officers of the Department of Natural and Economic Resources. The Committee Substitute bill passes its second and third readings and is ordered enrolled.

H. B. 389, Committee Substitute for H. B. 389, a bill to amend Article 4, Chapter 113 of the General Statute relating to the protection and development of forests and fire control, and for other purposes. Senator Allsbrook offers Amendment No. 1 which is adopted. On motion of Senator Staton, further consideration of the Committee Substitute bill, as amended, is postponed until Monday, June 9.

H. B. 424, Committee Substitute No. 2 for Committee Substitute No. 1 for H. B. 424, a bill to exclude employees injured while under the influence of drugs from eligibility for workmen's compensation, as amended. Amendment No. 2 offered May 29 is adopted. Senator William Smith offers Amendment No. 3 which is adopted. The Committee Substitute No. 2 bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 429, Committee Substitute No. 2 for H. B. 429, a bill to amend General Statute Chapter 7A to increase certain costs of court and to authorize use of the facilities fee to provide free parking for jurors, upon second reading. The Committee Substitute No. 2 bill passes its second reading by roll-call vote, ayes 37, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Crawford, Garrison, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kirby, Lackey, Marion, Mauney, McDuffie, Moore, Odom, Palmer, Renfrow, Royall, Sebo, Lynwood Smith, William Smith, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Webster, Whichard, White, Winters — 37. The Committee Substitute No. 2 bill remains on the Calendar.

H. B. 497, Committee Substitute for H. B. 497, a bill revising benefits of the Local Governmental Employees' Retirement System without requiring any increase in the employer contribution rate. On motion of Senator Hardison, consideration of the Committee Substitute bill is postponed until Wednesday, June 11.
H. B. 498, Committee Substitute for H. B. 498, a bill revising benefits of the Teachers' and State Employees' Retirement System without requiring any increase in the employer contribution rate. On motion of Senator Hardison, consideration of the Committee Substitute bill is postponed until Wednesday, June 11.

H. B. 506, a bill to authorize the Utilities Commission to establish rules for filing rate cases. Passes its second and third readings and is ordered enrolled.

H. B. 508, Committee Substitute for H. B. 508, a bill to establish the State Board of Registration of Foresters in North Carolina and to define its powers and duties, to provide for the registration of foresters, to define the practice of forestry, and to provide penalties for violation thereof, upon second reading. The Committee Substitute bill passes its second reading by roll-call vote, ayes 37, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Daniels, Garrison, Harrington, Harris, Henley, Hill, Jernigan, Kirby, Lackey, Marion, Mauney, Moore, Nye, Palmer, Renfrow, Royall, Scott, Lynwood Smith, William Smith, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters—37. The Committee Substitute bill remains on the Calendar.

H. B. 510, a bill to make technical amendments to the law relating to purchase-transportation permits. On motion of Senator Jernigan, Committee Amendments No. 1 and No. 2 are adopted. On motion of Senator Combs, consideration of the bill, as amended, is postponed until Tuesday, June 10.

H. B. 515, Committee Substitute for H. B. 515, a bill to provide for the nomination and election of members of the Buncombe County Board of Education. On motion of Senator Crawford, Committee Amendments No. 1, No. 2, and No. 3 are adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 535, a bill authorizing the Burke County Public Schools Board of Education to regulate traffic and parking on lands owned by the said Board. On motion of Senator Marion, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 647, Committee Substitute for H. B. 647, a bill to exempt transfers of property to the United States and to other states from the inheritance tax, upon second reading. The Committee Substitute bill passes its second reading by roll-call vote, ayes 34, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Daniels, Garrison, Harrington, Harris, Henley, Hill, Jernigan, Kirby, Lackey, Marion, Nye, Palmer, Renfrow, Royall, Scott, Lynwood Smith, William Smith, Stallings, Staton, Strickland, Suddarth,
Totherow, Vickery, Walker, Walsh, Webster, Whichard, White — 34.
The Committee Substitute bill remains on the Calendar.

H. B. 664, Committee Substitute for H. B. 664, a bill to allow deductions for individual income tax purposes for contributions to individual retirement accounts, individual retirement annuities, or retirement bonds which are deductible for federal income tax purposes and to provide the method of taxing distributions from such accounts, as amended, upon third reading. Senator Kirby offers Amendment No. 2 which is adopted. The Committee Substitute bill, as amended, passes its third reading by roll-call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Crawford, Daniels, Garrison, Hardison, Harrington, Harris, Henley, Kincaid, Kirby, Lackey, Marion, Mauney, McDuffie, Mills, Moore, Odom, Palmer, Renfrow, Royall, Sebo, Lynwood Smith, William Smith, Stallings, Staton, Strickland, Saddaruth, Totherow, Vickery, Walker, Webster, Whichard, White, Winters — 39. The Committee Substitute bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 691, a bill to add counties in the Third Judicial District to the list of counties which are subject to Chapter 85A of the General Statutes regulating bail bondsmen, upon second reading. Senator Totherow offers Amendment No. 1 which is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 27, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Daniels, Harris, Jernigan, Kirby, Lackey, Marion, Mauney, Nye, Palmer, Renfrow, Royall, Lynwood Smith, William Smith, Stallings, Strickland, Totherow, Vickery, Walker, Webster, Whichard, White, Winters — 27. The bill, as amended, remains on the Calendar.

H. B. 693, a bill to amend Chapter 1184 of the Session Laws of 1949, as amended, the charter of the City of Raleigh with respect to the topics of: council campaign expenses; city clerk's duties; socio-economic programs; assessment exemptions; equal housing; landlord-tenant relations; transit authority; employee benefits; bicycle lanes; assessments upon annexation; and sidewalk assessments, upon second reading. On motion of Senator Marion, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 31, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Daniels, Hardison, Harris, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Nye, Palmer, Renfrow, Royall, Lynwood Smith, William Smith, Stallings, Strickland, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 31. The bill, as amended, remains on the Calendar.

H. B. 723, a bill to permit Wilson County to lease certain lands for a longer term than ten years in order to provide a rest home and/or nursing care facility. Passes its second and third readings and is ordered enrolled.

H. B. 753, a bill to increase the inheritance tax exemption accorded to servicemen's group life insurance from ten thousand dollars ($10,000) to
The bill passes its second reading by roll-call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Daniels, Garrison, Harrington, Harris, Henley, Hill, Jernigan, Kirby, Lackey, Marion, Odom, Palmer, Renfrow, Royall, Scott, Lynwood Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White — 34.

The bill remains on the Calendar.

H. B. 828, a bill defining “freeholder” for sanitary district incorporation purposes, upon second reading. The bill passes its second reading by roll-call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Allsbrook, Bahakel, Barker, Combs, Daniels, Garrison, Hardison, Harrington, Henley, Hill, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Renfrow, Royall, Scott, Lynwood Smith, William Smith, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, White, Winters — 34.

The bill remains on the Calendar.

H. B. 876, a bill to amend Chapter 1184 of the Session Laws of 1949, as amended, the charter of the City of Raleigh with respect to community development programs and activities, upon second reading. The bill passes its second reading by roll-call vote, ayes 29, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Daniels, Harris, Hill, Jernigan, Kincaid, Kirby, Marjion, Mauney, Nye, Palmer, Renfrow, Royall, Lynwood Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Walker, Webster, Whichard, White, Winters — 29.

The bill remains on the Calendar.

H. B. 881, Senate Committee Substitute for H. B. 881, a bill to annex certain areas to the Town of Aberdeen, upon third reading. The Senate Committee Substitute bill passes its third reading by roll-call vote, ayes 27, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Britt, Combs, Garrison, Hardison, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Nye, Palmer, Renfrow, Royall, Stallings, Strickland, Totherow, Walsh, Whichard, White, Winters — 27.

The Senate Committee Substitute bill is ordered sent to the House of Representatives.

H. B. 897, Committee Substitute for H. B. 897, a bill to rewrite Articles 9 through 14 of Chapter 54 of the General Statutes relating to credit unions, upon second reading. The Committee Substitute bill passes its second reading by roll-call vote, ayes 38, noes 0, as follows:

Those voting in the affirmative are: Senators Allsbrook, Bahakel, Barker, Combs, Daniels, Garrison, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Stallings, Staton, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 38.

The Committee Substitute bill remains on the Calendar.

H. B. 899, a bill relating to the sale of certain property by the City of Burlington. Passes its second and third readings and is ordered enrolled.
H. B. 1002, a bill to increase boiler inspection fees for boiler inspections performed by the North Carolina Department of Labor, upon second reading. The bill passes its second reading by roll-call vote, ayes 35, noes 0, as follows: Those voting in the affirmative are: Senators Allsbrook, Bahakel, Combs, Garrison, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, McDuffie, Mills, Moore, Nye, Odom, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Stallings, Staton, Suddarth, Totherow, Walker, Walsh, Webster, Whichard, White, Winters — 35. The bill remains on the Calendar.

H. B. 1041, a bill to amend General Statute 143-49(4) so as to establish an equipment reserve fund from receipts of sales or transfers of personal property by State departments, institutions and agencies, upon second reading. On motion of Senator Kirby, Committee Amendments No. 1 and No. 2 are adopted. Senator Kirby offers Amendment No. 3 which is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 39, noes 1, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Daniels, Garrison, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Moore, Nye, Odom, Palmer, Renfrow, Royall, Sebo, Lynwood Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 39. Voting in the negative is: Senator Crawford — 1. The bill, as amended, remains on the Calendar.

H. B. 1072, a bill to provide for the election of the members of the Chatham County Board of Education. Passes its second and third readings and is ordered enrolled.

H. B. 1106, a bill to repeal Chapter 476 of the 1969 Session Laws and to substitute in lieu thereof a new Act providing for the election of the Cherokee County Board of Education. Passes its second and third readings and is ordered enrolled.

H. B. 1127, a bill to tax and regulate professional bondsmen in Harnett County, upon second reading. On motion of Senator Marion, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes, 35, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Crawford, Daniels, Garrison, Hardison, Harris, Hill, Kincaid, Lackey, Marion, Mauney, McDuffie, Moore, Palmer, Renfrow, Royall, Scott, Lynwood Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Walker, Walsh, Webster, Whichard, White, Winters — 35. The bill, as amended, remains on the Calendar.

H. B. 1133, a bill to provide semiannual audits of the Pittsboro ABC Board. Passes its second and third readings. Senator Jernigan moves that the vote by which the bill passed its third reading be reconsidered, which motion prevails. On motion of Senator Jernigan, consideration of the bill on third reading is postponed until Tuesday, June 10.
H. B. 1134, a bill to provide for the election of the Chatham County Board of Commissioners. Passes its second and third readings and is ordered enrolled.

H. B. 1152, a bill to amend the eligibility requirements for the Raleigh Firemen Retirement Fund. Passes its second and third readings and is ordered enrolled.

H. B. 1165, a bill to amend Chapter 535 of the Public-Local Laws of 1937 and Chapter 860 of the 1961 Session Laws relating to the Bureau of Identification for Wake County. Passes its second and third readings and is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 166, an act to require compliance of subdivision streets with minimum standards of the Secondary Roads Council.

S. B. 262, an act to provide an additional tax exemption for hemophiliacs.

S. B. 773, an act to provide for continuing review of governmental operations by the General Assembly.

S. B. 827, an act to provide a consolidated and revised charter for the Town of Edenton in Chowan County.

H. B. 445, an act to amend Article 2A of Chapter 45 to provide notice and hearing prior to mortgage foreclosure sales.

On motion of Senator Hardison, the Senate adjourns to meet Monday at 6:00 P.M.

ONE HUNDRED FOURTH DAY

SENATE CHAMBER,
Monday, June 9, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.
The President grants a leave of absence to Senator Kirby for today.

The President recognizes the following pages serving in the Senate this week: Randall Combs, Kannapolis; Lisa Bulla, Graham; Deborah Pritchett, Fayetteville; John Stanley, Jr., Raleigh; Jay Holloway, Jr., Raleigh; Elizabeth Nye, Fairmont; Stephanie Rauch, Gastonia; Eleanor Smith, Greensboro; Mark Drew, Macclesfield; Scott Holmes, Raleigh; Leonard Blum, Asheville; Bennett Masters, Jr., Kings Mountain; Donald Kincaid, Jr., Lenoir; Russell Clay, Jr., Raleigh; Lyle Shaw, Wagram; "Chip" Lunsford, Asheville; Seanne Winters, Raleigh; Pamela Thorpe, Elizabeth City; "Bob" Bishop, Jr., Kinston; Brent White, Burlington; Mayo Scott, Burlington; "Tim" Setzer, Claremont.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Gudger, for the Committee on Criminal Justice and Corrections:

H. B. 606, a bill to repeal General Statute 15-48 relating to outlawry, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 911, by Senator Odom, a bill to require a special examination for operators of motorcycles. Referred to Committee on Judiciary I.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
June 9, 1975.

H. B. 28, Committee Substitute for H. B. 28

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendment to Committee Substitute for H. B. 28, "a bill to be entitled an act to abolish age discrimination in automobile insurance classifications and to implement classifications which establish objective standards for rates," and requests conferees. Mr. Speaker Green has appointed Representatives Messer, Hightower, and Harris on the part of the House to confer with a like
committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
GRACE A. COLLINS
Principal Clerk

Senator Barker moves that the President appoint conferees, which motion prevails. The President appoints Senators Barker, Webster, and Marion as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

HOUSE OF REPRESENTATIVES,
June 9, 1975.

S. B. 203

Mr. President:

Pursuant to your information that your Honorable Body failed to concur in House amendment to S. B. 203, "a bill to be entitled an act to increase the time necessary to be paroled from a sentence of armed robbery," the Speaker has appointed as conferees on the part of the House, Representatives Hyde, Rogers, and Beard to act with a like committee on the part of the Senate to the end that the differences existing between the two bodies may be adjusted.

Respectfully,
GRACE A. COLLINS
Principal Clerk

HOUSE OF REPRESENTATIVES,
June 6, 1975.

H. B. 445, Committee Substitute for H. B. 445

Mr. President:

Pursuant to your message that you have adopted the report of the Conferees on Committee Substitute for H. B. 445, "a bill to be entitled an act to amend Article 2A of Chapter 45 to provide notice and hearing prior to mortgage foreclosure sales," it is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted the report of the Conferees and the bill is ordered enrolled.

Respectfully,
GRACE A. COLLINS
Principal Clerk
Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendment to Committee Substitute for H. B. 664, "a bill to be entitled an act to allow deductions for individual income tax purposes for contributions to individual retirement accounts, individual retirement annuities, or retirement bonds which are deductible for federal income tax purposes and to provide the method of taxing distributions from such accounts," and requests conferees.

Mr. Speaker Green has appointed Representatives Lilley, Ramsey, and Morris on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,

GRACE A. COLLINS
Principal Clerk

Senator Garrison moves that the President appoint conferees, which motion prevails. The President appoints Senators Lynwood Smith, Hill, and Garrison as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 244, Committee Substitute for S. B. 244, a bill to amend Chapter 143, Article 21, for the purpose of enabling the State to obtain authority to administer the Federal Discharge Permit Program, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, June 10.

S. B. 319, House Committee Substitute for S. B. 319, a bill to prohibit furnishing intoxicating beverages to inmates of mental or penal institutions. Referred to Committee on Calendar.

S. B. 432, a bill to amend Chapter 596 of the 1973 Session Laws to provide for two Governor's appointees, four-year staggered terms, and other changes involving the members of the Archaeological Advisory Committee, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, June 10.
S. B. 453, a bill to amend General Statute 18A-38 and General Statute 18A-29 to provide for the sale of intoxicating liquor to ocean-going vessels, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, June 10.

S. B. 565, a bill to permit the State to be interpled in tort actions, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, June 10.

S. B. 714, a bill to allow assistant chiefs of police and fire departments to use special equipment on privately owned vehicles while engaged in the performance of their official or semi-official duties, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, June 10.

S. B. 824, a bill to make it unlawful to impede the steady flow of traffic on dual lane highways, for concurrence in the House amendments, which is placed on the Calendar for tomorrow, June 10.

H. B. 112, a bill to prohibit political party officers from being precinct officials. Referred to Committee on Calendar.

H. B. 823, a bill to designate the Linville River as a scenic river area. Referred to Committee on Calendar.

H. J. R. 889, a joint resolution memorializing the Congress of the United States to amend the Clean Air Act of 1970. Referred to Committee on Calendar.

H. B. 933, Committee Substitute for H. B. 933, a bill to amend the statutes relating to definition of “preneed burial contract.” Referred to Committee on Calendar.

H. B. 978, a bill relating to raffles and the game of “bingo” in Mecklenburg County and Buncombe County. Referred to Committee on Calendar.


H. B. 991, a bill to amend General Statute 69-25.2 so as to clarify the procedure for conducting elections in rural fire districts. Referred to Committee on Calendar.

H. B. 1044, a bill to authorize the State Board of Elections to clarify registration records of persons affiliated with an expired political party. Referred to Committee on Calendar.

H. B. 1045, a bill to make a technical and clarifying amendment to the election laws. Referred to Committee on Calendar.

H. J. R. 1074, a joint resolution creating a committee for the study of the property tax system in North Carolina. Referred to Committee on Calendar.
H. B. 1076, a bill to amend General Statute 58-155.43 of the Insurance Guaranty Act to include surety bonds. Referred to Committee on Calendar.

H. B. 1172, Committee Substitute for H. B. 1172, a bill relating to the election and organization of the Mitchell County Board of Commissioners. Referred to Committee on Calendar.

H. B. 1194, Committee Substitute for H. B. 1194, a bill to complete the reorganization of the Department of Transportation. Referred to Committee on Calendar.

H. B. 1222, a bill to amend the charter of the Town of Stovall to increase the allowable tax rate. Referred to Committee on Calendar.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 249, Committee Substitute for S. B. 249, a bill to amend Chapter 143, by exempting permits for surface discharges from single family dwellings from the public notice requirements, by extending the time period in which the EMC must act on permits for discharges to surface waters, by authorizing the EMC to charge a reasonable fee for processing permit applications (to offset anticipated reduction in federal funds), by granting discretion to the EMC on the frequency of monitoring reports and by providing guidelines for classification of groundwaters, as amended, upon third reading. The Committee Substitute bill, as amended, passes its third reading by roll-call vote, ayes 37, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Gudger, Harrington, Harris, Henley, Hill, Lackey, Marion, Mauney, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 37. The Committee Substitute bill, as amended, is ordered engrossed and sent to the House of Representatives.

S. B. 250, a bill to amend the Well Construction Act, General Statute 87-83 et seq.; the Water Use Act, General Statute 143-215.11 et seq.; the Dam Safety Law, General Statute 143-215.23 et seq.; and the Water and Air Quality Reporting Act, General Statute 143-215.63 et seq.; and the civil penalty provisions of Articles 21 and 21B, Chapter 143, North Carolina General Statutes in order to provide enforcement and judicial review procedures similar to and consistent with other parts of Article 21, Chapter 143 of the North Carolina General Statutes administered by the Environmental Management Commission, as amended, upon second reading. The bill, as amended, passes its second reading by roll-call vote, ayes 37, noes 7, as follows: Those voting in the affirmative are: Senators Allsbrook, Bahakel, Barker, Childers, Combs, Davis, Garrison, Gudger, Harris, Henley, Jernigan, Kincaid, Lackey, Marion, Mauney, Moore, Nye, Odom, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith,

S. B. 389, a bill to delete the Department of Correction from the provisions of the Administrative Procedure Act and to provide for filing of Department rules with the Attorney General. Senator Gudger calls the previous question, seconded by Senator Harrington. The call is sustained. The bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 396, Committee Substitute for S. B. 396, a bill to provide for the transportation and storage of alcoholic beverages for special occasions. The Committee Substitute bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 413, Committee Substitute for S. B. 413, a bill protecting the right of privacy of the victim in sexual assault cases. Senator Sebo offers Amendment No. 1. Senator Allsbrook calls the previous question, duly seconded. The call is sustained. Amendment No. 1 fails of adoption. The Committee Substitute bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 420, Committee Substitute for S. B. 420, a bill to establish an expansion policy for electric utility plants in North Carolina, to promote greater efficiency in the use of all existing plants, and to reduce electricity costs by requiring greater conservation of electricity. On motion of Senator Webster, the Committee amendment is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 461, a bill authorizing cities to waive their governmental immunity from tort liability by the purchase of liability insurance. Senator Gudger offers Amendment No. 1 which fails of adoption. Without objection, Senator Nye is excused from voting on this amendment and bill. Senator Strickland calls the previous question, seconded by Senator Hardison. The call is sustained. The bill passes its second reading. On objection of Senator Rauch to its third reading, the bill remains on the Calendar.

S. B. 650, a bill to adjust Department of Motor Vehicles' fee for operator's and chauffeur's license to recover cost, as amended, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 26, noes 7, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Childers, Combs, Gudger, Harris, Henley, Hill, Lackey, Odom, Palmer, Renfrow, Sebo, Lynwood Smith, McNeill Smith, William Smith, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Webster, White, Winters — 26. Those voting in the negative are: Senators Marion, Mauney, Nye, Rauch, Royall, Walsh, Whichard — 7. The bill, as amended, is ordered engrossed and sent to the House of Representatives.
S. B. 662, Committee Substitute for S. B. 662, a bill to create an Energy Policy Council to develop recommendations for a comprehensive, long-term State energy policy, to transfer the Energy Division to the Utilities Commission for administrative purposes and to establish procedures for energy crisis administration. The Committee Substitute bill passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger. Senator Suddarth requests to be recorded as voting "aye."

S. B. 778, a bill to exempt from franchise and income taxation certain condominium housing associations, homeowner associations and cooperative housing corporations, upon third reading. Senator Barker moves that consideration of the bill be postponed until tomorrow, June 10, which motion fails to prevail. The bill passes its third reading by roll-call vote, ayes 34, noes 4, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Childers, Daniels, Garrison, Gudger, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Marion, Mauney, Mills, Moore, Palmer, Rauch, Renfrow, Royall, Sebo, Lynwood Smith, McNeill Smith, William Smith, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, White, Winters — 34. Those voting in the negative are: Senators Combs, Hardison, Lackey, Stallings — 4. The bill is ordered sent to the House of Representatives.

S. B. 880, Committee Substitute for S. B. 880, a bill relating to the game of bingo in Franklin County. The Committee Substitute bill passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 106, a bill to extend the prohibition against the hunting or taking of bear in Tyrrell County. On motion of Senator Moore, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 429, Committee Substitute No. 2 for H. B. 429, a bill to amend General Statute Chapter 7A to increase certain costs of court and to authorize use of the facilities fee to provide free parking for jurors, upon third reading. The Committee Substitute No. 2 bill passes its third reading by roll-call vote, ayes 37, noes 1, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Childers, Combs, Daniels, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Marion, Mauney, Mills, Moore, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, White, Winters — 37. Voting in the negative is: Senator Nye — 1. The Committee Substitute No. 2 bill is ordered enrolled. Senator Royall moves that the Committee Substitute No. 2 bill be recalled from the Enrolling Office, which motion prevails. Senator Royall moves that the vote by which the Committee Substitute No. 2 bill passed its third reading be reconsidered, which motion prevails. Senator Whichard offers Amendment No. 1
which is adopted. The Committee Substitute No. 2 bill, as amended, passes its third reading by roll-call vote, ayes 42, noes 1, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Lackey, Marion, McDuffie, Mills, Moore, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Stallings, Staton, Strickland, Totherow, Walker, Walsh, Webster, Whichard, White, Winters — 42. Voting in the negative is: Senator Nye — 1. The Committee Substitute No. 2 bill is ordered, without objection, sent to the House of Representatives for concurrence in the Senate amendment, by special messenger.

H. B. 453, a bill to prorate the municipal taxes imposed upon newly annexed territory, upon second reading. The bill passes its second reading by roll-call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Daniels, Gudger, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Lackey, Marion, Mauney, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Stallings, Strickland, Sudderth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 39. The bill remains on the Calendar.

H. B. 508, Committee Substitute for H. B. 508, a bill to establish the State Board of Registration of Foresters in North Carolina and to define its powers and duties, to provide for the registration of foresters, to define the practice of forestry, and to provide penalties for violation thereof, upon third reading. The Committee Substitute bill passes its third reading by roll-call vote, ayes 37, noes 1, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Childers, Combs, Daniels, Garrison, Gudger, Hardison, Harrington, Henley, Hill, Jernigan, Kincaid, Lackey, Marion, Mauney, Mills, Moore, Nye, Palmer, Renfrow, Royall, Scott, Lynwood Smith, William Smith, Stallings, Staton, Strickland, Sudderth, Totherow, Vickery, Walker, Walsh, Webster, White, Winters — 37. Voting in the negative is: Senator Rauch — 1. The Committee Substitute bill is ordered enrolled.

H. B. 527, a bill to abolish the office of coroner in Alamance County. On motion of Senator Lynwood Smith, consideration of the bill is postponed until Wednesday, June 11.

H. B. 540, a bill to classify certain historic properties for ad valorem taxation, upon second reading. The bill passes its second reading by roll-call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Daniels, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Stallings, Strickland, Sudderth, Totherow, Vickery, Walker, Walsh, Webster, White, Winters — 39. The bill remains on the Calendar.
H. B. 617, a bill to make various changes in the auctioneer licensing law, including clarification of license renewal dates and fee schedules, addition of the requirement of the use of escrow accounts, and clarification of which estates sales are exempt from the requirement of using a licensed auctioneer, upon second reading. On motion of Senator Lynwood Smith, consideration of the bill is postponed until Wednesday, June 11.

H. B. 647, Committee Substitute for H. B. 647, a bill to exempt transfers of property to the United States and to other states from the inheritance tax, upon third reading. The Committee Substitute bill passes its third reading by roll-call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Childers, Combs, Daniels, Garrison, Gudger, Hardison, Harrington, Henley, Hill, Jernigan, Kincaid, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, White, Winters — 39. The Committee Substitute bill is ordered enrolled.

H. B. 691, a bill to add counties in the Third Judicial District to the list of counties which are subject to Chapter 85A of the General Statutes regulating bail bondsmen, as amended, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 35, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Bahakel, Barker, Childers, Combs, Daniels, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Lackey, Marion, Mauney, Mills, Moore, Nye, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, Stallings, Staton, Strickland, Totherow, Walker, Walsh, Webster, Whichard, White — 34. The bill is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 693, a bill to amend Chapter 1184 of the Session Laws of 1949, as amended, the charter of the City of Raleigh with respect to the topics of: council campaign expenses; city clerk's duties; socio-economic programs; assessment exemptions; equal housing; landlord-tenant relations; transit authority; employee benefits; bicycle lanes; assessments upon annexation; and sidewalk assessments, as amended, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Bahakel, Barker, Childers, Combs, Daniels, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, Stallings, Strickland, Totherow, Walker, Walsh, Webster, Whichard, White, Winters — 36. The bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 750, Senate Committee Substitute for H. B. 750, a bill to establish a Commission of Youth Services within the Department of Human Resources. Senator Harris offers Amendment No. 1 which he subsequently withdraws. Senator Staton offers Amendment No. 2 and moves that amendments be offered, held pending and distributed to the membership, which motion prevails. Senator William Smith offers Amendment No.
3. Senator Sebo offers Amendment No. 4. Senator Gudger offers Amendment No. 5. On motion of Senator Rauch, further consideration of the Senate Committee Substitute bill with pending amendments is postponed until tomorrow, June 10. On motion of Senator Staton, the Senate Committee Substitute bill is made Special Order No. 1 of the day.

H. B. 753, a bill to increase the inheritance tax exemption accorded to servicemen's group life insurance from ten thousand dollars ($10,000) to twenty thousand dollars ($20,000), upon third reading. The bill passes its third reading by roll-call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Childers, Combs, Daniels, Garrison, Gudger, Hardison, Harrington, Henley, Hill, Jernigan, Kincaid, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 42. The bill is ordered enrolled.

H. B. 828, a bill defining "freeholder" for sanitary district incorporation purposes, upon third reading. The bill passes its third reading by roll-call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Childers, Combs, Daniels, Garrison, Gudger, Hardison, Harrington, Henley, Hill, Jernigan, Kincaid, Lackey, Marion, Mauney, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 41. The bill is ordered enrolled.

H. B. 876, a bill to amend Chapter 1164 of the Session Laws of 1949, as amended, the charter of the City of Raleigh with respect to community development programs and activities, upon third reading. The bill passes its third reading by roll-call vote, ayes 35, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Daniels, Garrison, Gudger, Harrington, Harris, Henley, Lackey, Marion, Mauney, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Sebo, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 35. The bill is ordered enrolled.

H. B. 897, Committee Substitute for H. B. 897, a bill to rewrite Articles 9 through 14 of Chapter 54 of the General Statutes relating to credit unions, upon third reading. The Committee Substitute bill passes its third reading by roll-call vote, ayes 43, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Childers, Combs, Daniels, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 43. The Committee Substitute bill is ordered enrolled.
H. B. 934, a bill to prohibit the taking of game from public roads and highways in Durham County. Passes its second and third readings and is ordered enrolled.

H. B. 970, a bill to prohibit hunting from any highway right-of-way maintained by the State and to prohibit deer hunting with a centerfire rifle in Chatham County. Passes its second and third readings and is ordered enrolled.

H. B. 1002, a bill to increase boiler inspection fees for boiler inspections performed by the North Carolina Department of Labor, upon third reading. The bill passes its third reading by roll-call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Childers, Combs, Daniels, Davis, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Lackey, Marion, Mauney, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Walker, Walsh, Webster, Whichard, White, Winters — 41.

The bill is ordered enrolled.


H. B. 1041, a bill to amend General Statute 143-49(4) so as to establish an equipment reserve fund from receipts of sales or transfers of personal property by State departments, institutions and agencies, as amended, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Childers, Combs, Daniels, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Walker, Webster, Whichard, White, Winters — 40. The bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 1083, a bill to specifically authorize Wildlife Resources Commission officers to enforce the provisions of Chapter 1319 of the 1973 Session Laws prohibiting hunting from highways in Anson, Durham, Orange, Person, and Richmond Counties. On motion of Senator Garrison, consideration of the bill is postponed until tomorrow, June 10.

H. B. 1084, a bill to prohibit hunting with firearms from the right-of-way of highways in Stokes County. Passes its second and third readings and is ordered enrolled.

H. B. 1127, a bill to tax and regulate professional bondsmen in Harnett County, as amended, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 37, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Barker,
The bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendment.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 293, an act to rewrite General Statute 14-139 pertaining to starting fires in or capable of spreading to woodland under protection of the Department of Natural and Economic Resources.

S. B. 492, an act to amend General Statute 156-81(g) to raise the per diem for members of the Board of Drainage Commissioners to twenty-five dollars ($25.00).

S. B. 602, an act to amend General Statute 52-8 relating to the validation of contracts between husband and wife where wife is not privately examined.

S. J. R. 657, a joint resolution designating the bridge to be constructed to span the Yadkin River at Siloam, North Carolina, the Atkinson-Needham Memorial Bridge.

S. B. 801, an act to amend the authority of clerks of superior court to invest funds in the hands of the clerk.

S. B. 819, an act rewriting Section 3 of Chapter 695, Session Laws of 1971, revising the legal description of the corporate limits of the Town of St. Pauls to incorporate recent annexations thereto.

H. B. 166, an act to make prisoners available for work on the public roads.

H. B. 203, an act to amend General Statute 47-18(a) to provide that options to convey be recorded.

H. B. 256, an act to clarify and expand the registration of appraisal and mapping firms.

H. B. 387, an act to amend General Statute 77-13 and General Statute 77-14 to provide for enforcement by forest law enforcement officers of the Department of Natural and Economic Resources.

H. B. 506, an act to authorize the Utilities Commission to establish rules for filing rate cases.

H. B. 671, an act to amend General Statute 160A-241 relating to the installation and construction of water and sewerage facilities outside the
corporate boundaries of cities and towns, and providing for recovery of cost thereof.

H. B. 723, an act to permit Wilson County to lease certain lands for a longer term than ten years in order to provide a rest home and/or nursing care facility.

H. B. 899, an act relating to the sale of certain property by the City of Burlington.

H. B. 1072, an act to provide for the election of the members of the Chatham County Board of Education.

H. B. 1106, an act to repeal Chapter 476 of the 1969 Session Laws and to substitute in lieu thereof a new Act providing for the election of the Cherokee County Board of Education.

H. B. 1134, an act to provide for the election of the Chatham County Board of Commissioners.

H. B. 1152, an act to amend the eligibility requirements for the Raleigh Firemen Retirement Fund.

H. B. 1165, an act to amend Chapter 535 of the Public-Local Laws of 1937 and Chapter 860 of the 1961 Session Laws relating to the Bureau of Identification for Wake County.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.

ONE HUNDRED FIFTH DAY

SENATE CHAMBER,
Tuesday, June 10, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Royall, for the Committee on Human Resources:
S. B. 84, a bill to provide reasonable sanitation standards for the protection of residential and certain other water supply wells, with a favorable report, as amended.

H. B. 957, Committee Substitute for H. B. 957, a bill to amend General Statute 130-233 to provide certification for ambulance attendants and emergency medical technicians, with a favorable report.

H. B. 973, a bill to limit the prescribing, compounding and dispensing of drugs by certain persons approved by the North Carolina Board of Medical Examiners and the North Carolina Board of Pharmacy, with a favorable report, as amended.

By Senator Allsbrook, for the Committee on Judiciary I:

S. B. 831, a bill to rewrite the laws relating to perjury and false swearing, with a favorable report.

S. B. 838, a bill to amend the law relating to gambling and lotteries, with a favorable report, as amended.

S. B. 900, a bill to clarify the disciplinary authority of the Board of Medical Examiners and to otherwise amend the Medical Practice Act, with a favorable report.

S. B. 901, a bill to amend the status of limitation for the institution of actions against providers of health care, with a favorable report.

S. B. 902, a bill concerning actions against providers of health care for treatment without informed consent, with a favorable report.

H. B. 910, a bill to repeal General Statute 58-237.2 relating to the minimum membership required for a burial association, with a favorable report.

By Senator Britt, for the Committee on Judiciary II:

S. B. 760, a bill to regulate cemeteries operated for private gain, with an unfavorable report as to bill, favorable as to Committee Substitute bill.

On motion of Senator Britt, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 844, a bill to require a private examination of a husband prior to conveyance of real estate to his wife, with a favorable report.

H. B. 931, a bill to make various technical amendments relating to trusts and estates, with a favorable report, as amended.

H. B. 972, a bill to amend Article 12 of Chapter 106 of the General Statutes, the North Carolina Food, Drug and Cosmetic Act, with a favorable report.

H. B. 996, a bill to provide for prepaid legal services, with a favorable report.

H. B. 1070, a bill to provide for settlement of tort claims by the office of the Attorney General, with a favorable report, as amended.
By Senator Lynwood Smith, for the Committee on Manufacturing, Labor and Commerce:

S. B. 706, a bill to establish procedures for governmental employing authorities and their employees, with an unfavorable report.

H. B. 886, a bill to bring persons sixty-five years of age or older within the provisions of the Minimum Wage Act, with a favorable report.

By Senator Harrington, for the Committee on Transportation:

S. B. 883, a bill to amend General Statute 20-118 to change the single axle weight for certain motor vehicles, with a favorable report, as amended.

By Senator Mauney, for the Committee on Veterans and Military Affairs:

S. B. 422, House Committee Substitute for S. B. 422, a bill to benefit North Carolina's prisoners of war, with a favorable report.

H. B. 874, Committee Substitute for H. B. 874, a bill repealing Chapter 127 and Article 23 of Chapter 143 of the North Carolina General Statutes, entitled respectively, "Militia" and "Armories" and enacting a new Chapter 127 in lieu thereof relating to militia, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

On motion of Senator Staton, the rules are suspended to allow the introduction in today's Session of the following agency bill:

S. B. 912, by Senator Staton, a bill to amend the Sedimentation Control Act of 1973 concerning the definition of "working days"; land disturbing activities during construction that may affect lakes or watercourses; and pre-construction conferences. Referred to Committee on Natural and Economic Resources.

S. B. 913, by Senator Hardison, a bill to transfer appropriations of the Energy Division to the Utilities Commission and to appropriate ten thousand dollars ($10,000) for the Energy Policy Council. Referred to Committee on Appropriations.

On motion of Senator Barker, the rules are suspended to allow the introduction in today's Session of the following local bill:

S. B. 914, by Senators Barker, Winters, and Staton, a bill relating to hospital facilities in Wake County. Referred to Committee on Local Government and Regional Affairs.

S. B. 915, by Senators Barker and Henley, a bill to appropriate General Funds to the North Carolina Professional Liability Insurance Study Commission. Referred to Committee on Appropriations.
S. B. 916, by Senators Mills and Webster, a bill to allow compensation for the taking of water and sewer facilities by political subdivisions. Referred to Committee on Public Utilities.

S. B. 917, by Senators McNeill Smith, Sebo, McDuffie, Stallings, Bahakel, Strickland, Odom, Alexander, Walker, and William Smith, a bill to amend Article V of the Constitution of North Carolina to exempt food and prescription medicine from the sales tax. Referred to Committee on Finance.

S. J. R. 918, by Senators Whichard and Royall, a joint resolution honoring the memory of Harold K. Collins of Durham. Referred to Committee on Rules and Operation of the Senate.

S. B. 919, by Senator Henley, a bill to modify the structure of the Legislative Research Commission to fit the divided session structure of the General Assembly. Referred to Committee on Rules and Operation of the Senate.

CONFERENCE REPORT

H. B. 664, Committee Substitute for H. B. 664

Senator Lynwood Smith, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon Committee Substitute for H. B. 664, a bill to allow deductions for individual income tax purposes for contributions to individual retirement accounts, individual retirement annuities, or retirement bonds which are deductible for federal income tax purposes and to provide the method of taxing distributions from such accounts, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your Conferees appointed to resolve the differences arising between the Senate and the House of Representatives on H. B. 664, "a bill to be entitled an act to allow deductions for individual income tax purposes for contributions to individual retirement accounts, individual retirement annuities, or retirement bonds which are deductible for federal income tax purposes and to provide the method of taxing distributions from such accounts," wish to report as follows:

The Conference Committee agreed to strike all of Amendment No. 1 submitted by Senator Kirby and to amend Amendment No. 2 submitted by Senator Kirby by changing the year 1977 to 1976.

To this end, the Conferees recommend that the Senate and the House of Representatives adopt the foregoing report.
This the 10th day of June, 1975.

LYNWOOD SMITH
JAMES B. GARRISON
CECIL J. HILL
Conferees on the part of the Senate

DANIEL T. LILLEY
LISTON B. RAMSEY
GLENN A. MORRIS
Conferees on the part of the
House of Representatives

On motion of Senator Lynwood Smith, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
June 10, 1975.

H. B. 664, Committee Substitute
for H. B. 664

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on Committee Substitute for H. B. 664, "a bill to be entitled an act to allow deductions for individual income tax purposes for contributions to individual retirement accounts, individual retirement annuities, or retirement bonds which are deductible for federal income tax purposes and to provide the method of taxing distributions from such accounts," to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
GRACE A. COLLINS
Principal Clerk

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 156, Committee Substitute for S. B. 156, a bill to amend Chapters 84 and 7A relative to the North Carolina State Bar regarding attorney discipline and disability cases, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, June 11.
S. B. 198, House Committee Substitute for S. B. 198, a bill to amend Article 22A of Chapter 163 of the General Statutes relating to contributions and expenditures in political campaigns. On motion of Senator Bahakel, the rules are suspended, and the House Committee Substitute bill is placed on the Calendar for tomorrow, June 11.

H. B. 14, Committee Substitute for H. B. 14, a bill to require certain public officers to report "booster funds" or "support funds." Referred to Committee on Calendar.

H. B. 661, Committee Substitute for H. B. 661, a bill to be known as the Protection of the Abused, Neglected, or Exploited Disabled Adult Act. Referred to Committee on Calendar.

H. B. 1082, a bill to amend General Statute 153A-305 relating to provision of services in a newly created service district. Referred to Committee on Calendar.

H. B. 1088, a bill to amend the definition of "improve" in regard to liens to include the professional services performed by registered architects, engineers, land surveyors and landscape architects. Referred to Committee on Calendar.

H. B. 1098, a bill to amend General Statute 15-184 by deleting the requirement that the Attorney General be notified of a stay of execution and of an extension of time during criminal appeal. Referred to Committee on Calendar.

H. J. R. 1158, a joint resolution honoring the memory of a distinguished servant of the people of North Carolina, Dr. Amos Neill Johnson. Referred to Committee on Calendar.

H. B. 1199, a bill to provide enabling legislation for the creation of an Interim Board of Education for Wake County and subsequent consolidation of the Raleigh City School Administrative Unit and the Wake County School Administrative Unit after approval of a plan of merger pursuant to General Statute 115-74.1. Referred to Committee on Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

SPECIAL ORDER NO. 1

H. B. 750, Senate Committee Substitute for H. B. 750

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being Senate Committee Substitute for H. B. 750, a bill to establish a Commission of Youth Services within the Department of Human Resources. Amendments No. 2, No. 3, No. 4, and No. 5 offered June 9 are adopted. Senator Station offers Amendment No. 6 which is adopted. On motion
of Senator Henley, the Senate Committee Substitute bill, as amended, is re-referred to the Committee on Appropriations.

SPECIAL ORDER NO. 2

S. B. 147, House Committee Substitute for S. B. 147

The hour having arrived for the consideration of Special Order No. 2, the President of the Senate lays before the Senate Special Order No. 2, it being House Committee Substitute for S. B. 147, a bill to be known as the Legislative Ethics Act. Senator William Smith offers Amendment No. 1 which fails of adoption. Without objection and by unanimous consent, the President of the Senate directs the following statement of Senator Bahakel to be recorded in the Journal: “It is legislative intent when reference is made in the House Committee Substitute bill to the word 'State' the interpretation is the State of North Carolina.” Senator Suddarth offers Amendment No. 2. Senator Moore submits a statement and moves that it be included in the Journal. Senator Henley calls the previous question, seconded by Senator Daniels. The call is sustained. The motion of Senator Moore for the inclusion of the statement in the Journal prevails. The statement is as follows: “It shall be recorded in the Senate Journal as legislative intent that no provision of this Act shall be construed to require any candidate or legislator to violate any confidence or divulge any privileged information recognized by law or by professional canons of ethics.” Senator Suddarth withdraws Amendment No. 2. Senator Henley calls the previous question, duly seconded. The call is sustained. The House Committee Substitute bill passes its second reading. On objection of Senator Royall to its third reading the House Committee Substitute bill remains on the Calendar.

S. B. 760, Committee Substitute for S. B. 760, a bill to regulate cemeteries operated for private gain. On motion of Senator Britt, the Committee Substitute bill is adopted and placed on the Calendar for Thursday, June 12.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 22, an act to amend Chapter 135 of the General Statutes of North Carolina to extend death benefit coverage to ninety days for terminated State employees with one year's service and to one year for certain disabled retired State employees.

S. B. 245, an act to amend Chapter 143B, Article 7 of the General Statutes relating to the powers of the Environmental Management Commission.

S. B. 255, an act to amend General Statute 136-41.1 relating to the estimate of population for allocation of Powell Bill funds to municipalities.

S. B. 274, an act to amend the Local Government Budget and Fiscal Control Act, in order to conform North Carolina requirements and practices
to generally accepted accounting principles and to improve financial administration in North Carolina local governments.

S. B. 349, an act to authorize Department of Transportation to provide housing as a last resort when replacement housing is not available to persons to be displaced by a governmental program or project.

S. B. 431, an act to amend General Statute 153A-267 to comply with Chapter 125-9 and Chapter 143B-67 of the General Statutes pertaining to the Public Librarian Certification Commission.

S. B. 507, an act amending General Statute 160A-475(1) and General Statute 160A-475(8) relating to regional councils of governments.

S. B. 599, an act to place tubercular inmates and health law violators under the control of the Department of Correction.

S. B. 622, an act to amend Article 21 of Chapter 58 of the General Statutes to allow a broader latitude in investment of securities and provide for other lines of insurance.

S. J. R. 627, a joint resolution urging that Congress enact H. R. 1991 providing for a study of proposed national scenic bicycle trails.

S. B. 720, an act to amend General Statute 35-43 and General Statute 35-44 to allow representation by the District Attorney at sterilization hearings to be discretionary.

S. B. 741, an act to amend General Statute 143, Article 21A, relating to control of oil pollution.

S. B. 755, an act to amend General Statute 136-104 to allow life tenants to take the present value of their life estates out of condemnation deposits and final judgment awards.

S. B. 759, an act to amend General Statute 146-25.1 to reduce the required time for advertising and receiving of bids for State leases and to exempt certain types of leases from advertising requirements.

S. B. 776, an act to prohibit the firing of shotguns, rifles and other firearms from State-maintained roads and right-of-ways in Yeopim Precinct of Chowan County.

S. B. 781, an act to restrict the hunting of game from public roads in Bladen County.

S. B. 783, an act to authorize the Attorney General to employ an attorney to perform legal services for North Carolina Memorial Hospital at Chapel Hill.

S. B. 785, an act amending General Statute 142-13 relating to the destruction of cancelled State bonds, notes and coupons.

S. J. R. 805, a joint resolution honoring the life, service and memory of the Most Reverend Vincent S. Waters, D.D., Bishop of the Roman Catholic Diocese of Raleigh.
S. B. 809, an act to permit mutual deposit guaranty associations to invest their funds in the stock of savings and loan associations and banks authorized to do business in North Carolina.

S. B. 814, an act to amend General Statute 7A-41 to provide for temporary replacement of an incapacitated senior resident judge.

S. B. 825, an act to provide for the division of ABC profits in the Town of Madison.

S. J. R. 877, a joint resolution commemorating the late Esther Delia Hunt Moore, educator, community leader, and distinguished citizen.

H. B. 508, an act to establish the State Board of Registration of Foresters in North Carolina and to define its powers and duties, to provide for the registration of foresters, to define the practice of forestry, and to provide penalties for violation thereof.

H. B. 515, an act to provide for the nomination and election of members of the Buncombe County Board of Education.

H. B. 535, an act authorizing the Burke County Public Schools Board of Education to regulate traffic and parking on lands owned by the said Board.

H. B. 647, an act to exempt transfers of property to the United States and to other states from the inheritance tax.

H. B. 753, an act to increase the inheritance tax exemption accorded to servicemen's group life insurance from ten thousand dollars ($10,000) to twenty thousand dollars ($20,000).

H. B. 828, an act defining "freeholder" for sanitary district incorporation purposes.

H. B. 876, an act to amend Chapter 1184 of the Session Laws of 1949, as amended, the charter of the City of Raleigh with respect to community development programs and activities.

H. B. 897, an act to rewrite Articles 9 through 14 of Chapter 54 of the General Statutes relating to credit unions.

H. B. 934, an act to prohibit the taking of game from public roads and highways in Durham County, Orange County and a part of Richmond County.

H. B. 970, an act to prohibit hunting from any highway right-of-way maintained by the State and to prohibit deer hunting with a centerfire rifle in Chatham County.

H. B. 1002, an act to increase boiler inspection fees for boiler inspections performed by the North Carolina Department of Labor.

H. B. 1084, an act to prohibit hunting with firearms from the right-of-way on highways in Stokes County.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 1:00 P.M.
The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Wallace E. Parham, Minister of Education of Hayes Barton Baptist Church, Raleigh.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

REPORTS OF COMMITTEES

Bills and resolution are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Jernigan, for the Committee on Alcoholic Beverage Control:

S. B. 406, a bill to provide for the manufacture and distribution of wine and the furnishing of wine for promotional purposes, with a favorable report, as amended.

By Senator Gudger, for the Committee on Criminal Justice and Corrections:

S. B. 910, a bill to amend Chapter 134 of the General Statutes relating to removing children from institutions of correction, with a favorable report, as amended.

By Senator Alford, for the Committee on Education:

S. B. 850, a bill to clarify certification regulations concerning employment of educational personnel, with a favorable report, as amended.

By Senator Allsbrook, for the Committee on Judiciary I:

H. B. 997, a bill to clarify the meaning of public records and to provide a civil remedy for the recovery of public records, with a favorable report.

By Senator Britt, for the Committee on Judiciary II:

H. B. 747, a bill requiring the payment of delinquent taxes in Caswell County before recording deeds conveying property subject to delinquent taxes, with an unfavorable report.

By Senator Rauch, for the Committee on Law Enforcement and Crime Control:

S. B. 90, a bill to reimburse victims of intentional damage and injury caused by prison inmates while in the free community, with a favorable report, as amended. On motion of Senator Rauch, the rules are sus-
suspended and the bill is placed before the Senate for immediate consideration. On motion of Senator Rauch Committee Amendment No. 1 is adopted and on his further motion the bill, as amended, is re-referred to the Committee on Appropriations.

S. B. 120, a bill to make prisoners available for work on the public roads, without prejudice. On motion of Senator Rauch, the rules are suspended and the bill is placed before the Senate for immediate consideration, and on his further motion is postponed indefinitely.

S. B. 887, a bill to compensate victims of crimes, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Rauch, the rules are suspended and the Committee Substitute bill is placed on the Calendar for today.

By Senator Staton, for the Committee on Natural and Economic Resources:

S. B. 912, a bill to amend the Sedimentation Control Act of 1973 concerning the definition of "working days"; land disturbing activities during construction that may affect lakes or watercourses; and pre-construction conferences, with a favorable report.

By Senator Henley, for the Committee on Rules and Operation of the Senate:

S. J. R. 325, a joint resolution requesting a study of means to increase the level of professionalism and efficiency of local building inspectors, with a favorable report, as amended, by the Committees on Local Government and Regional Affairs and Rules and Operation of the Senate.

S. J. R. 549, a joint resolution to establish a utility review committee, with a favorable report, as amended, by the Committees on Public Utilities and Energy and Rules and Operation of the Senate.

S. J. R. 576, a joint resolution to establish the North Carolina Joint Legislative Commission on Intergovernmental Relations, with a favorable report, as amended, by the Committees on Local Government and Regional Affairs and Rules and Operation of the Senate.

S. J. R. 612, a joint resolution creating a commission for the study of land records information systems in North Carolina to make recommendations to the Governor and the 1977 General Assembly, with a favorable report, as amended.

S. J. R. 668, a joint resolution creating the Legislative Study Commission on Sex Discrimination, with a favorable report, as amended, by the Committees on Judiciary II and Rules and Operation of the Senate.

S. J. R. 845, a joint resolution creating a special committee to determine the necessity and feasibility of conducting a study on work efficiency in State government agencies, with a favorable report, as amended.

S. J. R. 855, a joint resolution to continue the Fisheries Training Vessel Study Commission, with a favorable report.
S. B. 888, a bill to provide for the distribution of the North Carolina Code of Administrative Regulations, with a favorable report.

S. J. R. 918, a joint resolution honoring the memory of Harold K. Collins of Durham, with a favorable report.

S. B. 919, a bill to modify the structure of the Legislative Research Commission to fit the divided session structure of the General Assembly, with a favorable report.

By Senator McNeill Smith, for the Committee on State Government:

S. B. 698, a bill to allow State employees to authorize salary deductions for the combined United Way-National Health Agencies State Employees Campaign, with an unfavorable report.

S. B. 775, a bill to permit individual taxpayers to designate on their income tax returns the sum of one dollar ($1.00) to be paid to the political party of their choice, with a favorable report.

S. B. 906, a bill to change the name of the Commission on the Education and Employment of Women as defined in General Statute 143, Article 50, to "Commission on the Status of Women," with a favorable report.

H. B. 132, Committee Substitute for H. B. 132, a bill to amend Chapter 126 of the General Statutes of North Carolina, modifying the State personnel system, with a favorable report.

H. B. 503, a bill to amend Article 22A of Chapter 163 of the General Statutes relating to contributions and expenditures in political campaigns, with an unfavorable report as to bill, favorable as to Senate Committee Substitute bill. On motion of Senator McNeill Smith, the rules are suspended and the Senate Committee Substitute bill is placed on today's Calendar.

H. B. 834, a bill to prohibit close relatives serving as precinct officials in the same precinct, with a favorable report.

H. B. 993, a bill to amend the General Statutes relating to medical and disability benefits for teachers and State employees, with a favorable report.

H. J. R. 994, a joint resolution creating a study committee to study the funding, benefits, and operations of the retirement system, with a favorable report.

H. B. 1035, Committee Substitute for H. B. 1035, a bill to further effectuate the reorganization of the Department of Commerce, with a favorable report.

H. B. 1066, a bill to establish minimum compensation for executive secretaries to county boards of elections, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:
S. J. R. 920, by Senators Royall, Whichard, Lynwood Smith, Garrison, Strickland, and Hardison, a joint resolution setting a high priority for consideration of revising the Retirement System of Local Government Employees during the 1976 Session of the General Assembly, so this Retirement System will offer benefits more nearly equal to those included in the Teachers' and State Employees' Retirement System. Referred to Committee on State Government.

S. B. 921, by Senator Moore, a bill to amend General Statute 74B-3 relating to the "private protective services." Referred to Committee on Calendar.

S. B. 922, by Senator Crawford, a bill to amend General Statute 62-300 as amended by Chapter 447 of the Session Laws of 1975 to clarify the filing fee payable to the Utilities Commission for multiple carrier filings by rail carriers. Referred to Committee on Finance.

CONFERENCE REPORT

S. B. 67, House Committee Substitute for S. B. 67

Senator Gudger, for the Conferrees appointed to consider the differences arising between the Senate and House of Representatives upon House Committee Substitute for S. B. 67, a bill to amend Chapter 1293 of the 1973 (Second Session, 1974) Session Laws, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your conferees appointed to resolve the differences arising between the Senate and House of Representatives on Senate Bill 67, "a bill to be entitled an act to amend Chapter 1293 of the 1973 (Second Session, 1974) Session Laws, wish to report as follows:

The Conference Committee recommends the modification of Senator Gudger's amendment to House Committee Substitute for Senate Bill 67, by amending page 2, line 25 so that the words appearing on that line read as follows:

"present program standards and planning format to the Commission on Children".

To this end, the conferees recommend that the Senate and the House of Representatives adopt the foregoing report.

This the 10th day of June, 1975.

LAMAR GUDGER
DALLAS L. ALFORD, JR.
JAMES B. GARRISON
Conferrees on the part of the Senate
HERBERT L. HYDE
T. CLYDE AUMAN
HECTOR E. RAY
Conferrees on the part of the House of Representatives
On motion of Senator Gudger, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CONFERENCE REPORT

S. B. 567

Senator Whichard, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon S. B. 567, a bill to amend Article 13 of Chapter 90 of the General Statutes to revise the laws relating to funeral directors and embalmers, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your Conference Committee appointed to consider and resolve the differences arising between the two bodies on Senate Bill 567, “an act to amend Article 13 of Chapter 90 of the General Statutes to revise the laws relating to funeral directors and embalmers,” wish to report as follows:

The Conference Committee recommends that House Amendment No. 3 by Representative Bumgardner be changed to read as follows:

Amend the bill on page 15, line 4 by adding, after the phrase “shall receive per diem”, the following: “and expense reimbursement as provided in General Statute 93B-5”.

Further Amend the bill on page 26, line 13 by deleting the word and numerals “twenty (20)” and inserting in lieu thereof the word and numeral “twenty-five (25)”.

The Conference Committee further recommends that the effective date of the bill on page 33, lines 16 and 17, be changed from “upon ratification” to “on October 1, 1975.”

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 10th day of June, 1975.

Willis P. Whichard
E. Lawrence Davis
Russell Walker
Conferees on the part of the Senate
Robert L. Farmer
Liston B. Ramsey
R. C. Soles, Jr.
Conferees on the part of the House of Representatives

On motion of Senator Whichard, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.
SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
June 11, 1975.

H. B. 429, Committee Substitute No. 2 for H. B. 429

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendment to Committee Substitute No. 2 for House Bill No. 429, "a bill to be entitled an act to amend General Statute Chapter 7A to increase certain costs of court and to authorize use of the facilities fee to provide free parking for jurors," and requests conferees. Mr. Speaker Green has appointed Representatives Helms, Smith of Wake, and Ramsey on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
GRACE A. COLLINS
Principal Clerk

Senator Whichard moves that the President appoint conferees, which motion prevails. The President appoints Senators Whichard, Staton, and Strickland as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

HOUSE OF REPRESENTATIVES,
June 10, 1975.

H. B. 664, Committee Substitute for H. B. 664

Mr. President:

Pursuant to your message that you have adopted the report of the Conferees on Committee Substitute for House Bill No. 664, "a bill to be entitled an act to allow deductions for individual income tax purposes for contributions to individual retirement accounts, individual retirement annuities, or retirement bonds which are deductible for federal income tax purposes and to provide the method of taxing distributions from such accounts," it is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted the report of the Conferees and the bill is ordered enrolled.

Respectfully,
GRACE A. COLLINS
Principal Clerk
S. B. 567

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on Senate Bill 567, "a bill to be entitled an act to amend Article 13 of Chapter 90 of the General Statutes to revise the laws relating to funeral directors and embalmers," to the end that when a similar action has been taken on the part of the Senate, you may order the bill enrolled.

Respectfully,

GRACE A. COLLINS  
Principal Clerk

The bill is ordered enrolled.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 737, a bill to allow injured persons to seek through the Tort Claims Act damages caused by school bus mechanical defects, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, June 12.

S. B. 769, Committee Substitute for S. B. 769, a bill to establish in the Department of Administration an administrative board for the North Carolina Marine Resources Center, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, June 12.


H. B. 627, a bill to provide for payment by the Attorney General of claims against county and city boards of education for accidents involving school buses and school transportation service vehicles and to appropriate funds. Referred to Committee on Calendar.

H. B. 985, a bill to provide and mark pull-off areas. Referred to Committee on Calendar.

H. B. 1036, a bill to remove certain lands in William B. Umstead State Park from the State Nature and Historic Preserve. Referred to Committee on Calendar.

H. B. 1104, a bill authorizing units of local government to issue grant anticipation notes for capital projects in anticipation of the receipt of
moneys from grant commitments for such capital projects from the State of North Carolina or the United States or any agencies of either. Referred to Committee on Calendar.

H. B. 1123, a bill to revise the license fee schedule pertaining to practicing psychologists. Referred to Committee on Calendar.

H. J. R. 1161, a joint resolution commemorating the bicentenary anniversary of the Cumberland County Association, signers of the Liberty Point Resolves, of June 20, 1775. Referred to Committee on Calendar.

H. B. 1225, a bill to revise the charter of the Town of Angier. Referred to Committee on Calendar.

On motion of Senator Henley, in accordance with the Joint Resolution fixing the time and place for a Joint Session of the House of Representatives and the Senate for the purpose of confirming the appointments of the Governor to the Utilities Commission, the Senate recesses to repair to the Hall of the House of Representatives there to sit in Joint Session; and on his further motion upon dissolution of the Joint Session to return to the Senate Chamber for further consideration of business.

JOINT SESSION

The Senate is received by the members of the House of Representatives standing, and the Joint Session is called to order by Lieutenant Governor James B. Hunt, Jr.

Senator Webster, for the Committee on Public Utilities and Energy of the Senate, presents the following report:

June 11, 1975.

Mr. President:

In compliance with the provisions of Chapter 243 of the 1975 Session Laws expanding the size of the North Carolina Utilities Commission from five to seven and further providing that nominees to fill positions on the Utilities Commission shall be subject to confirmation by the General Assembly in joint session, Governor Holshouser has submitted for confirmation by the General Assembly the following names:

Mr. John Ward Purrington
(To fill an unexpired term to expire June 30, 1977).

Miss Barbara Anne Simpson
(For a term to expire June 30, 1977).

Mr. James W. C. Daniel
(For a term to expire June 30, 1977).

Pursuant to H. J. R. 1170 the Senate Public Utilities and Energy Committee has considered the nominees and makes the following recommendation to this joint session:
That the nomination of Mr. John Ward Purrington and Miss Barbara Anne Simpson be confirmed.

That the nomination of Mr. James W. C. Daniel not be confirmed.

Respectfully submitted.

WESLEY D. WEBSTER
Chairman, Committee on Public Utilities and Energy — Senate

Representative Miller, for the Committee on Public Utilities of the House of Representatives, presents the following report:

June 11, 1975.

Mr. President:

In compliance with the provisions of Chapter 243 of the 1975 Session Laws expanding the size of the North Carolina Utilities Commission from five to seven and further providing that nominees to fill positions on the Utilities Commission shall be subject to confirmation by the General Assembly in joint session, Governor Holshouser has submitted for confirmation by the General Assembly the following names:

Miss Barbara Anne Simpson
(For a term to expire June 30, 1977)

Mr. John Ward Purrington
(To fill an unexpired term to expire June 30, 1977)

Mr. James W. C. Daniel
(For a term to expire June 30, 1977).

Pursuant to H. J. R. 1170 the House Public Utilities Committee has considered the nominees and makes the following recommendation to this joint session:

That the nomination of Miss Barbara Anne Simpson and Mr. John Ward Purrington be confirmed.

That the nomination of Mr. James W. C. Daniel not be confirmed.

Respectfully submitted.

GEORGE W. MILLER, JR.
Chairman,
House Public Utilities Committee

Senator Webster moves that the Senate do confirm the appointment of John Ward Purrington to the North Carolina Utilities Commission, which motion prevails by roll-call vote, ayes 48, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, McDuffie, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith,

Having received a majority of both Houses, the appointment of John Ward Purrington to the North Carolina Utilities Commission is confirmed.

Senator Webster moves that the Senate do confirm the appointment of Barbara Anne Simpson to the North Carolina Utilities Commission, which motion prevails by roll-call vote, ayes 41, noes 7, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allisbrook, Bahakel, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Henley, Hill, Jernigan, Kincaid, Kirby, Marion, McDuffie, Mills, Moore, Odom, Palmer, Rauch, Renfrow, Royall, Sebo, Lynwood Smith, McNeill Smith, Staton, Strickland, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White — 41. Those voting in the negative are: Senators Harris, Lackey, Nye, William Smith, Stallings, Suddarth, Winters — 7.

Representative Miller moves that the House of Representatives do confirm the appointment of Barbara Anne Simpson to the North Carolina Utilities Commission, which motion prevails by roll-call vote, ayes 72, noes 42, as follows: Those voting in the affirmative are: Representatives Baker, Ballenger, Barbee, Barker, Barnes, Bissell, Breece, Bright, Brown, Bundy, Campbell, Chase, Cobb, Cook, Creech, Cullipher, DeRamus, Diamont, Dorsey, Eagles, Ellis, Erwin, Farmer, Foster, Frye, Gamble, Gardner, Gilmore, Helms, Holmes of Chatham, Holmes of Yadkin, Hunter, Huskins, Hutchins, Hyde, Jernigan, Johnson of Wake, Jordan, Josey, Lachot, Lawing, Lilley, Long, Love, McMillan, Mathis, Miller, Morris, Nash, Parnell, Phillips, Plyler, Pugh, Quinn, Ray, Revelle, Rhodes, Rountree, Sandlin, Schwartz, Setzer, Short, Smith of Forsyth, Smith of Wake, Spoon, Stevens, Stewart, Tennille, Tison, Ward, Watkins, Woodard — 72. Those voting in the negative are: Representatives Adams, Auman, Beard, Bell, Chapin,
Having received a majority of both Houses, the appointment of Barbara Anne Simpson to the North Carolina Utilities Commission is confirmed.

Representative Miller moves that the House of Representatives do not confirm the appointment of James W. C. Daniel to the North Carolina Utilities Commission. Representative Michaux offers a substitute motion that the motion of Representative Miller that the House of Representatives do not confirm the appointment of James W. C. Daniel be postponed indefinitely, which motion prevails by roll-call vote, ayes 63, noes 45, as follows: Those voting in the affirmative are: Representatives Adams, Baker, Barbee, Barker, Barnes, Beard, Bright, Bundy, Campbell, Chapin, Chase, Collins, Cook, Creech, Cullipher, Davenport, DeBruhl, Diamont, Eagles, Edwards, Enloe, Farmer, Gamble, Gardner, Harris, Heer, Helms, Holmes of Chatham, Holt, Hunt of Orange, Hunter, Hurst, Huskins, James, Johnson of Robeson, Jones, Joyce, Lachot, Lawing, Leonard, Long, McMillan, Messer, Michaux, Nash, Oxendine, Parnell, Plyler, Prestwood, Pugh, Revelle, Rountree, Sandlin, Setzer, Smith of Forsyth, Smith of Rowan, Smith of Wake, Stewart, Thomas, Tison, White, Wiseman, Woodard — 63. Those voting in the negative are: Representatives Auman, Ballenger, Bell, Bissell, Breece, Brown, DeRamus, Dorsey, Ellis, Erwin, Foster, Frye, Gentry, Gilmore, Gregory, Griffin, Hightower, Holmes of Yadkin, Hutchins, Hyde, Jernigan, Johnson of Wake, Jordan, Lilley, Mathis, Miller, Morris, Nesbitt, Phillips, Quinn, Ramsey, Ray, Rhodes, Sawyer, Schwartz, Short, Soles, Spoon, Stevens, Tally, Tennille, Varner, Ward, Webb, Wright — 45. Representative Hairston votes "present."

Subsequent to motions in both Houses, the appointment of James W. C. Daniel to the North Carolina Utilities Commission is not confirmed.

It is ordered by the President of the Senate that the Governor be notified of the action of the General Assembly sitting in Joint Session upon the confirmation of appointments to the North Carolina Utilities Commission.

On motion of Senator Henley, the Joint Session is dissolved and the Senate returns to its Chamber.

Senator Allsbrook requests to be recorded in the Journal his intention of
voting "aye" for the motion not to confirm the appointment of James W. C. Daniel had he answered the roll. Without objection it is so ordered.

The Senate resumes consideration of its regular business.

**CALENDAR**

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 29, Committee Substitute for S. B. 29, a bill to provide for the manufacture and distribution of malt beverages and the furnishing of products to guests and employees of manufacturers and distributors. The Committee Substitute bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 84, a bill to provide reasonable sanitation standards for the protection of residential and certain other water supply wells. On motion of Senator Mills, the Committee amendment is adopted. Senator Mills offers Amendment No. 2 which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 147, House Committee Substitute for S. B. 147, a bill to be known as the Legislative Ethics Act, upon third reading. Senator Henley submits a statement and moves its inclusion in the Journal. The motion prevails. (The text of the statement appears in the Appendix.) The House Committee Substitute bill passes its third reading and is ordered enrolled.

S. B. 198, House Committee Substitute for S. B. 198, a bill to amend Article 22A of Chapter 163 of the General Statutes relating to contributions and expenditures in political campaigns. Passes its second and third readings and is ordered enrolled.

S. B. 223, Committee Substitute for S. B. 223, a bill to rewrite the Rules of Civil Procedure governing discovery and depositions. The Committee Substitute bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 250, a bill to amend the Well Construction Act, General Statute 87-83 et seq.; the Water Use Act, General Statute 143-215.11 et seq.; the Dam Safety Law, General Statute 143-215.23 et seq.; and the Water and Air Quality Reporting Act, General Statute 143-215.63 et seq.; and the civil penalty provisions of Articles 21 and 21B, Chapter 143, North Carolina General Statutes in order to provide enforcement and judicial review procedures similar to and consistent with other parts of Article 21, Chapter 143 of the North Carolina General Statutes administered by the Environmental Management Commission, as amended, upon third reading. Senator Staton offers Amendment No. 5. Senator Gudger offers a substitute amendment, No. 6. Senator Gudger calls the previous question, seconded by Senator Bahakel. The call is sustained. Amendment No. 6 is adopted. The bill, as amended, passes its third reading by roll-call vote, ayes 42, noes 3, as follows: Those voting in
the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harris, Henley, Hill, Jernigan, Kirby, Lackey, Marion, Mauney, McDuffie, Moore, Nye, Odom, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Walker, Walsh, Whichard, White, Winters — 42. Those voting in the negative are: Senators Mills, Palmer, Staton — 3. The bill, as amended, is ordered engrossed and sent to the House of Representatives.

S. B. 363, Committee Substitute for S. B. 363, a bill to allow deductions for individual income tax purposes for contributions to individual retirement accounts, individual retirement annuities, or retirement bonds which are deductible for federal income tax purposes and to provide the method of taxing distributions from such accounts, as amended, upon second reading. On motion of Senator Kirby, the Committee Substitute bill, as amended, is postponed indefinitely.

S. B. 368, Committee Substitute for S. B. 368, a bill to extend limited driving privileges to all offenses wherein a first conviction requires mandatory operator's license revocation. The Committee Substitute bill passes its second reading. On objection of Senator Walsh to its third reading, the Committee Substitute bill remains on the Calendar.

S. B. 461, a bill authorizing cities to waive their governmental immunity from tort liability by the purchase of liability insurance, upon third reading. The bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 887, Committee Substitute for S. B. 887, a bill to compensate victims of crimes. On motion of Senator Rauch, the Committee Substitute bill is adopted and on his further motion is re-referred to the Committee on Appropriations.

H. B. 275, Committee Substitute for H. B. 275, a bill to provide for uniform regulation of the bail bond business throughout the State, as amended, upon second reading. The Committee Substitute bill, as amended, passes its second reading by roll-call vote, ayes 40, noes 1, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Harrington, Henley, Hill, Jernigan, Lackey, Marion, Mauney, McDuffie, Moore, Nye, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Walker, Walsh, Whichard, White, Winters — 40. Voting in the negative is: Senator Harris — 1. The Committee Substitute bill, as amended, remains on the Calendar.

H. B. 453, a bill to prorate the municipal taxes imposed upon newly annexed territory, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Crawford, Daniels, Davis, Garrison, Harris, Henley, Hill, Jernigan, Kirby, Lackey, Marion, Mauney, McDuffie, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood
Smith, William Smith, Staton, Strickland, Suddarth, Totherow, Walker, Walsh, Webster, White, Winters — 40. The bill is ordered enrolled.

H. B. 503, Senate Committee Substitute for H. B. 503, a bill to amend Article 22A of Chapter 163 of the General Statutes relating to contributions and expenditures in political campaigns. On motion of Senator McNeill Smith, the Committee Substitute bill is adopted and on his motion is placed on the Calendar for tomorrow, June 12. On motion of Senator Bahakel, the Committee Substitute bill is taken from the Calendar for tomorrow and is placed for immediate consideration. On motion of Senator Bahakel, the Committee Substitute bill is postponed indefinitely.

H. B. 527, a bill to abolish the office of coroner in Alamance County. Passes its second and third readings and is ordered enrolled.

H. B. 540, a bill to classify certain historic properties for ad valorem taxation, upon third reading. The bill passes its third reading by roll-call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Harris, Henley, Hill, Jernigan, Kirby, Lackey, Marion, Mauney, McDuffie, Moore, Nye, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Strickland, Suddarth, Totherow, Walker, Walsh, Webster, White, Winters — 39. The bill is ordered enrolled.

H. B. 617, a bill to make various changes in the auctioneer licensing law, including clarification of license renewal dates and fee schedules, addition of the requirement of the use of escrow accounts, and clarification of which estates sales are exempt from the requirement of using a licensed auctioneer, upon second reading. On motion of Senator Hardison, consideration of the bill is postponed until tomorrow, June 12.

H. B. 1038, a bill to exempt Warren County from Article 7A of Chapter 113 of the General Statutes entitled "Safe Distances for Hunting Migratory Wild Waterfowl." Passes its second and third readings and is ordered enrolled.

H. B. 1083, a bill to specifically authorize Wildlife Resources Commission officers to enforce the provisions of Chapter 1319 of the 1973 Session Laws prohibiting hunting from highways in Anson, Durham, Orange, Person, and Richmond Counties. Senator Moore offers Amendment No. 1 which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 1133, a bill to provide semiannual audits of the Pittsboro ABC Board, upon third reading. Senator Jernigan offers Amendment No. 1 which is adopted. The bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly
enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 297, an act to increase the maximum punishment for armed robbery to life imprisonment.


S. B. 462, an act to amend General Statute 159-64 to extend the time within which bonds authorized on or after January 1, 1971, may be issued.

S. B. 478, an act to modify the provisions of General Statute 159-64 as applied to bonds authorized during the period commencing March 1, 1968, and ending December 31, 1969, extending the time within which such bonds may be issued.

S. B. 638, an act to adjust Department of Motor Vehicles’ inspection certificate fee to recover cost.

S. B. 646, an act to provide for permanent license plates for vehicles registered to sheltered workshops.

S. J. R. 715, a joint resolution concerning the need for federal assistance in the payment of tuition costs by military personnel, their spouses and dependents; desiring to attend community colleges, technical institutes, industrial education centers, universities and other institutions of higher education within North Carolina while such military personnel are assigned to duty in North Carolina.

S. B. 719, an act to amend the Local Government Bond Act to provide that providing facilities for the production of gas is a purpose for which bonds may be issued by a city and to amend General Statute 160A-311 to provide that the term “public enterprise” include gas production, storage and transmission systems.

S. B. 743, an act to modify the North Carolina State Hearing Aid Dealers and Fitters Licensing Act.

S. B. 747, an act to increase the replacement period required for the deferral of tax on the gain realized on the sale of a principal residence.

S. B. 794, an act to provide the judicial machinery by means of which a trust can be amended to preserve the federal estate tax charitable deduction.

S. B. 804, an act to authorize banks to utilize off-premises customer-bank communications terminals.

S. B. 815, an act to amend General Statute 15-180.2 by providing that certain records and transcripts may be provided to an indigent defendant petitioning the Appellate Division for a writ of certiorari.

S. B. 826, an act to amend General Statute 7A-31 in order that the State be precluded from petitioning the Supreme Court of North Carolina to review a post conviction proceeding.
S. J. R. 848, a joint resolution calling for a congressional investigation into activities of private industry with respect to coal.

S. B. 873, an act to amend General Statute 130-60 to authorize issuance of a new birth certificate after sex reassignment surgery.

H. B. 106, an act to extend the prohibition against the hunting or taking of bear in Tyrrell County.

H. B. 664, an act to allow deductions for individual income tax purposes for contributions to individual retirement accounts, individual retirement annuities, or retirement bonds which are deductible for federal income tax purposes and to provide the method of taxing distributions from such accounts.

H. B. 691, an act to add counties in the Third Judicial District to the list of counties which are subject to Chapter 85A of the General Statutes regulating bail bondsmen.

H. B. 693, an act to amend Chapter 1184 of the Session Laws of 1949, as amended, the charter of the City of Raleigh with respect to the topics of: council campaign expenses; city clerk's duties; socio-economic programs; assessment exemptions; equal housing; landlord-tenant relations; transit authority; employee benefits; bicycle lanes; assessments upon annexation; and sidewalk assessments.

H. B. 1127, an act to tax and regulate professional bondsmen in Harnett County.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 12:00 Noon.

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ONE HUNDRED SEVENTH DAY

SENATE CHAMBER,
Thursday, June 12, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants a leave of absence to Senator Royall for today and to Senators Davis, Royall, and Totherow for tomorrow, June 13.

S. B. 914. On motion of Senator Barker, the rules are suspended and S. B. 914, a bill relating to hospital facilities in Wake County, is taken from the Committee on Local Government and Regional Affairs and re-referred to the Committee on Calendar.
H. B. 661, Committee Substitute for H. B. 661. On motion of Senator Kirby, the rules are suspended and Committee Substitute for H. B. 661, a bill to be known as the Protection of the Abused, Neglected, or Exploited Disabled Adult Act, is taken from the Committee on Calendar and is re-referred to the Committee on Judiciary I.

H. B. 1088. On motion of Senator Kirby, the rules are suspended and H. B. 1088, a bill to amend the definition of "improve" in regard to liens to include the professional services performed by registered architects, engineers, land surveyors and landscape architects, is taken from the Committee on Calendar and re-referred to the Committee on Judiciary II.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Kirby, for the Committee on Calendar:

H. B. 14, Committee Substitute for H. B. 14, a bill to require certain public officers to report "booster funds" or "support funds," with a favorable report, as amended.

H. B. 627, a bill to provide for payment by the Attorney General of claims against county and city boards of education for accidents involving school buses and school transportation service vehicles and to appropriate funds, with a favorable report. On motion of Senator Kirby, the bill is re-referred to the Committee on Appropriations.

H. J. R. 889, a joint resolution memorializing the Congress of the United States to amend the Clean Air Act of 1970, with a favorable report.

H. B. 978, a bill relating to raffles and the game of "bingo" in Mecklenburg County and Buncombe County, with a favorable report.

H. B. 985, a bill to provide and mark pull-off areas, with a favorable report.


H. B. 991, a bill to amend General Statute 69-25.2 so as to clarify the procedure for conducting elections in rural fire districts, with a favorable report.

H. B. 1044, a bill to authorize the State Board of Elections to clarify registration records of persons affiliated with an expired political party, with a favorable report.

H. B. 1045, a bill to make a technical and clarifying amendment to the election laws, with a favorable report.

H. B. 1104, a bill authorizing units of local government to issue grant anticipation notes for capital projects in anticipation of the receipt of
moneys from grant commitments for such capital projects from the State of North Carolina or the United States or any agencies of either, with a favorable report.

H. J. R. 1161, a joint resolution commemorating the bicentenary anniversary of the Cumberland County Association, signers of the Liberty Point Resolves, of June 20, 1775, with a favorable report.

H. B. 1225, a bill to revise the charter of the Town of Angier, with a favorable report.

By Senator Gudger, for the Committee on Criminal Justice and Corrections:

S. B. 722, a bill to restore an analytical and administrative staff to the Parole Commission, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Gudger, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 780, a bill to provide for the registration of handguns in Mecklenburg County with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Gudger, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

By Senator Alford, for the Committee on Education:

S. B. 489, a bill to require the State Board of Education to allocate professional personnel to administrative units, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Alford, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 907, a bill to amend the Constitution of North Carolina by changing the office of Superintendent of Public Instruction from an elective office to an appointive office, with a favorable report, as amended. On motion of Senator Alford, the bill is placed on the Calendar for tomorrow, June 13 and is made Special Order No. 3 of the day.

S. B. 908, a bill to provide for appointment of the Superintendent of Public Instruction by the Board of Education, with a favorable report. On motion of Senator Alford, the bill is placed on the Calendar for tomorrow, June 13 and is made Special Order No. 4 of the day.

S. R. 909, a Senate resolution authorizing and directing the Senate Standing Committee on Education to meet during the interim between the 1975 and 1976 portions of the current Session to review the relationship between the Division of Community Colleges and the State Department of Public Instruction, with recommendation that it be adopted, as amended. On motion of Senator Alford, the Senate resolution is placed before the Senate for immediate consideration. On motion of Senator Alford, Committee Amendment No. 1 is adopted and on his further motion, the Senate resolution, as amended, is re-referred to the Committee on Appropriations.
By Senator Barker, for the Committee on Insurance:

H. B. 142, a bill to amend Article 3A of Chapter 58 of the General Statutes to include unfair claims settlement practices within the definition of unfair and deceptive acts and practices, with a favorable report.

H. B. 343, a bill to amend Article 13 of Chapter 58 of the General Statutes to provide appropriate insurance premium discounts for adequate mobile home tie-downs, with a favorable report.

H. B. 1053, a bill to amend General Statute 58-155.48 of the Insurance Guaranty Act to remove the one hundred dollar ($100.00) deduction, with an unfavorable report.

H. B. 1054, a bill to amend General Statute 58-9.3 to provide for appeals by the Commissioner of Insurance following initial judicial review of his orders and decisions, with a favorable report.

By Senator Allsbrook, for the Committee on Judiciary I:

S. B. 829, a bill to repeal General Statute 14-415.2 and amend General Statute 14-415.1 to prohibit possession of a handgun or pistol for 10 years from date of conviction, or termination of suspended sentence, probation, or parole, whichever is later, with a favorable report, as amended.

H. B. 25, a bill to amend mechanics’ laborers’ and materialmen’s liens to provide for pro rata distribution, with a favorable report.

H. B. 822, a bill to amend General Statute 20-4.01(44) relating to the definition of special mobile equipment, with a favorable report, as amended.

H. B. 940, a bill to amend Chapter 48 of the General Statutes relating to adoptions to substitute the words “guardian ad litem” for “next friend” in General Statute 48-9(a)(2), (3) and General Statute 48-9(d), with a favorable report.

H. B. 953, a bill relating to punishment for rapes committed prior to the effective date of Chapter 1201, Session Laws of 1973, with a favorable report, as amended.

H. B. 954, a bill relating to punishment for burglary in the first degree and for arson committed prior to the effective date of Chapter 1201 Session Laws of 1973, with a favorable report.

H. B. 1039, a bill to amend General Statute 58-3.1 dealing with motor vehicle warranties, with a favorable report.

H. B. 1071, a bill to amend General Statute 48-6 relative to the circumstances under which the consent of a father to an adoption is not necessary, with a favorable report.

By Senator Britt, for the Committee on Judiciary II:

S. B. 558, a bill to amend the provisions of Chapter 25A relating to home-solicitation sales, with a favorable report, as amended.

S. B. 666, a bill to amend Chapter 25 of the General Statutes, Uniform
Commercial Code, in order to conform said Chapter and particularly Article 9 thereof to the 1972 official text of the Uniform Commercial Code, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Britt, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 847, a bill to tax jointly held property for inheritance tax purposes according to whoever furnished the consideration therefor, and to exempt from the gift tax conveyances between husband and wife creating tenancy by the entirety, with a favorable report. On motion of Senator Britt, the bill is re-referred to the Committee on Finance.

S. B. 879, a bill to amend Article 12 of Chapter 95 of the General Statutes relating to public employer-employee relations, with a favorable report.

H. B. 509, Committee Substitute for H. B. 509, a bill to rewrite the Rules of Civil Procedure governing discovery and depositions, with a favorable report, as amended.

H. B. 901, a bill to provide that husband and wife equally share in rents and profits produced by real property owned by them in an estate by the entireties, with an unfavorable report.

H. B. 926, a bill to amend Chapter 153A and 160A of the General Statutes to protect the right of privacy of county and city employees, with a favorable report.

By Senator Davis, for the Committee on Local Government and Regional Affairs:

S. B. 426, a bill to authorize the establishment of a county police department in Wilson County, with an unfavorable report.

S. B. 466, a bill providing for the election of members of the Durham County Board of Education by the qualified voters of the County commencing in 1976 and biennially thereafter, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Davis, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 498, a bill to amend Chapter 156 Private Laws of 1929 as amended by Chapter 35 Private Laws of 1931 relating to the City of Asheville Boxing and Wrestling Commission, with a favorable report, as amended.

S. B. 833, a bill to reestablish the Committee on Law and Order and to revise its membership to provide more representation for local governments, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Davis, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 839, a bill to incorporate the village of Walnut Creek in Wayne County subject to an election, with a favorable report, as amended.

S. B. 872, a bill to authorize the Board of County Commissioners of Scotland County to establish a county police department, with an unfavorable report.
S. B. 892, a bill relating to the game of bingo in the County of Craven, with a favorable report.

S. B. 893, a bill to amend General Statute 160A-456(e) and 153A-376(e) to require referendum for use of State or local tax monies in community development programs and projects unless expenditure is expressly authorized by General Statute 160A-209, with a favorable report.

S. B. 897, a bill relating to the election and qualifications of the local Health Director of Scotland County, with an unfavorable report.

S. B. 905, a bill to amend Chapter 496 of the 1955 Session Laws, as amended, relating to the pension fund for the retirement and disability of members of the police department of the City of High Point, with a favorable report.

H. B. 549, Committee Substitute for H. B. 549, a bill to consolidate the charter of the City of Durham and to repeal prior local Acts, with a favorable report, as amended.

H. B. 557, a bill to authorize the establishment of a county police department in Wilson County, with an unfavorable report.

H. B. 669, a bill to amend Chapter 993, Session Laws of 1949, as amended by Chapter 732, Session Laws of 1951, Chapter 382, Session Laws of 1963, Chapter 289, Session Laws of 1969, and Chapter 459, Session Laws of 1971, to enlarge and make more definite the outside boundaries of Pinehurst, Moore County, with a favorable report.

H. B. 705, Committee Substitute for H. B. 705, a bill to amend General Statute 161-5 to provide for the filling of a vacancy in the office of register of deeds, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Davis, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

H. B. 1073, a bill to permit certain retirement system credits for employees of the office of Clerk of Superior Court of Cabarrus County prior to such time as they were assimilated by the Administrative Office of the Courts, with a favorable report.

H. B. 1149, a bill to amend Chapter 293 of the 1975 Session Laws to modify the dates for the incorporation referendum and election for town officers of the Town of Caswell Beach, with a favorable report.

H. B. 1155, a bill to annex certain area to the Town of Cape Carteret, with a favorable report.

H. B. 1167, a bill to amend Chapter 776 of the Session Laws of 1951, to allow payment of Morehead City obligation, with a favorable report, as amended.

H. B. 1180, a bill to amend Chapter 385 of the Public-Local Laws of 1921, relating to pensions for school teachers in New Hanover County, as amended, with a favorable report.

H. B. 1186, a bill to authorize the Stokes County Board of Commissioners
to appoint from seventeen to twenty-one members to the Stokes-Reynolds Memorial Hospital Board of Trustees and to ratify past acts of the trustees, with a favorable report.

H. B. 1211, a bill to provide a referendum to increase the membership of the Carteret County Board of Education and Board of Commissioners, and to provide for their election, with a favorable report.

By Senator Moore, for the Committee on Wildlife:

H. B. 235, a bill to prevent taking migratory waterfowl with the aid of bait or live decoys, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 923, by Senator Davis, a bill to exclude from gross income amounts received under insurance contracts for certain living expenses in the case of fire, storm or other casualty. Referred to Committee on Finance.

S. B. 924, by Senators Staton, Bahakel, Crawford, and Royall, a bill to appropriate General Funds to the Commission of Youth Services of the Department of Human Resources. Referred to Committee on Appropriations.

On motion of Senator Kincaid, the rules are suspended in order to allow the introduction in today's Session of the following local bill:

S. B. 925, by Senators Kincaid and Walsh, a bill to create and establish a board of education to operate all of the public schools in Wilkes County. Referred to Committee on Calendar.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representa-
tives:

HOUSE OF REPRESENTATIVES,
June 11, 1975.

S. B. 67, House Committee Substitute for S. B. 67

Mr. President:

Pursuant to your message that you have adopted the report of the Con-
ferees on House Committee Substitute for Senate Bill No. 67, "a bill to be entitled an act to amend Chapter 1293 of the 1973 (2nd Session, 1974) Session Laws," it is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted the report of the Conferees and the House Committee Substitute bill is ordered enrolled.

Respectfully,

GRACE A. COLLINS
Principal Clerk
S. B. 203

Mr. President:

It is ordered that a message be sent your Honorable Body informing you that pursuant to failure of Conferees to agree on differences arising in considering the House amendment to Senate Bill 203, "a bill to be entitled an act to increase the time necessary to be paroled from a sentence of armed robbery," Mr. Speaker Green has discharged Conferees Hyde, Rogers, and Beard and appointed second Conferees: Representatives Beard, Brown, and Rountree to act with a like committee on the part of the Senate to the end that the differences existing between the two bodies may be adjusted.

Respectfully,
GRACE A. COLLINS
Principal Clerk

Senator Jernigan moves that the President discharge Conferees and appoint new conferees, which motion prevails. The President re-appoints Senators Henley, Jernigan, and Gudger as second conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

HOUSE OF REPRESENTATIVES,
June 11, 1975.

H. B. 429, Committee Substitute
No. 2 for H. B. 429

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on Committee Substitute No. 2 for H. B. 429, "a bill to be entitled an act to amend General Statute Chapter 7A to increase certain costs of court and to authorize use of the facilities fee to provide free parking for jurors," to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
GRACE A. COLLINS
Principal Clerk

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 216, a bill to allow intermittent closing of certain roads for flood water retention purposes, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, June 13.
S. B. 407, a bill to amend Article V of the Constitution of North Carolina to authorize the issuance of revenue bonds to finance or refinance health care facility projects subject to the approval of the electorate, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, June 13.

S. B. 408, House Committee Substitute for S. B. 408, a bill authorizing the North Carolina Medical Care Commission to finance, refinance, construct, provide and acquire and otherwise undertake health care facilities. Referred to Committee on Calendar.

S. B. 660, a bill to regulate the sale of credit life and credit accident and health insurance and to establish premium rates therefor, for concurrence in the House amendments, which is placed on the Calendar for tomorrow, June 13.

H. B. 526, Committee Substitute for H. B. 526, a bill to create the Board of Examiners for Speech and Language Pathologists and Audiologists. Referred to Committee on Calendar.

H. B. 1021, a bill to create a state-wide school district to be known as the Mental Health School Administrative Unit. Referred to Committee on Calendar.

H. B. 1033, Committee Substitute for H. B. 1033, a bill to amend Article V of the Constitution of North Carolina to authorize the General Assembly to authorize counties to create authorities to issue revenue bonds to finance industrial and pollution control projects for industry and pollution control projects for public utilities, subject to the approval of the electorate. Referred to Committee on Calendar.

H. B. 1114, a bill to amend General Statute 90-89 to include difenoxin in Schedule I of controlled substances. Referred to Committee on Calendar.

H. B. 1117, a bill to amend Chapter 1286, Session Laws 1973 (the Pretrial Criminal Procedure Act) to authorize continued use of pretrial release programs. Referred to Committee on Calendar.

H. B. 1184, a bill to allow all twelve month employees in public school education to take leave in the fiscal year following its earning. Referred to Committee on Calendar.

H. J. R. 1210, a joint resolution concerning budget of the United States for the purpose of requesting appropriate action by the Congress, on its own action by consent of two-thirds of both Houses or on the application of the legislatures of two-thirds of the several states, to propose an amendment to the federal Constitution to require that the total of all federal appropriations may not exceed the total of all estimated federal revenues in any fiscal year, with certain exceptions. Referred to Committee on Calendar.

H. B. 1233, a bill to place enforcement of alcoholic beverage control laws in Tyrrell County under the Tyrrell County Alcoholic Beverage Control Board through repeal of Chapter 456 of the 1953 Session Laws and Chapter
H. B. 1237, a bill to exclude those who perform voluntary ski services from the definition of employee for workmen’s compensation purposes. Referred to Committee on Calendar.

H. B. 1242, a bill to authorize the establishment of a county police department in Lincoln County. Referred to Committee on Calendar.

H. J. R. 1243, a joint resolution honoring the life and memory of Jack Conrad Renigar. Referred to Committee on Calendar.

H. J. R. 1244, a joint resolution honoring the life and memory of Wayne Harold Gaither. Referred to Committee on Calendar.

H. J. R. 1246, a joint resolution honoring Anne Ellen Atkinson, age 12, and Graham Hugh Atkinson, age 10. Referred to Committee on Calendar.

CONFERENCE REPORT

H. B. 429, Committee Substitute No. 2 for H. B. 429

Senator Whichard, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon Committee Substitute No. 2 for H. B. 429, a bill to amend General Statute Chapter 7A to increase certain costs of court and to authorize use of the facilities fee to provide free parking for jurors, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your conferees appointed to resolve the differences arising between the Senate and House of Representatives on Committee Substitute No. 2 for House Bill 429, “a bill to be entitled an act to amend General Statute Chapter 7A to increase certain costs of court and to authorize use of the facilities fee to provide free parking for jurors,” wish to report as follows:

The Conference Committee recommends that the Senate recede from the original language of Senate Amendment No. 1 by Senator Whichard, and that both houses accept revised language so that Section 4 of the bill is rewritten to read as follows:

“Sec. 4. This act shall become effective July 1, 1975.”

To this end, the conferees recommend that the Senate and the House of Representatives adopt the foregoing report.

This the 11th day of June, 1975.

Willis P. Whichard
William W. Staton
Thomas E. Strickland
Conferees on the part of the Senate
On motion of Senator Whichard, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 97, Committee Substitute for S. B. 97, a bill to allow parole of certain misdemeanants unless the same are specifically objected to by the Parole Commission, for concurrence in the House amendment. On motion of Senator Gudger, the Senate concurs in the House amendment and the Committee Substitute bill is ordered enrolled.

S. B. 156, Committee Substitute for S. B. 156, a bill to amend Chapters 84 and 7A relative to the North Carolina State Bar regarding attorney discipline and disability cases, for concurrence in the House amendments. On motion of Senator Allsbrook, the Senate concurs in the House amendments and the Committee Substitute bill is ordered enrolled.

S. B. 244, Committee Substitute for S. B. 244, a bill to amend Chapter 143, Article 21, for the purpose of enabling the State to obtain authority to administer the Federal Discharge Permit Program, for concurrence in the House amendment. On motion of Senator Staton, the Senate concurs in the House amendment and the Committee Substitute bill is ordered enrolled.

S. J. R. 325, a joint resolution requesting a study of means to increase the level of professionalism and efficiency of local building inspectors. Senator Henley withdraws the amendment recommended by the Committee on Local Government and Regional Affairs. On motion of Senator Henley, the Senate amendment of the Committee on Rules and Operation of the Senate is adopted. The joint resolution, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 368, Committee Substitute for S. B. 368, a bill to extend limited driving privileges to all offenses wherein a first conviction requires mandatory operator's license revocation, upon third reading. The Committee Substitute bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 406, a bill to provide for the manufacture and distribution of wine and the furnishing of wine for promotional purposes. On motion of Senator Jernigan, Committee Amendments No. 1 and No. 2 are adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.
S. B. 422, House Committee Substitute for S. B. 422, a bill to benefit North Carolina’s prisoners of war. The House Committee Substitute bill passes its second and third readings and is ordered enrolled.

S. B. 432, a bill to amend Chapter 596 of the 1973 Session Laws to provide for two governor’s appointees, four-year staggered terms, and other changes involving the members of the Archaeological Advisory Committee, for concurrence in the House amendment. On motion of Senator Alford, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 453, a bill to amend General Statute 18A-38 and General Statute 18A-29 to provide for the sale of intoxicating liquor to ocean-going vessels, for concurrence in the House amendment. On motion of Senator William Smith, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 466, Committee Substitute for S. B. 466, a bill providing for the election of members of the Durham County Board of Education by qualified voters of the County commencing in 1976 and biennially thereafter. On motion of Senator Davis, the Committee Substitute bill is adopted and is placed on the Calendar for Monday, June 16.

S. B. 489, Committee Substitute for S. B. 489, a bill to require the State Board of Education to allocate professional personnel to administrative units. On motion of Senator Alford, the Committee Substitute bill is adopted and on his further motion is re-referred to the Committee on Appropriations.

S. J. R. 549, a joint resolution to establish a Utility Review Committee. Committee Amendment No. 2 offered May 8 is adopted. On motion of Senator Henley, the amendment recommended by the Committee on Rules and Operation of the Senate is adopted. The joint resolution, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 565, a bill to permit the State to be interpled in tort actions, for concurrence in the House amendment. On motion of Senator Gudger the Senate concurs in the House amendment and the bill is ordered enrolled.

S. J. R. 576, a joint resolution to establish the North Carolina Joint Legislative Commission on Intergovernmental Relations. Senator Henley withdraws the amendment recommended by the Committee on Local Government and Regional Affairs. On motion of Senator Henley, the amendment recommended by the Committee on Rules and Operation of the Senate is adopted. The joint resolution, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. J. R. 612, a joint resolution creating a Commission for the Study of Land Records Information Systems in North Carolina to make recommendations to the Governor and the 1977 General Assembly. On motion of Senator Henley, the Committee amendment is adopted. The bill,
as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 664, a bill to increase the charge for replacement registration plates from one dollar ($1.00) to five dollars ($5.00). Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 666, Committee Substitute for S. B. 666, a bill to amend Chapter 25 of the General Statutes, Uniform Commercial Code, in order to conform said Chapter and particularly Article 9 thereof to the 1972 official text of the Uniform Commercial Code. On motion of Senator Britt, the Committee Substitute bill is adopted and is placed on the Calendar for Monday, June 16.

S. J. R. 668, a joint resolution creating the Legislative Study Commission on Sex Discrimination, as amended. On motion of Senator Henley, Committee Amendment No. 2 is adopted. Senator Strickland offers Amendments No. 3 and No. 4 which are adopted. The joint resolution, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 679, a bill to provide for greater coordination of law enforcement activities among the Attorney General, the several district attorneys and sheriffs of the several counties of North Carolina. Passes its second and third readings. Senator Nye moves that the vote by which the bill passed its third reading be reconsidered, which motion prevails. The bill is placed on the Calendar for Tuesday, June 17.

S. B. 714, a bill to allow assistant chiefs of police and fire departments to use special equipment on privately owned vehicles while engaged in the performance of their official or semi-official duties, for concurrence in the House amendment. On motion of Senator Whichard, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 722, Committee Substitute for 722, a bill to restore an analytical and administrative staff to the Parole Commission. On motion of Senator Gudger, the Committee Substitute bill is adopted and is placed on the Calendar for Monday, June 16.

S. B. 736, a bill to amend Chapter 130 of the General Statutes so as to require marking and labeling of aerosol spray cans sold or exposed or offered for sale in North Carolina. On motion of Senator McDuffie, the Committee amendment is adopted. Senator Odom offers Amendment No. 2 which is adopted. The bill, as amended, fails to pass its second reading.

S. B. 737, a bill to allow injured persons to seek through the Tort Claims Act damages caused by school bus mechanical defects, for concurrence in the House amendment. On motion of Senator Barker, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 757, a bill authorizing the registration of vehicles on an
apportionment basis. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 760, Committee Substitute for S. B. 760, a bill to regulate cemeteries operated for private gain. Senator Strickland offers Amendments No. 1 and No. 2 which are adopted. Senator Alexander offers Amendment No. 3 which fails of adoption. Senator Harris offers Amendment No. 4 which is adopted. Senator Mills offers Amendment No. 5 which is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 766, Committee Substitute for S. B. 766, a bill to establish a rebuttable presumption in worthless check prosecutions. Senator Davis offers Amendment No. 1 which is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 769, Committee Substitute for S. B. 769, a bill to establish in the Department of Administration an administrative board for the North Carolina Marine Resources Center, for concurrence in the House amendment. On motion of Senator Daniels, the Senate concurs in the House amendment and the Committee Substitute bill is ordered enrolled.

S. B. 772, a bill to amend General Statute 110-88(7) relating to AA standards for day care, as amended. The bill, as amended, passes its second reading. On objection of Senator William Smith to its third reading the bill, as amended, remains on the Calendar.

S. B. 775, a bill to permit individual taxpayers to designate on their income tax returns the sum of one dollar ($1.00) to be paid to the political party of their choice, upon second reading. The bill passes its second reading by roll-call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Daniels, Davis, Garrison, Harrington, Harris, Henley, Jernigan, Kirby, Lackey, Marion, Mauney, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Staton, Strickland, Totherow, Walker, Walsh, Webster, Whichard, White, Winters — 40. The bill remains on the Calendar.

S. B. 777, Committee Substitute for S. B. 777, a bill to amend General Statute 108-77 so as to provide for category licensing of family care homes and homes for the aged. The Committee Substitute bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 780, Committee Substitute for S. B. 780, a bill to provide for the registration of handguns in the City of Charlotte. On motion of Senator Gudger, the Committee Substitute bill is adopted and is placed on the Calendar for Monday, June 16.

S. B. 824, a bill to make it unlawful to impede the steady flow of traffic on dual lane highways, for concurrence in the House amendment. On
motion of Senator Sudderath, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 833, Committee Substitute for S. B. 833, a bill to reestablish the Committee on Law and Order and to revise its membership to provide more representation for local governments. On motion of Senator Davis, the Committee Substitute bill is adopted and is placed on the Calendar for Monday, June 16.

S. J. R. 918, a joint resolution honoring the memory of Harold K. Collins of Durham. On motion of Senator Whichard, consideration of the joint resolution is postponed until Monday, June 16.

H. B. 275, Committee Substitute for H. B. 275, a bill to provide for uniform regulation of the bail bond business throughout the State, as amended, upon third reading. Senator William Smith offers Amendment No. 2 which is adopted. Senator Whichard offers Amendment No. 3 which is adopted. The Committee Substitute bill, as amended, passes its third reading by roll-call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Hardison, Harrington, Harris, Henley, Jernigan, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Palmer, Rauch, Renfrow, Scott, Sebo, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Sudderath, Totherow, Vickery, Walker, Walsh, Whichard, White, Winters — 42. The Committee Substitute bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 617, a bill to make various changes in the Auctioneer Licensing Law, including clarification of license renewal dates and fee schedules, addition of the requirement of the use of escrow accounts, and clarification of which estates sales are exempt from the requirement of using a licensed auctioneer, upon second reading. The bill passes its second reading by roll-call vote, ayes 37, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Daniels, Davis, Garrison, Hardison, Harrington, Harris, Henley, Lackey, Marion, Mauney, McDuffie, Mills, Moore, Nye, Rauch, Renfrow, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Totherow, Walker, Walsh, Webster, Whichard, White, Winters — 37. The bill remains on the Calendar.

H. B. 705, Senate Committee Substitute for H. B. 705, a bill to amend General Statute 161-5 to provide for the filling of a vacancy in the office of register of deeds. On motion of Senator Davis, the Committee Substitute bill is adopted and is placed on the Calendar for Monday, June 16.

H. B. 839, a bill to add Wake County to the provisions of the General Statutes relating to attachment or garnishment and lien for ambulance service in certain counties, and to correct a cross-reference. Passes its second and third readings and is ordered enrolled.
The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:


S. B. 147, an act to be known as the Legislative Ethics Act.

S. B. 198, an act to amend Article 22A of Chapter 163 of the General Statutes relating to contributions and expenditures in political campaigns.

S. B. 238, an act to amend General Statute 105-275 to exclude from the tax base specially adapted housing owned and used as a residence by a disabled veteran.

S. B. 315, an act to designate certain major highways as Historic Albermarle Tour Highways.

S. B. 351, an act to amend the North Carolina Outdoor Advertising Control Act.

S. B. 447, an act to provide for the setting of the compensation and allowances of local boards of education.

S. B. 502, an act to amend the North Carolina Structural Pest Control Law to provide for certified applicators and for related purposes.

S. B. 567, an act to amend Article 13 of Chapter 90 of the General Statutes to revise the laws relating to funeral directors and embalmers.

S. J. R. 779, a joint resolution to insure vehicular access and guest privileges to Currituck County outer banks property owners and lessees across Back Bay Wildlife Refuge until completion of permanent access from Currituck County outer banks to Currituck mainland.

S. B. 786, an act to amend General Statute 90-106 to regulate the distribution of controlled substances by manufacturers' sales representatives to practitioners.

S. B. 840, an act to postpone the effective date of Chapter 1286 of the 1973 Session Laws to September 1, 1975.

S. B. 859, an act to provide for the election and terms of the members of Sampson County Board of Commissioners.

S. B. 889, an act to place Forsyth County under the provisions of General Statute 20-219.2 which provides for removal of motors or other vehicles illegally parked in privately owned or leased parking spaces.

H. B. 453, an act to prorate the municipal taxes imposed upon newly annexed territory.

H. B. 527, an act to abolish the Office of Coroner in Alamance County.

H. B. 540, an act to classify certain historic properties for ad valorem taxation.
H. B. 1038, an act to exempt Warren County from Article 7A of Chapter 113 of the General Statutes entitled "Safe Distances for Hunting Migratory Wild Waterfowl."

H. B. 1041, an act to amend General Statute 143-49(4) so as to establish an equipment reserve fund from receipts of sales or transfers of personal property by State departments, institutions and agencies.

On motion of Senator Kirby, seconded by Senator Alford, the following bills are taken from the Unfavorable Calendar and are re-committed to the Committee on Local Government and Regional Affairs:

S. B. 426, a bill to authorize the establishment of a county police department in Wilson County.

H. B. 557, a bill to authorize the establishment of a county police department in Wilson County.

On motion of Senator Henley, the Senate recesses to reconvene at 7:30 P.M.

EVENING SESSION

SENATE CHAMBER,
June 12, 1975.

The Senate meets pursuant to recess and is called to order by Lieutenant Governor James B. Hunt, Jr.

The President grants leaves of absence to Senators Davis, Sebo, and Totherow for tonight.

S. J. R. 920. On motion of Senator McNeill Smith, S. J. R. 920, a joint resolution setting a high priority for consideration of revising the Retirement System of Local Government employees during the 1976 Session of the General Assembly, so this Retirement System will offer benefits more nearly equal to those included in the Teachers' and State Employees' Retirement System, the rules are suspended and the joint resolution is taken from the Committee on State Government and re-referred to the Committee on Calendar.

H. B. 750, Senate Committee Substitute for H. B. 750, a bill to establish a Commission of Youth Services within the Department of Human Resources. On motion of Senator Scott, the rules are suspended and the Senate Committee Substitute bill is taken from the Committee on Appropriations and placed on the Calendar for tomorrow, June 13.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Scott, for the Committee on Appropriations:

S. B. 44, a bill to make appropriations to provide capital improvements
for State institutions, departments, and agencies, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Scott, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 45, a bill to make appropriations for current operations of State departments, institutions, and agencies, and for other purposes, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Scott, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

By Senator Kirby, for the Committee on Finance:

S. B. 369, a bill to provide tax benefits for capital investments in recycling and resource recovering facilities or equipment, with a favorable report.

H. B. 837, Committee Substitute for H. B. 837, a bill to rewrite Article 12 of Chapter 90 of the General Statutes concerning licensure of podiatrists, with a favorable report.

H. B. 852, Committee Substitute for H. B. 852, a bill to amend sections of the Machinery Act relative to valuation of farm land at its present use value, with a favorable report.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 44, Committee Substitute for S. B. 44, a bill to make appropriations to provide capital improvements for State institutions, departments, and agencies. On motions of Senator Scott, the Committee Substitute bill is adopted and is placed on the Calendar for tomorrow, June 13 and is made Special Order No. 1 of the day.

S. B. 45, Committee Substitute for S. B. 45, a bill to make appropriations for current operations of State departments, institutions, and agencies, and for other purposes. On motions of Senator Scott, the Committee Substitute bill is adopted and is placed on the Calendar for tomorrow, June 13 and is made Special Order No. 2 of the day.

S. B. 831, a bill to rewrite the laws relating to perjury and false swearing. On motion of Senator Allsbrook, consideration of the bill is postponed until tomorrow, June 13.

S. B. 842, a bill to make certain conforming amendments on General Statute 148-45 relating to escapees from North Carolina's prisons. Senator Gudger offers Amendment No. 1 which is adopted. On motion of Senator Gudger, the bill, as amended, is temporarily displaced and remains on the Calendar.

S. B. 843, a bill to require the district court to hold a hearing to determine whether an adjudicated juvenile's conditional release should be revoked. On motion of Senator Gudger, consideration of the bill is postponed until Monday, June 16.
S. J. R. 845, a joint resolution creating a special committee to determine the necessity and feasibility of conducting a study on work efficiency in State government agencies. On motion of Senator Hill, the Committee amendment is adopted. The joint resolution, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 850, a bill to clarify certification regulations concerning employment of educational personnel. On motion of Senator Strickland, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 853, a bill to amend General Statute 59-46 relating to partner by estoppel. On motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. J. R. 855, a joint resolution to continue the Fisheries Training Vessel Study Commission. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 883, a bill to amend General Statute 20-118 to change the single axle weight for certain motor vehicles. On motion of Senator Strickland, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 888, a bill to provide for the distribution of the North Carolina Code of Administrative Regulations. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 890, a bill to amend General Statute 20-118(5) to exempt trucks or other motor vehicles transporting supplies, material or equipment necessary in carrying out farming operations from penalties provided therein. On motion of Senator Hardison, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 900, a bill to clarify the disciplinary authority of the Board of Medical Examiners and to otherwise amend the Medical Practice Act. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 906, a bill to change the name of the Commission on the Education and Employment of Women as defined in General Statute 143, Article 50, to “Commission on the Status of Women.” Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 910, a bill to amend Chapter 134 of the General Statutes relating to removing children from institutions of correction. On motion of Senator Vickery, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.
S. B. 912, a bill to amend the Sedimentation Control Act of 1973 concerning the definition of "working days"; and disturbing activities during construction that may affect lakes or watercourses; and pre-construction conferences. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 919, an act to modify the structure of the Legislative Research Commission to fit the divided session structure of the General Assembly. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 121, Senate Committee Substitute for H. B. 121, a bill to simplify procedures for parole of inmates serving more than two years. The Senate Committee Substitute bill passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 389, Committee Substitute for H. B. 389, a bill to amend Article 4, Chapter 113 of the General Statutes relating to the protection and development of forests and fire control, and for other purposes, as amended. The Committee Substitute bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 413, a bill to provide for free toilet facilities. Senator William Smith moves that the bill do lie upon the table. Senator Jernigan offers a substitute motion that further consideration of the bill be postponed until Tuesday, June 17, which motion prevails.

H. B. 432, Committee Substitute for H. B. 432, a bill to establish the Commission of Anatomy and to revise procedure for disposition of unclaimed bodies. Senator Allsbrook offers Amendment No. 1 which is adopted. On motion of Senator Allsbrook, the Committee Substitute bill, as amended, is temporarily displaced and remains on the Calendar.

H. B. 475, a bill to prohibit discrimination in provisions of health insurance to any person possessing the sickle cell trait. Passes its second and third readings and is ordered enrolled.

H. B. 476, Committee Substitute for H. B. 476, a bill to prohibit discrimination in provisions of life insurance to any person possessing the sickle cell trait. The Committee Substitute bill passes its second and third readings and is ordered enrolled.

H. B. 498, Committee Substitute for H. B. 498, a bill revising benefits of the Teachers' and State Employees' Retirement System without requiring any increase in the employer contribution rate. Senator Hardison offers Amendment No. 1 which is adopted. On motion of Senator Odom, consideration of the Committee Substitute bill, as amended, is postponed until tomorrow, June 13.

H. B. 510, a bill to make technical amendments to the law relating to purchase-transportation permits, as amended. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments. Senators
Marion and Strickland request to be recorded voting "no."

H. B. 561, Committee Substitute for H. B. 561, a bill to provide that conveyances used to transport unlawful drugs shall not be subject to forfeiture where conveyance was used without owner's knowledge or consent. The Committee Substitute bill passes its second and third readings and is ordered enrolled.

H. B. 567, Committee Substitute No. 2 for Committee Substitute No. 1 for H. B. 567, a bill to create a North Carolina Professional Liability Insurance Study Commission. On motion of Senator Barker, the Committee amendment is adopted. The Committee Substitute No. 2 bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 632, a bill relating to assignment of official license plates. Senator Moore offers Amendment No. 1 which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment. Without objection, Senator Henley is excused from voting.

H. B. 722, a bill to reconstitute the North Carolina Capital Planning Commission. Passes its second and third readings and is ordered enrolled.

H. J. R. 790, a joint resolution directing the University of North Carolina to explore the means to develop a state-wide noncommercial FM radio service. Passes its second and third readings and is ordered enrolled.

H. B. 809, Committee Substitute for H. B. 809, a bill to protect and preserve student records in the public schools. On motion of Senator Alford, the Committee amendment is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 814, a bill to amend Chapter 58, Article 22, of the General Statutes relating to reserve valuation and nonforfeiture benefits of life insurance policies. Passes its second and third readings and is ordered enrolled.

H. B. 854, a bill to amend General Statute 136-107 to give judges the power to extend time for filing answer for good cause shown. On motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 857, a bill to further define the rights of handicapped persons. On motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representative for concurrence in the Senate amendment.

H. B. 874, Committee Substitute for H. B. 874, a bill repealing Chapter 127 and Article 23 of Chapter 143 of the North Carolina General Statutes, entitled respectively, "Militia" and "Armories" and enacting a new Chapter
127 in lieu thereof relating to militia. The Committee Substitute bill passes its second and third readings and is ordered enrolled.

H. B. 886, a bill to bring persons sixty-five years of age or older within the provisions of the Minimum Wage Act. Passes its second and third readings and is ordered enrolled.

H. B. 892, a bill authorizing State-supported institutions of higher education, community colleges, industrial education centers and technical institutes to permit North Carolina residents at least sixty-five years of age to attend classes on a space available basis without payment of tuition. Passes its second and third readings and is ordered enrolled.

H. B. 895, Senate Committee Substitute for H. B. 895, a bill to amend General Statute 90-96, General Statute 90-113.14 and General Statute 15-223 to provide that the Administrative Office of the Courts shall maintain confidential files containing the names of persons granted conditional discharges or record expunction and to provide that the North Carolina Drug Authority shall maintain confidential files containing the names of persons convicted of drug related offenses. The Senate Committee Substitute bill passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 900, a bill to prohibit operation of motor vehicles upon utility easements after being forbidden to do so. On motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 910, a bill to repeal General Statute 58-237.2 relating to the minimum membership required for a burial association. Passes its second and third readings and is ordered enrolled.

H. B. 918, a bill to amend General Statute 115-157 to allow public school teachers employed on a 10-month basis to be paid in twelve monthly installments instead of ten monthly installments. Passes its second and third readings and is ordered enrolled.

H. B. 925, a bill to provide additional methods of personal service by registered or certified mail. Passes its second and third readings and is ordered enrolled.

H. B. 931, a bill to make various technical amendments relating to trusts and estates. On motion of Senator Britt, Committee Amendments No. 1, No. 2, and No. 3 are adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 937, a bill to provide for the use of the most recent safety standards in the liquified petroleum gases law. Passes its second and third readings and is ordered enrolled.

H. B. 952, a bill to amend Part 5 of Article 1 of Chapter 106 of the General Statutes, relating to the collection and publication of agriculture statistics. Passes its second and third readings and is ordered enrolled.
H. B. 957, Committee Substitute for H. B. 957, a bill to amend General Statute 130-233 to provide certification for ambulance attendants and emergency medical technicians. The Committee Substitute bill passes its second and third readings and is ordered enrolled.

H. J. R. 963, a joint resolution honoring the emergency action taken by Gary Phillip Ramsey. Passes its second and third readings and is ordered enrolled.

H. B. 964, a bill to correct certain inadvertent errors in the General Statutes resulting from amendments made by Chapter 1262 of the Session Laws of 1973. Passes its second and third readings and is ordered enrolled.

H. B. 967, a bill to permit magistrates and clerks of court to enter pleas of guilty in worthless check cases prior to trial date. Senator Britt offers Amendment No. 1 which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 972, a bill to amend Article 12 of Chapter 106 of the General Statutes, the North Carolina Food, Drug and Cosmetic Act. Passes its second and third readings and is ordered enrolled.

H. B. 973, a bill to limit the prescribing, compounding and dispensing of drugs by certain persons approved by the North Carolina Board of Medical Examiners and the North Carolina Board of Pharmacy. On motion of Senator Henley, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 983, a bill to amend General Statute 136-44.9 relating to secondary roads. Passes its second and third readings and is ordered enrolled.

H. B. 984, a bill to amend General Statute 136-44.6 relating to the allocation of secondary roads maintenance funds. On motion of Senator Hill, consideration of the bill is postponed until Tuesday, June 17.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 9:30 A.M.

ONE HUNDRED EIGHTH DAY

SENATE CHAMBER,
Friday, June 13, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.
Leaves of absence previously granted to Senators Davis and Totherow are noted.

S. B. 666, a bill to amend Chapter 25 of the General Statutes, Uniform Commercial Code, in order to conform said Chapter and particularly Article 9 thereof to the 1972 official text of the Uniform Commercial Code. On motion of Senator Britt, the Committee Substitute bill is taken from the Calendar for Monday and is placed on the Calendar for Tuesday, June 17.

H. B. 750, Senate Committee Substitute for H. B. 750, a bill to establish a Commission of Youth Services within the Department of Human Resources. On motion of Senator Staton, the Senate Committee Substitute bill is taken from its regular place on today's Calendar and is made Special Order No. 5 of the day.

H. J. R. 1074, a joint resolution creating a committee for the study of the property tax system in North Carolina. On motion of Senator Kirby, the rules are suspended and the joint resolution is taken from the Committee on Calendar and re-referred to the Committee on Rules and Operation of the Senate.

H. B. 1242, a bill to authorize the establishment of a county police department in Lincoln County. On motion of Senator Kirby, the rules are suspended and the bill is taken from the Committee on Calendar and re-referred to the Committee on Local Government and Regional Affairs.

Senator Moore, seconded by Senator Strickland, moves that the Senate consider local bills of both Houses but only Senate bills of the public bills on today's Calendar, which motion fails to prevail.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Kirby, for the Committee on Calendar:

S. B. 921, a bill to amend General Statute 74B-3 relating to the "private protective services," with a favorable report, as amended.

H. B. 112, a bill to prohibit political party officers from being precinct officials, with a favorable report.

H. B. 1076, a bill to amend General Statute 58-155.43 of the Insurance Guaranty Act to include surety bonds, with an unfavorable report.

H. B. 1123, a bill to revise the license fee schedule pertaining to practicing psychologists, with a favorable report.

H. B. 1172, Committee Substitute for H. B. 1172, a bill relating to the election and organization of the Mitchell County Board of Commissioners, with a favorable report.
H. B. 1233, a bill to place enforcement of alcoholic beverage control laws in Tyrrell County under the Tyrrell County Alcoholic Beverage Control Board through repeal of Chapter 456 of the 1953 Session Laws and Chapter 395 of the 1973 Session Laws, with a favorable report.

H. J. R. 1243, a joint resolution honoring the life and memory of Jack Conrad Renigar, with a favorable report.

H. J. R. 1244, a joint resolution honoring the life and memory of Wayne Harold Gaither, with a favorable report.

H. J. R. 1246, a joint resolution honoring Anne Ellen Atkinson, age 12, and Graham Hugh Atkinson, age 10, with a favorable report.

By Senator Alford, for the Committee on Education:

S. B. 115, a bill to authorize the use of school buses by municipal and/or county recreation and park departments or commissions in the administration and operation of summer public recreation and park programs, without prejudice. On motion of Senator Alford, the rules are suspended and the bill is placed before the Senate for immediate consideration and on his further motion the bill is postponed indefinitely.

S. B. 211, a bill to amend General Statute 115-183 authorizing county and city boards of education which own and operate school buses to use these school buses for any school-related activity, without prejudice. On motion of Senator Alford, the rules are suspended and the bill is placed before the Senate for immediate consideration and on his further motion is postponed indefinitely.

S. B. 307, a bill to require all primary and secondary schools to remain closed on days of state-wide primaries and elections, without prejudice. On motion of Senator Alford, the rules are suspended and the bill is placed before the Senate for immediate consideration and on his further motion is postponed indefinitely.

S. B. 677, a bill to amend General Statute 115-157 to allow public school teachers employed on a ten month basis to be paid in twelve monthly installments instead of ten monthly installments, without prejudice. On motion of Senator Alford, the rules are suspended and the bill is placed before the Senate for immediate consideration and on his further motion is postponed indefinitely.

H. B. 872, Committee Substitute for H. B. 872, a bill to revise the duties and responsibilities of the State Board of Education and the Superintendent of Public Instruction, with a favorable report, as amended.

By Senator Strickland, for the Committee on Higher Education:

S. B. 536, Committee Substitute for S. B. 536, a bill calling upon State supported institutions of higher education to refrain from accepting more than 15 per cent of their non resident applicants until qualified resident applicants have been accepted, with an unfavorable report as to bill, favorable as to Committee Substitute bill, as amended. On motion of Senator Strickland, the rules are suspended and the Committee Substitute bill is placed on the Calendar for today.
S. B. 726, a bill directing continued operation of the University of North Carolina electric system, so as to provide low rates to the University and the people of Orange and Chatham Counties, and to clarify local taxes due in said Counties by the University, with a favorable report, as amended.

S. B. 869, a bill to provide funds for burial or transportation for burial of deceased migrant agricultural workers under the supervision of the North Carolina Department of Human Resources, with a favorable report, as amended. On motion of Senator Harris, the rules are suspended and the bill is placed before the Senate for immediate consideration. On motion of Senator Harris, Committee Amendments No. 1, No. 2, No. 3, No. 4, and No. 5 are adopted, and on his further motion, the bill, as amended, is re-referred to the Committee on Appropriations.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 926, by Senators Suddarth and Childers, a bill to provide secretarial and clerical help for superior court judges. Referred to Committee on Appropriations.

S. B. 927, by Senators William Smith, Kirby, Nye, Harris, Kincaid, Rauch, Walsh, Crawford, McDuffie, Walker, Sebo, Alexander, Whichard, Hill, Bahakel, and McNeill Smith, a bill to provide a special income tax refund to persons having adjusted gross incomes of nine thousand dollars ($9,000) or less, and to recover the revenue loss by increasing taxes on liquor, beer, and wine. Referred to Committee on Finance.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

H. B. 429, Committee Substitute No. 2 for H. B. 429

Mr. President:

Pursuant to your message that you have adopted the report of the Conferees on Committee Substitute No. 2 for House Bill No. 429, "a bill to be entitled an act to amend General Statute Chapter 7A to increase certain costs of court and to authorize use of the facilities fee to provide free parking for jurors," it is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted the report of the Conferees and the bill is ordered enrolled.

Respectfully,
Grace A. Collins
Principal Clerk

House of Representatives,
June 12, 1975.
Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendment to House Bill No. 632, "a bill to be entitled an act relating to assignment of official license plates," and requests conferees. Mr. Speaker Green has appointed Representatives Barbee, Rountree, and Hutchins on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
Grace A. Collins
Principal Clerk

Senator Moore moves that the President appoint conferees, which motion prevails. The President appoints Senators Harrington, Combs, and Moore as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

H. B. 915, Committee Substitute for H. B. 915, a bill to regulate individuals and organizations engaged in charitable public solicitations. Referred to Committee on Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 944, a bill to rewrite General Statute 20-109.1 relating to salvage vehicle titles. Referred to Committee on Calendar.

H. B. 1010, a bill authorizing the North Carolina Department of Labor to assess and collect inspection service fees for the installation and alteration of elevators, escalators, dumbwaiters and special equipment and to assess and collect inspection service fees for annual inspections of amusement devices, aerial passenger tramways and inclined railroads. Referred to Committee on Calendar.

H. B. 1034, Committee Substitute for H. B. 1034, a bill authorizing the creation in counties of industrial and pollution control facilities financing authorities and the issuance thereby of revenue bonds to finance industrial and pollution control projects for industry and pollution control projects for public utilities. Referred to Committee on Calendar.

H. B. 1048, a bill to amend General Statute 105-275 relating to property exempt from ad valorem taxation so as to exempt nursery stock therefrom. Referred to Committee on Calendar.
SENATE JOURNAL

CONFERENCE REPORT

S. B. 203, Committee Substitute for S. B. 203

Senator Jernigan, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon Committee Substitute for S. B. 203, a bill to increase the time necessary to be paroled from a sentence of armed robbery, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your conferees appointed to resolve the differences arising between the Senate and House of Representatives on the Committee Substitute for Senate Bill 203, "a bill to be entitled an act to increase the time necessary to be paroled from a sentence of armed robbery," wish to report as follows:

The Conference Committee recommends House recession from Representative Hyde's amendment to the Committee Substitute for Senate Bill 203.

To this end, the conferees recommend that the Senate and the House of Representatives adopt the foregoing report.

This the 13th day of June, 1975.

GLENN R. JERNIGAN
JOHN T. HENLEY
LAMAR GUDGER
Conferees on the part of the Senate

H. HORTON ROUTREE
R. D. BEARD
RICHARD LANE BROWN III
Conferees on the part of the House of Representatives

On motion of Senator Jernigan, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

SPECIAL ORDER NO. 1

S. B. 44, Committee Substitute for S. B. 44

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being Committee Substitute for S. B. 44, a bill to make appropriations to provide capital improvements for State institutions, departments, and agencies. The Committee Substitute bill passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger. Senator Marion requests to be recorded voting "aye."
S. B. 45, Committee Substitute for S. B. 45

The hour having arrived for the consideration of Special Order No. 2, the President of the Senate lays before the Senate Special Order No. 2, it being Committee Substitute for S. B. 45, a bill to make appropriations for current operations of State departments, institutions, and agencies, and for other purposes. Senator Harris offers Amendment No. 1 which fails of adoption. The Committee Substitute bill passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger. Senator Marion requests to be recorded voting “aye.”

S. B. 907

The hour having arrived for the consideration of Special Order No. 3, the President of the Senate lays before the Senate Special Order No. 3, it being S. B. 907, a bill to amend the Constitution of North Carolina by changing the office of Superintendent of Public Instruction from an elective office to an appointive office, upon second reading. On motion of Senator Alford, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 37, noes 7, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Barker, Britt, Childers, Combs, Daniels, Garrison, Hardison, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Marion, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Scott, Sebo, Lynwood Smith, McNeill Smith, Stallings, Staton, Suddarth, Walker, Walsh, Whichard, White, Winters — 37. Those voting in the negative are: Senators Allsbrook, Crawford, Gudger, Lackey, Mauney, William Smith, Strickland — 7. The bill, as amended, passes its third reading by roll-call vote, ayes 36, noes 7, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Britt, Childers, Combs, Daniels, Garrison, Hardison, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Marion, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Scott, Sebo, Lynwood Smith, McNeill Smith, Stallings, Staton, Suddarth, Walker, Walsh, Whichard, White, Winters — 36. Those voting in the negative are: Senators Allsbrook, Crawford, Gudger, Lackey, Mauney, William Smith, Strickland — 7. The bill, as amended, is ordered, without objection, sent to the House of Representatives by special messenger without engrossment.

S. B. 908

The hour having arrived for the consideration of Special Order No. 4, the President of the Senate lays before the Senate Special Order No. 4, it being S. B. 908, a bill to provide for appointment of the Superintendent of Public Instruction by the Board of Education. Passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger. Senator Rauch requests to be recorded voting “aye.”
H. B. 750, Senate Committee Substitute for H. B. 750

The hour having arrived for the consideration of Special Order No. 5, the President of the Senate lays before the Senate Special Order No. 5, it being Senate Committee Substitute for H. B. 750, a bill to establish a Commission of Youth Services within the Department of Human Resources, as amended. Senator Staton moves that the vote by which Amendment No. 6 was adopted be reconsidered, which motion prevails.

Senator Staton withdraws Amendment No. 6. Senator Staton offers Amendment No. 7 which is adopted. Senator Staton calls the previous question, seconded by Senator Barker. The call is sustained. The Senate Committee Substitute bill, as amended, passes its second reading. On objection of Senator Rauch to its third reading, the Senate Committee Substitute bill, as amended, remaining on the Calendar. Senator Staton moves that Senate Committee Substitute for H. B. 750 be set as Special Order No. 1 of the day. Senator Harris offers a substitute motion that consideration of the Senate Committee Substitute bill, as amended, on third reading, be postponed until Tuesday, June 17, and set as Special Order No. 1 of the day which motion prevails.

S. B. 498, House Committee Substitute for S. B. 498, a bill to amend Chapter 156 Private Laws of 1929 as amended by Chapter 35 Private Laws of 1931 relating to the City of Asheville Boxing and Wrestling Commission, upon second reading. On motion of Senator Marion, the Committee amendment is adopted. The House Committee Substitute bill, as amended, passes its second reading by roll-call vote, ayes 29, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Crawford, Garrison, Gudger, Hardison, Harris, Lackey, Marion, Moore, Odom, Palmer, Rauch, Renfrow, Sebo, McNell Smith, Stallings, Staton, Strickland, Suddarth, Walsh, Whichard, White—29. The House Committee Substitute bill as amended, remains on the Calendar.

S. J. R. 536, Committee Substitute for S. J. R. 536, a joint resolution calling upon State supported institutions of higher education to refrain from accepting more than 15 percent of their nonresident applicants until qualified resident applicants have been accepted. On motion of Senator Strickland, the Committee Substitute bill is adopted and is placed on the Calendar for Tuesday, June 17.

S. B. 839, a bill to incorporate the village of Walnut Creek in Wayne County subject to an election, upon second reading. On motion of Senator Strickland, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 29, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Crawford, Garrison, Harris, Lackey, Marion, Moore, Odom, Palmer, Rauch, Renfrow, Sebo, McNell Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Walsh, Webster, Whichard, White—29. The bill as amended, remains on the Calendar.
S. B. 892, a bill relating to the game of bingo in the County of Craven. Passes its second and third readings and is ordered sent to the House of Representatives. Senators Combs and Marion request to be recorded voting "no."

H. B. 497, Committee Substitute for H. B. 497, a bill revising benefits of the Local Governmental Employees' Retirement System without requiring any increase in the employer contribution rate. Passes its second and third readings and is ordered enrolled.

H. B. 498, Committee Substitute for H. B. 498, a bill revising benefits of the Teachers' and State Employees' Retirement System without requiring any increase in the employer contribution rate, as amended. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 549, Committee Substitute for H. B. 549, a bill to consolidate the charter of the City of Durham and to repeal prior local acts, upon second reading. On motion of Senator Whichard, the Committee amendment is adopted. The Committee Substitute bill, as amended, passes its second reading by roll-call vote, ayes 27, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Barker, Britt, Childers, Combs, Crawford, Garrison, Harris, Lackey, Marion, Moore, Odom, Palmer, Rauch, Renfrow, Sebo, William Smith, Stallings, Staton, Strickland, Suddarth, Walsh, Webster, Whichard, White — 27. The Committee Substitute bill, as amended, remains on the Calendar.

H. B. 669, a bill to amend Chapter 993, Session Laws of 1949, as amended by Chapter 732, Session Laws of 1951, Chapter 382, Session Laws of 1963, Chapter 289, Session Laws of 1969, and Chapter 459, Session Laws of 1971, to enlarge and make more definite the outside boundaries of Pinehurst, Moore County, upon second reading. The bill passes its second reading by roll-call vote, ayes 27, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Barker, Britt, Childers, Combs, Garrison, Harris, Lackey, Marion, Moore, Odom, Palmer, Rauch, Renfrow, Sebo, William Smith, Stallings, Staton, Strickland, Suddarth, Walsh, Webster, Whichard, White, Winters — 27. The bill remains on the Calendar.

H. B. 978, a bill relating to raffles and the game of "bingo" in Mecklenburg County and Buncombe County. Passes its second and third readings and is ordered enrolled. Senator Combs requests to be recorded voting "no."

H. B. 1073, a bill to permit certain retirement system credits for employees of the office of Clerk of Superior Court of Cabarrus County prior to such time as they were assimilated by the Administrative Office of the Courts. Passes its second and third readings and is ordered enrolled.

H. B. 1149, a bill to amend Chapter 293 of the 1975 Session Laws to modify the dates for the incorporation referendum and election for town officers of the Town of Caswell Beach. Passes its second and third readings and is ordered enrolled.
H. B. 1155, a bill to annex a certain area to the Town of Cape Carteret, upon second reading. The bill passes its second reading by roll-call vote, ayes 29, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Barker, Britt, Childers, Combs, Crawford, Garrison, Gudger, Hardison, Harris, Marion, Moore, Odom, Palmer, Rauch, Renfrow, Sebo, William Smith, Stallings, Staton, Strickland, Suddarth, Walsh, Webster, Whichard, White, Winters — 29. The bill remains on the Calendar.

H. B. 1167, a bill to amend Chapter 776 of the Session Laws of 1951, to allow payment of Morehead City obligation. On motion of Senator Stallings, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 1180, a bill to amend Chapter 385 of the Public-Local Laws of 1921, relating to pensions for school teachers in New Hanover County, as amended. Passes its second and third readings and is ordered enrolled.

H. B. 1186, a bill to authorize the Stokes County Board of Commissioners to appoint from seventeen to twenty-one members to the Stokes-Reynolds Memorial Hospital Board of Trustees and to ratify past acts of the trustees. Passes second and third readings and is ordered enrolled.

H. B. 1211, a bill to provide a referendum to increase the membership of the Carteret County Board of Education and Board of Commissioners, and to provide for their election. Passes its second and third readings and is ordered enrolled.

H. B. 1225, a bill to revise the charter of the Town of Angier. The bill passes its second reading by roll-call vote, ayes 28, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Barker, Britt, Childers, Combs, Crawford, Garrison, Gudger, Harris, Lackey, Marion, Moore, Odom, Palmer, Rauch, Renfrow, William Smith, Stallings, Staton, Strickland, Suddarth, Walsh, Webster, Whichard, White, Winters — 28. The bill remains on the Calendar.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 97, an act to allow parole of certain misdemeanants unless the same are specifically objected to by the Parole Commission.

S. B. 156, an act to amend Chapters 84 and 7A relative to the North Carolina State Bar regarding attorney discipline and disability cases.

S. B. 244, an act to amend Chapter 143, Article 21, for the purpose of enabling the State to obtain authority to administer the Federal Discharge Permit Program.

S. B. 422, an act to benefit North Carolina's prisoners of war.
S. B. 432, an act to amend Chapter 596 of the 1973 Session Laws to provide for two Governor's appointees, four-year staggered terms, and other changes involving the members of the Archaeological Advisory Committee.

S. B. 453, an act to amend General Statute 18A-38 and General Statute 18A-29 to provide for the sale of intoxicating liquor to ocean-going vessels.

S. B. 566, an act to permit the State to be interpled in tort actions.

S. B. 714, an act to allow assistant chiefs of police and fire departments to use special equipment on privately owned vehicles while engaged in the performance of their official or semi-official duties.

S. B. 737, an act to allow injured persons to seek through the Tort Claims Act damages caused by school bus mechanical defects.

S. B. 769, an act to establish in the Department of Administration an administrative board for the North Carolina Marine Resources Center.

S. B. 778, an act to exempt from franchise and income taxation certain condominium housing associations, homeowner associations and cooperative housing corporations.

S. B. 784, an act to make technical amendments in the law relating to private protective services, Chapter 74B.

S. B. 824, an act to make it unlawful to impede the steady flow of traffic on dual lane highways.

S. B. 880, an act relating to the game of bingo in Franklin County.

H. B. 429, an act to amend General Statute Chapter 7A to increase certain costs of court and to authorize use of the facilities fee to provide free parking for jurors.

H. B. 839, an act to add Wake County to the provisions of the General Statutes relating to attachment or garnishment and lien for ambulance service in certain counties, and to correct a cross-reference.

H. B. 881, an act to annex certain areas to the Town of Aberdeen.

H. B. 1083, an act to specifically authorize Wildlife Resources Commission officers to enforce the provisions of Chapter 1319 of the 1973 Session Laws prohibiting hunting from highways in Anson, Durham, Orange and Person Counties.

H. B. 1133, an act to provide semiannual audits of the Pittsboro ABC Board.

On motion of Senator Barker, the Senate adjourns to meet Monday, June 16, at 6:00 P.M.

ONE HUNDRED NINTH DAY

SENATE CHAMBER,
Monday, June 16, 1975.

The Senate meets pursuant to adjournment and is called to order by the President Pro Tempore, John T. Henley.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.
Senator Kirby for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Assuming the Chair, the President grants a leave of absence to Senator Mills for tonight.

S. B. 895, a bill authorizing the creation in counties of industrial and pollution control facilities financing authorities and the issuance thereby of revenue bonds to finance industrial and pollution control projects for industry and pollution control projects for public utilities. On motion of Senator Staton, the rules are suspended and the bill is taken from the Committee on Finance and re-referred to the Committee on Judiciary II.

H. B. 638, a bill to authorize the Town of Dallas to construct and equip a fire station without using competitive bidding procedures. On motion of Senator Rauch, the rules are suspended and the bill is taken from the Committee on Local Government and Regional Affairs and re-referred to the Committee on Calendar.

H. B. 1034, Committee Substitute for H. B. 1034, a bill authorizing the creation in counties of industrial and pollution control facilities financing authorities and the issuance thereby of revenue bonds to finance industrial and pollution control projects for industry and pollution control projects for public utilities. On motion of Senator Staton, the rules are suspended and the Committee Substitute bill is taken from the Committee on Calendar and re-referred to the Committee on Judiciary II.

The President recognizes the following pages serving in the Senate this week: Carlton Jones, Wilmington; Jim Poyner, Raleigh; Richard Lee, Raleigh; Megan Booker, Clemmons; Debra Rhodes, Kinston; Mark McDuffie, Charlotte; Donna Sharpe, Raleigh; David McDuffie, Charlotte; Beth Cloninger, Shelby; Richard Ognovich, Matthews; Buddy Bahakel, Matthews; Tammy Adams, Goldsboro; Buddy Bahakel, Matthews; Tammy Adams, Goldsboro; Sonya Cooper, Raleigh; Kip Meadows, Rocky Mount; Bob Feezor, Charlotte; Dwanna Carlyle, Zebulon; Mark Herman, Conover; Michael Tate, Greensboro; Chris White, Pine Level; Mary Lee, Havelock; Chris Packer, Roseboro; Selina Thompson, Fayetteville; Ruth Ann Strickland, Goldsboro.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Henley, for the Committee on Rules and Operation of the Senate:

S. B. 292, a bill to encourage and plan for good forestry practices in North Carolina, with a favorable report.

S. B. 624, a bill providing for the creation of a local mass transit study commission, with a favorable report, as amended.
S. J. R. 665, a joint resolution creating a joint interim special legislative study committee to study the office of magistrate, with a favorable report, as amended.

S. J. R. 885, a joint resolution establishing a study commission on post-secondary student financial aid, with a favorable report, as amended.

By Senator Moore, for the Committee on Wildlife:

H. B. 1179, a bill to prohibit hunting from roads adjacent to livestock pastures in Nash County, with an unfavorable report as to bill, favorable as to Senate Committee Substitute bill. On motion of Senator Moore, the rules are suspended and the Senate Committee Substitute bill is placed on today's Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

On motion of Senator Hill, the rules are suspended to allow the introduction in tonight's Session of the following agency bill:

S. B. 928, by Senator Hill, a bill to authorize the issuance of five million five hundred thousand dollars ($5,500,000) of bonds of the State, subject to a vote of the people of the State, to provide funds for office building facilities for the State Bureau of Investigation. Referred to Committee on Appropriations.

On motion of Senator Whichard, the rules are suspended to allow the introduction in tonight's Session of the following local bill:

S. B. 929, by Senators Whichard and Royall, a bill to provide for the election of the Durham City Board of Education by the qualified voters in the school district administered by it commencing in 1975 and quadriennially thereafter. Referred to Committee on Local Government and Regional Affairs.

S. B. 930, by Senator Scott, a bill to establish financing authority for a parking deck within the State government complex. Referred to Committee on Appropriations.

On motion of Senator Kirby, the rules are suspended to allow the introduction in tonight's Session of the following local bill:

S. B. 931, by Senators Kirby and Alford, a bill to declare vacant the office presently held by the member of the Warren County Board of Education residing within Halifax County. Referred to Committee on Local Government and Regional Affairs.

S. B. 933, by Senators Barker, Winters, and Staton, a bill appropriating three hundred thousand dollars ($300,000) each year of the 1975-77 biennium to the City of Raleigh to aid in the construction of a mall from the State Capitol to the proposed Raleigh Civic Center Plaza. Referred to Committee on Appropriations.

S. B. 934, by Senator Suddarth, a bill to amend Chapter 50 to authorize petition for divisions of community property in lieu of alimony in cases of actual abandonment. Referred to Committee on Judiciary II.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:


S. B. 203, Committee Substitute for S. B. 203

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has tabled the report of the Conferes on Committee Substitute for Senate Bill 203, "a bill to be entitled an act to increase the time necessary to be paroled from a sentence of armed robbery."

Respectfully,
GRACE A. COLLINS
Principal Clerk

HOUSE OF REPRESENTATIVES, June 16, 1975.

H. B. 827, Committee Substitute for H. B. 827

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendments to Committee Substitute for House Bill 827, "a bill to be entitled an act to provide a presidential preference primary in March, to encourage all presidential candidates to be included on the presidential primary ballot, and to eliminate filing fees for presidential candidates" and requests conferees. Mr. Speaker Green has appointed Representatives Ramsey, Gentry, and DeRamus on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
GRACE A. COLLINS
Principal Clerk

Senator Staton moves that the President appoint conferees, which motion prevails. The President appoints Senators Staton, Royall, and Garrison as conferees on the part of the Senate and a message is ordered sent
to the House of Representatives informing that Honorable Body of such action.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 44, Committee Substitute for S. B. 44, a bill to make appropriations to provide capital improvements for State institutions, departments, and agencies, for concurrence in the House amendments. On motion of Senator Scott, the rules are suspended, and the Committee Substitute bill is placed on the Calendar for immediate consideration. Senator Scott moves that the Senate do not concur in the House amendments and that the President appoint conferees, which motion prevails. The President appoints Senators Scott, Mills, Henley, Crawford, Hardison, Bahakel, and Stallings as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

S. B. 45, Committee Substitute for S. B. 45, a bill to make appropriations for current operations of State departments, institutions, and agencies, and for other purposes, for concurrence in the House amendments. On motion of Senator Scott, the rules are suspended, and the Committee Substitute bill is placed on the Calendar for immediate consideration. Senator Scott moves that the Senate do not concur in the House amendments and that the President appoint conferees, which motion prevails. The President appoints Senators Scott, Mills, Henley, Crawford, Hardison, Stallings, and Bahakel as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

S. B. 75, Committee Substitute No. 2 for Committee Substitute No. 1 for S. B. 75, a bill to rewrite the laws pertaining to radiation protection pursuant to the recommendations of the Legislative Research Commission Study on Radiation Hazards, and to amend the riots and civil disorder laws to include radioactive materials within their purview, for concurrence in the House amendments which is placed on the Calendar for tomorrow, June 17.

S. B. 357, Committee Substitute for S. B. 357, a bill to rewrite Chapter 52A of the General Statutes entitled "Uniform Reciprocal Enforcement of Support Act," for concurrence in the House amendment which is placed on the Calendar for tomorrow, June 17.

S. B. 534, a bill to amend Chapter 17B of the General Statutes to authorize the Attorney General to appoint additional members to the Criminal Justice Education and Training Council, for concurrence in the House amendment which is placed on the Calendar for tomorrow, June 17.

S. B. 868, a bill to correct omissions, technical errors, and internal inconsistencies in Chapters 160A, 136, and 106 of the General Statutes, for concurrence in the House amendment which is placed on the Calendar for tomorrow, June 17.
H. B. 1086, a bill to amend Chapter 28A, Administration of Decedent’s Estates Act, to provide for direct payment to a parent or guardian of a devise or legacy of less than one thousand five hundred dollars ($1,500) in value. Referred to Committee on Calendar.

H. B. 1092, a bill to amend General Statute 50-13.4 to provide the additional remedy of an independent garnishment proceeding to enforce child support obligations. Referred to Committee on Calendar.

H. B. 1101, a bill to incorporate the Town of Stallings, Union County, North Carolina. Referred to Committee on Calendar.

H. B. 1103, a bill to amend General Statute 133-1 concerning prohibition of employment of architects on public works when interested in use of materials. Referred to Committee on Calendar.

H. B. 1105, a bill to revise the General Statutes to provide that dependent children are afforded support by the responsible parent. Referred to Committee on Calendar.

H. B. 1120, a bill to provide for revocation of motor vehicle operator license upon conviction of assault with motor vehicle. Referred to Committee on Calendar.

H. B. 1135, Committee Substitute for H. B. 1135, a bill to authorize the issuance of forty-three million two hundred sixty-seven thousand dollars ($43,267,000) of bonds of the State to provide for capital improvements for State institutions of higher education subject to a vote of the qualified voters of the State. Referred to Committee on Calendar.

H. B. 1142, a bill to amend General Statute 62-260 to exempt transportation of passengers in limousine service in passenger motor vehicles containing no more than 16 passenger seats. Referred to Committee on Calendar.

H. B. 1191, Committee Substitute for H. B. 1191, a bill to amend the charter of the City of Gastonia contained in Chapter 910 of the 1971 Session Laws of North Carolina. Referred to Committee on Calendar.

H. J. R. 1195, a joint resolution to provide for the wise development of the water resources of the State of North Carolina for the economic and overall well-being of its citizens, and to provide for the establishment of a procedure for the priority budget programming for the State share of the cost of the construction, management and operation of such projects. Referred to Committee on Calendar.

H. B. 1212, a bill to revise and rewrite Article 24 of Chapter 58 of the General Statutes relating to mutual burial associations. Referred to Committee on Calendar.

H. B. 1213, a bill to increase the fee charged under General Statute 7A-308(a)(1) for foreclosure under power of sale. Referred to Committee on Calendar.

H. J. R. 1219, a joint resolution honoring the life, service and memory of Pleas Monroe Sawyer. Referred to Committee on Calendar.
H. B. 1221, a bill to revise and define cost in the provision prohibiting loss leader sale of milk. Referred to Committee on Calendar.

H. B. 1247, a bill to further effectuate the reorganization of State government. Referred to Committee on Calendar.

H. J. R. 1249, a joint resolution honoring the life, service and memory of Franklin E. Correll. Referred to Committee on Calendar.

H. J. R. 1251, a joint resolution honoring Robert Campbell Rivers, Jr., of Watauga County. Referred to Committee on Calendar.

H. J. R. 1254, a joint resolution honoring the life and memory of George Romulus Ross, former member of the General Assembly from Moore County. Referred to Committee on Calendar.

H. B. 1257, a bill to create and establish a Board of Education to operate all of the public schools in Wilkes County. Referred to Committee on Calendar.

CONFERENCE REPORT

H. B. 28, Committee Substitute for H. B. 28

Senator Barker, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon Committee Substitute for H. B. 28, a bill to abolish age discrimination in automobile insurance classifications and to implement classifications which establish objective standards for rates, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your Conferees appointed to resolve the differences arising between the Senate and House of Representatives on House Committee Substitute for House Bill 28, "a bill to be entitled an act to abolish age discrimination in automobile insurance classifications and to implement classifications which establish objective standards for rates," wish to report as follows:

AMENDMENT 1. (Senator Stallings—amends the bill on page 1, line 17.)

The Conference Committee recommends joint acceptance of modification of the amendment to read as follows: "Amend the bill on page 1, line 17 by deleting the following words: 'The Commissioner of Insurance shall establish' and inserting in lieu thereof the following: 'The North Carolina Automobile Rate Administrative Office shall file with the Commissioner of Insurance for his approval or other action as provided in General Statute 58-248.1'."

AMENDMENT 2. (Senator Stallings—amends the bill on page 2, line 19.)

The Conference Committee recommends that the House of Representatives concur in Amendment 2.
AMENDMENT 3. (Senator Garrison—amends the bill on page 2, line 20.)

The Conference Committee recommends joint acceptance of the following substitute for the Amendment: "Amend the bill on page 2, line 19, by redesignating Section 3, as Section 4, and inserting a new Section 3 to read as follows: 'Section 3. The Commissioner of Insurance and the North Carolina Automobile Rate Administrative Office shall prepare a comprehensive report assessing the impact and evaluating the success of this act in removing discrimination from automobile insurance classifications. The report shall be delivered to the Chairman of the House and Senate Committees on Insurance by February 15, 1977.'"

AMENDMENT 4. (Senator Stallings—amends the bill on page 2, line 5.)

The Conference Committee recommends joint acceptance of modification of the Amendment to read as follows: "Amend the bill on page 2, line 5, by deleting the words 'the commissioner shall establish' and inserting in lieu thereof the following: 'The North Carolina Automobile Rate Administrative Office shall file with the Commissioner of Insurance for his approval or other action as provided in General Statute 58-248.1.'"

AMENDMENTS 6, 7, and 9. [Amendment 6 (Senator Davis) was amended by Amendment 7 (Senator Webster) and then completely rewritten by Amendment 9 (Senator Smith).]

The Conference Committee recommends joint acceptance of modification of Amendment 6 as amended by Amendments 7 and 9 to read as follows: "Amend the bill on page 1, line 14 by changing the semi-colon after the word 'insured' to a period and deleting the remainder of the sentence. Further amend the bill on page 2, line 7, by deleting all of the sentence after the word 'having' and inserting in lieu thereof the following: 'less than two years driving experience as licensed drivers, or having a driving record consisting of a record of a chargeable accident or accidents, or having a driving record consisting of a conviction or convictions for a moving traffic violation or violations, or any combination thereof.'"

AMENDMENT 10. (Senator Moore—amends the bill on page 2, line 8.)

The Conference Committee recommends that the House of Representatives concur in the Amendment as it appears incorporated in the recommended modification to Amendments 6, 7, and 9, above.

AMENDMENT 11. [Senator Marion—amends Amendment 9 (Senator Smith).]

The Conference Committee recommends that the Senate recede from the Amendment as it was superceded by Amendment 13.

AMENDMENT 12. [Senator Suddarth—amends Amendment 9 (Senator Smith).]

The Conference Committee recommends that the Senate recede from the Amendment as the language it amended has been deleted in the recommended modification of Amendments 6, 7, and 9.
AMENDMENT 13. (Senator Marion—supercedes Amendment 11.)

The Conference Committee recommends that the Senate recede from the Amendment as the language it amended has been deleted in the recommended modification of Amendments 6, 7, and 9.

AMENDMENT 14. (Senator Suddarth—amends Amendment 9 and amends the bill on page 1, line 15.)

The Conference Committee recommends that the Senate recede from the Amendment as the language it amended has been deleted in the modification of Amendments 6, 7, and 9. To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 16th day of June, 1975.

BOB L. BARKER
GEORGE W. MARION, JR.
WESLEY D. WEBSTER
Conferrees on the part of the Senate

ERNEST B. MESSER
FOYLE HIGHTOWER, JR.
W. S. HARRIS, JR.
Conferees on the part of the House of Representatives

On motion of Senator Barker, consideration of adoption of the Conference Report is postponed until tomorrow, June 17, and is set on the Calendar as Special Order No. 2 of the day.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 216, a bill to allow intermittent closing of certain roads for flood water retention purposes, for concurrence in the House amendment. On motion of Senator Staton, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 369, Committee Substitute for S. B. 369, a bill to provide tax benefits for capital investments in recycling and resource recovering facilities or equipment, upon second reading. The Committee Substitute bill passes its second reading by roll-call vote, ayes 38, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Childers, Combs, Daniels, Davis, Garrison, Hardison, Harrington, Henley, Hill, Jernigan, Kirby, Lackey, Mauney, McDuffie, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Whichard, White, Winters—38. The Committee Substitute bill remains on the Calendar.

S. B. 407, Committee Substitute for S. B. 407, a bill to amend Article V of the Constitution of North Carolina to authorize the issuance of revenue
bonds to finance or refinance health care facility projects subject to the approval of the electorate, for concurrence in the House amendment.

On motion of Senator Staton, the Senate concurs in the House amendment by roll-call vote, ayes 43, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Lackey, Marion, McDuffie, Moore, Nye, Odom, Palmer, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, White — 43. The Committee Substitute bill is ordered enrolled.

S. B. 466, Committee Substitute for S. B. 466, a bill providing for the election of members of the Durham County Board of Education by the qualified voters of the County commencing in 1976 and biennially thereafter. The Committee Substitute bill passes its second reading. On objection of Senator Whichard to its third reading the Committee Substitute bill remains on the Calendar.

S. B. 490, a bill to amend General Statute 115-87 authorizing the clerk of the superior court to act as an arbitrator in the event of a disagreement between county or city boards of education and the tax levying authorities as to the amount of the current expense fund, the capital outlay fund, and the debt service fund, as amended, upon second reading. Senator Kirby offers Amendment No. 2 which is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Childers, Combs, Daniels, Davis, Garrison, Hardison, Harrington, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Mauney, McDuffie, Moore, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 40. The bill, as amended, remains on the Calendar.

S. B. 498, House Committee Substitute for S. B. 498, a bill to amend Chapter 156 Private Laws of 1929 as amended by Chapter 35 Private Laws of 1931 relating to the City of Asheville Boxing and Wrestling Commission, as amended, upon third reading. The House Committee Substitute bill, as amended, passes its third reading by roll-call vote, ayes 30, noes 0, as follows: Those voting in the affirmative are: Senators Allsbrook, Bahakel, Childers, Combs, Daniels, Davis, Garrison, Hardison, Harrington, Henley, Kincaid, Kirby, Lackey, McDuffie, Nye, Odom, Renfrow, Royall, Scott, Sebo, McNeill Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Whichard, White, Winters — 30. The House Committee Substitute bill is ordered sent to the House of Representatives for concurrence in the Senate amendments.

S. B. 558, a bill to amend the provisions of Chapter 25A relating to home-solicitation sales. On motion of Senator Kirby, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 660, a bill to regulate the sale of credit life and credit accident and health insurance and to establish premium rates therefor, for concurrence
in the House amendments. Senator Totherow moves that the Senate concur in the House amendments. Senator William Smith offers a substitute motion that consideration of the bill for concurrence be postponed until tomorrow, June 17, with House amendments made available to membership, which motion prevails.

S. B. 722, Committee Substitute for S. B. 722, a bill to restore an analytical and administrative staff to the Parole Commission. On motion of Senator Gudger, consideration of the Committee Substitute bill is postponed until tomorrow, June 17.

S. B. 726, a bill directing continued operation of the University of North Carolina electric system, so as to provide low rates to the University and the people of Orange and Chatham Counties, and to clarify local taxes due in said Counties by the University, upon second reading. Senator Vickery moves the adoption of the Committee amendment. On motion of Senator Vickery, consideration of the bill and pending amendment is postponed until tomorrow, June 17.

S. B. 772, a bill to amend General Statute 110-88(7) relating to AA standards for day care, as amended, upon third reading. The bill, as amended, passes its third reading and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. B. 775, a bill to permit individual taxpayers to designate on their income tax returns the sum of one dollar ($1.00) to be paid to the political party of their choice, upon third reading. On motion of Senator Kirby, consideration of the bill is postponed until Wednesday, June 18.

S. B. 780, Committee Substitute for S. B. 780, a bill to provide for the registration of handguns in the City of Charlotte. On motion of Senator Gudger, consideration of the Committee Substitute bill is postponed until tomorrow, June 17.

S. B. 829, a bill to repeal General Statute 14-415.2 and amend General Statute 14-415.1 to prohibit possession of a handgun or pistol for 10 years from date of conviction, or termination of suspended sentence, probation, or parole, whichever is later. On motion of Senator Allsbrook, the Committee amendment is adopted. On motion of Senator Allsbrook, consideration of the bill, as amended, is postponed until tomorrow, June 17.

S. B. 831, a bill to rewrite the laws relating to perjury and false swearing. On motion of Senator Allsbrook, consideration of the bill is postponed until tomorrow, June 17.

S. B. 833, Committee Substitute for S. B. 833, a bill to reestablish the Committee on Law and Order and to revise its membership to provide more representation for local governments. The Committee Substitute bill passes its second and third readings and is ordered sent to the House of Representatives. Senator Suddarth requests to be recorded voting "aye."

S. B. 838, a bill to amend the law relating to gambling and lotteries. On motion of Senator Allsbrook, consideration of the bill is postponed until tomorrow, June 17.
S. B. 839, a bill to incorporate the village of Walnut Creek in Wayne County subject to an election, as amended, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 30, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Bahakel, Childers, Combs, Daniels, Davis, Garrison, Hardison, Harrington, Henley, Kincaid, Kirby, Lackey, Mauney, McDuffie, Nye, Odom, Renfrow, Royall, Sebo, McNeill Smith, Stallings, Strickland, Totherow, Vickery, Walker, Walsh, Whichard, White, Winters — 30. The bill, as amended, is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. B. 842, a bill to make certain conforming amendments on General Statute 148-45 relating to escapees from North Carolina's prisons, as amended. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 843, a bill to require the district court to hold a hearing to determine whether an adjudicated juvenile's conditional release should be revoked. On motion of Senator Gudger, consideration of the bill is postponed until Wednesday, June 18.

S. B. 844, a bill to require a private examination of a husband prior to conveyance of real estate to his wife. Passes its second and third readings and is ordered sent to the House of Representatives. Senators Combs and Kincaid request to be recorded voting “aye.”

S. B. 857, Committee Substitute for S. B. 857, a bill requiring credit reporting agencies to furnish to individuals the nature and substance of their credit reports upon request. Senator McNeill Smith offers Amendment No. 1. Senator Webster moves that consideration of the Committee Substitute bill and pending amendment be postponed until tomorrow, June 17. Senator Barker offers a substitute motion that the Committee Substitute bill and pending amendment be re-referred to the Committee on Finance, which motion prevails.

S. B. 879, a bill to amend Article 12 of Chapter 95 of the General Statutes relating to public employer-employee relations. Senator Rauch moves that the bill do lie upon the table which motion prevails, and the bill lies upon the table.

S. B. 881, Committee Substitute for S. B. 881, a bill to provide for mandatory active imprisonment sentences upon conviction for a second or subsequent offense violation of General Statute 14-87. The Committee Substitute bill passes its second reading. Senator Sebo offers Amendment No. 1 which is adopted. The Committee Substitute bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 893, a bill to amend General Statute 160A-456(e) and 153A-376(e) to require referendum for use of State or local tax monies in community development programs and projects unless expenditure is expressly authorized by General Statute 160A-209. Passes its second and third readings and is ordered sent to the House of Representatives.
S. B. 901, a bill to amend the statutes of limitation for the institution of actions against providers of health care. Senator William Smith offers Amendment No. 1 which is adopted. Senator Suddarth offers Amendment No. 2. Senator Allsbrook calls the previous question, seconded by Senator Alford. The call is sustained. Amendment No. 2 fails of adoption. Senator William Smith offers Amendment No. 3 which is adopted. Senator Suddarth offers Amendment No. 4. Senator Allsbrook calls the previous question, seconded by Senator Jernigan. The call is sustained. Amendment No. 4 fails of adoption. Senator Allsbrook calls the previous question, seconded by Senator Hardison. The call is sustained. The bill, as amended, passes its second reading. On objection of Senator Suddarth to its third reading the bill, as amended, remains on the Calendar and on his motion is set as Special Order No. 3 of the day.

S. B. 902, a bill concerning actions against providers of health care for treatment without informed consent. On motion of Senator Allsbrook, consideration of the bill is postponed until tomorrow, June 17 and is made Special Order No. 4 of the day.

S. J. R. 918, a joint resolution honoring the memory of Harold K. Collins of Durham. Passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

H. B. 549, Committee Substitute for H. B. 549, a bill to consolidate the charter of the City of Durham and to repeal prior local acts, as amended, upon third reading. The Committee Substitute bill, as amended, passes its third reading by roll-call vote, ayes 30, noes 0, as follows: Those voting in the affirmative are: Senators Bahakel, Childers, Combs, Daniels, Davis, Garrison, Harrington, Henley, Hill, Kincaid, Kirby, Lackey, Mauney, McDuffie, Nye, Odom, Renfrow, Royall, Sebo, Lynwood Smith, McNeill Smith, Stallings, Strickland, Totherow, Vickery, Walker, Walsh, Whichard, White, Winters — 30. The Committee Substitute bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 617, a bill to make various changes in the auctioneer licensing law, including clarification of license renewal dates and fee schedules, addition of the requirement of the use of escrow accounts, and clarification of which estates sales are exempt from the requirement of using a licensed auctioneer, upon third reading. The bill passes its third reading by roll-call vote, ayes 37, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Childers, Combs, Daniels, Davis, Garrison, Hardison, Harrington, Henley, Hill, Kirby, Lackey, Mauney, McDuffie, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Stallings, Strickland, Suddarth, Totherow, Walker, Walsh, Webster, Whichard, White, Winters — 37. The bill is ordered enrolled.

H. B. 669, a bill to amend Chapter 993, Session Laws of 1949, as amended by Chapter 732, Session Laws of 1951, Chapter 382, Session Laws of 1963, Chapter 289, Session Laws of 1969, and Chapter 459, Session Laws of 1971, to enlarge and make more definite the outside boundaries of Pinehurst, Moore County, upon third reading. The bill passes its third
reading by roll-call vote, ayes 31, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Bahakel, Childers, Combs, Daniels, Davis, Garrison, Harrington, Henley, Hill, Kincaid, Kirby, Lackey, Mauney, Nye, Odom, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Stallings, Strickland, Totherow, Vickery, Walker, Walsh, Whichard, White, Winters — 31. The bill is ordered enrolled.

H. B. 837, Committee Substitute for H. B. 837, a bill to rewrite Article 12 of Chapter 90 of the General Statutes concerning licensure of podiatrists, upon second reading. The Committee Substitute bill passes its second reading by roll-call vote, ayes 37, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Childers, Combs, Daniels, Davis, Garrison, Hardison, Harrington, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Mauney, McDuffie, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Stallings, Suddarth, Totherow, Vickery, Walker, Whichard, White, Winters — 37. The Committee Substitute bill remains on the Calendar.

H. B. 1104, a bill authorizing units of local government to issue grant anticipation notes for capital projects in anticipation of the receipt of moneys from grant commitments for such capital projects from the State of North Carolina or the United States or any agencies of either, upon second reading. The bill passes its second reading by roll-call vote, ayes 34, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Childers, Combs, Daniels, Davis, Hardison, Harrington, Hill, Jernigan, Kirby, Lackey, Mauney, McDuffie, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Sebo, Lynwood Smith, McNeill Smith, Stallings, Suddarth, Totherow, Vickery, Walker, Whichard, White, Winters — 34. The bill remains on the Calendar.

H. B. 1123, a bill to revise the license fee schedule pertaining to practicing psychologists, upon second reading. The bill passes its second reading by roll-call vote, ayes 35, noes 1, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Childers, Combs, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Mauney, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Sebo, Lynwood Smith, McNeill Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Whichard, White, Winters — 35. Voting in the negative is: Senator Daniels — 1. The bill remains on the Calendar.

H. B. 1155, a bill to annex a certain area to the Town of Cape Carteret, upon third reading. The bill passes its third reading by roll-call vote, ayes 31, noes 0, as follows: Those voting in the affirmative are: Senators Bahakel, Barker, Childers, Combs, Daniels, Garrison, Harrington, Hill, Kincaid, Kirby, Lackey, Mauney, Nye, Odom, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White — 31. The bill is ordered enrolled.

H. B. 1172, Committee Substitute for H. B. 1172, a bill relating to the election and organization of the Mitchell County Board of Commissioners. On motion of Senator Kirby, consideration of the Committee Substitute bill is postponed until tomorrow, June 17.
H. B. 1179, Senate Committee Substitute for H. B. 1179, a bill to repeal Chapter 180 of the 1971 Session Laws which prohibited hunting from the right-of-way of public highways, roadways, or other publicly-maintained throughfares of Nash County. On motion of Senator Moore, the Committee Substitute bill is adopted and is placed on the Calendar for Wednesday, June 18.

H. B. 1225, a bill to revise the charter of the Town of Angier, upon third reading. The bill passes its third reading by roll-call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Bahakel, Barker, Childers, Combs, Daniels, Davis, Garrison, Hardison, Harrington, Henley, Hill, Kincaid, Kirby, Lackey, Mauney, McDuffie, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynnwood Smith, McNeill Smith, Strickland, Saddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White—36. The bill is ordered enrolled.

H. B. 1233, a bill to place enforcement of alcoholic beverage control laws in Tyrrell County under the Tyrrell County Alcoholic Beverage Control Board through repeal of Chapter 456 of the 1953 Session Laws and Chapter 395 of the 1973 Session Laws. Passes its second and third readings and is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 728, an act to amend General Statute 122A-5(3) and General Statute 122A-5.1(c), such sections being a part of the North Carolina Housing Finance Agency Act.

S. B. 854, an act to prohibit the sale and disposal of intoxicating liquors in the County of Carteret at any location east of the community of Gloucester.

H. B. 121, an act to simplify procedures for parole of inmates serving more than two years.

H. B. 275, an act to provide for uniform regulation of the bail bond business throughout the State.

H. B. 389, an act to amend Article 4, Chapter 113 of the General Statutes relating to the protection and development of forests and fire control, and for other purposes.

H. B. 475, an act to prohibit discrimination in provisions of health insurance to any person possessing the sickle cell trait.

H. B. 476, an act to prohibit discrimination in provisions of life insurance to any person possessing the sickle cell trait.

H. B. 497, an act revising benefits of the Local Governmental Employees' Retirement System without requiring any increase in the employer contribution rate.
H. B. 510, an act to make technical amendments to the law relating to purchase-transportation permits.

H. B. 561, an act to provide that conveyances used to transport unlawful drugs shall not be subject to forfeiture where conveyance was used without owner's knowledge or consent.

H. B. 567, an act to create a North Carolina Professional Liability Insurance Study Commission.

H. B. 722, an act to reconstitute the North Carolina Capital Planning Commission.

H. J. R. 790, a joint resolution directing the University of North Carolina to explore the means to develop a state-wide noncommercial FM radio service.

H. B. 809, an act to protect and preserve student records in the public schools.

H. B. 814, an act to amend Chapter 58, Article 22, of the General Statutes relating to reserve valuation and nonforfeiture benefits of life insurance policies.

H. B. 854, an act to amend General Statute 136-107 to give judges the power to extend time for filing answer for good cause shown.

H. B. 874, an act repealing Chapter 127 and Article 23 of Chapter 143 of the North Carolina General Statutes, entitled respectively, "Militia" and "Armories" and enacting a new Chapter 127 in lieu thereof relating to Militia.

H. B. 886, an act to bring persons sixty-five years of age or older within the provisions of the Minimum Wage Act.

H. B. 892, an act authorizing State-supported institutions of higher education, community colleges, industrial education centers and technical institutes to permit North Carolina residents at least sixty-five years of age to attend classes on a space available basis without payment of tuition.

H. B. 910, an act to repeal General Statute 58-237.2 relating to the minimum membership required for a burial association.

H. B. 918, an act to amend General Statute 115-157 to allow public school teachers employed on a 10-month basis to be paid in 12 monthly installments instead of 10 monthly installments.

H. B. 925, an act to provide additional methods of personal service by registered or certified mail.

H. B. 937, an act to provide for the use of the most recent safety standards in the liquified petroleum gases law.

H. B. 952, an act to amend Part 5 of Article 1 of Chapter 106 of the General Statutes, relating to the collection and publication of agriculture statistics.
H. B. 957, an act to amend General Statute 130-233 to provide certification for ambulance attendants and emergency medical technicians.

H. J. R. 963, a joint resolution honoring the emergency action taken by Gary Phillip Ramsey.


H. B. 967, an act to permit magistrates and clerks of court to enter pleas of guilty in worthless check cases prior to trial date.


H. B. 973, an act to limit the prescribing, compounding and dispensing of drugs by certain persons approved by the North Carolina Board of Medical Examiners and the North Carolina Board of Pharmacy.

H. B. 978, an act relating to raffles and the game of "bingo" in Mecklenburg County and Buncombe County.

H. B. 983, an act to amend General Statute 136-44.9 relating to secondary roads.

H. B. 1073, an act to permit certain retirement system credits for employees of the Office of Clerk of Superior Court of Cabarrus County prior to such time as they were assimilated by the Administrative Office of the Courts.

H. B. 1149, an act to amend Chapter 283 of the 1975 Session Laws to modify the dates for the incorporation referendum and election for town officers of the Town of Caswell Beach.

H. B. 1180, an act to amend Chapter 385 of the Public-Local Laws of 1921, relating to pensions for school teachers in New Hanover County, as amended.

H. B. 1186, an act to authorize the Stokes County Board of Commissioners to appoint from seventeen to twenty-one members to the Stokes-Reynolds Memorial Hospital Board of Trustees and to ratify past acts of the trustees.

H. B. 1211, an act to provide a referendum to increase the membership of the Carteret County Board of Education and Board of Commissioners, and to provide for their election.

On motion of Senator Henley the Senate adjourns to meet tomorrow at 12:00 Noon.

ONE HUNDRED TENTH DAY

SENATE CHAMBER,
Tuesday, June 17, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.
Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

S. B. 408, House Committee Substitute for S. B. 408, a bill authorizing the North Carolina Medical Care Commission to finance, refinance, construct, provide and acquire and otherwise undertake health care facilities. On motion of Senator Kirby, the rules are suspended and the House Committee Substitute bill is taken from the Committee on Calendar and is re-referred to the Committee on Finance.

H. J. R. 338, Committee Substitute for H. J. R. 338, a joint resolution requesting the Department of Administration to conduct a study of the feasibility of establishing State-operated computer centers to serve county governments. On motion of Senator Mills, the rules are suspended and the Committee Substitute joint resolution, as amended, is taken from the Committee on Appropriations and placed on the Calendar for tomorrow, June 18.

H. B. 944, a bill to rewrite General Statute 20-109.1 relating to salvage vehicle titles. On motion of Senator Kirby the rules are suspended and the bill is taken from the Committee on Calendar and re-referred to the Committee on Judiciary II.

H. B. 1010, a bill authorizing the North Carolina Department of Labor to assess and collect inspection service fees for the installation and alteration of elevators, escalators, dumbwaiters and special equipment and to assess and collect inspection service fees for annual inspections of amusement devices, aerial passenger tramways and inclined railroads. On motion of Senator Kirby, the rules are suspended and the bill is taken from the Committee on Calendar and re-referred to the Committee on Finance.

H. B. 1034, Committee Substitute for H. B. 1034, a bill authorizing the creation in counties of industrial and pollution control facilities financing authorities and the issuance thereby of revenue bonds to finance industrial and pollution control projects for industry and pollution control projects for public utilities. On motion of Senator Staton, the rules are suspended and the Committee Substitute bill is taken from the Committee on Judiciary II and re-referred to the Committee on Finance.

H. B. 1034, Committee Substitute for H. B. 1034, a bill authorizing the creation in counties of industrial and pollution control facilities financing authorities and the issuance thereby of revenue bonds to finance industrial and pollution control projects for industry and pollution control projects for public utilities. On motion of Senator Britt, the rules are suspended and the Committee Substitute bill is taken from the Committee on Finance and is recommitted to the Committee on Judiciary II.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:
By Senator Kirby, for the Committee on Calendar:

S. B. 914, a bill relating to hospital facilities in Wake County, with a favorable report.

S. J. R. 920, a joint resolution setting a high priority for consideration of revising the retirement system of local government employees during the 1976 Session of the General Assembly, so this retirement system will offer benefits more nearly equal to those included in the Teachers' and State Employees' Retirement System, with a favorable report.

H. B. 526, Committee Substitute for H. B. 526, a bill to create the Board of Examiners for Speech and Language Pathologists and Audiologists, with a favorable report.

H. B. 638, a bill to authorize the Town of Dallas to construct and equip a fire station without using competitive bidding procedures, with a favorable report.

H. B. 823, a bill to designate the Linville River as a scenic river area, with a favorable report.

H. B. 915, Committee Substitute for H. B. 915, a bill to regulate individuals and organizations engaged in charitable public solicitations, with a favorable report.

H. B. 1036, a bill to remove certain lands in William B. Umstead State Park from the State Nature and Historic Preserve, with a favorable report.

H. B. 1048, a bill to amend General Statute 105-275 relating to property exempt from ad valorem taxation so as to exempt nursery stock therefrom, with a favorable report, as amended.

H. B. 1082, a bill to amend General Statute 153A-305 relating to provision of services in a newly created service district, with a favorable report, as amended.

H. B. 1101, a bill to incorporate the Town of Stallings, Union County, North Carolina, with a favorable report.

H. B. 1194, Committee Substitute for H. B. 1194, a bill to complete the reorganization of the Department of Transportation, with a favorable report, as amended. On motion of Senator Garrison, the Committee Substitute bill is placed on the Calendar for tomorrow, June 18, and is made Special Order No. 1 of the day.

H. B. 1199, a bill to provide enabling legislation for the creation of an interim Board of Education for Wake County and subsequent consolidation of the Raleigh City School Administrative Unit and the Wake County School Administrative Unit after approval of a plan of merger pursuant to General Statute 115-74.1, with a favorable report, as amended.

By Senator Kirby, for the Committee on Finance:

S. B. 857, Committee Substitute for S. B. 857, a bill requiring credit reporting agencies to furnish to individuals the nature and substance of their credit reports upon request, with a favorable report.
H. B. 254, Committee Substitute for H. B. 254, a bill to rewrite portions of the Machinery Act to provide a more equitable, fair, and efficient system of taxation on real and personal property, with a favorable report, as amended.

H. B. 435, Committee Substitute for H. B. 435, a bill to provide for the registration of landscape contractors; to prohibit use of the title "landscape contractor" except by persons duly registered; to create the North Carolina Board of Landscape Contractors and to prescribe its powers and duties, with a favorable report.

H. B. 473, Committee Substitute for H. B. 473, a bill to amend the Machinery Act to provide a fifty percent (50%) reduction in the property tax upon business inventories and to provide for its implementation and administration, with a favorable report, as amended.

H. B. 962, a bill to amend General Statute 105-164.4 to delete "airplane" and substitute in lieu thereof "aircraft," with a favorable report.

By Senator Royall, for the Committee on Human Resources:

H. B. 403, Committee Substitute for H. B. 403, a bill to amend General Statute 105-149 (a) (10) to allow a psychologist to determine the intelligence quotient of a retarded person for purposes of a North Carolina income tax exemption, and to redefine "severely retarded," with a favorable report.

On motion of Senator Royall, the Committee Substitute bill is re-referred to the Committee on Finance.

H. B. 652, Committee Substitute for H. B. 652, a bill to authorize health services for minors, with a favorable report, as amended.

H. B. 959, a bill to amend General Statute 130-3, General Statute 130-158, General Statute 130-159 and General Statute 130-161 in order to clarify law concerning water sanitation, with a favorable report.

H. J. R. 1030, a joint resolution calling upon the North Carolina Department of Human Resources to provide easier access to food stamp applications, with a favorable report.

H. J. R. 1031, a joint resolution calling upon the United States Department of Agriculture and the United States Postal Service to increase hours of distribution of food stamps, with a favorable report.

By Senator Allsbrook, for the Committee on Judiciary I:

S. B. 802, a bill to amend General Statute 15-184 by deleting the requirement that the Attorney General be notified of a stay of execution and of an extension of time during criminal appeal, with a favorable report.

S. B. 817, a bill to prohibit obstructing the administration of justice by picketing or parading, with a favorable report.

H. B. 661, Committee Substitute for H. B. 661, a bill to be known as the protection of the abused, neglected, or exploited disabled adult act, with a favorable report, as amended.
H. B. 707, Committee Substitute No. 2 for Committee Substitute No. 1 for H. B. 707, a bill to amend Chapter 132 of the General Statutes of North Carolina to increase the penalties for retaining illegal possession of public records and to add a section to Chapter 14 establishing a penalty for the larceny, mutilation, or defacement of records and papers in the North Carolina State Archives, with a favorable report.

H. B. 756, Committee Substitute for H. B. 756, a bill to amend General Statute 14-78 to provide larceny of ungathered crops shall be punishable by a fine of not less than two hundred fifty dollars ($250.00), with a favorable report.

H. B. 1059, a bill to amend General Statute 130-152.2 to validate extensions of the boundaries of sanitary districts through May 1, 1971, with a favorable report.

By Senator Britt, for the Committee on Judiciary II:

S. B. 821, a bill to provide for notice and hearing for condemnation actions filed pursuant to Article 9 of Chapter 136, with a favorable report, as amended.

S. B. 832, a bill relating to prayer for judgments continued in motor vehicle cases, with a favorable report.

S. B. 934, a bill to amend Chapter 50 to authorize petition for division of community property in lieu of alimony in cases of actual abandonment, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Britt, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

H. B. 1034, Committee Substitute for H. B. 1034, a bill authorizing the creation in counties of industrial and pollution control facilities financing authorities and the issuance thereby of revenue bonds to finance industrial and pollution control projects for industry and pollution control projects for public utilities, with a favorable report. On motion of Senator Britt, the Committee Substitute bill is re-referred to the Committee on Finance.

H. B. 1088, a bill to amend the definition of "improve" in regard to liens to include the professional services performed by registered architects, engineers, land surveyors and landscape architects, with a favorable report.

By Senator Henley, for the Committee on Rules and Operation of the Senate:

S. J. R. 40, a joint resolution creating a commission to study the feasibility of constructing and financing in North Carolina upon a self-supporting basis or otherwise a sports facility to provide the people of this State with a facility which will be competitive with those facilities which have been constructed or will be constructed, with a favorable report, as amended.

S. J. R. 932, a joint resolution honoring the North Carolina Daughters of the American Revolution and the National Society of the Daughters of the American Revolution, with a favorable report.
H. J. R. 1074, a joint resolution creating a committee for the study of the property tax system in North Carolina, as amended by the Committee on Natural and Economic Resources, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 935, by Senator Lynwood Smith, a bill to amend the North Carolina credit union laws to permit the qualification of foreign state-chartered credit unions to do business in North Carolina. Referred to Committee on Banking.

S. B. 936, by Senator Staton, a bill to amend Chapter 24 of the General Statutes to set the legal rate of interest for cooperative marketing associations at ten percent (10%). Referred to Committee on Banking.

S. J. R. 937, by Senators Davis, Totherow, and Harrington, a joint resolution honoring R. J. Reynolds Industries, Inc. Referred to Committee on Calendar.

S. B. 938, by Senator Davis, a bill to make appropriate technical changes in the election laws to conform with the Primary Act. Referred to Committee on State Government.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatves:

S. B. 44, Committee Substitute for S. B. 44

Mr. President:

Pursuant to your information that your Honorable Body failed to concur in House amendment to Committee Substitute for S. B. 44, "a bill to be entitled an act to make appropriations to provide capital improvements for State institutions, departments, and agencies," the Speaker has appointed as conferees on the part of the House, Representatives Lawing, Ramsey, Watkins, Love, and Josey to act with a like committee on the part of the Senate to the end that the differences existing between the two bodies may be adjusted.

Respectfully,
GRACE A. COLLINS
Principal Clerk

S. B. 45, Committee Substitute for S. B. 45

Mr. President:

Pursuant to your information that your Honorable Body failed to concur in House amendment to Committee Substitute for S. B. 45, "a bill to be
entitled an act to make appropriations for current operations of State departments, institutions, and agencies, and for other purposes," the Speaker has appointed as conferees on the part of the House, Representatives Lawing, Ramsey, Watkins, Love, and Josey to act with a like committee on the part of the Senate to the end that the differences existing between the two bodies may be adjusted.

Respectfully,
GRACE A. COLLINS
Principal Clerk

S. B. 48, House Committee Substitute for Committee Substitute for S. B. 48, a bill to require public disclosure of lobbying activities. Senator Barker moves that the Senate do not consider the House Committee Substitute bill and that the President appoint conferees, which motion prevails. The President appoints Senators Barker, Garrison, and Hardison as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

HOUSE OF REPRESENTATIVES,
June 17, 1975.

S. B. 498, House Committee Substitute for S. B. 498

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendment to House Committee Substitute for S. B. 498, "a bill to be entitled an act to amend Chapter 156 Private Laws of 1929 as amended by Chapter 35 Private Laws of 1931 relating to the City of Asheville Boxing and Wrestling Commission," and requests conferees. Mr. Speaker Green has appointed Representatives DeBruhl, Collins, and Hightower on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
GRACE A. COLLINS
Principal Clerk

Senator Hill moves that the President appoint conferees, which motion prevails. The President appoints Senators Crawford, Gudger, and Hill as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

HOUSE OF REPRESENTATIVES,
June 17, 1975.

H. B. 28, Committee Substitute for H. B. 28

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on Committee
Substitute for H. B. 28, "a bill to be entitled an act to abolish age discrimination in automobile insurance classifications and to implement classifications which establish objective standards for rates," to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
GRACE A. COLLINS
Principal Clerk

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 96, Committee Substitute for S. B. 96, a bill to amend General Statute 148-22 authorizing the Secretary of Correction to contract for rehabilitative and training services, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, June 18.

S. B. 199, a bill to clarify and make uniform the law relating to credit for prisoners for time spent on parole and conditional release and to allow the Secretary of Correction to conditionally release committed youthful offenders, for concurrence in the House amendments, which is placed on the Calendar for tomorrow, June 18.

S. B. 379, House Committee Substitute for S. B. 379, a bill relating to the status of board members of occupational licensing boards. Referred to Committee on Finance.

S. B. 403, a bill to provide for the possession of alcoholic beverages for culinary purposes, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, June 18.

S. B. 504, Committee Substitute for S. B. 504, a bill rewriting Chapter 89 of the General Statutes pertaining to engineering and land surveying, for concurrence in the House amendments, which is placed on the Calendar for tomorrow, June 18.

S. B. 605, a bill to encourage useful work by prison inmates, using the present power of the Secretary of Correction to enter into contracts involving inmate labor, for concurrence in the House amendments, which is placed on the Calendar for tomorrow, June 18.

S. B. 628, a bill to permit carnival companies and riding device operators to operate under a single license for any seven consecutive days, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, June 18.

S. B. 680, a bill to amend General Statute 20-183.2(b)(2) relating to automobile inspection, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, June 18.

S. B. 806, a bill to limit Department of Correction in establishment and supervision of manufacturing and industry, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, June 18.
S. B. 835, House Committee Substitute for S. B. 835, a bill to amend Article 30 of Chapter 14 of the General Statutes to make it unlawful to obstruct justice by interfering with evidence. Referred to Committee on Calendar.

H. B. 96, Committee Substitute for H. B. 96, a bill to amend Chapter 57 and Chapter 58 of the General Statutes of North Carolina relating to requiring notice of cancellation be given individual insureds under group policies. Referred to Committee on Calendar.

H. B. 197, Committee Substitute for H. B. 197, a bill to amend the Sedimentation Control Act of 1973 concerning the definition of "working days"; land disturbing activities during construction that may affect lakes or watercourses; and preconstruction conferences. Referred to Committee on Calendar.

H. B. 920, a bill to amend General Statute 20-146.1 pertaining to the operation of motorcycles. Referred to Committee on Calendar.

H. B. 1137, a bill to amend General Statute 128-26 to authorize the transfer of retirement benefits from the Law Enforcement Officers' Benefit and Retirement Fund to the Local Governmental Employees' Retirement System. Referred to Committee on Calendar.

H. B. 1150, a bill to amend General Statute 97-33 to cover epilepsy under the second injury fund. Referred to Committee on Calendar.

H. B. 1156, a bill to encourage and plan for good forestry practices in North Carolina. On motion of Senator Staton, the rules are suspended, and the bill is placed before the Senate for immediate consideration. Passes its second and third readings and is ordered enrolled.

H. B. 1164, a bill to allow mobile home lighting equipment to be designated by the Commissioner of Motor Vehicles. Referred to Committee on Calendar.

H. B. 1169, Committee Substitute for H. B. 1169, a bill to exempt from the privilege tax on laundries persons who own or operate apartment buildings containing washing machines and dryers furnished for the use of tenants of the apartment buildings. Referred to Committee on Finance.

H. B. 1201, a bill to authorize the Attorney General to employ an attorney to perform legal services for the Real Estate Licensing Board and to provide for the salary and expenses for such attorney. Referred to Committee on Calendar.

H. B. 1209, a bill to amend General Statute 163-302(a) to set a time by which cities must adopt a resolution allowing absentee voting. Referred to Committee on Calendar.

H. B. 1228, a bill to create a Committee on Inaugural Ceremonies in North Carolina. Referred to Committee on Calendar.

H. B. 1252, a bill to make a technical correction in Chapter 306 of the 1975 Session Laws by removing language referring to a section of the Act
which was deleted by amendment prior to ratification. Referred to Committee on Calendar.

H. B. 1253, a bill to amend Chapter 401 of the 1975 Session Laws to include certain new substances in Schedule IV of the Controlled Substances Act. Referred to Committee on Calendar.

H. J. R. 1258, a joint resolution honoring John J. Crawford, Jr., who was injured while intervening to assist a police officer in danger. Referred to Committee on Calendar.

H. B. 1259, a bill to amend Chapter 88 of the General Statutes to require the registration of cosmetic art shops and to require the appointment of a three-member board of cosmetic art. Referred to Committee on Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

SPECIAL ORDER NO. 1

H. B. 750, Senate Committee Substitute for H. B. 750

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being Senate Committee Substitute for H. B. 750, a bill to establish a Commission of Youth Services within the Department of Human Resources, as amended, upon third reading. Senator Rauch offers Amendment No. 8 which fails of adoption. Senator Staton offers Amendment No. 9 which is adopted. Senator Whichard offers Amendment No. 10 which is adopted. The Senate Committee Substitute bill, as amended, passes its third reading and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

SPECIAL ORDER NO. 2

H. B. 28, Committee Substitute for H. B. 28

The hour having arrived for the consideration of Special Order No. 2, the President of the Senate lays before the Senate Special Order No. 2, it being the Conference Report on Committee Substitute for H. B. 28, a bill to abolish age discrimination in automobile insurance classifications and to implement classifications which establish objective standards for rates, for adoption. Senator Barker moves the adoption of the Conference Report. Senator Moore offers a substitute motion that the Senate do not adopt the Conference Report, that the conferees be discharged and that new conferees be appointed which motion fails to prevail. Senator Jernigan offers a motion that a letter from Commissioner of Insurance John Ingram be made a part of the Journal to reflect the intent of the Commissioner. Senator Barker calls the previous question, seconded by Senator Stallings. The call is sustained. The motion to make the letter a part of the Journal fails to prevail. Senator Barker calls the previous question,
seconded by Senator Garrison. The call is sustained. The Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

SPECIAL ORDER NO. 3

S. B. 901

The hour having arrived for the consideration of Special Order No. 3, the President of the Senate lays before the Senate Special Order No. 3, it being S. B. 901, a bill to amend the statutes of limitation for the institution of actions against providers of health care, as amended, upon third reading. Senator McNeill Smith offers Amendment No. 5. Senator Allsbrook calls the previous question, seconded by Senator Moore. The call is sustained. Amendment No. 5 fails of adoption. Senator Winters offers Amendment No. 6. Senator Allsbrook calls the previous question, seconded by Senator Alford. The call is sustained. Amendment No. 6 fails of adoption. Senator Allsbrook calls the previous question, duly seconded. The call is sustained. The bill, as amended, passes its third reading and is ordered, without objection, sent to the House of Representatives by special messenger without engrossment.

SPECIAL ORDER NO. 4

S. B. 902

The hour having arrived for the consideration of Special Order No. 4, the President of the Senate lays before the Senate Special Order No. 4, it being S. B. 902, a bill concerning actions against providers of health care for treatment without informed consent. Senator McNeill Smith offers Amendment No. 1 which fails of adoption. Senator Suddarth offers Amendment No. 2 which fails of adoption. Senator Allsbrook calls the previous question, seconded by Senator Hardison. The call is sustained. The bill passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

Senators Combs and Kirby request to be recorded voting "aye."

S. B. 75, Committee Substitute No. 2 for S. B. 75, a bill to rewrite the laws pertaining to radiation protection pursuant to the recommendations of the Legislative Research Commission Study on Radiation Hazards, and to amend the riots and civil disorder laws to include radioactive materials within their purview, for concurrence in the House amendments. Senator McNeill Smith moves that the Senate do not concur in the House amendments and that the President appoint conferees, which motion prevails.

S. B. 292, a bill to encourage and plan for good forestry practices in North Carolina. On motion of Senator Staton, the bill is postponed indefinitely.

S. B. 357, Committee Substitute for S. B. 357, a bill to rewrite Chapter 52A of the General Statutes entitled "Uniform Reciprocal Enforcement of Support Act," for concurrence in the House amendment. On motion of Senator Britt, the Senate concurs in the House amendment and the Committee Substitute bill is ordered enrolled.
S. B. 369, Committee Substitute for S. B. 369, a bill to provide tax benefits for capital investments in recycling and resource recovering facilities or equipment, upon third reading. The Committee Substitute bill passes its third reading by roll-call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Combs, Daniels, Davis, Garrison, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, McDuffie, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Sudderth, Vickery, Walker Walsh, Whichard, White — 39. The Committee Substitute bill is ordered, without objection, sent to the House of Representatives by special messenger.

S. B. 466, Committee Substitute for S. B. 466, a bill providing for the election of members of the Durham County Board of Education by the qualified voters of the County commencing in 1976 and biennially thereafter, upon third reading. Senator Whichard offers Amendment No. 1 which is adopted. The Committee Substitute bill, as amended, passes its third reading and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. B. 490, a bill to amend General Statute 115-87 authorizing the clerk of the superior court to act as an arbitrator in the event of a disagreement between county or city boards of education and the tax levying authorities as to the amount of the current expense fund, the capital outlay fund, and the debt service fund, as amended, upon third reading. The bill, as amended, passes it third reading by roll-call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Britt, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, McDuffie, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Sudderth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White — 41. The bill is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. B. 534, a bill to amend Chapter 17B of the General Statutes to authorize the Attorney General to appoint additional members to the Criminal Justice Education and Training Council, for concurrence in the House amendment. On motion of Senator Renfrow, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. J. R. 536, Committee Substitute for S. J. R. 536, a joint resolution calling upon State supported institutions of higher education to refrain from accepting more than 15 percent of their nonresident applicants until qualified resident applicants have been accepted. On motion of Senator Marion, consideration of the Committee Substitute bill is postponed until Wednesday, June 18.

S. B. 624, a bill providing for the creation of a local mass transit study commission, as amended. On motion of Senator Vickery, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.
S. B. 660, a bill to regulate the sale of credit life and credit accident and health insurance and to establish premium rates therefor, for concurrence in the House amendments. On motion of Senator Totherow, the Senate concurs in the House amendments and the bill is ordered enrolled.

S. J. R. 665, a joint resolution creating a joint interim special legislative study committee to study the office of magistrate. On motion of Senator Vickery, the Committee amendment is adopted. The joint resolution, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 666, Committee Substitute for S. B. 666, a bill to amend Chapter 25 of the General Statutes, Uniform Commercial Code, in order to conform said Chapter and particularly Article 9 thereof to the 1972 official text of the Uniform Commercial Code. Senator Britt offers Amendment No. 1 which is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. B. 726, a bill directing continued operation of the University of North Carolina Electric System, so as to provide low rates to the University and the people of Orange and Chatham Counties, and to clarify local taxes due in said Counties by the University, upon second reading. On motion of Senator Vickery, the Committee amendment is adopted. Senator Vickery offers Amendments No. 2 and 3 which are adopted. Senator Strickland calls the previous question, seconded by Senator Hardison. The call is sustained. The bill, as amended, passes its second reading by roll-call vote, ayes 25, noes 16, as follows: Those voting in the affirmative are: Senators Alexander, Allsbrook, Bahakel, Britt, Combs, Crawford, Gudger, Harris, Hill, Jernigan, Kincaid, Kirby, Lackey, Nye, Odom, Rauch, Sebo, McNeill Smith, William Smith, Staton, Strickland, Vickery, Walker, Walsh, Whichard — 25. Those voting in the negative are: Senators Alford, Barker, Childers, Davis, Garrison, Hardison, Harrington, Henley, McDuffie, Mills, Palmer, Renfrow, Royall, Scott, Totherow, White — 16. The following pair is announced: Senators Marion “aye,” Daniels “no.” The bill, as amended, remains on the Calendar.

S. B. 780, Committee Substitute for S. B. 780, a bill to provide for the registration of handguns in the City of Charlotte. The Committee Substitute bill passes its second reading. Senator Combs requests to be recorded voting “no.” The Committee Substitute bill fails to pass its third reading.

S. B. 868, a bill to correct omissions, technical errors, and internal inconsistencies in Chapters 160A, 136, and 106 of the General Statutes, for concurrence in the House amendment. On motion of Senator Hill, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 905, a bill to amend Chapter 496 of the 1955 Session Laws, as amended, relating to the pension fund for the retirement and disability of members of the police department of the City of High Point. Passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.
S. B. 921, a bill to amend General Statute 74B-3 relating to the “private protective services.” On motion of Senator Moore, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 934, Committee Substitute for S. B. 934, a bill to amend Chapter 50 to authorize petition for division of marital property in lieu of alimony in cases of actual abandonment. On motions of Senator Britt, the Committee Substitute bill is adopted and further consideration of the Committee Substitute bill is postponed until Wednesday, June 18.

H. B. 14, Committee Substitute for H. B. 14, a bill to require certain public officers to report “booster funds” or “support funds.” On motion of Senator Kirby, the Committee Substitute bill is recommitted to the Committee on Calendar.

H. B. 132, Committee Substitute for H. B. 132, a bill to amend Chapter 126 of the General Statutes of North Carolina, modifying the State personnel system. The Committee Substitute bill passes its second and third readings and is ordered enrolled.

H. B. 142, a bill to amend Article 3A of Chapter 58 of the General Statutes to include unfair claims settlement practices within the definition of unfair and deceptive acts and practices. Senator Barker offers Amendment No. 1 which he subsequently withdraws. The bill passes its second and third readings and is ordered enrolled.

H. B. 235, a bill to prevent taking migratory waterfowl with the aid of bait or live decoys. Passes its second and third readings and is ordered enrolled.

H. B. 326, a bill to enforce height restrictions on passenger vehicles. On motion of Senator Moore, the bill is re-referred to the Committee on Calendar.

H. B. 343, a bill to amend Article 13 of Chapter 58 of the General Statutes to provide appropriate insurance premium discounts for adequate mobile home tie-downs. Passes its second and third readings and is ordered enrolled.

H. B. 432, Committee Substitute for H. B. 432, a bill to establish the Commission of Anatomy and to revise procedure for disposition of unclaimed bodies, as amended. Senator Allsbrook offers Amendment No. 2 which is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 509, Committee Substitute for H. B. 509, a bill to rewrite the Rules of Civil Procedure governing discovery and depositions. On motion of Senator Britt, the Committee amendment is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.
H. B. 837, Committee Substitute for H. B. 837, a bill to rewrite Article 12 of Chapter 90 of the General Statutes concerning licensure of podiatrists, upon third reading. The Committee Substitute bill passes its third reading by roll-call vote, ayes 37, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Nye, Odom, Rauch, Royall, Sebo, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Whichard, White — 37. The Committee Substitute bill is ordered enrolled.

H. B. 852, Committee Substitute for H. B. 852, a bill to amend sections of the Machinery Act relative to valuation of farm land at its present use value, upon second reading. Senator White offers Amendment No. 1 which is adopted. The Committee Substitute bill, as amended, passes its second reading by roll-call vote, ayes 35, noes 7, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Combs, Crawford, Daniels, Garrison, Hardison, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Mauney, Mills, Nye, Odom, Palmer, Renfrow, Royall, Lynwood Smith, William Smith, Staton, Strickland, Suddarth, Totherow, Vickery, Whichard, White — 35. Those voting in the negative are: Senators Childers, Gudger, McDuffie, Rauch, McNeill Smith, Walker, Walsh — 7. The Committee Substitute bill remains on the Calendar.

H. B. 872, Committee Substitute for H. B. 872, a bill to revise the duties and responsibilities of the State Board of Education and the Superintendent of Public Instruction. Senator Alford moves the adoption of the Committee amendment. On motion of Senator Henley, consideration of the Committee Substitute bill and pending amendment is postponed until tomorrow, June 18, and is made Special Order No. 2 of the day.

H. B. 992, Committee Substitute for H. B. 992, a bill relating to hunting with primitive weapons. The Committee Substitute bill passes its second and third readings and is ordered enrolled.

H. B. 1104, a bill authorizing units of local government to issue grant anticipation notes for capital projects in anticipation of the receipt of moneys from grant commitments for such capital projects from the State of North Carolina or the United States or any agencies of either, upon third reading. The bill passes its third reading by roll-call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Combs, Daniels, Davis, Garrison, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, McDuffie, Nye, Odom, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Stallings, Staton, Strickland, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White — 39. The bill is ordered enrolled.

H. B. 1123, a bill to revise the license fee schedule pertaining to practicing psychologists, upon third reading. The bill passes its third reading by roll-call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt,
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Childers, Combs, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, McDuffie, Nye, Odom, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White — 42. The bill is ordered enrolled.

H. B. 1172, Committee Substitute for H. B. 1172, a bill relating to the election and organization of the Mitchell County Board of Commissioners. The Committee Substitute bill passes its second and third readings and is ordered enrolled. Senator Kincaid requests to be recorded voting "no."

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
June 17, 1975.

H. B. 28, Committee Substitute for H. B. 28
Mr. President:

Pursuant to your message that you have adopted the report of the Conferees on Committee Substitute for House Bill No. 28, "a bill to be entitled an act to abolish age discrimination in automobile insurance classifications and to implement classifications which establish objective standards for rates," it is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted the report of the Conferees and the bill is ordered enrolled.

Respectfully,
GRACE A. COLLINS
Principal Clerk

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 216, an act to allow intermittent closing of certain roads for flood water retention purposes.

S. B. 396, an act to provide for the transportation and storage of alcoholic beverages for special occasions.

S. B. 407, an act to amend Article V of the Constitution of North Carolina to authorize the issuance of revenue bonds to finance or refinance health care facility projects subject to the approval of the electorate.

S. J. R. 563, a joint resolution directing the Legislative Research Commission to study the issue of speedy trials.
S. B. 694, an act to allow a properly certified copy of a Department of Motor Vehicles record of prior convictions for driving under the influence of intoxicating liquor or drugs to constitute prima facie evidence of such convictions.

S. B. 796, an act to exclude from the definition of "contract of insurance" certain product warranties covering motor vehicles.

S. B. 834, an act to amend General Statute 20-176 to remove an ambiguity in punishment limits for certain offenses.

S. B. 860, an act to amend General Statute 106-91, relating to agricultural liming material so as to permit the Board of Agriculture to regulate liming material derived from marl deposits.

S. B. 866, an act to amend Article 50A of Chapter 106 of the General Statutes, relating to assessments on fertilizer and commercial feeds for agricultural research.

S. B. 912, an act to amend the Sedimentation Control Act of 1973 concerning the definition of "working days"; land disturbing activities during construction that may affect lakes or watercourses; and pre-construction conferences.

S. J. R. 918, a joint resolution honoring the memory of Harold K. Collins of Durham.

H. B. 498, an act revising benefits of the Teachers' and State Employees' Retirement System without requiring any increase in the employer contribution rate.

H. B. 617, an act to make various changes in the auctioneer licensing law, including clarification of license renewal dates and fee schedules, addition of the requirement of the use of escrow accounts, and clarification of which estate sales are exempt from the requirement of using a licensed auctioneer.


H. B. 857, an act to further define the rights of handicapped persons.

H. B. 895, an act to amend General Statute 90-96, General Statute 90-113.14 and General Statute 15-223 to provide that the Administrative Office of the Courts shall maintain confidential files containing the names of persons granted conditional discharges or record expunction and to provide that the North Carolina Drug Authority shall maintain confidential files containing the names of persons convicted of drug related offenses.

H. B. 900, an act to prohibit operation of motor vehicles upon utility easements after being forbidden to do so.

H. B. 931, an act to make various technical amendments relating to trusts and estates.
H. B. 1155, an act to annex a certain area to the Town of Cape Carteret.

H. B. 1167, an act to amend Chapter 776 of the Session Laws of 1951, to allow payment of Morehead City obligation.

H. B. 1225, an act to revise the charter of the Town of Angier.

H. B. 1233, an act to place enforcement of alcoholic beverage control laws in Tyrrell County under the Tyrrell County Alcoholic Beverage Control Board through repeal of Chapter 456 of the 1953 Session Laws and Chapter 395 of the 1973 Session Laws.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 12:00 Noon.

ONE HUNDRED ELEVENTH DAY

SENATE CHAMBER,
Wednesday, June 18, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and its stands approved as written.

S. B. 75, Committee Substitute No. 2 for Committee Substitute No. 1, for S. B. 75, a bill to rewrite the laws pertaining to radiation protection pursuant to the recommendations of the Legislative Research Commission Study on Radiation Hazards, and to amend the riots and civil disorder laws to include radioactive materials within their purview. Pursuant to the prevailing motion on June 17 to appoint conferees, the President appoints Senators McNeill Smith, Whichard, and Walker as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

S. B. 872, a bill to authorize the Board of County Commissioners of Scotland County to establish a county police department. On motion of Senator Odom, the rules are suspended and the bill is taken from the unfavorable Calendar and recommitted to the Committee on Local Government and Regional Affairs.

S. B. 936, a bill to amend Chapter 24 of the General Statutes to set the legal rate of interest for cooperative marketing associations at ten percent (10%). On motion of Senator Garrison, the rules are suspended and the bill is taken from the Committee on Banking and re-referred to the Committee on Calendar.

H. J. R. 1195, a joint resolution to provide for the wise development of the water resources of the State of North Carolina for the economic and
overall well-being of its citizens, and to provide for the establishment of a procedure for the priority budget programming for the State share of the cost of the construction, management and operation of such projects. On motion of Senator Kirby, the rules are suspended and the joint resolution is taken from the Committee on Calendar and re-referred to the Committee on Rules and Operation of the Senate.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Kirby, for the Committee on Calendar:

S. B. 925, a bill to create and establish a Board of Education to operate all of the public schools in Wilkes County, with a recommendation the bill be postponed indefinitely. The Senate accepts the report.

H. B. 1021, a bill to create a state-wide school district to be known as the mental health school administrative unit, with a favorable report.

H. B. 1114, a bill to amend General Statute 90-89 to include difenoxin in Schedule I of controlled substances, with a favorable report.

H. J. R. 1158, a joint resolution honoring the memory of a distinguished servant of the people of North Carolina, Dr. Amos Neill Johnson, with a favorable report.

H. B. 1191, Committee Substitute for H. B. 1191, a bill to amend the charter of the City of Gastonia contained in Chapter 910 of the 1971 Session Laws of North Carolina, with a favorable report.

H. B. 1212, a bill to revise and rewrite Article 24 of Chapter 58 of the General Statutes relating to mutual burial associations, with a favorable report.

H. J. R. 1219, a joint resolution honoring the life, service and memory of Pleas Monroe Sawyer, with a favorable report.

H. B. 1247, a bill to further effectuate the reorganization of State government, with a favorable report, as amended.

H. J. R. 1249, a joint resolution honoring the life, service and memory of Franklin E. Correll, with a favorable report.

H. J. R. 1254, a joint resolution honoring the life and memory of George Romulus Ross, former member of the General Assembly from Moore County, with a favorable report.

H. B. 1257, a bill to create and establish a Board of Education to operate all of the public schools in Wilkes County, with a favorable report.

By Senator Kirby, for the Committee on Finance:

S. B. 408, House Committee Substitute for S. B. 408, a bill authorizing the North Carolina Medical Care Commission to finance, refinance, construct, provide and acquire and otherwise undertake health care facilities, with a favorable report.
S. B. 582, a bill to provide for information on State tax expenditures as resource data in connection with the State budget, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Kirby, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 917, a bill to amend Article V of the Constitution of North Carolina to exempt food and prescription medicine from the sales tax, with an unfavorable report, with a minority report attached. On motion of Senator Odom, the minority report is placed on the Calendar for tomorrow for adoption.

H. B. 403, Committee Substitute for H. B. 403, a bill to amend General Statute 105-149(a)(10) to allow a psychologist to determine the intelligence quotient of a retarded person for purposes of a North Carolina income tax exemption, and to redefine "severely retarded," with a favorable report, as amended.

H. B. 958, a bill to amend General Statute 116-174 increasing the rate of interest to be paid on scholarship loans by prospective teachers from four percent (4%) to six percent (6%), with a favorable report.

H. B. 979, Committee Substitute for H. B. 979, a bill to amend the privilege tax for day-care facilities, with a favorable report.

H. B. 1010, a bill authorizing the North Carolina Department of Labor to assess and collect inspection service fees for the installation and alteration of elevators, escalators, dumbwaiters and special equipment and to assess and collect inspection service fees for annual inspections of amusement devices, aerial passenger tramways and inclined railroads, with a favorable report.

H. B. 1034, Committee Substitute for H. B. 1034, a bill authorizing the creation in counties of industrial and pollution control facilities financing authorities and the issuance thereby of revenue bonds to finance industrial and pollution control projects for industry and pollution control projects for public utilities, with a favorable report.

By Senator Britt, for the Committee on Judiciary II:

S. B. 862, a bill to amend the Constitution of North Carolina to provide for initiative and referendum, with a favorable report.

H. B. 1173, a bill to allow Eston B. Thompson to practice land surveying in a portion of western Surry County, with a favorable report.

By Senator Davis, for the Committee on Local Government and Regional Affairs:

S. B. 426, a bill to authorize the establishment of a county police department in Wilson County, without prejudice. On motion of Senator Davis, the rules are suspended and the bill is placed before the Senate for immediate consideration and on his further motion is postponed indefinitely.

S. B. 929, a bill to provide for the election of the Durham City Board of Education by the qualified voters in the school district administered by it
commencing in 1975 and quadrennially thereafter, with a favorable report, as amended.

S. B. 931, a bill to declare vacant the office presently held by the member of the Warren County Board of Education residing within Halifax County, with a favorable report.

H. B. 557, a bill to authorize the establishment of a county police department in Wilson County, with a favorable report.

H. B. 1022, a bill to annex a certain noncontiguous area to the Town of Indian Beach as "satellite corporate limits," with a favorable report, as amended.

H. B. 1242, a bill to authorize the establishment of a county police department in Lincoln County, without prejudice. On motion of Senator Davis, the rules are suspended and the bill is placed before the Senate for immediate consideration and on his further motion is postponed indefinitely.

By Senator McNeill Smith, for the Committee on State Government:

S. B. 938, a bill to make appropriate technical changes in the election laws to conform to the Primary Act, with a favorable report.

H. B. 11, a bill to provide that primary elections shall be held in August, and to make appropriate time changes relating to absentee ballots, and independent candidates, with a favorable report.

By Senator Moore, for the Committee on Wildlife:

H. B. 917, a bill to prevent facilitation of the unlawful taking of game with the aid of boats by means of placing restrictions upon the transportation of game aboard motor-propelled vessels in the waterways, rivers, creeks or streams lying within the boundaries of Northampton, Gates, and Hertford Counties, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 939, by Senator Kirby, a bill to amend General Statute 153A-302 relating to the effective date of resolutions defining service districts. Referred to Committee on Local Government and Regional Affairs.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
June 18, 1975.

S. B. 48, House Committee Substitute
for Committee Substitute for S. B. 48

Mr. President:

Pursuant to your information that your Honorable Body failed to concur in House Committee Substitute for Committee Substitute for Senate Bill
48, "a bill to be entitled an act to require public disclosure of lobbying activities," the Speaker has appointed as conferees on the part of the House, Representatives Adams, Eagles, and Smith of Wake to act with a like committee on the part of the Senate to the end that the differences existing between the two bodies may be adjusted.

Respectfully,
GRACE A. COLLINS
Principal Clerk

S. B. 461, a bill authorizing cities to waive their governmental immunity from tort liability by the purchase of liability insurance, for concurrence in the House amendment which is placed on the Calendar for tomorrow, June 19.

S. J. R. 549, a joint resolution to establish a utility review committee, for concurrence in the House amendments, which is placed on the Calendar for tomorrow, June 19.

H. B. 83, a bill to amend General Statute 15-183 to require the State Department of Correction to assume financial responsibility for persons committed for appellate safekeeping. Referred to Committee on Calendar.

H. B. 296, House Committee Substitute No. 2 for H. B. 296, a bill to direct the Legislative Research Commission to study various matters. Referred to Committee on Calendar.

H. B. 329, Committee Substitute for H. B. 329, a bill to exempt certain housing for low and moderate income families and displaced families from ad valorem taxation. Referred to Committee on Finance.

HOUSE OF REPRESENTATIVES,
June 18, 1975.

H. B. 424, Committee Substitute
No. 2 for H. B. 424

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendment No. 1 to Committee Substitute No. 2 to House Bill 424, "a bill to be entitled an act to exclude employees injured while under the influence of drugs from eligibility for workmen's compensation," and requests conferees. Mr. Speaker Green has appointed Representatives Barker, Hutchins, and Farmer on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
GRACE A. COLLINS
Principal Clerk

Senator Lynwood Smith moves that the President appoint conferees, which motion prevails. The President appoints Senators Lynwood Smith,
Mauney, and Lackey as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

HOUSE OF REPRESENTATIVES,
June 18, 1975.

H. B. 509, Committee Substitute for H. B. 509

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendment to Committee Substitute for House Bill 509, "a bill to be entitled an act to rewrite the Rules of Civil Procedure governing discovery and depositions," and requests conferees. Mr. Speaker Green has appointed Representatives Smith of Wake, Miller, and Harris on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,

GRACE A. COLLINS
Principal Clerk

Senator Britt moves that the President appoint conferees, which motion prevails. The President appoints Senators McNeill Smith, Vickery, and William Smith as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

H. B. 888, a bill to exempt property of religious organizations which is gratuitously made available as a residence for custodians and caretakers. Referred to Committee on Finance.

H. B. 960, Committee Substitute for H. B. 960, a bill to permit individual taxpayers to designate on their income tax returns the sum of one dollar ($1.00) to be paid to the political party of their choice. Referred to Committee on Finance.

H. B. 1032, a bill to amend General Statute 105-116 to provide that the six percent (6%) gross receipts tax shall not be applicable to proceeds of drilling and exploration surcharges collected by natural gas utilities under rules of the Utilities Commission. Referred to Committee on Finance.

H. B. 1264, a bill to establish financing authority for a parking deck within the State government complex. Referred to Committee on Finance.

H. B. 1270, a bill to ratify and approve the creation of the Avery's Creek Sanitary District, heretofore created by the Board of Commissioners for the County of Buncombe and the North Carolina State Board of Health (now the Commission for Health Services) pursuant to Article 12 of Chapter 130 of the General Statutes of North Carolina and providing for the election of the Avery's Creek Sanitary District Board. Referred to Committee on Calendar.
H. B. 1279, a bill to correct technical or drafting error in Chapter 296, 1975 Session Laws of North Carolina pertaining to restricted instruction permit fees. Referred to Committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 389, a bill to delete the Department of Correction from the provisions of the Administrative Procedure Act and to provide for filing of Department rules with the Attorney General, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, June 19.

S. B. 532, a bill to authorize the construction and the financing, without appropriations from the General Fund, of certain capital improvements projects by constituent institutions of the University of North Carolina, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, June 19.

S. B. 777, Committee Substitute for S. B. 777, a bill to amend General Statute 108-77 so as to provide for category licensing of family care homes and homes for the aged, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, June 19.

S. B. 864, a bill to amend Chapter 166 of the General Statutes relating to civil preparedness for natural and man-made disasters, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, June 19.

H. B. 231, a bill to amend General Statute 143-436(b) and (c) relating to the establishment of the North Carolina Pesticide Board. Referred to Committee on Calendar.

H. B. 807, a bill concerning the location of ABC hearings. Referred to Committee on Calendar.

H. B. 1118, a bill to provide a procedure for indigent persons to file for public office without paying a filing fee. Referred to Committee on Calendar.

H. B. 1138, a bill to amend General Statute 153A-27 relating to the filling of vacancies on the board of county commissioners. Referred to Committee on Calendar.

H. B. 1139, a bill to amend General Statute 162-5 relating to the filling of a vacancy in the office of sheriff. Referred to Committee on Calendar.

H. B. 1176, a bill to amend General Statute 115-18 relative to the method of electing members of county boards of education. Referred to Committee on Calendar.

H. B. 1262, a bill to give security guards permission to use mace. Referred to Committee on Calendar.
H. B. 1268, a bill to reimburse the family of Donald Petteway for attorney fees incurred in defending damage suit arising out of school bus accident. Referred to Committee on Appropriations.

H. B. 1272, a bill to amend Chapter 776 of the 1947 Session Laws to increase the number of commissioners of the Town of Morrisville. Referred to Committee on Calendar.

H. B. 1273, a bill to give magistrates of Edgecombe and Nash Counties concurrent authority to receive and act upon involuntary commitment petitions filed in either County. Referred to Committee on Calendar.

CONFERENCE REPORT

H. B. 827, Committee Substitute for H. B. 827

Senator Staton, for the Conferes appointed to consider the differences arising between the Senate and House of Representatives upon Committee Substitute for H. B. 827, a bill to provide a presidential preference primary in March, to encourage all presidential candidates to be included on the presidential primary ballot, and to eliminate filing fees for presidential candidates, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your conferees appointed to resolve the differences arising between the Senate and House of Representatives on House Committee Substitute for House Bill 827 (adopted May 19, 1975), “a bill to be entitled an act to provide a presidential preference primary in March, to encourage all presidential candidates to be included on the presidential primary ballot, and to eliminate filing fees for presidential candidates,” wish to report as follows:

AMENDMENT 1. (Senator Staton—amends the bill on page 2, lines 12 through 16, on line 19, and on lines 20 and 21.)

The Conference Committee recommends that the Senate recede from the amendment, as it was superceded by Amendment 6.

AMENDMENT 3. (Senator Staton—amends the bill on page 3, line 14.)

The Conference Committee recommends that the Senate recede from the amendment.

AMENDMENT 5. (Senator Renfrow—amends the bill on page 4, line 15.)

The Conference Committee recommends joint acceptance of the following substitute for the amendment: “Amend the bill on page 4, by deleting lines 4 through 21, inclusive, and inserting in lieu thereof, the following: “§163-213.6. Notification to Candidates.—The State Board of Elections shall forthwith contact each person who has been nominated by the board or by petition and notify him in writing that, upon his written request, to be filed with the board within fifteen days of the notice to him by the board, his name will be printed as a candidate
of a specified political party on the North Carolina presidential preference primary ballot. A candidate who participates in the North Carolina presidential preference primary of a particular party shall have his name placed on the general election ballot only as a nominee of that political party. The board shall send a copy of the 'Presidential Preference Primary Act' to each candidate with the notice specified above."

AMENDMENT 6. (Senator Staton—amends the bill on page 2, lines 12, through 16, on line 19, and on lines 20 and 21.)

The Conference Committee recommends joint acceptance of modification of the amendment to read as follows:

"Amend the bill on page 2, lines 12 through 16, by deleting all words after the word 'candidates' on line 12 through the word 'nominees' on line 16 and on line 19, following the word 'have', by deleting the following: 'qualified for matching campaign funds under existing federal acts', and inserting in lieu thereof, the following: 'become eligible to receive payments from the Presidential Primary Matching Payment Account, as provided in Section 9033 of the United States Internal Revenue Code of 1954, as amended."

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 18th day of June, 1975.

WILLIAM W. STATON
JAMES B. GARRISON
KENNETH C. ROYALL, JR.
Conferree on the part of the Senate
LISTON B. RAMSEY
J. WORTH GENTRY
JUDSON D. DERAMUS, JR.
Conferree on the part of the
House of Representatives

On motion of Senator Staton, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

SPECIAL ORDER NO. 1

H. B. 1194, Committee Substitute for H. B. 1194

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being Committee Substitute for H. B. 1194, a bill to complete the reorganization of the Department of Transportation. On motion of Senator Garrison, Committee Amendments No. 1, No. 2, No. 3 and No. 4 are adopted. Senator William Smith offers Amendment No. 5. Senator Gudger
offers an amendment, No. 5-A, to amendment No. 5. Senator Harrington offers a motion that Amendments No. 5 and No. 5-A do lie upon the table which motion prevails and Amendments No. 5 and No. 5-A lie upon the table. Senator Gudger offers Amendment No. 6 which is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

SPECIAL ORDER NO. 2

H. B. 872, Committee Substitute for H. B. 872

The hour having arrived for the consideration of Special Order No. 2, the President lays before the Senate Special Order No. 2, it being Committee Substitute for H. B. 872, a bill to revise the duties and responsibilities of the State Board of Education and the Superintendent of Public Instruction. On motion of Senator Alford, the Committee amendment is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives for concurrence in the Senate amendment by special messenger. Senators Mauney and White request to be recorded voting “aye.”

S. J. R. 40, a joint resolution creating a commission to study the feasibility of constructing and financing in North Carolina upon a self-supporting basis or otherwise a sports facility to provide the people of this State with a facility which will be competitive with those facilities which have been constructed or will be constructed. On motion of Senator Allsbrook, Committee Amendments No. 1 by the Committee on Natural and Economic Resources and No. 2 by the Committee on Rules and Operation of the Senate are adopted. The joint resolution, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. B. 96, Committee Substitute for S. B. 96, a bill to amend General Statute 148-22 authorizing the Secretary of Correction to contract for rehabilitative and training services, for concurrence in the House amendment. On motion of Senator Gudger, the Senate concurs in the House amendment and the Committee Substitute bill is ordered enrolled.

S. B. 403, a bill to provide for the possession of alcoholic beverages for culinary purposes, for concurrence in the House amendment. On motion of Senator Jernigan, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 504, Committee Substitute for S. B. 504, a bill rewriting Chapter 89 of the General Statutes pertaining to engineering and land surveying, for concurrence in the House amendments. On motion of Senator Barker, the Senate concurs in the House amendments and the Committee Substitute bill is ordered enrolled.

S. J. R. 536, Committee Substitute for S. J. R. 536, a joint resolution calling upon State supported institutions of higher education to refrain from accepting more than 15% of their nonresident applicants until qualified
resident applicants have been accepted. On motion of Senator Marion, the Committee amendment is adopted. Senator Marion calls the previous question, seconded by Senator Hardison. The call is sustained. The Committee Substitute joint resolution, as amended, passes its second reading. On objection of Senator Staton to its third reading the Committee Substitute joint resolution, as amended, remains on the Calendar.

S. B. 582, Committee Substitute for S. B. 582, a bill to provide for information on State tax expenditures as resource data in connection with the State Budget. On motion of Senator Kirby, the Committee Substitute bill is adopted and on his further motion the rules are suspended and the Committee Substitute bill is placed on the Calendar for tomorrow, June 19.

S. B. 605, a bill to encourage useful work by prison inmates, using the present power of the Secretary of Correction to enter into contracts involving inmate labor, for concurrence in the House amendments. On motion of Senator Gudger, the Senate concurs in the House amendments and the bill is ordered enrolled.

S. B. 679, a bill to provide for greater coordination of law enforcement activities among the Attorney General, the several district attorneys and sheriffs of the several counties of North Carolina, upon third reading. On motion of Senator Nye, the bill is re-referred to the Committee on Appropriations.

S. B. 680, a bill to amend General Statute 20-183.2(b)(2) relating to automobile inspection, for concurrence in the House amendment. On motion of Senator Mauney, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 722, Committee Substitute for S. B. 722, a bill to restore an analytical and administrative staff to the Parole Commission. The Committee Substitute bill passes its second reading. On objection of Senator Harris to its third reading the Committee Substitute bill remains on the Calendar.

S. B. 726, a bill directing continued operation of the University of North Carolina electric system, so as to provide low rates to the University and the people of Orange and Chatham Counties, and to clarify local taxes due in said Counties by the University, as amended, upon third reading. Senator Harrington moves that the bill, as amended, be re-referred to the Committee on Public Utilities and Energy which motion fails to prevail. The bill, as amended, passes its third reading by roll-call vote, ayes 28, noes 18, as follows: Those voting in the affirmative are: Senators Alexander, Allsbrook, Bahakel, Britt, Combs, Gudger, Harris, Hill, Jernigan, Kincaid, Kirby, Marion, Moore, Nye, Odom, Rauch, Renfrow, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Strickland, Vickery, Walker, Walsh, Whichard, Winters — 28. Those voting in the negative are: Senators Alford, Barker, Childers, Daniels, Davis, Garrison, Hardison, Harrington, Lackey, Mauney, McDuffie, Mills, Palmer, Royall, Scott, Thrower, Webster, White — 18. The bill is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.
S. B. 775, a bill to permit individual taxpayers to designate on their income tax returns the sum of one dollar ($1.00) to be paid to the political party of their choice, upon third reading. On motion of Senator Kirby, consideration of the bill is postponed until tomorrow, June 19.

S. B. 802, a bill to amend General Statute 15-184 by deleting the requirement that the Attorney General be notified of a stay of execution and of an extension of time during criminal appeal. Passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

S. B. 817, a bill to prohibit obstructing the administration of justice by picketing or parading. On motion of Senator Gudger, consideration of the bill is postponed until tomorrow, June 19.

S. B. 821, a bill to provide for notice and hearing for condemnation actions filed pursuant to Article 9 of Chapter 136. On motion of Senator Vickery, Committee Amendments No. 1 and No. 2 are adopted. The bill, as amended, passes its second reading. Senator Vickery offers Amendment No. 3 which is adopted. The bill, as amended, passes its third reading and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. B. 829, a bill to repeal General Statute 14-415.2 and amend General Statute 14-415.1 to prohibit possession of a handgun or pistol for 10 years from date of conviction, or termination of suspended sentence, probation, or parole, whichever is later, as amended. On motion of Senator Allsbrook, consideration of the bill, as amended, is postponed until tomorrow, June 19.

S. B. 831, a bill to rewrite the laws relating to perjury and false swearing. On motion of Senator Allsbrook, consideration of the bill is postponed until tomorrow, June 19.

S. B. 832, a bill relating to prayer for judgments continued in motor vehicle cases. Passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

S. B. 838, a bill to amend the law relating to gambling and lotteries. On motion of Senator Allsbrook, consideration of the bill is postponed until tomorrow, June 19.

S. B. 843, a bill to require the district court to hold a hearing to determine whether an adjudicated juvenile's conditional release should be revoked. On motion of Senator Gudger, consideration of the bill is postponed until tomorrow, June 19.

S. B. 857, Committee Substitute for S. B. 857, a bill requiring credit reporting agencies to furnish to individuals the nature and substance of their credit reports upon request. On motion of Senator Garrison, the Committee Substitute bill, with pending amendment, is re-referred to the Committee on Insurance. Senator Rauch moves that the vote by which the motion prevailed to re-refer the Committee Substitute bill to the Committee on Insurance be reconsidered, which motion fails to prevail.
S. J. R. 885, a joint resolution establishing a study commission on post-secondary student financial aid. On motion of Senator Henley, the Committee amendment is adopted. The joint resolution, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. B. 914, a bill relating to hospital facilities in Wake County. Passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

S. J. R. 920, a joint resolution setting a high priority for consideration of revising the Retirement System of Local Government Employees during the 1976 Session of the General Assembly, so this Retirement System will offer benefits more nearly equal to those included in the Teachers' and State Employees' Retirement System. Passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

S. J. R. 932, a joint resolution honoring the North Carolina Daughters of the American Revolution and the National Society of the Daughters of the American Revolution. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 934, Committee Substitute for S. B. 934, a bill to amend Chapter 50 to authorize petition for division of marital property in lieu of alimony in cases of actual abandonment. Senator William Smith offers Amendment No. 1 which is divided into two parts, Amendment No. 1A and 1B. Amendment No. 1A fails to prevail. Amendment No. 1B is withdrawn. The Committee Substitute bill passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

H. B. 25, a bill to amend mechanics', laborers' and materialmen's liens to provide for pro rata distribution. On motion of Senator Kirby, consideration of the bill is postponed until tomorrow, June 19.

H. B. 112, a bill to prohibit political party officers from being precinct officials. The bill passes its second reading. On motion of Senator Moore, the bill is temporarily displaced and remains on the Calendar.

H. B. 188, Committee Substitute for H. B. 188, a bill to repeal and amend sections of the Public School Laws of North Carolina. The Committee Substitute bill passes its second and third readings and is ordered enrolled.

H. B. 207, Committee Substitute for H. B. 207, a bill to amend Chapter 163 of the General Statutes so as to insure continuity in the design of ballots. The Committee Substitute bill passes its second reading. On objection of Senator Davis to its third reading the Committee Substitute bill remains on the Calendar.

H. B. 250, a bill to authorize counties to require registration of mobile homes. Passes its second and third readings and is ordered enrolled.

H. B. 254, Committee Substitute for H. B. 254, a bill to rewrite portions of the Machinery Act to provide a more equitable, fair, and efficient system
of taxation on real and personal property, upon second reading. On motion of Senator Moore, the Committee amendment is adopted. The Committee Substitute bill, as amended, passes its second reading by roll-call vote, ayes 32, noes 1, as follows: Those voting in the affirmative are: Senators Alexander, Bahakel, Britt, Childers, Combs, Daniels, Davis, Garrison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Moore, Odom, Palmer, Rauch, Renfrow, Royall, Lynwood Smith, Stallings, Strickland, Totherow, Walker, Walsh, Whichard, White — 32. Voting in the negative is: Senator Nye — 1. The Committee Substitute bill, as amended, remains on the Calendar.

H. J. R. 338, Committee Substitute for H. J. R. 338, a joint resolution requesting the Department of Administration to conduct a study of the feasibility of establishing State-operated computer centers to serve county governments, as amended. The Committee Substitute joint resolution, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment by special messenger.

H. B. 413, a bill to provide for free toilet facilities. On motion of Senator Britt, the bill is re-referred to the Committee on Judiciary I.

H. B. 435, Committee Substitute for H. B. 435, a bill to provide for the registration of landscape contractors; to prohibit use of the title “landscape contractor” except by persons duly registered; to create the North Carolina Board of Landscape Contractors and to prescribe its powers and duties, upon second reading. Senator Rauch moves that the Committee Substitute bill be re-referred to the Committee on Appropriations. Senator Moore offers a substitute motion that the Committee Substitute bill do lie upon the table, which motion fails to prevail. The motion to re-refer the Committee Substitute bill to the Committee on Appropriations fails to prevail. Senator Renfrow calls the previous question, seconded by Senator Marion. The call is sustained. The Committee Substitute bill passes its second reading by roll-call vote, ayes 26, noes 17, as follows: Those voting in the affirmative are: Senators Alford, Bahakel, Barker, Britt, Childers, Garrison, Hardison, Harrington, Jernigan, Kirby, Marion, Mauney, Mills, Nye, Odom, Palmer, Renfrow, Scott, William Smith, Staton, Sudderth, Totherow, Vickery, Walker, Webster, Winters — 26. Those voting in the negative are: Senators Alexander, Combs, Crawford, Daniels, Davis, Gudger, Hill, Kincaid, Lackey, McDuffie, Moore, Rauch, Royall, McNeill Smith, Stallings, Strickland, White — 17. The Committee Substitute bill remains on the Calendar.

H. B. 473, Committee Substitute for H. B. 473, a bill to amend the Machinery Act to provide a fifty percent (50%) reduction in the property tax upon business inventories and to provide for its implementation administration, upon second reading. On motion of Senator Rauch, the Committee amendment is adopted. The Committee Substitute bill, as amended, passes its second reading by roll-call vote, ayes 23, noes 14, as follows: Those voting in the affirmative are: Senators Alexander, Barker, Childers, Crawford, Gudger, Harris, Hill, Jernigan, Kirby, Lackey, Moore, Nye, Palmer, Rauch, Sebo, McNeill Smith, William Smith, Strickland, Sudderth, Vickery, Walker, Walsh, Webster — 23. Those voting
in the negative are: Senators Bahakel, Combs, Davis, Hardison, Henley, Kincaid, Marion, Renfrow, Royall, Scott, Lynwood Smith, Stallings, Toheyrow, White — 14. The Committee Substitute bill, as amended, remains on the Calendar.

H. B. 526, Committee Substitute for H. B. 526, a bill to create the Board of Examiners for speech and language pathologists and audiologists, upon second reading. The Committee Substitute bill passes its second reading by roll-call vote, ayes 34, noes 3, as follows: Those voting in the affirmative are: Senators Alexander, Allsbrook, Bahakel, Barker, Brit, Combs, Daniels, Davis, Gudger, Hardison, Hill, Kirby, Lackey, Marion, Mills, Moore, Nye, Palmer, Rauch, Renfrow, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Strickland, Totherow, Vickery, Walker, Webster, Whichard, White, Winters — 34. Those voting in the negative are: Senators Harris, Henley, Walsh — 3. The Committee Substitute bill remains on the Calendar.

H. B. 606, a bill to repeal General Statute 15-48 relating to outlawry. On motions of Senator Gudger, consideration of the bill is postponed until tomorrow, June 19 and is made Special Order No. 1 of the day.

H. B. 638, a bill to authorize the Town of Dallas to construct and equip a fire station without using competitive bidding procedures. Passes its second and third readings and is ordered enrolled.

H. B. 661, Committee Substitute for H. B. 661, a bill to be known as the Protection of the Abused, Neglected, or Exploited Disabled Adult Act. On motion of Senator Gudger, the Committee amendment is adopted. On motion of Senator Gudger, the Committee Substitute bill, as amended, is temporarily displaced and remains on the Calendar.

H. B. 689, a bill to make technical and clarifying amendments to the election laws. Senator Moore offers Amendment No. 1 which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment, by special messenger.

H. B. 707, Committee Substitute No. 2 for H. B. 707, a bill to amend Chapter 132 of the General Statutes of North Carolina to increase the penalties for retaining illegal possession of public records and to add a section to Chapter 14 establishing a penalty for the larceny, mutilation or defacement of records and papers in the North Carolina State Archives. The Committee Substitute No. 2 bill passes its second and third readings and is ordered enrolled.

H. B. 756, Committee Substitute for H. B. 756, a bill to amend General Statute 14-78 to provide larceny of ungathered crops shall be punishable by a fine of not less than two hundred fifty dollars ($250.00). The Committee Substitute bill passes its second and third readings and is ordered enrolled.

H. B. 822, a bill to amend General Statute 20-4.01(44) relating to the definition of special mobile equipment. On motion of Senator Gudger,
the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment by special messenger.

H. B. 823, a bill to designate the Linville River as a scenic river area. Passes its second and third readings and is ordered enrolled.

H. B. 852, Committee Substitute for H. B. 852, a bill to amend sections of the Machinery Act relative to valuation of farm land at its present use value, as amended, upon third reading. The Committee Substitute bill, as amended, passes its third reading by roll-call vote, ayes 25, noes 3, as follows: Those voting in the affirmative are: Senators Alexander, Allsbrook, Bahakel, Britt, Combs, Daniels, Davis, Gudger, Harris, Henley, Jernigan, Kirby, Lackey, Marion, Mauney, Moore, Nye, Odom, Renfrow, Royall, Lynwood Smith, Strickland, Totherow, Whichard, White — 25. Those voting in the negative are: Senators Childers, Walker, Walsh — 3. The Committee Substitute bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendment by special messenger.

H. J. R. 889, a joint resolution memorializing the Congress of the United States to amend the Clean Air Act of 1970. Passes its second and third readings and is ordered enrolled.

H. B. 903, a bill to provide for the storage of beverages. Passes its second and third readings and is ordered enrolled. Senator Marion requests to be recorded voting “no.”

H. B. 915, Committee Substitute for H. B. 915, a bill to regulate individuals and organizations engaged in charitable public solicitations, upon second reading. The Committee Substitute bill passes its second reading by roll-call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Crawford, Davis, Garrison, Gudger, Henley, Hill, Jernigan, Kirby, Lackey, Marion, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 40. The Committee Substitute bill remains on the Calendar.

H. B. 926, a bill to amend Chapter 153A and 160A of the General Statutes to protect the right of privacy of county and city employees. Passes its second and third readings and is ordered enrolled.

H. B. 940, a bill to amend Chapter 48 of the General Statutes relating to adoptions to substitute the words “guardian ad litem” for “next friend” in General Statute 48-9(a)(2), (3) and General Statute 48-9(d). Passes its second and third readings and is ordered enrolled.

H. B. 955, a bill relating to punishment for rapes committed prior to the effective date of Chapter 1201, Session Laws of 1973. On motion of Senator Allsbrook, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment by special messenger.
H. B. 954, a bill relating to punishment for burglary in the first degree and for arson committed prior to the effective date of Chapter 1201 Session Laws of 1973. Passes its second and third readings and is ordered enrolled.

H. B. 959, a bill to amend General Statute 130-3, General Statute 130-158, General Statute 130-159 and General Statute 130-161 in order to clarify law concerning water sanitation. Senator Mills offers Amendment No. 1 which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment by special messenger.

H. B. 962, a bill to amend General Statute 105-164.4 to delete “airplane” and substitute in lieu thereof “aircraft,” upon second reading. The bill passes its second reading by roll-call vote, ayes 34, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Britt, Combs, Davis, Garrison, Gudger, Henley, Hill, Kincaid, Kirby, Lackey, Marion, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Sebo, Lynwood Smith, William Smith, Stallings, Suddarth, Totherow, Vickery, Walker, Walsh, Whichard, White, Winters—34. The bill remains on the Calendar.

H. B. 984, a bill to amend General Statute 136-44.6 relating to the allocation of secondary roads maintenance funds. Senator Garrison offers Amendment No. 1 which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment by special messenger.

H. B. 985, a bill to provide and mark pull-off areas. Passes its second and third readings and is ordered enrolled.


H. B. 991, a bill to amend General Statute 69-25.2 so as to clarify the procedure for conducting elections in rural fire districts. Passes its second and third readings and is ordered enrolled.

H. B. 993, a bill to amend the General Statutes relating to medical and disability benefits for teachers and State employees. The bill passes its second reading. On objection of Senator Royall to its third reading the bill remains on the Calendar.

H. B. 996, a bill to provide for prepaid legal services. Passes its second and third readings and is ordered enrolled.

H. B. 1005, a bill to amend Article 50 of Chapter 106 of the North Carolina General Statutes relating to the promotion of use and sale of agricultural products. Passes its second and third readings and is ordered enrolled.

H. J. R. 1030, a joint resolution calling upon the North Carolina Department of Human Resources to provide easier access to food stamp applications. Passes its second and third readings and is ordered enrolled.
H. J. R. 1031, a joint resolution calling upon the United States Department of Agriculture and the United States Postal Service to increase hours of distribution of food stamps. Passes its second and third readings and is ordered enrolled.

H. B. 1035, Committee Substitute for H. B. 1035, a bill to further effectuate the reorganization of the Department of Commerce. The Committee Substitute bill passes its second and third readings and is ordered enrolled.

H. B. 1036, a bill to remove certain lands in William B. Umstead State Park from the State Nature and Historic Preserve, upon second reading. The bill passes its second reading by roll-call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Crawford, Davis, Garrison, Gudger, Harrington, Harris, Henley, Hill, Kincaid, Lackey, Marion, Mauney, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, McNeill Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Winters — 39. The bill passes its third reading by roll-call vote, ayes 38, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Crawford, Davis, Gudger, Hardison, Harrington, Harris, Hill, Jernigan, Kincaid, Lackey, Marion, Mauney, McDuffie, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, William Smith, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Winters — 38. The bill is ordered enrolled.

H. B. 1045, a bill to make a technical and clarifying amendment to the election laws. Passes its second and third readings and is ordered enrolled.

H. B. 1048, a bill to amend General Statute 105-275 relating to property exempt from ad valorem taxation so as to exempt nursery stock therefrom, upon second reading. On motion of Senator Moore, the Committee amendment is adopted. Senator Hill offers Amendment No. 2 which he subsequently withdraws. The bill, as amended, passes its second reading by roll-call vote, ayes 40, noes 1, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Childers, Combs, Daniels, Davis, Garrison, Gudger, Harris, Henley, Jernigan, Kincaid, Kirby, Lackey, Marion, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, McNeill Smith, Stallings, Strickland, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 40. Voting in the negative is: Senator Hill — 1. The bill, as amended, remains on the Calendar.

H. B. 1059, a bill to amend General Statute 130-152.2 to validate extensions of the boundaries of sanitary districts through May 1, 1971. Passes its second and third readings and is ordered enrolled.

H. B. 1066, a bill to establish minimum compensation for executive secretaries to county boards of elections. Passes its second and third readings and is ordered enrolled.
H. B. 1070, a bill to provide for settlement of tort claims by the office of the Attorney General. On motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment by special messenger.

H. B. 1071, a bill to amend General Statute 48-6 relative to the circumstances under which the consent of a father to an adoption is not necessary. Passes its second and third readings and is ordered enrolled.

H. J. R. 1074, a joint resolution creating a committee for the study of the property tax system in North Carolina. On motion of Senator Henley, the Committee amendment is adopted. The joint resolution, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment by special messenger.

H. B. 1082, a bill to amend General Statute 153A-305 relating to provision of services in a newly created service district. On motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, passes its second and third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendment by special messenger.

H. B. 1088, a bill to amend the definition of “improve” in regard to liens to include the professional services performed by registered architects, engineers, land surveyors and landscape architects. Passes its second and third readings and is ordered enrolled.

H. B. 1101, a bill to incorporate the Town of Stallings, Union County, North Carolina, upon second reading. The bill passes its second reading by roll-call vote, ayes 43, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Lynwood Smith, McNeill Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Whichard, White, Winters — 43. The bill remains on the Calendar.

H. J. R. 1161, a joint resolution commemorating the Bicentenary Anniversary of the Cumberland County Association, signers of the Liberty Point Resolves, June 20, 1775. Passes its second and third readings and is ordered enrolled.

H. B. 1179, Senate Committee Substitute for H. B. 1179, a bill to repeal Chapter 180 of the 1971 Session Laws which prohibited hunting from the right-of-way of public highways, roadways or other publicly-maintained thoroughfares of Nash County. Passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

H. B. 1199, a bill to provide enabling legislation for the creation of an interim Board of Education for Wake County and subsequent consolidation
of the Raleigh City School Administrative Unit and the Wake County School Administrative Unit after approval of a plan of merger pursuant to General Statute 115-74.1. On motion of Senator Barker, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment by special messenger.

H. J. R. 1243, a joint resolution honoring the life and memory of Jack Conrad Renigar. Passes its second and third readings and is ordered enrolled.

H. J. R. 1244, a joint resolution honoring the life and memory of Wayne Harold Gaither. Passes its second and third readings and is ordered enrolled.

H. J. R. 1246, a joint resolution honoring Anne Ellen Atkinson, age 12, and Graham Hugh Atkinson, age 10. Passes its second and third readings and is ordered enrolled.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

House of Representatives,
June 18, 1975.

H. B. 852, Committee Substitute for H. B. 852

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendment to Committee Substitute for House Bill 852, "a bill to be entitled an act to amend sections of the Machinery Act relative to valuation of farm land at its present use value," and requests conferees. Mr. Speaker Green has appointed Representatives Falls, Brown, and Long on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
Grace A. Collins
Principal Clerk

Senator Kirby moves that the President appoint conferees, which motion prevails. The President appoints Senators Harrington, White, and Hardison as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:
S. B. 29, an act to provide for the manufacture and distribution of malt beverages and the furnishing of products to guests and employees of manufacturers and distributors.

S. B. 249, an act to amend Chapter 143, by exempting permits for surface discharges from single family dwellings from the public notice requirements; by extending the time period in which the EMC must act on permits for discharges to surface waters; by authorizing the EMC to charge a reasonable fee for processing permit applications (to offset anticipated reduction in federal funds); by granting discretion to the EMC on the frequency of monitoring reports; and by providing guidelines for classification of groundwaters.

S. B. 357, an act to rewrite Chapter 52A of the General Statutes entitled "Uniform Reciprocal Enforcement of Support Act."

S. B. 466, an act providing for the election of members of the Durham County Board of Education by the qualified voters of the County commencing in 1976 and quadrennially thereafter.

S. B. 534, an act to amend Chapter 17B of the General Statutes to authorize the Attorney General to appoint additional members to the Criminal Justice Education and Training Council.

S. B. 598, an act to make it a criminal offense to adulterate grains meant for human or animal consumption.

S. B. 660, an act to regulate the sale of credit life and credit accident and health insurance and to establish premium rates therefor.

S. B. 774, an act to limit the amount of individual and corporate income tax deduction for North Carolina dividends to fifteen thousand dollars ($15,000) and to amend certain intangibles tax provision to conform thereto.

S. B. 823, an act to amend Chapter 132 of the General Statutes of North Carolina to exclude attorney-client communications to public boards and agencies from the application of the Chapter.

S. B. 833, an act to establish the Law and Order Commission.


S. B. 892, an act relating to the game of bingo in the County of Craven.

H. B. 28, an act to abolish age discrimination in automobile insurance classifications and to implement classifications which establish objective standards for rates.

H. B. 132, an act to amend Chapter 126 of the General Statutes of North Carolina, modifying the State Personnel System.

H. B. 142, an act to amend Article 3A of Chapter 58 of the General Statutes to include unfair claims settlement practices within the definition of unfair and deceptive acts and practices.
H. B. 235, an act to prevent taking migratory waterfowl with the aid of bait or live decoys.

H. B. 343, an act to amend Article 13 of Chapter 58 of the General Statutes to provide appropriate insurance premium discounts for adequate mobile home tie-downs.

H. B. 549, an act to consolidate the charter of the City of Durham and to repeal prior local acts.

H. B. 837, an act to rewrite Article 12 of Chapter 90 of the General Statutes concerning licensure of podiatrists.

H. B. 992, an act relating to hunting with primitive weapons.

H. B. 1104, an act authorizing units of local government to issue grant anticipation notes for capital projects in anticipation of the receipt of moneys from grant commitments for such capital projects from the State of North Carolina or the United States or any agencies of either.

H. B. 1123, an act to revise the license fee schedule pertaining to practicing psychologists.

H. B. 1156, an act to encourage and plan for good forestry practices in North Carolina.

H. B. 1172, an act relating to the election and organization of the Mitchell County Board of Commissioners.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 12:00 Noon.

ONE HUNDRED TWELFTH DAY

SENATE CHAMBER,
Thursday, June 19, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Burt Potter, Consultant with the Baptist State Convention, Raleigh.

Senator Moore for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants a leave of absence to Senator Staton for today and to Senators Mauney and Staton for tomorrow, June 20.

Senator McNeill Smith, for the Committee on State Government, submits a report, as follows:
Mr. President:

Pursuant to General Statutes 135-6(b)(3) and at your request, the Senate Committee on State Government recommends approval of the following candidates to serve on the Board of Trustees of the Teachers' and State Employees' Retirement System.

Mr. Hargett Y. Kinard
Assistant Secretary for Management
Department of Transportation and Highway Safety
Raleigh, North Carolina

Mr. Lewis James Outlaw, Jr.
Principal, Brogden Junior High School
Box 165
Dudley, North Carolina 28333

Mr. John P. Booker, Jr.
Director of Planning and Processing Division
Department of Revenue
Raleigh, North Carolina

The nominees were unanimously approved by those in attendance at the Senate State Government Committee meeting on June 18, 1975.

Respectfully submitted,
McNeill Smith
Chairman

On motion of Senator McNeill Smith, the report is placed on the Calendar for tomorrow, June 20, for consideration.

H. B. 296, Committee Substitute No. 2 for H. B. 296, a bill to direct the Legislative Research Commission to study various matters. On motion of Senator Kirby, the rules are suspended and the Committee Substitute bill is taken from the Committee on Calendar and re-referred to the Committee on Finance.

H. B. 1213, a bill to increase the fee charged under General Statute 7A-308(a) (1) for foreclosure under power of sale. On motion of Senator Kirby, the rules are suspended and the bill is taken from the Committee on Calendar and is re-referred to the Committee on Rules and Operation of the Senate.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Kirby, for the Committee on Calendar:

H. B. 83, a bill to amend General Statute 15-183 to require the State Department of Correction to assume financial responsibility for persons committed for appellate safekeeping, with a favorable report, as amended.


H. B. 920, a bill to amend General Statute 20-146.1 pertaining to the operation of motorcycles, with a favorable report.

H. B. 1103, a bill to amend General Statute 133-1 concerning prohibition of employment of architects on public works when interested in use of materials, with a favorable report.

H. B. 1117, a bill to amend Chapter 1286, Session Laws 1973 (The Pretrial Criminal Procedure Act) to authorize continued use of pretrial release programs, with a favorable report.

H. B. 1164, a bill to allow mobile home lighting equipment to be designated by the Commissioner of Motor Vehicles, with a favorable report.

H. B. 1176, a bill to amend General Statute 115-18 relative to the method of electing members of county boards of education, with a favorable report.

H. B. 1184, a bill to allow all 12 month employees in public school education to take leave in the fiscal year following its earning, with a favorable report.

H. B. 1209, a bill to amend General Statute 163-302(a) to set a time by which cities must adopt a resolution allowing absentee voting, with a favorable report.

H. B. 1221, a bill to revise and define cost in the provision prohibiting loss leader sale of milk, with a favorable report.

H. B. 1237, a bill to exclude those who perform voluntary ski services from the definition of employee for workmen's compensation purposes, with a favorable report.

H. B. 1253, a bill to amend Chapter 401 of the 1975 Session Laws to include certain new substances in Schedule IV of the Controlled Substances Act, with a favorable report.

H. B. 1259, a bill to amend Chapter 88 of the General Statutes to require the registration of cosmetic art shops and to require the appointment of a three-member board of cosmetic art, with a favorable report.

H. B. 1262, a bill to give security guards permission to use mace, with an unfavorable report.

By Senator Alford, for the Committee on Education:

S. B. 170, a bill to repeal and amend sections of the Public School Laws of North Carolina, without prejudice. On motion of Senator Alford,
the rules are suspended and the bill is placed before the Senate for immediate consideration and on his further motion is postponed indefinitely.

By Senator Kirby, for the Committee on Finance:

S. B. 379, House Committee Substitute for S. B. 379, a bill relating to the status of board members of occupational licensing boards, with a favorable report.

S. B. 891, a bill to amend the Local Government Bond Act and revenue bonds to include the purchase and/or lease of natural gas fields, natural gas reserves and natural gas supplies as a purpose for which bonds may be issued by a city; to provide that the definition of public enterprise includes such activities; to include public enterprise within the definition of undertaking for interlocal cooperation; and to enable cities to operate specified parts of a gas system in a partnership or joint venture arrangement with natural gas utilities and private enterprise, with a favorable report.

On motion of Senator Harris, the rules are suspended and the bill is placed on today's Calendar.

H. B. 329, Committee Substitute for H. B. 329, a bill to exempt certain housing for low and moderate income families and displaced families from ad valorem taxation, with a favorable report.

H. B. 960, Committee Substitute for H. B. 960, a bill to permit individual taxpayers to designate on their income tax returns the sum of one dollar ($1.00) to be paid to the political party of their choice, with a favorable report. On motion of Senator Harris, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

H. B. 1169, Committee Substitute for H. B. 1169, a bill to exempt from the privilege tax on laundries persons who own or operate apartment buildings containing washing machines and dryers furnished for the use of tenants of the apartment buildings, with a favorable report, as amended.

H. B. 1264, a bill to establish financing authority for a parking deck within the State Government Complex, with a favorable report.

H. B. 1279, a bill to correct technical or drafting error in Chapter 296, 1975 Session Laws of North Carolina pertaining to restricted instruction permit fees, with a favorable report.

By Senator Britt, for the Committee on Judiciary II:

H. B. 944, a bill to rewrite General Statute 20-109.1 relating to salvage vehicle titles, with a favorable report, as amended.

H. B. 961, Committee Substitute for H. B. 961, a bill to regulate the entry and inspection of private property in the State by employees of any city, town or county, without prejudice, as amended.

By Senator Webster, for the Committee on Public Utilities and Energy:

S. B. 916, a bill to allow compensation for the taking of water and sewer facilities by political subdivisions, with a favorable report.
SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
June 18, 1975.

S. B. 75, Committee Substitute No. 2 to S. B. 75

Mr. President:

Pursuant to your information that your Honorable Body failed to concur in House amendment to Committee Substitute No. 2 to Senate Bill No. 75, "a bill to be entitled an act to rewrite the laws pertaining to radiation protection pursuant to the recommendations of the Legislative Research Commission Study on Radiation Hazards, and to amend the riots and civil disorder laws to include radioactive materials within their purview," the Speaker has appointed as conferees on the part of the House, Representatives Farmer, Campbell, and Hutchins to act with a like committee on the part of the Senate to the end that the differences existing between the two bodies may be adjusted.

Respectfully,
GRACE A. COLLINS
Principal Clerk

S. B. 300, a bill to amend General Statute 14-202.1 to delete the requirement of intent to commit an unnatural sex act from the crime of taking indecent liberties with children and to increase the punishment, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, June 20.

S. B. 420, Committee Substitute for S. B. 420, a bill to establish an expansion policy for electric utility plants in North Carolina, to promote greater efficiency in the use of all existing plants, and to reduce electricity costs by requiring greater conservation of electricity, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, June 20.

S. B. 699, Committee Substitute for S. B. 699, a bill to call upon a qualified research organization for the development of an examination or examinations for the certification of teachers, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, June 20.

S. B. 828, a bill to enhance enforcement of the Controlled Substances Act, for concurrence in the House amendments, which is placed on the Calendar for tomorrow, June 20.

S. B. 830, a bill to amend General Statute 14-100 to enlarge the definition of false pretense to encompass modern organizations and to prohibit false pretenses concerning future events, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, June 20.

S. B. 844, a bill to require a private examination of a husband prior to conveyance of real estate to his wife, for concurrence in the House amendments, which is placed on the Calendar for tomorrow, June 20.
S. B. 876, a bill to amend General Statute 143-215.107 relating to air quality standards, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, June 20.

HOUSE OF REPRESENTATIVES,
June 19, 1975.

S. B. 876

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return of Senate Bill 876, "a bill to be entitled an act to amend General Statute 143-215.107 relating to air quality standards," for further consideration by the House of Representatives.

Respectfully,
GRACE A. COLLINS
Principal Clerk

On motion of Senator Hardison, the bill is ordered taken from the Calendar for tomorrow and returned to the House of Representatives.

H. B. 127, a bill to encourage district court judges to secure special training in order to qualify as certified to hear juvenile cases. Referred to Committee on Calendar.

HOUSE OF REPRESENTATIVES,
June 19, 1975.

H. J. R. 338, Committee Substitute for H. J. R. 338

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendment to House Committee Substitute for H. J. R. 338, "a joint resolution requesting the Department of Administration to conduct a study of the feasibility of establishing State-operated computer centers to serve county governments," and requests conferees. Mr. Speaker Green has appointed Representatives Lawing, Morris, and DeBruhl on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
GRACE A. COLLINS
Principal Clerk

Senator Jernigan moves that the President appoint conferees, which motion prevails. The President appoints Senators Jernigan, Lackey, and Kincaid as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

H. B. 584, Committee Substitute for H. B. 584, a bill to establish a State liability insurance fund for members of local boards of education. Referred to Committee on Calendar.
H. B. 600, a bill whereby the State enters into a pest control compact. Referred to Committee on Calendar.

H. B. 659, a bill to amend General Statute 120-40 to require lobbyists to pay a registration fee of fifty dollars ($50.00) for every person, corporation or association which employs the lobbyists, such fees to be payable upon registration. Referred to Committee on Calendar.

H. B. 689

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendment to House Bill No. 689, "a bill to be entitled an act to make technical and clarifying amendments to the election laws," and requests conferees. Mr. Speaker Green has appointed Representatives Messer, Gentry, and DeRamus on the part of the House to confer with a like committee appointed by the Senate and to the end that the differences arising may be adjusted.

Respectfully,
GRACE A. COLLINS
Principal Clerk

Senator Moore moves that the President appoint conferees, which motion prevails. The President appoints Senators Moore, Harrington, and Walsh as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

H. B. 827, Committee Substitute for H. B. 827

Mr. President:

Pursuant to your message that you have adopted the report of the Conferees on Committee Substitute for House Bill 827, "a bill to be entitled an act to provide a presidential preference primary in March, to encourage all presidential candidates to be included on the presidential primary ballot, and to eliminate filing fees for presidential candidates," it is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted the report of the Conferees and the bill is ordered enrolled.

Respectfully,
GRACE A. COLLINS
Principal Clerk
Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on Committee Substitute for House Bill 852, "a bill to be entitled an act to amend sections of the Machinery Act relative to valuation of farm land at its present use value," to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,

Grace A. Collins
Principal Clerk

H. J. R. 1116, a joint resolution requesting the North Carolina Building Code Commission and the Commissioner of Insurance of North Carolina develop and adopt a building code to be followed in the design, construction, alteration, or improvement of all stairways or steps in public buildings that are used by handicapped persons in North Carolina. Referred to Committee on Calendar.

H. B. 1129, a bill to define the jurisdiction of the Board of Governors of the University of North Carolina concerning graduate education programs. Referred to Committee on Calendar.


H. B. 1218, a bill to limit eligibility requirements for employment as a vocational teacher in schools for juveniles operated by the State Department of Human Resources. Referred to Committee on Calendar.

H. B. 1256, a bill to amend General Statute 62-10(e) concerning vacancies in the chairmanship of the Utilities Commission and vacancies in the membership of said Commission arising during legislative sessions; to amend General Statute 62-21 concerning utilization of staff attorneys to advise panel chairmen; to amend General Statute 62-37 concerning independent audits at the expense of public utilities; to amend General Statute 62-78 and General Statute 62-81 concerning oral arguments in lieu of briefs; and to amend General Statute 62-134 concerning the right of public intervention in fuel cost proceedings. Referred to Committee on Calendar.

H. B. 1264

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return of House Bill 1264, "a bill to be entitled an act to establish financing
authority for a parking deck within the State Government Complex," for further consideration by the House of Representatives.

Respectfully,
GRACE A. COLLINS
Principal Clerk

On motion of Senator Moore the bill is ordered returned to the House of Representatives.

H. J. R. 1269, a joint resolution honoring the life, service and memory of Mrs. Sallie Baker Everett. On motion of Senator Allsbrook, the rules are suspended, and the joint resolution is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

H. B. 1275, a bill to provide for judicial determination of minors and persons adjudicated non compos mentis admitted to treatment facilities. Referred to Committee on Calendar.

CONFERENCE REPORT

H. B. 424, Committee Substitute No. 2 for H. B. 424

Senator Lynwood Smith, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon H. B. 424, a Committee Substitute bill to exclude employees injured while under the influence of drugs from eligibility for Workmen's Compensation, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your conferees appointed to resolve the differences arising between the Senate and House of Representatives on the Committee Substitute No. 2 for House Bill 424, "a bill to be entitled an act to exclude employees injured while under the influence of drugs from eligibility for Workmen's Compensation," wish to report as follows:

Amendment 1. (Senator Rauch—amends the bill on page 1, line 11.) The Conference Committee recommends that the Senate recede from the amendment.

The Conference Committee further recommends that the bill be amended on page 1, line 11, by changing the period after the word "intoxication" to a comma.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 19 day of June 1975.

LYNWOOD SMITH
W. K. MAUNEY, JR.
PLEAS LACKEY
Conferees on the part of the Senate
On motion of Senator Lynwood Smith, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CONFERENCE REPORT

H. B. 852, Committee Substitute for H. B. 852

Senator White, for the Conferences appointed to consider the differences arising between the Senate and House of Representatives upon Committee Substitute for H. B. 852, a bill to amend sections of the Machinery Act relative to valuation of farm land at its present use value, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your Conference Committee appointed to resolve the differences arising between the two bodies on House Committee Substitute for House Bill 852, "a bill to be entitled an act to amend sections of the Machinery Act relative to valuation of farm land at its present use value," wish to report as follows:

The Conference Committee agreed to accept Senate Amendment No. 1 offered by Senator White which was adopted by the Senate on June 17, 1975.

This the 19 day of June 1975.

Vernon E. White
J. J. Harrington
Harold W. Hardison
Conferees on the part of the Senate

Lane Brown III
Robert Z. Falls
James E. Long
Conferees on the part of the House of Representatives

On motion of Senator White, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CONFERENCE REPORT

H. B. 509, Committee Substitute for H. B. 509

Senator McNeill Smith, for the Conferences appointed to consider the differences arising between the Senate and House of Representatives upon
Committee Substitute for H. B. 509, a bill to rewrite the rules of civil procedure governing discovery and depositions, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your conferees appointed to resolve the differences arising between the Senate and House of Representatives on House Committee Substitute (adopted 5/20/75) for House Bill 509, "a bill to be entitled an act to rewrite the Rules of Civil Procedure governing discovery and depositions," wish to report as follows:

The Conference Committee recommends joint acceptance of modification of Senator McNeill Smith's Amendment to read as follows: "Amend the bill on page 4, line 18, by inserting between the word 'litigation' and the word 'or' the following phrase: 'in which the material is sought'; and by deleting the period at the end of line 18 and adding after the word 'attorney' the following language and punctuation: 'or attorneys of record in the particular action.'"

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 19 day of June, 1975.

McNeill Smith
William G. Smith
Charles E. Vickery
Conferees on the part of the Senate

Wade M. Smith
W. S. Harris, Jr.
George W. Miller, Jr.
Conferees on the part of the
House of Representatives

On motion of Senator McNeill Smith, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

SPECIAL ORDER NO. 1

H. B. 606

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being H. B. 606, a bill to repeal General Statute 15-48 relating to outlawry. Senator Whichard calls the previous question, seconded by Senator Henley. The call is sustained. The bill fails to pass its second reading.
S. B. 199, a bill to clarify and make uniform the law relating to credit for prisoners for time spent on parole and conditional release and to allow the Secretary of Correction to conditionally release committed youthful offenders, for concurrence in the House amendments. On motion of Senator Gudger, the Senate concurs in the House amendments and the bill is ordered enrolled.

S. B. 389, a bill to delete the Department of Correction from the provisions of the Administrative Procedure Act and to provide for filing of Department rules with the Attorney General, for concurrence in the House amendment. On motion of Senator Gudger, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 408, House Committee Substitute for S. B. 408, a bill authorizing the North Carolina Medical Care Commission to finance, refinance, construct, provide and acquire and otherwise undertake health care facilities, upon second reading. The House Committee Substitute bill passes its second reading by roll-call vote, ayes 35, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Childers, Combs, Crawford, Daniels, Davis, Gudger, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, McDuffie, Mills, Nye, Odom, Palmer, Renfrow, Royall, Scott, Sebo, McNeill Smith, William Smith, Strickland, Totherow, Vickery, Walker, Webster, White, Winters — 35. The House Committee Substitute bill remains on the Calendar.

S. B. 461, a bill authorizing cities to waive their governmental immunity from tort liability by the purchase of liability insurance, for concurrence in the House amendment. On motion of Senator Strickland, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 532, a bill to authorize the construction and the financing, without appropriations from the General Fund, of certain capital improvements projects by constituent institutions of the University of North Carolina, for concurrence in the House amendment. On motion of Senator Scott, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. J. R. 536, Committee Substitute for S. J. R. 536, a joint resolution calling upon State supported institutions of higher education to refrain from accepting more than 15 percent of their nonresident applicants until qualified resident applicants have been accepted, as amended, upon third reading. Senator Totherow offers Amendment No. 2. On motion of Senator Marion, the Committee Substitute joint resolution with pending amendment is recommitted to the Committee on Higher Education.

S. J. R. 549, a bill to establish a Utility Review Committee, for concurrence in the House amendments. On motion of Senator Webster, the Senate concurs in the House amendments and the joint resolution is ordered enrolled.

S. B. 582, Committee Substitute for S. B. 582, a bill to provide for information on State tax expenditures as resource data in connection with the State budget. The Committee Substitute bill passes its second and third readings and is ordered, without objection, sent to the House of Representatives, by special messenger.
S. B. 628, a bill to permit carnival companies and riding device operators to operate under a single license for any seven consecutive days, for concurrence in the House amendment. On motion of Senator Kirby, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 722, Committee Substitute for S. B. 722, a bill to restore an analytical and administrative staff to the Parole Commission, upon third reading. On motion of Senator Crawford, consideration of the Committee Substitute bill is postponed until tomorrow, June 20.

S. B. 777, Committee Substitute for S. B. 777, a bill to amend General Statute 108-77 so as to provide for category licensing of family care homes and homes for the aged, for concurrence in the House amendment. On motion of Senator Scott, the Senate concurs in the House amendment and the Committee Substitute bill is ordered enrolled.

S. B. 806, a bill to limit Department of Correction in establishment and supervision of manufacturing and industry, for concurrence in the House amendment. On motion of Senator Barker, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 817, a bill to prohibit obstructing the administration of justice by picketing or parading. On motion of Senator Gudger, the bill is postponed indefinitely.

S. B. 829, a bill to repeal General Statute 14-415.2 and amend General Statute 14-415.1 to prohibit possession of a handgun or pistol for 10 years from date of conviction, or termination of suspended sentence, probation, or parole, whichever is later, as amended. On motion of Senator Allsbrook, consideration of the bill, as amended, is postponed until tomorrow, June 20.

S. B. 831, a bill to rewrite the laws relating to perjury and false swearing. On motion of Senator Allsbrook, consideration of the bill is postponed until tomorrow, June 20.

S. B. 838, a bill to amend the law relating to gambling and lotteries. On motion of Senator Allsbrook, consideration of the bill is postponed until tomorrow, June 20.

S. B. 843, a bill to require the district court to hold a hearing to determine whether an adjudicated juvenile's conditional release should be revoked. On motion of Senator Gudger, consideration of the bill is postponed until tomorrow, June 20.

S. B. 862, a bill to amend the Constitution of North Carolina to provide for initiative and referendum, upon second reading. Senator McNeill Smith calls the previous question, duly seconded. The call is sustained. The bill fails to pass its second reading by roll-call vote, ayes 7, noes 30, as follows: Those voting in the affirmative are: Senators Alexander, McDuffie, Odom, Sebo, McNeill Smith, Vickery, Winters — 7. Those voting in the negative are: Senators Alford, Allsbrook, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Moore, Nye, Palmer, Renfrow, Lynwood Smith, William Smith, Strickland, Totherow, Walker, Walsh, Webster, Whichard, White — 30.
S. B. 864, a bill to amend Chapter 166 of the General Statutes relating to civil preparedness for natural and man-made disasters, for concurrence in the House amendment. On motion of Senator Totherow, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 891, a bill to amend the Local Government Bond Act and revenue bonds to include the purchase and/or lease of natural gas fields, natural gas reserves and natural gas supplies as a purpose for which bonds may be issued by a city; to provide that the definition of public enterprise includes such activities; to include public enterprise within the definition of undertaking for interlocal cooperation; and to enable cities to operate specified parts of a gas system in a partnership or joint venture arrangement with natural gas utilities and private enterprise, upon second reading. The bill passes its second reading by roll-call vote, ayes 34, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Crawford, Daniels, Garrison, Gudger, Harris, Jernigan, Kirby, Lackey, Marion, Mauney, Mills, Odom, Palmer, Rauch, Renfrow, Royall, Sebo, Lynwood Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Walker, Walsh, Whichard — 34. The bill remains on the Calendar.

S. B. 917, minority report to S. B. 917, a bill to amend Article V of the Constitution of North Carolina to exempt food and prescription medicine from the sales tax, for adoption. Senator Odom moves the adoption of the minority report. Senator McNeill Smith calls for the "ayes" and "noes" on the adoption of the report. Senator Kirby calls the previous question, seconded by Senator White. The call is sustained. The call for the "ayes" and "noes" is sustained. The minority report fails of adoption by roll-call vote, ayes 14, noes 32, as follows: Those voting in the affirmative are: Senators Alexander, Bahakel, Combs, McDuffie, Odom, Sebo, McNeill Smith, William Smith, Stallings, Strickland, Totherow, Vickery, Walker, Winters — 14. Those voting in the negative are: Senators Alford, Allsbrook, Britt, Childers, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Palmer, Rauch, Renfrow, Royall, Lynwood Smith, Suddarth, Walsh, Webster, Whichard, White — 32.

S. B. 929, a bill to provide for the election of the Durham City Board of Education by the qualified voters in the school district administered by it commencing in 1975 and quadrennially thereafter. On motion of Senator Whichard, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives, by special messenger, without engrossment.

S. B. 931, a bill to declare vacant the office presently held by the member of the Warren County Board of Education residing within Halifax County. Senator Kirby offers Amendment No. 1 which is adopted. The bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives, by special messenger, without engrossment.
S. B. 938, a bill to make appropriate technical changes in the election laws to conform with the Primary Act. On motion of Senator McNeill Smith, consideration of the bill is postponed until tomorrow, June 20.

H. B. 11, a bill to provide that primary elections shall be held in August, and to make appropriate time changes relating to absentee ballots, and independent candidates. On motion of Senator McNeill Smith, consideration of the bill is postponed until tomorrow, June 20.

H. B. 25, a bill to amend mechanics', laborers' and materialmen's liens to provide for pro rata distribution. On motion of Senator Allsbrook, consideration of the bill is postponed until tomorrow, June 20.

H. B. 112, a bill to prohibit political party officers from being precinct officials, upon third reading. Senator Moore offers Amendment No. 1 which is adopted. The bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendment, by special messenger.

H. B. 207, Committee Substitute for H. B. 207, a bill to amend Chapter 163 of the General Statutes so as to insure continuity in the design of ballots, upon third reading. On motion of Senator Moore, consideration of the Committee Substitute bill is postponed until tomorrow, June 20.

H. B. 254, Committee Substitute for H. B. 254, a bill to rewrite portions of the Machinery Act to provide a more equitable, fair, and efficient system of taxation on real and personal property, as amended, upon third reading. The Committee Substitute bill, as amended, passes its third reading by roll-call vote, ayes 37, noes 1, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Britt, Combs, Daniels, Davis, Garrison, Gudger, Henley, Hill, Kincaid, Kirby, Lackey, Marion, Mauney, McDuffie, Moore, Nye, Odom, Palmer, Rauch, Royall, Sebo, Lynwood Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Webster, Whichard, White, Winters — 37. Voting in the negative is: Senator Harris — 1. The Committee Substitute bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendment, by special messenger.

H. B. 277, Committee Substitute for H. B. 277, a bill to amend Article 19 of Chapter 160A of the General Statutes relating to planning and regulation of development of family care or group homes licensed or certified by the Department of Human Resources. Senator Moore withdraws Amendment No. 1 offered May 29. Senator Childers offers Amendment No. 2 which is adopted. On motion of Senator Gudger, the Committee Substitute bill, as amended, is recommitted to the Committee on Judiciary II. Senator Gudger moves that the vote by which the bill was referred to the Committee on Judiciary II be reconsidered, which motion prevails. On motion of Senator Gudger, further consideration of the Committee Substitute bill, as amended, is postponed until tomorrow, June 20.

H. B. 403, Committee Substitute for H. B. 403, a bill to amend General Statute 105-149(a)(10) to allow a psychologist to determine the intelligence
quotient of a retarded person for purposes of a North Carolina income tax exemption, and to redefine "severely retarded." On motion of Senator Moore, the Committee amendment is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment by special messenger.

H. B. 435, Committee Substitute for H. B. 435, a bill to provide for the registration of landscape contractors; to prohibit use of the title "landscape contractor" except by persons duly registered; to create the North Carolina Board of Landscape Contractors and to prescribe its powers and duties, upon third reading. The Committee Substitute bill passes its third reading by roll-call vote, ayes 30, noes 6, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Combs, Daniels, Davis, Garrison, Kirby, Mauney, McDuffie, Nye, Odom, Palmer, Renfrow, Royall, Sebo, Lynwood Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Walker, Webster, Whichard, Winters — 30. Those voting in the negative are: Senators Gudger, Kincaid, Lackey, Marion, Moore, Rauch — 6. The Committee Substitute bill is ordered enrolled.

H. B. 473, Committee Substitute for H. B. 473, a bill to amend the Machinery Act to provide a fifty percent (50%) reduction in the property tax upon business inventories and to provide for its implementation and administration, as amended, upon third reading. The Committee Substitute bill passes its third reading by roll-call vote, ayes 21, noes 19, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Childers, Combs, Crawford, Gudger, Harris, Hill, Kincaid, Kirby, Moore, Nye, Odom, Rauch, Renfrow, Sebo, William Smith, Stallings, Walker, Winters — 21. Those voting in the negative are: Senators Allsbrook, Barker, Britt, Daniels, Garrison, Hardison, Henley, Lackey, Marion, Mauney, McDuffe, Mills, Palmer, Royall, Lynwood Smith, Strickland, Totherow, Webster, Whichard — 19. Senator Rauch moves that the vote by which the Committee Substitute bill passed its third reading be reconsidered and further moves that that motion do lie upon the table which motion fails to prevail. Senator Combs moves that the vote by which the Committee Substitute bill passed its third reading be reconsidered, which motion prevails. On motion of Senator Totherow, the Committee Substitute bill, as amended, is re-referred to the Committee on Appropriations.

H. B. 526, Committee Substitute for H. B. 526, a bill to create the Board of Examiners for Speech and Language Pathologists and Audiologists, upon third reading. The Committee Substitute bill passes its third reading by roll-call vote, ayes 37, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Combs, Daniels, Davis, Garrison, Gudger, Henley, Hill, Kincaid, Kirby, Lackey, Marion, McDuffe, Moore, Nye, Odom, Palmer, Rauch, Royall, Sebo, Lynwood Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Webster, Whichard, White, Winters — 37. The Committee Substitute bill is ordered enrolled.
H. B. 557, a bill to authorize the establishment of a county police department in Wilson County. Senator Davis offers Amendment No. 1 which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment by special messenger.

H. B. 652, Committee Substitute for H. B. 652, a bill to authorize health services for minors. On motion of Senator Gudger, consideration of the Committee Substitute bill is postponed until tomorrow, June 20.

H. B. 661, Committee Substitute for H. B. 661, a bill to be known as the Protection of the Abused, Neglected, or Exploited Disabled Adult Act, as amended. On motion of Senator Gudger, consideration of the Committee Substitute bill, as amended, is postponed until tomorrow, June 20.

H. B. 705, Senate Committee Substitute for H. B. 705, a bill to amend General Statute 161-5 to provide for the filling of a vacancy in the office of register of deeds. On motion of Senator Gudger, consideration of the Senate Committee Substitute bill is postponed until tomorrow, June 20.

H. B. 834, a bill to prohibit close relatives serving as precinct officials in the same precinct. Senator William Smith offers Amendment No. 1 which fails of adoption. The bill passes its second and third readings and is ordered enrolled.

H. B. 915, Committee Substitute for H. B. 915, a bill to regulate individuals and organizations engaged in charitable public solicitations, upon third reading. The Committee Substitute bill passes its third reading by roll-call vote, ayes 37, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Combs, Daniels, Davis, Garrison, Harris, Henley, Hill, Kincaid, Kirby, Lackey, Marion, Mauney, McDuffie, Nye, Odom, Palmer, Rauch, Royall, Sebo, Lynwood Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Webster, Whichard, White, Winters — 37. The Committee Substitute bill is ordered enrolled.

H. B. 917, a bill to prevent facilitation of the unlawful taking of game with the aid of boats by means of placing restrictions upon the transportation of game aboard motor-propelled vessels in the waterways, rivers, creeks or streams lying within the boundaries of Northampton, Cumberland, Gates and Hertford Counties. On motion of Senator Moore, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment by special messenger.

H. B. 958, a bill to amend General Statute 116-174 increasing the rate of interest to be paid on scholarship loans by prospective teachers from four percent (4%) to six percent (6%). The bill passes its second and third readings and is ordered enrolled.

H. B. 960, Committee Substitute for H. B. 960, a bill to permit individual taxpayers to designate on their income tax returns the sum of one
dollar ($1.00) to be paid to the political party of their choice, upon second reading. The Committee Substitute bill passes its second reading by roll-call vote, ayes 33, noes 2, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Britt, Childers, Combs, Daniels, Davis, Gudger, Kirby, Lackey, Marion, Mauney, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Sebo, Lynwood Smith, Stallings, Strickland, Suddarth, Totherow, Walker, Webster, Whichard, Winters — 33. Those voting in the negative are: Senators Kincaid, William Smith — 2. The Committee Substitute bill remains on the Calendar.

H. B. 962, a bill to amend General Statute 105-164.4 to delete “airplane” and substitute in lieu thereof “aircraft,” upon third reading. The bill passes its third reading by roll-call vote, ayes 32, noes 1, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Barker, Britt, Combs, Daniels, Garrison, Gudger, Harris, Henley, Hill, Kincaid, Kirby, Lackey, Mauney, McDuffie, Moore, Nye, Palmer, Rauch, Royall, Sebo, Lynwood Smith, William Smith, Strickland, Suddarth, Totherow, Walker, Webster, Whichard, White, Winters — 32. Voting in the negative is: Senator Davis — 1. Senator Moore moves that the vote by which the bill passed its third reading be reconsidered. Senator Combs offers a substitute motion that the motion for reconsideration do lie upon the table, which motion fails to prevail. The motion to reconsider the vote by which the bill passed its third reading prevails. Senator McNeill Smith offers Amendment No. 1 which fails of adoption. The bill passes its third reading by roll-call vote, ayes 23, noes 7, as follows: Those voting in the affirmative are: Senators Allsbrook, Barker, Britt, Childers, Combs, Daniels, Davis, Garrison, Gudger, Jernigan, Kirby, Lackey, Marion, Moore, Nye, Odom, Renfrow, Lynwood Smith, Strickland, Suddarth, Walsh, Webster, White — 23. Those voting in the negative are: Senators Alexander, Hill, Kincaid, Palmer, Sebo, McNeill Smith, William Smith — 7. The bill is ordered enrolled.

H. B. 979, Committee Substitute for H. B. 979, a bill to amend the privilege tax for day-care facilities, upon second reading. The Committee Substitute bill passes its second reading by roll-call vote, ayes 25, noes 5, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Barker, Britt, Childers, Daniels, Garrison, Gudger, Hill, Jernigan, Kincaid, Lackey, Moore, Nye, Odom, Palmer, Renfrow, Sebo, Lynwood Smith, McNeill Smith, William Smith, Strickland, Walsh, Webster, White — 25. Those voting in the negative are: Senators Davis, Kirby, Marion, Totherow, Walker — 5. Without objection, Senator Combs is excused from voting. The Committee Substitute bill remains on the Calendar.

H. B. 993, a bill to amend the General Statutes relating to medical and disability benefits for teachers and State employees, upon third reading. The bill passes its third reading and is ordered enrolled.

H. J. R. 994, a joint resolution creating a study committee to study the funding, benefits, and operations of the Retirement System. On motion of Senator McNeill Smith, consideration of the joint resolution is postponed until tomorrow, June 20.
H. B. 1010, a bill authorizing the North Carolina Department of Labor to assess and collect inspection service fees for the installation and alteration of elevators, escalators, dumbwaiters and special equipment and to assess and collect inspection service fees for annual inspections of amusement devices, aerial passenger tramways and inclined railroads, upon second reading. The bill passes its second reading by roll-call vote, ayes 30, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Nye, Palmer, Rauch, Renfrow, Lynwood Smith, William Smith, Strickland, Totherow, Walker, Walsh, White, Winters — 30. The bill remains on the Calendar.

H. B. 1022, a bill to annex a certain noncontiguous area to the Town of Indian Beach as “satellite corporate limits,” upon second reading. On motion of Senator Stallings, the Committee amendment is adopted. Senator Stallings calls the previous question, seconded by Senator Moore. The call is sustained. The bill, as amended, passes its second reading by roll-call vote, ayes 28, noes 16, as follows: Those voting in the affirmative are: Senators Alexander, Bahakel, Barker, Britt, Childers, Crawford, Daniels, Garrison, Hill, Jernigan, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Scott, Lynwood Smith, McNeill Smith, William Smith, Stallings, Strickland, Walsh, Webster, Winters — 28. Those voting in the negative are: Senators Alford, Allsbrook, Combs, Davis, Gudger, Hardison, Harrington, Harris, Kincaid, Kirby, Lackey, McDuffie, Totherow, Walker, Whichard, White — 16. The bill, as amended, remains on the Calendar.

H. B. 1034, Committee Substitute for H. B. 1034, a bill authorizing the creation in counties of industrial and pollution control facilities financing authorities and the issuance thereby of revenue bonds to finance industrial and pollution control projects for industry and pollution control projects for public utilities, upon second reading. On motion of Senator Hill, consideration of the Committee Substitute bill is postponed until tomorrow, June 20.

H. B. 1048, a bill to amend General Statute 105-275 relating to property exempt from ad valorem taxation so as to exempt nursery stock therefrom, as amended, upon third reading. Senator Hill offers Amendment No. 3 which is adopted. The bill, as amended, passes its third reading by roll-call vote, ayes 38, noes 1, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Britt, Childers, Crawford, Daniels, Davis, Garrison, Hardison, Harris, Henley, Hill, Lackey, Marion, Mauney, McDuffie, Moore, Nye, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Webster, Whichard, White — 38. Voting in the negative is: Senator Combs — 1. Senator McNeill Smith moves that the vote by which the bill passed its third reading be reconsidered, which motion prevails. Senator Kirby offers Amendment No. 4 which is adopted. The bill, as amended, passes its third reading by roll-call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Allsbrook, Bahakel, Britt,
Concurrence

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Childers, Combs, Davis, Garrison, Gudger, Harris, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Marion, Mauney, McDuffie, Mills, Nye, Palmer, Rauch, Renfrow, Royall, Scott, Lynwood Smith, McNeill Smith, Strickland. Saddar, Totherow, Walker, Webster, Whichard, White, Winters — 36. The bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 1101, a bill to incorporate the Town of Stallings, Union County, North Carolina, upon third reading. The bill passes its third reading by roll-call vote, ayes 32, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Childers, Daniels, Davis, Garrison, Henley, Hill, Jernigan, Kirby, Marion, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, William Smith, Stallings, Strickland, Saddar, Totherow, Walker, Walsh, Webster, Whichard, White, Winters — 32. The bill is ordered enrolled.

H. J. R. 1158, a joint resolution honoring the memory of a distinguished servant of the people of North Carolina, Dr. Amos Neill Johnson. Passes its second and third readings and is ordered enrolled.

H. B. 1173, a bill to allow Eston B. Thompson to practice land surveying in a portion of western Surry County. Senator Hill offers Amendment No. 1 which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment by special messenger.

H. B. 1191, Committee Substitute for H. B. 1191, a bill to amend the charter of the City of Gastonia contained in Chapter 910 of the 1971 Session Laws of North Carolina, upon second reading. The Committee Substitute bill passes its second reading by roll-call vote, ayes 27, noes 2, as follows: Those voting in the affirmative are: Senators Alexander, Allsbrook, Britt, Childers, Daniels, Davis, Garrison, Gudger, Hill, Lackey, Nye, Odom, Palmer, Rauch, Renfrow, Sebo, Lynwood Smith, McNeill Smith, William Smith, Strickland, Totherow, Vickery, Walker, Webster, Whichard, White, Winters — 27. Those voting in the negative are: Senators Jernigan, Walsh — 2. The Committee Substitute bill remains on the Calendar.

H. J. R. 1219, a joint resolution honoring the life, service and memory of Pleas Monroe Sawyer. Passes its second and third readings and is ordered enrolled.

H. B. 1247, a bill to further effectuate the reorganization of State government. On motion of Senator Moore, the bill is recommitted to the Committee on Calendar.

H. J. R. 1249, a joint resolution honoring the life, service and memory of Franklin E. Correll. Passes its second and third readings and is ordered enrolled.

H. J. R. 1254, a joint resolution honoring the life and memory of George Romulus Ross, former member of the General Assembly from Moore County. Passes its second and third readings and is ordered enrolled.
H. B. 1257, a bill to create and establish a board of education to operate all of the public schools in Wilkes County. Passes its second and third readings and is ordered enrolled.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

S. B. 75, Committee Substitute No. 2 for S. B. 75

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferrees on Committee Substitute No. 2 for S. B. 75, "a bill to be entitled an act to rewrite the laws pertaining to radiation protection pursuant to the recommendations of the Legislative Research Commission Study on Radiation Hazards, and to amend the riots and civil disorder laws to include radioactive materials within their purview," to the end that when a similar action has been taken on the part of the Senate, you may order the bill enrolled.

Respectfully,
Grace A. Collins
Principal Clerk

S. B. 876, a bill to amend General Statute 143-215.107 relating to air quality standards, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, June 20.

CONFERENCE REPORT

S. B. 75, Committee Substitute No. 2 for S. B. 75

Senator McNeill Smith, for the Conferrees appointed to consider the differences arising between the Senate and House of Representatives upon Committee Substitute No. 2 for S. B. 75, a bill to rewrite the laws pertaining to radiation protection pursuant to the recommendations of the Legislative Research Commission Study on Radiation Hazards, and to amend the riots and civil disorder laws to include radioactive materials within their purview, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your conferrees appointed to resolve the differences arising between the Senate and House of Representatives on the Committee Substitute for Senate Bill 75, "a bill to be entitled an act to rewrite the laws pertaining to radiation protection pursuant to the recommendations of the Legislative Research Commission Study on Radiation Hazards, and to amend the riots and civil disorder laws to include radioactive materials within their purview," wish to report as follows:
Amendment 1. (Representative Gamble—amends the bill on page 12, lines 5 and 16.) The Conference Committee recommends joint acceptance of modification of the amendment to read as follows: "Amend the Committee Substitute on page 12 line 16 after ‘safety.’ by adding the following sentence: ‘The Department may refuse to make public dissemination of information relating to the source of radiation within this State after the Department first determines that the disclosure of such information will contravene the stated policy and purposes of this Chapter and such disclosure would be against the health, welfare and safety of the public.’"

Amendment 2. (Representative Quinn—amends the bill on page 10, line 7.) The Conference Committee recommends that the Senate concur in Amendment 2.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 19 day of June, 1975.

McNeill Smith
Willis P. Whichard
Russell Walker
Conferrees on the part of the Senate

Robert L. Farmer
A. Hartwell Campbell
Fred S. Hutchins, Jr.
Conferrees on the part of the House of Representatives

On motion of Senator McNeill Smith, the Conference Report is adopted. The Committee Substitute No. 2 bill is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State.

S. B. 96, an act to amend General Statute 148-22 authorizing the Secretary of Correction to contract for rehabilitative and training services.

S. B. 403, an act to provide for the possession of alcoholic beverages for culinary purposes.

S. B. 504, an act rewriting Chapter 89 of the General Statutes pertaining to engineering and land surveying.

S. B. 605, an act to encourage useful work by prison inmates, using the present power of the Secretary of Correction to enter into contracts involving inmate labor.

S. B. 650, an act to adjust Department of Motor Vehicles’ fee for operator’s and chauffeur’s license to recover cost.

S. B. 680, an act to amend General Statute 20-183.2(b)(2) relating to automobile inspection.
S. B. 695, an act to protect minor children who are injured or damaged in certain motor vehicle accidents.

S. B. 701, an act to amend General Statute 115-153 relating to the issuance of regular and probationary certificates for teachers.

S. B. 839, an act to incorporate the village of Walnut Creek in Wayne County subject to an election.

S. B. 888, an act to provide for the distribution of the North Carolina Code of Administrative Regulations.

S. B. 893, an act to amend General Statute 160A-456(e) and 153A-376(e) to require referendum for use of State or local tax monies in community development programs and projects unless expenditure is expressly authorized by General Statute 160A-209.

H. B. 188, an act to repeal and amend sections of the Public School Laws of North Carolina.

On motion of Senator Barker, the Senate adjourns to meet tomorrow at 10:30 A.M.

ONE HUNDRED THIRTEENTH DAY

SENATE CHAMBER,
Friday, June 20, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Kirby for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leaves of absence to Senators Harris, Kincaid, and McDuffie for today.

H. B. 659, a bill to amend General Statute 120-40 to require lobbyists to pay a registration fee of fifty dollars ($50.00) for every person, corporation or association which employs the lobbyists, such fees to be payable upon registration. On motion of Senator Kirby, the rules are suspended and the bill is taken from the Committee on Calendar and re-referred to the Committee on Finance.

H. B. 1033, Committee Substitute for H. B. 1033, a bill to amend Article V of the Constitution of North Carolina to authorize the General Assembly to authorize counties to create authorities to issue revenue bonds to finance industrial and pollution control projects for industry and pollution control projects for public utilities, subject to the approval of the electorate. On motion of Senator Kirby, the rules are suspended and the Committee Substitute bill is taken from the Committee on Calendar and re-referred to the Committee on Finance.
H. B. 1135, Committee Substitute for H. B. 1135, a bill to authorize the issuance of forty-three million two hundred sixty-seven thousand dollars ($43,267,000) of bonds of the State to provide for capital improvements for State institutions of higher education subject to a vote of the qualified voters of the State. On motion of Senator Kirby, the rules are suspended and the Committee Substitute bill is taken from the Committee on Calendar and re-referred to the Committee on Finance.

H. B. 1259, a bill to amend Chapter 88 of the General Statutes to require the registration of cosmetic art shops and to require the appointment of a three-member board of cosmetic art. On motion of Senator Kirby, the bill is taken from today's Calendar and re-referred to the Committee on Finance.

H. B. 1268, a bill to reimburse the family of Donald Petteway for attorney fees incurred in defending damage suit arising out of school bus accident. On motion of Senator Sebo, the rules are suspended and the bill is taken from the Committee on Appropriations and re-referred to the Committee on Calendar.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives.

S. B. 514, House Committee Substitute for S. B. 514, a bill to provide that the primary election shall be held in August and to make appropriate changes in the election laws. Referred to Committee on Calendar.

HOUSE OF REPRESENTATIVES,
June 20, 1975.

H. B. 112

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendment to House Bill 112, "a bill to be entitled an act to prohibit political party officers from being precinct officials," and requests conferees. Mr. Speaker Green has appointed Representatives Gentry, Brown, and Breeze on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
GRACE A. COLLINS
Principal Clerk

Senator Moore moves that the President appoint conferees, which motion prevails. The President appoints Senators Moore, Lackey, and Walker as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.
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HOUSE OF REPRESENTATIVES,  
June 19, 1975.

H. B. 254, Committee Substitute for H. B. 254

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendment to Committee Substitute for House Bill 254, "a bill to be entitled an act to rewrite portions of the Machinery Act to provide a more equitable, fair, and efficient system of taxation on real and personal property," and requests conferees. Mr. Speaker Green has appointed Representatives Long, Brown, and Ramsey on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,

GRACE A. COLLINS  
Principal Clerk

Senator Renfrow moves that the President appoint conferees, which motion prevails. The President appoints Senators Moore, Webster, and Sebo as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

H. B. 1250, a bill to repeal General Statute 20-135.4(b) and (c) to eliminate the requirement that bumpers on private passenger automobiles meet certain specifications. Referred to Committee on Calendar.

H. B. 1264, a bill to establish financing authority for a parking deck within the State Government Complex. Referred to Committee on Finance.

H. B. 1267, a bill to exempt persons from motor vehicle operator’s licensing requirements while such persons are operating bicycles with helper motors. Referred to Committee on Finance.

H. B. 1271, a bill to repeal Chapter 244 of the Private Laws of North Carolina of 1935 prohibiting the manufacture or sale of intoxicating beverages within one mile of the village of Bahama in Durham County. Referred to Committee on Calendar.

H. B. 1277, a bill to amend General Statute 66-58(c)(3), relating to business operations of campus stores at State-supported institutions, to provide that campus stores may sell to other campus stores. Referred to Committee on Calendar.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Kirby, for the Committee on Calendar:

S. B. 319, House Committee Substitute for S. B. 319, a bill to prohibit furnishing intoxicating beverages to inmates of mental or penal institutions, with a favorable report.
S. B. 514, House Committee Substitute for S. B. 514, a bill to provide that the primary election shall be held in August and to make appropriate changes in the election laws, with a favorable report.

S. B. 835, House Committee Substitute for S. B. 835, a bill to amend Article 30 of Chapter 14 of the General Statutes to make it unlawful to obstruct justice by interfering with evidence, with a favorable report.

S. B. 936, a bill to amend Chapter 24 of the General Statutes to set the legal rate of interest for cooperative marketing associations at ten percent (10%), with a favorable report, as amended.

H. B. 127, a bill to encourage district court judges to secure special training in order to qualify as certified to hear juvenile cases, with a favorable report.

H. B. 231, a bill to amend General Statute 143-436(b) and (c) relating to the establishment of the North Carolina Pesticide Board, with a favorable report, as amended.

H. B. 584, Committee Substitute for H. B. 584, a bill to establish a State liability insurance fund for members of local boards of education, with a favorable report.

H. B. 600, a bill whereby the State enters into a pest control compact, with a favorable report.

H. B. 807, a bill concerning the location of ABC hearings, with a favorable report.

H. B. 1086, a bill to amend Chapter 28A, Administration of Decedent's Estates Act, to provide for direct payment to a parent or guardian of a devise or legacy of less than one thousand five hundred dollars ($1,500) in value, with a favorable report.

H. B. 1092, a bill to amend General Statute 50-13.4 to provide the additional remedy of an independent garnishment proceeding to enforce child support obligations, with a favorable report.

H. B. 1105, a bill to revise the General Statutes to provide that dependent children are afforded support by the responsible parent, with an unfavorable report as to bill, favorable as to Senate Committee Substitute bill. On motion of Senator Kirby, the rules are suspended and the Senate Committee Substitute bill is placed on today's Calendar.

H. J. R. 1116, a joint resolution requesting the North Carolina Building Code Commission and the Commissioner of Insurance of North Carolina develop and adopt a building code to be followed in the design, construction, alteration, or improvement of all stairways or steps in public buildings that are used by handicapped persons in North Carolina, with a favorable report.

H. B. 1118, a bill to provide a procedure for indigent persons to file for public office without paying a filing fee, with a favorable report, as amended.

H. B. 1120, a bill to provide for revocation of motor vehicle operator license upon conviction of assault with motor vehicle, with a favorable report.
H. B. 1150, a bill to amend General Statute 97-33 to cover epilepsy under the second injury fund, with a favorable report.

H. B. 1201, a bill to authorize the Attorney General to employ an attorney to perform legal services for the Real Estate Licensing Board and to provide for the salary and expenses for such attorney, with a favorable report.

H. B. 1228, a bill to create a Committee on Inaugural Ceremonies in North Carolina, with a favorable report.

H. B. 1250, a bill to repeal General Statute 20-135.4(b) and (c) to eliminate the requirement that bumpers on private passenger automobiles meet certain specifications, with a favorable report.

H. B. 1251, a joint resolution honoring Robert Campbell Rivers, Jr., of Watauga County, with a favorable report.

H. B. 1252, a bill to make a technical correction in Chapter 306 of the 1975 Session Laws by removing language referring to a section of the Act which was deleted by amendment prior to ratification, with a favorable report.

H. B. 1256, a bill to amend General Statute 62-10(e) concerning vacancies in the chairmanship of the Utilities Commission and vacancies in the membership of said Commission arising during legislative sessions; to amend General Statute 62-21 concerning utilization of staff attorneys to advise panel chairmen; to amend General Statute 62-37 concerning independent audits at the expense of public utilities; to amend General Statute 62-78 and General Statute 62-81 concerning oral arguments in lieu of briefs; and to amend General Statute 62-134 concerning the right of public intervention in fuel cost proceedings, with a favorable report.

H. B. 1258, a joint resolution honoring John J. Crawford, Jr., who was injured while intervening to assist a police officer in danger, with a favorable report.

H. B. 1270, a bill to ratify and approve the creation of the Avery's Creek Sanitary District, heretofore created by the Board of Commissioners for the County of Buncombe and the North Carolina State Board of Health (now the Commission for Health Services) pursuant to Article 12 of Chapter 130 of the General Statutes of North Carolina and providing for the election of the Avery's Creek Sanitary District Board, with a favorable report.

H. B. 1271, a bill to repeal Chapter 244 of the Private Laws of North Carolina of 1935 prohibiting the manufacture or sale of intoxicating beverages within one mile of the village of Bahama in Durham County, with a favorable report.

H. B. 1272, a bill to amend Chapter 776 of the 1947 Session Laws to increase the number of commissioners of the Town of Morrisville, with a favorable report.

H. B. 1273, a bill to give magistrates of Edgecombe and Nash Counties concurrent authority to receive and act upon involuntary commitment petitions filed in either County, with a favorable report.
H. B. 1275, a bill to provide for judicial determination of minors and persons adjudicated non compos mentis admitted to treatment facilities, with a favorable report.

H. B. 1277, a bill to amend General Statute 66-58(c) (3), relating to business operations of campus stores at State-supported institutions, to provide that campus stores may sell to other campus stores, with a favorable report.

By Senator Kirby, for the Committee on Finance:

H. B. 659, a bill to amend General Statute 120-40 to require lobbyists to pay a registration fee of fifty dollars ($50.00) for every person, corporation or association which employs the lobbyists, such fees to be payable upon registration, with a favorable report, as amended.

H. B. 1032, a bill to amend General Statute 105-116 to provide that the six percent (6%) gross receipts tax shall not be applicable to proceeds of drilling and exploration surcharges collected by natural gas utilities under rules of the Utilities Commission, with a favorable report.

H. B. 1033, Committee Substitute for H. B. 1033, a bill to amend Article V of the Constitution of North Carolina to authorize the General Assembly to authorize counties to create authorities to issue revenue bonds to finance industrial and pollution control projects for industry and pollution control projects for public utilities, subject to the approval of the electorate, with a favorable report.

H. B. 1135, Committee Substitute for H. B. 1135, a bill to authorize the issuance of forty-three million two hundred sixty-seven thousand dollars ($43,267,000) of bonds of the State to provide for capital improvements for State institutions of higher education subject to a vote of the qualified voters of the State, with a favorable report, as amended.

H. B. 1213, a bill to increase the fee charged under General Statute 7A-308(a)(1) for foreclosure under power of sale, with a favorable report.

H. B. 1259, a bill to amend Chapter 88 of the General Statutes to require the registration of cosmetic art shops and to require the appointment of a three-member Board of Cosmetic Art, with a favorable report, as amended.

H. B. 1264, a bill to establish financing authority for a parking deck within the State Government Complex, with a favorable report.

H. B. 1267, a bill to exempt persons from motor vehicle operator's licensing requirements while such persons are operating bicycles with helper motors, with a favorable report.

By Senator Whichard, for the Committee on Courts and Judicial Districts:

S. B. 145, a bill to amend the Constitution of North Carolina to provide for nonpartisan merit selection of justices and judges of the General Court of Justice, without prejudice. On motion of Senator Whichard, the rules
are suspended and the bill is placed on the Calendar for immediate consideration and on his further motion, the bill is postponed indefinitely.

S. B. 146, a bill to create a Judicial Nominating Commission and to implement the nonpartisan merit plan for the selection of judges as required by Article IV, Section 16, of the North Carolina Constitution, without prejudice. On motion of Senator Whichard, the rules are suspended and the bill is placed before the Senate for immediate consideration and on his further motion is postponed indefinitely.

H. B. 187, a bill to provide for regulation of bail bond business in Randolph County, without prejudice. On motion of Senator Whichard, the rules are suspended and the bill is placed before the Senate for immediate consideration and on his further motion is postponed indefinitely.

By Senator Davis, for the Committee on Local Government and Regional Affairs:

S. B. 872, a bill to authorize the Board of County Commissioners of Scotland County to establish a county police department, with a favorable report, as amended. On motion of Senator Odom, the rules are suspended and the bill is placed on today’s Calendar.

S. B. 939, a bill to amend General Statute 153A-302 relating to the effective date of resolutions defining service districts, with a favorable report, as amended.

By Senator Henley, for the Committee on Rules and Operation of the Senate:

H. B. 296, Committee Substitute No. 2 for H. B. 296, a bill to direct the Legislative Research Commission to study various matters, with a favorable report, as amended.

H. J. R. 1195, a joint resolution to provide for the wise development of the water resources of the State of North Carolina for the economic and overall well-being of its citizens, and to provide for the establishment of a procedure for the priority budget programming for the State share of the cost of the construction, management and operation of such projects, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. R. 940, by Senators Henley and Kirby, a Senate resolution authorizing and directing the Committee on Rules and Operation of the Senate to meet between the 1975 and 1977 Sessions of the General Assembly to review the Rules of the Senate. Referred to Committee on Rules and Operation of the Senate.

S. B. 941, by Senator Moore, a bill to correct inequities to nonresidents in computing net taxable income due the State of North Carolina as a result of alimony payments. Referred to Committee on Finance.
S. B. 942, by Senator Moore, a bill to correct inequities to nonresidents in computing net taxable income due the State of North Carolina and to make the law of the State of North Carolina regarding the same conform with the laws of adjoining states. Referred to Committee on Finance.

CONFERENCE REPORT

H. B. 112

Senator Moore, for the Conferees appointed to consider the differences arising between the Senate and the House of Representatives upon H. B. 112, a bill to prohibit political party officers from being precinct officials, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your Conference Committee appointed to resolve the differences arising between the two bodies on House Bill 112, "a bill to be entitled an act to prohibit political party officers from being precinct officials," wish to report as follows:

The Conference Committee agreed to delete Senate Amendment No. 1 offered by Senator Moore which was adopted by the Senate on June 18, 1975.

This the 20th day of June, 1975.

HERMAN A. MOORE
RUSSELL WALKER
PLEAS LACKEY
Conferees on the part of the Senate

R. LANE BROWN III
J. WORTH GENTRY
GEORGE BREECE
Conferees on the part of the
House of Representatives

On motion of Senator Moore, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CONFERENCE REPORT

H. B. 254, House Committee Substitute for H. B. 254

Senator Moore, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon House Committee Substitute for H. B. 254, a bill to rewrite portions of the Machinery Act to provide a more equitable, fair, and efficient system of taxation on real and personal property, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your Conference Committee appointed to resolve the differences arising between the two bodies on House Committee Substitute for House
Bill 254, "a bill to be entitled an act to rewrite portions of the Machinery Act to provide a more equitable, fair, and efficient system of taxation on real and personal property," wish to report as follows:

The Conference Committee agreed to delete Senate Amendment No. 1 offered by Senator Moore which was adopted by the Senate on June 18, 1975.

This the 20th day of June, 1975.

HERMAN A. MOORE
WESLEY D. WEBSTER
KATHERINE H. SEBO
Conferees on the part of the Senate

JAMES E. LONG
R. LANE BROWN III
LISTON B. RAMSEY
Conferees on the part of the House of Representatives

On motion of Senator Moore, the Conference Report is placed on the Calendar for Monday, June 23, for consideration.

CONFERENCE REPORT

H. J. R. 338, Committee Substitute for H. J. R. 338

Senator Jernigan, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon Committee Substitute for H. J. R. 338, a joint resolution requesting the Department of Administration to conduct a study of the feasibility of establishing State-operated computer centers to serve county governments, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your Conferees appointed to resolve the differences arising between the Senate and the House of Representatives on Committee Substitute for H. J. R. 338, "a joint resolution requesting the Department of Administration to conduct a study of the feasibility of establishing State-operated computer centers to serve county governments," wish to report as follows:

The Conference Committee recommends that the word "and" be inserted between the words "word 'cities'" on line 2 of Senator Walker's Amendment No. 1. The Conference Committee further recommends that lines 6 and 7 of Senator Walker's Amendment No. 1 be changed to read as follows: "FURTHER AMEND by changing line 7 on page 3 to read 'Two members of city governments to be invited by'". The Conference Committee further recommends that the reference on line 3 of Senator Walker's Amendment No. 1 to "page 2, line 2" be changed to read "page 2, line 12".

This the 19th day of June, 1975.

PLEAS LACKEY
GLENN JERNIGAN
DONALD KINCAID
Conferees on the part of the Senate
On motion of Senator Jernigan, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CONFERENCE REPORT

H. B. 689

Senator Moore, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon H. B. 689, a bill to make technical and clarifying amendments to the election laws, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your Conferees appointed to resolve the differences between the Senate and House of Representatives on House Bill 689, "a bill to be entitled an act to make technical and clarifying amendments to the election laws," wish to report as follows:

SENIOR MOORE'S AMENDMENT. The Conference Committee recommends that Senator Moore's amendment to House Bill 689 dated June 11, 1975, be amended on page one thereof by (1) striking the word "judicial" in Section 5; (2) by deleting the comma after the word "State" in Section 6; and (3) by adding ", county" after the words, "single-county district" and before the word "and" in Section 6.

The Conference Committee recommends the joint acceptance of Senator Moore's amendment as amended above.

The Conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This 20th day of June, 1975.

Herman A. Moore
J. J. Harrington
Wade Walsh
Conferrees on the part of the Senate

Ernest B. Messer
J. Worth Gentry
Judson D. DeRamus, Jr.
Conferrees on the part of the House of Representatives

On motion of Senator Moore, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.
The following special messages are received from the House of Representatives:

S. B. 250, a bill to amend the Well Construction Act, General Statute 87-83 et seq.; the Water Use Act, General Statute 143-215.11 et seq.; the Dam Safety Law, General Statute 143-215.23 et seq.; and the Water and Air Quality Reporting Act, General Statute 143-215.63 et seq.; and the civil penalty provisions of Articles 21 and 21B, Chapter 143, North Carolina General Statutes in order to provide enforcement and judicial review procedures similar to and consistent with other parts of Article 21, Chapter 143 of the North Carolina General Statutes administered by the Environmental Management Commission, for concurrence in the House amendment, which is placed on the Calendar for Monday, June 23.

S. B. 333, a bill to amend General Statute 7A-286(5) relating to the commitment of juvenile delinquents to the Division of Youth Development, for concurrence in the House amendment which is placed on the Calendar for Monday, June 23.

S. B. 513, a bill to rewrite the law relating to kidnapping, for concurrence in the House amendment which is placed on the Calendar for Monday, June 23.

S. B. 901, House Committee Substitute for S. B. 901, a bill to direct the Professional Liability Insurance Study Commission to study: shortening malpractice suit time, requiring informed consent by persons to be treated by health care providers, and changing the health care malpractice standard. Referred to Committee on Calendar.

HOUSE OF REPRESENTATIVES,
June 20, 1975.

H. B. 254, Committee Substitute for H. B. 254

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on Committee Substitute for H. B. 254, "a bill to be entitled an act to rewrite portions of the Machinery Act to provide a more equitable, fair, and efficient system of taxation on real and personal property," to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,

GRACE A. COLLINS
Principal Clerk
H. J. R. 338, Committee Substitute for H. J. R. 338

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on Committee Substitute for H. J. R. 338, "a joint resolution requesting the Department of Administration to conduct a study of the feasibility of establishing State-operated computer centers to serve county governments," to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
GRACE A. COLLINS
Principal Clerk

H. J. R. 338, Committee Substitute for H. J. R. 338

House of Representatives, June 20, 1975.

H. B. 424, Committee Substitute No. 2 for H. B. 424

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on Committee Substitute No. 2 for H. B. 424, "a bill to be entitled an act to exclude employees injured while under the influence of drugs from eligibility for workmen's compensation," to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
GRACE A. COLLINS
Principal Clerk

H. B. 424, Committee Substitute No. 2 for H. B. 424

House of Representatives, June 19, 1975.

H. B. 509, Committee Substitute for H. B. 509

Mr. President:

Pursuant to your message that you have adopted the report of the Conferees on Committee Substitute for House Bill 509, "a bill to be entitled an act to rewrite the Rules of Civil Procedure governing discovery and depositions," it is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted the report of the Conferees and the bill is ordered enrolled.

Respectfully,
GRACE A. COLLINS
Principal Clerk

H. B. 509, Committee Substitute for H. B. 509

House of Representatives, June 19, 1975.
House of Representatives, 
June 20, 1975.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on House Bill 689, "a bill to be entitled an act to make technical and clarifying amendments to the election laws," to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
GRACE A. COLLINS
Principal Clerk

House of Representatives, 
June 19, 1975.

H. B. 852, Committee Substitute for H. B. 852

Mr. President:

Pursuant to your message that you have adopted the report of the Conferees on Committee Substitute for House Bill 852, "a bill to be entitled an act to amend sections of the Machinery Act relative to valuation of farm land at its present use value," it is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted the report of the Conferees and the bill is ordered enrolled.

Respectfully,
GRACE A. COLLINS
Principal Clerk

H. B. 1260, Committee Substitute for H. B. 1260, a bill to authorize the Industrial Commission to review certain injuries and death claims. Referred to Committee on Calendar.

H. J. R. 1276, a joint resolution honoring R. J. Reynolds Industries, Inc. On motion of Senator Davis, the rules are suspended and the joint resolution is placed on the Calendar for today.

On motion of Senator Henley, in accordance with the Joint Resolution fixing the time and place for a Joint Session of the House of Representatives and Senate for the purpose of confirming the appointment of the Governor to the Utilities Commission, the Senate recesses to repair to the Hall of the House of Representatives there to sit in Joint Session; and on his further motion upon dissolution of the Joint Session to return to the Senate Chamber for the further consideration of business.

Joint Session

The Senate is received by the members of the House of Representatives standing, and the Joint Session is called to order by Lieutenant Governor James B. Hunt, Jr.

Senator Webster, for the Committee on Public Utilities and Energy of the Senate, presents the following report:
June 20, 1975.

Mr. President:

In compliance with the provisions of Chapter 243 of the 1975 Session Laws expanding the size of the North Carolina Utilities Commission from five to seven and further providing that nominees to fill positions on the Utilities Commission shall be subject to confirmation by the General Assembly in joint session, Governor Holshouser has submitted for confirmation by the General Assembly the following name:

Mr. William Lester Teal, Jr.
(For a term to expire June 30, 1977.)

Pursuant to HJR 1170 the Senate Public Utilities & Energy Committee has considered the nominee and makes the following recommendation to this joint session:

That the nomination of Mr. William Lester Teal, Jr. be confirmed.

Respectfully submitted.

Wesley D. Webster, Chairman
Committee on Public Utilities
and Energy — Senate

Representative Miller, for the Committee on Public Utilities of the House of Representatives, presents the following report:

June 20, 1975.

Mr. President:

In compliance with the provisions of Chapter 243 of the 1975 Session Laws expanding the size of the North Carolina Utilities Commission from five to seven and further providing that nominees to fill positions on the Utilities Commission shall be subject to confirmation by the General Assembly in joint session, Governor Holshouser has submitted for confirmation by the General Assembly the name of Mr. William Lester Teal, Jr. for a term to expire June 30, 1977.

Pursuant to HJR 1170 the House Public Utilities Committee has considered the nominee and makes the following recommendation to this joint session:

That the nomination of Mr. William Lester Teal, Jr. be confirmed.

Respectfully submitted.

George W. Miller, Jr.
Chairman
House Public Utilities Committee

Senator Webster moves that the Senate do confirm the appointment of William Lester Teal, Jr. to the North Carolina Utilities Commission. Representative Miller moves that the House of Representatives do confirm the appointment of William Lester Teal, Jr. to the North Carolina Utilities Commission.
The President of the Senate orders that the roll of the Senate will be called and thereafter the roll of the House of Representatives after which the results of the vote will be announced.

The motions to confirm the appointment of William Lester Teal, Jr. to the North Carolina Utilities Commission prevail by the following roll-call votes:

Senate, ayes 43, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Barker, Britt, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Henley, Hill, Jernigan, Kirby, Lackey, Marion, Mills, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 43.


Having received a majority of votes of both Houses, the appointment of William Lester Teal, Jr. to the North Carolina Utilities Commission is confirmed.

It is ordered by the President of the Senate that the Governor be notified of the action of the General Assembly sitting in Joint Session upon the confirmation of this appointment to the North Carolina Utilities Commission.

On motion of Senator Henley, the Joint Session is dissolved and the Senate returns to its Chamber.

The Senate resumes consideration of its regular business.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Report of the Committee on State Government approving candidates appointed by the Governor and subject to confirmation by the Senate to serve on the Board of Trustees of the Teachers' and State Employees'
Retirement System, for adoption. On motion of Senator McNeill Smith, the report is adopted by roll-call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Barker, Britt, Childers, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Henley, Hill, Jernigan, Kirby, Lackey, Marion, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Strickland, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 41. The following appointments are confirmed: Mr. Hargett Y. Kinard, Mr. Lewis James Outlaw, Jr. and Mr. John P. Booker, Jr.

S. B. 300, a bill to amend General Statute 14-202.1 to delete the requirement of intent to commit an unnatural sex act from the crime of taking indecent liberties with children and to increase the punishment, for concurrence in the House amendment. On motion of Senator Allsbrook, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 379, a bill relating to the status of board members of occupational licensing boards. The Committee Substitute bill passes its second and third readings and is ordered enrolled.

S. B. 408, House Committee Substitute for S. B. 408, a bill authorizing the North Carolina Medical Care Commission to finance, refinance, construct, provide and acquire and otherwise undertake health care facilities, upon third reading. The House Committee Substitute bill passes its third reading by roll-call vote, ayes 33, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Barker, Britt, Childers, Daniels, Davis, Garrison, Gudger, Henley, Hill, Kirby, Lackey, Marion, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Sebo, Lynwood Smith, William Smith, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Whichard, White, Winters — 33. The House Committee Substitute bill is ordered enrolled.

S. B. 420, Committee Substitute for S. B. 420, a bill to establish an expansion policy for electric utility plants in North Carolina, to promote greater efficiency in the use of all existing plants, and to reduce electricity costs by requiring greater conservation of electricity, for concurrence in the House amendment. On motion of Senator McNeill Smith, the Senate concurs in the House amendment and the Committee Substitute bill is ordered enrolled.

S. B. 699, Committee Substitute for S. B. 699, a bill to call upon a qualified research organization for the development of an examination (or examinations) for the certification of teachers, for concurrence in the House amendment. On motion of Senator Alford, the Senate concurs in the House amendment and the Committee Substitute bill is ordered enrolled.

S. B. 722, Committee Substitute for S. B. 722, a bill to restore an analytical and administrative staff to the Parole Commission, upon third reading. On motion of Senator White, consideration of the Committee Substitute bill is postponed until Monday, June 23.
S. B. 775, a bill to permit individual taxpayers to designate on their income tax returns the sum of one dollar ($1.00) to be paid to the political party of their choice, upon third reading. On motion of Senator Kirby, the bill is postponed indefinitely.

S. B. 828, a bill to enhance enforcement of the Controlled Substances Act, for concurrence in the House amendment. On motion of Senator Allsbrook, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 830, a bill to amend General Statute 14-100 to enlarge the definition of false pretense to encompass modern organizations and to prohibit false pretenses concerning future events, for concurrence in the House amendment. On motion of Senator Allsbrook, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 831, a bill to rewrite the laws relating to perjury and false swearing. Senator McNeill Smith offers Amendments No. 1 and No. 2 which are adopted. The bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. B. 838, a bill to amend the law relating to gambling and lotteries. Senator Allsbrook withdraws the recommended Committee amendment. On motion of Senator Allsbrook, the bill is recommitted to the Committee on Judiciary I.

S. B. 843, a bill to require the district court to hold a hearing to determine whether an adjudicated juvenile's conditional release should be revoked. Senator Gudger offers Amendment No. 1 which is adopted. The bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. B. 844, a bill to require a private examination of a husband prior to conveyance of real estate to his wife, for concurrence in the House amendments. On motion of Senator Britt, consideration of the bill is postponed until Monday, June 23.

S. B. 872, a bill to authorize the Board of County Commissioners of Scotland County to establish a county police department. On motion of Senator Odom, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. B. 876, a bill to amend General Statute 143-215.107 relating to air quality standards, for concurrence in the House amendment. On motion of Senator White, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 891, a bill to amend the Local Government Bond Act and revenue bonds to include the purchase and/or lease of natural gas fields, natural gas reserves and natural gas supplies as a purpose for which bonds may
be issued by a city; to provide that the definition of public enterprise includes such activities; to include public enterprise within the definition of undertaking for interlocal cooperation; and to enable cities to operate specified parts of a gas system in a partnership or joint venture arrangement with natural gas utilities and private enterprise, upon third reading. The bill passes its third reading by roll-call vote, ayes 34, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Barker, Britt, Childers, Crawford, Daniels, Davis, Garrison, Gudger, Harrington, Henley, Hill, Jernigan, Kirby, Lackey, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Lynwood Smith, William Smith, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, White, Winters — 34. The bill is ordered, without objection, sent to the House of Representatives by special messenger.

S. B. 916, a bill to allow compensation for the taking of water and sewer facilities by political subdivisions. Senator Jernigan offers Amendment No. 1 which is adopted. The bill, as amended, passes its second reading. On objection of Senator Allsbrook to its third reading the bill, as amended, remains on the Calendar.

S. J. R. 937, a joint resolution honoring R. J. Reynolds Industries, Inc. On motion of Senator Davis, the joint resolution is postponed indefinitely.

H. B. 25, a bill to amend mechanics', laborers' and materialmen's liens to provide for pro rata distribution. On motion of Senator Kirby, consideration of the bill is postponed until Monday, June 23.

H. B. 83, a bill to amend General Statute 15-183 to require the State Department of Correction to assume financial responsibility for persons committed for appellate safekeeping, upon second reading. On motion of Senator Moore, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 30, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Britt, Childers, Davis, Garrison, Gudger, Harrington, Henley, Hill, Jernigan, Kirby, Lackey, Marion, Moore, Nye, Palmer, Renfrow, Sebo, Lynwood Smith, McNeill Smith, William Smith, Suddarth, Totherow, Vickery, Walker, Walsh, Whichard, White, Winters — 30. The bill, as amended, remains on the Calendar.

H. B. 207, Committee Substitute for H. B. 207, a bill to amend Chapter 163 of the General Statutes so as to insure continuity in the design of ballots, upon third reading. On motion of Senator Moore, consideration of the Committee Substitute bill is postponed until Monday, June 23.

H. B. 277, Committee Substitute for H. B. 277, a bill to amend Article 19 of Chapter 160A of the General Statutes relating to planning and regulation of development of family care or group homes licensed or certified by the Department of Human Resources, as amended. On motion of Senator Gudger, consideration of the Committee Substitute bill, as amended, is postponed until Monday, June 23.

H. B. 329, Committee Substitute for H. B. 329, a bill to exempt certain housing for low and moderate income families and displaced families from
ad valorem taxation, upon second reading. The Committee Substitute bill passes its second reading by roll-call vote, ayes 29, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Britt, Childers, Davis, Garrison, Gudger, Harrington, Henley, Hill, Jernigan, Kirby, Lackey, Marion, Nye, Odom, Palmer, Renfrow, Sebo, Lynwood Smith, William Smith, Strickland, Suddarth, Totherow, Walker, Walsh, Whichard, White, Winters — 29. The Committee Substitute bill remains on the Calendar.

H. B. 502, a bill to provide for the distribution and sale by the Secretary of the State of the revised and updated edition of the 1913 North Carolina Manual entitled North Carolina Government, 1585-1974: A Narrative and Statistical History. Passes its second and third readings and is ordered enrolled.

H. B. 652, a bill to authorize health services for minors. On motion of Senator Royall, consideration of the bill is postponed until Monday, June 23.

H. B. 661, Committee Substitute for H. B. 661, a bill to be known as the protection of the Abused, Neglected, or Exploited Disabled Adult Act, as amended. Senator Gudger offers Amendment No. 2 which is adopted. Senator Britt offers Amendment No. 3 which is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments by special messenger.

H. B. 705, Senate Committee Substitute for H. B. 705, a bill to amend General Statute 161-5 to provide for the filling of a vacancy in the office of register of deeds. On motion of Senator Whichard, the Senate Committee Substitute bill is recommitted to the Committee on Calendar.

H. B. 920, a bill to amend General Statute 20-146.1 pertaining to the operation of motorcycles. Passes its second and third readings and is ordered enrolled.

H. B. 944, a bill to rewrite General Statute 20-109.1 relating to salvage vehicle titles. On motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment by special messenger.

H. B. 960, Committee Substitute for H. B. 960, a bill to permit individual taxpayers to designate on their income tax returns the sum of one dollar ($1.00) to be paid to the political party of their choice, upon third reading. The Committee Substitute bill passes its third reading by roll-call vote, ayes 33, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Barker, Britt, Childers, Combs, Daniels, Davis, Garrison, Gudger, Harrington, Henley, Hill, Jernigan, Kirby, Lackey, Marion, Moore, Nye, Palmer, Rauch, Renfrow, Sebo, Lynwood Smith, McNeill Smith, William Smith, Strickland, Suddarth, Totherow, Walker, Walsh, White, Winters — 33. The Committee Substitute bill is ordered enrolled.
H. B. 961, Committee Substitute for H. B. 961, a bill to regulate the entry and inspection of private property in the State by employees of any city, town or county. On motion of Senator McNeill Smith, consideration of the Committee Substitute bill is postponed until Monday, June 23.

H. B. 979, Committee Substitute for H. B. 979, a bill to amend the privilege tax for day-care facilities, upon third reading. The Committee Substitute bill passes its third reading by roll-call vote, ayes 31, noes 1, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Barker, Britt, Childers, Crawford, Daniels, Davis, Garrison, Gudger, Harrington, Henley, Hill, Jernigan, Lackey, Marion, Moore, Nye, Palmer, Rauch, Renfrow, Royall, Lynwood Smith, William Smith, Strickland, Suddarth, Totherow, Vickery, Walsh, Webster, White — 31. Voting in the negative is: Senator Walker — 1. The Committee Substitute bill is ordered enrolled.

H. J. R. 994, a joint resolution creating a study committee to study the funding, benefits, and operations of the retirement system. On motion of Senator Barker, the joint resolution is re-referred to the Committee on Rules and Operation of the Senate.

H. B. 997, a bill to clarify the meaning of public records and to provide a civil remedy for the recovery of public records. Passes its second and third readings and is ordered enrolled.

H. B. 1010, a bill authorizing the North Carolina Department of Labor to assess and collect inspection service fees for the installation and alteration of elevators, escalators, dumbwaiters and special equipment and to assess and collect inspection service fees for annual inspections of amusement devices, aerial passenger tramways and inclined railroads, upon third reading. The bill passes its third reading by roll-call vote, ayes 34, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Barker, Britt, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Henley, Hill, Jernigan, Kirby, Lackey, Marion, Nye, Palmer, Rauch, Renfrow, Royall, Suddarth, Toherow, Vickery, Walsh, Webster, White — 34. The bill is ordered enrolled.

H. B. 1021, a bill to create a state-wide school district to be known as the Mental Health School Administrative Unit. On motion of Senator Gudger, consideration of the bill is postponed until Monday, June 23.

H. B. 1034, Committee Substitute for H. B. 1034, a bill authorizing the creation in counties of industrial and pollution control facilities financing authorities and the issuance thereby of revenue bonds to finance industrial and pollution control projects for industry and pollution control projects for public utilities, upon second reading. Senator McNeill Smith offers Amendment No. 1, held to be material. Senator Barker, seconded by Senator Harrington, moves that Amendment No. 1 do lie upon the table which motion prevails and Amendment No. 1 lies upon the table. Senator McNeill Smith offers Amendment No. 2. Senator Britt moves that Amendment No. 2 do lie upon the table which motion prevails and
Amendment No. 2 lies upon the table. The Committee Substitute bill passes its second reading by roll-call vote, ayes 37, noes 0, as follows:
Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Barker, Britt, Childers, Combs, Daniels, Davis, Garrison, Gudger, Harrington, Henley, Hill, Jernigan, Kirby, Lackey, Marion, Moore, Nye, Odom, Rauch, Renfrow, Sebo, Lynwood Smith, McNeill Smith, William Smith, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 37. The Committee Substitute bill remains on the Calendar.

H. B. 1039, a bill to amend General Statute 58-3.1 dealing with motor vehicle warranties. Passes its second and third readings and is ordered enrolled.

H. B. 1044, a bill to authorize the State Board of Elections to clarify registration records of persons affiliated with an expired political party. Passes its second and third readings and is ordered enrolled.

H. B. 1103, a bill to amend General Statute 133-1 concerning prohibition of employment of architects on public works when interested in use of materials. The bill fails to pass its second reading.

H. B. 1105, Senate Committee Substitute for H. B. 1105, a bill to revise the General Statutes to provide that dependent children are afforded support by the responsible parent. On motion of Senator Kirby, the Committee Substitute bill is adopted and on his further motion the rules are suspended and the Committee Substitute bill is placed on the Calendar for Monday, June 23.

H. B. 1114, a bill to amend General Statute 90-89 to include difenoxin in Schedule I of controlled substances. Passes its second and third readings and is ordered enrolled.

H. B. 1117, a bill to amend Chapter 1286, Session Laws 1973 (the Pretrial Criminal Procedure Act) to authorize continued use of pretrial release programs. Passes its second and third readings and is ordered enrolled.

H. B. 1191, Committee Substitute for H. B. 1191, a bill to amend the charter of the City of Gastonia contained in Chapter 910 of the 1971 Session Laws of North Carolina, upon third reading. The Committee Substitute bill passes its third reading by roll-call vote, ayes 30, noes 1, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Barker, Britt, Childers, Crawford, Daniels, Davis, Garrison, Gudger, Henley, Hill, Kirby, Lackey, Moore, Odom, Rauch, Renfrow, Royall, Lynwood Smith, William Smith, Strickland, Suddarth, Totherow, Vickery, Walsh, Webster, Whichard, White — 30. Voting in the negative is: Senator Marion — 1. The Committee Substitute bill is ordered enrolled.

H. J. R. 1276, a joint resolution honoring R. J. Reynolds Industries, Inc. Passes its second and third readings and is ordered enrolled.
The following special message is received from the House of Representatives:

H. J. R. 338, Committee Substitute for H. J. R. 338

Mr. President:

Pursuant to your message that you have adopted the report of the Conferees on Committee Substitute for H. J. R. 338, "a joint resolution requesting the Department of Administration to conduct a study of the feasibility of establishing State-operated computer centers to serve county governments," it is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted the report of the Conferees and the bill is ordered enrolled.

Respectfully,
GRACE A. COLLINS
Principal Clerk

On motion of Senator Mills, the Senate adjourns to meet Monday at 1:00 P.M.

ONE HUNDRED FOURTEENTH DAY

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Mel Williams, Associate Pastor of Pullen Memorial Baptist Church, Raleigh.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Kirby, for the Committee on Calendar:
H. B. 1218, a bill to limit eligibility requirements for employment as a vocational teacher in schools for juveniles operated by the State Department of Human Resources, with a favorable report.

H. B. 1260, Committee Substitute for H. B. 1260, a bill to authorize the Industrial Commission to review certain injuries and death claims, with a favorable report.

H. B. 1268, a bill to reimburse the family of Donald Petteway for attorney fees incurred in defending damage suit arising out of school bus accident, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 943, by Senator Hardison, a bill to create a North Carolina Energy Policy Council to develop recommendations for a comprehensive, long-term State energy policy and to establish procedures for energy crisis administration under the Department of Military and Veterans Affairs. On motion of Senator Hardison, the rules are suspended and the bill is placed on the Calendar for immediate consideration. The bill passes its second and third readings and is ordered, without objection, sent to the House of Representatives, by special messenger.

S. B. 944, by Senator Kirby, a bill to exempt the Division of Motor Vehicles from the Administrative Procedure Act. Referred to Committee on Calendar.

S. B. 945, by Senator Whichard, a bill to validate acknowledgments of notary public prior to January 1, 1975. Referred to Committee on Calendar.

CONFERENCE REPORT

S. B. 48, House Committee Substitute for S. B. 48

Senator Barker, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon House Committee Substitute for S. B. 48, a bill to require public disclosure of lobbying activities, submits the follows report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your conferees appointed to resolve the differences arising between the Senate and House of Representatives on House Committee Substitute for Senate Bill 48, "a bill to be entitled an act to require public disclosure of lobbying activities," wish to report as follows:

House Committee Substitute (adopted 6/11/75) The Conference Committee recommends that the Senate concur in the House Committee Substitute for Senate Bill 48 (adopted 6/11/75).
House Floor Amendment 1. (Rep. Morris — amends House Committee Substitute on page 5, line 24.) The Conference Committee recommends that the Senate concur in the amendment.

House Floor Amendment 2. (Rep. Adams — amends House Committee Substitute on page 8, line 9.) The Conference Committee recommends that the Senate concur in the amendment.

House Floor Amendment 3. (Rep. Edwards — amends House Committee Substitute on page 7, line 10.) The Conference Committee recommends joint acceptance of modification of the Amendment to read as follows: “Amend the House Committee Substitute on page 7, line 10, by striking the period and adding the follows: ‘and shall likewise file with the Secretary of State a full and accurate accounting of all money expended in influencing or attempting to influence legislation, other than the salaries of regular full-time employees.’ ”

House Floor Amendment 4. (Rep. Johnson of Wake — amends House Committee Substitute on page 7, line 10.) The Conference Committee recommends that the Senate concur in the amendment.

The Conference Committee further recommends joint acceptance of the following amendment: “Amend the House Committee Substitute on page 3, lines 4 through 7, by deleting all of subsection (d) and redesignating subsection (e) as subsection (d).

To this end, the Conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 20th day of June, 1975.

BOB L. BARKER
JAMES B. GARRISON
HAROLD W. HARDISON
Conferees on the part of the Senate

ALLEN ADAMS
LARRY P. EAGLES
WADE M. SMITH
Conferees on the part of the
House of Representatives

On motion of Senator Barker, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CONFERENCE REPORT

H. B. 254, Committee Substitute for H. B. 254

Senator Moore, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon Committee Substitute for H. B. 254, a bill to rewrite portions of the Machinery Act to provide a more equitable, fair, and efficient system of taxation on real and personal property, submits the following report:
To the President of the Senate and the Speaker of the House of Representatives:

We, your Conference Committee appointed to resolve the differences arising between the two bodies on House Committee Substitute for House Bill 254, "a bill to be entitled an act to rewrite portions of the Machinery Act to provide a more equitable, fair, and efficient system of taxation on real and personal property," wish to report as follows:

The Conference Committee agreed to delete Senate Amendment No. 1 offered by Senator Moore which was adopted by the Senate on June 18, 1975.

This the 20th day of June, 1975.

H. A. Moore
WESLEY D. WEBSTER
KATHERINE H. SEBO
Conferees on the part of the Senate

JAMES E. LONG
R. L. BROWN III
LISTON B. RAMSEY
Conferees on the part of the House of Representatives

Senator Moore moves that the Senate adopt the report of the conferees. Senator Hill offers a substitute motion, seconded by Senator Alford, that the Senate do not adopt the Conference Report, discharge the conferees and appoint second conferees. On motion of Senator Hill, the Conference Report is placed on the Calendar for tomorrow for further consideration.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 722, Committee Substitute for S. B. 722, a bill to restore an analytical and administrative staff to the Parole Commission, upon third reading. Senator Gudger calls the previous question, seconded by Senator Bahakel. The call is sustained. The Committee Substitute bill passes its third reading and is ordered without objection sent to the House of Representatives by special messenger.

S. B. 829, a bill to repeal General Statute 14-415.2 and amend General Statute 14-415.1 to prohibit possession of a handgun or pistol for 10 years from date of conviction, or termination of suspended sentence, probation, or parole, whichever is later, as amended. Senator Vickery offers Amendment No. 2 which is adopted. Senator Gudger offers an amendment, No. 3, to Amendment No. 2 which is adopted. Senator Strickland offers Amendment No. 4 which is adopted. Senator Allsbrook calls the previous question, seconded by Senator Barker. The call is sustained. The bill, as amended, passes its second and third readings and
is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. B. 835, House Committee Substitute for S. B. 835, a bill to amend Article 30 of Chapter 14 of the General Statutes to make it unlawful to obstruct justice by interfering with evidence. The House Committee Substitute bill passes its second and third readings and is ordered enrolled.

S. B. 916, a bill to allow compensation for the taking of water and sewer facilities by political subdivisions, as amended, upon third reading. The bill, as amended, passes its third reading and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. B. 936, a bill to amend Chapter 24 of the General Statutes to set the legal rate of interest for cooperative marketing associations at ten percent (10%). On motion of Senator Staton, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives, without engrossment.

S. B. 939, a bill to amend General Statute 153A-302 relating to the effective date of resolutions defining service districts. On motion of Senator Kirby, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives, without engrossment.

H. B. 83, a bill to amend General Statute 15-183 to require the State Department of Correction to assume financial responsibility for persons committed for appellate safekeeping, as amended, upon third reading. The bill passes its third reading by roll-call vote, ayes 32, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Bahakel, Childers, Crawford, Daniels, Davis, Garrison, Hardison, Henley, Hill, Jernigan, Kincade, Lackey, McDuffie, Mills, Nye, Odom, Palmer, Rauch, Royall, Scott, McNeill Smith, Staton, Strickland, Suddarth, Totherow, Walker, Walsh, Webster, Whichard, White, Winters — 32. The bill is ordered sent to the House of Representatives for concurrence in the Senate amendment by special messenger.

H. B. 207, Committee Substitute for H. B. 207, a bill to amend Chapter 163 of the General Statutes so as to insure continuity in the design of ballots, upon third reading. Senator Winters moves that consideration of the Committee Substitute bill be postponed until the Evening Session which motion fails to prevail. Senator Moore calls the previous question, seconded by Senator Harris. The call is sustained. The Committee Substitute bill passes its third reading and is ordered enrolled. Senator Moore moves that the vote by which the bill passed its third reading be reconsidered and that that motion do lie upon the table which motion prevails.

H. B. 659, a bill to amend General Statute 120-40 to require lobbyists to pay a registration fee of fifty dollars ($50.00) for every person, corporation or association which employs the lobbyists, such fees to be payable
upon registration, upon second reading. On motion of Senator Barker, the Committee amendment is adopted. Senator Barker offers Amendment No. 2 which is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 35, noes 4, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Barker, Childers, Davis, Garrison, Gudger, Harrington, Henley, Hill, Jernigan, Lackey, Marion, Mauney, Moore, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Saddarth, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 35. Those voting in the negative are: Senators Allsbrook, Harris, Kincaid, Strickland — 4. The bill, as amended, remains on the Calendar.

H. B. 1022, a bill to annex a certain noncontiguous area to the Town of Indian Beach as “satellite corporate limits,” as amended, upon third reading. On motion of Senator Davis, the bill, as amended, is re-referred to the Committee on Natural and Economic Resources. Senator Walsh moves that the vote by which the bill was re-referred to the Committee on Natural and Economic Resources be reconsidered, which motion prevails. Senator Davis moves that the Senate do now recess until 7 P.M., which motion fails to prevail. Senator Stallings calls the previous question, seconded by Senator Moore. The call is sustained. The bill, as amended, passes its third reading by roll-call vote, ayes 20, noes 17, as follows: Those voting in the affirmative are: Senators Alexander, Britt, Henley, Hill, Marion, Mauney, Mills, Moore, Nye, Rauch, Renfrow, Scott, McNeill Smith, William Smith, Stallings, Strickland, Walsh, Webster, White, Winters — 20. Those voting in the negative are: Senators Alford, Allsbrook, Bahakel, Barker, Childers, Davis, Gudger, Hardison, Lackey, McDuffie, Odom, Royall, Sebo, Staton, Totherow, Walker, Whichard — 17. The bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendment by special messenger. Senator Stallings moves that the vote by which the bill passed its third reading be reconsidered and that that motion do lie upon the table which motion prevails.

H. B. 1033, Committee Substitute for H. B. 1033, a bill to amend Article V of the Constitution of North Carolina to authorize the General Assembly to authorize counties to create authorities to issue revenue bonds to finance industrial and pollution control projects for industry and pollution control projects for public utilities, subject to the approval of the electorate, upon second reading. The Committee Substitute bill passes its second reading by roll-call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Barker, Childers, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, McDuffie, Moore, Nye, Odom, Palmer, Royall, Scott, Lynwood Smith, Staton, Strickland, Saddarth, Totherow, Walker, Walsh, Webster, Whichard, White — 36. The Committee Substitute bill remains on the Calendar.

H. B. 1034, Committee Substitute for H. B. 1034, a bill authorizing the creation in counties of industrial and pollution control facilities financing authorities and the issuance thereby of revenue bonds to finance industrial
and pollution control projects for industry and pollution control projects for public utilities, upon third reading. The Committee Substitute bill passes its third reading by roll-call vote, ayes 33, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Barker, Childers, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Henley, Hill, Jernigan, Kincaid, Kirby, Lackey, Mills, Palmer, Rauch, Royall, Scott, Lynwood Smith, Staton, Strickland, Suddarth, Totherow, Walker, Walsh, Whichard, White, Winters — 33. The Committee Substitute bill is ordered enrolled.

H. B. 1105, Senate Committee Substitute for H. B. 1105, a bill to revise the General Statutes to provide that dependent children are afforded support by the responsible parent. The Senate Committee Substitute bill passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger. Senator Palmer requests to be recorded voting "aye."

H. B. 1135, Committee Substitute for H. B. 1135, a bill to authorize the issuance of forty-three million two hundred sixty-seven thousand dollars ($43,267,000) of bonds of the State to provide for capital improvements for State institutions of higher education subject to a vote of the qualified voters of the State, upon second reading. On motion of Senator Moore, the Committee amendment is adopted. Senator Moore calls the previous question, seconded by Senator Jernigan. The call is sustained. The Committee Substitute bill, as amended, passes its second reading by roll-call vote, ayes 45, noes 3, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Combs, Crawford, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Lackey, McDuffie, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 45. Those voting in the negative are: Senators Childers, Marion, Mauney — 3. The Committee Substitute bill, as amended, remains on the Calendar.

H. B. 1213, a bill to increase the fee charged under General Statute 7A-308(a)(1) for foreclosure under power of sale, upon second reading. The bill passes its second reading by roll-call vote, ayes 39, noes 1, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Barker, Childers, Crawford, Davis, Garrison, Gudger, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Lackey, Marion, Mauney, Mills, Moore, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Staton, Suddarth, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 39. Voting in the negative is: Senator Allsbrook — 1. The bill remains on the Calendar.

H. B. 1259, a bill to amend Chapter 88 of the General Statutes to require the registration of cosmetic art shops and to require the appointment of a three-member board of cosmetic art, upon second reading.
On motion of Senator Moore, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll-call vote, ayes 35, noes 5, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Childers, Crawford, Garrison, Gudger, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Scott, Sebo, McNeill Smith, Staton, Strickland, Suddarth, Vickery, Walker, Webster, White, Winters — 35. Those voting in the negative are: Senators Lackey, Royall, William Smith, Totherow, Whichard — 5. The bill, as amended, remains on the Calendar.

H. B. 1264, a bill to establish financing authority for a parking deck within the State Government Complex, upon second reading. The bill passes its second reading by roll-call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Childers, Crawford, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kincaid, Lackey, Marion, Mauney, Mills, Moore, Nye, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, McNeill Smith, William Smith, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 41. The bill remains on the Calendar.

H. B. 1270, a bill to ratify and approve the creation of the Avery's Creek Sanitary District, heretofore created by the Board of Commissioners for the County of Buncombe and the North Carolina State Board of Health (now the Commission for Health Services) pursuant to Article 12 of Chapter 130 of the General Statutes of North Carolina and providing for the election of the Avery's Creek Sanitary District Board, upon second reading. The bill passes its second reading by roll-call vote, ayes 31, noes 0, as follows: Those voting in the affirmative are: Senators Allsbrook, Bahakel, Barker, Childers, Crawford, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Kincaid, Lackey, Mills, Moore, Nye, Odom, Palmer, Rauch, Royall, Stallings, Staton, Strickland, Totherow, Walker, Walsh, Webster, White, Winters — 31. The bill remains on the Calendar.

H. B. 1271, a bill to repeal Chapter 244 of the Private Laws of North Carolina of 1935 prohibiting the manufacture or sale of intoxicating beverages within one mile of the village of Bahama in Durham County. Passes its second and third readings and is ordered enrolled.

H. B. 1272, a bill to amend Chapter 776 of the 1947 Session Laws to increase the number of commissioners of the Town of Morrisville. Passes its second and third readings and is ordered enrolled.

H. B. 1273, a bill to give magistrates of Edgecombe and Nash Counties concurrent authority to receive and act upon involuntary commitment petitions filed in either County. Passes its second and third readings and is ordered enrolled.

On motion of Senator Britt, the Senate recesses until 7:30 P.M.
The Senate meets pursuant to recess and is called to order by Lieutenant Governor James B. Hunt, Jr.

The President recognizes the following pages serving in the Senate this week: Micah Christian, Raleigh; Dicky Hatch, Raleigh; David Hatch, Raleigh; Melissa Stamey, Raleigh; Carol Christian, Raleigh; Beth Blue, Aberdeen; Neil Gamble, Raleigh; Martinia Johnson, Raleigh; Barry Hughey, Raleigh; Craig Poole, Raleigh; Dwanna Carlyle, Zebulon; Kenneth Zogry, Raleigh.

S. B. 831, a bill to rewrite the laws relating to perjury and false swearing. Senator Allsbrook offers a motion to recall the bill from the House of Representatives for further consideration, which motion prevails. A message is ordered sent to the House of Representatives recalling the bill.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:


S. B. 319, House Committee Substitute for S. B. 319, a bill to prohibit furnishing intoxicating beverages to inmates of mental or penal institutions. The House Committee Substitute bill passes its second and third readings and is ordered enrolled.

S. B. 514, House Committee Substitute for S. B. 514, a bill to provide that the primary election shall be held in August and to make appropriate changes in the election laws. Senator Vickery offers a motion to temporarily displace House Committee Substitute for S. B. 514 and consider H. B. 11. Senator Davis calls the previous question, seconded by Senator Mills. The call is sustained. The motion to displace fails to prevail. Senator McNeill Smith calls the previous question, seconded by Senator Alford. The call is sustained. The House Committee Substitute bill passes its second reading. On objection of Senator Vickery to its third reading, the House Committee Substitute bill remains on the Calendar.

H. B. 127, a bill to encourage district court judges to secure special training in order to qualify as certified to hear juvenile cases. The bill passes its second reading. On objection of Senator Allsbrook to its third reading the bill remains on the Calendar.
H. B. 231, a bill to amend General Statute 143-436(b) and (c) relating to the establishment of the North Carolina Pesticide Board. On motion of Senator White, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment by special messenger.

H. B. 277, Committee Substitute for H. B. 277, a bill to amend Article 19 of Chapter 160A of the General Statutes relating to planning and regulation of development of family care or group homes licensed or certified by the Department of Human Resources. On motion of Senator Gudger, consideration of the Committee Substitute bill is postponed until tomorrow, June 24.

H. B. 296, Committee Substitute No. 2 for H. B. 296, a bill to direct the Legislative Research Commission to study various matters. On motion of Senator Henley, the Committee amendment is adopted. Senator Sebo offers Amendment No. 2 which is adopted. The Committee Substitute No. 2 bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments by special messenger.

H. B. 329, Committee Substitute for H. B. 329, a bill to exempt certain housing for low and moderate income families and displaced families from ad valorem taxation, upon third reading. The Committee Substitute bill passes its third reading by roll-call vote, ayes 39, noes 2, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Britt, Childers, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Kirby, Lackey, Marion, McDuffie, Mills, Moore, Nye, Odom, Palmer, Renfrow, Royall, McNeill Smith, William Smith, Staton, Strickland, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 39. Those voting in the negative are: Senators Kincaid, Mauney — 2. The Committee Substitute bill is ordered enrolled.

H. B. 584, Committee Substitute for H. B. 584, a bill to establish a State liability insurance fund for members of local boards of education. On motion of Senator Kirby, consideration of the Committee Substitute bill is postponed until tomorrow, June 24.

H. B. 600, a bill whereby the State enters into a pest control compact. The bill passes its second and third readings and is ordered enrolled.

H. B. 652, Committee Substitute for H. B. 652, a bill to authorize health services for minors. On motion of Senator Harris, consideration of the Committee Substitute bill is postponed until tomorrow, June 24.

H. B. 807, a bill concerning the location of ABC hearings. Senator Hardison offers Amendment No. 1 which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment by special messenger.
H. B. 1021, a bill to create a state-wide school district to be known as the Mental Health School Administrative Unit. On motion of Senator Barker, the bill is re-referred to the Committee on Appropriations.

H. B. 1032, a bill to amend General Statute 105-116 to provide that the six percent (6%) gross receipts tax shall not be applicable to proceeds of drilling and exploration surcharges collected by natural gas utilities under rules of the Utilities Commission. Passes its second and third readings and is ordered enrolled.

H. B. 1086, a bill to amend Chapter 28A, Administration of Decedent’s Estates Act, to provide for direct payment to a parent or guardian of a devise or legacy of less than one thousand five hundred ($1,500) in value. Passes its second and third readings and is ordered enrolled.

H. B. 1092, a bill to amend General Statute 50-13.4 to provide the additional remedy of an independent garnishment proceeding to enforce child support obligations. Passes its second and third readings and is ordered enrolled.

H. J. R. 1116, a joint resolution requesting the North Carolina Building Code Commission and the Commissioner of Insurance of North Carolina develop and adopt a building code to be followed in the design, construction, alteration, or improvement of all stairways or steps in public buildings that are used by handicapped persons in North Carolina. Passes its second and third readings and is ordered enrolled.

H. B. 1118, a bill to provide a procedure for indigent persons to file for public office without paying a filing fee. On motion of Senator Moore, the Committee amendment is adopted. Senator Moore offers Amendment No. 2 which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments by special messenger.

H. B. 1120, a bill to provide for revocation of motor vehicle operator license upon conviction of assault with motor vehicle. Passes its second and third readings and is ordered enrolled.

H. B. 1150, a bill to amend General Statute 97-33 to cover epilepsy under the second injury fund. Passes its second and third readings and is ordered enrolled.

H. B. 1164, a bill to allow mobile home lighting equipment to be designated by the Commissioner of Motor Vehicles. Passes its second and third readings and is ordered enrolled.

H. B. 1169, Committee Substitute for H. B. 1169, a bill to exempt from the privilege tax on laundries persons who own or operate apartment buildings containing washing machines and dryers furnished for the use of tenants of the apartment buildings. On motion of Senator William Smith, the Committee amendment is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment by special messenger.
H. B. 1176, a bill to amend General Statute 115-18 relative to the method of electing members of county boards of education. Senator Henley offers Amendment No. 1 which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment by special messenger.

H. B. 1184, a bill to allow all 12 month employees in public school education to take leave in the fiscal year following is earning. Passes its second and third readings and is ordered enrolled.

H. J. R. 1195, a joint resolution to provide for the wise development of the water resources of the State of North Carolina for the economic and overall well-being of its citizens, and to provide for the establishment of a procedure for the priority budget programming for the State share of the cost of the construction, management and operation of such projects. Passes its second and third readings and is ordered enrolled.

H. B. 1201, a bill to authorize the Attorney General to employ an attorney to perform legal services for the Real Estate Licensing Board and to provide for the salary and expenses for such attorney. Passes its second and third readings and is ordered enrolled.

H. B. 1209, a bill to amend General Statute 163-302(a) to set a time by which cities must adopt a resolution allowing absentee voting. Passes its second and third readings and is ordered enrolled.

H. B. 1212, a bill to revise and rewrite Article 24 of Chapter 58 of the General Statutes relating to mutual burial associations. Passes its second and third readings and is ordered enrolled.

H. B. 1221, a bill to revise and define cost in the provision prohibiting loss leader sale of milk. The bill passes its second and third readings and is ordered enrolled.

H. B. 1228, a bill to create a Committee on Inaugural Ceremonies in North Carolina. Passes its second and third readings and is ordered enrolled.

H. B. 1237, a bill to exclude those who perform voluntary ski services from the definition of employee for workmen's compensation purposes. Passes its second and third readings and is ordered enrolled.

H. B. 1250, a bill to repeal General Statute 20-135.4(b) and (c) to eliminate the requirement that bumpers on private passenger automobiles meet certain specifications. On motion of Senator Kirby, consideration of the bill is postponed until tomorrow, June 24.

H. J. R. 1251, a joint resolution honoring Robert Campbell Rivers, Jr., of Watauga County. Passes its second and third readings and is ordered enrolled.

H. B. 1252, a bill to make a technical correction in Chapter 306 of the 1975 Session Laws by removing language referring to a section of the Act which was deleted by amendment prior to ratification. Passes its second and third readings and is ordered enrolled.
H. B. 1253, a bill to amend Chapter 401 of the 1975 Session Laws to include certain new substances in Schedule IV of the Controlled Substances Act. Passes its second and third readings and is ordered enrolled.

H. J. R. 1258, a joint resolution honoring John J. Crawford, Jr., who was injured while intervening to assist a police officer in danger. Passes its second and third readings and is ordered enrolled.

H. B. 1275, a bill to provide for judicial determination of minors and persons adjudicated non compos mentis admitted to treatment facilities. Passes its second and third readings and is ordered enrolled.

H. B. 1277, a bill to amend General Statute 66-58(c)(3), relating to business operations of campus stores at State-supported institutions, to provide that campus stores may sell to other campus stores. Passes its second and third readings and is ordered enrolled.

H. B. 1279, a bill to correct technical or drafting error in Chapter 296, 1975 Session Laws of North Carolina pertaining to restricted instruction permit fees. Passes its second and third readings and is ordered enrolled.

**ENROLLED BILLS**

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 75, an act to rewrite the laws pertaining to radiation protection pursuant to the recommendations of the Legislative Research Commission Study on Radiation Hazards, and to amend the riots and civil disorder laws to include radioactive materials within their purview.

S. B. 196, an act to regulate the sale and inspection of antifreeze substances and preparations.

S. B. 199, an act to clarify and make uniform the law relating to credit for prisoners for time spent on parole and conditional release and to allow the Secretary of Correction to conditionally release committed youthful offenders.

S. B. 389, an act to delete the Department of Correction from the provisions of the Administrative Procedure Act and to provide for filing of Department rules with the Attorney General.

S. B. 406, an act to provide for the manufacture and distribution of wine and the furnishing of wine for promotional purposes.

S. B. 461, an act authorizing cities to waive their governmental immunity from tort liability by the purchase of liability insurance.

S. J. R. 549, a joint resolution to establish a utility review committee.

S. J. R. 575, a joint resolution to create a small business study commission.
S. J. R. 576, a joint resolution directing the Legislative Research Commission to study intergovernmental relations.

S. B. 900, an act to clarify the disciplinary authority of the Board of Medical Examiners and to otherwise amend the Medical Practice Act.

S. B. 905, an act to amend Chapter 496 of the 1955 Session Laws, as amended, relating to the pension fund for the retirement and disability of members of the police department of the City of High Point.

S. B. 919, an act to modify the structure of the Legislative Research Commission to fit the divided session structure of the General Assembly.

H. B. 250, an act to authorize counties to require registration of mobile homes.

H. B. 432, an act to establish the commission of anatomy and to revise procedure for disposition of unclaimed bodies.

H. B. 638, an act to authorize the Town of Dallas to construct and equip a fire station without using competitive bidding procedures.

H. B. 707, an act to amend Chapter 132 of the General Statutes of North Carolina to increase the penalties for retaining illegal possession of public records and to add a section to Chapter 14 establishing a penalty for the larceny, mutilation, or defacement of records and papers in the North Carolina State Archives.

H. B. 756, an act to amend General Statute 14-78 to provide larceny of ungathered crops shall be punishable by a fine of not less than two hundred fifty dollars ($250.00).

H. B. 823, an act to designate the Linville River as a scenic river area.

H. B. 872, an act to revise the duties and responsibilities of the State Board of Education and the Superintendent of Public Instruction.

H. J. R. 889, a joint resolution memorializing the Congress of the United States to amend the Clean Air Act of 1970.

H. B. 903, an act to provide for the storage of beverages.

H. B. 926, an act to amend Chapter 153A and 160A of the General Statutes to protect the right of privacy of county and city employees.

H. B. 940, an act to amend Chapter 48 of the General Statutes relating to adoptions to substitute the words "guardian ad litem" for "next friend" in General Statute 48-9(a) (2), (3) and General Statute 48-9(d).

H. B. 954, an act relating to punishment for burglary in the first degree and for arson committed prior to the effective date of Chapter 1201 Session Laws of 1973.

H. B. 985, an act to provide and mark pull-off areas.

H. B. 991, an act to amend General Statute 69-25.2 so as to clarify the procedure for conducting elections in rural fire districts.

H. B. 996, an act to provide for prepaid legal services.

H. B. 1005, an act to amend Article 50 of Chapter 106 of the North Carolina General Statutes relating to the promotion of use and sale of agricultural products.

H. J. R. 1030, a joint resolution calling upon the North Carolina Department of Human Resources to provide easier access to food stamp applications.

H. J. R. 1031, a joint resolution calling upon the United States Department of Agriculture and the United States Postal Service to increase hours of distribution of food stamps.

H. B. 1035, an act to further effectuate the reorganization of the Department of Commerce.

H. B. 1036, an act to remove certain lands in William B. Umstead State Park from the State Nature and Historic Preserve.

H. B. 1045, an act to make a technical and clarifying amendment to the election laws.

H. B. 1059, an act to amend General Statute 130-152.2 to validate extensions of the boundaries of sanitary districts through May 1, 1971.

H. B. 1066, an act to establish minimum compensation for executive secretaries to county boards of elections.

H. B. 1071, an act to amend General Statute 48-6 relative to the circumstances under which the consent of a father to an adoption is not necessary.

H. J. R. 1074, a joint resolution creating a committee for the study of the property tax system in North Carolina.

H. B. 1088, an act to amend the definition of "improve" in regard to liens to include the professional services performed by registered architects, engineers, land surveyors and landscape architects.

H. J. R. 1161, a joint resolution commemorating the bicentenary anniversary of the Cumberland County Association, Signers of the Liberty Point Resolves, of June 20, 1775.

H. B. 1194, an act to complete the reorganization of the Department of Transportation.

H. B. 1199, an act to provide enabling legislation for the creation of an interim board of education for Wake County and subsequent consolidation of the Raleigh City School Administrative Unit and the Wake County School Administrative Unit after approval of a plan of merger pursuant to General Statute 115-74.1.

H. J. R. 1243, a joint resolution honoring the life and memory of Jack Conrad Renigar.
H. J. R. 1244, a joint resolution honoring the life and memory of Wayne Harold Gaither.

H. J. R. 1246, a joint resolution honoring Anne Ellen Atkinson, age 12, and Graham Hugh Atkinson, age 10.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 11:30 A.M.

ONE HUNDRED FIFTEENTH DAY

SENATE CHAMBER,  
Tuesday, June 24, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Senator Edward Renfrow of Johnston County.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Kirby, for the Committee on Calendar:

S. B. 901, House Committee Substitute for S. B. 901, a bill to direct the Professional Liability Insurance Study Commission to study: shortening malpractice suit time, requiring informed consent by persons to be treated by health care providers, and changing the health care malpractice standard, with a favorable report.

S. B. 944, a bill to exempt the Division of Motor Vehicles from the Administrative Procedure Act, with a favorable report, as amended.

S. B. 945, a bill to validate acknowledgments of notary publics prior to January 1, 1975, with a favorable report.

H. B. 1222, a bill to amend the charter of the Town of Stovall to increase the allowable tax rate, with a favorable report.

H. B. 1247, a bill to further effectuate the reorganization of State Government, with an unfavorable report as to bill, favorable as to Committee Substitute bill. On motion of Senator Kirby, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

By Senator Kirby, for the Committee on Finance:
H. B. 888, a bill to exempt property of religious organizations which is gratuitously made available as a residence for custodians and caretakers, with a favorable report. On motion of Senator Kirby, the rules are suspended and the bill is placed on today's Calendar.

By Senator Royall, for the Committee on Human Resources:

H. B. 433, a bill amending Section 90-29 of the General Statutes with regard to the practice of dentistry in dental schools, with a favorable report, as amended.

H. B. 977, a bill to amend Chapter 122 of the General Statutes to require the licensing of local mental health facilities, with a favorable report.

By Senator Henley, for the Committee on Rules and Operation of the Senate:

S. R. 940, a Senate resolution authorizing and directing the Committee on Rules and Operation of the Senate to meet between the 1975 and 1977 Sessions of the General Assembly to review the rules of the Senate, with a favorable report, for adoption.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 946, by Senator Moore, a bill relating to the classification, appraisal, valuation, assessment, and taxation of real property. Referred to Committee on Finance.

S. B. 947, by Senator Garrison, a bill to amend Chapter 553, 1975 Session Laws to correct a typographical error. On motion of Senator Garrison, the rules are suspended and the bill is placed on the Calendar for immediate consideration. The bill passes its second and third readings and is ordered, without objection, sent to the House of Representatives, by special messenger.

S. B. 948, by Senator McNeill Smith, a bill to amend Chapter 40 to entitle all Chapter 40 condemnation proceedings to have precedence over all other civil cases. Referred to Committee on Calendar.

S. B. 949, by Senator Kirby, a bill to amend the Cigarette Tax Act. Referred to Committee on Finance.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

S. J. R. 40, a joint resolution creating a commission to study the feasibility of constructing and financing in North Carolina upon a self-supporting basis or otherwise a sports facility to provide the people of this State with a facility which will be competitive with those facilities which have
been constructed or will be constructed, for concurrence in the House amendment. Without objection, the rules are suspended, and the joint resolution is placed on the Calendar for today.

HOUSE OF REPRESENTATIVES,
June 23, 1975.

S. B. 48, House Committee Substitute for S. B. 48

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on House Committee Substitute for Senate Bill 48, "a bill to be entitled an act to require public disclosure of lobbying activities," to the end that when a similar action has been taken on the part of the Senate, you may order the bill enrolled.

Respectfully,

GRACE A. COLLINS
Principal Clerk

The House Committee Substitute bill is ordered enrolled.

S. B. 656, Committee Substitute for S. B. 656, a bill to provide gasoline tax refunds to "sheltered workshops" recognized and approved by the Department of Human Resources, for concurrence in the House amendment. Without objection, the rules are suspended and the Committee Substitute bill is placed on the Calendar for today.

HOUSE OF REPRESENTATIVES,
June 20, 1975.

H. B. 689

Mr. President:

Pursuant to your message that you have adopted the report of the Conferees on House Bill 689, "a bill to be entitled an act to make technical and clarifying amendments to the election laws," it is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted the report of the Conferees and the bill is ordered enrolled.

Respectfully,

GRACE A. COLLINS
Principal Clerk

S. B. 881, Committee Substitute for S. B. 881, a bill to provide for mandatory active imprisonment sentences upon conviction for a second or subsequent offense violation of General Statute 14-87(a), for concurrence in the House amendments. Without objection, the rules are suspended and the Committee Substitute bill is placed on the Calendar for today.
S. B. 921, a bill to amend General Statute 74B-3 relating to the "private protective services," for concurrence in the House amendment. Without objection, the rules are suspended and the bill is placed on the Calendar for today.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 666, Committee Substitute for S. B. 666, a bill to amend Chapter 25 of the General Statutes, Uniform Commercial Code, in order to conform said Chapter and particularly Article 9 thereof to the 1972 official text of the Uniform Commercial Code, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, June 25.

S. B. 821, a bill to provide for notice and hearing for condemnation actions filed pursuant to Article 9 of Chapter 136, for concurrence in the House amendments, which is placed on the Calendar for tomorrow, June 25.

S. B. 829, a bill to repeal General Statute 14-415.2 and amend General Statute 14-415.1 to prohibit possession of a handgun or pistol for 10 years from date of conviction, or termination of suspended sentence, probation, or parole, whichever is later, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, June 25.

S. B. 832, a bill relating to prayer for judgments continued in motor vehicle cases, for concurrence in the House amendment, which is placed on the Calendar for tomorrow, June 25.

S. B. 943, a bill to create a North Carolina Energy Policy Council to develop recommendations for a comprehensive, long-term State energy policy and to establish procedures for energy crisis administration under the Department of Military and Veterans Affairs, for concurrence in the House amendments, which is placed on the Calendar for tomorrow, June 25.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. J. R. 40, a joint resolution creating a commission to study the feasibility of constructing and financing in North Carolina upon a self-supporting basis or otherwise a sports facility to provide the people of this State with a facility which will be competitive with those facilities which have been constructed or will be constructed, for concurrence in the House amendment. On motion of Senator Allisbrook, the Senate concurs in the House amendment and the joint resolution is ordered enrolled.

S. B. 250, a bill to amend the Well Construction Act, General Statute 87-83 et seq.; the Water Use Act, General Statute 143-215.11 et seq.; the Dam Safety Law, General Statute 143-215.23 et seq.; and the Water and Air Quality Reporting Act, General Statute 143-215.63 et seq.; and the civil penalty provisions of Articles 21 and 21B, Chapter 143, North Carolina General Statutes, in order to provide enforcement and judicial review
procedures similar to and consistent with other parts of Article 21, Chapter 143 of the North Carolina General Statutes administered by the Environmental Management Commission, for concurrence in the House amendment. On motion of Senator Staton, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 333, a bill to amend General Statute 7A-286(5) relating to the commitment of juvenile delinquents to the Division of Youth Development, for concurrence in the House amendments. On motion of Senator Sebo, the Senate fails to concur in the House amendments and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

S. B. 513, a bill to rewrite the law relating to kidnapping, for concurrence in the House amendment. On motion of Senator Allsbrook, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 514, House Committee Substitute for S. B. 514, a bill to provide that the primary election shall be held in August and to make appropriate changes in the election laws, upon third reading. Senator Vickery offers Amendment No. 1 which fails of adoption. Senator Whichard offers Amendment No. 2 which fails of adoption. The House Committee Substitute bill passes its third reading and is ordered enrolled.

S. B. 656, Committee Substitute for S. B. 656, a bill to provide gasoline tax refunds to "sheltered workshops" recognized and approved by the Department of Human Resources, for concurrence in the House amendment. On motion of Senator Allsbrook, the Senate concurs in the House amendment and the Committee Substitute bill is ordered enrolled.

S. B. 844, a bill to require a private examination of a husband prior to conveyance of real estate to his wife, for concurrence in the House amendment. On motion of Senator Britt, consideration of the bill is postponed until tomorrow, June 25.

S. B. 881, Committee Substitute for S. B. 881, a bill to provide for mandatory active imprisonment sentences upon conviction for a second or subsequent offense violation of General Statute 14-87, for concurrence in the House amendments. On motion of Senator Moore, the Senate concurs in the House amendments and the Committee Substitute bill is ordered enrolled.

S. B. 921, a bill to amend General Statute 74B-3 relating to the "private protective services," for concurrence in the House amendment. On motion of Senator Moore, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 938, a bill to make appropriate technical changes in the election laws to conform with the Primary Act. On motion of Senator Davis, the bill is postponed indefinitely.

H. B. 11, a bill to provide that primary elections shall be held in August, and to make appropriate time changes relating to absentee ballots, and
independent candidates. On motion of Senator Davis, the bill is postponed indefinitely.

H. B. 25, a bill to amend mechanics', laborers' and materialmen's liens to provide for pro rata distribution. On motion of Senator Allsbrook, the bill is recommitted to the Committee on Judiciary I.

H. B. 127, a bill to encourage district court judges to secure special training in order to qualify as certified to hear juvenile cases, upon third reading. The bill passes its third reading and is ordered enrolled.

H. B. 254, Conference Report for Committee Substitute for H. B. 254, a bill to rewrite portions of the Machinery Act to provide a more equitable, fair, and efficient system of taxation on real and personal property, for adoption. Senator Hill renews the motion that the Senate do not adopt the Conference Report, discharge the conferees and appoint new conferees, which motion prevails. The President appoints Senators Moore, Webster, and Sebo as second conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

H. B. 277, Committee Substitute for H. B. 277, a bill to amend Article 19 of Chapter 160A of the General Statutes relating to planning and regulation of development of family care or group homes licensed or certified by the Department of Human Resources, as amended. Senator William Smith offers Amendment No. 3 which is adopted. The Committee Substitute bill, as amended, passes its second reading. On objection of Senator Vickery to its third reading the Committee Substitute bill, as amended, remains on the Calendar.

H. B. 584, Committee Substitute for H. B. 584, a bill to establish a State liability insurance fund for members of local boards of education. On motion of Senator Kirby, the Committee Substitute bill is postponed indefinitely.

H. B. 652, Committee Substitute for H. B. 652, a bill to authorize health services for minors. Senator Rauch moves that the Committee amendment be adopted. Senator Bahakel offers Amendment No. 2 to amend the Committee amendment. Senator Bahakel calls the previous question, seconded by Senator Moore. The call is sustained. Amendment No. 2 is adopted. Committee Amendment No. 1 is adopted. Senator Suddarth offers Amendment No. 3 which is adopted. Senator Suddarth offers Amendment No. 4 which fails of adoption. Senator Allsbrook moves that the Committee Substitute bill, as amended, be recommitted to the Committee on Human Resources to be submitted to the General Statutes Commission for study to be reported back to the next regular session of the General Assembly. Senator Moore offers a substitute motion that the Committee Substitute bill, as amended, do lie upon the table, which motion prevails and the Committee Substitute bill, as amended, lies upon the table.

H. B. 659, a bill to amend General Statute 120-40 to require lobbyists to pay a registration fee of fifty dollars ($50.00) for every person, corporation or association which employs the lobbyists, such fees to be payable
upon registration, as amended, upon third reading. The bill, as amended passes its third reading by roll-call vote, ayes 35, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Bahakel, Childers, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Hill, Jernigan, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, William Smith, Stallings, Staton, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 35. The bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendments, by special messenger.

H. B. 888, a bill to exempt property of religious organizations which is gratuitously made available as a residence for custodians and caretakers, upon second reading. The bill passes its second reading by roll-call vote, ayes 37, noes 1, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Barker, Britt, Childers, Daniels, Garrison, Gudger, Hardison, Harris, Henley, Hill, Kincaid, Kirby, Lackey, Marion, Mauney, Moore, Nye, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, William Smith, Staton, Strickland, Totherow, Vickery, Walsh, Webster, Whichard, White, Winters — 37. Voting in the negative is: Senator Davis — 1. Without objection, Senator Combs is excused from voting. The bill remains on the Calendar.

H. B. 961, Committee Substitute for H. B. 961, a bill to regulate the entry and inspection of private property in the State by employees of any city, town or county. On motion of Senator Britt, Committee Amendments No. 1, No. 2, and No. 3 are adopted. Senator William Smith, with the approval of the Committee Chairman, withdraws Committee Amendment No. 4. Senator William Smith offers Amendment No. 5 in lieu thereof, which is adopted. The Committee Substitute bill, as amended, passes its second reading. On objection of Senator Allsbrook to its third reading the Committee Substitute bill, as amended, remains on the Calendar.

H. B. 1033, Committee Substitute for H. B. 1033, a bill to amend Article V of the Constitution of North Carolina to authorize the General Assembly to authorize counties to create authorities to issue revenue bonds to finance industrial and pollution control projects for industry and pollution control projects for public utilities, subject to the approval of the electorate, upon third reading. The Committee Substitute bill passes its third reading by roll-call vote, ayes 38, noes 2, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Childers, Daniels, Davis, Garrison, Gudger, Harrington, Hill, Jernigan, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Suddarth, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 38. Those voting in the negative are: Senators Combs, Harris — 2. The Committee Substitute bill is ordered enrolled.

H. B. 1054, a bill to amend General Statute 58-9.3 to provide for appeals by the Commissioner of Insurance following initial judicial review of his orders and decisions. The bill passes its second reading. Senator
Davis objects to the third reading. On motion of Senator Barker, the bill is recommitted to the Committee on Insurance.

H. B. 1135, Committee Substitute for H. B. 1135, a bill to authorize the issuance of forty-three million two hundred sixty-seven thousand dollars ($43,267,000) of bonds of the State to provide for capital improvements for State institutions of higher education subject to a vote of the qualified voters of the State, upon third reading. The Committee Substitute bill passes its third reading by roll-call vote, ayes 38, noes 1, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Combs, Daniels, Davis, Garrison, Gudger, Harrington, Harris, Henley, Hill, Jernigan, Kirby, Lackey, Marion, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Lynwood Smith, McNeill Smith, William Smith, Stallings, Staton, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 38. Voting in the negative is: Senator Mauney — 1. The Committee Substitute bill is ordered, without objection, sent to the House of Representatives by special messenger.

H. B. 1213, a bill to increase the fee charged under General Statute 7A-308(a)(1) for foreclosure under power of sale, upon third reading. The bill passes its third reading by roll-call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Lynwood Smith, McNeill Smith, William Smith, Stallings, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 39. The bill is ordered enrolled.

H. B. 1218, a bill to limit eligibility requirements for employment as a vocational teacher in schools for juveniles operated by the State Department of Human Resources. The bill passes its second reading. On objection of Senator Odom to its third reading the bill remains on the Calendar.

H. B. 1247, a bill to further effectuate the reorganization of State Government. On motion of Senator Kirby, the Committee Substitute bill is adopted and on his further motion, the rules are suspended and the Committee Substitute bill is placed on the Calendar for tomorrow, June 25.

H. B. 1250, a bill to repeal General Statute 20-135.4(b) and (c) to eliminate the requirement that bumpers on private passenger automobiles meet certain specifications. Passes its second and third readings and is ordered enrolled.

H. B. 1256, a bill to amend General Statute 62-10(e) concerning vacancies in the chairmanship of the Utilities Commission and vacancies in the membership of said Commission arising during legislative sessions; to amend General Statute 62-21 concerning utilization of staff attorneys to advise panel chairmen; to amend General Statute 62-37 concerning independent audits at the expense of public utilities; to amend General Statute 62-78 and General Statute 62-81 concerning oral arguments in lieu of briefs; and to amend General Statute 62-134 concerning the right
of public intervention in fuel cost proceedings. Senator Suddarth offers Amendment No. 1 which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment by special messenger.

H. B. 1259, a bill to amend Chapter 88 of the General Statutes to require the registration of cosmetic art shops and to require the appointment of a three-member board of cosmetic art, as amended, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 36, noes 1, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Bahakel, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kirby, Lackey, Mauney, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, McNeill Smith, William Smith, Stallings, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 36. Voting in the negative is: Senator Combs — 1. The bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendment by special messenger.

H. B. 1260, Committee Substitute for H. B. 1260, a bill to authorize the Industrial Commission to review certain injuries and death claims. Senator Moore moves that the Committee Substitute bill be re-referred to the Committee on Finance. Senator Moore calls the previous question, seconded by Senator Stallings. The call is sustained. The motion to re-refer the Committee Substitute bill to the Committee on Finance prevails.

H. B. 1264, a bill to establish financing authority for a parking deck within the State Government Complex, upon third reading. Senator Scott offers Amendment No. 1 which is adopted. The bill, as amended, passes its third reading by roll-call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Combs, Daniels, Davis, Garrison, Gudger, Hardison, Harrington, Harris, Henley, Hill, Jernigan, Kineaid, Kirby, Lackey, Marion, Mauney, Mills, Moore, Nye, Odom, Palmer, Rauch, Renfrow, Royall, Scott, Sebo, Lynwood Smith, McNeill Smith, William Smith, Stallings, Totherow, Vickery, Walker, Walsh, Webster, Whichard, White, Winters — 42. The bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendment by special messenger.

H. B. 1267, a bill to exempt persons from motor vehicle operator's licensing requirements while such persons are operating bicycles with helper motors. Passes its second and third readings and is ordered enrolled.

H. B. 1268, a bill to reimburse the family of Donald Petteway for attorney fees incurred in defending damage suit arising out of school bus accident. Passes its second and third readings and is ordered enrolled.

H. B. 1270, a bill to ratify and approve the creation of the Avery's Creek Sanitary District, heretofore created by the Board of Commissioners
for the County of Buncombe and the North Carolina State Board of Health (now the Commission for Health Services) pursuant to Article 12 of Chapter 130 of the General Statutes of North Carolina and providing for the election of the Avery's Creek Sanitary District Board, upon third reading. The bill passes its third reading by roll-call vote, ayes 33, noes 0, as follows:

The bill is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 300, an act to amend General Statute 14-202.1 to delete the requirement of intent to commit an unnatural sex act from the crime of taking indecent liberties with children and to increase the punishment.

S. B. 319, an act to prohibit furnishing intoxicating beverages to inmates of mental or penal institutions.

S. B. 368, an act to permit the granting of limited driving privileges to one convicted for the first time of a speeding offense which would otherwise require the mandatory suspension of the driver’s license.

S. B. 369, an act to provide tax benefits for capital investments in recycling and resource recovering facilities or equipment.

S. B. 379, an act relating to the status of board members of occupational licensing boards.

S. B. 408, an act authorizing the North Carolina Medical Care Commission to finance, refinance, construct, provide and acquire and otherwise undertake health care facilities.

S. B. 420, an act to establish an expansion policy for electric utility plants in North Carolina, to promote greater efficiency in the use of all existing plants, and to reduce electricity costs by requiring greater conservation of electricity.

S. B. 490, an act to amend General Statute 115-87 authorizing the clerk of the superior court to act as an arbitrator in the event of a disagreement between county or city boards of education and the tax levying authorities as to the amount of the current expense fund, the capital outlay fund, and the debt service fund.

S. B. 532, an act to authorize the construction and the financing, without appropriations from the general fund, of certain capital improvements projects by constituent institutions of the University of North Carolina.
S. B. 558, an act to amend the provisions of Chapter 25A relating to home-solicitation sales.

S. B. 582, an act to provide for information on State tax expenditures as resource data in connection with the State budget.

S. J. R. 624, a joint resolution directing the Legislative Research Commission to study local mass transit.

S. B. 628, an act to permit carnival companies and riding device operators to operate under a single license for any seven consecutive days.

S. B. 664, an act to increase the charge for replacement registration plates from one dollar ($1.00) to five dollars ($5.00).

S. B. 699, an act to call upon a qualified research organization for the development of an examination or examinations for the certification of teachers.

S. B. 757, an act authorizing the registration of vehicles on an appointment basis.

S. B. 760, an act to regulate cemeteries operated for private gain.

S. B. 762, an act to define the penalty for the unlawful taking of fish by means of poisons, drugs, explosives or electricity.

S. B. 777, an act to amend General Statute 108-77 so as to provide for category licensing of family care homes and homes for the aged.

S. B. 802, an act to amend General Statute 15-184 by deleting the requirement that the Attorney General be notified of a stay of execution and of an extension of time during criminal appeal.

S. B. 806, an act to limit Department of Correction in establishment and supervision of manufacturing and industry.

S. B. 828, an act to enhance enforcement of the Controlled Substances Act.

S. B. 830, an act to amend General Statute 14-100 to enlarge the definition of false pretense to encompass modern organizations and to prohibit false pretenses concerning future events.

S. B. 835, an act to amend Article 30 of Chapter 14 of the General Statutes to make it unlawful to obstruct justice by interfering with evidence.

S. B. 842, an act to make certain conforming amendments on General Statute 148-45 relating to escapees from North Carolina’s prisons.

S. B. 843, an act to require the district court to hold a hearing to determine whether an adjudicated juvenile's conditional release should be revoked.

S. J. R. 845, a joint resolution creating a special committee to determine the necessity and feasibility of conducting a study on work efficiency in State government.
S. B. 850, an act to clarify certification regulations concerning employment of educational personnel.

S. B. 853, an act to amend General Statute 59-46 relating to partner by estoppel.

S. B. 858, an act to amend Article 6, Chapter 90 of the General Statutes of North Carolina, relating to optometry.

S. B. 864, an act to amend Chapter 166 of the General Statutes relating to civil preparedness for natural and man-made disasters.

S. B. 872, an act to authorize the Board of County Commissioners of Scotland County to establish a county police department.

S. B. 876, an act to amend General Statute 143-215.107 relating to air quality standards.

S. B. 883, an act to amend General Statute 20-118 to change the single axle weight for certain motor vehicles.

S. B. 884, an act to amend General Statute 50-5(6) so as to define the words “separate and apart” and “cohabitation.”

S. B. 890, an act to amend General Statute 20-118(5) to exempt trucks or other motor vehicles transporting supplies, material or equipment necessary in carrying out farming operations from penalties provided therein.

S. B. 906, an act to change the name of the Commission on the Education and Employment of Women as defined in General Statute 143, Article 50, to “Commission on the Status of Women.”

S. B. 914, an act relating to hospital facilities in Wake County.

S. J. R. 920, a joint resolution setting a high priority for consideration of revising the Retirement System of Local Government employees during the 1976 Session of the General Assembly, so this Retirement System will offer benefits more nearly equal to those included in the Teacher's and State Employees' Retirement System.

S. B. 929, an act to provide for the election of the Durham City Board of Education by the qualified voters in the school district administered by it commencing in 1975 and quadrennially thereafter.

S. B. 931, an act to declare vacant the office presently held by the member of the Warren County Board of Education residing within Halifax County.

S. J. R. 932, a joint resolution honoring the North Carolina Daughters of the American Revolution and the National Society of the Daughters of the American Revolution.

H. B. 83, an act to amend General Statute 15-183 to require the State Department of Correction to assume financial responsibility for persons committed for appellate safekeeping.
H. B. 112, an act to prohibit political party officers from being precinct officials.

H. B. 207, an act to amend Chapter 163 of the General Statutes so as to insure continuity in the design of ballots.

H. B. 329, an act to exempt certain housing for low and moderate income families and displaced families from ad valorem taxation.

H. J. R. 338, a joint resolution requesting the Department of Administration to conduct a study of the feasibility of establishing State-operated computer centers to serve county governments.

H. B. 403, an act to amend General Statute 105-149(a)(10) to allow a psychologist to determine the intelligence quotient of a retarded person for purposes of a North Carolina income tax exemption, and to redefine "severely retarded."

H. B. 424, an act to exclude employees injured while under the influence of drugs from eligibility for workmen's compensation.

H. B. 435, an act to provide for the registration of landscape contractors; to prohibit use of the title "landscape contractor" except by persons duly registered; to create the North Carolina Board of Landscape Contractors and to prescribe its powers and duties.


H. B. 509, an act to rewrite the Rules of Civil Procedure governing discovery and depositions.

H. B. 526, an act to create the Board of Examiners for Speech and Language Pathologists and Audiologists.

H. B. 557, an act to authorize the establishment of a county police department in Wilson County.

H. B. 600, an act whereby the State enters into a pest control compact.

H. B. 661, an act to be known as the Protection of the Abused, Neglected, or Exploited Disabled Adult Act.

H. B. 689, an act to make technical and clarifying amendments to the election laws.

H. B. 750, an act to establish a Commission of Youth Services within the Department of Human Resources.

H. B. 822, an act to amend General Statute 20-4.01(44) relating to the definition of special mobile equipment.

H. B. 827, an act to provide a presidential preference primary in March, to encourage all presidential candidates to be included on the presidential primary ballot, and to eliminate filing fees for presidential candidates.
H. B. 834, an act to prohibit close relatives serving as precinct officials in the same precinct.

H. B. 852, an act to amend sections of the Machinery Act relative to valuation of farm land at its present use value.

H. B. 915, an act to regulate individuals and organizations engaged in charitable public solicitations.

H. B. 917, an act to prevent facilitation of the unlawful taking of game with the aid of boats by means of placing restrictions upon the transportation of game aboard motor-propelled vessels in the waterways, rivers, creeks and streams lying within the boundaries of Northampton, Cumberland, Gates and Hertford Counties.

H. B. 920, an act to amend General Statute 20-146.1 pertaining to the operation of motorcycles.

H. B. 944, an act to rewrite General Statute 20-109.1 relating to salvage vehicle titles.


H. B. 958, an act to amend General Statute 116-174 increasing the rate of interest to be paid on scholarship loans by prospective teachers from four percent (4%) to six percent (6%).

H. B. 959, an act to amend General Statute 130-3, General Statute 130-158, General Statute 130-159 and General Statute 130-161 in order to clarify law concerning water sanitation.

H. B. 960, an act to permit individual taxpayers to designate on their income tax returns the sum of one dollar ($1.00) to be paid to the political party of their choice.

H. B. 962, an act to amend General Statute 105-164.4 to delete “airplane” and substitute in lieu thereof “aircraft.”

H. B. 979, an act to amend the privilege tax for day-care facilities.

H. B. 984, an act to amend General Statute 136-44.6 relating to the allocation of secondary roads maintenance funds.

H. B. 993, an act to amend the General Statute relating to medical and disability benefits for teachers and State employees.

H. B. 997, an act to clarify the meaning of public records and to provide a civil remedy for the recovery of public records.

H. B. 1010, an act authorizing the North Carolina Department of Labor to assess and collect inspection service fees for the installation and alteration of elevators, escalators, dumbwaiters and special equipment and to assess and collect inspection service fees for annual inspections of amusement devices, aerial passenger tramways and inclined railroads.

H. B. 1022, an act to annex a certain noncontiguous area to the Town of Indian Beach as “satellite corporate limits.”
H. B. 1032, an act to amend General Statute 105-116 to provide that six percent (6%) gross receipts tax shall not be applicable to proceeds of drilling and exploration surcharges collected by natural gas utilities under rules of the Utilities Commission.

H. B. 1034, an act authorizing the creation in counties of industrial and pollution control facilities financing authorities and the issuance thereby of revenue bonds to finance industrial and pollution control projects for industry and pollution control projects for public utilities.

H. B. 1039, an act to amend General Statute 58-3.1 dealing with motor vehicle warranties.

H. B. 1044, an act to authorize the State Board of Elections to clarify registration records of persons affiliated with an expired political party.

H. B. 1048, an act to amend General Statute 105-275 relating to property exempt from ad valorem taxation so as to exempt nursery stock therefrom.

H. B. 1070, an act to provide for settlement of tort claims by the office of the Attorney General.

H. B. 1082, an act to amend General Statute 153A-305 relating to provision of services in a newly created service district.

H. B. 1086, an act to amend Chapter 28A, Administration of Decedent’s Estates Act, to provide for direct payment to a parent or guardian of a devise or legacy of less than one thousand five hundred dollars ($1,500) in value.

H. B. 1092, an act to amend General Statute 50-13.4 to provide the additional remedy of an independent garnishment proceeding to enforce child support obligations.

H. B. 1101, an act to incorporate the Town of Stallings, Union County, North Carolina.

H. B. 1114, an act to amend General Statute 90-89 to include difenoxin in Schedule I of controlled substances.

H. B. 1117, an act to amend Chapter 1286, Session Laws 1973 (the Pretrial Criminal Procedure Act) to authorize continued use of pretrial release programs.

H. J. R. 1158, a joint resolution honoring the memory of a distinguished servant of the people of North Carolina, Dr. Amos Neill Johnson.

H. B. 1173, an act to allow Eston B. Thompson to practice land surveying in a portion of western Surry County.

H. B. 1179, an act to repeal Chapter 180 of the 1971 Session Laws which prohibited hunting from the right-of-way of public highways, roadways or other publicly-maintained thoroughfares of Nash County.

H. B. 1191, an act to amend the charter of the City of Gastonia contained in Chapter 910 of the 1971 Session Laws of North Carolina.
H. J. R. 1219, a joint resolution honoring the life, service and memory of Pleas Monroe Sawyer.

H. B. 1221, an act to revise and define cost in the provision prohibiting loss leader sale of milk.

H. B. 1228, an act to create a Committee on Inaugural Ceremonies in North Carolina.

H. B. 1237, an act to exclude those who perform voluntary ski services from the definition of employee for workmen's compensation purposes.

H. J. R. 1249, a joint resolution honoring the life, service and memory of Franklin E. Correll.

H. J. R. 1251, a joint resolution honoring Robert Campbell Rivers, Jr., of Watauga County.

H. B. 1252, an act to make a technical correction in Chapter 306 of the 1975 Session Laws by removing language referring to a section of the Act which was deleted by amendment prior to ratification.

H. B. 1253, an act to amend Chapter 401 of the 1975 Session Laws to include certain new substances in Schedule IV of the Controlled Substances Act.

H. J. R. 1254, a joint resolution honoring the life and memory of George Romulus Ross, former member of the General Assembly from Moore County.

H. B. 1257, an act to create and establish a board of education to operate all of the public schools in Wilkes County.

H. J. R. 1258, a joint resolution honoring John J. Crawford, Jr., who was injured while intervening to assist a police officer in danger.

H. J. R. 1269, a joint resolution honoring the life, service and memory of Mrs. Sallie Baker Everett.

H. B. 1271, an act to repeal Chapter 244 of the Private Laws of North Carolina of 1935 prohibiting the manufacture or sale of intoxicating beverages within one mile of the village of Bahama in Durham County.

H. B. 1272, an act to amend Chapter 776 of the 1947 Session Laws to increase the number of commissioners of the Town of Morrisville.

H. B. 1273, an act to give magistrates of Edgecombe and Nash Counties concurrent authority to receive and act upon involuntary commitment petitions filed in either County.

H. J. R. 1276, a joint resolution honoring R. J. Reynolds Industries, Inc.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 12:00 Noon.
The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Senator Cecil J. Hill of Transylvania County.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the journal is dispensed with and it stands approved as written.

S. B. 921, a bill to amend General Statute 74B-3 relating to the "private protective services." Senator Moore moves that the bill be recalled from the Enrolling Office for further consideration, which motion prevails. The bill is placed on the Calendar for today.

H. B. 1177, Committee Substitute for H. B. 1177, a bill to make certain technical and conforming amendments relative to the Motor Vehicle Safety and Financial Responsibility Act of 1953. On motion of Senator Staton, the rules are suspended and the Committee Substitute bill is taken from the Committee on Calendar and is placed on the Calendar for today.

H. B. 1260, Committee Substitute for H. B. 1260, a bill to authorize the Industrial Commission to review certain injuries and death claims. Senator Daniels moves that the vote by which the Committee Substitute bill was re-referred to the Committee on Finance be reconsidered, which motion prevails. The Committee Substitute bill is placed on the Calendar for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 950, by Senator McNeill Smith, a bill to amend General Statute 163-278.9(a)(6), as amended by Chapter 565 of the 1975 Session Laws to clarify the requirement for filing annual reports of contributions and expenditures in political campaigns. Referred to Committee on Calendar.

S. B. 951, by Senators Barker, Henley, Mills, and Combs, a bill to prohibit, during the 1975-76 fiscal year, the transfer of any State funds to Soul City or any associated person or association, without the express consent of the Advisory Budget Commission. Referred to Committee on Calendar.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:
as recommended by the Conference Committee, adopted and ratified appears in Chapter 874, 1975 Session Laws.)

CONFERENCE REPORT
S. B. 45, Committee Substitute for S. B. 45

Senator Scott, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon Committee Substitute for S. B. 45, a bill to make appropriations for current operations of State departments, institutions and agencies, and for other purposes, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your conferees appointed to resolve the differences arising between the Senate and House of Representatives on Senate Committee Substitute for Senate Bill 45, “a bill to be entitled an act to make appropriations for current operations of State departments, institutions, and agencies, and for other purposes,” wish to report as follows:

The Conference Committee recommends joint Senate and House acceptance of modification of House amendment to Senate Committee Substitute for Senate Bill 45 so that the bill will read as follows:

[Text of S. B. 45 as recommended by Conference Committee is attached]

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 25th day of June, 1975.

Ralph H. Scott
William D. Mills
Cy N. Bahakel
I. C. Crawford
Harold W. Hardison
John T. Henley
D. Livingstone Stallings
Conferees on the part of the Senate

William T. Watkins
Jimmy L. Love
Liston B. Ramsey
C. Kitchin Josey
Conferees on the part of the House of Representatives

On motion of Senator Scott the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action. (The text of Committee Substitute for S. B. 45 as recommended by the Conference Committee, adopted and ratified appears in Chapter 875, 1975 Session Laws.)
Senator McNeill Smith moves that the following statement be spread upon the Journal as expressing the intent of the Senate as to "social promotion," which motion prevails: "Funds appropriated to the Department of Public Education for evaluation and assessment shall be used, in part, to develop uniform State standards for measuring educational progress in the early school years (K-9), particularly an assessment program to insure that pupils exhibit reasonable and acceptable reading proficiency at grades 3 and 6 before being promoted to the next level, and that all promotions be based primarily on ability to perform at the next level.

"In addition to using objective measures for pupil advancement decisions, the purpose of such assessment shall be to identify pupils whose talents require alternative teaching methods and to identify teachers who are especially successful in improving student performance."

CONFERENCE REPORT

S. B. 498, House Committee Substitute for S. B. 498

Senator Crawford, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon S. B. 498, a bill to amend Chapter 156 Private Laws of 1929 as amended by Chapter 35 Private Laws of 1931 relating to the City of Asheville Boxing and Wrestling Commission, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your Conference Committee appointed to resolve the differences arising between the two bodies on House Committee Substitute for Senate Bill 498, "a bill to be entitled an act to amend Chapter 156 Private Laws of 1929 as amended by Chapter 35 Private Laws of 1931 relating to the City of Asheville Boxing and Wrestling Commission," wish to report as follows:

The Conference Committee agreed to delete all Senate Amendments offered by Senator Crawford which were adopted by the Senate, except the amendment on page 4, line 27. This amendment, which reads as follows, is adopted:

Amend on page 4, line 27 by striking out the word "able," and inserting in lieu thereof the following: "and mentally able to perform in the events and for the purposes for which they are licensed,"

All other terms and conditions of the House Committee Substitute for Senate Bill 498 do remain the same.

This the 25th day of June, 1975.

I. C. Crawford
Lamar Gudger
Cecil J. Hill
Conferees on the part of the Senate
49. Deputy Secretary of State  
50. Deputy State Treasurer  
51. Assistant State Treasurer  
52. Deputy Commissioner, Department of Labor  
53. Chief Deputy, Department of Insurance  
54. Assistant Commissioner of Insurance"

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 25th day of June, 1975.

JOSEPH J. HARRINGTON  
BOBBY L. COMBS  
HERMAN A. MOORE  
Conferees on the part of the Senate  

ALLEN C. BARBEE  
H. HORTON ROUNTREE  
FRED S. HUTCHINS, JR.  
Conferees on the part of the  
House of Representatives  

On motion of Senator Moore the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

HOUSE OF REPRESENTATIVES,  
June 25, 1975.

S. B. 44, Committee  
Substitute for S. B. 44  

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on Senate Committee Substitute for Senate Bill 44, "a bill to be entitled an act to make appropriations to provide capital improvements for State institutions, departments, and agencies," to the end that when a similar action has been taken on the part of the Senate, you may order the bill enrolled.

Respectfully,  
GRACE A. COLLINS  
Principal Clerk  

The Committee Substitute bill is ordered enrolled.
S. B. 45, Committee Substitute for S. B. 45

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on Senate Committee Substitute for Senate Bill 45, "a bill to be entitled an act to make appropriations for current operations of State departments, institutions, and agencies, and for other purposes," to the end that when a similar action has been taken on the part of the Senate, you may order the bill enrolled.

Respectfully,
GRACE A. COLLINS
Principal Clerk

The Committee Substitute bill is ordered enrolled.

S. B. 498, House Committee Substitute for S. B. 498

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on House Committee Substitute for Senate Bill 498, "a bill to be entitled an act to amend Chapter 156 Private Laws of 1929 as amended by Chapter 35 Private Laws of 1931 relating to the City of Asheville Boxing and Wrestling Commission," to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
GRACE A. COLLINS
Principal Clerk

House of Representatives,
June 25, 1975.

S. B. 498, House Committee Substitute for S. B. 498

Mr. President:

Pursuant to your message that you have adopted the report of the Conferees on House Committee Substitute for S. B. 498, "a bill to be entitled an act to amend Chapter 156 Private Laws of 1929 as amended by Chapter 35 Private Laws of 1931 relating to the City of Asheville Boxing and Wrestling Commission," it is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted the report of the Conferees and the bill is ordered enrolled.

Respectfully,
GRACE A. COLLINS
Principal Clerk

House of Representatives,
June 25, 1975.
S. B. 943, a bill to create a North Carolina Energy Policy Council to develop recommendations for a comprehensive, long-term State energy policy and to establish procedures for energy crisis administration under the Department of Military and Veterans Affairs, for concurrence in the House amendments. On motion of Senator Hardison, the Senate concurs in the House amendments and the bill is ordered enrolled.

S. B. 944, a bill to exempt the Division of Motor Vehicles from the Administrative Procedure Act. On motion of Senator Kirby, Committee Amendments No. 1 and No. 2 are adopted. The bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. B. 945, a bill to validate acknowledgments of notary publics prior to January 1, 1975. Passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

S. B. 948, a bill to amend Chapter 40 to entitle all Chapter 40 condemnation proceedings to have precedence over all other civil cases. Senator Suddarth offers Amendment No. 1. Senator Odom moves that the bill and pending amendment do lie upon the table which motion prevails and the bill with pending amendment lies upon the table.

S. B. 950, a bill to amend General Statute 163-278.9(a)(6), as amended by Chapter 565 of the 1975 Session Laws to clarify the requirement for filing annual reports of contributions and expenditures in political campaigns. Passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

H. B. 277, Committee Substitute for H. B. 277, a bill to amend Article 19 of Chapter 160A of the General Statutes relating to planning and regulation of development of family care or group homes licensed or certified by the Department of Human Resources as amended, upon third reading. Senator Walker offers Amendment No. 4 which is adopted. The Committee Substitute bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendments by special messenger.

H. B. 433, a bill amending Section 90-29 of the General Statutes with regard to the practice of dentistry in dental schools. On motion of Senator Gudger, Committee Amendments No. 1 and No. 2 are adopted. Senator Bahakel moves that the bill, as amended, be recommitted to the Committee on Human Resources. Senator Britt offers a substitute motion that the bill, as amended, be re-referred to the Committee on Judiciary I. Senator Britt calls the previous question, seconded by Senator Hardison. The call is sustained. The motion to re-refer the bill, as amended, to Judiciary I prevails. Without objection, Senator Allsbrook is excused from voting.

H. B. 888, a bill to exempt property of religious organizations which is gratuitously made available as a residence for custodians and caretakers,
upon third reading. The bill passes its third reading by roll-call vote, ayes 30, noes 1, as follows: Those voting in the affirmative are: Senators Alexander, Alford, Allsbrook, Bahakel, Barker, Britt, Childers, Daniels, Gudger, Hardison, Harrington, Harris, Jernigan, Kirby, Lackey, Marion, Mauney, Moore, Odom, Palmer, Rauch, Renfrow, Lynwood Smith, Staton, Suddarth, Totherow, Walker, Walsh, Webster, White — 30. Voting in the negative is: Senator Davis — 1. Without objection, Senator Combs is excused from voting. The bill is ordered enrolled.

H. B. 961, Committee Substitute for H. B. 961, a bill to regulate the entry and inspection of private property in the State by employees of any city, town or county, as amended, upon third reading. Senator Walker offers Amendment No. 6 which is adopted. The Committee Substitute bill, as amended, passes its third reading. Senator White moves that the vote by which the Committee Substitute bill passed its third reading be reconsidered, which motion prevails. Senator White offers Amendment No. 7 which is adopted. The Committee Substitute bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendments by special messenger.

H. B. 977, a bill to amend Chapter 122 of the General Statutes to require the licensing of local mental health facilities. Passes its second and third readings and is ordered enrolled.

H. B. 1177, Committee Substitute for H. B. 1177, a bill to make certain technical and conforming amendments relative to the Motor Vehicle Safety and Financial Responsibility Act of 1953. Senator Staton offers Amendment No. 1 which is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment by special messenger.

H. B. 1218, a bill to limit eligibility requirements for employment as a vocational teacher in schools for juveniles operated by the State Department of Human Resources, upon third reading. The bill passes its third reading and is ordered enrolled.

H. B. 1222, a bill to amend the charter of the Town of Stovall to increase the allowable tax rate. The bill passes its second and third readings and is ordered enrolled.

H. B. 1247, Senate Committee Substitute for H. B. 1247, a bill to further effectuate the reorganization of State government. Senator Barker offers Amendment No. 1 which is adopted. Senator Sebo offers Amendment No. 2 which is adopted. The Senate Committee Substitute bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives, without engrossment. Without objection, Senator Combs is excused from voting.

H. B. 1260, Committee Substitute for H. B. 1260, a bill to authorize the Industrial Commission to review certain injuries and death claims. The Committee Substitute bill fails to pass its second reading.
H. B. 807, an act concerning the location of ABC hearings.

H. B. 1083, an act to amend Article V of the Constitution of North Carolina to authorize the General Assembly to authorize counties to create authorities to issue revenue bonds to finance industrial and pollution control projects for industry and pollution control projects for public utilities, subject to the approval of the electorate.

H. B. 1105, an act to revise the General Statutes to provide that dependent children are afforded support by the responsible parent.

H. J. R. 1116, a joint resolution requesting the North Carolina Building Code Commission and the Commissioner of Insurance of North Carolina develop and adopt a building code to be followed in the design, construction, alteration, or improvement of all stairways or steps in public buildings that are used by handicapped persons in North Carolina.

H. B. 1118, an act to provide a procedure for indigent persons to file for public office without paying a filing fee.

H. B. 1120, an act to provide for revocation of motor vehicle operator license upon conviction of assault with motor vehicle.

H. B. 1135, an act to authorize the issuance of forty-three million two hundred sixty-seven thousand dollars ($43,267,000) of bonds of the State to provide for capital improvements for State institutions of higher education subject to a vote of the qualified voters of the State.

H. B. 1150, an act to amend General Statute 97-33 to cover epilepsy under the second injury fund.

H. B. 1164, an act to allow mobile home lighting equipment to be designated by the Commissioner of Motor Vehicles.

H. B. 1169, an act to exempt from the privilege tax on laundries persons who own or operate apartment buildings containing washing machines and dryers furnished for the use of tenants of the apartment buildings.

H. B. 1176, an act to amend General Statute 115-18 relative to the method of electing members of county boards of education.

H. B. 1184, an act to allow all 12 month employees in public school education to take leave in the fiscal year following its earning.

H. J. R. 1195, a joint resolution to provide for the wise development of the water resources of the State of North Carolina for the economic and overall well-being of its citizens, and to provide for the establishment of a procedure for the priority budget programming for the State share of the cost of the construction, management and operation of such projects.

H. B. 1201, an act to authorize the Attorney General to employ an attorney to perform legal services for the Real Estate Licensing Board and to provide for the salary and expenses for such attorney.

H. B. 1209, an act to amend General Statute 163-302(a) to set a time by which cities must adopt a resolution allowing absentee voting.
H. B. 1212, an act to revise and rewrite Article 24 of Chapter 58 of the General Statutes relating to mutual burial associations.

H. B. 1213, an act to increase the fee charged under General Statute 7A-308(a) (1) for foreclosure under power of sale.

H. B. 1250, an act to repeal General Statute 20-135.4(b) and (c) to eliminate the requirement that bumpers on private passenger automobiles meet certain specifications.

H. B. 1259, an act to amend Chapter 88 of the General Statute to require the registration of cosmetic art shops and to require the appointment of a three-member board of cosmetic art.

H. B. 1264, an act to establish financing authority for a parking deck within the State Government Complex.

H. B. 1267, an act to exempt persons from motor vehicle operator's licensing requirements while such persons are operating bicycles with helper motors.

H. B. 1268, an act to reimburse the family of Donald Petteway for attorney fees incurred in defending damage suit arising out of school bus accident.

H. B. 1270, an act to ratify and approve the creation of the Avery's Creek Sanitary District, heretofore created by the Board of Commissioners for the County of Buncombe and the North Carolina State Board of Health (now the Commission for Health Services) pursuant to Article 12 of Chapter 130 of the General Statutes of North Carolina and providing for the election of the Avery's Creek Sanitary District Board.

H. B. 1275, an act to provide for judicial determination of minors and persons adjudicated non compos mentis admitted to treatment facilities.

H. B. 1277, an act to amend General Statute 66-58(c)(3), relating to business operations of campus stores at State-supported institutions, to provide that campus stores may sell to other campus stores.

H. B. 1279, an act to correct technical or drafting error in Chapter 296, 1975 Session Laws of North Carolina pertaining to restricted instruction permit fees.

On motion of Senator Henley, the Senate adjourns to meet tomorrow at 10:00 A.M.

ONE HUNDRED SEVENTEENTH DAY

SENATE CHAMBER,
Thursday, June 26, 1975.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Senator Fred D. Alexander of Mecklenburg County.
S. B. 631, a bill to appropriate funds for the preservation of “Richmond
Hill Law School” in Yadkin County, with a favorable report, as amended.
On motion of Senator Scott, the rules are suspended and the bill is placed
on today’s Calendar.

S. B. 633, a bill to amend the North Carolina Feed Law of 1973 to ex-
empt certain manufacturers of commercial feed from the inspection fee,
with a favorable report. On motion of Senator Scott, the rules are
suspended and the bill is placed on today’s Calendar.

S. B. 641, a bill to appropriate funds for completion of the restoration
of Fort Defiance and its dependencies in Caldwell County, with a favor-
able report, as amended. On motion of Senator Scott, the rules are
suspended and the bill is placed on today’s Calendar.

S. B. 670, a bill to appropriate funds for the preservation of the Town
of Historic Rockford, North Carolina, with a favorable report, as amended.
On motion of Senator Scott, the rules are suspended and the bill is placed
on today’s Calendar.

S. B. 678, a bill to raise the minimum salaries of law enforcement officers
and to extend the application of the Law Enforcement Officers Minimum
Salary Act, with a favorable report, as amended. On motion of Sena-
tor Scott, the rules are suspended and the bill is placed on today’s Calendar.

S. J. R. 749, a joint resolution extending the Commission on Sentencing,
Criminal Punishment and Rehabilitation, with a favorable report, as
amended. On motion of Senator Scott, the rules are suspended and
the joint resolution is placed on today’s Calendar.

S. B. 810, a bill to appropriate General Funds to the Department of
Human Resources for purposes of providing support to Youth Unlimited,
Inc., with a favorable report, as amended. On motion of Senator
Scott, the rules are suspended and the bill is placed on today’s Calendar.

S. B. 869, a bill to provide funds for burial or transportation for burial
of deceased migrant agricultural workers under the supervision of the
North Carolina Department of Human Resources, as amended by the Com-
mittee on Human Resources, with a favorable report, as amended. On
motion of Senator Scott, the rules are suspended and the bill is placed on
today’s Calendar.

S. B. 898, a bill to amend General Statute 138-6(a)- which provides the
per diem travel allowance for State employees and officers and to approp-
riate the necessary funds therefor, with a favorable report, as amended.
On motion of Senator Scott, the rules are suspended and the bill is placed
on today’s Calendar.

S. B. 915, a bill to appropriate General Funds to the North Carolina
Professional Liability Insurance Study Commission, with a favorable re-
port, as amended. On motion of Senator Scott, the rules are suspended
and the bill is placed on today’s Calendar.
S. B. 933, a bill appropriating three hundred thousand dollars ($300,000) each year of the 1975-77 biennium to the City of Raleigh to aid in the construction of a mall from the State Capitol to the proposed Raleigh Civic Center Plaza, with a favorable report, as amended. On motion of Senator Scott, the rules are suspended and the bill is placed on today's Calendar.

H. B. 240, a bill to amend General Statute 115A-5 relating to the waiver of tuition and registration fees for training courses for fire department personnel and volunteer rescue and life saving department personnel, with a favorable report. On motion of Senator Scott, the rules are suspended and the bill is placed on today's Calendar.

H. B. 401, a bill to amend the effective date of Chapter 1418 of the Session Laws of 1973 relating to the financing of public assistance, with a favorable report. On motion of Senator Scott, the rules are suspended and the bill is placed on today's Calendar.

H. B. 627, a bill to provide for payment by the Attorney General of claims against county and city boards of education for accidents involving school buses and school transportation service vehicles and to appropriate funds, with a favorable report, as amended. On motion of Senator Scott, the rules are suspended and the bill is placed on today's Calendar.

H. B. 648, a bill to be known as the Uniform Boiler and Pressure Vessel Act of North Carolina, with a favorable report. On motion of Senator Gudger, the rules are suspended and the bill is placed on today's Calendar.

By Senator Gudger, for the Committee on Criminal Justice and Corrections:

S. J. R. 24, a joint resolution establishing a Commission to study and evaluate the educational, vocational and rehabilitative programs available to females committed to the Department of Correction and to recommend possible improvements and additions to these programs, without prejudice. On motion of Senator Gudger, the rules are suspended and the joint resolution is placed before the Senate for immediate consideration and on his further motion, is postponed indefinitely.

S. B. 235, a bill to amend Chapter 148 of the General Statutes to permit North Carolina sentence to be served in another jurisdiction, without prejudice. On motion of Senator Gudger, the rules are suspended and the bill is placed before the Senate for immediate consideration and on his further motion, is postponed indefinitely.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. J. R. 952, by Senator Henley, a joint resolution providing for adjournment of the 1975 General Assembly on the twenty-sixth day of June, 1975, at 2:30 P.M. to reconvene for a Second Session in 1976 for review of the budget for fiscal year 1976-77. On motion of Senator Henley, the rules are suspended and the joint resolution is placed on the Calendar for
H. B. 361, a bill to appropriate funds to be used to put Mitchell Community College on an equal footing with other institutions in the system. On motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

H. B. 364, a bill to appropriate funds to the University of North Carolina at Greensboro to be used for renovating Parkway Playhouse. On motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

H. B. 366, a bill to make the Vance-Granville Technical Institute a comprehensive community college. On motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

H. B. 375, a bill to appropriate fifty-five thousand dollars ($55,000) to North Carolina State University for research and development of a solar heating and cooling system working model for new and existing homes, office buildings, schools and industrial plants. On motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

H. B. 386, a bill to provide for research studies on genetic improvement, cultural and pest control practicies, mechanization and quality improvement in Christmas tree production so as to increase North Carolina farm income from Christmas trees. On motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

H. B. 409, a bill to appropriate funds for the Orthopedic Hospital and Rehabilitation Center, Inc., at Asheville, to finance the construction of a new regional school for handicapped children. On motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

H. B. 412, a bill to appropriate funds to assist in the restoration of the Newbold-White House in Perquimans County. On motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

H. B. 422, a bill to appropriate funds to the Department of Cultural Resources to establish the Western North Carolina Heritage Center. On motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

H. B. 446, a bill to appropriate supplementary funds to the North Carolina Agricultural Experiment Station for developing tomato varieties suitable to the western North Carolina area, and other research studies on
postharvest physiology and marketing tomatoes. On motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

H. B. 456, Committee Substitute for H. B. 456, a bill to provide community-based alternatives to State training schools. On motion of Senator Scott, the rules are suspended, and the Committee Substitute bill is placed on the Calendar for immediate consideration. The Committee Substitute bill passes its second and third readings and is ordered enrolled.

H. B. 466, a bill to appropriate matching funds to assist in the restoration of Thalian Hall in Wilmington. On motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

H. B. 474, a bill to provide for the eradication of the boll weevil. On motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

H. B. 519, a bill appropriating eight hundred thirty-one thousand dollars ($831,000) to the Department of Correction to enable it to subsidize county juvenile detention homes which provide regional services. On motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

H. B. 520, Committee Substitute for H. B. 520, a bill appropriating funds on a matching basis to the Department of Correction to enable it to develop one or more model homes providing juvenile detention services on a regional basis. On motion of Senator Scott, the rules are suspended, and the Committee Substitute bill is placed on the Calendar for immediate consideration. The Committee Substitute bill passes its second and third readings and is ordered enrolled.

H. B. 550, a bill to appropriate funds to Cherokee County for a much needed southwestern North Carolina Farmers Market. On motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

H. B. 562, a bill appropriating funds to the Department of Cultural Resources for the use of Historic Old Salem in preserving, restoring and repairing historic buildings and sites. On motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

H. B. 625, a bill to appropriate funds to the Department of Human Resources to meet increased operating costs for care of general assistance
H. B. 770, a bill to provide for the expansion of the Roy Hampton Museum in the City of Beaufort into a mariner's museum and to provide for its preservation and display. On motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

H. B. 778, a bill to establish a public health residency program within the North Carolina Department of Human Resources. On motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

H. B. 779, a bill to appropriate funds to the Department of Human Resources to supplement the preventive dental health program and supportive services. On motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

H. B. 794, a bill to appropriate funds for completion of the restoration of the Burwell School and dependencies in Hillsborough, Orange County. On motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

H. B. 804, a bill to appropriate funds to the North Carolina Department of Agriculture for use in beef cattle feeding research at the Upper Mountain Research Station. On motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

H. B. 819, a bill to provide for the employment of an agricultural extension area swine specialist to work in Southeastern North Carolina. On motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

H. B. 820, a bill to appropriate funds to assist in the restoration of Kerr Mill in Rowan County. On motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. On motion of Senator Suddarth, it is noted that S. B. 658 is identical to H. B. 820.

H. B. 825, a bill to appropriate funds as matching funds to assist in facilitating the Carolina Cloggers in attending the International Folk Dance Festival in England. On motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

H. B. 838, a bill to appropriate funds to assist in completing the restoration of the Wright Tavern in Rockingham County. On motion of
Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

H. B. 840, a bill to appropriate funds to assist with the historical and archaeological investigation of the David Caldwell Log College site in Guilford County. On motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

H. B. 849, a bill to establish a State fund for adoptive children with special needs. On motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

H. B. 871, a bill to appropriate funds to the North Carolina Department of Human Resources for the funding of local sickle cell and genetic centers. On motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

H. B. 890, a bill to appropriate funds to the Warren County Bicentennial Committee for the restoration and development of the Nathaniel Macon homesite. On motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

H. B. 896, a bill to appropriate supplementary funds for renovation of the Governor’s Mansion to make it suitable as both a public residence and a private residence for the Governor. On motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

H. B. 914, a bill to increase the maximum allowable payment to skilled nursing homes from twenty-five dollars ($25.00) a day to thirty-two dollars ($32.00) a day. On motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.

H. B. 919, a bill to amend the North Carolina Feed Law of 1973 to exempt certain manufacturers of commercial feed from the inspection fee. On motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Senator Hardison moves that the bill be voted on with the Committee on Appropriations’ special bills. Senator McNeill Smith offers a substitute motion that the bill be voted on separately, which motion fails to prevail. The bill passes its second and third readings and is ordered enrolled.

H. B. 932, a bill to appropriate funds to the North Carolina Society for Autistic Children, Incorporated. On motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled.
S. B. 176, a bill to appropriate funds for the Duplin Historical Society. On motion of Senator Scott, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. B. 258, a bill to appropriate funds to defray expenses of administering the Campaign Reporting Act and to defray increased responsibilities. On motion of Senator Scott, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. B. 265, a bill to appropriate funds for use as a grant-in-aid to Cherokee Boys' Club Children's Home. On motion of Senator Scott, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. B. 366, a bill to create an advisory council on solid waste recycling, resource recovery, and litter control. On motion of Senator Royall, the Committee Amendments of the Committee on Natural and Economic Resources and the Committee on Appropriations are adopted. The bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. B. 375, Committee Substitute for S. B. 375, a bill to provide a means to clean up oil spills and spills of other pollutants. On motion of Senator Scott, the Committee amendment is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. B. 416, a bill to effect retroactive pay to State highway patrolmen for the month of July. Passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

S. B. 424, a bill to prohibit employment of consultants by State agencies without approval of the Governor. On motion of Senator Scott, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. B. 528, a bill to appropriate funds to the Department of Administration for research and development of a land records information system. On motion of Senator Scott, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. B. 533, a bill to require the State Board of Education to revise and recodify Chapter 115 of the General Statues, entitled "Elementary and
Secondary Education," as amended. On motion of Senator Scott, the Appropriations Committee Amendments No. 3 and No. 4 are adopted. The bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. B. 546, a bill to implement and appropriate funds for a State bridge replacement program. On motion of Senator Scott, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. B. 631, a bill to appropriate funds for the preservation of "Richmond Hill Law School" in Yadkin County. On motion of Senator Scott, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. B. 633, a bill to amend the North Carolina Feed Law of 1973 to exempt certain manufacturers of commercial feed from the inspection fee. Senator Hardison moves that the bill be voted on with the Committee on Appropriations' special bills. Senator McNeill Smith offers a substitute motion that the bill be voted on separately. Senator Hardison calls the previous question, seconded by Senator Stallings. The call is sustained. The motion for a separate vote fails to prevail. The bill passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

S. B. 641, a bill to appropriate funds for completion of the restoration of Fort Defiance and its dependencies in Caldwell County. On motion of Senator Scott, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. B. 670, a bill to appropriate funds for the preservation of the Town of Historic Rockford, North Carolina. On motion of Senator Scott, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. B. 678, a bill to raise the minimum salaries of law enforcement officers and to extend the application of the Law Enforcement Officers Minimum Salary Act. On motion of Senator Scott, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. J. R. 749, a joint resolution extending the Commission on Sentencing, Criminal Punishment and Rehabilitation. On motion of Senator Scott, the Committee amendment is adopted. The joint resolution, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.
S. B. 810, a bill to appropriate General Funds to the Department of Human Resources for purposes of providing support to Youth Unlimited, Inc. On motion of Senator Scott, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. B. 869, a bill to provide funds for burial or transportation for burial of deceased migrant agricultural workers under the supervision of the North Carolina Department of Human Resources, as amended. On motion of Senator Scott, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. B. 898, a bill to amend General Statute 138-6(a)(3) which provides the per diem travel allowance for State employees and officers and to appropriate the necessary funds therefor. On motion of Senator Scott, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. B. 915, a bill to appropriate General Funds to the North Carolina Professional Liability Insurance Study Commission. On motion of Senator Scott, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

S. B. 933, a bill appropriating three hundred thousand dollars ($300,000) each year of the 1975-77 biennium to the City of Raleigh to aid in the construction of a mall from the State Capitol to the proposed Raleigh Civic Center Plaza. On motion of Senator Scott, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

H. B. 240, a bill to amend General Statute 115A-5 relating to the waiver of tuition and registration fees for training courses for fire department personnel and volunteer rescue and life saving department personnel. Passes its second and third readings and is ordered enrolled.

H. B. 401, a bill to amend the effective date of Chapter 1418 of the Session Laws of 1973 relating to the financing of public assistance. Passes its second and third readings and is ordered enrolled.

H. B. 627, a bill to provide for payment by the Attorney General of claims against county and city boards of education for accidents involving school buses and school transportation service vehicles and to appropriate funds. On motion of Senator Scott, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment by special messenger.
H. B. 648, a bill to be known as the Uniform Boiler and Pressure Vessel Act of North Carolina. Passes its second and third readings and is ordered enrolled.

H. B. 1260, Committee Substitute for H. B. 1260, a bill to authorize the Industrial Commission to review certain injuries and death claims. Senator Moore offers Amendment No. 1 which is adopted. Senator Suddarth offers Amendment No. 2 which is adopted. Senator William Smith offers Amendment No. 3 which fails of adoption. Senator Webster calls the previous question, seconded by Senator Alford. The call is sustained. The Committee Substitute bill, as amended, passes its second reading. Senator Harris objects to the third reading. Senator Combs moves that the rules be suspended and the Committee Substitute bill, as amended, be considered on third reading, which motion prevails. On motion of Senator Marion, the Committee Substitute bill, as amended, is re-referred to the Committee on Appropriations.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 28, an act authorizing the State Board of Education to purchase liability insurance for members of the Board.

S. B. 44, an act to make appropriations to provide capital improvements for State institutions, departments, and agencies.

S. B. 45, an act to make appropriations for current operations of State departments, institutions, and agencies, and for other purposes.

S. B. 66, an act to establish regional education training centers for children with special needs.

S. B. 176, an act to appropriate funds for the Duplin Historical Society.

S. B. 258, an act to appropriate funds to defray expenses of administering the Campaign Reporting Act and to defray increased responsibilities.

S. B. 265, an act to appropriate funds for use as a grant-in-aid to Cherokee Boys' Club Children's Home.

S. B. 366, an act to create an advisory council on solid waste recycling, resource recovery, and litter control.

S. B. 375, an act to provide a means to clean up oil spills and spills of other pollutants.

S. B. 416, an act to effect retroactive pay to State highway patrolmen for the month of July, 1974.

S. B. 424, an act to prohibit employment of consultants by State agencies without approval of the Governor.
S. B. 498, an act to amend Chapter 156 Private Laws of 1929 as amended by Chapter 35 Private Laws of 1931 relating to the City of Asheville Boxing and Wrestling Commission.

S. B. 528, an act to appropriate funds to the Department of Administration for research and development of a land records information system.

S. B. 533, an act to require the State Board of Education to revise and recodify Chapter 115 of the General Statutes, entitled "Elementary and Secondary Education."

S. B. 546, an act to implement and appropriate funds for a State bridge replacement program.

S. B. 631 an act to appropriate funds for the preservation of "Richmond Hill Law School" in Yadkin County.

S. B. 633, an act to amend the North Carolina Feed Law of 1973 to exempt certain manufacturers of commercial feed from the inspection fee.

S. B. 641, an act to appropriate funds for completion of the restoration of Fort Defiance and its dependencies in Caldwell County.

S. B. 666, an act to amend Chapter 25 of the General Statutes, Uniform Commercial Code, in order to conform said Chapter and particularly Article 9 thereof to the 1972 official text of the Uniform Commercial Code.

S. B. 670, an act to appropriate funds for the preservation of the Town of Historic Rockford, North Carolina.

S. B. 678, an act to raise the minimum salaries of law enforcement officers and to extend the application of the Law Enforcement Officers Minimum Salary Act.

S. J. R. 749, a joint resolution extending the Commission on Sentencing, Criminal Punishment and Rehabilitation.

S. B. 810, an act to appropriate General Funds to the Department of Human Resources for purposes of providing support to Youth Unlimited, Inc.

S. B. 821, an act to provide for notice and hearing for condemnation actions filed pursuant to Article 9 of Chapter 136.

S. B. 829, an act to repeal General Statute 14-415.2 and amend General Statute 14-415.1 to prohibit possession of a handgun or pistol for 10 years from date of conviction, or termination of suspended sentence, probation, or parole, whichever is later.

S. B. 832, an act relating to prayer for judgments continued in motor vehicle cases.

S. B. 869, an act to provide funds for burial or transportation for burial of deceased migrant agricultural workers under the supervision of the North Carolina Department of Human Resources.
S. B. 898, an act to amend General Statute 138-6(a)(3) which provides the per diem travel allowance for State employees and officers and to appropriate the necessary funds therefor.

S. B. 901, an act to direct the Professional Liability Insurance Study Commission to study: shortening malpractice suit time, requiring informed consent by persons to be treated by health care providers, and changing the health care malpractice standard.

S. B. 915, an act to appropriate General Funds to the North Carolina Professional Liability Insurance Study Commission.

S. B. 933, an act appropriating funds to the City of Raleigh to aid in the construction of a mall from the State Capitol to the proposed Raleigh Civic Center Plaza.

S. B. 943, an act to create a North Carolina Energy Policy Council to develop recommendations for a comprehensive, long-term State energy policy and to establish procedures for energy crisis administration under the Department of Military and Veterans Affairs.

S. B. 944, an act to exempt the Division of Motor Vehicles from the Administrative Procedure Act.

S. B. 945, an act to validate acknowledgments of notary public prior to January 1, 1975.

H. B. 7, an act to appropriate funds for the installation of electronic voting apparatus in the House Chamber.

H. B. 59, an act to appropriate funds for the North Carolina Museum of Life and Science.

H. B. 68, an act to establish a coordinated human tissue donation program.

H. B. 102, an act to appropriate funds for the establishment of a school of veterinary medicine at North Carolina State University at Raleigh.

H. B. 134, an act to make the Martin Technical Institute a comprehensive community college.

H. B. 149, an act to appropriate funds from the General Fund the sum of three hundred thousand dollars ($300,000) to the Department of Natural and Economic Resources for the promotion of tourism in North Carolina.

H. B. 240, an act to amend General Statute 115A-5 relating to the waiver of tuition and registration fees for training courses for fire department personnel and volunteer rescue and life saving department personnel.

H. B. 254, an act to rewrite portions of the Machinery Act to provide a more equitable fair, and efficient system of taxation on real and personal property.

H. B. 314, an act to appropriate funds to the North Carolina Department of Agriculture and the North Carolina Agricultural Extension Service to
develop beef production in the eighteen mountain counties of the Western Extension District.

H. B. 352, an act to provide funds to help defray the expenses of the North Carolina State Association of Rescue Squads, Inc.

H. B. 361, an act to appropriate funds to be used to put Mitchell Community College on an equal footing with other institutions in the System.

H. B. 364, an act to appropriate funds to the University of North Carolina at Greensboro to be used for renovating Parkway Playhouse.

H. B. 366, an act to make the Vance-Granville Technical Institute a comprehensive community college.

H. B. 375, an act to appropriate fifty-five thousand dollars ($55,000) to North Carolina State University for research and development of a solar heating and cooling system working model for new and existing homes, office buildings, schools and industrial plants.

H. B. 386, an act to provide for research studies on genetic improvement, cultural and pest control practices, mechanization and quality improvement in Christmas tree production so as to increase North Carolina farm income from Christmas trees.

H. B. 401, an act to amend the effective date of Chapter 1418 of the Session Laws of 1973 relating to the financing of public assistance.

H. B. 409, an act to appropriate funds for the Orthopedic Hospital and Rehabilitation Center, Inc., at Asheville, to finance the construction of a new regional school for handicapped children.

H. B. 412, an act to appropriate funds to assist in the restoration of the Newbold-White House in Perquimans County.

H. B. 422, an act to appropriate funds to the Department of Cultural Resources to establish the Western North Carolina Heritage Center.

H. B. 446, an act to appropriate supplementary funds to the North Carolina Agricultural Experiment Station for developing tomato varieties suitable to the western North Carolina area, and other research studies on postharvest physiology and marketing tomatoes.

H. B. 456, an act to provide community-based alternatives to State training schools.

H. B. 466, an act to appropriate matching funds to assist in the restoration of Thalian Hall in Wilmington.

H. B. 474, an act to provide for the eradication of the boll weevil.

H. B. 519, an act appropriating eight hundred thirty-one thousand dollars ($831,000) to the Department of Correction to enable it to subsidize county juvenile detention homes which provide regional services.

H. B. 520, an act appropriating funds on a matching basis to the Department of Correction to enable it to develop one or more model homes providing juvenile detention services on a regional basis.
H. B. 550, an act to appropriate funds to Cherokee County for a much needed southwestern North Carolina Farmers Market.

H. B. 562, an act appropriating funds to the Department of Cultural Resources for the use of historic Old Salem in preserving, restoring and repairing historic buildings and sites.

H. B. 625, an act to appropriate funds to the Department of Human Resources to meet increased operating costs for care of general assistance recipients in family care homes and homes for the aged.

H. B. 627, an act to provide for payment by the Attorney General of claims against county and city boards of education for accidents involving school buses and school transportation service vehicles and to appropriate funds.

H. B. 630, an act establishing a tuition assistance benefit for members of the North Carolina National Guard and the appropriation of funds to provide this benefit.

H. B. 632, an act relating to assignment of official license plates.

H. B. 639, an act to appropriate funds for the support of certain mentally retarded and physically disabled individuals in sheltered workshops.

H. B. 648, an act to be known as the Uniform Boiler and Pressure Vessel Act of North Carolina.

H. B. 655, an act to amend Chapter 1247 of the 1973 Session Laws with respect to the renovation of the Wright Building at East Carolina University on a wholly self-liquidating basis.

H. B. 656, an act to amend Chapter 523 of the 1973 Session Laws with respect to wholly self-liquidating projects at North Carolina State University.

H. B. 657, an act to amend Chapter 523 of the 1973 Session Laws with respect to a wholly self-liquidating project at the University of North Carolina at Chapel Hill, Health Affairs Continuing Education Center.

H. B. 658, an act to amend Chapter 1240 of the 1971 Session Laws with respect to a capital improvements project at North Carolina Agricultural and Technical State University.

H. B. 662, an act to amend Chapter 523 of the 1973 Session Laws with respect to a wholly self-liquidating project for the renovation of two residence halls for North Carolina Central University.

H. B. 665, an act to increase State aid to county public libraries.

H. B. 666, an act to extend to "motor vehicle process servers" five percent (5%) salary increases granted to State highway patrolmen.

H. B. 675, an act to make the Halifax Technical Institute a comprehensive community college.
H. B. 680, an act to appropriate funds to assist in the research, relocation, restoration, and acquisition of land for the William King House by Historic Hope Foundation, Incorporated, in Bertie County.

H. B. 729, an act to amend Chapter 7A and Chapter 135 of the General Statutes relating to the Judicial Department and the General Court of Justice.

H. B. 741, an act to appropriate funds to the State Board of Education to be allocated on a per pupil basis to local boards of education to defray a share of the cost of operating public school plants.

H. B. 755, an act to appropriate funds to assist with the payment of indebtedness incurred in the restoration of the Boggan-Hammond House in Anson County.

H. B. 762, an act to make appropriations to the Division of Mental Health Services, Department of Human Resources, to provide for a mental health management information system.

H. B. 764, an act to appropriate funds for Mountain Gateway Museum.

H. B. 770, an act to provide for the expansion of the Roy Hampton Museum in the City of Beaufort into a mariner's museum and to provide for its preservation and display.

H. B. 778, an act to establish a public health residency program within the North Carolina Department of Human Resources.

H. B. 779, an act to appropriate funds to the Department of Human Resources to supplement the Preventive Dental Health Program and supportive services.

H. B. 794, an act to appropriate funds for completion of the Restoration of the Burwell School and dependencies in Hillsborough, Orange County.

H. B. 804, an act to appropriate funds to the North Carolina Department of Agriculture for use in beef cattle feeding research at the Upper Mountain Research Station.

H. B. 819, an act to provide for the employment of an agricultural extension area swine specialist to work in southeastern North Carolina.

H. B. 820, an act to appropriate funds to assist in the restoration of Kerr Mill in Rowan County.

H. B. 825, an act to appropriate funds as matching funds to assist in facilitating the Carolina Cloggers in attending the International Folk Dance Festival in England.

H. B. 838, an act to appropriate funds to assist in completing the restoration of the Wright Tavern in Rockingham County.

H. B. 840, an act to appropriate funds to assist with the historical and archaeological investigation of the David Caldwell Log College site in Guilford County.
H. B. 849, an act to establish a State fund for adoptive children with special needs.

H. B. 871, an act to appropriate funds to the North Carolina Department of Human Resources for the funding of local sickle cell and genetic centers.

H. B. 888, an act to exempt property of religious organizations which is made available as a residence for custodians and caretakers.

H. B. 890, an act to appropriate funds to the Warren County Bicentennial Committee for the restoration and development of the Nathaniel Macon homesite.

H. B. 896, an act to appropriate supplementary funds for renovation of the Governor's Mansion to make it suitable as both a public residence and a private residence for the Governor.

H. B. 914, an act to increase the maximum allowable payment to skilled nursing homes from twenty-five dollars ($25.00) a day to thirty-two dollars ($32.00) a day.

H. B. 919, an act to amend the North Carolina Feed Law of 1973 to exempt certain manufacturers of commercial feed from the inspection fee.

H. B. 932, an act to appropriate funds to the North Carolina Society for Autistic Children, Incorporated.

H. B. 948, an act to appropriate funds for the North Carolina Symphony for the 1975-77 biennium.

H. B. 951, an act to appropriate funds to the Department of Administration for use by the Commission of Indian Affairs.

H. B. 977, an act to amend Chapter 122 of the General Statutes to require the licensing of local mental health facilities.

H. B. 999, an act to provide increased support of library/learning resources center personnel in the public schools through an allocation of funds.

H. B. 1019, an act to appropriate funds for the Snow Camp Historical Drama Society, Inc.

H. B. 1040, an act to appropriate funds to the Department of Correction for the purpose of constructing a multi-purpose building at the White Lake Prison Unit.

H. B. 1144, an act to appropriate three hundred and fifty thousand dollars ($350,000) from the State Highway Fund to provide retirement system coverage for State Highway Commission employees heretofore inadvertently classified as temporary employees.

H. B. 1151, an act to appropriate funds to the North Carolina Department of Human Resources to enable the Western Carolina Center to meet intermediate care facility standards in order to continue to receive federal Medicaid-Medicare funds.

H. B. 1183, an act to appropriate sixty-three thousand dollars ($63,000) to the North Carolina Department of Human Resources for each of the fiscal year, 1975-1976 and 1976-1977 to be used for the North Carolina Training Center for Infant-Toddler Care.

H. B. 1192, an act to appropriate funds for the purchase of additional land at House in the Horseshoe State Historic site.

H. B. 1193, an act to appropriate one hundred fifty thousand dollars ($150,000) to be made available for loan to the Cherokee Historical Association, Inc., for developing the Museum/Cultural Center of the Cherokee Indians.

H. B. 1218, an act to limit eligibility requirements for employment as a vocational teacher in schools for juveniles operated by the State Department of Human Resources.

H. B. 1222, an act to amend the charter of the Town of Stovall to increase the allowable tax rate.

H. B. 1247, an act to further effectuate the reorganization of State Government.

H. B. 1256, an act to amend General Statute 62-10(e) concerning vacancies in the chairmanship of the Utilities Commission and vacancies in the membership of said Commission arising during legislative sessions; to amend General Statute 62-21 concerning utilization of staff attorneys to advise panel chairmen; to amend General Statute 62-37 concerning independent audits at the expense of public utilities; to amend General Statute 62-78 and General Statute 62-81 concerning oral arguments in lieu of briefs; and to amend General Statute 62-134 concerning the right of public intervention in fuel cost proceedings.

H. B. 1281, an act to amend General Statute 161-5(a) to provide for the filling of a vacancy in the office of register of deeds in certain counties.

H. B. 1282, an act to amend Chapter 738 of the 1975 Session Laws to provide that the elections for the Durham City Board of Education shall be held in compliance with General Statute 163-293.

H. J. R. 1283, a joint resolution providing for adjournment of the 1975 General Assembly on the twenty-sixth day of June, 1975, at 7:00 P.M. to reconvene for a Second Session in 1976 for review of the budget for fiscal year 1976-77. (The text of this joint resolution appears in the Appendix.)

H. B. 1284, an act to amend Chapter 175 of the 1975 Session Laws, requiring the payment of delinquent taxes in Watauga and Stokes Counties before recording deeds conveying property subject to delinquent taxes, to delete Stokes County.
The following special message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
June 26, 1975.

H. J. R. 1283

Mr. President:

You are respectfully advised that the House has completed the business of the 1975 Session of the General Assembly in accordance with H. J. R. 1283 and stands ready to adjourn to meet again on Monday, May 3, 1976, at 12:00 Noon.

Respectfully,
GRACE A. COLLINS
Principal Clerk

Pursuant to the information submitted above, the Senate having completed the business before it, a message is ordered sent to the House of Representatives informing that Honorable Body that in accordance with H. J. R. 1283 the Senate stands ready for adjournment until Monday, May 3, 1976 at 12:00 Noon.

The hour for adjournment fixed by joint resolution passed by the two Houses having arrived, the President of the Senate declares the Senate stands adjourned until Monday, May 3, 1976 at 12:00 Noon.

JAMES B. HUNT, JR.
President of the Senate

ROY ROWE,
Principal Clerk of the Senate
APPENDIX
SENATE RESOLUTIONS
FIRST SESSION 1975

S. R. 30, A SENATE RESOLUTION EXTENDING THE SPECIAL SENATE COMMISSION ON NORTH CAROLINA REVENUE LAWS.

Now, therefore, be it resolved by the Senate:

Section 1. The Special Senate Commission on North Carolina Revenue Laws is hereby extended by amending Section 7 of Senate Resolution 1508 of the 1973 Session by striking “on or before February 1, 1975” and inserting in lieu thereof the words “on or before such time as the 1975 Session of the General Assembly adjourns sine die.”

Sec. 2. This resolution shall become effective upon adoption.

S. R. 149, A SENATE RESOLUTION ON CONSERVATION OF ENERGY THROUGH THE NORTH CAROLINA BUILDING CODE.

WHEREAS, G. S. 143-136, et seq., established the Building Code Council and the North Carolina State Building Code and empowered that Council to make rules and regulations concerning building construction in North Carolina to protect the public welfare; and

WHEREAS, the Building Code Council recently amended the State Building Code to require residences to be insulated; and

WHEREAS, this requirement will not only conserve fuel and energy for the residents of such houses but the cumulative effect of such savings will, in the long run, improve the economy of North Carolina; and

WHEREAS, it is the sense of the Senate that the need to conserve and not waste energy in government, industrial and commercial buildings is as great as in residential buildings;

Now, therefore, be it resolved by the Senate:

Section 1. The Senate requests the Building Code Council to conduct appropriate public hearings on the matter of energy conservation through insulation and other construction standards and to incorporate in the State Building Code the most practical measures to conserve fuel and energy in government, industrial and commercial, as well as residential building in North Carolina.

Sec. 2. This resolution shall become effective upon adoption.


WHEREAS, Section 235 of the Federal Housing Administration outlines the rules governing the subsidy of family residential units; and
WHEREAS, the subsidy of multi-family residential units is based on the ability of the occupying family to pay, the number of increments within the family, the amount of income produced by the occupying family, and others; and

WHEREAS, the subsidy of single family residential units applies to only mortgage payments; and

WHEREAS, the problem of payment of public utility bills is becoming increasingly more economically depressant; and

WHEREAS, the subsidy of multi-family residential units includes the cost of public utility bills; and

WHEREAS, the subsidy of single family residential units does not include the cost of public utility bills; and

WHEREAS, there exists a disparity in the rules governing the subsidy of single family residential units and the rules governing the subsidy of multi-family residential units in regards to the payment of public utility bills; and

WHEREAS, for many single family residential units, bill payment often becomes a choice between payment of their mortgage bill or payment of the public utility bills; and

WHEREAS, the payment by multi-family residential units is based on the ability of the occupying family to pay, the number of increments within the family, the amount of income produced by the occupying family, and others, and does not become a choice of payment between their mortgage bill or their public utility bills, as their one consolidated bill includes the cost of public utility bills;

Now, therefore, be it resolved by the Senate of the State of North Carolina in respectful petition to the Congress of the United States of America:

Section 1. That the Congress of the United States take note of the disparity of the rules governing the subsidy of multi-family residential units and the rules governing the subsidy of single family residential units in regards to the payment of public utility bills.

Sec. 2. That the Congress of the United States of America take whatever steps are necessary to eliminate the disparity of the rules governing the subsidy of multi-family residential units and the rules governing the subsidy of single family residential units in regards to the payment of public utility bills and that the problem be thoroughly investigated and reported upon in the hope that the most effective means of the assistance of this nation's inhabitants will be produced and placed in good working order.

Sec. 3. This resolution shall become effective upon adoption.

S. R. 253, A SENATE RESOLUTION WELCOMING LAWRENCE WELK TO NORTH CAROLINA.

WHEREAS, Lawrence Welk and his Orchestra have consistently and for many years provided clean, wholesome and inspiring entertainment to the
people of America, and this has been done in an era in which long-established standards of morals, decency, and good taste are being attacked by many persons in all types of entertainment; and

WHEREAS, North Carolina with its majestic mountains, bustling Piedmont, and rich coastal plain, its clean air, long-leaf pines, and beautiful seashore, all crowned at night with the glory of a Carolina moon, provides a setting in which the old-fashioned virtues of friendliness, love of State and country, faith in God, and respect for common decency flourish; and

WHEREAS, Lawrence Welk has announced that he and his Orchestra will visit Charlotte, the Queen City of the Carolinas, on March 13, 1975; and

WHEREAS, it is particularly fitting that this type of entertainer visit this State;

Now, therefore, be it resolved by the Senate:

Section 1. That the General Assembly of North Carolina extends to Lawrence Welk and his Orchestra a warm welcome to the State of North Carolina and extends to them this statement of appreciation for the family-type entertainment which they have contributed to us through the years.

Sec. 2. The Principal Clerk of the Senate shall send to Lawrence Welk a certified copy of this resolution.

Sec. 3. This resolution shall become effective upon adoption.

S. R. 326, A SENATE RESOLUTION URGING THE FEDERAL POWER COMMISSION TO TAKE ACTION TO MAKE MORE GAS AVAILABLE FOR CUSTOMERS IN NORTH CAROLINA.

WHEREAS, the supply of natural gas available to the State of North Carolina is extremely limited and will continue to be limited indefinitely; and

WHEREAS, as a result of the limited supply of natural gas, the distributors of natural gas in North Carolina have on many occasions during the past winter terminated or reduced the supply of natural gas to firm industrial customers, and during that same period there had been and still is no gas available to industrial interruptible customers; and

WHEREAS, the North Carolina Utilities Commission has taken positive action requiring all customers to conserve natural gas in order to make gas more available for industrial use to prevent unemployment, and the General Assembly of North Carolina believes that the Federal Power Commission should impose positive uniform conservation efforts on all distributors through its allocation procedures; and

WHEREAS, the Federal Power Commission has severely limited the authority of pipe lines to purchase emergency gas, and the General Assembly of North Carolina believes that such limitations should be waived where pipe lines are curtailing the supply of gas to distribution customers to a greater extent than the national average; and

WHEREAS, Transcontinental Gas Pipe Line Corporation (TRANSCO), the only pipe line supplier in North Carolina, has substantial unused pipe
WHEREAS, the Federal Power Commission has not allocated gas supplies as between pipe lines or from producers to pipe lines, and the General Assembly of North Carolina believes that action should be taken by the Federal Power Commission to even out the impact of curtailment where states or areas suffer more adversely than the rest of the country; and

WHEREAS, other states along the Atlantic Seaboard served by TRANSCO have more than one pipe line serving their area, and the General Assembly of North Carolina believes that TRANSCO's curtailment plan should take into account such other and additional supply available to other areas in providing a fair allocation to North Carolina;

Now, therefore, be it resolved by the Senate:

Section 1. That the General Assembly of North Carolina urges the Federal Power Commission to take the following actions and such other actions that are appropriate in order to increase the supply of natural gas for industrial use to prevent unemployment in North Carolina:

(a) That the Federal Power Commission impose positive uniform conservation efforts on all natural gas distributors through its allocation procedures, so that all classes of natural gas customers may conserve gas for pro rata use by customers now cut off from service.

(b) That the Federal Power Commission allow emergency acquisitions of gas supplies by TRANSCO.

(c) That the Federal Power Commission allow TRANSCO to transport natural gas for distributors in North Carolina.

(d) That the Federal Power Commission allocate natural gas supplies between pipe lines to even out the impact of curtailment where states or areas suffer more adversely than the rest of the country.

(e) That the Federal Power Commission adjust TRANSCO's curtailment plan to include consideration of other pipe line supplies available to TRANSCO's distribution customers outside of North Carolina, whereas there are no other pipe line supplies available in North Carolina.

Sec. 2. That the Secretary of State is hereby directed to transmit a certified copy of this resolution to the Federal Power Commission, and to each member of the North Carolina Congressional Delegation.

Sec. 3. This resolution shall become effective upon its adoption.

S. R. 374, A SENATE RESOLUTION ADVOCATING THAT COLONIAL EDENTON AND COUNTRYSIDE BE DESIGNATED A "GOLD-STAR" BICENTENNIAL AREA BY THE STATE OF NORTH CAROLINA.

WHEREAS, historical Edenton, the cradle of the colony, and all adjoining lands to the North, East, South, and West have been designated by the
American Revolutionary Administration as a National Bicentennial Community; and

WHEREAS, the Edenton Woman’s Club has planned for the biennial pilgrimage to Colonial Edenton and Countryside for the period of April 11th, 12th, and 13th, and have made open to the general public many of Chowan County’s national historic landmarks and buildings as included in the National Register of Historic Places; and

WHEREAS, an arts and crafts fair is to be held, and a program of fine theater is to be presented and this to be followed by a reenactment of the Edenton Tea Party to be held on the courthouse green on April 11th and 12th, this year of our Lord, 1975;

Now, therefore, be it resolved by the Senate:

Section 1. That this Senate does hereby go on record as advocating that Colonial Edenton and Countryside be designated a “Gold-Star” Bicentennial Area.

Sec. 2. That the principal clerk of the Senate shall send to colonial Edenton a certified copy of this resolution.

Sec. 3. That this resolution shall become effective upon adoption.


WHEREAS, the Rules of the Senate reflect the wishes of this Senate and the customs of previous Senates; and

WHEREAS, each Senate formulates and adopts its own rules at the beginning of each biennial session; and

WHEREAS, there is little time at the beginning of a session to consider carefully each rule and its application; and

WHEREAS, it would be wise, prudent and helpful to evaluate the Rules of the Senate immediately after a successful session; and

WHEREAS, this evaluation might prove useful to the Committee on Rules and Operation of the Senate at the beginning of the 1977 Session of the General Assembly;

Now, therefore, be it resolved by the Senate:

Section 1. The Committee on Rules and Operation of the Senate is authorized and directed to: (1) meet between the 1975 Session and the beginning of the 1977 Session of the General Assembly; (2) evaluate the Rules of the Senate; and (3) suggest changes where it deems appropriate.

Sec. 2. The Committee shall report its findings and recommendations to the President and members of the North Carolina Senate. The Committee
shall file its final report 30 days prior to the convening of the 1977 General Assembly Session.

Sec. 3. This resolution shall become effective upon adoption.

January 15, 1975

ADDRESS OF PRESIDENT PRO TEMPORE, SENATOR JOHN T. HENLEY

Mr. President, distinguished visitors, my fellow Senators:

It is with a great deal of pleasure and pride that I come before you today, as Majority Leader, to talk for a few minutes about the 1975 General Assembly Session and the path we must follow in the months ahead.

We have had few Sessions of the General Assembly in the past 40 years that have begun in such a climate of economic uncertainty and deep concern in the minds of so many citizens.

It is in the context of this climate and with the realization that special action is needed in special times that the Senate Majority Caucus met to outline a broad Legislative response to the problems facing North Carolina and the people of this great State.

These problems of inflation, of recession, of declining revenue, are not problems that we have asked for or have brought about all by ourselves. They are problems created by conditions in our nation and in the world. And there are some who would question whether or not there is anything we can do at the State level to deal effectively with them.

We believe that we must make every effort to deal with those problems.

We hereby commit our strongest effort against inflation and recession which we recognize as the greatest public enemies in our State and in our nation and the greatest problems facing the people of North Carolina today.

We pledge to use every weapon at our command to cut spending, to effect economies, to postpone costly, low-priority projects, and to be a watchdog over both our own activities and the fiscal affairs of the Executive Branch of State Government.

In short, we pledge conservative, sound, and responsible action in handling the fiscal affairs of our State, and we ask others to do the same.

And we urge other State Legislatures to join us in this all-out effort, so that, by example, the State Governments may issue a mandate to Washington that the Federal Government must take the biggest of all and end deficit spending.

The Senate cannot alone meet this pressing challenge of our time. We must depend on the cooperation of the House of Representatives and the
Governor. In the long run, we must depend on the actions of our Congress and our President.

Above all, we must depend on the self-reliant spirit of the people of North Carolina.

We pledge our commitment to their welfare and to the aid of those families affected by unemployment and high costs of living.

To fulfill this commitment, the Senate Majority Caucus proposes courses of action in six major areas: the economy, energy, effective government, integrity in government, consumer services, and education.

In the next few weeks, the Senate will create a broad legislative response to the economic problems of North Carolina.

We will establish today a Committee on the Economy that will examine the State's economic plight and forecast economic conditions and revenues.

It will look at unemployment and unemployment compensation. It will look at public service employment programs. And it will recommend courses of action in these areas.

It will look at the hard-hit industries of our State and the hard-hit citizens of our State and recommend action where it is warranted.

I am pleased to announce that this Committee on Economy has the full support of the Speaker of the House. It will be a joint committee, and it will begin work this week.

In other action in the economy area, the Appropriations Committee will dig deeply into continuation and expansion budgets to eliminate unnecessary items.

Within a short period of time, the North Carolina Revenue Laws will recommend changes to eliminate inequities in our State tax structure. Those recommendations will receive serious consideration.

The second major thrust of our program is in the energy area. We must strengthen the ability of our State government to cope with energy shortages.

In particular, we must strengthen the capability of the State Energy Division to carry out a broad energy policy consisting of conservation, fuel allocation, long-range planning and emergency planning.

No problem is more on the minds of North Carolinians today than the high cost of electric power. Soaring rates have raised serious questions about the ability of the State to investigate and regulate power companies.

To deal with this problem, the Senate itself will investigate these extraordinary increases. We will review and improve the rate-making statutes and strengthen the capability of the Utilities Commission to take responsive action in this area.

We intend to leave no stone unturned until we are convinced that the people of North Carolina are getting the best price possible.
An important part of our response to the energy situation is the creation of a State Growth Policy to coordinate State agency responses to anticipated energy shortages. Energy is vital to all institutions and industries, and we cannot afford to be caught napping year after year as we were with the current natural gas reductions.

We recognize that almost all energy resources used in North Carolina come from outside our State, and this presents a particular problem. We want to make sure that our State receives its fair share of national energy supplies, and we intend to work toward that goal.

The third part of our legislative response is effective government, a necessary ingredient if we are to meet the needs of our State. We pledge to strengthen the ability of State government to manage itself.

There should be some controls on the authority to indiscriminately add people to the State payroll. The rights and duties of State employees should be clarified. And the reorganization of State government must itself be re-evaluated to determine its effectiveness and its economies.

Legislation is being prepared to establish a continuing Governmental Operations Committee that will provide legislative oversight to the administration of State government.

Local, State, and federal grants-in-aid and revenue-sharing to State and local governments need constant review to make sure the current economic conditions and the long-term needs of our State are being met.

Concern about effective government response to our economic plight sometimes overshadows the deep concern of citizens over continued lawlessness in our State and nation. Yet, criminal activities are escalating, and legislation is needed to expedite criminal trials and to improve the administration of justice in North Carolina.

As we formulate a response to our economic conditions, to our energy shortages, and to the operation of State government itself, we recognize that our citizens' confidence in the integrity of our governmental institutions must be rebuilt.

We will seek enactment of ethics legislation to cover both the Legislative and Executive Branches of State Government.

We will seek enactment of lobbyist registration and reporting legislation that will be enforceable in a court of law.

A fair campaign practices code for all North Carolina elections is being prepared as an additional way to improve the conduct of elections, and we are committed to shortening the time between primary and general elections.

Of all the activities we will undertake in this Session of the Senate to rebuild citizens' confidence in the integrity of this Body, its individual members, and government itself, none is more obvious or timely than the use of the electronic voting equipment installed in this Chamber.
The commitment of the Senate of North Carolina to open, recorded voting on the important issues of today is, in a very real sense, a reaffirmation of our belief in good government, and I commend you for it.

In these trying times, we pledge to strengthen the ability of individual consumers to better cope with inflation and recession.

We intend to continue our past efforts to expand medical personnel training programs at all levels to eliminate personnel shortages that affect medical costs and availability of services. Included in these efforts are the new, four-year medical school, area health education centers, rural health clinics, and emergency medical services.

Legislation to prohibit discriminatory automobile insurance rates for drivers under 25 and over 65 years of age is essential. We must require that rates bear reasonable relationship to individual driving records. And we will seek passage of no-fault automobile insurance legislation.

In addition, we will consider many other consumer issues and are committed to give those issues that will most benefit our citizens full, fair and sympathetic consideration.

Finally, we must not and cannot forget our children and our future even in times of economic crisis. Education has long been the most important public service rendered by the government of this State. It is the basis of our society, both public and higher education. This year, we must strengthen basic education through the establishment of an exemplary reading program as the building block for all else that we hope to accomplish in our public schools.

In addition, we are committed to expending and improving the educational opportunities for the children of our State with special needs.

This legislative response to the problems ahead of us today is, of course, just beginning. In the Senate, we will consider many good pieces of legislation. Bills will be introduced in many areas and proposals advocated that will be of great benefit to our State and enrich the lives of all North Carolinians.

But it is the feeling of the Senate Majority Caucus that, given our present circumstances, these six areas that I have discussed today must be given our first priority, our top priority.

Our economic situation and our energy resources are of crucial importance. Our State government itself is the key to much that we hope to accomplish. And the citizens of our State — the consumers of our State — and our children deserve special attention in these special times.

There is an opportunity for a positive course of action in each of these areas. We pursue that course in the belief that what we do in these areas will, in the long run, lead to action in other areas and to a better North Carolina, both now and in the years to come.

Let us not be pessimistic about the future. Let us be optimistic, yet realistic. Encourage our people to put their shoulder to the wheel, and
tomorrow will be a greater day for all our citizens. As F.D.R. said, “We have nothing to fear, but fear itself.”

January 15, 1975

CHARGE TO COMMITTEE CHAIRMEN BY LIEUTENANT GOVERNOR JAMES B. HUNT, JR. PRECEDING COMMITTEE APPOINTMENTS

Traditionally, the Committees of the North Carolina Senate have engaged in the careful study of bills referred to them. This is a crucial role, and one that I hope you will continue in the months ahead.

If the Senate is to exert strong leadership, however, something more needs to be done. With this thought in mind, I deliver this charge to the Committees of the Senate today.

First of all, it is my hope that each Senate Committee will, in its area of jurisdiction, carefully examine the current situation and the needs of the State in that area.

Second, based on that examination, I hope that each Committee will not only consider the bills introduced and referred to it but also will prepare legislation to meet the needs of North Carolina.

In doing this, each Committee should take into consideration certain overall, State-wide goals:

— That we develop and maintain a healthy economy with adequate employment for all of our people.

— That we insure that the activities associated with economic development are done in an environmentally sound manner.

— That we stress conservation of energy, and

— That we try to hold down inflation.

Each bill that is introduced is but a small part of what we are trying to accomplish in our State. And each bill should be considered with an idea in mind as to the “whole product” and how this part affects it.

As we proceed with this Legislative Session, I hope that each member of the Senate will ask, and ask often, “What kind of State do I want North Carolina to be?”

I hope the answers to that question will help guide the work of the Senate Committees.

Specifically, I charge the Committees of the Senate to consider broadly not only what is, but what ought to be our policies and programs.

For example: What is our energy policy in North Carolina, and what should it be?

What is our transportation system in North Carolina, and what should it be?
What is our educational system in North Carolina — how well is it educating our children, and what should it be?

There are questions for each area of Committee interest, and in each area you must find the answers.

Traditionally, Standing Committees in the Legislative Branch have reacted to the proposals brought before them. I ask the Committees of the Senate not for reaction, but action — independent action, positive action.

Through this action, we have an opportunity to determine our own destiny and to make North Carolina an even better place in which to live.

April 2, 1975

INTERIM REPORT OF THE JOINT COMMITTEE ON THE ECONOMY

Background: We are in the midst of what seems likely to be the most severe recession since the 1930's. The economy will probably reach the bottom in the latter part of 1975 with gradual recovery in 1976 and 1977.

Economic Situation: The signs of recession began to show up clearly in the unemployment figures for October, 1974, as they became available in November. However, because of the lead time required for the preparation of the budget, the recommendations of the Governor and the Advisory Budget Commission were based on revenue estimates prepared in October, 1974. Even as late as December, it was difficult to see the signs of recession in the revenue collections of the State. However, in January and February, the recession deepened and these effects began to appear in the flow of tax funds into the State Treasury. Revenues are still rising as compared to the comparable period in 1974, but they are rising at a rate that does not seem to be sufficient to meet the 1975-77 expenditures in the recommended budget. From an economic point of view, the situation is still unsettled and it will probably remain unclear for several months. However, the report of State revenue due about mid-May will remove much of the doubt about the current year, and provide a somewhat sounder basis for projecting 1975-76 revenue. The current situation is also having serious impact on the businesses and industries of the State, especially textiles, lumber and wood, furniture, construction, and tobacco. The decline of employment in these industries is in turn having serious impact on the personal income of our citizens.

Committee Review: In its early meeting, the Joint Committee on the Economy concentrated its effort on finding solutions to immediate problems related to unemployment and unemployment compensation. During these deliberations, we had the benefit of representatives from the Employment Security Commission, the Office of Manpower Services, and representatives from the various affected industries of the State. As you know, a number of actions were initiated by the Committee that resulted in administrative and legislative changes to improve the State's ability to respond to the needs of its unemployed. You are familiar with these actions and I will not detail them here. To deal with the longer range problems facing the State, three subcommittees were appointed: the Subcommittee on Distressed
Industries, the Subcommittee on the Highway Fund, and the Subcommittee on the General Fund. These three subcommittees have been at work for several weeks and have reported to the full Committee. A primary purpose of this report is to share with the members of the General Assembly the findings and recommendations of these subcommittees.

**Distressed Industries:** In developing its findings, the Subcommittee on Distressed Industries had the benefit of advice from representatives of the State Treasurer, the North Carolina Housing Finance Agency, the Department of Natural and Economic Resources, the Savings and Loan League, the North Carolina Home Builders Association, and the North Carolina Textile Manufacturer's Association. The Subcommittee has identified industries hit hardest by the recession in terms of both unemployment and plant closings. These industries are textiles, lumber and wood, furniture, construction, and tobacco. In these industries, the percent of the work force that is unemployed ranges between 17 and 21% and the number of plants permanently closed ranges from 0-17. Of those industries listed, textiles and furniture are most severely affected. The Subcommittee also attempted to identify some short-term solutions with respect to the immediate problems confronting these distressed industries. Some of the solutions identified by the Subcommittee are:

- Tax-free revenue bonds
- Repeal of the inventory tax
- Suspend the interest ceiling on long-term mortgage loans
- Tax deductions on banks and thrift institutions, savings accounts, interest
- Accelerate actions of the N. C. Housing Finance Agency
- Work with the Natural and Economic Resources Department in its programs to assist distressed industries.

The Subcommittee also identified some longer term solutions that included improving and intensifying North Carolina's ability to attract industry and diversifying industry in those areas of the State where single industries seem to be concentrated.

**Subcommittee on the Highway Fund:** In arriving at its estimate of Highway Fund revenue that will be available, the Subcommittee on the Highway Fund felt that the greatest determinant was the energy policy established by the Federal Government. Unfortunately, the direction that this policy will take is not now clear. However, the Subcommittee looked closely at energy policy proposals of the President, and the Congress, as well as others that might be considered. In all, the Subcommittee considered 5 sets of alternative revenue estimates for motor fuel revenue. The range of these proposals was around $42 million in the first year of the biennium, rising to about $81 in the second year. The Committee has accepted the Subcommittee's recommendations with respect to Highway Fund revenue and these are as follows:

1974-75 — $366.5 million dollars
1975-76 — $353.0 million dollars
1976-77 — $338.0 million dollars
Given these estimates, the total availability within the Highway Fund is estimated as follows:

1974-75 — $394.6 million dollars
1975-76 — $395.6 million dollars
1976-77 — $361.8 million dollars

Using these estimates, the shortfall in revenue from the original recommended budget would be as follows:

1974-75 — $0
1975-76 — $37.4 million dollars
1976-77 — $71.9 million dollars

In view of the pending Congressional action with respect to energy policy, the Committee strongly recommends reconsideration of the Highway Fund revenue estimates as Congressional actions become clear.

Subcommittee on the General Fund: In arriving at its estimates, the Subcommittee on the General Fund had the benefit of advice from the North Carolina National Bank, from the Office of State Budget, and from the Fiscal Research Division. Revenue estimates were received from all of these organizations and there was considerable variation among them. However, the Committee feels that the variation will decrease when the revenue collection reports become available about mid-May, at which time revised estimates should be made. The Subcommittee submitted the following recommendations for General Fund revenue estimates which were adopted by the Committee:

1974-75 — $1,469.9 million dollars
   (An increase of 8.2% over the previous year)
1975-76 — $1,684.2 million dollars
   (An increase of 7.2% over the previous year)
1976-77 — $1,889.9 million dollars
   (An increase of 12.9% over the previous year)

The Subcommittee also recommended that a reversion factor of 3% be used for 1974-75, 1975-76, and 1976-77 instead of the 4% originally proposed.

The impact of these figures on the 1975-77 budget is considerable. For the current year, the total shortfall in revenue and reversions is estimated to be 52.5 million dollars. This will reduce the beginning credit balance for the 1975-76 year. The net budget reductions required to balance in 1975-76 amount to $152.8 million. The total net budget reductions required to balance during 1976-77 amount to $79.2 million. The total for both years of the biennium needed to bring the budget in balance with the available revenue would be $232 million.
Conclusion: The Joint Committee on the Economy has responded to the major charges given it in this report and will continue to work on these and other matters identified by the leadership of both houses in their initial instructions. As indicated above, more accurate information with regard to the revenue of the State will become available about the middle of May and will be considered by the Committee. In addition, the Committee will continue its efforts with respect to distressed industries and the impact of the current economic situation on the people of the State.

W. D. Mills  
Co-chairman  
Craig Lawing  
Co-chairman

April 28, 1975

H. J. R. 721, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF FRANCES BLOUNT RENFROW DOAK, DISTINGUISHED CITIZEN OF NORTH CAROLINA.

WHEREAS, Frances Blount Renfrow Doak was born October 13, 1887, the first child to be born in Spring Hope, North Carolina, in Nash County; and

WHEREAS, her forebears, the Renfrow-Pridgens and Blount-Sorsbys, had lived in eastern North Carolina since well before the Revolutionary War; and

WHEREAS, Frances Blount Renfrow Doak was educated at Littleton College, Meredith College and Draughon's Business College, and lived much of her life in Raleigh, from 1905 on; and

WHEREAS, she began her professional career as a legal secretary and from 1908 to 1912 was secretary to former Governor Charles B. Aycock and was assisting him in his campaign for the United States Senate at the time of his death in 1912; and

WHEREAS, after her marriage in 1913 and a period of retirement from professional life, during which time she remained active in civic and political work, Frances Doak began a new career in 1928 when she became the first woman radio announcer in the State, and pioneered in presenting the first hourly woman's program over Station WPTF where she was on the staff for three years; and

WHEREAS, from 1934 to 1941 she was employed by the U. S. Department of Agriculture, during which time she was executive secretary in the Farm Debt Adjustment section of the Farm Security Administration, of which future Governor W. Kerr Scott was the chief; and

WHEREAS, in 1941 she began a 10-year period of service as Executive Secretary to the North Carolina Federation of Women's Clubs, her active interest in club work making her particularly well qualified for this position, as she had been almost a lifelong member of the Raleigh Woman's Club,
serving on many of its committees, particularly its welfare department and, since chairman of that department for two years she was instrumental in establishing the first day care center for Negro children in Raleigh; and

WHEREAS, Frances Doak also took an active interest in prison reform, and for over 40 years presented an annual Christmas program at Central Prison in Raleigh, a project she started in 1910, it being the first such entertainment ever offered the inmates; and

WHEREAS, she served as vice-president and later as president of the Raleigh Woman's Club and during her term of office was responsible for initiating one of the first concert series to come to the city, bringing many notable artists; and

WHEREAS, among her other civic works, Frances Doak helped to organize the first state-wide Negro Parent-Teacher Association Congress, was for 30 years secretary of the Wake County Cancer Society, president of the Raleigh W. C. T. U., Chairman of the United Nation's first State Children's Crusade, and vice-president of Health Publications Institute, Inc., for the U. S. Public Health Service; and

WHEREAS, although in her early life she was a member of the Methodist Church she joined the Raleigh Monthly Meeting of Friends in 1927 which her husband helped to organize, and was always active in the peace and service work of the church and served several terms on the North Carolina Board of the American Friends Service Committee, served as chairman of the International Relations Committee of the Federation of Women's Clubs in 1933, wrote and spoke on behalf of the Dumbarton Oaks Proposals and the formation of the United Nations, and was also partly responsible for the foundation of the Institute of International Relations in North Carolina, which functioned for 17 years; and

WHEREAS, accomplished both as a speaker and writer, her hobbies included amateur theatricals and in her years in college and early years in the Woman's Club she helped to present and appear in many Shakespearian dramas, was well known throughout the State as a speaker and writer, and edited The North Carolina Clubwoman for 10 years; and

WHEREAS, a lifelong Democrat, she was always active in the party's affairs and worked in many gubernatorial and congressional campaigns, starting with the campaign of the late Cameron Morrison, and most particularly in the campaigns of the late Congressman Harold Cooley, Senator Kerr Scott, in both his gubernatorial and Senate campaigns, Senator Frank Graham and Governor Terry Sanford; and

WHEREAS, Frances Doak helped to found the Wake County League of Women Voters and served a term as president of the county league, also serving as chairman of the Child Welfare and Women in Industry Committee in the State league, and in 1948 she helped to found, and write the constitution for the first unit of the North Carolina Democratic Women; and

WHEREAS, despite her many and varied activities, Frances Doak was always a devoted wife and mother and a gracious hostess, in 1913 having married Charles Glenn Doak of Guilford College, well known throughout
the State as a coach and athlete, Mr. Doak having served for 33 years as a coach and professor at North Carolina State University, the Doak home serving as an "open house" for State students; and

WHEREAS, even after the death of her beloved husband in 1956, Frances Doak remained active and interested in the various facets of her life, one of her last tasks being the writing of a history of the N. C. Federation of Women's Clubs 1942-1962; and

WHEREAS, ill health finally brought a close to Frances Doak's career and for several years she was a resident of the Confederate Home for Women in Fayetteville where she passed away on September 14, 1974; and

WHEREAS, the late Senator W. Kerr Scott stated in a tribute to Mrs. Doak:

"'Miss Frances' will always be remembered by those North Carolinians who know of her work through many agencies for education, prison reforms, good labor laws, and for other contributions toward making North Carolina a better State. She is truly one of North Carolina's outstanding women.”; and

WHEREAS, Frances and Charles Doak are survived by three children: Eleanor Douglas Doak Safran of Fayetteville, Charles Wilson Doak of Rocky Mount, and Robert Renfrow Doak of Raleigh; and

WHEREAS, the General Assembly of North Carolina wishes to make record of its appreciation to her life and accomplishments and its sincere sorrow at her death;

Now, therefore, be it resolved by the House of Representatives, the Senate concurring:

Section 1. That in the death of Frances Doak, the State of North Carolina has lost an outstanding public servant and an outstanding useful and loyal citizen.

Sec. 2. That the General Assembly does hereby express its appreciation and gratitude for the life and career and contributions made by Frances Doak.

Sec. 3. That the General Assembly extends its sincere sympathy to the family of Frances Doak in the loss of her distinguished career.

Sec. 4. That a copy of this resolution shall be sent to the family of Frances Blount Renfrow Doak.

Sec. 5. This resolution shall become effective upon ratification.
May 8, 1975

H. J. R. 866, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF E. M. McDUFFIE, SR., NORTH CAROLINA EDUCATOR, HUMANITARIAN, AND FOUNDER OF LAURINBURG INSTITUTE.

WHEREAS, on September 15, 1904, E. M. McDuffie, Sr., and his wife came from Alabama to Laurinburg, North Carolina, responding to the call of the late Booker T. Washington of Tuskegee Institute to help provide "suitable education and training in the common pursuits of life for the black people of the area"; and

WHEREAS, E. M. McDuffie, Sr., in the face of social hardship and adversity began Laurinburg Institute in an old shack with fifteen cents and five students; and

WHEREAS, E. M. McDuffie, Sr., of his own initiative, love of learning and love for his people solicited support for his school, causing this school to grow on a firm basis; and

WHEREAS, E. M. McDuffie, Sr., instilled in his students a faith that "blackness need not be a deficit, nor poverty a handicap"; and

WHEREAS, Laurinburg Institute provided total secondary educational facilities to black boys and girls in Scotland County for more than 50 years; and

WHEREAS, Laurinburg Institute provides its students with special training in numerous technical fields; and

WHEREAS, Laurinburg Institute has provided invaluable services to the people of the area, as well as providing educational services to black people from the State, the region, and foreign countries; and

WHEREAS, the graduates of Laurinburg Institute have distinguished themselves in many fields of human endeavor; and

WHEREAS, Laurinburg Institute could not have come into being without the vision, dedication and devotion of E. M. McDuffie, Sr.;

Now, therefore, be it resolved by the House of Representatives, the Senate concurring:

Section 1. That the General Assembly recognizes and expresses its profound appreciation for the public service rendered by E. M. McDuffie, Sr., which has contributed so vastly to Eastern North Carolina and to the betterment of the State of North Carolina.

Sec. 2. That a copy of this resolution be spread upon the minutes of both the House of Representatives and the Senate and a copy of this resolution shall be duly certified by the Secretary of State and by him transmitted to the family of E. M. McDuffie, Sr.

Sec. 3. This resolution shall become effective upon ratification.
May 13, 1975

S. B. 514, A BILL TO PROVIDE THAT THE PRIMARY ELECTION SHALL BE HELD IN AUGUST AND TO MAKE APPROPRIATE CHANGES IN THE ELECTION LAWS.

On orders of the Chair, the remarks of Senator Garrison relevant to Amendment No. 2 are recorded in the Journal as follows:

"We should vote against this Amendment. Everyone knows who is running. Today with T.V. we aren't living in the 'horse and buggy' days anymore!"

May 22, 1975

H. B. 789, A BILL TO LENGTHEN THE SEGMENT OF THE SOUTH FORK, NEW RIVER, IN ASHE AND ALLEGHANY COUNTIES INCLUDED IN THE NORTH CAROLINA NATURAL AND SCENIC RIVER SYSTEM.

LETTER OF ATTORNEY GENERAL READ MAY 22, 1975:

May 22, 1975

The Honorable George W. Marion
Legislative Building — Room 2110
Raleigh, North Carolina

Dear George:

I am writing to you regarding House Bill 789 which is of great interest to the people in Ashe and Alleghany Counties and, indeed, to all the people of North Carolina. The amendment to the bill was adopted by the House allowing farmers and property owners, in the designated New River area, access to the River for the purpose of watering cattle and livestock.

As you know, I grew up in adjacent Watauga County on a farm which borders the New River. Our cattle and livestock have been watered from the New River for years. Consequently, I know property owners are in favor of this amendment.

My staff considered the bill thoroughly and concur with your interpretation that property owners along the designated stretch of New River will be completely free to water their cattle and livestock as they have in the past years.

I want to personally commend you and other members of the General Assembly for the hard work you have exerted to get this law enacted.

All farmers will continue using the area as they have for centuries.

Sincerely,
RUFUS L. EDMISTEN
Attorney General
STATEMENT OF SENATOR MOORE PERTAINING TO AMENDMENT
NO. 2. (H. B. 789)

Senator Moore sends forward the following statement for entry into the Journal as evidence of legislative intent in the passage of H. B. 789 on third moves to amend the bill on page 1, line 15, by deleting the words 'The Department of Natural and Economic Resources shall prepare a management plan for said river section. This management plan shall recognize and provide for the protection of the existing undeveloped scenic and pastoral features of the river.' and by inserting in lieu thereof the following: 'The Department of Natural and Economic Resources shall prepare a management plan for said river section. This management plan shall require and provide for the protection of existing wild river segments and scenic river segments as defined by Section 2 of Public Law 90-542 and for the pastoral features of the river.' Senator Moore's comments make it clear that the intent of the Legislature is that the Department of Natural and Economic Resources shall prepare a management plan requiring the protection of existing wild river segments and scenic river segments as defined by Section 2 of Public Law 90-542.

May 26, 1975


WHEREAS, Bishop Vincent Stanislaus Waters, D.D., of the Diocese of Raleigh, one of North Carolina's most distinguished citizens and renowned religious leaders, died December 3, 1974, the General Assembly, in recognition of his contributions to his own Church and his concern for the needs of all North Carolinians of whatever religious affiliation, spiritual condition and racial or ethnic origin, desires now to honor his life, service and memory; and

WHEREAS, Bishop Waters, born in Roanoke, Virginia, August 15, 1904, began his priestly studies at Belmont Abbey in Gaston County, North Carolina, attended the North American College in Rome, Italy, was ordained a priest for the Diocese of Richmond, Virginia, in Rome on December 8, 1931, was appointed Bishop of Raleigh on March 10, 1945, and was consecrated Bishop of Raleigh on May 15, 1945, exactly 30 years ago this day; and

WHEREAS, at the time of his appointment and consecration as Bishop of Raleigh said diocese comprised all of the State of North Carolina with the exception of Gaston County and later also included Gaston County, excepting the actual grounds of Belmont Abbey, until January 12, 1972, when the Diocese of Charlotte was established to include 46 western North Carolina counties; and

WHEREAS, when the Diocese of Raleigh included the entire State, the North Carolina Catholic Layman's Association, the North Carolina Catholic,
the Catholic Historical Society of North Carolina, and numerous other means of serving his co-religionists and all residents of North Carolina were established by Bishop Waters; and

WHEREAS, under his guidance the North Carolina Catholic Layman's Association and the North Carolina Catholic were dedicated from their inception to the recognition and support of the dignity of all persons regardless of race, creed or color; and

WHEREAS, the North Carolina Catholic received in 1949 the top editorial award of the Catholic Press Association of the United States for an editorial decrying racial discrimination entitled "Civil Wrongs" and the Diocese of Raleigh desegregated its parochial school system in 1953, the year before the United States Supreme Court decision with respect to racial segregation in public schools; and

WHEREAS, Bishop Waters, always an example of Christian living and leadership according to his convictions, became a legend in his own time and will be long remembered for his service in North Carolina;

Now, therefore, be it resolved by the Senate, the House of Representatives concurring:

Section 1. That the General Assembly honors the memory of the Most Reverend Vincent S. Waters, D.D., late Bishop of Raleigh, and expresses the appreciation of the people of the State for his years of service to North Carolinians.

Sec. 2. That a certified copy of this resolution be transmitted by the Secretary of State to Bishop F. Joseph Gossman, D.D., successor to Bishop Waters as Bishop of Raleigh.

Sec. 3. That this resolution shall become effective upon ratification.

REMARKS OF SENATOR JOHN WINTERS — S. J. R. 805

Mr. President:

Bishop Vincent S. Waters, recently deceased Bishop of the Catholic Diocese of Raleigh, was born in Roanoke, Virginia in 1904. He grew up in our neighboring state to the north and received part of his formal education in Belmont Abbey College, Belmont, North Carolina. Little did he dream when he left Belmont at the age of 20 that almost half of his life would be spent in serving the people of North Carolina.

It was twenty years later, after studying at the North American College in Rome, and serving as a Catholic priest in various parts of Virginia, that the forty-year-old Vincent Waters was named the third Catholic Bishop of Raleigh.

Bishop Waters found that his "own" flock was few in numbers and scattered throughout all one hundred counties of the State. This fact encouraged Bishop Waters to study and eventually to know the history of our State as few others have been able to do. This State became his State and he became interested in all our people. He promoted education, industry
and cultural renewal while remaining always and primarily a spiritual leader.

He defied tradition and, mind you, his own background, as well as many of his co-religionists, when, in 1953, a full year before the Supreme Court decision, he abolished segregation of the races in all Catholic parishes, schools and institutions. This was not an easy decision, but Vincent Waters was never known to run from difficult decisions or to abandon his position when the water got hot and please believe me, at that point in time, the water got very hot, but he stood by his decision. Many of you probably remember that Sunday morning in Newton Grove, but for me a Black Catholic, it was a memorable day for the Church. Its leader stood tall in hot water for what our Lord came to teach us; that we are all brothers and sisters in service to God. Vincent Waters believed this for he loved God and knew well his teaching that to love God, you must first love your brother, that is why a few years later he joined with religious leaders of all faiths in founding and promoting the North Carolina Conference on Religion and Race.

Bishop Waters was interested in the history of North Carolina and was a member of the State and Wake County Historical Societies. Ever interested in preserving our cultural heritage—he donated the Eagle Tavern in Halifax to the Halifax Historical Society and led his people in purchasing and preserving the home of that great North Carolinian, Judge William Gaston, in New Bern.

Aware of the social problems of the day, Bishop Waters was anxious to make available to the community (usually at no cost) Catholic church and school property not currently being used.


Amid all the formality and traditional pomp of the church, Vincent Waters still remained a simple man, often misunderstood because of his personal physical erect stature and carriage. But I can tell you that within the inner man, he was really a very simple and humble man. He was indeed a humble man and I remember so well the Sunday evening at the Cathedral Parish when this great man knelt and washed the feet of this man that stands before you. I was moved as you would be for I did not consider myself worthy to have my feet washed by my spiritual leader. But you must realize that this was the man that followed the teachings of Jesus and did as he did in washing the feet of his flock, this was the sign of humility that made this man great and made me cry.

I was honored to have shared a very personal relationship with the late Vincent Waters that went back many years to when I was converted to the Catholic faith. This evening we honor him and welcome our newly installed
Bishop Joseph E. Gossman to once again lead the flock in North Carolina. Mr. President, the butterflies in my stomach have caused me to stumble for I am not doing as well for I am becoming emotional and am not doing as well as you often say that I do when I get to my feet in this Chamber. I ask your indulgence in supporting this resolution and that we suspend the rules to send it by special messenger to the House.

May 30 1975

H. J. R. 1145, A JOINT RESOLUTION COMMENDING SPECIAL AGENT ALBERT SUMNER STOUT, JR., STATE BUREAU OF INVESTIGATION, FOR HIS DEDICATION, BRAVERY, AND EFFECTIVENESS IN COUNTERACTING UNLAWFUL DRUG TRAFFIC.

May 13, 1975

Honorable H. M. Michaux, Jr.
North Carolina General Assembly
State Legislative Building
Raleigh, North Carolina

Dear Representative:

Pursuant to our telephone conversation, the following information is provided concerning Special Agent Albert S. Stout, Jr., who was injured in a bombing incident in Salisbury in September, 1974.

Albert Sumner Stout, Jr. was born in Rowan County, September 9, 1941. He attended Price High School and graduated from Livingstone College, Salisbury, in 1969. He joined the Rowan County Sheriff's Department in 1969 as Deputy Sheriff and Juvenile Officer, remaining there until September, 1972, at which time he joined the State Bureau of Investigation. Agent Stout is married to the former Elizabeth Wiseman. They have three children: Tina, age 7; Delores, age 6; Albert III, age 5.

On the morning of September 10, 1974, Agent Stout was seriously injured when an explosive device attached to his car ignited as he turned on the ignition. Agent Stout had his right leg blown off below the knee and it was later removed by doctors above the knee. His right hand was seriously injured and his right eye was damaged. The perpetrators of the crime have since been apprehended, tried, and convicted.

The bombing incident was a result of Agent Stout's effectiveness in counteracting illegal drug trafficking in North Carolina. Two of the individuals involved had been arrested on drug charges and Stout had testified against them.

I think that Agent Stout should be recognized not for the tragedy that befell him, but because of the effectiveness of his work as a drug agent. His dedication, indeed his bravery, and his successes, in my opinion, are traits which should be recognized and appreciated by all the people of this
state. He is, of course, but one man but in his life and in his work, I believe he exemplifies the tradition that both state and local law enforcement officers seek.

In the months since the explosion, Albert and his family have been a source of inspiration to all of us. His courage is most admirable and his inspiration has revealed a faith that perhaps all too few of us have. His present plans are to continue in law enforcement in spite of his injuries and to do whatever possible to combat the menace of illegal drugs in our state.

In this day of too many tinselled heroes, it is encouraging to know that there are people with the principles and fortitude of Albert Stout. And, he is but one among many. As we enter the bicentennial celebration of this nation's birth, some are concerned about where the country is going. Having known and observed Albert, both as a drug agent and since his injuries, I am optimistic of the future of this state and nation as long as there are individuals who are willing to become involved in the cause of justice.

Sincerely,
CHARLES DUNN
Director

June 4, 1975

H. B. 28, COMMITTEE SUBSTITUTE FOR H. B. 28, A BILL TO ABOLISH AGE DISCRIMINATION IN AUTOMOBILE INSURANCE CLASSIFICATIONS AND TO IMPLEMENT CLASSIFICATIONS WHICH ESTABLISH OBJECTIVE STANDARDS FOR RATES.

AMENDMENT NO. 1

May 29, 1975

Senator Stallings moves to amend the bill on page 1, line 17, by deleting the following words:

"The Commissioner of Insurance shall establish" and inserting in lieu thereof the following:

"The North Carolina Automobile Rate Administrative Office shall file with the Commissioner of Insurance for his approval",

Adopted 6/4/75
S/ ROY ROWE

AMENDMENT NO. 4

June 4, 1975

Senator Stallings moves to amend the bill on page 2, line 5, by deleting the word "commissioner" and inserting in lieu thereof the words "North Carolina Automobile Rate Administrative Office"

Adopted 6/4/75
S/ ROY ROWE
June 11, 1975

S. B. 147, HOUSE COMMITTEE SUBSTITUTE FOR S. B. 147, THE LEGISLATIVE ETHICS ACT, STATEMENT OF INTENT.

SENATE—GENERAL ASSEMBLY OF NORTH CAROLINA

I. Constitutional Right to Privacy.

In the passage of Senate Bill 147 it is the intent of the Senate that no member or candidate for the General Assembly shall be disqualified from holding or running for office or otherwise prejudiced if, by the assertion of their Constitutional right to privacy, a member of the immediate household of any General Assembly member or candidate withholds information on matters of economic interest of the household member that might have to be disclosed in any statement of economic interest or other information required by the legislative ethics structure established by Senate Bill 147.

II. Copies of Intent Statements to Ethics Committee.

In the passage of Senate Bill 147 it is the intent of the Senate that the legislative ethics committee established by the bill be guided by this and the previous intent statement on the bill, and that copies of these intent statements be made available to the committee when appointed.

S/ John T. Henley

June 26, 1975

REQUEST TO THE JOINT ECONOMY COMMITTEE

Mr. President, I would like to offer a request to the Joint Economy Committee and to have my remarks recorded in the Journal for reference.

The Joint Economy Committee and the Finance and Appropriations Committees will be authorized to work in the interim to study all matters relating to a balanced budget for fiscal year 1976-77. Therefore, I recommend that the Joint Economy Committee study the impact of recession and inflation on all economic groups in North Carolina and make a detailed report to the next session of the General Assembly on the current personal financial situations for all consumer classes. Specifically, the Economy Committee is encouraged to secure from existing sources cost of living data, effect on purchasing power, personal income data, unemployment data, and wages and salaries by industry and government. In order to insure a sound analysis, comparisons should include calendar years 1973, 1974, and 1975, and further include comparisons with contiguous states and the United States.

S/ Julian R. Allsbrook
June 26, 1975


WHEREAS, due to the uncertainty of the national economy, it is extremely difficult to project revenue collections even for the fiscal year 1975-76 and more difficult to project revenue collections for the fiscal year 1976-77; and

WHEREAS, it is the sincere hope of the General Assembly that the economy of this country and the State will take a sharp upturn in the near future and that reductions in certain of the State's services effectuated in the 1975-76 budget may be restored; and

WHEREAS, for the above reasons, it is deemed advisable that the General Assembly reconvene in 1976 for the sole purpose of reviewing the budget for fiscal year 1976-77 and for handling such matters as directly affect the budget and for no other purpose;

Now, therefore, be it resolved by the House of Representatives, the Senate concurring:

Section 1. That on June 26, 1975, at 7:00 p.m. both the Senate and the House of Representatives shall stand adjourned to meet again on May 3, 1976, at 12 o'clock noon for a session not to exceed 30 calendar days.

Sec. 2. That when the Senate and House reconvene pursuant to Section 1 of this resolution, they shall consider only bills and resolutions directly affecting the budget for the fiscal year 1976-77; provided, that after ratification of a joint resolution passed by a two-thirds majority in each body, the Senate and House may also consider any matters authorized by that resolution.

Sec. 3. That upon authorization of the presiding officer of each house, the appropriate committees of that house, together with the presiding officer of that house are authorized to convene in the interim to review the budget for fiscal year 1976-77 as passed by the 1975 General Assembly, First Session 1975, and other matters of appropriations, finance and the general economy, and to prepare a report on these matters, including a revised budget for 1976-77, if necessary, for delivery to the Senate and House on the convening date of the General Assembly in 1976.

Sec. 4. That the presiding officers and committees of the House and Senate may make an interim report on the state of the economy and the budget prior to the convening of the 1975 General Assembly, Second Session 1976.

Sec. 5. This resolution shall take effect upon its ratification.
The following statements were forwarded for inclusion in the Journal at the time of the request for an excuse from voting:

S.B. 147 — Senator Allsbrook (reason not stated).

    Senator Davis — “Conflict of interest.”

S.B. 328 — Senator Combs — “I own eight (8) day care-centers and this will directly affect my business beneficially.”

S.B. 461 — Senator Nye — “Possibly conflict of interest.”

S.B. 509 — Senator Rauch — “I am a director and substantial stockholder in Mid-South Insurance Company which deals directly in this service.”

S.B. 561 — Senator Harris — “I am a funeral director and embalmer. This bill pertains to such.”

S.B. 570 — Senator Odom — “Conflict — relates to my employment.”

S.B. 800 — Senator Allsbrook — “I refrained from voting on the amendment for reasons stated on the floor.”

H.B. 28 — Senator Allsbrook (statement not available).

    Senator McDuffie — “Chair refused right to ask questions about effect on collision rates — which were never mentioned in amendment debates and I object to not being allowed to debate the bill.”

H.B. 264 — Senator Davis — “Conflict of interest.”

    Senator Moore — “Conflict of interest.”

H.B. 433 — Senator Allsbrook — “I am Chairman of Judiciary I to which the bill was re-referred.”

H.B. 632 — Senator Henley — “Serving as President Pro Tempore.”

H.B. 888 — Senator Combs — “Presbyterian Church, U.S. provides me with a salary.”

H.B. 979 — Senator Combs — “Conflict of interest.”

H.B. 1247 — Senator Combs — “I own several day-care centers to be licensed by this Commission and have an option to purchase another which requires a new license in July, 1975.”
OFFICE OF THE PRESIDENT

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Administrative Assistant
James B. Hunt, Jr.

Special Assistant
Joseph W. Grimsley

Legislative Assistant (Sergeant-at-Arms)
Dana S. Herring

Personal Secretary
Barbara Buchanan

Secretary
Patricia Yancey

Legislative Secretary
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President Pro Tempore
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William Cox
Crawford "Top" Dalton
Jane Finch
Assistant Sergeants-at-Arms (continued)

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Michael Heath
Clarence Hobbs
Mattie Holderness
Charles Lasister
Charles Ives
J. Leonard Parker
Nancy Peete
Randy Ramsey
Jesse Rice
George Sanders
William Staton, Jr.
F. M. Winstead

SENATE COMMITTEES

Agriculture
Alcoholic Beverage Control
Appropriations
  Subcommittee No. 1 — Human Resources and Corrections Group
  Subcommittee No. 2 — Education
  Subcommittee No. 3 — General Government and Transportation
  Subcommittee No. 4 — State Government Planning and Personnel
Banking
Courts and Judicial Districts
Criminal Justice and Corrections
Economy
Education
Finance
Higher Education
Human Resources
Insurance
Judiciary I
Judiciary II
Law Enforcement and Crime Control
Local Government and Regional Affairs

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Jean Speck
Sallie Shimer
Connie Mitchell
Alice Mason
Dora Johnson
Mary B. Stallings
Leslie Bevacqua
Alice Sharpe
Wanna Frazier
Ann Cooper
Margie Neal
Hazel Cooper
Loraine Newsome
Helen Culbertson
Barbara Etheridge
Bettie Browne
Gayle Battley
Elaine Myers
Manufacturing, Labor and Commerce
Natural and Economic Resources
Public Utilities and Energy
Rules and Operations of the Senate
State Government
Transportation
Veterans and Military Affairs
Wildlife

Mabel Dorsey
Lucille Harper
Clara Bishop
Joan Leatherman
Charlotte Johnson
Jane Holliday
Beth Holland
Rita Hobby
Jatana Faulk

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(Supervisor)
Kathy Ashcroft
Barbara Brenizer
Debra Cannon
Alanna Cozart
Charlotte Creech
Marjorie Edwards
Sue Floyd
Christine Gallagher
Lynne Gottlieb
Marcia Gregory
Lema Halstead
Annette Hargett
Eileen Hoppa
Pat House
Yolanda Hughey
Barbara Johnson
Lillian Jones
Sandra Jones
Sandra Kelley
Betty Lee
Janet Littleton
Nancy Nance
Donna Peters
Gwendolyn Reynolds
Beverly Sawyer
Susan Shearin
Suzanne Stout
Jean Thompson
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Senator Luther J. Britt, Jr.


Senator Jack Childers


Senator Bobby Lee Combs


Senator I. C. Crawford


Senator Melvin R. Daniels, Jr.


Senator E. Lawrence Davis

Senator James B. Garrison

Senator Lamar Gudger

Senator Harold W. Hardison

Senator Joseph J. Harrington

Senator Ollie Harris
Senator John T. Henley


Senator Cecil Hill


Senator Glenn R. Jernigan


Senator Donald R. Kincaid


Senator J. Russell Kirby

Senator Pleas Lackey


Senator George W. Marion, Jr.


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Senator Lynwood Smith

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Senator William W. Staton

Senator Thomas E. Strickland

Senator Thomas Suddarth

Senator Carl D. Totherow
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