## OFFICERS AND MEMBERS OF THE SENATE OF NORTH CAROLINA
### 1985 GENERAL ASSEMBLY
#### EXTRA SESSION — FEBRUARY 1986

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<tr>
<th>DISTRICT</th>
<th>NAME OF SENATOR</th>
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<tr>
<td>1</td>
<td>MARC BASNIGHT</td>
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<td>J. J. HARRINGTON</td>
<td>Lewiston-Woodville</td>
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<td>JOSEPH E. THOMAS</td>
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<td>HAROLD W. HARDISON</td>
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<td>R. L. MARTIN</td>
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<td>FRANKLIN E. WILLIAMS, SR.</td>
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<td>HENSON P. BARNES</td>
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<td>THOMAS F. TAFT</td>
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<td>JAMES EZZELL</td>
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<td>JAMES D. SPEED</td>
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<td>ANTHONY E. RAND</td>
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<td>LURA TALLY</td>
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<td>14</td>
<td>KENNETH C. ROYALL, JR.</td>
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<td>RALPH A. HUNT</td>
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<td>JOSEPH E. JOHNSON</td>
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<td>WILMA C. WOODARD</td>
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<td>R. C. SOLES, JR.</td>
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<td>ROBERT G. SHAW</td>
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<td>TED KAPLAN</td>
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<td>JOHN M. JORDAN*</td>
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<td>TIMOTHY H. McDOWELL</td>
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<td>JAMES C. JOHNSON, JR.</td>
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<td>PAUL S. SMITH</td>
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<td>ROBERT V. SOMERS</td>
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<td>WILLIAM D. GOLDSTON, JR.</td>
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<td>WELDON R. PRICE</td>
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<td>DONALD R. KINCAID</td>
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<td>DENNIS WINNER</td>
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<td>DAVID RUSSELL PARNELL</td>
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<td>MELVIN L. WATT</td>
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<td>JAMES D. McDUFFIE</td>
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<td>51</td>
<td>LAURENCE A. COBB</td>
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*(Resigned August 15, 1985) (Unexpired Term Filled September 20, 1985) (See Appendix)*
In accordance with law, as set forth in the Constitution of the State of North Carolina and pursuant to the Proclamation issued by the Governor on February 7, 1986, the Senate of the North Carolina General Assembly convenes in Extra Session at the hour of 10:00 A.M. in the Senate Chamber of the State Legislative Building in the City of Raleigh.

The Honorable Robert B. Jordan III, Lieutenant Governor and President of the Senate, presides and calls the Senate to order.

Prayer is offered by Dr. Samuel D. McMillan, Jr., Senate Chaplain, as follows:

"O God of Grace, we thank Thee for Thy guiding hand in our pilgrimage since last we met. For the joys we have shared with family and friends we are most grateful; and for Thy presence with us when we have had to go through the deep waters, we give Thee thanks.

"O God of Reason, we pray Thy special blessing this day upon our Lt. Governor, upon the members of this Chamber, upon the Speaker of the House, and upon the members of the House. Give to these Thy servants reason, fairness, integrity, and a cooperative spirit as they deal with the matters before this special session of the General Assembly.

"O God of Compassion, make us sensitive to the needs of all the—citizens, homeowners, day care centers, businesses, and local governments of our State; deliver us from the temptation to react only to the wishes of the lobbyist who get our ear; and guide us in enacting legislation which will insure the availability of adequate and reasonable insurance coverage for all our people—rich and poor—black, white and native American—young and old—male and female.

“For then it will be said, as it was said in the day of Deborah, ‘that the leaders took the lead in Israel, that the people offered themselves willingly. Bless the Lord.’ Amen.”

Led by the Lieutenant Governor, the Senators and guests remain standing and pledge their allegiance to the United States of America.

The President lays before the Senate the Proclamation by the Governor, James G. Martin, issued February 7, 1986, as follows:

STATE OF NORTH CAROLINA

James G. Martin
Governor

PROCLAMATION

Information furnished to me by the Honorable James E. Long, Commissioner of

February 18, 1986
Insurance of North Carolina, indicates that as a consequence of market withdrawals, massive price increases and, in certain instances, the availability of only "claims made" coverage, there are no longer available to municipalities and the individual and corporate citizenry of North Carolina certain types of reasonably affordable, commercially available, casualty insurance furnished by private insurers licensed to do business in North Carolina. Further, the Commissioner of Insurance has advised me that circumstances have become such that this inability to procure these types of insurance in North Carolina is disruptive to the governmental, social and commercial life of the State and that legislation to remedy the situation is needed immediately. He has expressed the opinion to me that the State cannot wait for the General Assembly to meet in June to resolve the matter. Accordingly, he has asked that I use the powers granted to me by Article III, §5(7) of the Constitution of North Carolina to convene the General Assembly into an extra session to address the matter now.

In addition, editorial and citizen responses to the recent designation by the United States Department of Energy of the Rolesville Pluton and Elk River rock formations as potential sites for further study for suitability as a high level nuclear waste repository have made it clear to me that many people in North Carolina oppose such a repository being located in the State. The First Amendment to the Constitution of the United States grants to the people of each State the right to petition their government for a redress of their grievances. Submitting the question of whether they favor the location of a high level nuclear waste repository in the State to the voters of the State in a non-binding referendum is an effective way of allowing them to exercise their First Amendment rights on this issue in a timely way.

As required by Article III, §5(7) of the Constitution I have sought and received the advice of the Council of State concerning the circumstances facing the State and received from them their advice that immediate action by the General Assembly is required and that the General Assembly should be convened into extra session as provided in Article III, §5(7) of the Constitution. I have also discussed the matter with the Lt. Governor and the Speaker of the North Carolina House of Representatives and they are of the same view.

ACCORDINGLY, pursuant to the authority granted to me by Article III, §5(7) of the Constitution of North Carolina, I find that the circumstances stated above constitute an "extraordinary occasion" within the meaning of Article III, §5(7) of the Constitution of North Carolina and PROCLAIM that the General Assembly is hereby convened in extra session for the purpose of considering legislation (1) to authorize the Commissioner of Insurance or insurance companies to create risk sharing plans for unavailable kinds of property and casualty insurance and to designate areas and coverage under the FAIR plan and (2) to permit the Insurance Laws Study Commission, Liability and Property Insurance Markets Study Commission and Medical Malpractice and Medical Liability Study Commission, established under the authority of Chapter 792, 1985 Session Laws, to report to the 1986 Regular Session of the 1985 General Assembly; and (3) to place before the voters of the State by non-binding referendum at the May 6, 1986, primary election the question of whether they favor the location in North Carolina of a High Level Nuclear Waste Repository.

This extra session to consider these matters shall begin February 18, 1986 at 10:00 a.m., and shall continue as provided by law and the rules of each House until both Houses shall have adjourned sine die.

February 18, 1986
MESSAGE FROM THE GOVERNOR

The President directs the Reading Clerk to read the following message from the Governor:

"I have requested your return to Raleigh today in order to consider two matters which the executive and legislative leadership agree require prompt legislative action.

"First, many in our State are faced with a crisis in their personal and business affairs caused by a lack of readily available insurance coverage. The Commissioner of Insurance has proposed ways and means to deal with this immediate crisis.

"I commend his proposals to your careful consideration; not as a cure-all, but as an appropriate first step in the resolution of problems facing the insurance industry and its customers which are local, national and international in scope, and which may ultimately require a rethinking of a number of familiar institutions and ways of doing business.

"The entire insurance issue requires prompt attention, but is beyond the limited scope of this extra session. Today we can begin. Then in the June session, and continuing with succeeding sessions, we should address the larger, more complex issues and factors involved in a systematic but expeditious manner.

"There is another matter for which action at this extra session would be timely. We are all aware of the impending Final Area Recommendation Report to be made by the United States Department of Energy in July 1986. This Report will represent a final decision by the United States Department of Energy as to whether the Rolesville Pluton and Elk River crystalline rock formations located in North Carolina will continue to be candidate sites for further study for a potential high-level nuclear waste repository.

"The Department of Natural Resources and Community Development is preparing and will submit an appropriate response opposing the Department of Energy's tentative selection of these sites based on population proximity, geologic, hydrologic and other factors. However, that technical response cannot adequately reflect the public opposition which I perceive in our State towards location of a high-level nuclear waste repository within our borders.

"Consequently, it seems right and proper that this General Assembly consider providing to our citizens an avenue for exercise of their First Amendment right under the Federal Constitution to petition the government of the United States for a redress of this grievance through a referendum at the time of the May 6, 1986, primary election. This would be perfect timing, coming before the July decision is made by the United States Department of Energy. I understand that such legislation will be presented to you, and I commend this proposal to your careful consideration as well.

"I regret that it has been necessary to interrupt your business and personal plans to bring you here, but I appreciate your willingness to respond to this call. I wish you well in your deliberations."
RESIGNATION AND APPOINTMENT

The President announces that the Principal Clerk has on file the following documents relative to the appointment of Timothy H. McDowell to fill the vacancy created by the resignation of John Jordan from Senatorial District 21. (See Appendix)

STATE OF NORTH CAROLINA

WHEREAS, The Honorable John Jordan, elected Senator of the 21st Senatorial district, 1985 General Assembly, has now resigned and

WHEREAS, the provision of General Statutes 163-11 requires that the vacancy created by the resignation of The Honorable John Jordan be filled by appointment of the person selected by the District Executive Committee of the Democratic Party of the 21st Senatorial District, and

WHEREAS, the Executive Committee of the Democratic Party of the 21st Senatorial District has notified me of the selection of TIM McDOWELL of Alamance County, North Carolina, to fill said vacancy

I do by these presents appoint
TIM McDOWELL
as a member of the
NORTH CAROLINA SENATE
1985 General Assembly

IN WITNESS WHEREOF, I have hereunto signed my name and affixed the great Seal of the State at the Capitol in the City of Raleigh, this twentieth day of September in the year of our Lord, one thousand nine hundred eighty-five and in the two hundred and ninth year of our American Independence.

S/ JAMES G. MARTIN
Governor of North Carolina

S/ THAD EURE
Secretary of State
(SEAL)

OATH OF OFFICE OF TIMOTHY H. McDOWELL

I, Tim McDowell, do solemnly swear that I will support the Constitution of the United States, so help me God.

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

I, Tim McDowell, do swear that I will well and truly execute the duties of my office as a
member of the North Carolina Senate, according to the best of my skill and ability, according to law, so help me God.

S/ Tim McDowell

Sworn to and subscribed before me, this
the 27th day of September, 1985.
S/ J. B. Allen, Jr.
Chief District Court Judge
15A Judicial District

The roll of the members of the Senate heretofore elected to the 1985 General Assembly, having properly received and subscribed to the oath of office, is called and the following answer the call:


The President announces a quorum present.

The President grants a leave of absence to Senator Kincaid due to the death of his father, H. T. "Fritz" Kincaid, and to Senator Hipps due to hospitalization.

The President welcomes Senator McDowell to the Senate and expresses appreciation for his willingness to serve in this Body.

ADOPTION OF RULES

Senator Harrington offers a motion that the Senate adopt the Permanent Rules of the 1985 Regular Session and the provisions contained in the Proclamation issued by the Governor on February 7, 1986, as the rules governing this Extra Session of the 1985 General Assembly convened this day, which motion prevails.

COMMITTEE APPOINTMENTS

The President announces that the Standing and Select Committees of the Senate heretofore appointed during the 1985 General Assembly are hereby appointed to serve during this Extra Session.

The President appoints Senator McDowell to the following Standing Committees of the Senate: Manufacturing and Labor, (Chairman); Agriculture, Education, Election Laws, Finance, Senior Citizens, and Transportation.

The President orders a special message sent to the House of Representatives informing that Honorable Body that the Senate is organized and ready to proceed with the public business of this Extra Session of the 1985 General Assembly as stated in the Proclamation issued by the Governor.
SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

HOUSE OF REPRESENTATIVES
February 18, 1986

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives is organized for the Extra Session 1986 and is now ready to proceed with the public business.

Respectfully,
S/ Grace A. Collins

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills are presented to the Senate, read the first time, and disposed of as follows:

Senator Johnson of Wake moves that Rule 40 be suspended to allow the introduction and referral to committee of the following bill, which motion prevails by a two-thirds majority vote.

By Senator Johnson of Wake:

S. B. 1, a bill to permit the Insurance Regulation Study Commission, The Liability and Property Insurance Markets Study Commission, and The Medical Malpractice and Medical Liability Study Commission to submit reports to the 1985 General Assembly, Regular Session 1986.

Referred to Insurance Committee.

Senator Johnson of Wake moves that Rule 40 be suspended to allow the introduction and referral to committee of the following bill, which motion prevails by a two-thirds majority vote.

By Senator Johnson of Wake:

S. B. 2, a bill to authorize the Commissioner of Insurance or insurance companies to create risk sharing plans for inadequate or unavailable kinds of property and casualty insurance; to expand the Fair Plan; to authorize the Commissioner of Insurance to designate additional coverages under the Fair and Beach Plans; and to authorize insurers to form market assistance programs.

Referred to Insurance Committee.

Senator Martin of Guilford moves that Rule 40 be suspended to allow the introduction and referral to committee of the following bill, which motion fails to prevail (electronically recorded).

By Senator Martin of Guilford:

S. B. 3, a bill to allow the Attorney General to petition for removal of certain public officers.

February 18, 1986
Senator Rand moves that Rule 40 be suspended to allow the introduction and referral to committee of the following bill, which motion fails to prevail (electronically recorded).

By Senator Rand:

S. B. 4, a bill to allow publication of notices prior to first publication of the North Carolina Register in a manner similar to that allowed under Chapter 150A of the General Statutes.

Senator Johnson of Wake, Chairman of the Insurance Committee, announces a meeting immediately upon recess in Room 1027.

The Chair declares the Senate in recess until 11:30 A.M.

MORNING SESSION—11:30 A.M.

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

H. B. 3, a bill to submit to the voters of North Carolina whether there should be located within the State of North Carolina a high-level radioactive waste repository site.

On motion of Senator Royall, the rules are suspended, and the bill is placed before the Senate for immediate consideration.

 Debate ensues and Senator Thomas of Henderson offers a motion to temporarily displace the bill for the purpose of preparing an amendment which motion prevails, without objection.

*  

RECONSIDERATION

S. B. 4, a bill to allow publication of notices prior to first publication of the North Carolina Register in a manner similar to that allowed under Chapter 150A of the General Statutes.

Senator Parnell having voted on the prevailing side, moves that the vote by which the motion to suspend the rules to allow the introduction and referral to committee failed to prevail be reconsidered, which motion prevails (electronically recorded). The question reverts to the motion to suspend the rules to allow the introduction of the bill, which motion prevails.

On motion of Senator Rand, the bill is placed on the Calendar for immediate consideration.

The bill passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

REPORTS OF COMMITTEES

Bills 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 Johnson of Wake for the Insurance Committee submits the following report:
S. B. 1, a bill to permit the Insurance Regulation Study Commission, The Liability and Property Insurance Markets Study Commission, and The Medical Malpractice and Medical Liability Study Commission to submit reports to the 1985 General Assembly, Regular Session 1986, with a favorable report.

On motion of Senator Johnson of Wake, the rules are suspended and the bill is placed before the Senate for immediate consideration.

The bill passes its second reading (electronically recorded).

Senator Watt objects to third reading of the bill. Senator Johnson of Wake offers a motion to the end that the rules be suspended to allow the third reading of the bill today, which motion prevails (electronically recorded). The bill passes its third reading (electronically recorded).

The bill is ordered sent to the House of Representatives, without objection, by special messenger.

S. B. 2, a bill to authorize the Commissioner of Insurance or insurance companies to create risk sharing plans for inadequate or unavailable kinds of property and casualty insurance; to expand the Fair Plan; to authorize the Commissioner of Insurance to designate additional coverages under the Fair and Beach Plans; and to authorize insurers to form market assistance programs, with a favorable report.

On motion of Senator Johnson of Wake, the rules are suspended and the bill is placed before the Senate for immediate consideration.

Senator Johnson of Wake offers Amendments No. 1, No. 2 and No. 3 which are adopted (electronically recorded).

The bill, as amended, passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

CALENDAR (continued)

H. B. 3, a bill to submit to the voters of North Carolina whether there should be located within the State of North Carolina a high-level radioactive waste repository site, temporarily displaced earlier is placed before the Senate for further consideration.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

The Chair declares the Senate in recess until 1:45 P.M.

AFTERNOON SESSION—1:45 P.M.

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives and disposed of as follows:

H. B. 4, a bill to provide that temporary rules regarding an election expire after convening of a regular session.

Referred to Election Laws Committee.

February 18, 1986
H. B. 5, a bill to allow compliance with the Voting Accessibility for the Elderly and Handicapped Act.
    Referred to Election Laws Committee.

H. B. 6, a bill to make a clarifying change to the criminal court cost statute.
    Referred to Finance Committee.

H. J. R. 8, a joint resolution setting the time for adjournment of the 1986 Extra Session of the General Assembly to reconvene in 1986, and limiting the subject that may be considered in that session.
    Referred to Rules and Operation of the Senate Committee.

Senator Rauch, Chairman of the Finance Committee, announces a meeting of the Committee immediately upon recess.

Senator Kaplan, Chairman of the Election Laws Committee, announces a meeting of the Committee immediately upon recess.

Senator Harrington, Chairman of the Rules and Operation of the Senate Committee, announces a meeting of the Committee immediately upon recess.

The Chair declares the Senate in recess for the purpose of committee meetings until 2:30 P.M.

AFTERNOON SESSION—2:30 P.M.

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

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 Rauch for the Finance Committee submits the following report:

H. B. 6, a bill to make a clarifying change to the criminal court cost statute, with a favorable report.
    On motion of Senator Rauch, the rules are suspended and the bill is placed before the Senate for immediate consideration (electronically recorded).
    The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

Senator Harrington for the Rules and Operation of the Senate Committee submits the following report:

H. J. R. 8, a joint resolution setting the time for adjournment of the 1986 Extra Session of the General Assembly to reconvene in 1986, and limiting the subject that may be considered in that session, with a favorable report.

Senator Kaplan for the Election Laws Committee submits the following report:

H. B. 4, a bill to provide that temporary rules regarding an election expire after convening of a regular session, with a favorable report.
On motion of Senator Kaplan, the rules are suspended and the bill is placed before the Senate for immediate consideration.
The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 5, a bill to allow compliance with the Voting Accessibility for the Elderly and Handicapped Act, with a favorable report.
On motion of Senator Kaplan, the rules are suspended and the bill is placed before the Senate for immediate consideration.
The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

The Chair declares the Senate in recess until 4:15 P.M.

AFTERNOON SESSION—4:15 P.M.
The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

CALENDAR (continued)

H. J. R. 8, a joint resolution setting the time for adjournment of the 1986 Extra Session of the General Assembly to reconvene in 1986, and limiting the subject that may be considered in that session.
Senator Royall offers a motion to the end that the joint resolution be taken from the Calendar for tomorrow, February 19, and placed before the Senate for immediate consideration, which motion prevails.
Senator Royall offers Amendment No. 1 which is adopted (electronically recorded).
The joint resolution, as amended, passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1, without objection, by special messenger.

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. 3, an act to submit to the voters of North Carolina whether there should be located within the State of North Carolina a high-level radioactive waste repository site. (Ch. 1)

S. B. 4, an act to allow publication of notices prior to first publication of the North Carolina Register in a manner similar to that allowed under Chapter 150A of the General Statutes. (Ch. 2)

H. B. 4, an act to provide that temporary rules regarding an election expire after convening of a regular session. (Ch. 3)

H. B. 5, an act to allow compliance with the Voting Accessibility for the Elderly and Handicapped Act. (Ch. 4)

H. B. 6, an act to make a clarifying change to the criminal court cost statute. (Ch. 5)

February 18, 1986
SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

S. B. 2 (House Committee Substitute), a bill to authorize the Commissioner of Insurance or insurance companies to create risk sharing plans for inadequate or unavailable kinds of property and casualty insurance; to expand the Fair Plan; to authorize the Commissioner of Insurance to designate additional coverages under the Fair and Beach Plans; and to authorize insurers to form market assistance programs, for concurrence in the House Committee Substitute bill.

On motion of Senator Johnson of Wake, the rules are suspended, and the House Committee Substitute bill is placed before the Senate for immediate consideration.

On motion of Senator Johnson of Wake, the Senate concurs (electronically recorded) in the House Committee Substitute bill and the bill is ordered enrolled.

The Chair declares the Senate in recess until 5:15 P.M.

AFTERNOON SESSION—5:15 P.M.

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

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. 1, an act to permit the Insurance Regulation Study Commission, The Liability and Property Insurance Markets Study Commission, and The Medical Malpractice and Medical Liability Study Commission to submit reports to the 1985 General Assembly, Regular Session 1986. (Ch. 6)

S. B. 2 (House Committee Substitute), an act to authorize the Commissioner of Insurance or insurance companies to create risk sharing plans for inadequate or unavailable kinds of property and casualty insurance; to expand the Fair Plan; to authorize the Commissioner of Insurance to designate additional coverages under the Fair and Beach Plans; and to authorize insurers to form market assistance programs. (Ch. 7)

H. J. R. 8, a joint resolution setting the time for adjournment of the 1986 Extra Session of the General Assembly to reconvene in 1986, and limiting the subject that may be considered in that session. (Res. 1)

The Chair orders a message sent to the House of Representatives informing that Honorable Body that the Senate has completed the business for which it was convened by the Proclamation of the Governor and stands ready to adjourn in accordance with Resolution 1 of this Extra Session.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

It is ordered that a message be sent your Honorable Body respectfully advising that the business of the House has been concluded and that this Body will be ready to adjourn pursuant to House Joint Resolution 8, A JOINT RESOLUTION SETTING THE TIME FOR ADJOURNMENT OF THE 1986 EXTRA SESSION OF THE GENERAL ASSEMBLY TO RECONVENE IN 1986, AND LIMITING THE SUBJECT THAT MAY BE CONSIDERED AT THAT SESSION, upon notification that your Honorable Body stands to adjourn.

Respectfully,
S/ Grace A. Collins
Principal Clerk

Pursuant to the message that the House of Representatives has concluded the business before it and having notified that Honorable Body that the Senate has completed the business before it, the President of the Senate declares that the Senate stands ready for adjournment.

Senator Harrington, seconded by Senator Royall, offers a motion the the Senate do now adjourn, in accordance with H. J. R. 8, to reconvene Thursday, June 5, 1986, at 11:30 A.M., which motion prevails.

The hour for adjournment fixed by Resolution 1, having arrived, the President of the Senate declares the Senate stands adjourned to reconvene on Thursday, June 5, at 11:30 A.M.

SECOND DAY

SENATE CHAMBER,
Thursday, June 5, 1986.

The Senate meets pursuant to adjournment as provided in Resolution 1, and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Samuel D. McMillan, Jr., Senate Chaplain, as follows:

"Be strong and of good courage; be not afraid, neither be thou dismayed; for the Lord your God is with you wherever you go."

"O God of Strength, we thank Thee for Thy abiding presence with us since last we met.

"For Your sharing of our joy in good health, baptisms, weddings, and graduations, we give Thee thanks.

"And for the courage and strength which Thou didst give us to deal with the sorrow, illness, and heartache which has invaded our lives, we give Thee thanks.

"Now guide us as we complete the work of the special session begun in February; and

June 5, 1986
strengthen us for the tasks that lie before us in the short session of the General Assembly. Amen."

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of Tuesday, February 18, 1986, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

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

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bill filed for introduction is presented to the Senate, read the first time, and disposed of as follows:

By Senator Martin of Guilford:

S. B. 3, a bill to allow the Attorney General to petition for removal of certain public officers.

Referred to Judiciary II Committee.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

H. J. R. 9

HOUSE OF REPRESENTATIVES

June 5, 1986

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has passed the following bills and resolutions and asks the concurrence of your Honorable Body therein:

H. J. R. 9, a joint resolution adjourning the 1986 Extra Session sine die.

On motion of Senator Harrington, the rules are suspended and the joint resolution is placed before the Senate for immediate consideration.

The joint resolution passes its second (electronically recorded) and third readings and is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following joint resolution properly enrolled, and it is duly ratified and sent to the office of the Secretary of State:

H. J. R. 9, a joint resolution adjourning the 1986 Extra Session sine die. (Resolution 2)

The President orders a message sent to the House of Representatives informing that Honorable Body that the Senate has completed the business for which it was convened and stands ready to adjourn sine die.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

June 5, 1986
Mr. President:

It is ordered that a message be sent your Honorable Body respectfully advising that the business of the House of Representatives has been concluded. Upon notification that your Honorable Body stands ready to adjourn and pursuant to H. J. R. 9, A JOINT RESOLUTION ADJOURNING THE 1986 EXTRA SESSION SINE DIE, the House of Representatives of the Extra Session 1986 adjourns sine die.

Respectfully,
S/ Grace Collins
Principal Clerk

Senator Harrington offers a motion that this Senate of the 1985 General Assembly meeting in Extra Session do now adjourn sine die, which motion prevails.

The hour having arrived for adjournment as set by H. J. R. 9 of the Extra Session of the 1985 General Assembly, and the motion to adjourn, sine die, having prevailed, the President of the Senate, Robert B. Jordan III, declares this Senate of the 1985 General Assembly, meeting in Extra Session, adjourned, sine die.

____________________________
Robert B. Jordan III
President of the Senate

____________________________
Sylvia Morris Fink
Principal Clerk
APPENDIX
LETTER OF RESIGNATION

The following letter of resignation is received and is on file in the Office of the Senate Principal Clerk:

NORTH CAROLINA GENERAL ASSEMBLY
Senate Chamber
State Legislative Building
Raleigh 27611
Saxapahaw, NC 27340
August 15, 1985

The Honorable James G. Martin
Governor of North Carolina
Administration Building
116 W. Jones Street
Raleigh, NC 27611

Dear Governor Martin:

For personal reasons, as of today, August 15, 1985, I herewith submit my resignation from the North Carolina Senate from the 21st District which includes Alamance and Caswell Counties.

It has been an honor and privilege to have represented these fine people. This I did to the best of my ability.

Respectfully yours,
S/ John M. Jordan

CC: The Honorable Robert B. Jordan III
     Mr. Alex K. Brock

ACTIVATION OF COMMITTEE ON INSURANCE

The following documents are received and placed on file in the Office of the Senate Principal Clerk:

NORTH CAROLINA GENERAL ASSEMBLY
Senate Chamber
State Legislative Building
Raleigh 27611
February 6, 1986

MEMORANDUM

TO: Members of the Senate
FROM: Senator Joseph E. Johnson, Chairman
RE: Special Committee Meeting

Enclosed is a copy of the call of the Joint Senate and House Insurance Committees which will meet to deal with the legislation to be presented to the special session. All members of
the Senate are, of course, welcome to the meeting. We will attempt, as soon as possible, to mail to each member of the Senate the materials presented at the committee meeting.

If you have any questions or comments, please do not hesitate to contact me.

---

OFFICE OF THE LIEUTENANT GOVERNOR
STATE OF NORTH CAROLINA
Raleigh 27611

February 10, 1986

The Honorable Joe Johnson
Box 750
Raleigh, NC 27602

Dear Joe:

Pursuant to G. S. 120-19.6, I am hereby activating the Senate Standing Committee on Insurance to meet upon the call of the Chairman for the purpose of considering insurance matters addressed in the Governor's Proclamation calling the General Assembly into a Special Session and any other matters that may come before this Committee.

I look forward to seeing you and if I, or my staff, can be of assistance please let us know.

Sincerely,
S/ Bob Jordan

CC: The Honorable Liston Ramsey
    The Honorable Monk Harrington
    Sylvia Fink, Senate Principal Clerk
    Elaine Robinson, Disbursing Office
    George Hall, Legislative Services
INDEX
# RATIFIED BILLS AND RESOLUTION

Session Laws

<table>
<thead>
<tr>
<th>Chapter</th>
<th>Bill No.</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>H 3</td>
<td>14.</td>
</tr>
<tr>
<td>2</td>
<td>S 4</td>
<td>14.</td>
</tr>
<tr>
<td>3</td>
<td>H 4</td>
<td>14.</td>
</tr>
<tr>
<td>4</td>
<td>H 5</td>
<td>14.</td>
</tr>
<tr>
<td>5</td>
<td>H 6</td>
<td>14.</td>
</tr>
<tr>
<td>6</td>
<td>S 1</td>
<td>15.</td>
</tr>
<tr>
<td>7</td>
<td>S 2</td>
<td>15.</td>
</tr>
</tbody>
</table>

## Resolution

<table>
<thead>
<tr>
<th>Resolution</th>
<th>Res. No.</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>HJR 8</td>
<td>15.</td>
</tr>
</tbody>
</table>

## NUMERICAL INDEX

### Senate

<table>
<thead>
<tr>
<th>Bill/Resolution</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>S 1 1986 Insurance Study Reports (H 2) (Ch. 6)</td>
<td>10, 12, 15.</td>
</tr>
<tr>
<td>S 2 Liability Insurance Amendment (Ch. 7)</td>
<td>10, 12, 15.</td>
</tr>
<tr>
<td>S 3 Removal Petitions (Judiciary II Committee)</td>
<td>10, 17.</td>
</tr>
<tr>
<td>S 4 APA Correction (H 7) (Ch. 2)</td>
<td>11, 14.</td>
</tr>
</tbody>
</table>

### House of Representatives

<table>
<thead>
<tr>
<th>Bill/Resolution</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>H 3 Nuclear Waste Referendum (Ch. 1)</td>
<td>11, 12, 14.</td>
</tr>
<tr>
<td>H 4 Temporary Election Rules (Ch. 3)</td>
<td>12, 13, 14.</td>
</tr>
<tr>
<td>H 5 Voting Accessibility (Ch. 4)</td>
<td>13, 14.</td>
</tr>
<tr>
<td>H 6 Court Costs Clarified (Ch. 5)</td>
<td>13, 14.</td>
</tr>
<tr>
<td>H 8 Adjournment to Reconvene June 5 (Res. 1)</td>
<td>13, 14, 15, 16.</td>
</tr>
<tr>
<td>H 9 Adjournment Extra Session Sine Die (Res. 2)</td>
<td>17.</td>
</tr>
</tbody>
</table>
ALPHABETICAL INDEX

Absence
   Leave Granted
      Hipps, Senator Charles W. ........................................ 9.
      Kincaid, Senator Donald R. ........................................ 9.
      Simpson, Senator Daniel R. ....................................... 17.
      Staton, Senator William W. ....................................... 17.

Adjournment
   Day Certain
      H 8 (Res. 1) .......................................................... 13, 14, 15, 16.
   Sine Die
      H 9 (Res. 2) .......................................................... 17, 18.

Administrative Procedure
   Notice Publication
      S 4 (H 7) (Ch. 2) .................................................... 11, 14.

Appendix ............................................................................. 19.

Election Laws
   Rule Expiration, Temporary
      H 4 (Ch. 3) ............................................................... 12, 13, 14.
   Voting Accessibility for Elderly/Handicapped
      H 5 (Ch. 4) ............................................................... 13, 14.

General Assembly
   House of Representatives
      Business Concluded ................................................... 16.
      Organized ............................................................... 10.
   Senate
      Business Concluded ................................................... 15, 17.
      Committees—Standing/Select
         Appointment ........................................................... 9.
         Meeting Announced ................................................ 11, 13, 20, 21.
      Convenes ............................................................... 5, 16.
      Districts ..................................................................... 3.
      Officers/Members ...................................................... 3, 19.
      Organized ............................................................... 9.
      Pledge of Allegiance .................................................. 5.
      Prayer—Dr. Samuel D. McMillan (Senate Chaplain) .......... 5, 16.
      President—Lt. Gov. Robert B. Jordan III
         Appointments ......................................................... 9.
         Presides .............................................................. 5, 11, 12, 13, 14, 15, 16.
      Quorum ........................................................................ 9.
      Recess ........................................................................ 11, 12, 13, 14, 15.
      Rules .......................................................................... 9.

Governor—see State Officers

Harrington, Joseph J.—Senator Bertie (part), Edgecombe (part), Gates (part),
                  Halifax (part), Hertford, Martin (part), Northampton,
                  and Warren (part)—2nd District
                  Adjournment Motion ............................................. 16, 18.
                  Journal Approval ............................................... 17.
Hazardous Waste
   Nuclear Waste Referendum
   H 3 (Ch. 1) .......................... 11, 12, 14.

Insurance
   Committee Meeting .......................... 11, 20, 21.
   Study Committee Report 1986
   S 1 (H 2) (Ch. 6) .......................... 10, 12, 15.
   Liability/Market Assistance
   S 2 (Ch. 7) .......................... 10, 12, 15.

Johnson, Joseph E.—Senator
   Harnett, Lee, Wake (part)—14th District
   Primary Sponsor—SB 1, 2 .......................... 10.

Jordan, John M.—Senator
   Alamance, Caswell—21st District
   Resignation .......................... 8, 22.

Judicial
   Court Costs Clarified
   H 6 (Ch. 5) .......................... 13, 14.

Law Enforcement
   Removal Petitions by Attorney General
   S 3 (Judiciary II Committee) .......................... 10, 17.

Lieutenant Governor—see General Assembly (Senate President); State Officers

Martin, William N.—Senator
   Guilford (part)—19th District
   Primary Sponsor—SB 3 .......................... 10.

McDowell, Timothy H.—Senator
   Alamance, Caswell—21st District
   Appointment to Fill Unexpired Term .......................... 8.
   Oath of Office .......................... 8.
   Committee Assignments .......................... 9.
   Standing—
      Manufacturing and Labor (Chairman)
      Agriculture—Education—Election Laws—Finance—Senior Citizens—
      Transportation

Proclamation by Governor .......................... 5.

Rand, Anthony E.—Senator
   Cumberland (part)—12th District
   Primary Sponsor—SB 4 .......................... 11.

Royall, Jr., Kenneth C.—Senator
   Durham, Granville, Orange (part),
   Person—13th District
   Adjournment Motion (Second) .......................... 16.

State Officers
   Governor—James G. Martin
      Message to Senate .......................... 7.
      Proclamation .......................... 5.
   Lieutenant Governor—Robert B. Jordan III
      —see General Assembly (Senate President)

Voting Accessibility—see Election Laws
# OFFICERS AND MEMBERS
# OF
THE SENATE OF NORTH CAROLINA
1986 GENERAL ASSEMBLY
SECOND SESSION

ROBERT B. JORDAN III, President ............................................ Mt. Gilead
J. J. HARRINGTON, President Pro Tempore ............................... Lewiston-Woodville
KENNETH C. ROYALL, JR., Majority Leader ............................. Durham
SYLVIA M. FINK, Principal Clerk ............................................ Raleigh
LERoy CLARK, JR., Reading Clerk .......................................... Wendell
GERDA B. PLEASANTS, Sergeant-at-Arms ................................. Cary

<table>
<thead>
<tr>
<th>DISTRICT</th>
<th>NAME OF SENATOR</th>
<th>ADDRESS</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>MARC BASNIGHT</td>
<td>Manteo</td>
</tr>
<tr>
<td>2</td>
<td>J. J. HARRINGTON</td>
<td>Lewiston-Woodville</td>
</tr>
<tr>
<td>3</td>
<td>JOSEPH E. THOMAS</td>
<td>Vanceboro</td>
</tr>
<tr>
<td>4</td>
<td>A. D. GUY</td>
<td>Jacksonville</td>
</tr>
<tr>
<td>5</td>
<td>HAROLD W. HARDISON</td>
<td>Deep Run</td>
</tr>
<tr>
<td>6</td>
<td>R. L. MARTIN</td>
<td>Bethel</td>
</tr>
<tr>
<td>7</td>
<td>FRANKLIN E. WILLIAMS, SR.</td>
<td>Wilmington</td>
</tr>
<tr>
<td>8</td>
<td>HENSON P. BARNES</td>
<td>Goldsboro</td>
</tr>
<tr>
<td>9</td>
<td>THOMAS F. TAFT</td>
<td>Greenville</td>
</tr>
<tr>
<td>10</td>
<td>JAMES EZZELL</td>
<td>Rocky Mount</td>
</tr>
<tr>
<td>11</td>
<td>JAMES D. SPEED</td>
<td>Louisburg</td>
</tr>
<tr>
<td>12</td>
<td>ANTHONY E. RAND</td>
<td>Fayetteville</td>
</tr>
<tr>
<td>13</td>
<td>LURA TALLY</td>
<td>Fayetteville</td>
</tr>
<tr>
<td>14</td>
<td>KENNETH C. ROYALL, JR.</td>
<td>Durham</td>
</tr>
<tr>
<td>15</td>
<td>RALPH A. HUNT</td>
<td>Durham</td>
</tr>
<tr>
<td>16</td>
<td>JOSEPH E. JOHNSON</td>
<td>Raleigh</td>
</tr>
<tr>
<td>17</td>
<td>WILLMA C. WOODARD</td>
<td>Garner</td>
</tr>
<tr>
<td>18</td>
<td>WILLIAM W. STATON</td>
<td>Sanford</td>
</tr>
<tr>
<td>19</td>
<td>ROBERT D. WARREN</td>
<td>Benson</td>
</tr>
<tr>
<td>20</td>
<td>WANDA H. HUNT</td>
<td>Pinehurst</td>
</tr>
<tr>
<td>21</td>
<td>RUSSELL G. WALKER</td>
<td>Asheboro</td>
</tr>
<tr>
<td>22</td>
<td>J. RICHARD CONDER</td>
<td>Rockingham</td>
</tr>
<tr>
<td>23</td>
<td>AARON W. FYLER</td>
<td>Monroe</td>
</tr>
<tr>
<td>24</td>
<td>R. C. SOLES, JR.</td>
<td>Tabor City</td>
</tr>
<tr>
<td>25</td>
<td>ROBERT G. SHAW</td>
<td>Greensboro</td>
</tr>
<tr>
<td>26</td>
<td>TED KAPLAN</td>
<td>Winston-Salem</td>
</tr>
<tr>
<td>27</td>
<td>MARVIN WARD</td>
<td>Winston-Salem</td>
</tr>
<tr>
<td>28</td>
<td>TIMOTHY H. McDOwELL</td>
<td>Mebane</td>
</tr>
<tr>
<td>29</td>
<td>JAMES C. JOHNSON, JR.</td>
<td>Concord</td>
</tr>
<tr>
<td>30</td>
<td>PAUL S. SMITH</td>
<td>Salisbury</td>
</tr>
<tr>
<td>31</td>
<td>ROBERT V. SOMERS</td>
<td>Salisbury</td>
</tr>
<tr>
<td>32</td>
<td>WILLIAM D. GOLDSTON, JR.</td>
<td>Eden</td>
</tr>
<tr>
<td>33</td>
<td>WELDON R. PRICE</td>
<td>Reidville</td>
</tr>
<tr>
<td>34</td>
<td>OLLIE HARRIS</td>
<td>Kings Mountain</td>
</tr>
<tr>
<td>35</td>
<td>HELEN RHYNE MARVIN</td>
<td>Gastonia</td>
</tr>
<tr>
<td>36</td>
<td>MARSHALL A. RAUCH</td>
<td>Hickory</td>
</tr>
<tr>
<td>37</td>
<td>T. CASS BALLenger</td>
<td>Statesville</td>
</tr>
<tr>
<td>38</td>
<td>WILLIAM W. REDMAN, JR.</td>
<td>Lenoir</td>
</tr>
<tr>
<td>39</td>
<td>DONALD R. KINCAID</td>
<td>Morganton</td>
</tr>
<tr>
<td>40</td>
<td>DANIEL REID SIMPSON</td>
<td>AsheviLe</td>
</tr>
<tr>
<td>41</td>
<td>ROBERT S. SWAIN</td>
<td>Asheville</td>
</tr>
<tr>
<td>42</td>
<td>DENNIS WINNER</td>
<td>Hendersonville</td>
</tr>
<tr>
<td>43</td>
<td>CHARLES W. HIPPS</td>
<td>Waynesville</td>
</tr>
<tr>
<td>44</td>
<td>R. P. THOMAS</td>
<td>Hendersonville</td>
</tr>
<tr>
<td>45</td>
<td>DAVID RUSSELL PARNELL</td>
<td>Parkton</td>
</tr>
<tr>
<td>46</td>
<td>WILLIAM N. MARTIN</td>
<td>Greensboro</td>
</tr>
<tr>
<td>47</td>
<td>WENDELL H. SAWYER</td>
<td>Greensboro</td>
</tr>
<tr>
<td>48</td>
<td>MELVIN L. WATT</td>
<td>Charlotte</td>
</tr>
<tr>
<td>49</td>
<td>JAMES D. McDUFFIE</td>
<td>Charlotte</td>
</tr>
<tr>
<td>50</td>
<td>LAURENCE A. COBB</td>
<td>Charlotte</td>
</tr>
</tbody>
</table>

(See Appendix)
The Senate meets pursuant to adjournment as provided in Resolution 34 and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Samuel D. McMillan, Jr., Senate Chaplain, as follows:

“As for me, I will walk in mine integrity; redeem me and be merciful unto me.”

“O God of Integrity, as we begin this short session of the General Assembly, deliver us we pray Thee from guile, dishonesty, and petty party politics; and give us grace and strength to be men and women of integrity.

“Guide us by Thy Spirit into paths of understanding, honesty, and compassion.

“As we deal with controversial issues, help us to be understanding of the position of others while standing up for our own convictions.

“And in all our dealings with one another help us to act in such a way as to show ourselves to be persons of integrity, patience, understanding, wisdom, and compassion. Amen.”

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of Thursday, July 18, 1985, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

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

The President addresses the members of the Senate, and on motion of Senator Royall, the remarks of Lieutenant Governor Jordan are spread upon the Journal, as follows:

“I do want to welcome today all of those who are with us for this opening day of the short session, for indeed, that we hope it will be. This morning in the Democratic Caucus our President Pro Tem talked about four weeks and we told him we wanted him to figure out some way to be sure that happens, that we'll be working at that. But we do extend the courtesies of the gallery and floor to those who visit with us, and we're happy to see the members of the press still interested in what goes on in North Carolina.

“'To members of the Senate, I'm going to take just a few minutes now to make a few comments. I want to remind you of the importance of what you are doing in the few short weeks that we do plan to be in session. I would encourage all of you to remember that the primary purpose of this session is to review and update the budget—tune up the second year of the budget. As you already know, the demands on the budget are many and are significant. As we review the budget, we must keep in mind that the impact of the tax cut which you gave to the citizens of North Carolina in the long session really did not affect the budget in the year even now in the way it will impact them starting July 1. You take the
difference in the impact in 1985-86 and 1986-87, you will find that that difference is $317.8 million difference.

“So we have to be cautious in our spending this year to avoid placing ourselves in a very difficult financial position next year. And I believe we are going to see a number of red flags raised by cities and counties and towns across the State once the federal budget is decided upon.

“The full implications of the federal budget and tax actions will, indeed, not be clear until later this year, if even then. Already you are hearing from citizens and officials all over the State about the need for State funds to continue those actions that are being cut by the federal government.

“If your office is like mine or your home is like mine, you'll find that over half the people that are talking to you are not talking to you about new dollars, but they are talking to you about dollars that they need to continue programs, and in many instances needed programs that will not be funded next year in the same way they are this year by the federal government.

“Part of our course for the future will certainly be determined by our efforts in this session to continue for provide for roads, airports, water and sewer facilities, education and the other services necessary to fuel our economy. And while the economy is being fueled in one way up and down the interstate corridors, it is being fueled another way in rural North Carolina. Governor Martin has come forward with a package for improving the transportation systems of North Carolina.

“He has identified many of the most pressing road needs in our State. The Administration is to be commended for that work. Certainly, our economy depends upon the maintenance and expansion of our excellent and nation-leading highway system.

“But our economy also depends on a strong education system. Every day businesses in this State are saying our most important need is trained minds—and not just workers trained to handle a particular kind of computer or machine, but trained to handle the new model next year when the current one becomes obsolete. We pick up the paper every day and see the needs that we have in education to continue to make improvements. We cannot afford to take money from the General Fund—which pays to educate our children—to pay for our highways. We could better live with potholes in our roads than with children untrained to succeed in tomorrow’s world.

“However, I believe North Carolina can meet both challenges. I am confident that the General Assembly—that you will address both of these problems. We must provide for transportation needs and our education needs, and we call upon the Administration to join us in these historically important tasks.

“Another area deserving our strongest efforts this session is our prison system. It is our duty not just to come up with a program to avoid federal take-over of the prison system, but to propose and fund the right approach for North Carolina. We must also be vigilant in protecting our citizens and in improving law enforcement.

“You will be asked to look at proposals affecting insurance. You began that task on February 18 in the Special Session when you directed the commission studying insurance to have the opportunity to report back to you in this session. Some changes are necessary to strengthen regulation and to protect consumers and businesses unable to find or afford insurance protection. We cannot allow ‘correctable’ insurance problems to deprive our

June 5, 1986
citizens of needed coverage. Many of you have been hard at work on this issue, and now the time has come to determine what we can reasonably handle during this short session, and I am sure that you will represent those views of the citizens of this State whether you are for or against the proposals.

“Good government remains our top priority. You will be asked to adopt new rules recommended by a special Senate Appropriations Committee that will strengthen participation in the legislative process. I believe that all bills should receive full scrutiny by committee members. And legislation is needed to further define the separation of powers as it does relate to the Advisory Budget Commission. A recommendation from the Governmental Operations Committee will be before you.

“I encourage all of you, as I know you will, to give your very best efforts as you deliberate the many issues that you will be asked to consider. It is my intent to do my job in a way to assist you in every way possible to take deliberative, reasoned and prompt action on the matters to be considered and to continue with you to find ways to reduce the number of legislative days required for our deliberations.

“I know that many of you are facing—that all of you have elections this Fall and many of you have opposition. I encourage each of you, Democrats and Republicans alike, to put aside, as you have in the past, partisan differences and take actions now that will best serve all of North Carolina.

“As you know, the public has entrusted its fate and entrusted its rights in the members of the Senate and in those of us involved in the legislative process. I have been proud of your actions in the past and I am sure that I will be proud of your actions in the future.

“I look forward to working with you in the session. We probably will start out fairly slow. Monday’s session will probably be a normal Monday that we will only meet on Monday night, but after that all bets are off as we determine how much committee action will be necessary to bring the items to the floor.”

Senator Royall is recognized and gives notice of his intent to introduce a resolution to amend the permanent Rules of the North Carolina Senate, as provided in Rule 77 of the Rules of the Senate.

On motion of Senator Harrington, seconded by Senator Rauch, the Senate adjourns to meet tomorrow, Friday, June 6, at 9:00 A.M.

ONE HUNDRED TWENTIETH DAY

SENATE CHAMBER,
Friday, June 6, 1986.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Samuel D. McMillan, Jr., Senate Chaplain, as follows:

“Remember the Sabbath, to keep it holy.
"O Lord of our lives, deliver us from trusting in our own wisdom and strength; save us from allowing the Sabbath to become a holiday instead of a holy day; and help us maintain the discipline of corporate worship—that we might find insights and inspiration to fulfill our calling as Your children and Your servants.

"By Your Grace, we have the opportunity to serve the people of this great State in this political arena. This is a sacred task and a holy responsibility. And we humbly acknowledge that we cannot fulfill it in our own strength alone.

"As we go home for the weekend, give to us a time of refreshment with Thee and with our families; renew our strength; and bring us back to the place on Monday with a new determination to serve Thee and our fellow citizens to the very best of our ability. Amen."

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

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senator Harris:

S. B. 855, a bill to make technical corrections to the Mental Health, Mental Retardation, and Substance Abuse Act of 1985, and conforming changes to the General Statutes.
Referred to Human Resources Committee.

By Senators Hipps and Thomas of Henderson:

S. B. 856, a bill to appropriate funds to the Burley Tobacco Facility, Mountain Research Facility.
Referred to Appropriations Committee.

By Senators Winner and Swain:

S. B. 857, a bill to appropriate funds for the annual Belle Chere Street Festival in Asheville.
Referred to Appropriations Committee.

By Senators Taft, Rauch, and Harris:

S. B. 858, a bill to implement the recommendations of the Medical Malpractice Study Commission and to improve the capacity of the State to monitor the claims experience of liability insurers; assist the health care professions in peer review, risk management and self-disciplinary efforts; and limit the liability of health care providers for noneconomic and punitive damages.
Referred to Judiciary II Committee.

By Senators Taft, Rauch, and Harris:

S. B. 859, a bill to establish the North Carolina Childhood Vaccine-Related Injury Compensation Program.
Referred to Judiciary II Committee.

June 6, 1986
By Senators Plyler, Basnight, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Hipp, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kincaid, Martin of Pitt, Marvin, McDuffie, Parnell, Rand, Rauch, Redman, Royall, Smith, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard:

S. B. 860, a bill to increase monthly pension benefits and to allow retroactive membership in the Firemen's and Rescue Squad Workers' Pension Fund.

Referred to Pensions and Retirement Committee.

By Senators Royall and Harrington:

S. R. 861, a Senate resolution to amend the permanent Rules of the Senate.

Referred to Rules and Operation of the Senate Committee.

REPORT OF SELECT COMMITTEE

Senator Johnson of Wake submits a report from the North Carolina Insurance Regulation Study Commission. The Senate accepts the report and the President orders it placed on record.

The President recognizes the following pages serving in the Senate this week: Kim Adams, Raleigh; Idona Bailey, Raleigh; Teresa Chalk, Raleigh; Sherrill Dunn, Raleigh; Chris Icenhour, Garner; Kim Jenkins, Apex; Lee Johanson, Raleigh; Michelle Jones, Willow Springs; Burke Koonce, Raleigh; Jeannette Koger, Raleigh; Nicole McLamb, Benson; Edwin Speas, Raleigh; Katie Thomas, Raleigh; Jessica Whitehurst, Cary; Will Wofford, Raleigh; Brooke Sarvis, Greensboro.

On motion of Senator Harrington, seconded by Senator Harris, the Senate adjourns to meet Monday, June 9, at 8:00 P.M.

ONE HUNDRED TWENTY-FIRST DAY

SENATE CHAMBER,
Monday, June 9, 1986.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by the Honorable Ollie Harris, Senator from Cleveland County, as follows:

“Our Father, we thank Thee for this day. We thank Thee for the safe trip to Raleigh. We thank Thee for the friendship and the fellowship. Bless the leadership of our leader. Bless the staff and these pages. May we be a continued blessing to the people of North Carolina. For Christ’s sake. Amen.”

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of Friday, June 6, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

June 9, 1986
The President grants a leave of absence to Senator Kaplan for tonight.

The President grants courtesies of the floor to William Z. Wood, Superior Court Judge for the 21st Judicial District, and former Senator from Forsyth County.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senator Parnell:

S. B. 862, a bill to repeal the special fund for the monitoring of the motor vehicle inspection program.
Referred to Appropriations Committee.

By Senators Thomas of Henderson and Hipps:

S. B. 863, a bill to appropriate funds to the Brevard Music Center for a cafeteria at the Carolina Pavilion.
Referred to Appropriations Committee.

By Senator Ballenger:

S. B. 864, a bill to appropriate funds to allow the Attorney General to settle a claim arising out of a 1978 motor vehicle accident in Catawba County.
Referred to Judiciary IV Committee.

By Senator Hunt of Moore:

S. B. 865, a bill to appropriate funds for home health care for indigents of North Carolina.
Referred to Appropriations Committee.

By Senator Redman:

S. B. 866, a bill to provide roads to the future.
Referred to Appropriations Committee.

By Senators Winner and Swain:

S. B. 867, a bill to authorize the Yancey Board of Commissioners to exercise jurisdiction over the regulation of domestic animals.
Referred to Local Government and Regional Affairs Committee.

By Senators Hardison, Basnight, Goldston, Guy, Harrington, Harris, Rauch, Redman, Royall, and Smith:

S. B. 868, a bill to implement the recommendations of the Liability and Property Insurance Markets Study Commission.
Referred to Judiciary I Committee.

By Senators Goldston, Rand, and Plyler:

S. B. 869, a bill to appropriate funds to the Department of Commerce for additional advertising and tourism promotion grants.

June 9, 1986
Referred to Appropriations Committee.

By Senators Swain and Winner:

S. B. 870, a bill to appropriate funds to develop a central information sharing network for emergency assistance in Buncombe County.
Referred to Appropriations Committee.

By Senators Swain and Winner:

S. B. 871, a bill to appropriate funds for the Opportunity Corporation of Madison and Buncombe Counties.
Referred to Appropriations Committee.

By Senators Swain and Winner:

S. B. 872, a bill to provide matching funds to Memorial Mission Hospital in Asheville to provide a helicopter service.
Referred to Appropriations Committee.

By Senator Johnson of Wake:

S. B. 873, a bill to make technical changes in the insurance law as recommended by the Insurance Regulation Study Commission.
Referred to Insurance Committee.

By Senator Johnson of Wake:

S. B. 874, a bill to revise the rate and classification plans and rate making for nonfleet private passenger motor vehicle insurance as recommended by the Insurance Regulation Study Commission.
Referred to Insurance Committee.

The President recognizes the following pages serving in the Senate this week: Will Anderson, Chapel Hill; Jay Ashendorf, Charlotte; Simmons Covington, Raleigh; Anisa Edge, Fayetteville; Hope Edmonston, Maury; Julia Anne Freeman, Asheville; Angela Gantt, Charlotte; Mary Jo Harris, Greenville; Mack Haywood, Mt. Gilead; April Dawn, Raleigh; Briles Johnson, Raleigh; Melanie Johnson, Raleigh; John Kanipe, Raleigh; Kelly McLeod, Raleigh; David Moreland, Raleigh; Bonita Paysour, Charlotte; Khristna Paysour, Charlotte; Beth Powell, Gastonia; Taylor Raiford, Greensboro; Greg Shue, Raleigh; Will Wofford, Raleigh; Amy Woodard, Raleigh, Renee Woodard, Fremont, and Dana Woodhief, Raleigh.

On motion of Senator Harrington, seconded by Senator Warren, the Senate adjourns to meet tomorrow at 1:30 P.M.

ONE HUNDRED TWENTY-SECOND DAY

Senate Chamber,
Tuesday, June 10, 1986.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

June 10, 1986
Prayer is offered by Dr. Samuel D. McMillan, Jr., Senate Chaplain, as follows:

"O Lord of the years, with the Psalmist we say, 'This is the day which the Lord hath make, let us rejoice and be glad in it.'

"We rejoice in the blessings which You have showered upon us:

"For the love and support of our families,

"For the enjoyment of good health, and

"For the opportunity to serve in this Chamber,

"We give Thee thanks, O Lord.

"Guide us in our deliberations and work this day, and give to us a sense of our responsibility to live this day, and every day, lives that bring honor and glory to Your Name. Amen."

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

The President grants a leave of absence to Senator Thomas of Craven for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senator Rand:

S. B. 875, a bill to add the Attorney General to the Courts Commission and to allow the Commission to use subcommittees.  
Referred to Judiciary IV Committee.

By Senator Basnight:

S. B. 876, a bill to appropriate funds for the David Stick Library.  
Referred to Appropriations Committee.

By Senators Basnight and Harrington:

S. B. 877, a bill to appropriate funds for capital improvements by Northeastern North Carolina Tomorrow.  
Referred to Appropriations Committee.

By Senator Thomas of Craven:

S. B. 878, a bill extending the date by which Craven County may appoint a special board of equalization and review.  
Referred to Local Government and Regional Affairs Committee.

By Senator Johnson of Wake:

S. B. 879, a bill to make substantive changes in laws regarding insurance taxes and fees as recommended by the Insurance Regulation Study Commission.

June 10, 1986
Referred to Insurance Committee.

By Senator Johnson of Wake:

S. B. 880, a bill to appropriate funds to the Department of Insurance for actuarial and rate analysis personnel; to revise the rating and classification plans and the ratemaking procedure for nonfleet private passenger motor vehicle insurance; to make revisions and improvements in the regulation of commercial property and liability insurance rates; and to require reports from commercial insurers and to authorize the Insurance Commissioner to modify rates if statutory changes in civil law affect insurers' experience.

Referred to Appropriations Committee.

By Senator Johnson of Wake:

S. B. 881, a bill to make substantive changes in the insurance law as recommended by the Insurance Regulation Study Commission.

Referred to Insurance Committee.

By Senators Tally, Barnes, Guy, Harrington, Hipps, Hunt of Moore, Parnell, Rand, Speed, Staton, Walker, Ward, Warren, Watt, and Winner:

S. B. 882, a bill appropriating funds for a Legislative Research Commission study on regulation of low-level radioactive waste.

Referred to Rules and Operation of the Senate Committee.

By Senator Smith:

S. B. 883, a bill to amend the Charter of the City of Lexington.

Referred to Local Government and Regional Affairs Committee.

By Senator Smith:

S. B. 884, a bill to limit motorboat noise on High Rock Lake.

Referred to Natural and Economic Resources and Wildlife Committee.

By Senators Woodard, Johnson of Wake, Speed, and Staton:

S. B. 885, a bill to appropriate funds to Arts Together of Wake County.

Referred to Appropriations Committee.

By Senators Johnson of Wake, Staton, and Woodard:

S. B. 886, a bill to appropriate funds to Reentry, Incorporated, for program expansion.

Referred to Appropriations Committee.

By Senators Woodard, Johnson of Wake, and Staton:

S. B. 887, a bill to appropriate funds to the North Carolina Museum of Art for program expansion.

Referred to Appropriations Committee.

By Senators Woodard, Johnson of Wake, and Staton:

S. B. 888, a bill to appropriate funds to the North Carolina Symphony for program expansion.

Referred to Appropriations Committee.

June 10, 1986
By Senator Parnell:

S. B. 889, a bill to permit the City of Lumberton to have five members on the local ABC Board.
Referred to Local Government and Regional Affairs Committee.

ADDITIONAL ENDORSEMENT

The following Senator requests to be recorded endorsing a bill previously introduced:

By Senator Warren:

S. B. 860, a bill to increase monthly pension benefits and to allow retroactive membership in the Firemen's and Rescue Squad Workers' Pension Fund.

On motion of Senator Harrington, duly seconded, the Senate adjourns to meet tomorrow, Wednesday, June 11, at 1:30 P.M.

ONE HUNDRED TWENTY-THIRD DAY

SENATE CHAMBER,
Wednesday, June 11, 1986.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Samuel D. McMillan, Jr., Senate Chaplain, as follows:

"O God of Strength, this short session is just getting under way, and already we are weary. Our families, our work at home, and our Senate responsibilities place great demands upon our time and energy; and already the pressure is mounting from our political allies, the lobbyists, the special interest groups, and our constituents for us to vote specific ways on specific bills.

"We remember the words of the prophet Isaiah, 'They that wait upon the Lord, shall renew their strength.'

"Help us to wait upon Thee, that we might find grace and strength to deal with all the pressures of life.

"Grant us wisdom, that we might know how to deal with sensitive and controversial issues in such a way as to serve the best interests of all the people of this great State.

"And give us courage to vote our convictions.

"We know that we cannot please everyone, but help us to act in such a loving and caring way that we may please You. Amen."

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

The President grants a leave of absence to Senator Johnson of Cabarrus for today.

June 11, 1986
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 Rules and Operation of the Senate Committee:

S. R. 861, a Senate resolution to amend the permanent Rules of the Senate, with a favorable report, for adoption.

On motion of Senator Royall, the rules are suspended and the Senate resolution is placed on today's Calendar for consideration.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senator Ballenger:

S. B. 890, a bill to appropriate funds to continue restoration and site development of the Murray's Mill Complex and the historic Bunker Hill Covered Bridge, both located in Catawba County.

Referred to Appropriations Committee.

By Senators Walker and Hunt of Moore:

S. B. 891, a bill to allow Randolph County to establish voting precincts without regard to township boundaries.

Referred to Local Government and Regional Affairs Committee.

By Senator Winner:

S. B. 892, a bill to make provisions for filling unexpired terms for superior court judge in the same year as full terms, by considering unexpired terms as separate offices for the purpose of applying a designated seat rule.

Referred to Judiciary IV Committee.

By Senator Winner:

S. B. 893, a bill to eliminate numbered seats for election of judges of the superior court to meet objections under Section 5 of the Voting Rights Act.

Referred to Judiciary IV Committee.

By Senators Swain and Winner:

S. B. 894, a bill to appropriate funds for the Dry Ridge Historical Museum in Weaverville.

Referred to Appropriations Committee.

By Senator McDowell:

S. B. 895, a bill to prohibit the possession and sale of electric weapons or devices.

Referred to Judiciary III Committee.

By Senators Ballenger and Redman:

June 11, 1986
S. B. 896, a bill to allow the levy of a room occupancy and tourism development tax in the Cities of Hickory and Conover.
   Referred to Finance Committee.

By Senator Soles:

S. B. 897, a bill to provide a supplemental retirement fund for firemen in the City of Whiteville and to modify the application of G. S. 118-5, G. S. 118-6, and G. S. 118-7 to the City of Whiteville.
   Referred to Pensions and Retirement Committee.

By Senators Winner and Ward:

S. B. 898, a bill to encourage local boards of education to set the school calendar so that the first day students are required to attend classes is after Labor Day.
   Referred to Education Committee.

By Senators Johnson of Wake, Woodard, and Staton:

S. B. 899, a bill to appropriate funds to the Frankie Lemmon Memorial School for its programs for developmentally disabled children.
   Referred to Appropriations Committee.

By Senator Barnes:

S. B. 900, a bill to appropriate funds to renovate a building at the Greene County Adult Education Center.
   Referred to Appropriations Committee.

By Senators Guy, Staton, Thomas of Henderson, and Winner:

S. B. 901, a bill making clarifying amendments to the privilege license tax statutes.
   Referred to Finance Committee.

By Senators Guy, Staton, Thomas of Henderson, and Winner:

S. B. 902, a bill making advertising agencies liable for sales tax on all items purchased by them and excluding items produced by advertising agencies from sales tax, thereby ensuring that advertising services are not subject to sales tax.
   Referred to Finance Committee.

By Senators Guy, Staton, Thomas of Henderson, and Winner:

S. B. 903, a bill to exempt small partnerships from penalties for failure to file informational returns when such partnerships qualify for a federal exemption from such penalties.
   Referred to Finance Committee.

By Senators Guy, Staton, Thomas of Henderson, and Winner:

S. B. 904, a bill to update the reference to the Internal Revenue Code used in determining certain taxable income and tax exemptions.
   Referred to Finance Committee.

By Senators Guy, Staton, Thomas of Henderson, and Winner:

June 11, 1986
S. B. 905, a bill to increase the minimum corporate franchise tax to an amount that covers the cost of processing franchise tax returns.
Referred to Finance Committee.

By Senators Guy, Staton, Thomas of Henderson, and Winner:

S. B. 906, a bill providing that retail food establishments are not manufacturers for sales tax purposes.
Referred to Finance Committee.

By Senators Guy, Staton, Thomas of Henderson, and Winner:

S. B. 907, a bill to provide a sales tax exemption for legal tender and for gold, silver, or platinum traded on a commodities exchange.
Referred to Finance Committee.

By Senators Martin of Pitt and Ezzell:

S. B. 908, a bill to authorize the City of Wilson to let public contracts for construction or repair work of fifty thousand dollars or less, and for the purchase of apparatus, supplies, materials or equipment for twenty thousand dollars or less pursuant informal bids under G. S. 143-131.
Referred to Local Government and Regional Affairs Committee.

By Senators Martin of Pitt and Ezzell:

S. B. 909, a bill to authorize the City of Wilson to purchase natural gas by using informal bid procedures.
Referred to Local Government and Regional Affairs Committee.

By Senators Martin of Pitt and Ezzell:

S. B. 910, a bill to allow Edgecombe, Pitt, and Wilson Counties and municipalities located therein to engage in economic development activities.
Referred to Local Government and Regional Affairs Committee.

By Senator Conder:

S. B. 911, a bill to amend the Charter of the City of Hamlet in Richmond County to effect the removal of certain lands from the corporate limits of said municipality.
Referred to Local Government and Regional Affairs Committee.

By Senator Basnight:

S. B. 912, a bill to appropriate funds to the Office of Marine Affairs, Department of Administration, for personnel and operating expenses.
Referred to Natural and Economic Resources and Wildlife Committee.

By Senators Ezzell and Marvin:

S. B. 913, a bill to require cities and counties to file copies of home rule charter amendments with the Secretary of State and the Legislative Library.
Referred to Judiciary II Committee.

By Senators Ezzell and Marvin:

June 11, 1986
S. B. 914, a bill to make the definition of a city the same under the city and county laws, and to conform to an Attorney General's opinion as to the eligibility of cities incorporated before 1945 for Powell Bill allocations.
   Referred to Judiciary II Committee.

By Senators Ezzell and Marvin:

S. R. 915, a Senate resolution amending the permanent rules of the Senate to implement the Joint Legislative Commission on Municipal Incorporations.

Senator Ezzell rises to announce his intent to amend the permanent Rules of the Senate in accordance with Senate Rule 77. The Chair orders the Senate resolution held as filed until tomorrow, June 12.

By Senator Smith:

S. B. 916, a bill to give Rowan County animal control officers the power to issue citations.
   Referred to Local Government and Regional Affairs Committee.

By Senator Smith:

S. B. 917, a bill to clarify the authority of Rowan and Davidson Counties to undertake economic development activities.
   Referred to Local Government and Regional Affairs Committee.

By Senator Redman:

S. B. 918, a bill to make changes in procedures for levy of the Statesville occupancy tax, and to provide for additional uses of the proceeds.
   Referred to Finance Committee.

By Senator Redman:

S. B. 919, a bill to amend the Charter of the City of Statesville concerning the distribution of liquor profits.
   Referred to Local Government and Regional Affairs Committee.

By Senators Ezzell and Marvin:

S. B. 920, a bill to create a Joint Legislative Commission on Municipal Incorporations, and to require a recommendation of that Commission before a bill may be introduced in the General Assembly to incorporate a new municipality.
   Referred to Rules and Operation of the Senate Committee.

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 Rauch for the Finance Committee:

H. B. 953, a bill creating the North Carolina Educational Facilities Finance Agency and authorizing said Agency to finance, refinance, construct, provide and acquire and otherwise undertake higher educational facilities, with a favorable report.

June 11, 1986
H. B. 1208, a bill to amend G. S. 159-83 of the State and Local Government Revenue Bond Act relating to seaports and airports, with a favorable report.

H. B. 961, a bill to amend, subject to the approval of the electorate, Article V of the Constitution of North Carolina to authorize the issuance of revenue bonds to finance and refinance higher education facilities owned by nonprofit corporations, with a favorable report, as amended.

By Senator Barnes for the Judiciary I Committee:

H. B. 647, a bill to authorize Wayne County to pay bounties on beavers, with a favorable report.

CALENDAR

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

S. R. 861, a Senate resolution to amend the permanent Rules of the Senate, for adoption.

Senator Rauch offers Amendment No. 1, which is adopted (electronically recorded). On motion of Senator Royall, the Senate resolution, as amended, is adopted (electronically recorded).

The text of the Senate resolution is as follows:

A SENATE RESOLUTION TO AMEND THE PERMANENT RULES OF THE SENATE.

Be it resolved by the Senate:

Section 1. A new rule is added to the Permanent Rules of the Senate to be denominated Rule 40.1 entitled “Local Appropriations Bills” to read as follows:

Rule 40.1. Local Appropriations Bills. No bill providing for appropriations from the State for local projects may be filed for introduction in the Senate if it deals with more than one subject or object. Each bill appropriating money for local projects shall be considered separately on its own merits by the appropriate appropriations subcommittee and then by the full appropriations committee.

Sec. 2. Rule 41 of the Permanent Rules of the Senate is hereby rewritten to read as follows:

“Rule 41. Deadlines on Filing for Introduction of Bills and Resolutions. (a) All Senate bills prepared to be introduced by departments, agencies or institutions of the State must be filed for introduction in the Senate not later than April 16 of the first year of the biennial session. All Senate local bills must be filed for introduction in the Senate not later than April 16 of the first year of the biennial session. All resolutions, except those honoring the memory of deceased persons, must be filed for introduction in the Senate not later than April 16 of the first year of the biennial session. A two-thirds (2/3) vote of the membership of the Senate shall be required to file for introduction any bill or resolution after April 30 of the first year of the biennial session. This rule shall not apply to a bill or resolution proposing adjournment or a budget, proposing or ratifying a constitutional amendment, calling for a constitutional convention, or to any reconvened session following the adjournment of the first year of the biennial session.

(b) In order to be eligible for consideration by the Senate during the first regular session, all House Bills other than finance bills or appropriations bills, must be received and read on the floor of the Senate as a message from the House no later than May 25 of the first regular session.
(c) No Senate local appropriations bill may be filed for introduction in the Senate during the second year of the biennial session unless it is filed for introduction on or before June 16 of the second year of the biennial session."

Sec. 3. A new rule 42.4 is added to the Permanent Rules of the Senate to read as follows:

"Rule 42.4. Content of Appropriations Bills. (a) No provision changing existing law shall be contained in any of the following bills: (1) the Current Operations Appropriations Bill; (2) the Capital Improvement Appropriations Bill; (3) any bill generally revising appropriations for the second fiscal year of a biennium.

(b) No amendment to any bill listed in subsection (a) of this rule shall be in order if the language is prohibited by that subsection.

(c) Notwithstanding subsections (a) and (b) of this section, any of the bills listed in subsection (a) of this section or an amendment to such bill may change existing law if the change:

(1) alters expenditures or salaries;
(2) changes the scope or character of a program which must be reduced, increased, or changed because of an increase or decrease of funds appropriated for the program or because of changes in federal law or regulation; or
(3) modifies any function of State government which necessitates a transfer of funds from one department to another;

provided, that for a provision to be in order under this subsection, it must be recommended to the General Assembly in a written report adopted by the Appropriations Committee before or at the same time the bill is reported, or if such provision is contained in a floor amendment, the sponsor of the amendment must present to the principal clerk at or before the time the amendment is offered an explanation of the amendment for distribution to each member of the Senate.

Sec. 4. Rule 44.1 of the Permanent Rules of the Senate is amended by deleting "after May 15", and substituting “during the first year of the regular session after May 15”, and is further amended by adding immediately before the period at the end: "; or to bills authorized for introduction during the reconvened session under the resolution adjourning the session held during the first year of the biennium".

Sec. 5. This resolution is effective upon adoption.

REPORT OF SELECT COMMITTEE

Senator Royall submits an interim report from the Mental Health Study Commission. The Senate accepts the report.

ADDITIONAL ENDORSEMENT

The following Senator requests to be recorded endorsing a bill previously introduced:

By Senator Tally:

S. B. 860, a bill to increase monthly pension benefits and to allow retroactive membership in the Firemen’s and Rescue Squad Workers’ Pension Fund.

On motion of Senator Harrington, seconded by Senator Barnes, the Senate adjourns to meet tomorrow at 1:30 P.M.

June 11, 1986
ONE HUNDRED TWENTY-FOURTH DAY

SENATE CHAMBER,
Thursday, June 12, 1986.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Samuel D. McMillan, Jr., Senate Chaplain, as follows:

"O God of Truth, we thank Thee for all those men and women of faith who serve as rabbis, priests and pastors in this State. Grant that they may be loving and effective shepherds of their flocks.

"We pray Thy special blessing this day upon those 150 or so United Methodist pastors who are moving to new fields of service. Give to them a safe journey, and give to them and their congregations—joy and fulfillment in their work together.

"We pray also for the laywomen and laymen who make up the membership of the synagogues, parishes, and congregations across this great State. Deliver them from indifference, cynicism, and nominal churchmanship. Inspire them to live their faith not only in their houses of worship; but in all those places where they live, work, and play.

"Inspire them, and each of us in this Chamber—to live a life of commitment, integrity, love, compassion, joy and service. Amen."

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of yesterday has been examined and is found correct. On his motion, the Senate dispenses with the reading of the Journal 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 Plyler for the Appropriations Committee:

S. B. 866, a bill to provide roads to the future, with an unfavorable report as to bill but favorable as to Committee Substitute bill.

On motion of Senator Plyler, the rules are suspended and the Committee Substitute bill is placed before the Senate for immediate consideration.

On motion of Senator Plyer, the Committee Substitute bill is adopted, and on his further motion is re-referred to the Finance Committee.

By Senator Barnes for the Judiciary I Committee:

H. B. 939, a bill to amend the Nonprofit Corporation Act contained in Chapter 55A of the General Statutes of North Carolina as recommended by the General Statutes Commission, with a favorable report, as amended.

By Senator Johnson of Wake for the Insurance Committee:

H. B. 611, a bill to prohibit discrimination in the business of life and accident and health
insurance and annuities against persons who are blind or partially blind or deaf or partially deaf, with an unfavorable report as to bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Johnson of Wake, the rules are suspended and the Senate Committee Substitute bill, which changes the title to read, H. B. 611 (Senate Committee Substitute), a bill to allow licensed direct response writers of life and health insurance to transact business without agents licensed by North Carolina, is placed before the Senate for immediate consideration.

On motion of Senator Johnson of Wake, the Senate Committee Substitute bill is adopted, and on his further motion is placed on the Calendar for Monday, June 16.

By Senator Marvin for the Pensions and Retirement Committee:

S. B. 860, a bill to increase monthly pension benefits and to allow retroactive membership in the Firemen's and Rescue Squad Workers' Pension Fund, with a favorable report, as amended.

On motion of Senator Marvin, the rules are suspended and the bill is placed before the Senate for immediate consideration, and on her further motion, Committee Amendment No. 1 is adopted.

The bill as amended, is ordered engrossed and re-referred to the Appropriations Committee.

By Senator Swain for the Judiciary III Committee:

H. B. 86 (Committee Substitute), a bill to authorize the court to extend a period of probation to allow the defendant to complete payment of restitution or continue treatment, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Ezzell and Marvin:

S. R. 915, a Senate resolution amending the permanent rules of the Senate to implement the Joint Legislative Commission on Municipal Incorporations.

Referred to Rules and Operation of the Senate Committee.

By Senators Swain and Winner:

S. B. 921, a bill to appropriate funds to Western North Carolina Tomorrow for operating expenses.

Referred to Appropriations Committee.

By Senator Winner:

S. B. 922, a bill to make provisions for filling unexpired terms for superior court judge in the same year as full terms, without applying a designated seat rule except when the vacancy occurs so close to the election that it is an administrative necessity.

Referred to Judiciary IV Committee.

By Senator Conder:

June 12, 1986
S. B. 923, a bill to clarify the authority of Richmond County to undertake economic development activities.
Referred to Local Government and Regional Affairs Committee.

By Senators Marvin, Tally, and Ward:

S. B. 924, a bill to achieve greater consistency and equity in the setting of child support obligation amounts through the use of advisory guidelines.
Referred to Children and Youth Committee.

By Senators Marvin, Tally, and Ward:

S. B. 925, a bill to amend the application fee and cost recovery provisions related to the IV-D child support program.
Referred to Human Resources Committee.

By Senator Walker:

S. B. 926, a bill to eliminate the requirement that the City of Asheboro mail zoning notices.
Referred to Local Government and Regional Affairs Committee.

By Senator Martin of Pitt:

S. B. 927, a bill to amend the law regarding retirement as it applies to the Wilson Industrial Council.
Referred to Pensions and Retirement Committee.

By Senators Swain and Winner:

S. B. 928, a bill to appropriate funds to the Black Mountain Juvenile Evaluation Center for landscaping around the chapel.
Referred to Appropriations Committee.

By Senator Guy:

S. B. 929, a bill to appropriate funds to Onslow County for their PEERS Program.
Referred to Appropriations Committee.

By Senators Swain and Winner:

S. B. 930, a bill to raise the compensation of the Buncombe County Board of Education.
Referred to Local Government and Regional Affairs Committee.

By Senator Simpson:

S. B. 931, a bill to clarify the boundary line between the Icard and George Hildebran Fire Districts in Burke County.
Referred to Local Government and Regional Affairs Committee.

By Senator Guy:

S. B. 932, a bill to appropriate funds to Onslow Hospice, Incorporated.
Referred to Appropriations Committee.

By Senator Harris:
S. B. 933, a bill to appropriate funds for Caring for Children, Incorporated, as a grant-in-aid to a private child-caring institution. Referred to Appropriations Committee.

By Senator Harris:

S. J. R. 934, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to make a technical amendment to G. S. 143-215.1. Referred to Rules and Operation of the Senate Committee.

By Senator Taft:

S. B. 935, a bill to increase the penalty for parking violations that are committed in the City of Greenville and are established by relying on the prima facie rule of evidence. Referred to Local Government and Regional Affairs Committee.

By Senators Guy, Staton, and Winner:

S. B. 936, a bill to provide that when a trust under a will is administered, no costs are assessed on personalty received if the estate of a decedent had already paid costs on the personalty. Referred to Finance Committee.

By Senators Rauch, Winner, Redman, and Walker:

S. B. 937, a bill to strengthen and clarify the law on lobbying. Referred to Rules and Operation of the Senate Committee.

By Senators Smith and Somers:

S. B. 938, a bill to appropriate funds to the American Children's Home to help restore housing facilities. Referred to Appropriations Committee.

By Senators Marvin, Tally, and Ward:

S. B. 939, a bill to provide for expediting child support cases as required by federal law. Referred to Children and Youth Committee.

By Senator Basnight:

S. B. 940, a bill to appropriate funds for an assistant county ranger in Currituck County. Referred to Appropriations Committee.

By Senator Basnight:

S. B. 941, a bill to permit the County of Currituck to regulate motor vehicles operation on public beaches. Referred to Local Government and Regional Affairs Committee.

By Senator Basnight:

S. B. 942, a bill to clarify the emergency medical technician certification process in Currituck County. Referred to Local Government and Regional Affairs Committee.

By Senator Taft:

June 12, 1986
S. B. 943, a bill to allow Pitt County and municipalities located therein to engage in economic development activities.
Referred to Local Government and Regional Affairs Committee.

By Senator Thomas of Craven:

S. B. 944, a bill to permit the City of New Bern to collect an attorney fee incurred as part of orders for demolition of unfit dwellings.
Referred to Local Government and Regional Affairs Committee.

By Senator Ezzell:

S. B. 945, a bill to authorize Nash County to levy a room occupancy and tourism development tax.
Referred to Local Government and Regional Affairs Committee.

By Senators Thomas of Henderson and Hipps:

S. B. 946, a bill to appropriate funds for capital construction at Blue Ridge Technical College.
Referred to Appropriations Committee.

By Senators Thomas of Henderson and Hipps:

S. B. 947, a bill to appropriate funds to the Department of Community Colleges for a library at the Henderson County campus of Blue Ridge Technical College.
Referred to Appropriations Committee.

By Senators Hipps and Thomas of Henderson:

S. B. 948, a bill authorizing several of the western counties to levy a room occupancy and tourism development tax.
Referred to Local and Government and Regional Affairs Committee.

By Senators Hipps and Thomas of Henderson:

S. B. 949, a bill to authorize Swain County to levy a room occupancy and tourism development tax.
Referred to Local Government and Regional Affairs Committee.

By Senators Hipps and Thomas of Henderson:

S. B. 950, a bill to authorize Haywood County to adopt "pre-development ordinances."
Referred to Local Government and Regional Affairs Committee.

By Senators Hipps and Thomas of Henderson:

S. B. 951, a bill to authorize Transylvania County to adopt "pre-development ordinances."
Referred to Local Government and Regional Affairs Committee.

By Senators Ward and Kaplan:

S. B. 952, a bill authorizing Forsyth County to levy an additional one percent room occupancy and tourism development tax.
Referred to Local Government and Regional Affairs Committee.
By Senator Soles:

S. J. R. 953, a joint resolution honoring the life and memory of Sankey Wright Robinson.

Pursuant to Resolution 34, the Chair orders the joint resolution held as filed for an enabling resolution.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

H. B. 1487, a bill to merge the Pitt County and Greenville City School Administrative Units.
Referred to Local Government and Regional Affairs Committee.

CALENDAR

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

H. B. 647, a bill to authorize Wayne County to pay bounties on beavers.
On motion of Senator Barnes, Committee Amendment No. 1 is adopted.
The bill, as amended, passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

H. B. 953, a bill creating the North Carolina Educational Facilities Finance Agency and authorizing said Agency to finance, refinance, construct, provide and acquire and otherwise undertake higher educational facilities, upon second reading.
Without objection, Senator McDowell is excused from voting for the following reason: "Conflict of interest."
The bill passes its second reading by roll-call vote, ayes 46, noes 1, as follows:
Voting in the negative: Senator Cobb — 1.
The bill remains on the Calendar for further consideration upon third reading.

H. B. 961, a bill to amend, subject to the approval of the electorate, Article V of the Constitution of North Carolina to authorize the issuance of revenue bonds to finance and refinance higher education facilities owned by nonprofit corporations, upon second reading.
On motion of Senator Rauch, Committee Amendment No. 1. is adopted.
Without objection, Senator McDowell is excused from voting for the following reason: "Conflict of interest."
The bill, as amended, passes its second reading by roll-call vote, ayes 46, noes 1, as follows:
Voting in the affirmative: Senators Ballenger, Barnes, Basnight, Conder, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of

June 12, 1986

Voting in the negative: Senator Cobb — 1.

The Chair rules Committee Amendment No. 1 is a material amendment, constituting the first reading of the bill.

Senator Rauch moves that the vote by which the bill, as amended, passed its second reading be reconsidered, which motion prevails (electronically recorded).

The bill, as amended, remains on the calendar for further consideration upon second reading.

H. B. 1208, a bill to amend G. S. 159-83 of the State and Local Government Revenue Bond Act relating to seaports and airports, upon second reading.

The bill passes its second reading by roll-call vote, ayes 47, noes 0, as follows:


Voting in the negative: None.

The bill remains on the calendar for further consideration upon third reading.

On motion of Senator Harrington, seconded by Senator Walker, the Senate adjourns to meet tomorrow, June 13, at 10:00 A.M.

O N E  H U N D R E D  T W O - F I F T H  D A Y

S E N A T E  C H A M B E R ,
Friday, June 13, 1986.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Samuel D. McMillan, Jr., Senate Chaplain, as follows:

"O God of all humankind, deliver us from the sin of thinking that our idea or the position of our political party is the only correct one; and like Lincoln, let us pray — not that God is on our side, but that we are on God’s side.

"The press delights in playing up the differences between the Governor and the Legislature, and we must confess that we all love to see our statements quoted in the press; that we all jockey for position on key issues; and that we all try to convince everyone that our position is the ‘gospel’ while our opponent’s position is misguided.

"The battle lines are drawn for debate on crucial issues like the budget, the highway fund, liability insurance, and education; and the battle could rage on for weeks unless we

June 13, 1986
are willing to work together toward a consensus that will serve the best interest of all the people of our State.

"We recall the words of the Lord, 'Come let us reason together.' Deliver us from stubbornness, and inspire us to reason together. Save us from arguing like little children; and give us the maturity to work out our differences. Save us from hasty decisions but deliver us from endless debate and speech-making; and help us to move with all deliberate speed in resolving the issues that are before us — so that this may indeed be a short session of the General Assembly, and not a protracted revival in which we keep singing one more stanza of the invitational hymn, as we try to win everyone over to our version of the 'gospel.' Amen."

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

The President grants leaves of absence to Senators Guy, Royall, and Soles for today. A leave of absence is granted to Senator Winner for Monday, June 16, to represent a client at a pre-scheduled court hearing.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senator Guy:

S. R. 954, a Senate resolution memorializing Congress to limit the use of condemnation to expand Camp Lejeune.

Referred to Rules and Operation of the Senate Committee.

By Senator Plyler:

S. B. 955, a bill to appropriate funds to the County of Stanly for improvements to the I. W. Snuggs House to create a climatically controlled environment to preserve historical artifacts.

Referred to Appropriations Committee.

By Senator Basnight:

S. B. 956, a bill to allow the Chowan Interstate Commission to use in the 1986-87 fiscal year unexpended funds from the 1985-86 fiscal year.

Referred to Appropriations Committee.

By Senators Swain and Winner:

S. B. 957, a bill to provide funds for the Eliada Home for Children.

Referred to Appropriations Committee.

By Senator Kincaid:

S. B. 958, a bill to appropriate funds to the Department of Human Resources to provide replacement funds to the Avery County ADAP program for transporting clients of their program.

June 13, 1986
Referred to Appropriations Committee.

By Senator Harrington:

S. B. 959, a bill to appropriate funds for the North Central Elderly Housing Project. Referred to Appropriations Committee.

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. 1442, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to grant general law power of eminent domain to county water and sewer districts.

Referred to Rules and Operation of the Senate Committee.

H. B. 1443, a bill to abolish the offices of treasurer and constable in the Town of Pantego at the end of their current term of office.

Referred to Local Government and Regional Affairs Committee.

H. J. R. 1462, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider "a bill to be entitled an act to clarify the authority to transfer rights in hospital facilities to an AHEC program."

Referred to Rules and Operation of the Senate Committee.

H. J. R. 1529, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider "a bill to be entitled act to amend the employment security law in compliance with federal law regarding federal-state extended unemployment compensation."

Referred to Rules and Operation of the Senate Committee.

CALENDAR

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

H. B. 953, a bill creating the North Carolina Educational Facilities Finance Agency and authorizing said Agency to finance, refinance, construct, provide and acquire and otherwise undertake higher educational facilities, upon third reading.

Without objection, Senator McDowell is excused from voting for the following reason: "Conflict of interest."

The bill passes its third reading by roll-call vote, ayes 40, noes 0, as follows:


Voting in the negative: None.

The bill is ordered enrolled.

H. B. 1208, a bill to amend G. S. 159-83 of the State and Local Government Revenue Bond Act relating to seaports and airports, upon third reading.

June 13, 1986
The bill passes its third reading by roll-call vote, ayes 43, noes 0, as follows:
Voting in the negative: None.
The bill is ordered enrolled.

H. B. 961, a bill to amend, subject to the approval of the electorate, Article V of the Constitution of North Carolina to authorize the issuance of revenue bonds to finance and refinance higher education facilities owned by nonprofit corporations, as amended, upon second reading.
Without objection, Senator McDowell is excused from voting for the following reason: “Conflict of interest.”
Receiving a three-fifths affirmative majority vote, the bill, as amended, passes its second reading by roll-call vote, ayes 42, noes 0, as follows:
Voting in the negative: None.
The bill, as amended, remains on the Calendar for further consideration, upon third reading.

H. B. 86 (Committee Substitute), a bill to authorize the court to extend a period of probation to allow the defendant to complete payment of restitution or continue treatment.
On motion of Senator Swain, the Committee Substitute bill is recommitted to the Judiciary III Committee.

H. B. 939, a bill to amend the Nonprofit Corporation Act contained in Chapter 55A of the General Statutes of North Carolina as recommended by the General Statutes Commission.
On motion of Senator Barnes, the bill is recommitted to the Judiciary I Committee.

WITHDRAWAL FROM COMMITTEE

H. B. 1487, a bill to merge the Pitt County and Greenville City School Administrative Units.
On motion of Senator Ezzell, the rules are suspended and the bill is taken from the Local Government and Regional Affairs Committee, and is placed before the Senate for immediate consideration.
Without objection, Senator Watt is excused from voting for the following reason: “Possible conflict of interest.”
The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

June 13, 1986
On motion of Senator Harrington, seconded by Senator Rand, the Senate adjourns to meet Monday, June 16, at 8:00 P.M.

ONE HUNDRED TWENTY-SIXTH DAY

SENATE CHAMBER,
Monday, June 16, 1986.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by the Reverend R. Keith Glover, Associate Minister, White Plains United Methodist Church, Cary, as follows:

"Eternal God, our Heavenly Father, Thou Who are the Creator, Preserver and Redeemer of all life, we give You thanks and praise for this day with all its opportunities and blessings. We invoke Your Presence in this session of the Senate of the State of North Carolina, and pray that you will be very near to each member to guide and strengthen them in the tasks set before them this day.

"Stand by us, Lord, when the storms of debate and controversy are raging, when the world seems to toss us about like a ship on the sea, Thou Who rules over wind and water, stand by us to illumine and strengthen us.

"Stand by us, Lord, when we've done the best we can, and our friends misunderstand, Thou Who knows all about us, stand by us to illumine and strengthen us.

"Endow us with right understanding, pure purposes, and sound speech. Enable us to rise above self-seeking to the nobler concerns of public good and human brotherhood.

"And above all, help us to remember who You are, and who we are — a people under God entrusted with the privilege and responsibility of pursuing life, liberty, and justice for all. Amen."

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

A leave of absence granted previously to Senator Winner is noted.

On motion of Senator Johnson of Cabarrus, the President extends courtesies of the gallery to the Honorable Henry E. Frye, Justice of the Supreme Court of North Carolina, and former Senator from Guilford County.

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. 953, an act creating the North Carolina Educational Facilities Finance Agency and authorizing said Agency to finance, refinance, construct, provide and acquire and otherwise undertake higher educational facilities. (Ch. 794)

June 16, 1986
H. B. 1208, an act to amend G. S. 159-83 of the State and Local Government Revenue Bond Act relating to seaports and airports. (Ch. 795)

H. B. 1487, an act to merge the Pitt County and Greenville City School Administrative Units. (Ch. 796)

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senator Hunt of Moore:

S. B. 960, a bill to provide funds to construct a developmental center for handicapped children for the Moore County Children's Center.  
Referred to Appropriations Committee.

By Senators Swain and Winner:

S. B. 961, a bill to appropriate funds for the Asheville Symphony Guild's annual Pops Concert.  
Referred to Appropriations Committee.

By Senator Marvin:

S. B. 962, a bill to increase the retirement formula for active and retired members of the Teachers' and State Employees' Retirement System.  
Referred to Pensions and Retirement Committee.

By Senator Harrington:

S. B. 963, a bill to appropriate funds to the Halifax Emergency Medical Services Authority.  
Referred to Appropriations Committee.

By Senator Harrington:

S. B. 964, a bill to appropriate funds for the Halifax County 4-H and Youth Day Camp.  
Referred to Appropriations Committee.

By Senators Ward and Kaplan:

S. B. 965, a bill to appropriate funds for the support of the North Carolina Dance Theater.  
Referred to Appropriations Committee.

By Senator Hardison:

S. B. 966, a bill to provide funds to the Black Artists' Guild, Incorporated, to provide funds to support its programs.  
Referred to Appropriations Committee.

By Senators Johnson of Wake, Woodard, and Staton:

S. B. 967, a bill to appropriate funds to the Tammy Lynn Center.  
Referred to Appropriations Committee.

June 16, 1986
By Senators Staton, Johnson of Wake and Woodard:

S. B. 968, a bill to appropriate funds to the Lee County Board of Education for a film and video library.
Referred to Appropriations Committee.

By Senators Staton, Johnson of Wake, and Woodard:

S. B. 969, a bill to appropriate funds to the Temple Theatre in Sanford.
Referred to Appropriations Committee.

By Senators Staton, Johnson of Wake, and Woodard:

S. B. 970, a bill to appropriate funds to the t.l.c. Home Incorporated, for health care for mentally ill children.
Referred to Appropriations Committee.

By Senators Staton, Johnson of Wake, and Woodard:

S. B. 971, a bill to appropriate funds to the Town of Broadway for park development.
Referred to Appropriations Committee.

By Senators Staton, Johnson of Wake, and Woodard:

S. B. 972, a bill to appropriate funds to the Downtown Sanford Revitalization Corporation.
Referred to Appropriations Committee.

By Senators Staton, Johnson of Wake, and Woodard:

S. B. 973, a bill to appropriate funds to the General William C. Lee Memorial Commission for the General Lee Museum.
Referred to Appropriations Committee.

By Senators Staton, Woodard, and Johnson of Wake:

S. B. 974, a bill to appropriate funds to the Town of Angier for the senior citizens center at the Angier Depot.
Referred to Appropriations Committee.

By Senator Thomas of Craven:

S. B. 975, a bill to appropriate funds for a West Craven High School Athletic Field House.
Referred to Appropriations Committee.

By Senators Staton, Johnson of Wake, and Woodard:

S. B. 976, a bill to appropriate funds for improvements to a city park in Lemon Springs.
Referred to Appropriations Committee.

By Senator Hunt of Durham:

S. B. 977, a bill to appropriate funds for the Granville County Senior Citizens Program.
Referred to Appropriations Committee.
By Senators Rauch, Harris and Marvin:

S. B. 978, a bill to appropriate funds for the construction of facilities for the Cleveland County Mental Health, Mental Retardation, and Substance Abuse Services Center. 
Referred to Appropriations Committee.

By Senator Rauch:

S. B. 979, a bill to appropriate funds for the preservation of the North Carolina Land Grant Records. 
Referred to Appropriations Committee.

By Senators Redman and Ballenger:

S. B. 980, a bill to appropriate funds for property for an Alexander raw water storage reservoir. 
Referred to Appropriations Committee.

By Senators Winner and Swain:

S. B. 981, a bill to appropriate funds for the Big Ivy Historical Complex in Dillingham. 
Referred to Appropriations Committee.

By Senators Marvin, Rauch, and Harris:

S. B. 982, a bill to appropriate funds for capital and operating expenses of the Schiele Museum of Natural History in Gastonia. 
Referred to Appropriations Committee.

By Senators Marvin, Harris, and Rauch:

S. B. 983, a bill to appropriate funds for a cultural and physical center in Lincoln County. 
Referred to Appropriations Committee.

By Senators Marvin, Harris, and Rauch:

S. B. 984, a bill to provide funds to the Cleveland County Historical Association. 
Referred to Appropriations Committee.

By Senators Conder and Plyler:

S. B. 985, a bill to impose an excise tax on controlled substances. 
Referred to Judiciary IV Committee.

By Senators Warren, Rand, and Plyler:

S. B. 986, a bill to appropriate funds to the Town of Pine Level for trash disposal equipment. 
Referred to Appropriations Committee.

By Senators Warren, Rand, and Plyler:

S. B. 987, a bill to provide funds for the Ivanhoe Community Building in Sampson County. 
Referred to Appropriations Committee.

June 16, 1986
By Senators Warren, Rand, and Plyer:

S. B. 988, a bill to provide funds for Sampson Technical College. Referred to Appropriations Committee.

By Senators Warren, Rand, and Plyer:

S. B. 989, a bill to appropriate funds for the Tobacco Museum of North Carolina. Referred to Appropriations Committee.

By Senators Warren, Rand, and Plyer:

S. B. 990, a bill to appropriate funds for a new building for the Johnson County Industries Community Living Skills Program. Referred to Appropriations Committee.

By Senator Barnes:

S. B. 991, a bill to appropriate funds to construct an office complex in Wayne County for the North Carolina Forestry Service. Referred to Appropriations Committee.

By Senator Barnes:

S. J. R. 992, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to make technical and conforming amendments to the Administrative Procedure Act. Referred to Rules and Operation of the Senate Committee.

By Senator Watt:

S. B. 993, a bill to authorize an arbitration program in the Twenty-Sixth Judicial District. Referred to Judiciary I Committee.

By Senators Hardison and Barnes:

S. B. 994, a bill to create the North Carolina Grape Growers Board. Referred to Appropriations Committee.

By Senator Williams:

S. R. 995, a Senate resolution honoring the heroic efforts of all of the individuals and organizations that fought the forest fire in Onslow and Pender Counties during May 1986. Referred to Rules and Operation of the Senate Committee.

By Senators Marvin, Harris, and Rauch:

S. B. 996, a bill to appropriate funds for the Gaston County Battered Spouse Program. Referred to Appropriations Committee.

By Senator Plyler:

S. B. 997, a bill to appropriate funds to the Department of Human Resources to supplement the preventive dental health program. Referred to Appropriations Committee.

June 16, 1986
By Senator Ward:

**S. B. 998**, a bill to appropriate funds for a community network of mental health services for children.
Referred to **Appropriations Committee**.

By Senator Harrington:

**S. B. 999**, a bill to appropriate funds for the Littleton Civic and Senior Citizens’ Club Community Center.
Referred to **Appropriations Committee**.

By Senator Harrington:

**S. B. 1000**, a bill to appropriate funds for the Dr. Calvin Scott Brown Regional Cultural Center to serve all of the citizens of the Roanoke-Chowan area of Northeastern North Carolina.
Referred to **Appropriations Committee**.

By Senator Harrington:

**S. B. 1001**, a bill to provide funds to the Northampton County Museum for historic preservation and interpretive programs.
Referred to **Appropriations Committee**.

**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. 642** (Committee Substitute), a bill to amend the provisions of Chapter 64 of the General Statutes concerning the right of nonresident aliens to inherit property located in North Carolina, for concurrence in House Amendment No. 1, which is placed on the Calendar for tomorrow, June 17.

**H. B. 1444**, a bill to clarify the authority of Halifax County to undertake economic development activities.
Referred to **Local Government and Regional Affairs Committee**.

**H. B. 1445**, a bill to give retailers and users who remit sales and use taxes on a semimonthly basis more time to file the second of their semimonthly reports, and to give the Secretary of Revenue the authority to authorize these retailers and users to file an estimated return for the first semimonthly reporting period.
Referred to **Finance Committee**.

**H. B. 1447**, a bill to provide motion picture license tax exemption for nonprofit centers for the performing and visual arts.
Referred to **Finance Committee**.

**H. B. 1449**, a bill to eliminate the requirement that an officer of a corporation sign an estimated income tax return filed by the corporation.
Referred to **Finance Committee**.

**H. B. 1451**, a bill clarifying when a gift tax return must be filed.
Referred to **Finance Committee**.

June 16, 1986
H. B. 1461, a bill to revise and consolidate the Charter of the Town of Edenton. Referred to Local Government and Regional Affairs Committee.

H. B. 1466, a bill to adjust minimum tax liability required to trigger payments of individual income tax, thereby reflecting a comparable percentage increase made under the Internal Revenue Code. Referred to Finance Committee.

H. B. 1467, a bill to adjust the inheritance tax filing threshold in accordance with increases in the Class A Inheritance Tax Credit, and to make conforming changes to inheritance tax statutes necessitated by excluding transfers to the surviving spouse from tax. Referred to Finance Committee.

H. B. 1471, a bill to correct the corporate boundaries of the Town of Madison. Referred to Local Government and Regional Affairs Committee.

H. B. 1472, a bill to provide for the use of all property tax collection methods in the collection of special assessments in the County of Rockingham. Referred to Local Government and Regional Affairs Committee.

H. B. 1489, a bill to provide for enforcement of building and other codes by the County of Craven as to property of the New Bern-Craven County Board of Education rather than by cities in that County. Referred to Local Government and Regional Affairs Committee.

H. B. 1488, a bill to allow towns in Johnston County to exercise extraterritorial planning powers within Johnston County within two miles of the corporate limits with the approval of the Johnston County Board of Commissioners. Referred to Local Government and Regional Affairs Committee.

CALENDAR

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

H. B. 961, a bill to amend, subject to the approval of the electorate, Article V of the Constitution of North Carolina to authorize the issuance of revenue bonds to finance and refinance higher education facilities owned by nonprofit corporations, as amended, upon third reading.

Without objection, Senator McDowell is excused from voting for the following reason: "Conflict of interest."

The bill, as amended, passes its third reading by roll-call vote, ayes 42, noes 0, as follows:


Voting in the negative: None.

The bill, as amended, is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

June 16, 1986
H. B. 611 (Senate Committee Substitute), a bill to allow licensed direct response writers of life and health insurance to transact business without agents licensed by North Carolina.

The Senate Committee Substitute bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

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 Johnson of Wake for the Insurance Committee:

S. B. 873, a bill to make technical changes in the insurance law as recommended by the Insurance Regulation Study Commission, with an unfavorable report as to bill, but favorable as to Committee Substitute bill.

On motion of Senator Johnson of Wake, the rules are suspended and the Committee Substitute bill is placed before the Senate for immediate consideration.

On motion of Senator Johnson of Wake, the Committee Substitute bill is adopted, and on his further motion is placed on the Calendar for Wednesday, June 18.

The President recognizes the following pages serving in the Senate this week: Thomas Archie, Raleigh; Beverly Blake, Troy; John Brinkley, New Bern; Jospeh Brown III, Elkin; Chad Burns, Raleigh; William Carroll II, Greenville; B. C. Cone, Greensboro; John Dyer, Wilkesboro; Erika Gantt, Charlotte; Anne Wood Gentling, Asheville; Donna Lynn Gregg, Lexington; Timothy Ray Hall, Garner; Twanna Harvey, Gates; David Henson, Franklin; Derek Holland, Raleigh; Billy Klesiewecz, Benson; Mary Kristen Lanier, Greenville; Rodney Morrow, Durham; Sarah Preston, Raleigh; Craven Rand, Fayetteville; Patrick Rothwell, Chapel Hill; Stacie Lea Self, Cherryville; Thomas Spence, Raleigh; Brynn Thomas, Vanceboro; David Ward, Robersonville; Jason Watt, Charlotte; and Curtis White, Kill Devil Hills.

On motion of Senator Harrington, seconded by Senator Soles, the Senate adjourns to meet tomorrow, June 17, at 1:30 P.M.

ONE HUNDRED TWENTY-SEVENTH DAY

SENATE CHAMBER,
Tuesday, June 17, 1986.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Samuel D. McMillan, Jr., Senate Chaplain, as follows:

"O God of Love, we thank Thee for all those whose love and labors make it possible for us to achieve our goals in this Chamber.

June 17, 1986
"For our secretaries who help us keep in touch with our constituents;

"For the Principal Clerk and her staff, who enable us to process our bills;

"For the Sergeant-at-Arms and her staff who maintain order here and in the committee meetings;

"For the Pages and the cheerful way in which they perform their tasks;

"And for our families who support and encourage us through thick and thin;

"We give Thee thanks, O Lord. Amen."

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

The President grants a leave of absence to Senator Thomas of Craven 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 Ezzell for the Local Government and Regional Affairs Committee:

S. B. 878, a bill extending the date by which Craven County may appoint a special board of equalization and review, with a favorable report.

S. B. 883, a bill to amend the Charter of the City of Lexington, with a favorable report.

S. B. 889, a bill to permit the City of Lumberton to have five members on the local ABC Board, with a favorable report.

S. B. 891, a bill to allow Randolph County to establish voting precincts without regard to township boundaries, with a favorable report.

S. B. 908, a bill to authorize the City of Wilson to let public contracts for construction or repair work of fifty thousand dollars or less, and for the purchase of apparatus, supplies, materials or equipment for twenty thousand dollars or less pursuant to informal bids under G. S. 143-131, with a favorable report.

S. B. 911, a bill to amend the Charter of the City of Hamlet in Richmond County to effect the removal of certain lands from the corporate limits of said municipality, with a favorable report.

S. B. 916, a bill to give Rowan County animal control officers the power to issue citations, with a favorable report.

S. B. 917, a bill to clarify the authority of Rowan and Davidson Counties to undertake economic development activities, with a favorable report.

S. B. 919, a bill to amend the Charter of the City of Statesville concerning the distribution of liquor profits, with a favorable report.

June 17, 1986
S. B. 923, a bill to clarify the authority of Richmond County to undertake economic development activities, with a favorable report.

S. B. 930, a bill to raise the compensation of the Buncombe County Board of Education, with a favorable report.

S. B. 931, a bill to clarify the boundary line between the Iead and George Hildebran Fire Districts in Burke County, with a favorable report.

S. B. 935, a bill to increase the penalty for parking violations that are committed in the City of Greenville and are established by relying on the prima facie rule of evidence, with a favorable report.

S. B. 941, a bill to permit the County of Currituck to regulate motor vehicles operation on public beaches, with a favorable report.

S. B. 942, a bill to clarify the emergency medical technician certification process in Currituck County, with a favorable report.

S. B. 944, a bill to permit the City of New Bern to collect an attorney fee incurred as part of orders for demolition of unfit dwellings, with a favorable report.

S. B. 948, a bill authorizing several of the western counties to levy a room occupancy and tourism development tax, with a favorable report.

On motion of Senator Ezzell, the bill is re-referred to the Finance Committee.

S. B. 950, a bill to authorize Haywood County to adopt “pre-development ordinances,” with a favorable report.

S. B. 951, a bill to authorize Transylvania County to adopt “pre-development ordinances,” with a favorable report.

S. B. 952, a bill authorizing Forsyth County to levy an additional one percent room occupancy and tourism development tax, with a favorable report.

On motion of Senator Ezzell, the bill is re-referred to the Finance Committee.

S. B. 909, a bill to authorize the City of Wilson to purchase natural gas by using informal bid procedures, with a favorable report, as amended.

S. B. 910, a bill to allow Edgecombe, Pitt, and Wilson Counties and municipalities located therein to engage in economic development activities, with a favorable report, as amended.

S. B. 943, a bill to allow Pitt County and municipalities located therein to engage in economic development activities, with a favorable report, as amended.

S. B. 945, a bill to authorize Nash County to levy a room occupancy and tourism development tax, with a favorable report, as amended.

On motion of Senator Ezzell, the rules are suspended and the bill is placed before the Senate for immediate consideration, and on his further motion, Committee Amendment No. 1 is adopted.

The bill, as amended, is ordered engrossed and re-referred to the Finance Committee.

S. B. 949, a bill to authorize Swain County to levy a room occupancy and tourism development tax, with a favorable report, as amended.

June 17, 1986
On motion of Senator Ezzell, the rules are suspended and the bill is placed before the Senate for immediate consideration, and on his further motion, Committee Amendment No. 1. is adopted.

The bill, as amended, is ordered engrossed and re-referred to the Finance Committee.

By Senator Staton for the Judiciary II Committee.

H. B. 377, a bill to be known as The North Carolina Condominium Act recommended by the General Statutes Commission, with an unfavorable report as to bill, but favorable report as to Senate Committee Substitute bill.

On motion of Senator Staton, the rules are suspended and the Senate Committee Substitute bill is placed before the Senate for immediate consideration.

On motion of Senator Staton, the Senate Committee Substitute bill is adopted, and on his further motion is placed on the Calendar for Thursday, June 19.

By Senator Johnson of Wake for the Insurance Committee.

S. B. 879, a bill to make substantive changes in laws regarding insurance taxes and fees as recommended by the Insurance Regulation Study Commission, with an unfavorable report as to bill, but favorable as to Committee Substitute bill.

On motion of Senator Johnson of Wake, the rules are suspended and the Committee Substitute bill is placed before the Senate for immediate consideration.

On motion of Senator Johnson of Wake, the Committee Substitute bill is adopted, and on his further motion is re-referred to the Finance Committee.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Martin of Guilford and Hunt of Moore:

S. B. 1002, a bill to authorize the Legislative Research Commission to study campaigning and election procedures so as to increase the likelihood that candidates and issues will be supported or opposed based on their merits.

Referred to Rules and Operation of the Senate Committee.

By Senator Martin of Guilford:

S. B. 1003, a bill to appropriate funds for renovation of the Old Guilford County Courthouse.

Referred to Appropriations Committee.

By Senator Martin of Guilford:

S. B. 1004, a bill to appropriate funds to the Black Child Development Institute of Greensboro for a study of the status of black children and families in North Carolina.

Referred to Appropriations Committee.

By Senator Kincaid:

S. B. 1005, a bill to appropriate funds to assist the Blue Ridge Water Association, Incorporated.

Referred to Appropriations Committee.

June 17, 1986
By Senators Thomas of Henderson and Hipps:

S. B. 1006, a bill to appropriate funds for the Henderson County Campus of Blue Ridge Technical College.

Referred to Appropriations Committee.

By Senator Harrington:

S. B. 1007, a bill to appropriate funds to the Gaston Volunteer Fire Department for completion of the fire department building.

Referred to Appropriations Committee.

By Senator Harrington:

S. B. 1008, a bill to appropriate funds to transport the Elizabeth II from Manteo to Hertford County.

Referred to Appropriations Committee.

By Senator Harrington:

S. B. 1009, a bill to appropriate funds to the Ahoskie Chamber of Commerce.

Referred to Appropriations Committee.

By Senator Harrington:

S. B. 1010, a bill to appropriate funds to the Gates County Historical Society for professional fees for interior restoration of the Old Gates County Courthouse and Annex.

Referred to Appropriations Committee.

By Senator Hardison:

S. B. 1011, a bill to appropriate funds to Jones County to build an Agricultural Center.

Referred to Appropriations Committee.

By Senator Hardison:

S. B. 1012, a bill to appropriate funds for Lenoir law enforcement.

Referred to Appropriations Committee.

By Senator Hardison:

S. B. 1013, a bill to appropriate funds to Lenoir Community College for a building for the aviation program.

Referred to Appropriations Committee.

By Senator Hunt of Durham:

S. B. 1014, a bill to appropriate funds to the Cedar Grove Day-Care Center in Orange to provide day care for children of low-income families.

Referred to Appropriations Committee.

By Senator Hunt of Durham:

S. B. 1015, a bill to appropriate funds to the Lincoln Community Health Center in Durham.

Referred to Appropriations Committee.

June 17, 1986
By Senator Hunt of Durham:

S. B. 1016, a bill to appropriate funds to Operation Breakthrough to carry out its functions as the official Community Action Agency for Durham County.
Referred to Appropriations Committee.

By Senator Hunt of Durham:

S. B. 1017, a bill to appropriate funds to the Durham Arts Council.
Referred to Appropriations Committee.

By Senator Martin of Guilford:

S. B. 1018, a bill to appropriate funds for the Eastern Music Festival in Greensboro.
Referred to Appropriations Committee.

By Senator Martin of Guilford:

S. B. 1019, a bill to appropriate funds to the Southeast Greensboro Council on Crime and Delinquency.
Referred to Appropriations Committee.

By Senator Harrington:

S. B. 1020, a bill to appropriate funds for the Northeast Center for Human Development.
Referred to Appropriations Committee.

By Senator Harrington:

S. B. 1021, a bill to appropriate funds to Historical Hope for expenses relating to moving of a building on the National Register.
Referred to Appropriations Committee.

By Senators Harris, Rauch, and Marvin:

S. B. 1022, a bill to appropriate funds for the Erwin Community Center in Gastonia.
Referred to Appropriations Committee.

By Senators Rand and Plyler:

S. J. R. 1023, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to authorize the construction and the financing of a certain capital improvement project by the University of North Carolina at Chapel Hill.
Referred to Rules and Operation of the Senate Committee.

By Senators Rand and Plyler:

S. B. 1024, a bill to authorize the construction and the financing of a certain capital improvement project by the University of North Carolina at Chapel Hill.
The Chair orders the bill held as filed for enabling legislation.

By Senator Royall:

S. B. 1025, a bill to provide funds raised for a gift-in-place of a velodrome to the State may be used as matching funds for a grant to North Carolina Amateur Sports.
Referred to Appropriations Committee.

June 17, 1986
By Senators Plyler and Rand:

S. B. 1026, a bill to allow cities, towns and other governmental units an additional five months to commit water and sewer grant funds by submitting a project to the State for approval, to revert funds not committed, to provide for a supplemental progress report, and to allow counties to permit use of those funds by nonprofit water corporations.
Referred to Appropriations Committee.

By Senator Parnell:

S. B. 1027, a bill to appropriate funds to the Maxton Day Care Council, Incorporated, to operate an Adult Day Care Center.
Referred to Appropriations Committee.

By Senator Parnell:

S. B. 1028, a bill to appropriate funds to the Town of Red Springs to renovate the old fire station as a community center.
Referred to Appropriations Committee.

By Senator Parnell:

S. B. 1029, a bill to appropriate funds for the restoration and renovation of the Carolina Theater in Robeson County.
Referred to Appropriations Committee.

By Senator Parnell:

S. B. 1030, a bill to appropriate funds to the Town of St. Pauls for renovation of a community building.
Referred to Appropriations Committee.

By Senator Parnell:

S. B. 1031, a bill to appropriate funds to Hoke County to complete the renovations of the Hoke County Courthouse.
Referred to Appropriations Committee.

By Senator Parnell:

S. B. 1032, a bill to appropriate funds to the Town of Proctorville to renovate the town community building.
Referred to Appropriations Committee.

By Senator Parnell:

S. B. 1033, a bill to appropriate funds to the Hoke County Chamber of Commerce to renovate the National Guard Armory as a community center in Raeford.
Referred to Appropriations Committee.

By Senator Parnell:

S. B. 1034, a bill to appropriate funds to the Town of Fairmont for industrial park planning.
Referred to Appropriations Committee.

June 17, 1986
By Senator Parnell:

S. B. 1035, a bill to appropriate funds to the North Carolina Turkey Festival, Incorporated, for the annual festival.
Referred to Appropriation Committee.

By Senator Parnell:

S. B. 1036, a bill to appropriate funds to the Town of Parkton for a community recreational center.
Referred to Appropriations Committee.

By Senator Parnell:

S. B. 1037, a bill to appropriate funds to the Southside School Alumni Association of Rowland.
Referred to Appropriations Committee.

By Senator Parnell:

S. B. 1038, a bill to appropriate funds to Robeson Historical Drama, Incorporated, for "Strike at the Wind."
Referred to Appropriations Committee.

By Senator Speed:

S. B. 1039, a bill to appropriate funds for the Eastern Wake Regional Senior Citizens Center.
Referred to Appropriations Committee.

By Senator Speed:

S. B. 1040, a bill to appropriate funds for county jail renovation.
Referred to Appropriations Committee.

By Senator Speed:

S. B. 1041, a bill to appropriate funds to the Town of Louisburg for a Public Safety and Defense Training Center.
Referred to Appropriations Committee.

By Senator Conder:

S. B. 1042, a bill to appropriate funds to the Richmond Economic Development Corporation for economic development activities.
Referred to Appropriations Committee.

By Senator Conder:

S. B. 1043, a bill to appropriate funds to East Hamlet Community Concerned Citizens.
Referred to Appropriations Committee.

By Senator Conder:

S. B. 1044, a bill to appropriate funds to the Richmond County Board of Commissioners.
Referred to Appropriations Committee.

June 17, 1986
By Senator Conder:

S. B. 1045, a bill to appropriate funds to the Rockingham Recreation Foundation. Referred to Appropriations Committee.

By Senators Conder and Plyler:

S. B. 1046, a bill to appropriate funds for the Montgomery County Rape Crisis Program. Referred to Appropriations Committee.

By Senators Conder and Plyler:

S. B. 1047, a bill to appropriate funds for a summer jobs training program in Scotland County. Referred to Appropriations Committee.

By Senators Conder and Plyler:

S. B. 1048, a bill to appropriate funds to the Town of Troy for Troy Park. Referred to Appropriations Committee.

By Senators Conder and Plyler:

S. B. 1049, a bill to appropriate funds to the Rankin Museum of American Heritage in Ellerbe. Referred to Appropriations Committee.

By Senators Conder and Plyler:

S. B. 1050, a bill to appropriate funds to Friends of the Hamlet Public Library, Inc. Referred to Appropriations Committee.

By Senators Conder and Plyler:

S. B. 1051, a bill to appropriate funds to the Anson County Board of Commissioners. Referred to Appropriations Committee.

By Senator Martin of Pitt:

S. B. 1052, a bill to appropriate funds for the Elm City Rescue Squad. Referred to Appropriations Committee.

By Senator Martin of Pitt:

S. B. 1053, a bill to appropriate funds for construction of a multipurpose community building by the Falkland Rescue Squad. Referred to Appropriations Committee.

By Senator Martin of Pitt:

S. B. 1054, a bill to appropriate funds for the High School Vocational Technical Articulation Program at Pitt Community College. Referred to Appropriations Committee.

By Senator Martin of Pitt:

June 17, 1986
S. B. 1055, a bill to appropriate funds to the Pitt County Board of Commissioners for the benefit of the Farmville Senior Council.
Referred to Appropriations Committee.

By Senator Martin of Pitt:

S. B. 1056, a bill to appropriate funds to the Pitt County Board of Commissioners for the Pitt/Greenville Chamber of Commerce.
Referred to Appropriations Committee.

By Senator Martin of Pitt:

S. B. 1057, a bill to appropriate funds for the Rocky Mount Opportunity Industrialization Commission.
Referred to Appropriations Committee.

By Senator Martin of Pitt:

S. B. 1058, a bill to appropriate funds to the Bethel Library for the purchase of books.
Referred to Appropriations Committee.

By Senator Martin of Pitt:

S. B. 1059, a bill to appropriate funds for the Bethel Senior Citizens Center in Pitt County.
Referred to Appropriations Committee.

By Senator Martin of Pitt:

S. B. 1060, a bill to appropriate funds for the Edgecombe County Public Library.
Referred to Appropriations Committee.

By Senator Martin of Pitt:

S. B. 1061, a bill to appropriate funds for the Farmville Arts Council.
Referred to Appropriations Committee.

By Senator Martin of Pitt:

S. B. 1062, a bill to appropriate funds for fire equipment for Wilson County.
Referred to Appropriations Committee.

By Senator Martin of Pitt:

S. B. 1063, a bill to appropriate funds for equipment at Robersonville Community Hospital.
Referred to Appropriations Committee.

By Senator Martin of Pitt:

S. B. 1064, a bill to appropriate funds for the Farmville High School Band Boosters Club and the Farmville Recreation Center.
Referred to Appropriations Committee.

By Senator Watt:
S. B. 1065, a bill to appropriate funds to the Crisis Assistance Ministry of Charlotte. Referred to Appropriations Committee.

By Senator Watt:

S. B. 1066, a bill to appropriate funds to the Family Outreach Adult Care Center in Charlotte. Referred to Appropriations Committee.

By Senator Watt:

S. B. 1067, a bill to appropriate funds to the Afro-American Children's Theater. Referred to Appropriations Committee.

By Senator Watt:

S. B. 1068, a bill to appropriate funds to the Afro-American Cultural and Service Center, Incorporated. Referred to Appropriations Committee.

By Senator Watt:

S. B. 1069, a bill to appropriate funds to the Charlotte Emergency Housing Project. Referred to Appropriations Committee.

By Senator Watt:

S. B. 1070, a bill to appropriate funds to the Charlotte-Mecklenburg Youth Council, Incorporated. Referred to Appropriations Committee.

By Senator Watt:

S. B. 1071, a bill to appropriate funds to Family Housing Services, Incorporated. Referred to Appropriations Committee.

By Senator Watt:

S. B. 1072, a bill to appropriate funds to the Anita Stroud Foundation. Referred to Appropriations Committee.

By Senator Watt:

S. B. 1073, a bill to appropriate funds to the Association for Sickle Cell Disease for Charlotte-Metrolina, Incorporated. Referred to Appropriations Committee.

By Senator Watt:

S. B. 1074, a bill to appropriate funds to the Mecklenburg Council on Adolescent Pregnancy. Referred to Appropriations Committee.

By Senator Watt:

S. B. 1075, a bill to appropriate funds to the Gethsemane Enrichment Program. Referred to Appropriations Committee.

June 17, 1986
By Senator Royall:

S. B. 1076, a bill to appropriate funds for repair of the social/nutrition site of the Person County Council on Aging.
Referred to Appropriations Committee.

By Senator Watt:

S. B. 1077, a bill to appropriate funds to the Metrolina Food Bank.
Referred to Appropriations Committee.

By Senator Watt:

S. B. 1078, a bill to appropriate funds to the McCrorey Branch YMCA in Charlotte.
Referred to Appropriations Committee.

By Senator Rand:

S. B. 1079, a bill to raise the State salary allotments for school psychologists two pay levels.
Referred to Appropriations Committee.

By Senator Rand:

S. B. 1080, a bill to study the workweek for teacher aides and to make the workweek for teacher aides the same as the workweek for teachers.
Referred to Appropriations Committee.

By Senator Marvin:

S. B. 1081, a bill to appropriate funds for archaeology programs of the Schiele Museum of Natural History in Gastonia.
Referred to Appropriations Committee.

By Senator Marvin:

S. B. 1082, a bill to amend the funding formula for exceptional children.
Referred to Appropriations Committee.

By Senator Marvin:

S. B. 1083, a bill to provide braille, large print, and audio cassette textbooks for handicapped children.
Referred to Appropriations Committee.

By Senator Marvin:

S. B. 1084, a bill to provide operational funds for the Governor's Schools.
Referred to Appropriations Committee.

By Senator Marvin:

S. B. 1085, a bill to establish pilot programs providing special education and related services to preschool handicapped children ages three and four.
Referred to Appropriations Committee.

By Senator Goldston:

June 17, 1986
S. B. 1086, a bill to appropriate funds to the City of Eden for a Senior Citizens room. Referred to Appropriations Committee.

By Senator Goldston:

S. B. 1087, a bill to appropriate funds to the Town of Madison to renovate the Charles Drew School as a civic center. Referred to Appropriations Committee.

By Senator Goldston:

S. B. 1088, a bill to appropriate funds to the City of Reidsville to complete the renovation of the Penn House. Referred to Appropriations Committee.

By Senator Goldston:

S. B. 1089, a bill to appropriate funds to the Town of Madison for recreation equipment. Referred to Appropriations Committee.

By Senator Goldston:

S. B. 1090, a bill to appropriate funds to the City of Eden for its animal shelter. Referred to Appropriations Committee.

By Senator Goldston:

S. B. 1091, a bill to appropriate funds to the Town of Stoneville for downtown revitalization. Referred to Appropriations Committee.

By Senator Goldston:

S. B. 1092, a bill to appropriate funds for the Cove Creek Senior Citizen Center. Referred to Appropriations Committee.

By Senator Goldston:

S. B. 1093, a bill to appropriate funds to expand the Ashe County Library. Referred to Appropriations Committee.

By Senator Goldston:

S. B. 1094, a bill to appropriate funds for a radio system for Stokes County. Referred to Appropriations Committee.

By Senator Goldston:

S. B. 1095, a bill to appropriate funds for the Carlyle Higgins Agricultural Center. Referred to Appropriations Committee.

By Senator Hunt of Durham:

S. B. 1096, a bill to appropriate funds to Durham Congregations in Action for the Meals on Wheels Program. Referred to Appropriations Committee.

June 17, 1986
By Senator Hunt of Durham:

**S. B. 1097**, a bill to appropriate funds for the John Avery Boy's Club of Durham.
Referred to **Appropriations Committee**.

By Senator Hunt of Durham:

**S. B. 1098**, a bill to appropriate funds to the Durham Housing Authority for its youth enrichment program.
Referred to **Appropriations Committee**.

By Senator Warren:

**S. B. 1099**, a bill to appropriate funds to the Sampson High School Alumni Association.
Referred to **Appropriations Committee**.

By Senator Warren:

**S. B. 1100**, a bill to appropriate funds to the Johnston Central High School Alumni Association.
Referred to **Appropriations Committee**.

By Senator Warren:

**S. B. 1101**, a bill to appropriate funds to construct an armory in Sampson County.
Referred to **Appropriations Committee**.

By Senator Warren:

**S. B. 1102**, a bill to appropriate funds for the Coharie Intra-Tribal Council.
Referred to **Appropriations Committee**.

By Senator Warren:

**S. B. 1103**, a bill to appropriate funds to renovate the Herring Community Building in Sampson County.
Referred to **Appropriations Committee**.

By Senator Warren:

**S. B. 1104**, a bill to appropriate funds for a community building in Four Oaks.
Referred to **Appropriations Committee**.

By Senator Speed:

**S. B. 1105**, a bill to appropriate funds for an emergency communications system in Vance County.
Referred to **Appropriations Committee**.

By Senator Speed:

**S. B. 1106**, a bill to appropriate funds to the North Carolina Senior Citizens' Federation, Incorporated.
Referred to **Appropriations Committee**.

By Senator Speed:

June 17, 1986
S. B. 1107, a bill to appropriate funds to improve facilities at the Knightdale Recreation Park.
Referred to Appropriations Committee.

By Senators Kaplan and Ward:
S. B. 1108, a bill to appropriate funds to the Department of Cultural Resources for the capital development program at Historic Bethabara Park.
Referred to Appropriations Committee.

By Senator Harrington:
S. B. 1109, a bill to appropriate funds for the Hertford Academy for the Arts.
Referred to Appropriations Committee.

By Senator Harrington:
S. B. 1110, a bill to appropriate funds for “First for Freedom,” an outdoor drama.
Referred to Appropriations Committee.

By Senator Williams:
S. B. 1111, a bill to appropriate funds for general operations of the Opera House.
Referred to Appropriations Committee.

By Senator Williams:
S. B. 1112, a bill to appropriate funds for the Cape Fear Technical Institute satellite in Pender County.
Referred to Appropriations Committee.

By Senator Williams:
S. B. 1113, a bill to appropriate funds for the Katie B. Hines Senior Center.
Referred to Appropriations Committee.

By Senator Basnight:
S. B. 1114, a bill to appropriate funds to Historical Hope for expenses relating to moving of a building on the National Register.
Referred to Appropriations Committee.

By Senator Basnight:
S. B. 1115, a bill to appropriate funds for expenses of the Roper Volunteer Fire Department.
Referred to Appropriations Committee.

By Senator Basnight:
S. B. 1116, a bill to appropriate funds to the Gates County Historical Society for professional fees for interior restoration of the old Gates County Courthouse and Annex.
Referred to Appropriations Committee.

By Senator Goldston:

June 17, 1986
S. B. 1117, a bill to appropriate funds for the Surry County Courthouse. 
Referred to Appropriations Committee.

By Senator Goldston:

S. B. 1118, a bill to appropriate funds to connect the Town of Stoneville to the Mayodan water supply. 
Referred to Appropriations Committee.

By Senators Kaplan and Ward:

S. B. 1119, a bill to appropriate funds for the Job Strategy Center of the Winston-Salem/Forsyth County Council on the Status of Women. 
Referred to Appropriations Committee.

By Senators Kaplan and Ward:

S. B. 1120, a bill to appropriate funds for a Day School for severely mentally impaired and handicapped children. 
Referred to Appropriations Committee.

By Senators Kaplan and Ward:

S. B. 1121, a bill to appropriate funds for service delivery programs of the Winston-Salem Urban League. 
Referred to Appropriations Committee.

By Senators Kaplan and Ward:

S. B. 1122, a bill to appropriate operating funds for the Nature Science Center. 
Referred to Appropriations Committee.

By Senators Kaplan and Ward:

S. B. 1123, a bill to appropriate funds to the Sawtooth Center for Visual Design. 
Referred to Appropriations Committee.

By Senators Kaplan and Ward:

S. B. 1124, a bill to provide funds for renovation and operation of the Adult Day Care Center operated by the Citizens' Neighborhood Council. 
Referred to Appropriations Committee.

By Senator Ezzell:

S. B. 1125, a bill to appropriate funds for the Rocky Mount Children's Museum. 
Referred to Appropriations Committee.

By Senator Ezzell:

S. B. 1126, a bill to appropriate funds for the Rocky Mount Community Band. 
Referred to Appropriations Committee.

By Senator Ezzell:

S. B. 1127, a bill to appropriate funds for a summer camp program for children with learning disabilities.

June 17, 1986
Referred to Appropriations Committee.

By Senator Ezzell:

S. B. 1128, a bill to appropriate funds for the Rocky Mount Senior High School Band’s participation in the Rose Bowl Parade.
Referred to Appropriations Committee.

By Senator Ezzell:

S. B. 1129, a bill to appropriate funds for renovation of the Roanoke Rapids High School Auditorium.
Referred to Appropriations Committee.

By Senator Ezzell:

S. B. 1130, a bill to appropriate funds for the Canal Arts Center.
Referred to Appropriations Committee.

By Senator Ezzell:

S. B. 1131, a bill to appropriate funds for the Lakeland Cultural Arts Center.
Referred to Appropriations Committee.

By Senators Ward and Kaplan:

S. B. 1132, a bill to appropriate funds to the Young Women’s Christian Association of Winston-Salem, Incorporated, for public service programs.
Referred to Appropriations Committee.

By Senators Ward and Kaplan:

S. B. 1133, a bill to appropriate funds for the child care program at the Bethlehem Community Center.
Referred to Appropriations Committee.

By Senators Ward and Kaplan:

S. B. 1134, a bill to appropriate funds for the Delta Arts Center.
Referred to Appropriations Committee.

By Senators Ward and Kaplan:

S. B. 1135, a bill to appropriate funds to the Winston-Salem Arts Council, Incorporated.
Referred to Appropriations Committee.

By Senators Ward and Kaplan:

S. B. 1136, a bill to appropriate funds for the Winston-Salem Symphony’s music education programs and concerts for children.
Referred to Appropriations Committee.

By Senators Ward and Kaplan:

S. B. 1137, a bill to provide funds for the use of Old Salem.
Referred to Appropriations Committee.

June 17, 1986
By Senators Ward and Kaplan:

S. B. 1138, a bill to appropriate funds for the Piedmont Opera Theatre.
Referred to Appropriations Committee.

By Senators Ward and Kaplan:

S. B. 1139, a bill to appropriate funds to experiment in Self-Reliance, Incorporated.
Referred to Appropriations Committee.

By Senators Woodard and Johnson of Wake:

S. B. 1140, a bill to appropriate funds for the Women's Resource Center.
Referred to Appropriations Committee.

By Senators Woodard and Johnson of Wake:

S. B. 1141, a bill to appropriate funds to Rehabilitation Services of Wake County.
Referred to Appropriations Committee.

By Senators Johnson of Wake, Staton, and Woodard:

S. B. 1142, a bill to appropriate funds for educational programs of the Creative Exchange, Incorporated, in Wake County.
Referred to Appropriations Committee.

By Senator Speed:

S. B. 1143, a bill to appropriate funds for the Rolesville Rescue Service.
Referred to Appropriations Committee.

By Senator Speed:

S. B. 1144, a bill to appropriate funds for preservation activities in Franklin County.
Referred to Appropriations Committee.

By Senators Staton, Johnson of Wake, and Woodard:

S. B. 1145, a bill to appropriate funds to the Center for Independent Living.
Referred to Appropriations Committee.

By Senators Staton, Johnson of Wake, and Woodard:

S. B. 1146, a bill to appropriate funds to the City of Dunn for downtown revitalization.
Referred to Appropriations Committee.

By Senators Staton and Walker:

S. B. 1147, a bill to appropriate funds for water resources protection.
Referred to Appropriations Committee.

By Senator Harrington:

S. B. 1148, a bill to appropriate funds to purchase equipment for the Powellsville Recreation and Civic Center.
Referred to Appropriations Committee.
By Senators Marvin, Harris, and Rauch:

S. B. 1149, a bill to appropriate funds for Look Up Gaston.
Referred to Appropriations Committee.

By Senators Marvin, Harris, and Rauch:

S. B. 1150, a bill to appropriate funds to Rutherford County Arts Council, Incorporated.
Referred to Appropriations Committee.

By Senators Marvin, Harris, and Rauch:

S. B. 1151, a bill to appropriate funds to the Lincoln County Historical Association, Incorporated.
Referred to Appropriations Committee.

By Senators Marvin, Harris, and Rauch:

S. B. 1152, a bill to appropriate funds for the Rutherford County domestic violence program.
Referred to Appropriations Committee.

By Senators Marvin, Harris, and Rauch:

S. B. 1153, a bill to appropriate funds for the Rutherford Vocational Workshop Adult Developmental Activities Program.
Referred to Appropriations Committee.

By Senators Martin of Guilford, Hunt of Durham, Watt, and Hunt of Moore:

S. B. 1154, a bill to appropriate funds for higher education pilot projects.
Referred to Appropriations Committee.

By Senator Martin of Guilford:

S. B. 1155, a bill to appropriate funds for the Post Detention Advocates Program.
Referred to Appropriations Committee.

By Senators Martin of Guilford, McDowell, and Hunt of Moore:

S. B. 1156, a bill to appropriate funds for community mediation centers.
Referred to Appropriations Committee.

By Senator Hunt of Durham:

S. B. 1157, a bill to appropriate funds for the Person County Memorial Hospital modernization program.
Referred to Appropriations Committee.

By Senator Thomas of Craven:

S. B. 1158, a bill to appropriate funds for the launching facilities at Lawson Creek Park in New Bern.
Referred to Appropriations Committee.

By Senator Redman:

June 17, 1986
S. B. 1159, a bill to appropriate funds to Tri-County Mental Health for the ADAP Program.
Referred to Appropriations Committee.
By Senators Swain and Winner:
S. B. 1160, a bill to provide funds for a utility building at the Black Mountain Juvenile Evaluation Center.
Referred to Appropriations Committee.
By Senators Swain and Winner:
S. B. 1161, a bill to provide funds for Parkway Playhouse of Burnsville, Incorporated.
Referred to Appropriations Committee.
By Senator Warren:
S. B. 1162, a bill to appropriate funds to complete the Sampson/Clinton Agri-Civic Center.
Referred to Appropriations Committee.
By Senator McDowell:
S. B. 1163, a bill to appropriate funds to the Town of Mebane for recreation.
Referred to Appropriations Committee.
By Senator Guy:
S. B. 1164, a bill to appropriate funds to build tennis courts at Richlands High School.
Referred to Appropriations Committee.
By Senator Guy:
S. B. 1165, a bill to appropriate funds to Onslow County Women’s Center, Incorporated.
Referred to Appropriations Committee.
By Senators Rand and Tally:
S. B. 1166, a bill to appropriate funds for the Cape Fear Regional Theatre in Fayetteville.
Referred to Appropriations Committee.
By Senator Williams:
S. B. 1167, a bill to appropriate funds to fire departments and rescue squads in New Hanover and Pender Counties.
Referred to Appropriations Committee.
By Senators Thomas of Henderson and Hipps:
S. B. 1168, a bill to appropriate funds for after-school programs for students or dropout prevention programs.
Referred to Appropriations Committee.
By Senators Thomas of Henderson and Hipps:

S. B. 1169, a bill to appropriate funds for the Licklog Players.
Referred to Appropriations Committee.

By Senators Hipps and Thomas of Henderson:

S. B. 1170, a bill to appropriate funds for the Foothills Equestrian Nature Center.
Referred to Appropriations Committee.

By Senators Hipps and Thomas of Henderson:

S. B. 1171, a bill to appropriate funds for a study of historic land records by Western Carolina University.
Referred to Appropriations Committee.

By Senators Hipps and Thomas of Henderson:

S. B. 1172, a bill to appropriate funds for the publication of a Native American Newsletter at Western Carolina University.
Referred to Appropriations Committee.

By Senators Hipps and Thomas of Henderson:

S. B. 1173, a bill to appropriate funds to the Jonathan Creek Volunteer Fire Department.
Referred to Appropriations Committee.

By Senators Hipps and Thomas of Henderson:

S. B. 1174, a bill to appropriate funds for enrichment of the schools.
Referred to Appropriations Committee.

By Senators Hipps and Thomas of Henderson:

S. B. 1175, a bill to appropriate funds to the Valley Town Arts Council.
Referred to Appropriations Committee.

By Senator Watt:

S. B. 1176, a bill to appropriate funds to the East Trade Street YWCA in Charlotte for a pregnancy prevention telephone hotline.
Referred to Appropriations Committee.

By Senators Conder and Plyler:

S. B. 1177, a bill to appropriate funds to Scotland County Literacy Council.
Referred to Appropriations Committee.

By Senator Conder:

S. B. 1178, a bill to appropriate funds to the Richmond County Arts Council.
Referred to Appropriations Committee.

By Senator Kincaid:

S. B. 1179, a bill to appropriate funds for the Historic Reverend Jessie Rankin House.
Referred to Appropriations Committee.

June 17, 1986
By Senator Soles:

S. J. R. 1180, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a joint resolution honoring the life and memory of Sankey Wright Robinson. On motion of Senator Soles, the rules are suspended and the joint resolution is placed before the Senate for immediate consideration.

The joint resolution, passes its second (electronically recorded) and third readings, and is ordered, without objection, sent to the House of Representatives by special messenger.

By Senator Soles:

S. B. 1181, a bill to appropriate funds for the Fourth of July Festival in Southport. Referred to Appropriations Committee.

By Senator Soles:

S. B. 1182, a bill to appropriate funds for the Watermelon Festival and the Farmer’s Festival in Fair Bluff. Referred to Appropriations Committee.

By Senator Soles:

S. B. 1183, a bill to appropriate funds for the Strawberry Festival in Chadbourn. Referred to Appropriations Committee.

By Senator Soles:

S. B. 1184, a bill to appropriate funds to revitalize downtown Tabor City. Referred to Appropriations Committee.

By Senator Soles:

S. B. 1185, a bill to appropriate funds for the Good Shepherd Home in Lake Waccamaw. Referred to Appropriations Committee.

By Senator Soles:

S. B. 1186, a bill to appropriate funds for the North Carolina Yam Festival. Referred to Appropriations Committee.

By Senator Soles:

S. B. 1187, a bill to appropriate funds for capital improvements at the Columbus County Senior Citizens Center. Referred to Appropriations Committee.

By Senator Soles:

S. B. 1188, a bill to appropriate funds for recreational facilities in the Bogue Area. Referred to Appropriations Committee.

By Senator Soles:

S. B. 1189, a bill to appropriate funds for Columbus County Hospice. Referred to Appropriations Committee.

By Senator Soles:

June 17, 1986
S. B. 1190, a bill to appropriate funds for road signs in Columbus County.  
Referred to Appropriations Committee.

By Senator Soles:

S. B. 1191, a bill to appropriate funds to the Club Fifteen Civic League of Tabor City.  
Referred to Appropriations Committee.

By Senator Soles:

S. B. 1192, a bill to appropriate funds for the Columbus County Public Libraries.  
Referred to Appropriations Committee.

By Senators Royall and Hunt of Durham:

S. B. 1193, a bill to appropriate funds for the Durham Downtown Arts Complex.  
Referred to Appropriations Committee.

By Senator Marvin:

S. B. 1194, a bill to appropriate textbooks for handicapped children.  
Referred to Appropriations Committee.

By Senators Rauch, Harris, and Marvin:

S. B. 1195, a bill to appropriate funds to the Association for Sickle Cell Disease for Charlotte-Metrolina, Incorporated.  
Referred to Appropriations Committee.

By Senator Hardison:

S. B. 1196, a bill to appropriate funds for SAFE, a shelter for battered spouses and children, operated by the Caswell Center.  
Referred to Appropriations Committee.

By Senators Rauch, Marvin, and Harris:

S. B. 1197, a bill to appropriate funds to the Town of Dallas for beautification and renovation projects.  
Referred to Appropriations Committee.

By Senators Rauch, Marvin, and Harris:

S. B. 1198, a bill to appropriate funds to Gaston County for the Art and History Museum.  
Referred to Appropriations Committee.

By Senators Rauch, Marvin and Harris:

S. B. 1199, a bill to appropriate funds to the City of Lowell for the Recreation Department.  
Referred to Appropriations Committee.

By Senators Rauch, Harris, and Marvin:

S. B. 1200, a bill to appropriate funds to the Schiele Museum in Gastonia.  
Referred to Appropriations Committee.

June 17, 1986
By Senators Harris, Rauch, and Marvin:

S. B. 1201, a bill to appropriate funds for the Cleveland County Abuse Prevention Council.
Referred to Appropriations Committee.

By Senators Harris, Marvin, and Rauch:

S. B. 1202, a bill to appropriate funds to the Shelby Boys Town.
Referred to Appropriations Committee.

By Senators Harris, Marvin, and Rauch:

S. B. 1203, a bill to appropriate funds to the Cleveland Vocational Industries, Incorporated.
Referred to Appropriations Committee.

By Senators Harris, Rauch, and Marvin:

S. B. 1204, a bill to appropriate funds in support of Boys Town of Kings Mountain.
Referred to Appropriations Committee.

By Senators Harris, Rauch, and Marvin:

S. B. 1205, a bill to appropriate funds to Child Abuse Prevention Services.
Referred to Appropriations Committee.

By Senators Harris, Rauch, and Marvin:

S. B. 1206, a bill to appropriate funds to the Town of Cramerton for recreation.
Referred to Appropriations Committee.

By Senators Harris, Rauch, and Marvin:

S. B. 1207, a bill to appropriate funds to Western Carolina Center Foundation.
Referred to Appropriations Committee.

By Senators Taft and Watt:

S. B. 1208, a bill to appropriate funds for the Rainbow Services Program for the chronically ill.
Referred to Appropriations Committee.

By Senators Taft and Watt:

S. B. 1209, a bill to appropriate funds to the Beaufort-Hyde-Martin Regional Library System and to the Aurora Community Library.
Referred to Appropriations Committee.

By Senators Taft and Watt:

S. B. 1210, a bill to appropriate funds to assist fire departments and rescue squads in Beaufort, Martin, and Pitt Counties.
Referred to Appropriations Committee.

By Senators Taft and Watt:

June 17, 1986
S. B. 1211, a bill to appropriate funds to Tri-County Spouse Abuse Services. 
Referred to Appropriations Committee.

By Senators Taft and Watt:

S. B. 1212, a bill to appropriate funds to produce the Blackbeard Outdoor Drama. 
Referred to Appropriations Committee.

By Senators Taft and Watt:

S. B. 1213, a bill to appropriate funds for expenses of the Martin Community Players. 
Referred to Appropriations Committee.

By Senators Taft and Watt:

S. B. 1214, a bill to appropriate funds for construction of the Pitt County Farmers' Market. 
Referred to Appropriations Committee.

By Senators Taft and Watt:

S. B. 1215, a bill to appropriate funds for the Pitt County Child Development Center to serve additional children in need. 
Referred to Appropriations Committee.

By Senators Taft and Watt:

S. B. 1216, a bill to appropriate funds for the Moratoc Park in Martin County. 
Referred to Appropriations Committee.

By Senators Taft and Watt:

S. B. 1217, a bill to appropriate funds to the Martin County Chamber of Commerce for economic development. 
Referred to Appropriations Committee.

By Senators Taft and Watt:

S. B. 1218, a bill to appropriate funds to the Pitt County Family Violence Program. 
Referred to Appropriations Committee.

By Senators Taft and Watt:

S. B. 1219, a bill to appropriate funds to the Towns of Jamesville and Bear Grass. 
Referred to Appropriations Committee.

By Senators Taft and Watt:

S. B. 1220, a bill to appropriate funds for programs at public high schools in Pitt County. 
Referred to Appropriations Committee.

By Senators Taft and Watt:

S. B. 1221, a bill to appropriate funds for the Pre-School OCI Day Program. 
Referred to Appropriations Committee.

By Senators Taft and Watt:

June 17, 1986
S. B. 1222, a bill to appropriate funds for the Sheppard Memorial Library in Greenville. Referred to Appropriations Committee.

By Senators Taft and Watt:

S. B. 1223, a bill to appropriate funds to the Greater Washington Chamber of Commerce for economic development. Referred to Appropriations Committee.

By Senators Taft and Watt:

S. B. 1224, a bill to appropriate funds for the Volunteers in Partnership with Parents Program. Referred to Appropriations Committee.

By Senators Taft and Watt:

S. B. 1225, a bill to appropriate funds to the Pitt County Boy's Club for equipment. Referred to Appropriations Committee.

By Senator Hunt of Moore:

S. B. 1226, a bill to appropriate funds for Child Care Networks. Referred to Appropriations Committee.

By Senators Hunt of Moore and Walker:

S. B. 1227, a bill to appropriate funds for Hospice of Randolph County. Referred to Appropriations Committee.

By Senators Hunt of Moore and Walker:

S. B. 1228, a bill to appropriate funds to the Town of Siler City to assist in the publication of a history of the Town and other Centennial Celebration expenses. Referred to Appropriations Committee.

By Senator Hunt of Moore:

S. B. 1229, a bill to appropriate funds to Orange-Person-Chatham Mental Health. Referred to Appropriations Committee.

By Senators Hunt of Moore and Walker:

S. B. 1230, a bill to appropriate funds for the Inter-Faith Council for Social Service. Referred to Appropriations Committee.

By Senators Hunt of Moore and Walker:

S. B. 1231, a bill to appropriate funds to Pinetree Enterprises of Moore County. Referred to Appropriations Committee.

By Senators Hunt of Moore and Walker:

S. B. 1232, a bill to appropriate funds for the Performing Arts Center in Moore County. Referred to Appropriations Committee.

By Senators Hunt of Moore and Walker:
S. B. 1233, a bill to appropriate funds to Orange Industries, a sheltered workshop. Referred to Appropriations Committee.

By Senators Hunt of Moore and Walker:

S. B. 1234, a bill to appropriate funds to expand the Moore County Library. Referred to Appropriations Committee.

By Senators Hunt of Moore and Walker:

S. B. 1235, a bill to appropriate funds to the Town of Carthage. Referred to Appropriations Committee.

By Senators Hunt of Moore and Walker:

S. B. 1236, a bill to appropriate funds to Sandhills Hospice. Referred to Appropriations Committee.

By Senators Hunt of Moore and Walker:

S. B. 1237, a bill to appropriate funds for the Malcolm Blue Historical Society. Referred to Appropriations Committee.

By Senators Hunt of Moore and Walker:

S. B. 1238, a bill to appropriate funds to repair the Crystal Lake Dam. Referred to Appropriations Committee.

By Senator Barnes:

S. B. 1239, a bill to appropriate funds for the Greene Central High School Band Booster Club. Referred to Appropriations Committee.

By Senator Barnes:

S. B. 1240, a bill to appropriate funds for the Poultry Festival in Wayne County. Referred to Appropriations Committee.

By Senator Barnes:

S. B. 1241, a bill to appropriate funds for Goldsboro City Schools. Referred to Appropriations Committee.

By Senator Barnes:

S. B. 1242, a bill to appropriate funds for Waynesboro Park. Referred to Appropriations Committee.

By Senator Barnes:

S. B. 1243, a bill to appropriate funds to the Greene County Committee of 100. Referred to Appropriations Committee.

By Senator Barnes:

S. B. 1244, a bill to appropriate funds for band instruments for the Wayne County Schools.

June 17, 1986
Referred to Appropriations Committee.

By Senators Hunt of Moore and Walker:

S. B. 1245, a bill to appropriate funds for the Chatham County Council on Aging.
Referred to Appropriations Committee.

By Senators Hunt of Moore and Walker:

S. B. 1246, a bill to appropriate funds for the Chatham Child Development Center.
Referred to Appropriations Committee.

By Senators Hunt of Moore and Walker:

S. B. 1247, a bill to appropriate funds for the joint Orange-Chatham Community Action Agency.
Referred to Appropriations Committee.

By Senators Hunt of Moore and Walker:

S. B. 1248, a bill to appropriate funds for the Chatham Family Violence and Rape Crisis Center.
Referred to Appropriations Committee.

By Senator Walker:

S. B. 1249, a bill to appropriate funds to Chatham County for law enforcement services in and around the Jordan Lake area.
Referred to Appropriations Committee.

By Senator Walker:

S. B. 1250, a bill to appropriate funds to Triangle Land Conservancy to assist with the purchase of a wilderness tract in Chatham County known as White Pines.
Referred to Appropriations Committee.

By Senator Walker:

S. B. 1251, a bill to appropriate funds for the Orange-Person-Chatham Mental Health Authority.
Referred to Appropriations Committee.

By Senator Walker:

S. B. 1252, a bill to appropriate funds to Chatham County for publication of the Chatham County Historic Architecture Survey.
Referred to Appropriations Committee.

By Senator Walker:

S. B. 1253, a bill to appropriate funds for the Randolph Public Library in Asheboro.
Referred to Appropriations Committee.

By Senators Walker and Hunt of Moore:

S. B. 1254, a bill to appropriate funds for the Randolph Arts Guild.
Referred to Appropriations Committee.
By Senators Walker and Hunt of Moore:

S. B. 1255, a bill to appropriate funds for spouse abuse programs in Randolph County. Referred to Appropriations Committee.

By Senators Walker and Hunt of Moore:

S. B. 1256, a bill to appropriate funds to restore the Gatekeeper House in Asheboro. Referred to Appropriations Committee.

By Senators Walker and Hunt of Moore:

S. B. 1257, a bill to appropriate funds for the Sandhills branch of the North Carolina Food Bank. Referred to Appropriations Committee.

By Senators Walker and Hunt of Moore:

S. B. 1258, a bill to appropriate funds to the Art School in Carrboro. Referred to Appropriations Committee.

By Senators Barnes, Winner, and Thomas of Henderson:

S. B. 1259, a bill to provide for the purchase of uniforms for employees working at the State Parks and Recreation Areas. Referred to Appropriations Committee.

By Senators Barnes, Winner, and Thomas of Henderson:

S. B. 1260, a bill to provide for the purchase of a two-way radio system for the State Parks and Recreation Areas. Referred to Appropriations Committee.

By Senator Barnes:

S. B. 1261, a bill to appropriate funds for the Greene Central High School Athletic Club. Referred to Appropriations Committee.

By Senator Barnes:

S. B. 1262, a bill to appropriate funds for Greene fire and rescue services. Referred to Appropriations Committee.

By Senator Barnes:

S. B. 1263, a bill to appropriate funds for partial payment on a fire department vehicle for the City of Goldsboro. Referred to Appropriations Committee.

By Senators Walker and Hunt of Moore:

S. B. 1264, a bill to appropriate funds for WUNC Public Radio and WUNC Public Television. Referred to Appropriations Committee.

By Senators Walker and Hunt of Moore:

June 17, 1986
S. B. 1265, a bill to appropriate funds for Hospice of Chatham County.
Referred to Appropriations Committee.

By Senators Walker and Hunt of Moore:

S. B. 1266, a bill to appropriate funds to the Town of Pittsboro for its bicentennial celebration.
Referred to Appropriations Committee.

WITHDRAWAL FROM CONSIDERATION

S. B. 872, a bill to provide matching funds to Memorial Mission Hospital in Asheville to provide a helicopter service.
On motion of Senator Swain the rules are suspended and the bill is taken from the Appropriations Committee, and is placed before the Senate for immediate consideration.
Senator Swain offers a motion to withdraw the bill, which motion prevails.
The Chair orders the bill returned to the Office of the Principal Clerk.

MESSAGES 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. 1446, a bill providing that a multistate corporation that receives an income tax credit for property taxes paid to a governmental unit in this State must add the total amount of the credit to its State taxable income and may not apply an apportionment factor to the credit.
Referred to Finance Committee.

H. B. 1452, a bill making technical amendments to the revenue laws.
Referred to Finance Committee.

H. B. 1520, a bill to validate local improvement assessments heretofore levied and assessed by the Town Council of the Town of Tarboro.
Referred to Finance Committee.

H. B. 1521, a bill to permit the Town of Tarboro to increase its parking penalties.
Referred to Local Government and Regional Affairs Committee.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

H. J. R. 1605, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to amend the North Carolina Regional Reciprocal Banking Act.
Referred to Rules and Operation of the Senate Committee.

CALENDAR

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

S. B. 642 (Committee Substitute), a bill to amend the provisions of Chapter 64 of the General Statutes concerning the right of nonresident aliens to inherit property located in North Carolina, for concurrence in House Amendment No. 1.

June 17, 1986
On motion of Senator Cobb, the Senate concurs in House Amendment No. 1, and the Committee Substitute bill is ordered enrolled.

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 Barnes for the Judiciary I Committee:

H. B. 939, a bill to amend the Nonprofit Corporation Act contained in Chapter 55A of the General Statutes of North Carolina as recommended by the General Statutes Commission, with an unfavorable report as to bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Barnes, the rules are suspended and the Senate Committee Substitute bill, which changes the title to read, H. B. 939 (Senate Committee Substitute), a bill to amend the Nonprofit Corporation Act contained in Chapter 55A of the General Statutes of North Carolina as recommended by the General Statutes Commission; and to amend the Business Corporation Act contained in Chapter 55 of the General Statutes of North Carolina to provide for restrictions on cumulative voting for directors and on calling meetings of stockholders of publicly held companies, is placed before the Senate for immediate consideration.

On motion of Senator Barnes, the Senate Committee Substitute bill is adopted, and on his further motion is placed on the Calendar for Thursday, June 19.

On motion of Senator Harrington, seconded by Senator Walker, the Senate adjours to meet tomorrow at 1:30 P.M.

ONE HUNDRED TWENTY-EIGHTH DAY

SENATE CHAMBER,
Wednesday, June 18, 1986.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by the Reverend Clyde Dunn, Associate Director of the Conference on Council of Ministries of the North Carolina Conference of the United Methodist Church, Raleigh, as follows:

“Almighty God, Who has been our help in ages past and are our hope for years to come:

“We implore Thy blessing upon our Nation and our State. Grant us peaceful times and fruitful seasons. Bless our homes, prosper our industries; govern and protect Thy servants; the President of the United States, the Governor of this State, and all lawmakers and judges. Unite the hearts of the people to dwell together in concord; and enrich our land with liberty and order, godliness, and power.

“We pray especially You will bless all who gather here to make difficult decisions. Grant them wisdom and understanding, strength, and courage that all that is done may be for

June 18, 1986
the good of the world and the glory of Thy Name: through Jesus Christ, our Lord. Amen."

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

The President grants leaves of absence to Senators Ballenger and Williams for today.

PRESENTATION TO SENATE

On motion of Senator Swain, the rules are suspended to the end that a group of students from North Buncombe High School and their teacher may bring into the Chamber a gift to present to the North Carolina Senate and the Office of the Lieutenant Governor.

On motion of Senator Swain, and without objection, the Chair orders the remarks during the presentation be spread upon the Journal, as follows:

The Chair recognizes Senator Swain.

Senator Swain: "Mr. President and members of the Senate, I move that the Rules of the Senate be suspended to the end that a group from North Buncombe High School may bring into the Chamber a gift to the North Carolina Senate and make its presentation."

Lt. Governor Jordan: "You have heard the motion by Senator Swain that the rules be suspended to the end that some high school students from North Buncombe High and their teacher, along with an object to be given to the North Carolina Senate, be allowed to come into the Chamber. All in favor of the motion respond by saying "aye;" (Response) opposed, "no." (No response) The "ayes" have it. Senator Swain and Senator Winner will escort the guests and their gift."

(Desk brought into Senate Chamber by students and teacher.) (See Appendix)

Lt. Governor Jordan: "Senator Swain is recognized."

Senator Swain: "Mr. President and members of the Senate, about a year and a half ago, Mr. Dunlop—Charles Dunlop, the teacher of Vocational Education at the North Buncombe High School, approached the members of the North Carolina Senate with a desire to demonstrate to the people of North Carolina and to the General Assembly the great work that is being done in the field of vocational education. At that time, we realized that he wanted to make a good presentation. He agreed to construct from naked wood a desk fitted to the appointments of the Office of Lieutenant Governor and to give to the North Carolina Senate an object which would demonstrate with credit the ability of the young people who have taken vocational education in our high schools.

"Funded by the Democrat Men's Club of Buncombe County for the materials involved, the high school students have constructed this gift, and I want to introduce Mr. Dunlop, the teacher. Mr. Dunlop, hold your hand up, sir. All right, Mickey Hyatt from Barnardsville; Mickey, hold your hand up. Doug Robinson of Weaverville; Jeff Burchette of Weaverville; Brian Peek, Tim Jarrett, and Chris Webb.

"These young men constructed this for the North Carolina Senate and the Office of Lieutenant Governor.

"Mr. President, I would at this time request that Mr. Doug Robinson be allowed to

June 18, 1986
approach the Well to make the presentation."

Lt. Governor Jordan: "Senator Swain will approach the Well with Doug Robinson and assist him in making preparations to make the presentation."

(The President of the Senate relinquishes the gavel to the President Pro-Tempore, Senator Harrington.)

Mr. Robinson: "Mr. President of the Senate, and all the Senators; we, the North Buncombe Cabinet-making Class present this desk to the North Carolina State Senate to reside in and be used by the Lieutenant Governor. Thank you." (The Senate responds with a standing ovation.)

Lt. Governor Jordan: "Doug, let me say on behalf of the Senate, and particularly on behalf of the person that happens to have the pleasure of residing in the Lieutenant Governor's Office right now that the furniture industry is in good shape for the future of North Carolina when young people can do this. I had the pleasure a few years ago of taking a furniture manufacturing course while I was studying forestry at State and I would say to you I don't even think the instructor at N. C. State could have done the kind of job that you've done, and I'm very pleased on behalf of the Senate to accept this, with pleasure, and thank all of you for your hard work and for demonstrating to us what kind of talents we really have in North Carolina, and for the kind of commitment that you have to follow the course of excellence—because that certainly demonstrates excellence. Thank you very much. Thank you." (Students remove the desk from the Senate Chamber and the President assumes the gavel.)

ENROLLED BILLS

The Enrolling Clerk reports the following bill properly enrolled, and that it is duly ratified and sent to the office of the Secretary of State:

S. B. 642 (Committee Substitute), an act to amend the provisions of Chapter 64 of the General Statutes concerning the right of nonresident aliens to inherit property located in North Carolina. (Ch. 797)

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 Johnson of Wake for the Insurance Committee:

S. B. 881, a bill to make substantive changes in the insurance law as recommended by the Insurance Regulation Study Commission, with an unfavorable report as to bill, but favorable as to Committee Substitute bill.

On motion of Senator Johnson of Wake, the rules are suspended and the Committee Substitute bill is placed before the Senate for immediate consideration.

On motion of Senator Johnson of Wake, the Committee Substitute bill is adopted, and on his further motion is placed on the Calendar for Friday, June 20.

By Senator Harris for the Human Resources Committee:

June 18, 1986
S. B. 855, a bill to make technical corrections to the Mental Health, Mental Retardation, and Substance Abuse Act of 1985, and conforming changes to the General Statutes, with a favorable report, as amended.

S. B. 925, a bill to amend the application fee and cost recovery provisions related to the IV-D child support program, 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, and on his further motion, Committee Amendment No. 1 is adopted.

The bill, as amended, is ordered engrossed and re-referred to the Finance Committee.

By Senator Tally for the Natural and Economic Resources and Wildlife Committee:

S. B. 912, a bill to appropriate funds to the Office of Marine Affairs, Department of Administration, for personnel and operating expenses, with a favorable report.

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

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bill is filed for introduction and is presented to the Senate, read the first time, and disposed of as follows:

By Senators Plyler, Woodard, Rand, Conder, and Warren:

S. B. 1267, a bill to appropriate funds to the North Carolina Soil and Water Conservation Commission for an Agriculture Cost Share Program for Nonpoint Source Pollution Control.

Referred to Appropriations Committee.

WITHDRAWAL FROM CALENDAR

H. B. 939 (Senate Committee Substitute), a bill to amend the Nonprofit Corporation Act contained in Chapter 55A of the General Statutes of North Carolina as recommended by the General Statutes Commission; and to amend the Business Corporation Act contained in Chapter 55 of the General Statutes of North Carolina to provide for restrictions on cumulative voting for directors and on calling meetings of stockholders of publicly held companies.

On motion of Senator Barnes, the Senate Committee Substitute bill is taken from the Calendar for Thursday, June 19, and is placed on the Calendar for today.

CALENDAR

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

S. B. 917, a bill to clarify the authority of Rowan and Davidson Counties to undertake economic development activities, upon second reading.

The bill passes its second reading by roll-call vote, ayes 47, noes 0, as follows:

Voting in the affirmative: Senators Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas

June 18, 1986

Voting in the negative: None.
The bill remains on the Calendar for further consideration upon third reading.

S. B. 943, a bill to allow Pitt County and municipalities located therein to engage in economic development activities, upon second reading.

On motion of Senator Ezzell, the bill is recommitted to the Local Government and Regional Affairs Committee.

S. B. 883, a bill to amend the Charter of the City of Lexington, upon second reading.
The bill passes its second reading by roll-call vote, ayes 46, noes 0, as follows:


Voting in the negative: None.
The bill remains on the Calendar for further consideration upon third reading.

S. B. 910, a bill to allow Edgecombe, Pitt, and Wilson Counties and municipalities located therein to engage in economic development activities, upon second reading.

On motion of Senator Ezzell, Committee Amendment No. 1 is adopted, and is held to be material, constituting the first reading of the bill. The Chair orders the bill placed on the Calendar for Thursday, June 19, upon second reading.

S. B. 923, a bill to clarify the authority of Richmond County to undertake economic development activities, upon second reading.
The bill passes its second reading by roll-call vote, ayes 48, noes 0, as follows:


Voting in the negative: None.
The bill remains on the Calendar for further consideration upon third reading.

S. B. 931, a bill to clarify the boundary line between the Icard and George Hildebran Fire Districts in Burke County, upon second reading.
The bill passes its second reading by roll-call vote, ayes 47, noes 0, as follows:


Voting in the negative: None.
The bill remains on the Calendar for further consideration upon third reading.

June 18, 1986
S. B. 878, a bill extending the date by which Craven County may appoint a special board of equalization and review.

The bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives.

S. B. 889, a bill to permit the City of Lumberton to have five members on the local ABC Board.

The bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives.

S. B. 891, a bill to allow Randolph County to establish voting precincts without regard to township boundaries.

The bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives.

S. B. 908, a bill to authorize the City of Wilson to let public contracts for construction or repair work of fifty thousand dollars or less, and for the purchase of apparatus, supplies, materials or equipment for twenty thousand dollars or less pursuant to informal bids under G. S. 143-131.

The bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives.

S. B. 909, a bill to authorize the City of Wilson to purchase natural gas by using informal bid procedures.

On motion of Senator Hipps, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second (electronically recorded) and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 911, a bill to amend the Charter of the City of Hamlet in Richmond County to effect the removal of certain lands from the corporate limits of said municipality.

The bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives.

S. B. 916, a bill to give Rowan County animal control officers the power to issue citations.

The bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives.

S. B. 919, a bill to amend the Charter of the City of Statesville concerning the distribution of liquor profits.

The bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives.

S. B. 930, a bill to raise the compensation of the Buncombe County Board of Education.

The bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives.

S. B. 935, a bill to increase the penalty for parking violations that are committed in the City of Greenville and are established by relying on the prima facie rule of evidence.

The bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives.

S. B. 941, a bill to permit the County of Currituck to regulate motor vehicles operation on public beaches.

June 18, 1986
The bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives.

S. B. 942, a bill to clarify the emergency medical technician certification process in Currituck County.

The bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives.

S. B. 944, a bill to permit the City of New Bern to collect an attorney fee incurred as part of orders for demolition of unfit dwellings.

The bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives.

H. B. 939 (Senate Committee Substitute), a bill to amend the Nonprofit Corporation Act contained in Chapter 55A of the General Statutes of North Carolina as recommended by the General Statutes Commission; and to amend the Business Corporation Act contained in Chapter 55 of the General Statutes of North Carolina to provide for restrictions on cumulative voting for directors and on calling meetings of stockholders of publicly held companies.

The Senate Committee Substitute bill passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives for concurrence in the Senate Committee Substitute bill by special messenger.

S. B. 950, a bill to authorize Haywood County to adopt “pre-development ordinances.” Senator Hipps offers Amendment No. 1, which is adopted (electronically recorded), changing the title to read, S. B. 950, a bill to authorize Haywood and Henderson Counties to adopt “pre-development ordinances.”

The bill, as amended, passes its second (electronically recorded) and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 951, a bill to authorize Transylvania County to adopt “pre-development ordinances.”

The bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

H. B. 1811, a bill to allow additional time for the Historic Preservation Fund of Edgecombe County to raise matching funds to relocate a historic structure to the Dunbar Community.

Referred to Appropriations Committee.

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 Hipps for the Children and Youth Committee:

S. B. 939, a bill to provide for expediting child support cases as required by federal law,
with an unfavorable report as to bill, but favorable as to Committee Substitute bill.

On motion of Senator Hipps, the rules are suspended and the Committee Substitute bill is placed before the Senate for immediate consideration.

On motion of Senator Hipps, the Committee Substitute bill is adopted, and on his further motion is re-referred to the Appropriations Committee.

By Senator Thomas of Henderson for the Finance Committee:

S. B. 901, a bill making clarifying amendments to the privilege license tax statutes, with a favorable report.

S. B. 903, a bill to exempt small partnerships from penalties for failure to file informational returns when such partnerships qualify for a federal exemption from such penalties, with a favorable report.

S. B. 904, a bill to update the reference to the Internal Revenue Code used in determining certain taxable income and tax exemptions, with a favorable report.

S. B. 905, a bill to increase the minimum corporate franchise tax to an amount that covers the cost of processing franchise tax returns, with a favorable report.

S. B. 907, a bill to provide a sales tax exemption for legal tender and for gold, silver, or platinum traded on a commodities exchange, with a favorable report.

S. B. 936, a bill to provide that when a trust under a will is administered, no costs are assessed on personality received if the estate of a decedent had already paid costs on the personality, with a favorable report.

CALENDAR (Continued)

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

S. B. 873 (Committee Substitute), a bill to make technical changes in the insurance law as recommended by the Insurance Regulation Study Commission.

Senator Johnson of Wake offers Amendment No. 1 which is adopted (electronically recorded).

The Committee Substitute bill, as amended, passes its second (electronically recorded) and third readings and is ordered engrossed and sent to the House of Representatives.

On motion of Senator Harrington, seconded by Senator Redman, the Senate adjourns in memory of America's symbol of patriotism, Kathryn Elizabeth Smith—"Kate Smith"—to meet tomorrow at 1:30 P.M.

ONE HUNDRED TWENTY-NINTH DAY

Senate Chamber,
Thursday, June 19, 1986.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Samuel D. McMillan, Jr., Senate Chaplain, as follows:

June 19, 1986
"O God of Life, we thank Thee for the high and holy privilege of serving in this Chamber; and we pray that we may be faithful to the stewardship which the people of this great State have entrusted to us.

"As the debate on crucial issues becomes more intense, give to us wisdom and understanding that we may deal objectively with each bill; and give us patience and tolerance that we may deal lovingly with those who do not share our views.

"In our committee meetings and in this Chamber, deliver us from making hasty decisions, save us from the temptation to engage in endless debate, and inspire us to move with all deliberate speed in enacting laws which will serve the best interest of all the people of our State.

"And in all that we say and do, make us ever mindful of the fact that we are ultimately accountable to You for our attitudes, our words, and our deeds. Amen."

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

The President grants leaves of absence to Senator Harrington to attend the ground breaking ceremony of the Industrial Technology, Small Business Training Center of the Roanoke-Chowan Technical College in Ahoskie, and to Senators Ballenger and Cobb for today.

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. 647, an act to authorize Wayne County to pay bounties on beavers. (Ch. 798)

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, Vice-Chairman, for the Rules and Operations of the Senate:

S. B. 882, a bill appropriating funds for a Legislative Research Commission study on regulation of low-level radioactive waste, with a favorable report.

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

S. J. R. 934, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to make a technical amendment to G. S. 143-215.1, with a favorable report.

S. J. R. 992, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to make technical and conforming amendments to the Administrative Procedure Act, with a favorable report.

S. J. R. 1023, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to authorize the construction and the financing of a
certain capital improvement project by the University of North Carolina at Chapel Hill, with a favorable report.

H. J. R. 1442, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to grant general law power of eminent domain to county water and sewer districts, with a favorable report.

H. J. R. 1462, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider "a bill to be entitled an act to clarify the authority to transfer rights in hospital facilities to an AHEC program," with a favorable report.

H. J. R. 1529, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider "a bill to be entitled an act to amend the employment security law in compliance with federal law regarding federal-state extended unemployment compensation," with a favorable report.

H. J. R. 1605, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to amend the North Carolina Regional Reciprocal Banking Act, with a favorable report.

S. B. 626, a bill to appoint persons to various public offices upon the recommendation of the President Pro Tempore of the Senate, with an unfavorable report as to bill, but favorable as to Committee Substitute bill.

On motion of Senator Royall, the rules are suspended and the Committee Substitute bill is placed before the Senate for immediate consideration.

On motion of Senator Royall, the Committee Substitute bill is adopted, and on his further motion is placed on the Calendar for Monday, June 23.

By Senator Plyler for the Appropriations Committee:

H. B. 1811, a bill to allow additional time for the Historic Preservation Fund of Edgecombe County to raise matching funds to relocate a historic structure to the Dunbar Community, with a favorable report.

On motion of Senator Plyler, the rules are suspended and the bill is placed before the Senate for immediate consideration.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

By Senator Winner for the Education Committee:

S. B. 898, a bill to encourage local boards of education to set the school calendar so that the first day students are required to attend classes is after Labor Day, with a favorable report.

By Senator Marvin for the Pensions and Retirement Committee:

S. B. 927, a bill to amend the law regarding retirement as it applies to the Wilson Industrial Council, with a favorable report.

S. B. 962, a bill to increase the retirement formula for active and retired members of the Teachers' and State Employees' Retirement System, with a favorable report.

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

S. B. 897, a bill to provide a supplemental retirement fund for firemen in the City of

June 19, 1986
Whiteville and to modify the application of G. S. 118-5, G. S. 118-6, and G. S. 118-7 to the City of Whiteville, with an unfavorable report as to bill, but favorable as to Committee Substitute bill.

On motion of Senator Marvin, the rules are suspended and the Committee Substitute bill, which changes the title to read S. B. 897 (Committee Substitute), a bill to amend the law providing a Supplemental Retirement Fund for firemen in the City of Whiteville, is placed before the Senate for immediate consideration.

On motion of Senator Marvin, the Committee Substitute bill is adopted, and on her further motion is placed on the Calendar for Monday, June 23.

By Senator Swain for the Judiciary III Committee:

H. B. 86 (Committee Substitute), a bill to authorize the court to extend a period of probation to allow the defendant to complete payment of restitution or continue treatment, with an unfavorable report as to bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Swain, the rules are suspended and the Senate Committee Substitute bill, which changes the title to read H. B. 86 (Senate Committee Substitute), a bill to authorize the court to extend a period of probation to allow the defendant to complete payment of restitution or continue treatment and to clarify parole eligibility, is placed before the Senate for immediate consideration.

On motion of Senator Swain, the Senate Committee Substitute bill is adopted, and on his further motion is placed on the Calendar for Monday, June 23.

H. B. 578 (Committee Substitute No. 2), a bill to confirm the establishment of an elevator and amusement device division in the Department of Labor and to set out the powers and duties of the Commissioner of Labor dealing with the regulation of elevators, amusement devices and related equipment, with an unfavorable report as to bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Swain, the rules are suspended and the Senate Committee Substitute bill is placed before the Senate for immediate consideration.

On motion of Senator Swain, the Senate Committee Substitute bill is adopted, and on his further motion is re-referred to the Appropriations Committee.

By Senator Soles for the Judiciary IV Committee:

S. B. 892, a bill to make provisions for filling unexpired terms for superior court judge in the same year as full terms, by considering unexpired terms as separate offices for the purpose of applying a designated seat rule, with a favorable report.

S. B. 893, a bill to eliminate numbered seats for election of judges of the superior court to meet objections under Section 5 of the Voting Rights Act, with a favorable report.

S. B. 922, a bill to make provisions for filling unexpired terms for superior court judge in the same year as full terms, without applying a designated seat rule except when the vacancy occurs so close to the election that it is an administrative necessity, with a favorable report.

H. B. 810, a bill to amend the Constitution by making the same provisions for filling vacancies in the Council of State as is provided for vacancies in the General Assembly, and by amending the General Statutes to implement that amendment by providing that such vacancies shall be filled with the person recommended by the State Executive Committee of the party that nominated the Council of State member, with an unfavorable report as to bill, but favorable as to Senate Committee Substitute bill.

June 19, 1986
On motion of Senator Soles, the rules are suspended and the Senate Committee Substitute bill, which changes the title to read H. B. 810 (Senate Committee Substitute), a bill to repeal the act calling for a referendum on gubernatorial succession, is placed before the Senate for immediate consideration.

On motion of Senator Soles, the Senate Committee Substitute bill is adopted, and on his further motion is placed on the Calendar for Tuesday, June 24.

H. B. 306, a bill to amend Article V of the Constitution of North Carolina to permit the General Assembly to grant to appropriate public bodies in the State additional powers to develop new and existing seaports and airports, including powers to finance and refinance for public and private parties seaport and airport and related facilities and improvements, with an unfavorable report as to bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Soles, the rules are suspended and the Senate Committee Substitute bill, which changes the title to read H. B. 306 (Senate Committee Substitute), a bill to amend Article V of the Constitution of North Carolina to permit the General Assembly to grant to the State and other public bodies in the State additional powers to develop new and existing seaports and airports, including powers to finance and refinance for public and private parties seaport and airport and related facilities and improvements, is placed before the Senate for immediate consideration.

On motion of Senator Soles, the Senate Committee Substitute bill is adopted, and on his further motion is placed on the Calendar for Tuesday, June 24.

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. 1811, an act to allow additional time for the Historic Preservation Fund of Edgecombe County to raise matching funds to relocate a historic structure to the Dunbar Community. (Ch. 799)

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Tally, Walker, Ward, and Kaplan:

S. B. 1268, a bill to appropriate funds for historic preservation.
Referred to Appropriations Committee.

CALENDAR

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

S. B. 883, a bill to amend the Charter of the City of Lexington, upon third reading. The bill passes its third reading by roll-call vote, ayes 46, noes 0, as follows:
Voting in the negative: None.
The bill is ordered sent to the House of Representatives.

June 19, 1986
S. B. 917, a bill to clarify the authority of Rowan and Davidson Counties to undertake economic development activities, upon third reading.

The bill passes its third reading by roll-call vote, ayes 46, noes 0, as follows:


Voting in the negative: None.

The bill is ordered sent to the House of Representatives.

S. B. 923, a bill to clarify the authority of Richmond County to undertake economic development activities, upon third reading.

The bill passes its third reading by roll-call vote, ayes 46, noes 0, as follows:


Voting in the negative: None.

The bill is ordered sent to the House of Representatives.

S. B. 931, a bill to clarify the boundary line between the Icard and George Hildebran Fire Districts in Burke County, upon third reading.

The bill passes its third reading by roll-call vote, ayes 46, noes 0, as follows:


Voting in the negative: None.

The bill is ordered sent to the House of Representatives.

S. B. 910, a bill to allow Edgecombe, Pitt, and Wilson Counties and municipalities located therein to engage in economic development activities, as amended, upon second reading.

The bill, as amended, passes its second reading by roll-call vote, ayes 44, noes 0, as follows:


Voting in the negative: None.

The bill, as amended, remains on the Calendar for further consideration upon third reading.

June 19, 1986
S. B. 901, a bill making clarifying amendments to the privilege license tax statutes, upon second reading.

The bill passes its second reading by roll-call vote, ayes 46, noes 0, as follows:


Voting in the negative: None.

The bill remains on the Calendar for further consideration upon third reading.

S. B. 904, a bill to update the reference to the Internal Revenue Code used in determining certain taxable income and tax exemptions, upon second reading.

The bill passes its second reading by roll-call vote, ayes 45, noes 1, as follows:


Voting in the negative: Senator Simpson—1.

The bill remains on the Calendar for further consideration upon third reading.

S. B. 905, a bill to increase the minimum corporate franchise tax to an amount that covers the cost of processing franchise tax returns, upon second reading.

The bill passes its second reading by roll-call vote, ayes 44, noes 1, as follows:


Voting in the negative: Senator Sawyer—1.

The bill remains on the Calendar for further consideration upon third reading.

S. B. 936, a bill to provide that when a trust under a will is administered, no costs are assessed on personality received if the estate of a decedent had already paid costs on the personality, upon second reading.

The bill passes its second reading by roll-call vote, ayes 44, noes 0, as follows:


Voting in the negative: None.

The bill remains on the Calendar for further consideration upon third reading.

S. B. 855, a bill to make technical corrections to the Mental Health, Mental Retardation, and Substance Abuse Act of 1985, and conforming changes to the General Statutes,
upon second reading.

On motion of Senator Royall, Committee Amendment No. 1 is adopted.
The bill, as amended, passes its second (electronically recorded) and third readings and is ordered engrossed and sent to the House of Representatives.

**S. B. 903**, a bill to exempt small partnerships from penalties for failure to file informational returns when such partnerships qualify for a federal exemption from such penalties.
The bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives.

**S. B. 907**, a bill to provide a sales tax exemption for legal tender and for gold, silver, or platinum traded on a commodities exchange.

Without objection, consideration of the bill is postponed until Tuesday, June 24.

**H. B. 377** (Senate Committee Substitute), a bill to be known as The North Carolina Condominium Act as recommended by the General Statutes Commission.
The Senate Committee Substitute bill passes its second reading (electronically recorded).

On motion of Senator Ezzell, consideration of the Senate Committee Substitute bill, upon third reading, is postponed until Tuesday, June 24.

On motion of Senator Royall, seconded by Senator Rand, the Senate adjourns to meet tomorrow at 10:00 A.M.

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**ONE HUNDRED THIRTIETH DAY**

*Senate Chamber,*

Friday, June 20, 1986.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Samuel D. McMillan, Jr., Senate Chaplain, as follows:

"O God of Justice, we thank Thee for this great land in which we live, and we pray that we may ever protect her freedoms and advance the cause of her ideals.

"Deliver us from coldness of heart, from petty politics, from selfish goals, and from indifference to the needs of the poor and the needy.

"In this Chamber and in the Chambers of the U.S. Congress, we pray that we may enact laws which will ensure that we shall be a nation under God with liberty and justice for all, and that in our land justice will flow down like waters, and righteousness like an overflowing stream. Amen."

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

The President grants leaves of absence to Senator Cobb to attend meetings of the Board of Governors of the North Carolina Bar Association; Senator Smith to attend the Southern

June 20, 1986
Regional Education Board meeting in Boca Raton, Florida; and to Senators Ballenger, McDuffie, Kincaid, Kaplan, and Staton for today.

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. 1180, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a joint resolution honoring the life and memory of Sankey Wright Robinson. (Res. 35)

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Ward, Barnes, Hardison, Harrington, Harris, Plyler, Rand, Tally, Walker, Warren, and Winner:

S. B. 1269, a bill to establish a Commission on Salary Schedules for Public School Employees.
Referred to Rules and Operation of the Senate Committee.

By Senator Redman:

S. B. 1270, a bill to transfer sales and use taxes on motor vehicle parts, accessories and lubricants to the General Fund.
Referred to Finance Committee.

By Senators Rauch, Conder, and Martin of Pitt:

S. B. 1271, a bill to authorize cities and counties to levy occupancy taxes.
Referred to Finance Committee.

By Senator Hardison:

S. B. 1272, a bill to appropriate funds to replace fire equipment destroyed or damaged in the fire in Pender and Duplin Counties.
Referred to Appropriations Committee.

By Senators Guy, Staton, Thomas of Henderson, and Winner:

S. B. 1273, a bill to provide that when a motor vehicle is transferred incident to organization of a partnership or corporation, and no gain or loss would be recognized for income tax purposes on such transfer, no sales tax is due on such transfer.
Referred to Finance Committee.

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. 634 (Committee Substitute), a bill to permit grand juries to investigate drug trafficking, to increase the maximum term of imprisonment for criminal contempt for
refusing to testify after being granted immunity, and to limit the scope of immunity granted witnesses to use immunity, for concurrence in House Amendments No. 1, No. 2, No. 3, No. 4, No. 5, No. 6, and No. 7.

On motion of Senator Rand, the rules are suspended, and the Committee Substitute bill is placed before the Senate for immediate consideration.

Senator Rand moves that the Senate do not concur in House Amendments No. 1, No. 2, No. 3, No. 4, No. 5, No. 6, and No. 7, and further moves that the President appoint conferees, which motions prevail.

The President appoints Senators Rand, Hipps, and Warren as conferees on the part of the Senate to resolve the differences arising between the two Bodies, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action and requesting conferees.

H. B. 1469, a bill to authorize the Town of Highlands to adopt and enact ordinances regulating the removal, replacement, and preservation of trees within the Town of Highlands.

Referred to Local Government and Regional Affairs Committee.

H. B. 1481, a bill to allow Davie County ordinances regulating waste disposal to apply countywide, and to authorize Davie County to enter into long term contracts for disposal of solid waste.

Referred to Local Government and Regional Affairs Committee.

H. B. 1508, a bill to amend the Charter of the City of Lexington.

Without objection, the Chair orders the bill placed on the Calendar for Wednesday, June 25, upon second reading.

H. B. 1522, a bill to provide for four-year terms for the Mayor and Board of Commissioners of the Town of Falkland.

Referred to Local Government and Regional Affairs Committee.

H. B. 1539, a bill to update the Charter of the City of Greensboro consistent with State law.

Referred to Local Government and Regional Affairs Committee.

H. B. 1552, a bill concerning construction and operation of dock facilities on property owned by the Town of Manteo.

Referred to Local Government and Regional Affairs Committee.

H. B. 1572, a bill to provide for the election of the Board of Directors of the Danieltown Volunteer Fire Department.

Referred to Local Government and Regional Affairs Committee.

H. B. 1575, a bill to extend the law enforcement jurisdiction of city law enforcement officers assigned to the Gaston County Drug Enforcement Unit.

Referred to Local Government and Regional Affairs Committee.

H. B. 1611, a bill to provide for construction of an athletic field house at East Duplin High School.

Referred to Local Government and Regional Affairs Committee.

H. B. 1630, a bill to authorize Gaston County to enter into long term contracts for disposal of solid waste.

June 20, 1986
Referred to Local Government and Regional Affairs Commitee.

H. B. 1637, a bill to authorize Transylvania County to adopt "pre-development ordinances."

Without objection, the Chair orders the bill placed on the Calendar for Wednesday, June 25, upon second reading.

CALENDAR

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

S. B. 910, a bill to allow Edgecombe, Pitt, and Wilson Counties and municipalities located therein to engage in economic development activities, as amended, upon third reading.

The bill, as amended, passes its third reading by roll-call vote, ayes 38, noes 0, as follows:


Voting in the negative: None.

The bill, as amended, is ordered engrossed and sent to the House of Representatives.

S. B. 927, a bill to amend the law regarding retirement as it applies to the Wilson Industrial Council.

The bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives.

S. B. 901, a bill making clarifying amendments to the privilege license tax statutes, upon third reading.

The bill passes its third reading by roll-call vote, ayes 38, noes 0, as follows:


Voting in the negative: None.

The bill is ordered sent to the House of Representatives.

S. B. 904, a bill to update the reference to the Internal Revenue Code used in determining certain taxable income and tax exemptions, upon third reading.

The bill passes its third reading by roll-call vote, ayes 40, noes 0, as follows:


Voting in the negative: None.

The bill is ordered sent to the House of Representatives.

June 20, 1986
S. B. 905, a bill to increase the minimum corporate franchise tax to an amount that covers the cost of processing franchise tax returns, upon third reading.

The bill passes its third reading by roll-call vote, ayes 39, noes 1, as follows:


Voting in the negative: Senator Sawyer—1.

The bill is ordered sent to the House of Representatives.

S. B. 936, a bill to provide that when a trust under a will is administered, no costs are assessed on personalty received if the estate of a decedent had already paid costs on the personalty, upon third reading.

The bill passes its third reading by roll-call vote, ayes 39, noes 0, as follows:


Voting in the negative: None.

The bill is ordered sent to the House of Representatives.

S. B. 881 (Committee Substitute), a bill to make substantive changes in the insurance law as recommended by the Insurance Regulation Study Commission, upon second reading.

The Committee Substitute bill passes its second reading by roll-call vote, ayes 39, noes 0, as follows:


Voting in the negative: None.

On motion of Senator Johnson of Wake, the Committee Substitute bill is placed on the Calendar for Tuesday, June 24, for further consideration upon third reading.

S. B. 893, a bill to eliminate numbered seats for election of judges of the superior court to meet objections under Section 5 of the Voting Rights Act.

The bill passes its second (electronically recorded) reading.

On objection of Senator Simpson to its third reading, the bill remains on the Calendar for Monday, June 23, for further consideration.

S. B. 892, a bill to make provisions for filling unexpired terms for superior court judge in the same year as full terms, by considering unexpired terms as separate offices for the purpose of applying a designated seat rule.

The bill passes its second (electronically recorded) reading.

June 20, 1986
On objection of Senator Watt to its third reading, the bill remains on the Calendar for Monday, June 23, for further consideration.

S. B. 922, a bill to make provisions for filling unexpired terms for superior court judge in the same year as full terms, without applying a designated seat rule except when the vacancy occurs so close to the election that it is an administrative necessity.

The bill passes its second (electronically recorded) reading.

On objection of Senator Winner to its third reading, the bill remains on the Calendar for Monday, June 23, for further consideration.

S. B. 898, a bill to encourage local boards of education to set the school calendar so that the first day students are required to attend classes is after Labor Day.

Senator Johnson of Wake offers Amendment No. 1 which is adopted (electronically recorded).

The bill, as amended, passes its second reading (electronically recorded).

On objection of Senator Warren to its third reading, the bill, as amended, remains on the Calendar for Monday, June 23, for further consideration.

S. J. R. 934, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to make a technical amendment to G. S. 143-215.1.

The joint resolution passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives.

S. J. R. 992, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to make technical and conforming amendments to the Administrative Procedure Act.

The joint resolution passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives.

S. J. R. 1023, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to authorize the construction and the financing of a certain capital improvement project by the University of North Carolina at Chapel Hill.

The Chair rules that enabling legislation is not required pursuant to Resolution 34 and, without objection, removes the joint resolution from the Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

S. B. 1024, a bill to authorize the construction and the financing of a certain capital improvement project by the University of North Carolina at Chapel Hill.

Pursuant to the ruling of the Chair, the bill is recalled from the Principal Clerk’s Office, read the first time, and referred to the Finance Committee.

CALENDAR (Continued)

H. J. R. 1442, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to grant general law power of eminent domain to county water and sewer districts.

The joint resolution passes its second (electronically recorded) and third readings and is ordered enrolled.

H. J. R. 1462, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider “a bill to be entitled an act to clarify the authority to transfer rights in hospital facilities to an AHEC program.”
The joint resolution passes its second (electronically recorded) and third readings and is ordered enrolled.

H. J. R. 1529, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider “a bill to be entitled an act to amend the employment security law in compliance with federal law regarding federal-state extended unemployment compensation.”

The joint resolution passes its second (electronically recorded) and third readings and is ordered enrolled.

H. J. R. 1605, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to amend the North Carolina Regional Reciprocal Banking Act.

The joint resolution passes its second (electronically recorded) and third readings and is ordered enrolled.

INTRODUCTION OF BILLS AND RESOLUTIONS

Senator Plyler moves that Rule 40 be suspended to allow the introduction and referral to committee of the following bill, which motion prevails by a two-thirds majority vote.

By Senators Plyler, Rand, and Royall:

S. B. 1277, a bill to modify the current operations and capital improvements appropriations for North Carolina State Government for the 1986-87 fiscal year and to make other changes in the budget operation of the State.

Referred to Appropriations Committee.

On motion of Senator Harrington, seconded by Senator Hardison, the Senate adjourns to meet Monday, June 23, at 7:00 P.M.

ONE HUNDRED THIRTY-FIRST DAY

Senate Chamber,

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by the Reverend Rufus H. Stark II, Executive Director, Methodist Home for Children, Raleigh, as follows:

“Gracious God, You know all things and You are present to be received into the hearts of all who will open to You. I, therefore pray Your blessing upon the Senate of the State of North Carolina here assembled. We Give You thanks for times of refreshment in the weekend just passed. As we now take up the issues that call our attention grant us a healthy state of mind. We easily notice the prominent, outspoken, financially significant voices. May we be equally sensitive to the ordinary, quiet people of modest means and those who face want and desperation. You have told us in more ways than one that every human being counts with You. May we remember that as we do this work tonight. Amen.”

June 23, 1986
Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of Friday, June 20, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

The President grants leaves of absence to Senator Johnson of Wake to attend the Conference of Insurance Regulators in Asheville, and to Senator Rauch for tonight.

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. 1442, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to grant general law power of eminent domain to county water and sewer districts. (Res. 36)

H. J. R. 1462, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider "a bill to be entitled an act to clarify the authority to transfer rights in hospital facilities to an AHEC program." (Res. 37)

H. J. R. 1529, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider "a bill to be entitled an act to amend the employment security law in compliance with federal law regarding federal-state extended unemployment compensation." (Res. 38)

H. J. R. 1605, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to amend the North Carolina Regional Reciprocal Banking Act. (Res. 39)

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Conder and Plyler:

S. B. 1274, a bill to appropriate funds for the Southern Piedmont Adult Children Center.
Referred to Appropriations Committee.

By Senators Winner and Swain:

S. B. 1275, a bill to appropriate funds for WCQS-FM Public Radio, serving western North Carolina.
Referred to Appropriations Committee.

By Senators Rauch, Winner, Rand, and Taft:

S. B. 1276, a bill to appropriate funds to the North Carolina Council on the Holocaust.
Referred to Appropriations Committee.

Senator Ezzell moves that Rule 40 be suspended to allow the introduction and referral to committee of the following bill which motion prevails without objection.
S. B. 1278, a bill to appropriate funds for the Nash County Cultural Center. Referred to Appropriations Committee.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

S. B. 634 (Committee Substitute) HOUSE OF REPRESENTATIVES June 20, 1986

Mr. President:

Pursuant to your information that your Honorable Body failed to concur in House Amendments to Committee Substitute S. B. 634, A BILL TO BE ENTITLED AN ACT TO PERMIT GRAND JURIES TO INVESTIGATE DRUG TRAFFICKING, TO INCREASE THE MAXIMUM TERM OF IMPRISIONMENT FOR CRIMINAL CONTEMPT FOR REFUSING TO TESTIFY AFTER BEING GRANTED IMMUNITY, AND TO LIMIT THE SCOPE OF IMMUNITY GRANTED WITNESSES TO USE IMMUNITY the Speaker has appointed as conferees on the part of the House, Representatives Pulley, Evans, and Michaux 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,

S/ 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. 1428, a bill to allow the Graham County Industrial Development Authority and Graham County to convey the golf course property at private sale, and to validate a mortgage.
Referred to Local Government and Regional Affairs Committee.

H. B. 1460, a bill to require cities and counties to file copies of Home Rule Charter Amendments with the Secretary of State and the Legislative Library.
Referred to Judiciary II Committee.

H. B. 1465, a bill to allow Randolph County to establish voting precincts without regard to township boundaries.
Referred to Local Government and Regional Affairs Committee.

H. B. 1470 (Committee Substitute), a bill to permit the City of Burlington to convey at private sale to The Gallery Players, Incorporated, the Paramount Theatre and certain adjacent properties.
Referred to Local Government and Regional Affairs Committee.

H. B. 1544, a bill to allow members of the Juvenile Law Study Commission to serve until their successors are appointed.
Referred to Rules and Operation of the Senate Committee.

June 23, 1986
H. B. 1551, a bill to raise the compensation of the Buncombe County Board of Education.
Referred to Local Government and Regional Affairs Committee.

H. B. 1558, a bill to provide for the appointment of Trustees for Albemarle Hospital in Pasquotank County.
Referred to Local Government and Regional Affairs Committee.

H. B. 1561, a bill to ratify certain actions of the Town of Weddington and the City of Charlotte.
Referred to Local Government and Regional Affairs Committee.

H. B. 1578, a bill to increase the season bag limit for foxes in Bladen County.
Referred to Natural and Economic Resources and Wildlife Committee.

H. B. 1579, a bill to create the Elizabethtown Airport and Economic Development Commission.
Referred to Local Government and Regional Affairs Committee.

H. B. 1581, a bill to make revisions in the Charter of the City of Kinston.
Referred to Local Government and Regional Affairs Committee.

H. B. 1582, a bill to change the Charter of the Simmons-Nott Airport Authority so as to remove the City of New Bern from responsibility under that Act.
Referred to Local Government and Regional Affairs Committee.

H. B. 1585, a bill to prohibit hunting from designated State secondary roads in Craven County.
Referred to Natural and Economic Resources and Wildlife Committee.

H. B. 1598, a bill to revise the Charter of the Town of Wadesboro.
Referred to Local Government and Regional Affairs Committee.

H. B. 1600, a bill relating to zoning by Wake County.
Referred to Local Government and Regional Affairs Committee.

H. B. 1602, a bill to allow the Greensboro Alcoholic Beverage Control Board to provide its own law enforcement personnel and to contract for additional law enforcement services.
Referred to Local Government and Regional Affairs Committee.

H. B. 1616, a bill to regulate hunting in Chowan County.
Referred to Natural and Economic Resources and Wildlife Committee.

H. J. R. 1624, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to transfer certain property of the Juvenile Evaluation Center in Buncombe County to the Buncombe County Board of Education to use as part of a high school campus.
Referred to Rules and Operation of the Senate Committee.

H. B. 1631, a bill to permit the taking of foxes in Person County.
Referred to Natural and Economic Resources and Wildlife Committee.

H. B. 1633, a bill to authorize the City of Wilmington to construct streets outside the corporate limits.

June 23, 1986
Referred to Local Government and Regional Affairs Committee.

H. B. 1634, a bill to remove certain described territory from the corporate limits of the Town of Spruce Pine.
Referred to Local Government and Regional Affairs Committee.

H. J. R. 1635, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider "a bill to be entitled an act to require requests for consent to anatomical gifts."
Referred to Rules and Operation of the Senate Committee.

H. B. 1640, a bill to revise and consolidate the Charter of the City of Concord and to repeal prior local acts.
Referred to Local Government and Regional Affairs Committee.

H. B. 1642, a bill to regulate hunting in Nash County.
Referred to Natural and Economic Resources and Wildlife Committee.

H. B. 1647, a bill to regulate the shining of lights in deer areas in Columbus County.
Referred to Natural and Economic Resources and Wildlife Committee.

H. B. 1655, a bill to prohibit taking deer with dogs in part of Richmond County.
Referred to Natural and Economic Resources and Wildlife Committee.

H. B. 1661, a bill to authorize the lawful taking of black bears in Hyde County.
Referred to Natural and Economic Resources and Wildlife Committee.

H. B. 1666, a bill to prohibit the possession and sale of spring-loaded knives.
Referred to Judiciary III Committee.

H. B. 1676, a bill relating to the leasing of property acquired by the Town of Tarboro in connection with the execution of community development projects.
Referred to Local Government and Regional Affairs Committee.

H. B. 1693, a bill concerning the filling of vacancies on the Wilmington City Council.
Referred to Local Government and Regional Affairs Committee.

H. J. R. 1727, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to repeal certain limits on secondary employment by marine fisheries inspectors.
Referred to Rules and Operation of the Senate Committee.

H. J. R. 1735, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to establish a penalty for damage to artificial reefs and marking devices to identify reefs.
Referred to Rules and Operation of the Senate Committee.

H. J. R. 1746, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to permit certain beautification districts to hold ABC elections.
Referred to Rules and Operation of the Senate Committee.

H. B. 1483, a bill to revise the Charter of the City of Elizabeth City, change the form of government of the City of Elizabeth City and schedule nonpartisan municipal election.
Referred to Local Government and Regional Affairs Committee.

June 23, 1986
H. B. 1492, a bill to annex certain non-contiguous territory to the Town of Maiden. Referred to Local Government and Regional Affairs Committee.

H. B. 1496, a bill to prohibit hunting from roads and to regulate hunting on private lands in Perquimans County.
Referred to Natural and Economic Resources and Wildlife Committee.

H. B. 1540, a bill to annex property west of the corporate limits of the City of Greensboro and to exempt certain properties owned by the Greensboro-High Point Airport Authority and certain areas immediately adjacent thereto.
Referred to Local Government and Regional Affairs Committee.

**CALENDAR**

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

S. B. 626 (Committee Substitute), a bill to appoint persons to various public offices upon the recommendation of the President Pro Tempore of the Senate.

The Committee Substitute bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives.

S. B. 897 (Committee Substitute), a bill to amend the law providing a Supplemental Retirement Fund for firemen in the City of Whiteville.

The Committee Substitute bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives.

H. B. 86 (Senate Committee Substitute), a bill to authorize the court to extend a period of probation to allow the defendant to complete payment of restitution or continue treatment and to clarify parole eligibility.

Senator Ezzell offers Amendment No. 1 which fails of adoption (electronically recorded).

Senator Watt offers Amendment No. 2 which is adopted (electronically recorded).

The Senate Committee Substitute bill, as amended, passes its second reading (electronically recorded).

On objection of Senator Barnes to its third reading, the Senate Committee Substitute bill, as amended, remains on the Calendar for further consideration.

S. B. 892, a bill to make provisions for filling unexpired terms for superior court judge in the same year as full terms, by considering unexpired terms as separate offices for the purpose of applying a designated seat rule, upon third reading.

On motion of Senator Winner, consideration of the bill is postponed until Thursday, June 26.

S. B. 922, a bill to make provisions for filling unexpired terms for superior court judge in the same year as full terms, without applying a designated seat rule except when the vacancy occurs so close to the election that it is an administrative necessity, upon third reading.

On motion of Senator Winner, consideration of the bill is postponed until Thursday, June 26.

S. B. 893, a bill to eliminate numbered seats for election of judges of the superior court to meet objections under Section 5 of the Voting Rights Act, upon third reading.

June 23, 1986
Senator Winner offers Amendment No. 1, which is adopted (electronically recorded).
Senator Simpson offers Amendment No. 2, changing the title to read, S. B. 893, a bill to eliminate numbered seats for election of Judges of the Superior Court to meet objections under Section 5 of the Voting Rights Act, and to eliminate numbered seats for the Court of Appeals and Supreme Court.
Senator Winner, seconded by Senator Harris, offers a motion that Amendment No. 2 do lie upon the table, which motion prevails (electronically recorded). Amendment No. 2 lies upon the table.
Senator Sawyer offers a motion to remove the bill from tonight's Calendar and place it on the Calendar for tomorrow, which motion fails to prevail (electronically recorded).
The bill, as amended, passes its third reading (electronically recorded) and is ordered engrossed and sent to the House of Representatives.

S. B. 898, a bill to encourage local boards of education to set the school calendar so that the first day students are required to attend classes is after Labor Day, as amended, upon third reading.
Senator Ward offers Amendment No. 2 which is adopted (electronically recorded).
The bill, as amended, passes its third reading (electronically recorded) and is ordered engrossed and sent to the House of Representatives.

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. 1524, a bill to provide that an Assistant District Attorney may not concurrently hold elective public office.
   Referred to Judiciary IV Committee.

H. B. 1525, a bill to allow Craven County and municipalities located therein to engage in economic development activities.
   Referred to Local Government and Regional Affairs Committee.

H. B. 1576, a bill to allow Gaston County and municipalities located therein to engage in economic development activities.
   Referred to Local Government and Regional Affairs Committee.

H. B. 1590, a bill to authorize Catawba County and municipalities located therein to regulate abandoned and junked vehicles for aesthetic purposes.
   Referred to Local Government and Regional Affairs Committee.

H. B. 1615, a bill to regulate hunting from roads in Brunswick County.
   Referred to Local Government and Regional Affairs Committee.

H. B. 1618, a bill to change the name of the governing board of the City of Goldsboro from the Board of Aldermen to the Council.
   Referred to Local Government and Regional Affairs Committee.

H. B. 1629, a bill to allow Lincoln County and municipalities located therein to engage in economic development activities.
   Referred to Local Government and Regional Affairs Committee.

H. B. 1678, a bill to allow Sampson County to convey the Old Sampson High School

June 23, 1986
The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by the Reverend Hope Morgan Ward, Soapstone United Methodist Church, Wake County, as follows:

"Eternal God, our Creator and Parent.

"We pause at the opening of this afternoon session to remember Your covenantal love and to seek Your guidance. Any visions that we have for justice, for community, for peace, Shalom, come from You. Deliver us from haste in our work, from shallowness of reflection, from narrowness of concern. Keep before us the gravity of our responsibility. Use us, we pray, in the building of a safer world, a more just world, a more secure world, a more hospitable world for all Your people who You create, call by name, and deliver. Amen."

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of yesterday has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal 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 Swain for the Judiciary III Committee:

H. B. 992, a bill to clarify the unfair debt collection practices act, with a favorable report.

H. B. 1666, a bill to prohibit the possession and sale of spring-loaded knives, with a favorable report.

By Senator Staton for the Judiciary II Committee:

H. B. 761, a bill to apportion the federal estate tax burden as recommended by the General Statutes Commission, with a favorable report, as amended.

By Senator Ezzell for the Local Government and Regional Affairs Committee:

S. B. 926, a bill to eliminate the requirement that the City of Asheboro mail zoning notices, with a favorable report.

H. B. 1443, a bill to abolish the offices of treasurer and constable in the Town of Pantego at the end of their current term of office, with a favorable report.

H. B. 1461, a bill to revise and consolidate the Charter of the Town of Edenton, with a favorable report.

H. B. 1471, a bill to correct the corporate boundaries of the Town of Madison, with a favorable report.

H. B. 1472, a bill to provide for the use of all property tax collection methods in the collection of special assessments in the County of Rockingham, with a favorable report.

H. B. 1488, a bill to allow towns in Johnston County to exercise extraterritorial planning powers within Johnston County within two miles of the corporate limits with the approval of the Johnston County Board of Commissioners, with a favorable report.

H. B. 1489, a bill to provide for enforcement of building and other codes by the County of Craven as to property of the New Bern–Craven County Board of Education rather than by cities in that county, with a favorable report.

H. B. 1539, a bill to update the Charter of the City of Greensboro consistent with State law, with a favorable report.

H. B. 1540, a bill to annex property west of the corporate limits of the City of Greensboro and to exempt certain properties owned by the Greensboro–High Point Airport Authority and certain areas immediately adjacent thereto, with a favorable report.

H. B. 1552, a bill concerning construction and operation of dock facilities on property owned by the Town of Manteo, with a favorable report.

H. B. 1640, a bill to revise and consolidate the Charter of the City of Concord and to repeal prior local acts, with a favorable report.

H. B. 1368, a bill to annex certain territory to the corporate limits of the Town of Hot
Springs, with a favorable report, as amended.

**H. B. 1444**, a bill to clarify the authority of Halifax County to undertake economic development activities, with a favorable report, as amended.

### INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senator Plyler:

**S. B. 1279**, a bill to permit the State to fund more than fifty percent of the Federal-State Meat Inspection Program.

Referred to **Appropriations Committee**.

By Senators Plyler, Rand, Ward, and Walker:

**S. B. 1280**, a bill to amend Chapter 661 of the 1985 Session Laws to provide changes only with respect to projects wholly self-liquidating.

Referred to **Appropriations Committee**.

By Senators Plyler and Rand:

**S. B. 1281**, a bill to authorize a bond issue to construct a parking deck behind the Albemarle Building.

Referred to **Finance Committee**.

By Senator Plyler:

**S. B. 1282**, a bill to authorize the construction and the financing, without appropriations from the General Fund, of certain capital improvements projects of the constituent institutions of the University of North Carolina.

Referred to **Finance Committee**.

By Senator Soles:

**S. B. 1283**, a bill to appropriate funds to the Good Shepherd Home, Incorporated.

Referred to **Appropriations Committee**.

By Senator Winner:

**S. B. 1284**, a bill to amend the 1985-86 Operations and Capital Improvements of the Housing Appropriations Act to provide for greater assistance to low income families and to provide for greater returns on housing finance agency investments.

Referred to **Appropriations Committee**.

### 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. 485** (Committee Substitute), a bill to provide that a recorded instrument that corrects an obvious minor error made in the instrument as originally recorded is valid if the correction in the new instrument is initialed and an explanation statement is signed by

June 24, 1986
the parties to the instrument or the attorney who drafted the instrument, for concurrence in the House Committee Substitute bill.
   Referred to **Judiciary I Committee**.

**H. B. 672**, a bill to allow Onslow County to levy a room occupancy and tourism development tax.
   Referred to **Finance Committee**.

**H. B. 1597**, a bill to extend the boundaries of the Buck Shoals Fire Protection District in Wilkes and Yadkin Counties.
   Referred to **Finance Committee**.

**H. B. 1671**, a bill to revise the Charter of the Town of Hope Mills.
   Referred to **Local Government and Regional Affairs Committee**.

**H. B. 1675**, a bill to make Chapter 639 of the 1985 Session Laws apply to the Town of Tarboro.
   Referred to **Local Government and Regional Affairs Committee**.

**H. B. 1509**, a bill to make technical amendments to the Statutes creating infractions.
   Referred to **Judiciary IV Committee**.

**H. B. 1511**, a bill to revise the rating and classification plans and the ratemaking procedure for nonfleet private passenger motor vehicle insurance; to make revisions and improvements in the regulation of commercial property and liability insurance rates; to require reports from insurers and to authorize the Insurance Commissioner to modify rates if statutory changes in civil law affect insurers' experience; and to make changes in certain insurance market practices for the benefit to consumers.
   Referred to **Insurance Committee**.

**CALENDAR**

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

**S. B. 881** (Committee Substitute), a bill to make substantive changes in the insurance law as recommended by the Insurance Regulation Study Commission, upon third reading. The Committee Substitute bill passes its third reading by roll-call vote, ayes 44, noes 0, as follows:
   Voting in the negative: None.
   The Committee Substitute bill is ordered sent to the House of Representatives.

**H. B. 306** (Senate Committee Substitute), a bill to amend Article V of the Constitution of North Carolina to permit the General Assembly to grant to the State and other public bodies in the State additional powers to develop new and existing seaports and airports, including powers to finance and refinance for public and private parties seaport and airport and related facilities and improvements, upon second reading.

June 24, 1986
The Senate Committee Substitute bill passes its second reading by roll-call vote, ayes 42, noes 2, as follows:

Voting in the affirmative: Senators Ballenger, Barnes, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Kaplan, Martin of Pitt, Martin of Guilford, Marvin, McDowell, McDuffie, Parnell, Plyer, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Watt, Williams, Winner, and Woodard—42.

Voting in the negative: Senators Kincaid and Simpson—2.

The Senate Committee Substitute bill remains on the Calendar for further consideration upon third reading.

H. B. 810 (Senate Committee Substitute), a bill to repeal the act calling for a referendum on Gubernatorial Succession, upon second reading.

The Senate Committee Substitute bill passes its second reading by roll-call vote, ayes 44, noes 4, as follows:


Voting in the negative: Senators Cobb, Hardison, Rauch, and Speed—4.

The Senate Committee Substitute bill remains on the Calendar for further consideration upon third reading.

S. B. 907, a bill to provide a sales tax exemption for legal tender and for gold, silver, or platinum traded on a commodities exchange, upon second reading.

On motion of Senator Thomas of Henderson, the bill is withdrawn from today's Calendar and recommitted to the Finance Committee.

H. B. 86 (Senate Committee Substitute), a bill to authorize the court to extend a period of probation to allow the defendant to complete payment of restitution or continue treatment and to clarify parole eligibility, as amended, upon third reading.

The Senate Committee Substitute bill, as amended, passes its third reading (electronically recorded), and is ordered engrossed and sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H. B. 377 (Senate Committee Substitute), a bill to be known as The North Carolina Condominium Act as recommended by the General Statutes Commission, upon third reading.

The Senate Committee Substitute bill passes its third reading (electronically recorded), and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

On motion of Senator Harrington, seconded by Senator Parnell, the Senate adjourns to meet tomorrow at 1:30 P.M.
ONE HUNDRED THIRTY-THIRD DAY

SENATE CHAMBER,
Wednesday, June 25, 1986.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by the Reverend Allen Wentz, Jr., Trinity United Methodist Church, Raleigh, as follows:

"O Lord our God, we remember the promise from the Scriptures that wherever two or three are gathered together in Your Name, there You will be in the midst of them. This afternoon we claim that blessed promise and pray that each one of us here may be aware of Your Holy Presence. You know our needs and how inadequate we feel ourselves to be in the presence of many heavy problems in our State and the challenges that face us in making this the 'goodliest land' of North Carolina a good, safe, just, and lovely place to live.

"Forgive us, Lord, when we have ignored the hard issues, when we have made up our minds before getting the facts, when we have made decisions based on emotion, when we make decisions on the basis of self-interest.

"Help us, Lord, to have a new perception of how power can be used for the good of all, justice can be worked out for all classes of people, understanding and peace can be found among all groups of people.

"We pray, O Lord, that You will help us to be better than we are, wiser than we know, and stronger than we dream.

"Grant us patience that we may take time to think, time to pray, and time to find out Your will, then give us the sense and courage to do it, for the good of our State and the Glory of Your Name. Amen."

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

The President grants a leave of absence to Senator Simpson for today.

The President extends courtesies of the floor to Edgar M. McKnight, former member of the General Assembly from Forsyth County.

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 Warren for the Transportation Committee:

H. B. 952 (Committee Substitute), a bill to amend the statute concerning special plates for amateur radio operators, with a favorable report, as amended.

On motion of Senator Warren, the rules are suspended and the Committee Substitute

June 25, 1986
bill is placed before the Senate for immediate consideration, and on his further motion, Committee Amendment No. 1 is adopted.

On motion of Senator Warren, the Committee Substitute bill, as amended, is re-referred to the Finance Committee.

By Senator Harrington for the Rules and Operation of the Senate Committee:

S. B. 1269, a bill to establish a Commission on Salary Schedules for Public School Employees, with a favorable report.

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

H. J. R. 1624, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to transfer certain property of the Juvenile Evaluation Center in Buncombe County to the Buncombe County Board of Education to use as part of a high school campus, with a favorable report.

On motion of Senator Harrington, the rules are suspended and the joint resolution is placed on today’s Calendar for consideration.

H. J. R. 1735, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to establish a penalty for damage to artificial reefs and marking devices to identify reefs, with a favorable report.

On motion of Senator Harrington, the rules are suspended and the joint resolution is placed on today’s Calendar for consideration.

H. J. R. 1746, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to permit certain beautification districts to hold ABC elections, with a favorable report.

On motion of Senator Harrington, the rules are suspended and the joint resolution is placed on today’s Calendar for consideration.

By Senator Swain for the Judiciary III Committee:

S. B. 895, a bill to prohibit the possession and sale of electric weapons or devices, with an unfavorable report as to bill, but favorable as to Committee Substitute bill.

On motion of Senator Swain, the rules are suspended and the Committee Substitute bill, which changes the title to read, S. B. 895 (Committee Substitute), a bill to regulate the sale of electric weapons or devices, is placed before the Senate for immediate consideration.

On motion of Senator Swain, the Committee Substitute bill is adopted, and on his further motion is placed on the Calendar for Friday, June 27.

By Senator Guy for the State Government Committee:

H. B. 1007 (Committee Substitute), a bill to modify the qualifications for a land surveyor applicant, with an unfavorable report as to Committee Substitute bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Guy, the rules are suspended and the Senate Committee Substitute bill is placed before the Senate for immediate consideration.

On motion of Senator Guy, the Senate Committee Substitute bill is adopted, and on his further motion is placed on the Calendar for Friday, June 27.
INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Rauch, Barnes, Goldston, Hardison, Harris, and Somers:

S. B. 1285, a bill to amend the State Refunding Bond Act, the same being Article 3 of Chapter 142 of the General Statutes, G. S. 142-20 to 142-29, inclusive, by substituting a revised Article 3 therefor.
Referred to Finance Committee.

By Senators Woodard, Johnson of Wake, and Staton:

S. B. 1286, a bill to provide for severance pay or discontinued service retirement for employees who are separated due to a reduction in force.
Referred to Pensions and Retirement Committee.

By Senators Basnight and Thomas of Craven:

S. J. R. 1287, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a joint resolution repudiating the claim that the Wright Brothers did not make the first flight and expressing North Carolina's pride in the historic achievements of the Wright Brothers.
Referred to Rules and Operation of the Senate Committee.

By Senator Basnight:

S. B. 1288, a bill to establish an Oregon Inlet Commission and to appropriate funds for that purpose.
Referred to Appropriations Committee.

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. 1587, a bill to authorize Watauga County and municipalities located therein to regulate abandoned and junked vehicles for aesthetic purposes.
Referred to Local Government and Regional Affairs Committee.

H. B. 1593, a bill to authorize Richmond County and municipalities located therein to regulate abandoned and junked vehicles for aesthetic purposes.
Referred to Local Government and Regional Affairs Committee.

H. B. 1476, a bill to exempt the Cities of Henderson and Murfreesboro from certain zoning notice requirements.
Referred to Local Government and Regional Affairs Committee.

H. B. 1545, a bill to permit the employment of unlicensed shampooers in Randolph County.
Referred to Local Government and Regional Affairs Committee.

June 25, 1986
SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

H. J. R. 1845, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to repeal Chapter 461 of the 1985 Session Laws concerning the Venus Fly Trap plant.

Referred to Rules and Operation of the Senate Committee.

CALENDAR

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

H. B. 1368, a bill to annex certain territory to the corporate limits of the Town of Hot Springs, upon second reading.

On motion of Senator Swain, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading by roll-call vote, ayes 42, noes 0, as follows:


Voting in the negative: None.

The bill, as amended, remains on the Calendar for further consideration upon third reading.

H. B. 1444, a bill to clarify the authority of Halifax County to undertake economic development activities, upon second reading.

On motion of Senator Ezzell, Committee Amendment No. 1 is adopted, changing the title, upon concurrence, to read H. B. 1444, a bill to clarify the authority of Halifax County and the municipalities located therein to undertake economic development activities.

The bill, as amended, passes its second reading by roll-call vote, ayes 39, noes 0, as follows:


Voting in the negative: None.

The bill, as amended, remains on the Calendar for further consideration upon third reading.

H. B. 1461, a bill to revise and consolidate the Charter of the Town of Edenton, upon second reading.

The bill passes its second reading by roll-call vote, ayes 45, noes 0, as follows:

Voting in the affirmative: Senators Ballenger, Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Rauch, Royall, Shaw, Smith,

Voting in the negative: None.

The bill remains on the Calendar for further consideration upon third reading.

**H. B. 1471**, a bill to correct the corporate boundaries of the Town of Madison, upon second reading.

The bill passes its second reading by roll-call vote, ayes 45, noes 0, as follows:


Voting in the negative: None.

The bill remains on the Calendar for further consideration upon third reading.

**H. B. 1472**, a bill to provide for the use of all property tax collection methods in the collection of special assessments in the County of Rockingham, upon second reading.

The bill passes its second reading by roll-call vote, ayes 45, noes 0, as follows:


Voting in the negative: None.

The bill remains on the Calendar for further consideration upon third reading.

**H. B. 1540**, a bill to annex property west of the corporate limits of the City of Greensboro and to exempt certain properties owned by the Greensboro–High Point Airport Authority and certain areas immediately adjacent thereto, upon second reading.

The bill passes its second reading by roll-call vote, ayes 48, noes 1, as follows:


Voting in the negative: Senator Kaplan—1.

The bill remains on the Calendar for further consideration upon third reading.

**H. B. 1640**, a bill to revise and consolidate the Charter of the City of Concord and to repeal prior local acts, upon second reading.

Senator Ezzell offers Amendment No. 1 which is adopted (electronically recorded).

The bill, as amended, passes its second reading by roll-call vote, ayes 46, noes 0, as follows:

Voting in the affirmative: Senators Ballenger, Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore,

June 25, 1986

Voting in the negative: None.

The bill, as amended, remains on the Calendar for further consideration upon third reading.

S. B. 926, a bill to eliminate the requirement that the City of Asheboro mail zoning notices.

Senator Plyler offers Amendment No. 1, changing the title to read, S. B. 926, a bill to eliminate the requirement that the City of Asheboro and Counties of Anson, Montgomery, Scotland, Stanly, and Union mail zoning notices, which is adopted (electronically recorded).

The bill, as amended, passes its second reading (electronically recorded).

On objection of Senator Harris to its third reading, the bill, as amended, remains on the Calendar for further consideration upon third reading.

H. B. 1443, a bill to abolish the offices of treasurer and constable in the Town of Pantego at the end of their current term of office.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1488, a bill to allow towns in Johnston County to exercise extraterritorial planning powers within Johnston County within two miles of the corporate limits with the approval of the Johnston County Board of Commissioners.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1489, a bill to provide for enforcement of building and other codes by the County of Craven as to property of the New Bern–Craven County Board of Education rather than by cities in that County.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1508, a bill to amend the Charter of the City of Lexington.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1539, a bill to update the Charter of the City of Greensboro consistent with State law.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1552, a bill concerning construction and operation of dock facilities on property owned by the Town of Manteo.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1637, a bill to authorize Transylvania County to adopt “pre-development ordinances.”

June 25, 1986
The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 306 (Senate Committee Substitute), a bill to amend Article V of the Constitution of North Carolina to permit the General Assembly to grant to the State and other public bodies in the State additional powers to develop new and existing seaports and airports, including powers to finance and refinance for public and private parties seaport and airport and related facilities and improvements, upon third reading.

The Senate Committee Substitute bill passes its third reading by roll-call vote, ayes 43, noes 1, as follows:


Voting in the negative: Senator Kincaid—1.

Receiving a three-fifths affirmative majority, the Senate Committee Substitute bill is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H. B. 810 (Senate Committee Substitute), a bill to repeal the act calling for a referendum on gubernatorial succession, upon third reading.

The Senate Committee Substitute bill passes its third reading by roll-call vote, ayes 39, noes 7, as follows:


Voting in the negative: Senators Cobb, Hardison, Harris, Kincaid, Rauch, Smith, and Swain—7.

Receiving a three-fifths affirmative majority, the Senate Committee Substitute bill is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H. B. 761, a bill to apportion the federal estate tax burden as recommended by the General Statutes Commission.

On motion of Senator Staton, Committee Amendment No. 1 is adopted.
The bill, as amended, passes its second reading (electronically recorded).
On objection of Senator Watt to its third reading, the bill, as amended, remains on the Calendar for further consideration upon third reading.

H. B. 992, a bill to clarify the unfair debt collection practices act.
The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

Senator Staton requests to be recorded voting “aye” on third reading.

H. B. 1666, a bill to prohibit the possession and sale of spring-loaded knives.

June 25, 1986
The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

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 Thomas of Henderson for the Finance Committee:

S. B. 925, a bill to amend the application fee and cost recovery provisions related to the IV-D child support program, with a favorable report.

S. B. 949, a bill to authorize Swain County to levy a room occupancy and tourism development tax, with a favorable report.

S. B. 952, a bill authorizing Forsyth County to levy an additional one percent room occupancy and tourism development tax, with a favorable report.

S. B. 1024, a bill to authorize the construction and the financing of a certain capital improvement project by the University of North Carolina at Chapel Hill, with a favorable report.

H. B. 1446, a bill providing that a multistate corporation that receives an income tax credit for property taxes paid to a governmental unit in this State must add the total amount of the credit to its State taxable income and may not apply an apportionment factor to the credit, with a favorable report.

H. B. 1447, a bill to provide a motion picture license tax exemption for nonprofit centers for the performing and visual arts, with a favorable report.

H. B. 1449, a bill to eliminate the requirement that an officer of a corporation sign an estimated income tax return filed by the corporation, with a favorable report.

H. B. 1451, a bill clarifying when a gift tax return must be filed, with a favorable report.

H. B. 1452, a bill making technical amendments to the revenue laws, with a favorable report.

H. B. 1467, a bill to adjust the inheritance tax filing threshold in accordance with increases in the Class A Inheritance Tax Credit, and to make conforming changes to inheritance tax statutes necessitated by excluding transfers to the surviving spouse from tax, with a favorable report.

H. B. 1520, a bill to validate local improvement assessments heretofore levied and assessed by the Town Council of the Town of Tarboro, with a favorable report.

By Senator Kaplan for the Election Laws Committee:

H. B. 491, a bill to clarify reasonable support from a parent entity to a political action committee, with an unfavorable report as to bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Kaplan, the rules are suspended and the Senate Committee Substitute bill, which changes the title to read H. B. 491 (Senate Committee Substitute), a
bill to clarify that the 1983 rewrite of the North Carolina Election Campaign Fund Act which allowed disbursements to all candidates allows disbursements to all registered treasurers, is placed before the Senate for immediate consideration.

On motion of Senator Kaplan, the Senate Committee Substitute bill is adopted, and on his further motion is placed on the Calendar for Friday, June 27.

H. B. 1179 (Committee Substitute), a bill to provide for voter registration of misdemeanants while incarcerated, with an unfavorable report as to Committee Substitute bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Kaplan, the rules are suspended and the Senate Committee Substitute bill, which changes the title to read, H. B. 1179 (Senate Committee Substitute), a bill to restore the right of near relatives to assist voters, which was repealed by the 1985 Session, is placed on the Calendar for immediate consideration.

On motion of Senator Kaplan, the Senate Committee Substitute bill is adopted, and on his further motion is placed on the Calendar for Friday, June 27.

CONFERENCE REPORT

H. B. 606
(Senate Committee Substitute)

Senator Staton, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon H. B. 606 (Senate Committee Substitute), a bill to be entitled an act to authorize Wake County and the City of Raleigh to levy occupancy taxes, 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 Senate Committee Substitute for House Bill 606 (4th Edition), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WAKE COUNTY AND THE CITY OF RALEIGH TO Levy OCCUPANCY TAXES, wish to report as follows: the House concurs in the Senate Committee Substitute (4th Edition) with the following amendments:

on page 1, lines 6 through 8, by rewriting those lines to read:

“Scope. The Wake County Board of Commissioners may, by resolution, levy a room occupancy tax of no”;

and on page 1, line 11, by deleting the reference “105-164.3(4)" and substituting the reference “105-164.4(3)";

and on page 3, line 16 through page 4, line 3, by rewriting those lines to read:

“(1) The first one million dollars ($1,000,000) of net proceeds from the tax in each fiscal year shall be transferred by the”;

and on page 4, lines 14 through 16, by rewriting those lines to read:

“each during the quarter for which the distribution is being made. Amounts retained by the county or distributed to a town or city under this”;

June 25, 1986
and on page 4, line 26 and page 9, line 9, by rewriting those lines to read: "festivals, and convention and visitor programs and activities of the Convention and Visitor Bureau."

and on page 4, line 27, by deleting the word "A" and substituting the words "The county, or a"

and on page 5, line 23, by rewriting that line to read: "Council from the same list of nominees furnished by the Raleigh Hotel and Motel Association to the county commissioners."

and on page 5, line 24 through page 6, line 3, by rewriting those lines to read:

"(2) Two individuals who are directly involved in a tourist or convention-related business but do not own or operate a hotel, motel, or other taxable accommodation, selected by the Raleigh City Council.

(3) A resident of Raleigh, selected by the Raleigh City Council, and a resident of Wake County but not of Raleigh, selected by the board of county commissioners, neither of whom is directly involved in a tourist or convention-related business or owns or operates a hotel, motel, or other taxable accommodation."

and on page 6, lines 10 through 13, by changing the comma after the word "commissions" on line 10 to a period and deleting the remainder of those lines;

and on page 7, lines 13 and 14, by rewriting those lines to read: "has not levied the tax";

and on page 7, line 17, by rewriting that line to read: "may, by ordinance,";

and on page 7, lines 20 through 22, by rewriting those lines to read: "rate, if any."

and on page 8, lines 7 through 28, by rewriting those lines to read:

"(1) The first one million dollars ($1,000,000) of net proceeds from the tax in each fiscal year shall be transferred by the city to the Convention and Visitor Bureau established pursuant to this act for use by the Bureau for activities and programs aiding and encouraging convention and visitor promotion.

(2) The remaining net proceeds shall be retained by the city and used only to acquire."

and on page 9, line 18, by rewriting that line to read: "commissioners. To replace these members, the Raleigh City Council may add two at-large members to the Board of Directors of the Bureau."

and on page 10, line 2, by inserting between the words "increased" and "to" the words "or changed";

And the Senate concurs in these amendments.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

June 25, 1986
This the 25th day of June, 1986.

S/ WILLIAM W. STATON
S/ JOSEPH E. JOHNSON
S/ WILMA WOODARD

Conferees for the Senate

S/ DANIEL BLUE
S/ AARON FUSSELL
S/ RAY SPARROW
S/ MARGARET STAMEY

On motion of Senator Staton, the Conference Report is adopted, and is held to be material, constituting first reading.

The Chair orders the Conference Report placed on the Calendar for Thursday, June 26, for adoption, upon second reading.

CALENDAR (Continued)

H. J. R. 1624, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to transfer certain property of the Juvenile Evaluation Center in Buncombe County to the Buncombe County Board of Education to use as part of a high school campus.

The joint resolution passes its second (electronically recorded) and third readings and is ordered enrolled.

H. J. R. 1735, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to establish a penalty for damage to artificial reefs and marking devices to identify reefs.

The joint resolution passes its second (electronically recorded) and third readings and is ordered enrolled.

H. J. R. 1746, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to permit certain beautification districts to hold ABC elections.

The joint resolution passes its second (electronically recorded) 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 25, 1986

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has elected Mr. T. Jerry Williams to fill the unexpired portion of the six-year term of the late Mr. Carl D. Totherow on the State Board of Community Colleges. (Term to expire June 30, 1991.)

Respectfully,
S/ GRACE A. COLLINS
Principal Clerk

June 25, 1986
The Enrolling Clerk reports the following joint resolution properly enrolled, and is duly ratified and sent to the office of the Secretary of State:

H. J. R. 1746, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to permit certain beautification districts to hold ABC elections. (Res. 40)

The Chair declares the Senate in recess until 4:00 P.M. for the purpose of committee meetings.

AFTERNOON SESSION—4:00 P.M.

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

H. B. 2080, a bill to amend the State Refunding Bond Act, the same being Article 3 of Chapter 142 of the General Statutes, G. S. 142-20 to 142-29, inclusive, by substituting a revised Article 3 therefor.

Referred to Finance Committee.

On motion of Senator Rauch, the rules are suspended and the bill is withdrawn from the Finance Committee and placed on the Calendar for Thursday, June 26.

H. J. R. 2041, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a joint resolution honoring the life and memory of George M. Wood.

Referred to Rules and Operation of the Senate Committee.

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 Staton for the Judiciary II Committee:

S. B. 858, a bill to implement the recommendations of the Medical Malpractice Study Commission and to improve the capacity of the State to monitor the claims experience of liability insurers; assist the health care professions in peer review, risk management and self-disciplinary efforts; and limit the liability of health care providers for noneconomic and punitive damages, with a unfavorable report as to bill, but favorable as to Committee Substitute bill.

On motion of Senator Staton, the rules are suspended and the Committee Substitute bill is placed before the Senate for immediate consideration. On the further motion of Senator Staton, the Committee Substitute bill is adopted and is placed on the Calendar for Thursday, June 26.

By Senator Rauch for the Finance Committee:

S. B. 866 (Committee Substitute), a bill to provide roads to the future, with an
unfavorable report as to Committee Substitute bill No. 1, but favorable as to Committee Substitute bill No. 2.

On motion of Senator Rauch, the rules are suspended and the Committee Substitute bill No. 2 is placed before the Senate for immediate consideration. On motion of Senator Rauch, the Committee Substitute bill No. 2 is adopted, held to be material, constituting first reading of the bill.

The Chair orders the Committee Substitute bill No. 2 placed on the Calendar for Thursday, June 26, upon second reading.

By Senator Barnes for the Judiciary I Committee:

S. B. 868, a bill to implement the recommendations of the Liability and Property Insurance Markets Study Commission, with an unfavorable report as to bill, but favorable as to Committee Substitute bill.

On motion of Senator Barnes, the rules are suspended and the Committee Substitute bill is placed before the Senate for immediate consideration, and on his further motion the Committee Substitute bill is adopted.

On motion of Senator Barnes, the Committee Substitute bill is placed on the Calendar for Thursday, June 26.

On motion of Senator Harrington, seconded by Senator McDowell, the Senate adjourns to meet tomorrow, June 26, at 1:30 P.M.

ONE HUNDRED THIRTY-FOURTH DAY

SENATE CHAMBER,
Thursday, June 26, 1986.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Joseph B. Bethea, Administrative Assistant to the Bishop of the North Carolina Conference of the United Methodist Church, as follows:

"We give Thee thanks, O God, for this good land in which we live, for the nation and its leaders, for the State and its leaders.

"We praise Thy Name for these who have given themselves to the work of the Senate of the State of North Carolina.

"And we thank You for every privilege and opportunity we have had and shall have this day to serve You and to serve our sisters and brothers.

"Help us to use these opportunities in ways that will be pleasing to You and that will serve the well-being of those we represent.

"And when this day is done, may we rest in peace knowing that we've done our best.

"Hear our prayer, O God. Amen."

Senator Harrington for the Rules and Operation of the Senate Committee announces

June 26, 1986
that the Journal of yesterday has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

The President grants a leave of absence to Senator Ballenger for today.

The President extends courtesies of the floor to Vernon E. White, former Senator from Pitt County.

Upon motion of Senator Thomas of Craven, the rules are suspended and the President extends courtesies of the floor to Miss Joni Parker, Miss North Carolina of 1986, who approaches the Well of the Senate and addresses the membership.

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. 611 (Senate Committee Substitute), an act to allow licensed direct response writers of life and health insurance to transact business without agents licensed by North Carolina. (Ch. 800)

H. B. 939 (Senate Committee Substitute), an act to amend the Nonprofit Corporation Act contained in Chapter 55A of the General Statutes of North Carolina as recommended by the General Statutes Commission; and to amend the Business Corporation Act contained in Chapter 55 of the General Statutes of North Carolina to provide for restrictions on cumulative voting for directors and on calling meetings of stockholders of publicly held companies. (Ch. 801)

H. B. 992, an act to clarify the unfair debt collection practices act. (Ch. 802)

H. B. 1443, an act to abolish the offices of treasurer and constable in the Town of Pantego at the end of their current term of office. (Ch. 803)

H. B. 1488, an act to allow towns in Johnston County to exercise extraterritorial planning powers within Johnston County within two miles of the corporate limits with the approval of the Johnston County Board of Commissioners. (Ch. 804)

H. B. 1489, an act to provide for enforcement of building and other codes by the County of Craven as to property of the New Bern–Craven County Board of Education rather than by cities in that County. (Ch. 805)

H. B. 1508, an act to amend the Charter of the City of Lexington. (Ch. 806)

H. B. 1539, an act to update the Charter of the City of Greensboro consistent with State law. (Ch. 807)

H. B. 1552, an act concerning construction and operation of dock facilities on property owned by the Town of Manteo. (Ch. 808)

H. B. 1637, an act to authorize Transylvania County to adopt "pre-development ordinances." (Ch. 809)

H. B. 1666, an act to prohibit the possession and sale of spring-loaded knives. (Ch. 810)

H. J. R. 1624, a joint resolution authorizing the 1985 General Assembly, 1986 Session,
to consider a bill to be entitled an act to transfer certain property of the Juvenile Evaluation Center in Buncombe County to the Buncombe County Board of Education to use as part of a high school campus. (Res. 41)

H. J. R. 1735, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to establish a penalty for damage to artificial reefs and marking devices to identify reefs. (Res. 42)

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 Ezzell, for the Local Government and Regional Affairs Committee:

S. B. 867, a bill to authorize the Yancey Board of Commissioners to exercise jurisdiction over the regulation of domestic animals, with a favorable report.

H. B. 1428, a bill to allow the Graham County Industrial Development Authority and Graham County to convey the golf course property at private sale, and to validate a mortgage, with a favorable report.

H. B. 1465, a bill to allow Randolph County to establish voting precincts without regard to township boundaries, with a favorable report.

H. B. 1469, a bill to authorize the Town of Highlands to adopt and enact ordinances regulating the removal, replacement, and preservation of trees within the Town of Highlands, with a favorable report.

H. B. 1470 (Committee Substitute), a bill to permit the City of Burlington to convey at private sale to The Gallery Players, Incorporated, the Paramount Theatre and certain adjacent properties, with a favorable report.

H. B. 1481, a bill to allow Davie County ordinances regulating waste disposal to apply countywide, and to authorize Davie County to enter into long term contracts for disposal of solid waste, with a favorable report.

H. B. 1483, a bill to revise the Charter of the City of Elizabeth City, change the form of government of the City of Elizabeth City and schedule nonpartisan municipal election, with a favorable report.

H. B. 1492, a bill to annex certain non-contiguous territory to the Town of Maiden, with a favorable report.

H. B. 1522, a bill to provide for four-year terms for the Mayor and Board of Commissioners of the Town of Falkland, with a favorable report.

H. B. 1525, a bill to allow Craven County and municipalities located therein to engage in economic development activities, with a favorable report.

H. B. 1545, a bill to permit the employment of unlicensed shampooers in Randolph County, with a favorable report.

H. B. 1554, a bill to raise the compensation of the Buncombe County Board of Education, with a favorable report.

June 26, 1986
H. B. 1558, a bill to provide for the appointment of Trustees for Albemarle Hospital in Pasquotank County, with a favorable report.

H. B. 1561, a bill to ratify certain actions of the Town of Weddington and the City of Charlotte, with a favorable report.

H. B. 1575, a bill to extend the law enforcement jurisdiction of city law enforcement officers assigned to the Gaston County Drug Enforcement Unit, with a favorable report.

H. B. 1576, a bill to allow Gaston County and municipalities located therein to engage in economic development activities, with a favorable report.

H. B. 1579, a bill to create the Elizabethtown Airport and Economic Development Commission, with a favorable report.

H. B. 1581, a bill to make revisions in the Charter of the City of Kinston, with a favorable report.

H. B. 1582, a bill to change the Charter of the Simmons–Nott Airport Authority so as to remove the City of New Bern from responsibility under the Act, with a favorable report.

H. B. 1590, a bill to authorize Catawba County and municipalities located therein to regulate abandoned and junked vehicles for aesthetic purposes, with a favorable report.

H. B. 1615, a bill to regulate hunting from roads in Brunswick County, with a favorable report.

By Senator Plyler, for the Appropriations Committee:

S. B. 939 (Committee Substitute), a bill to provide for expediting child support cases as required by federal law, with a favorable report.

By Senator Barnes, for the Judiciary I Committee:

S. B. 485 (House Committee Substitute), a bill to provide that a recorded instrument that corrects an obvious minor error made in the instrument as originally recorded is valid if the correction in the new instrument is initialed and an explanation statement is signed by the parties to the instrument or the attorney who drafted the instrument, with a favorable report as to concurrence in the House Committee Substitute bill.

H. B. 170 (Committee Substitute), a bill to provide additional remedies for violations of the Open Meetings Law, with an unfavorable report as to Committee Substitute bill, but favorable report as to Senate Committee Substitute bill.

On motion of Senator Barnes, the rules are suspended and the Senate Committee Substitute bill is placed before the Senate for immediate consideration, and on his further motion the Senate Committee Substitute bill is adopted.

On motion of Senator Barnes, the Senate Committee Substitute bill is placed on the Calendar for Monday, June 30.

H. B. 1049, a bill concerning venue for judicial review under the Administrative Procedure Act, with an unfavorable report as to bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Barnes, the rules are suspended and the Senate Committee
Substitute bill is placed before the Senate for immediate consideration, and on his further motion the Senate Committee Substitute bill is adopted.

On motion of Senator Barnes, the Senate Committee Substitute bill is placed on the Calendar for Friday, June 27.

By Senator Marvin for the Pensions and Retirement Committee:

S. B. 1286, a bill to provide for severance pay or discontinued service retirement for employees who are separated due to a reduction in force, with a favorable report.

By Senator Soles for the Judiciary IV Committee:

H. B. 1509, a bill to make technical amendments to the Statutes creating infractions, with a favorable report.

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. 1573, a bill to amend the law relating to the probation supervision fee. Referred to Finance Committee.

H. B. 1608, a bill to extend the income tax personal exemption for paraplegics and similarly disabled individuals to dependents who are paraplegic or similarly disabled. Referred to Finance Committee.

H. B. 1625, a bill to permit the City of Wilmington, the City of Salisbury, and Durham County to accept deeds to real property in payment of liens held by the City. Referred to Local Government and Regional Affairs Committee.

H. B. 2084, a bill to clarify the authority to transfer rights in hospital facilities to an AHEC Program. Referred to Judiciary IV Committee.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

H. B. 1542, a bill to authorize counties to levy additional one-half percent local sales and use taxes. Referred to Finance Committee.

CALENDAR

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

The Chair declares the voting equipment inoperative for a portion of today's session.

S. B. 868 (Committee Substitute), a bill to implement the recommendations of the Liability and Property Insurance Markets Study Commission, upon second reading. Senator Hardison offers a motion that the Committee Substitute bill be removed from today's Calendar and re-referred to the Insurance Committee.

After lengthy debate, Senator Hardison calls the previous question, seconded by
Senator Thomas of Henderson. The call is sustained. The motion by Senator Hardison to re-refer the Committee Substitute bill to the Insurance Committee prevails (electronically recorded).

The Chair orders the Committee Substitute bill removed from the Calendar and re-referred to the Insurance Committee.

H. B. 606 (Senate Committee Substitute), a bill to authorize Wake County and the City of Raleigh to levy occupancy taxes, for adoption of the Conference Report submitted yesterday, upon second reading.

On motion of Senator Staton, the Conference Report is adopted by roll-call vote, ayes 44, noes 0, as follows:


Voting in the negative: None.

The Conference Report remains on the Calendar for adoption upon third reading.

H. B. 1444, a bill to clarify the authority of Halifax County and the municipalities located therein to undertake economic development activities, as amended, upon third reading.

Senator Ezzell moves that the vote by which the bill, as amended, passed its second reading be reconsidered, which motion prevails. Amendment No. 1 is held to be material by the Chair, and its adoption yesterday constitutes the first reading of the measure.

The bill, as amended, passes its second reading by roll-call vote, ayes 49, noes 0, as follows:


Voting in the negative: None.

The bill, as amended, remains on the Calendar for further consideration upon third reading.

H. B. 1368, a bill to annex certain territory to the corporate limits of the Town of Hot Springs, as amended, upon third reading.

The bill, as amended, passes its third reading by roll-call vote, ayes 49, noes 0, as follows:


June 26, 1985
Voting in the negative: None.
The bill, as amended, is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

**H. B. 1461**, a bill to revise and consolidate the Charter of the Town of Edenton, upon third reading.
The bill passes its third reading by roll-call vote, ayes 49, noes 0, as follows:
Voting in the negative: None.
The bill is ordered enrolled.

**H. B. 1471**, a bill to correct the corporate boundaries of the Town of Madison, upon third reading.
The bill passes its third reading by roll-call vote, ayes 49, noes 0, as follows:
Voting in the negative: None.
The bill is ordered enrolled.

**H. B. 1472**, a bill to provide for the use of all property tax collection methods in the collection of special assessments in the County of Rockingham, upon third reading.
The bill passes its third reading by roll-call vote, ayes 49, noes 0, as follows:
Voting in the negative: None.
The bill is ordered enrolled.

**H. B. 1540**, a bill to annex property west of the corporate limits of the City of Greensboro and to exempt certain properties owned by the Greensboro–High Point Airport Authority and certain areas immediately adjacent thereto, upon third reading.
The bill passes its third reading by roll-call vote, ayes 49, noes 0, as follows:
Voting in the affirmative: Senators Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin,

June 26, 1985

Voting in the negative: None.

The bill is ordered enrolled.

H. B. 1640, a bill to revise and consolidate the Charter of the City of Concord and to repeal prior local acts, as amended, upon third reading.

The bill, as amended, passes its third reading by roll-call vote, ayes 49, noes 0, as follows:


Voting in the negative: None.

The bill, as amended, is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

S. B. 949, a bill to authorize Swain County to levy a room occupancy and tourism development tax, as amended, upon second reading.

The bill, as amended, passes its second reading by roll-call vote, ayes 43, noes 0, as follows:


Voting in the negative: None.

The bill, as amended, remains on the Calendar for further consideration upon third reading.

S. B. 952, a bill authorizing Forsyth County to levy an additional one percent room occupancy and tourism development tax, upon second reading.

The bill passes its second reading by roll-call vote, ayes 43, noes 0, as follows:


Voting in the negative: None.

The bill remains on the Calendar for further consideration upon third reading.

H. B. 1520, a bill to validate local improvement assessments heretofore levied and assessed by the Town Council of the Town of Tarboro, upon second reading.
The bill passes its second reading by roll-call vote, ayes 43, noes 0, as follows:


Voting in the negative: None.

The bill remains on the Calendar for further consideration upon third reading.

S. B. 866 (Committee Substitute No. 2), a bill to provide roads to the future, upon second reading.

On motion of Senator Redman, the rules are suspended and courtesies of the floor are extended to Carla Peterson of the Fiscal Research staff in order to assist with the explanation of the bill.

Senator Redman offers Amendments No. 1 and No. 2 which are adopted (electronically recorded).

The Committee Substitute bill No. 2, as amended, passes its second reading by roll-call vote, ayes 43, noes 6, as follows:


The Committee Substitute bill No. 2, as amended, is ordered engrossed and placed on the Calendar for June 27, upon third reading.

S. B. 1024, a bill to authorize the construction and the financing of a certain capital improvement project by the University of North Carolina at Chapel Hill, upon second reading.

The bill passes its second reading by roll-call vote, ayes 46, noes 0, as follows:


Voting in the negative: None.

The bill remains on the Calendar for further consideration upon third reading.

H. B. 1446, a bill providing that a multistate corporation that receives an income tax credit for property taxes paid to a governmental unit in this State must add the total amount of the credit to its State taxable income and may not apply an apportionment factor to the credit, upon second reading.

The bill passes its second reading by roll-call vote, ayes 45, noes 0, as follows:

Voting in the affirmative: Senators Basnight, Cobb, Conder, Ezzell, Goldston, Guy, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus,

Voting in the negative: None.

The bill remains on the Calendar for further consideration upon third reading.

H. B. 1452, a bill making technical amendments to the revenue laws, upon second reading.

The bill passes its second reading by roll-call vote, ayes 48, noes 0, as follows:


Voting in the negative: None.

The bill remains on the Calendar for further consideration upon third reading.

H. B. 2080, a bill to amend the State Refunding Bond Act, the same being Article 3 of Chapter 142 of the General Statutes, G. S. 142-20 to 142-29, inclusive, by substituting a revised Article 3 therefor, upon second reading.

The bill passes its second reading by roll-call vote, ayes 48, noes 0, as follows:


Voting in the negative: None.

The bill remains on the Calendar for further consideration upon third reading.

S. B. 858 (Committee Substitute), a bill to implement the recommendations of the Medical Malpractice Study Commission and to improve the capacity of the State to monitor the claims experience of liability insurers; assist the health care professions in peer review, risk management and self-disciplinary efforts; and limit the liability of health care providers for noneconomic and punitive damages.

Senator Conder offers a motion that the Committee Substitute bill be removed from today’s Calendar and re-referred to the Insurance Committee. Senator Staton rises to offer a substitute motion. The Chair rules a motion to re-refer takes precedence. The motion of Senator Conder fails to prevail.

On motion of Senator Staton, consideration of the Committee Substitute bill is postponed until Friday, June 27.

S. B. 925, a bill to amend the application fee and cost recovery provisions related to the IV-D child support program, as amended.

The bill, as amended, passes its second reading (electronically recorded).

On objection of Senator Plyler to its third reading, the bill, as amended, remains on the Calendar for further consideration upon third reading.

June 26, 1986
H. B. 1447, a bill to provide a motion picture license tax exemption for nonprofit centers for the performing and visual arts.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1449, a bill to eliminate the requirement that an officer of a corporation sign an estimated income tax return filed by the corporation.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1451, a bill clarifying when a gift tax return must be filed.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1467, a bill to adjust the inheritance tax filing threshold in accordance with increases in the Class A Inheritance Tax Credit, and to make conforming changes to inheritance tax statutes necessitated by excluding transfers to the surviving spouse from tax.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

S. B. 926, a bill to eliminate the requirement that the City of Asheboro and Counties of Anson, Montgomery, Scotland, Stanly, and Union mail zoning notices, as amended, upon third reading.

Senator Marvin offers Amendment No. 2 which is adopted (electronically recorded) further changing the title to read, S. B. 926, a bill to eliminate the requirement that the City of Asheboro and Counties of Anson, Montgomery, Scotland, Stanly, Union, Gaston, Lincoln, Cleveland and Rutherford mail zoning notices.

On motion of Senator Walker, further consideration of the bill, as amended, is postponed until Tuesday, July 1.

S. B. 892, a bill to make provisions for filling unexpired terms for superior court judge in the same year as full terms, by considering unexpired terms as separate offices for the purpose of applying a designated seat rule, upon third reading.

The bill passes its third reading (electronically recorded) and is ordered sent to the House of Representatives.

S. B. 922, a bill to make provisions for filling unexpired terms for superior court judge in the same year as full terms, without applying a designated seat rule except when the vacancy occurs so close to the election that it is an administrative necessity, upon third reading.

The bill passes its third reading (electronically recorded) and is ordered sent to the House of Representatives.

H. B. 761, a bill to apportion the federal estate tax burden as recommended by the General Statutes Commission, 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 Senate Amendment No. 1.

RE-REFERRAL

S. B. 994, a bill to create the North Carolina Grape Growers Board.

June 26, 1986
On motion of Senator Barnes, the rules are suspended, and the bill is withdrawn from the Appropriations Committee and re-referred to the Judiciary I Committee.

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 Rauch for the Finance Committee:

S. B. 879 (Committee Substitute), a bill to make substantive changes in laws regarding insurance taxes and fees as recommended by the Insurance Regulation Study Commission, with a favorable report, as amended.

On motion of Senator Rauch, the rules are suspended and the Committee Substitute bill is placed before the Senate for immediate consideration, and on his further motion Committee Amendment No. 1, held to be material, is adopted, constituting first reading.

On motion of Senator Rauch, the Committee Substitute bill, as amended, is placed on the Calendar for Friday, June 27, upon second reading.

S. B. 945, a bill to authorize Nash County to levy a room occupancy and tourism development tax, as amended, with a favorable report.

On motion of Senator Rauch, the rules are suspended and the bill, as amended, is placed before the Senate for immediate consideration, and on his further motion Committee Amendment No. 2, held to be material, is adopted, constituting first reading.

On motion of Senator Rauch, the bill, as amended, is placed on the Calendar for Friday, June 27, upon second reading.

S. B. 948, a bill authorizing several of the western counties to levy a room occupancy and tourism development tax, with a favorable report, as amended.

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 Committee Amendment No. 1, held to be material, is adopted, constituting first reading.

On motion of Senator Rauch, the bill, as amended, is placed on the Calendar for Friday, June 27, upon second reading.

H. B. 74, a bill to transfer the responsibility for issuing bingo licenses and establishing audit procedures for bingo accounts from the Department of Revenue to the Attorney General’s Office, with a favorable report, as amended.

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 Committee Amendment No. 1 is adopted.

On motion of Senator Rauch, the bill, as amended, is re-referred to the Ways and Means Committee.

S. B. 918, a bill to make changes in procedures for levy of the Statesville occupancy tax, and to provide for additional uses of the proceeds, with an unfavorable report as to bill, but favorable as to Committee Substitute bill, held to be material.

On motion of Senator Rauch, the rules are suspended and the Committee Substitute bill is placed before the Senate for immediate consideration, and on his further motion the Committee Substitute bill is adopted, constituting first reading.
On motion of Senator Rauch, the Committee Substitute bill is placed on the Calendar for Friday, June 27, upon second reading:

By Senator Staton for the *Judiciary II Committee*:

*S. B. 859*, a bill to establish the North Carolina Childhood Vaccine-Related Injury Compensation Program, with an unfavorable report as to bill, but favorable as to Committee Substitute bill.

On motion of Senator Staton, the rules are suspended and the Committee Substitute bill is placed before the Senate for immediate consideration, and on his further motion the Committee Substitute bill is adopted.

On motion of Senator Staton, the Committee Substitute bill is placed on the Calendar for Friday, June 27.

The President of the Senate orders, without objection, all bills receiving affirmative action in the Senate until adjournment, *sine die*, shall be sent to the House of Representatives by special messenger.

On motion of Senator Harrington, seconded by Senator Hunt of Durham, the Senate adjourns to meet tomorrow Friday, June 27, at 1:30 P.M.

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**ONE HUNDRED THIRTY-FIFTH DAY**

*SENATE CHAMBER,*

*Friday, June 27, 1986.*

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Reverend Rodney G. Hamm, Millbrook United Methodist Church, Raleigh, as follows:

"O God, We thank You for giving to us the gift of this hour for our living. Guide, we pray, these Senators in their response to the opportunities that are and will be before them in the remainder of this day. Inspire them anew to their best intentions for service in their high office, and then, O God, Whose thoughts are high above our thoughts, lead them into a better way that they might all work together mindful that You are a purposeful God and have directed we should have just government for the people. Help them, insomuch as You can make it possible, to be charitable to each other, and give to each one here both conviction and commitment mingled with wise compassion to deal with the needs of North Carolina. May this Body surrounded by the comforts they rightly deserve be mindful of the cries of the undeservedly uncomfortable and the suffering of men and women, boys and girls for whose sake they are called to serve. O God, we pray Thee to show Your favor upon us by sending a rain that would aid our farming community, and may we find means to help the needy to find possibilities of industrious employment. Now, we pray Thee to help this Body to focus on the business at hand, and to reign over their hearts, minds, spirits and strength as we pray in our Master's Name. Amen."

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

The President grants a leave of absence to Senator Rauch for today.

The President extends courtesies of the gallery to Gilbert Lee Boger, former Senator from Davie County.

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. 889, an act to permit the City of Lumberton to have five members on the local ABC Board. (Ch. 811)

S. B. 911, an act to amend the Charter of the City of Hamlet in Richmond County to effect the removal of certain lands from the corporate limits of said municipality. (Ch. 812)

S. B. 935, an act to increase the penalty for parking violations that are committed in the City of Greenville and are established by relying on the prima facie rule of evidence. (Ch. 813)

H. B. 961, an act to amend, subject to the approval of the electorate, Article V of the Constitution of North Carolina to authorize the issuance of revenue bonds to finance and refinance higher education facilities owned by nonprofit corporations. (Ch. 814)

H. B. 1461, an act to revise and consolidate the Charter of the Town of Edenton. (Ch. 815)

H. B. 1471, an act to correct the corporate boundaries of the Town of Madison. (Ch. 816)

H. B. 1472, an act to provide for the use of all property tax collection methods in the collection of special assessments in the County of Rockingham. (Ch. 817)

H. B. 1540, an act to annex property west of the corporate limits of the City of Greensboro and to exempt certain properties owned by the Greensboro–High Point Airport Authority and certain areas immediately adjacent thereto. (Ch. 818)

H. B. 1447, an act to provide a motion picture license tax exemption for nonprofit centers for the performing and visual arts. (Ch. 819)

H. B. 1449, an act to eliminate the requirement that an officer of a corporation sign an estimated income tax return filed by the corporation. (Ch. 820)

H. B. 1451, an act clarifying when a gift tax return must be filed. (Ch. 821)

H. B. 1467, an act to adjust the inheritance tax filing threshold in accordance with increases in the Class A Inheritance Tax Credit, and to make conforming changes to inheritance tax statutes necessitated by excluding transfers to the surviving spouse from tax. (Ch. 822)

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:

June 27, 1986
By Senator Harrington for the Rules and Operation of the Senate Committee:

S. J. R. 1287, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a joint resolution repudiating the claim that the Wright Brothers did not make the first flight and expressing North Carolina's pride in the historic achievements of the Wright Brothers, with a favorable report.

H. J. R. 1635, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider "a bill to be entitled an act to require requests for consent to anatomical gifts," with a favorable report.

H. J. R. 1845, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to repeal Chapter 461 of the 1985 Session Laws concerning the Venus Fly Trap plant, with a favorable report.

H. J. R. 2041, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a joint resolution honoring the life and memory of George M. Wood, with a favorable report.

By Senator Soles for the Judiciary IV Committee:

H. B. 569 (Committee Substitute), a bill to establish an interdisciplinary committee to assist the court in developing alternatives for status offenders and to allow protective custody in response to violation of the terms of a valid protective supervision order, with a favorable report, as amended.

On motion of Senator Soles, the rules are suspended and the Committee Substitute bill is placed before the Senate for immediate consideration, and on his further motion Committee Amendment No. 1 is adopted.

On motion of Senator Soles, the Committee Substitute bill, as amended, is re-referred to the Appropriations Committee.

By Senator Hipps for the Children and Youth Committee:

S. B. 924, a bill to achieve greater consistency and equity in the setting of child support obligation amounts through the use of advisory guidelines, with an unfavorable report as to bill, but favorable as to Committee Substitute bill.

On motion of Senator Hipps, the rules are suspended and the Committee Substitute bill which changes the title to read, S. B. 924 (Committee Substitute), a bill to achieve greater consistency and equity in the setting of child support obligation amounts through the use of guidelines, is placed before the Senate for immediate consideration.

On motion of Senator Hipps, the Committee Substitute bill is adopted, and on his further motion is placed on the Calendar for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Staton and Taft:

S. B. 1289, a bill to appropriate funds to the Department of Insurance for the purpose of employing necessary staff to obtain actuarial services in professional liability insurance. Referred to Appropriations Committee.
By Senators Staton and Taft:

S. B. 1290, a bill to appropriate funds to the Industrial Commission for the purpose of hearing and passing on childhood vaccine-related injury claims.

Referred to Appropriations Committee.

By Senators Staton and Taft:

S. B. 1291, a bill to appropriate funds to the Department of Human Resources for the purpose of providing essential and necessary services to persons who have suffered vaccine-related injuries.

Referred to Appropriations Committee.

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. 438 (Committee Substitute), a bill to impose minimum terms of imprisonment for convictions of concealing merchandise or switching price tags, for concurrence in the House Committee Substitute bill which changes the title, upon concurrence, to read, S. B. 438 (House Committee Substitute), a bill to impose minimum terms of imprisonment and community service for convictions of concealing merchandise or switching price tags.

Referred to Judiciary IV Committee.

H. B. 1448, a bill requiring that certain golf carts and battery chargers be considered a single article for sales tax purposes.

Referred to Finance Committee.

H. B. 1580, a bill making clarifying amendments to the gasoline, special fuel, and highway use tax statutes.

Referred to Finance Committee.

H. B. 1609, a bill relating to municipal wards and precincts in those municipalities located in more than one county.

Referred to Election Laws Committee.

H. B. 1646, a bill to authorize McDowell County to levy a room occupancy and tourism development tax.

Referred to Finance Committee.

H. J. R. 1832, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to allow the disposition of certain property held in the Executive Mansion.

Referred to Rules and Operation of the Senate Committee.

H. J. R. 1886, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to exempt State operated curb markets from certain food regulations.

Referred to Rules and Operation of the Senate Committee.

H. B. 2086, a bill to amend the Employment Security Law in compliance with federal law regarding Federal-State extended unemployment compensation.

Referred to Manufacturing and Labor Committee.
H. J. R. 2093, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to amend the Hazardous Waste Treatment Commission Law.

Referred to Rules and Operation of the Senate Committee.

CALENDAR

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

H. B. 1049 (Senate Committee Substitute), a bill to delay the sunset on APA Rules. On motion of Senator Barnes, the Senate Committee Substitute bill is placed before the Senate as the first item of business.

The Senate Committee Substitute bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H. B. 1007 (Senate Committee Substitute), a bill to modify the qualifications for a land surveyor applicant.

On motion of Senator Guy, consideration of the Senate Committee Substitute bill is postponed until Monday, June 30.

H. B. 606 (Senate Committee Substitute), a bill to authorize Wake County and the City of Raleigh to levy occupancy taxes, for adoption of the Conference Committee Report submitted Thursday, June 26, upon third reading.

On motion of Senator Johnson of Wake, the Conference Report is adopted by roll-call vote, ayes 43, noes 0, as follows:


Voting in the negative: None.

A message is ordered sent to the House of Representatives informing that Honorable Body of such action.

S. B. 949, a bill to authorize Swain County to levy a room occupancy and tourism development tax, as amended, upon third reading.

The bill, as amended, passes its third reading by roll-call vote, ayes 40, noes 0, as follows:


Voting in the negative: None.

The bill, as amended, is ordered sent to the House of Representatives.

S. B. 952, a bill authorizing Forsyth County to levy an additional one percent room occupancy and tourism development tax, upon third reading.

The bill passes its third reading by roll-call vote, ayes 40, noes 0, as follows:

June 27, 1986

Voting in the negative: None.
The bill is ordered sent to the House of Representatives.

H. B. 1444, a bill to clarify the authority of Halifax County and the municipalities located therein to undertake economic development activities, as amended, upon third reading.

The bill, as amended, passes its third reading by roll-call vote, ayes 40, noes 0, as follows:

Voting in the negative: None.
The bill, as amended, is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1, which changes the title, upon concurrence, as reflected upon second reading.

H. B. 1520, a bill to validate local improvement assessments heretofore levied and assessed by the Town Council of the Town of Tarboro, upon third reading.

The bill passes its third reading by roll-call vote, ayes 40, noes 0, as follows:

Voting in the negative: None.
The bill is ordered enrolled.

S. B. 945, a bill to authorize Nash County to levy a room occupancy and tourism development tax, as amended, upon second reading.

The bill, as amended, passes its second reading by roll-call vote, ayes 42, noes 0, as follows:

Voting in the negative: None.
The bill, as amended, remains on the Calendar for further consideration upon third reading.

June 27, 1986
S. B. 948, a bill authorizing several of the western counties to levy a room occupancy and tourism development tax, as amended, upon second reading.

Senator Hunt of Durham offers Amendment No. 2, changing the title to read, S. B. 948, a bill authorizing several of the western counties and Durham County to levy a room occupancy and tourism development tax, which is adopted (electronically recorded), and held to be material constituting the first reading.

The bill, as amended, remains on the Calendar for Monday, June 30, upon second reading.

S. B. 918 (Committee Substitute), a bill to make changes in procedures for levy of the Statesville occupancy tax, and to provide for additional uses of the proceeds, upon second reading.

The Committee Substitute bill passes its second reading by roll-call vote, ayes 42, noes 0, as follows:


Voting in the negative: None.

The Committee Substitute bill remains on the Calendar for further consideration upon third reading.

H. B. 1483, a bill to revise the Charter of the City of Elizabeth City, change the form of government of the City of Elizabeth City and schedule nonpartisan municipal election, upon second reading.

The bill passes its second reading by roll-call vote, ayes 42, noes 0, as follows:


Voting in the negative: None.

The bill remains on the Calendar for further consideration upon third reading.

H. B. 1492, a bill to annex certain non-contiguous territory to the Town of Maiden, upon second reading.

The bill passes its second reading by roll-call vote, ayes 42, noes 0, as follows:


Voting in the negative: None.

The bill remains on the Calendar for further consideration upon third reading.

H. B. 1525, a bill to allow Craven County and municipalities located therein to engage in

June 27, 1986
economic development activities, upon second reading.

The bill passes its second reading by roll-call vote, ayes 42, noes 0, as follows:


Voting in the negative: None.
The bill remains on the Calendar for further consideration upon third reading.

H. B. 1561, a bill to ratify certain actions of the Town of Weddington and the City of Charlotte, upon second reading.

The bill passes its second reading by roll-call vote, ayes 42, noes 0, as follows:


Voting in the negative: None.
The bill remains on the Calendar for further consideration upon third reading.

H. B. 1576, a bill to allow Gaston County and municipalities located therein to engage in economic development activities, upon second reading.

The bill passes its second reading by roll-call vote, ayes 42, noes 0, as follows:


Voting in the negative: None.
The bill remains on the Calendar for further consideration upon third reading.

H. B. 1579, a bill to create the Elizabethtown Airport and Economic Development Commission, upon second reading.

The bill passes its second reading by roll-call vote, ayes 42, noes 0, as follows:


Voting in the negative: None.
The bill remains on the Calendar for further consideration upon third reading.

S. B. 948, a bill authorizing several of the western counties and Durham County to levy a room occupancy and tourism development tax, as amended, is taken from the Calendar of Monday, June 30, and placed before the Senate for further consideration on motion of Senator Hipps.

Senator Hipps moves that the vote by which Amendment No. 2 was adopted, be reconsidered, which motion prevails.

June 27, 1986
On motion of Senator Hunt of Durham, and without objection, Amendment No. 2 is withdrawn, changing the title to read, S. B. 948, a bill authorizing several of the western counties to levy a room occupancy and tourism development tax.

The bill, as amended, remains before the Senate for consideration, upon second reading.

The bill, as amended, passes its second reading by roll-call vote, ayes 38, noes 0, as follows:


Voting in the negative: None.

The bill, as amended, remains on the Calendar for further consideration upon third reading.

S. B. 867, a bill to authorize the Yancey Board of Commissioners to exercise jurisdiction over the regulation of domestic animals.

The bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives.

H. B. 1428, a bill to allow the Graham County Industrial Development Authority and Graham County to convey the golf course property at private sale, and to validate a mortgage.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1465, a bill to allow Randolph County to establish voting precincts without regard to township boundaries.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1469, a bill to authorize the Town of Highlands to adopt and enact ordinances regulating the removal, replacement, and preservation of trees within the Town of Highlands.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1470 (Committee Substitute), a bill to permit the City of Burlington to convey at private sale to The Gallery Players, Incorporated, the Paramount Theatre and certain adjacent properties.

The Committee Substitute bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1481, a bill to allow Davie County ordinances regulating waste disposal to apply countywide, and to authorize Davie County to enter into long term contracts for disposal of solid waste.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1522, a bill to provide for four-year terms for the Mayor and Board of Commissioners of the Town of Falkland.
The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1545, a bill to permit the employment of unlicensed shampooers in Randolph County.
The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1554, a bill to raise the compensation of the Buncombe County Board of Education.
The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1558, a bill to provide for the appointment of Trustees for Albemarle Hospital in Pasquotank County.
The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1575, a bill to extend the law enforcement jurisdiction of city law enforcement officers assigned to the Gaston County Drug Enforcement Unit.
The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1581, a bill to make revisions in the Charter of the City of Kinston.
The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1582, a bill to change the Charter of the Simmons–Nott Airport Authority so as to remove the City of New Bern from responsibility under that Act.
The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1590, a bill to authorize Catawba County and municipalities located therein to regulate abandoned and junked vehicles for aesthetic purposes.
The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1615, a bill to regulate hunting from roads in Brunswick County.
The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

S. B. 866 (Committee Substitute No. 2), a bill to provide roads to the future, as amended, upon third reading.
The Committee Substitute bill No. 2, as amended, passes its third reading by roll-call vote, ayes 40, noes 5, as follows:
Voting in the negative: Senators Kincaid, Price, Sawyer, Simpson, and Smith—5.

June 27, 1986
The following pair is announced: Senator Williams, “aye”; Senator Ballenger, “no”.
The Committee Substitute bill No. 2, as amended, without objection, is ordered sent to
the House of Representatives by special messenger.

S. B. 1024, a bill to authorize the construction and the financing of a certain capital
improvement project by the University of North Carolina at Chapel Hill, upon third
reading.

The bill passes its third reading by roll-call vote, ayes 45, noes 0, as follows:
Voting in the affirmative: Senators Barnes, Basnight, Cobb, Conder, Ezzell, Goldston,
Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of
Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin,
McDowell, Parnell, Plyler, Price, Redman, Royall, Sawyer, Shaw, Simpson, Smith,
Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson,

Voting in the negative: None.
The bill is ordered, without objection, sent to the House of Representatives by special
messenger.

H. B. 1446, a bill providing that a multistate corporation that receives an income tax
credit for property taxes paid to a governmental unit in this State must add the total
amount of the credit to its State taxable income and may not apply an apportionment
factor to the credit, upon third reading.

The bill passes its third reading by roll-call vote, ayes 46, noes 0, as follows:
Voting in the affirmative: Senators Barnes, Basnight, Cobb, Conder, Ezzell, Goldston,
Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of
Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin,
McDowell, Parnell, Plyler, Price, Rand, Royall, Redman, Royall, Sawyer, Shaw, Simpson,
Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson,

Voting in the negative: None.
The bill is ordered enrolled.

H. B. 1452, a bill making technical amendments to the revenue laws, upon third
reading.

The bill passes its third reading by roll-call vote, ayes 41, noes 0, as follows:
Voting in the affirmative: Senators Barnes, Basnight, Cobb, Conder, Ezzell, Goldston,
Guy, Hardison, Harrington, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabar-
rus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, McDowell,
Parnell, Plyler, Price, Rand, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Speed,
Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren,
Watt, Williams, and Winner—41.

Voting in the negative: None.
The bill is ordered enrolled.

H. B. 2080, a bill to amend the State Refunding Bond Act, the same being Article 3 of
Chapter 142 of the General Statutes, G. S. 142-20 to 142-29, inclusive, by substituting a
revised Article 3 therefor, upon third reading.

The bill passes its third reading by roll-call vote, ayes 41, noes 0, as follows:
Voting in the affirmative: Senators Barnes, Basnight, Cobb, Conder, Ezzell, Goldston,
Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of

June 27, 1986

Voting in the negative: None.
The bill is ordered enrolled.

S. B. 879 (Committee Substitute), a bill to make substantive changes in laws regarding insurance taxes and fees as recommended by the Insurance Regulation Study Commission, as amended, upon second reading.
The Committee Substitute bill, as amended, passes its second reading by roll-call vote, ayes 42, noes 0, as follows:


Voting in the negative: None.
The Committee Substitute bill, as amended, remains on the Calendar for further consideration upon third reading.

S. B. 858 (Committee Substitute), a bill to implement the recommendations of the Medical Malpractice Study Commission and to improve the capacity of the State to monitor the claims experience of liability insurers; assist the health care professions in peer review, risk management and self-disciplinary efforts; and limit the liability of health care providers for noneconomic and punitive damages, upon second reading.

On motion of Senator Taft, consideration of the Committee Substitute bill is postponed until Tuesday, July 1.

S. B. 859 (Committee Substitute), a bill to establish the North Carolina Childhood Vaccine-Related Injury Compensation Program.

Senator Watt offers a motion that the Committee Substitute bill be removed from today’s Calendar and placed on the Calendar for Tuesday, which motion he subsequently withdraws.

Senator Watt offers a motion that the Committee Substitute bill be removed from today’s Calendar and placed on the Calendar for Monday, which motion fails of adoption (electronically recorded).

Senator Staton offers Amendment No. 1 and Amendment No. 2 which are adopted (electronically recorded).

The President of the Senate relinquishes the gavel to the President Pro Tempore, Senator Harrington.

Senator Staton offers Amendment No. 3. After lengthy debate, Senator Staton calls the previous question, seconded by Senator Harris. The call is sustained. Amendment No. 3 is adopted (electronically recorded).

Senator Staton offers Amendment No. 4 which fails of adoption (electronically recorded).

Senator Staton calls the previous question, seconded by Senator Barnes. The call is sustained.
The Committee Substitute bill, as amended, passes its second reading (electronically recorded).
Senator Staton objects to the third reading.
Senator Martin of Guilford offers a motion that the Committee Substitute bill, as amended, be placed on the Calendar for Monday, June 30, which motion fails to prevail (electronically recorded).
The Committee Substitute bill, as amended, remains on the Calendar for Saturday, June 28, for further consideration upon third reading.
The President of the Senate assumes the gavel.

ENROLLED BILLS

The Enrolling Clerk reports the following bill properly enrolled, and that it is duly ratified and sent to the office of the Secretary of State:

H. B. 2080, an act to amend the State Refunding Bond Act, the same being Article 3 of Chapter 142 of the General Statutes, G. S. 142-20 to 142-29, inclusive, by substituting a revised Article 3 therefor. (Ch. 823)

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 Johnson of Wake for the Insurance Committee:

H. B. 1511 (Committee Substitute), a bill to revise the rating and classification plans and the ratemaking procedure for nonfleet private passenger motor vehicle insurance; to make revisions and improvements in the regulation of commercial property and liability insurance rates; to require reports from insurers and to authorize the Insurance Commissioner to modify rates if statutory changes in civil law affect insurers’ experience; and to make changes in certain insurance market practices for the benefit to consumers, with an unfavorable report as to Committee Substitute bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Johnson of Wake, the rules are suspended and the Senate Committee Substitute bill, which changes the title to read, H. B. 1511 (Senate Committee Substitute), a bill to revise the rating and classification plans and the ratemaking procedure for nonfleet private passenger motor vehicle insurance; to make revisions and improvements in the regulation of commercial property and liability insurance rates; to require reports from insurers and to authorize the Insurance Commissioner to modify rates if statutory changes in civil law affect insurers’ experience; to make changes in certain insurance market practices for the benefit to consumers; and to implement certain recommendations of the Liability and Property Insurance Markets Study Commission, is placed before the Senate for immediate consideration.

On motion of Senator Johnson of Wake, the Senate Committee Substitute bill is adopted, and on his further motion is placed on the Calendar for Monday, June 30, as Special Order of Business No. 1.

By Senator Thomas of Henderson for the Finance Committee:

S. B. 1273, a bill to provide that when a motor vehicle is transferred incident to organization of a partnership or corporation, and no gain or loss would be recognized for income tax purposes on such transfer, no sales tax is due on such transfer, with a favorable report.

June 27, 1986
H. B. 672, a bill to allow Onslow County to levy a room occupancy and tourism development tax, with a favorable report.

H. B. 1573, a bill to amend the law relating to the probation supervision fee, with a favorable report.

H. B. 1597, a bill to extend the boundaries of the Buck Shoals Fire Protection District in Wilkes and Yadkin Counties, with a favorable report.

S. B. 896, a bill to allow the levy of a room occupancy and tourism development tax in the cities of Hickory and Conover, with a favorable report, as amended.

On motion of Senator Thomas of Henderson, the rules are suspended and the bill is placed before the Senate for immediate consideration.

On motion of Senator Thomas of Henderson, Committee Amendments No. 1, No. 2, and No. 3 are adopted, with Amendments No. 1 and No. 3 held to be material. Amendment No. 1 changes the title to read S. B. 896, a bill to allow the levy of a room occupancy and tourism development tax in the Cities of Conover, Goldsboro, Hendersonville, and Hickory. Amendment No. 3 further changes the title to read, S. B. 896, a bill to allow the levy of a room occupancy and tourism development tax in the Cities of Conover, Goldsboro, Hendersonville, and Hickory, Goldsboro.

The adoption of Committee Amendments No. 1 and No. 3 constitute the first reading of the bill, and the Chair orders the bill, as amended, placed on the Calendar for the next legislative day, upon second reading.

CALENDAR (Continued)

S. B. 895 (Committee Substitute), a bill to regulate the sale of electric weapons or devices.

On motion of Senator Swain, the Committee Substitute bill is recommitted to the Judiciary III Committee.

WITHDRAWAL FROM COMMITTEE

S. B. 438 (House Committee Substitute), a bill to impose minimum terms of imprisonment and community service for convictions of concealing merchandise or switching price tags.

On motion of Senator Winner, the rules are suspended and the House Committee Substitute bill is taken from the Judiciary IV Committee and placed before the Senate for immediate consideration for concurrence in the House Committee Substitute bill.

On motion of Senator Winner, the Senate concurs in the House Committee Substitute bill (electronically recorded) which changes the title to read, S. B. 438 (House Committee Substitute), a bill to impose minimum terms of imprisonment and community service for convictions of concealing merchandise or switching price tags. The House Committee Substitute bill is ordered enrolled.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

H. B. 606 (Committee Substitute) HOUSE OF REPRESENTATIVES

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 H. B. No. 606, June 27, 1986
A BILL TO BE ENTITLED AN ACT TO AUTHORIZE WAKE COUNTY AND THE CITY OF RALEIGH TO LEVY OCCUPANCY TAXES, to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
S/ Grace A. Collins
Principal Clerk

H. B. 1477, a bill to provide for the registration of land in Vance County and to prohibit hunting or the discharge of firearms without permission by persons on the registered land and on abutting portions of highway.

Referred to Natural and Economic Resources and Wildlife Committee.

H. B. 1562 (Committee Substitute), a bill to make omnibus amendments concerning local governments in Orange and Chatham Counties.

Referred to Local Government and Regional Affairs Committee.

H. B. 1584, a bill to authorize Chowan County to levy an excise tax on instruments conveying real property in Chowan County.

Referred to Finance Committee.

H. B. 1695 (Committee Substitute), a bill to allow the New Hanover County Board of Education to convey at private sale the Peabody School to Headstart of New Hanover County.

Referred to Local Government and Regional Affairs Committee.

CALENDAR (Continued)

S. B. 939 (Committee Substitute), a bill to provide for expediting child support cases as required by federal law.

Senator Winner offers Amendment No. 1 which fails of adoption (electronically recorded).

The Committee Substitute bill passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

S. B. 948, a bill authorizing several of the western counties to levy a room occupancy and tourism development tax.

Senator Hipps moves that the vote by which the bill passed its second reading be reconsidered, which motion prevails, without objection.

Senator Hunt of Durham offers Amendment No. 2, earlier withdrawn, which is adopted (electronically recorded), changing the title to read, S. B. 948, a bill authorizing several of the western counties and Durham County to levy a room occupancy and tourism development tax, held to be material and constituting the first reading of the bill.

Without objection, the Chair orders the bill, as amended, placed on the Calendar for Saturday, June 28, upon second reading.

S. B. 1286, a bill to provide for severance pay or discontinued service retirement for employees who are separated due to a reduction in force.

The bill passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger (without engrossment).

June 27, 1986
H. B. 491 (Senate Committee Substitute), a bill to clarify that the 1983 rewrite of the North Carolina Election Campaign Fund Act which allowed disbursements to all candidates allows disbursements to all registered treasurers.

The Senate Committee Substitute bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill without objection, by special messenger.

H. B. 1179 (Senate Committee Substitute), a bill to restore the right of near relatives to assist voters, which was repealed by the 1985 Session.

On motion of Senator Kaplan, consideration of the Senate Committee Substitute bill is postponed until Tuesday, July 1.

H. B. 1509, a bill to make technical amendments to the Statutes creating infractions. The bill passes its second (electronically recorded) and third readings.

Senator Plyler moves that the vote by which the bill passed its third reading be reconsidered, which motion prevails.

Senator Rand offers Amendment No. 1. Senator Winner offers a motion that the bill, with Amendment No. 1 pending, be placed on the Calendar for the next legislative day for further consideration, which motion prevails.

S. B. 925, a bill to amend the application fee and cost recovery provisions related to the IV-D child support program, as amended, upon third reading.

The bill, as amended, passes its third reading (electronically recorded) and is ordered, without objection, sent to the House of Representatives by special messenger.

S. B. 485 (House Committee Substitute), a bill to provide that a recorded instrument that corrects an obvious minor error made in the instrument as originally recorded is valid if the correction in the new instrument is initialed and an explanation statement is signed by the parties to the instrument or the attorney who drafted the instrument, for concurrence in the House Committee Substitute bill.

On motion of Senator Barnes, the Senate concurs in the House Committee Substitute bill (electronically recorded), and the House Committee Substitute bill is ordered enrolled.

S. B. 924 (Committee Substitute), a bill to achieve greater consistency and equity in the setting of child support obligation amounts through the use of guidelines.

Senator Winner offers Amendment No. 1 which is adopted (electronically recorded).

The Committee Substitute bill, as amended, passes its second (electronically recorded) and third readings and is ordered engrossed and sent to the House of Representatives.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

S. B. 634 (Committee Substitute) House of Representatives June 27, 1986

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 S. B. 634, A BILL TO PERMIT GRAND JURIES TO INVESTIGATE DRUG TRAFFICKING, TO INCREASE THE

June 27, 1986
MAXIMUM TERM OF IMPRISONMENT FOR CRIMINAL CONTEMPT FOR REFUSING TO TESTIFY AFTER BEING GRANTED IMMUNITY, AND TO LIMIT THE SCOPE OF IMMUNITY GRANTED WITNESSES TO USE IMMUNITY, to the end that when a similar action has been taken on the part of the Senate, you may order your bill enrolled.

Respectfully,
S/ Grace Collins
Principal Clerk

CONFERENCE REPORT

Senator Rand, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon S. B. 634 (Committee Substitute), a bill to permit grand juries to investigate drug trafficking, to increase the maximum term of imprisonment for criminal contempt for refusing to testify after being granted immunity, and to limit the scope of immunity granted witnesses to use immunity, 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 Senate Bill 634, Third Edition Engrossed, A BILL TO BE ENTITLED AN ACT TO PERMIT GRAND JURIES TO INVESTIGATE DRUG TRAFFICKING, TO INCREASE THE MAXIMUM TERM OF IMPRISONMENT FOR CRIMINAL CONTEMPT FOR REFUSING TO TESTIFY AFTER BEING GRANTED IMMUNITY, AND TO LIMIT THE SCOPE OF IMMUNITY GRANTED WITNESSES TO USE IMMUNITY, wish to report as follows:

The Senate concurs in House Amendment #1.

The Senate concurs in House Amendment #2.

The Senate concurs in House Amendment #3, with an amendment. In the last line of the amendment, delete the period.

The Senate concurs in House Amendment #4. The second part of the amendment relates to the period in the 3rd edition, and not in Amendment #2.

The House recedes from its amendment #5 and the following new amendment is substituted: on page 3, line 1, by adding immediately after the phrase “witnesses.” the following new sentences: “If the prosecutor determines that it is necessary to compel testimony from the witness, he may grant use immunity to the witness. The grant of use immunity shall be given to the witness in writing by the prosecutor and shall be signed by the prosecutor. The written grant of use immunity shall also be read into the record by the prosecutor and shall include an explanation of use immunity as provided in G. S. 15A-1051.”

The Senate concurs in House Amendment #6.

The House recedes from its amendment No. 7 and the following new amendment is substituted: on page 3, line 27, by adding immediately after the phrase “designate.” a

June 27, 1986
new sentence to read: "The subpoena shall otherwise be subject to the provisions of G. S. 15A-801."

The Senate and House of Representatives agree to same.

S/ Anthony E. Rand
S/ Charles W. Hipps
S/ Robert D. Warren
Conferees for the Senate

S/ H. M. Michaux
S/ W. Paul Pulley
S/ Charles D. Evans
Conferees for the
House of Representatives

On motion of Senator Rand, the Conference Report is adopted (electronically recorded) and the Committee Substitute bill is ordered enrolled. A message is ordered sent to the House of Representatives informing that Honorable Body of such action.

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 Staton, for the Judiciary II Committee:

H. B. 1100 (Committee Substitute), a bill to establish the Radiation Technology Practice Act, with an unfavorable report as to Committee Substitute bill, but favorable report as to Senate Committee Substitute bill.

On motion of Senator Staton, the rules are suspended and the Senate Committee Substitute bill is placed before the Senate for immediate consideration.

On motion of Senator Staton, the Senate Committee Substitute bill is adopted, and on his further motion is re-referred to the Finance Committee.

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. 2097, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to allow Warren County to enact local fair housing ordinances.

Referred to Rules and Operation of the Senate Committee.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

H. J. R. 2115, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to authorize certain housing authorities to provide housing for moderate income persons.

Referred to Rules and Operation of the Senate Committee.

H. J. R. 2112, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a joint resolution repudiating the claim that the Wright Brothers did not make the first flight and expressing North Carolina’s pride in the historic achievements of the Wright Brothers.

June 27, 1986
Referred to Rules and Operation of the Senate Committee.

H. B. 2092, a bill to authorize a bond issue to construct a parking deck behind the Albemarle Building.

Referred to Finance Committee.

H. B. 1459, a bill to make the definition of a city the same under the city and county laws, and to conform to an attorney general’s opinion as to the eligibility of cities incorporated before 1945 for Powell Bill allocations.

Referred to Judiciary I Committee.

H. B. 2100, a bill to grant general law power of eminent domain to county water and sewer districts.

Referred to Judiciary I Committee.

On motion of Senator Royall, seconded by Senator Barnes, the Senate adjourns to meet tomorrow, Saturday, June 28, at 9:00 A.M.

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ONE HUNDRED THIRTY-SIXTH DAY

Senate Chamber,
Saturday, June 28, 1986.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by the Honorable Joseph E. Thomas, Senator from Craven County, as follows:

“Our Father, we thank Thee for this day. We thank Thee for our colleagues here in the Senate, our staff. We thank Thee this morning that it is Thy Will for us to be tending to the State’s business here this morning. Be with us as we conduct this business that we may be fair and that we may do the business of the State and keeping in mind that we are working for all the people of North Carolina.

“Now we ask Thy Blessings on the Senate this morning. In Christ’s Name we pray. Amen.”

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

The President grants leaves of absence to Senators Kincaid, Soles, McDuffie, Rauch, and Johnson of Cabarrus for today.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

S. B. 726 (Committee Substitute), a bill to abolish certain executive branch boards and to consolidate the functions of other boards, for concurrence in the House Committee Substitute bill, which changes the title, upon concurrence, to read, S. B. 726 (House
Committee Substitute), a bill to abolish certain executive branch boards and to consolidate the functions of other boards and to create the Administrative Rules Review Commission.

Referred to Judiciary I Committee.

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. 1507, a bill to expand the membership of the Resources Development Commission for Brunswick County.

Referred to Local Government and Regional Affairs Committee.

H. B. 1658, a bill to raise the force account construction limit for water and sewer projects of Union County.

Referred to Local Government and Regional Affairs Committee.

H. B. 2095, a bill to amend the North Carolina Regional Reciprocal Banking Act.

On motion of Senator Hardison, the rules are suspended, and the bill is placed on the Calendar for Monday, June 30.

WITHDRAWAL FROM CALENDAR

S. B. 926, a bill to eliminate the requirement that the City of Asheboro and Counties of Anson, Montgomery, Scotland, Stanly, Union, Gaston, Lincoln, Cleveland and Rutherford mail zoning notices, as amended.

On motion of Senator Walker, the rules are suspended and the bill, as amended, is taken from the Calendar for Tuesday, July 1, and is placed on the Calendar for today, upon third reading.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

Senator Plyler moves that Rule 40 be suspended to allow the introduction of the following bill, which motion prevails by a two-thirds majority vote.

By Senators Plyler, Rand, and Royall:

S. B. 1292, a bill to extend certain provisions.

On motion of Senator Plyler, the rules are suspended and the bill is placed before the Senate for immediate consideration.

The bill passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

CALENDAR

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

The Chair declares the voting equipment inoperative for a portion of today's session.

June 28, 1986
S. B. 918 (Committee Substitute), a bill to make changes in procedures for levy of the Statesville occupancy tax, and to provide for additional uses of the proceeds, upon third reading.

The Committee Substitute bill passes its third reading by roll-call vote, ayes 41, noes 0, as follows:


Voting in the negative: None.

The Committee Substitute bill is ordered sent to the House of Representatives.

S. B. 945, a bill to authorize Nash County to levy a room occupancy and tourism development tax, as amended, upon third reading.

The bill, as amended, passes its third reading by roll-call vote, ayes 41, noes 0, as follows:


Voting in the negative: None.

The bill, as amended, is ordered engrossed and sent to the House of Representatives.

H. B. 1483, a bill to revise the Charter of the City of Elizabeth City, change the form of government of the City of Elizabeth City and schedule nonpartisan municipal election, upon third reading.

The bill passes its third reading by roll-call vote, ayes 41, noes 0, as follows:


Voting in the negative: None.

The bill is ordered enrolled.

H. B. 1492, a bill to annex certain non-contiguous territory to the Town of Maiden, upon third reading.

The bill passes its third reading by roll-call vote, ayes 41, noes 0, as follows:


Voting in the negative: None.

The bill is ordered enrolled.

H. B. 1525, a bill to allow Craven County and municipalities located therein to engage in economic development activities, upon third reading.

June 28, 1986
The bill passes its third reading by roll-call vote, ayes 41, noes 0, as follows:
Voting in the negative: None.
The bill is ordered enrolled.

H. B. 1561, a bill to ratify certain actions of the Town of Weddington and the City of Charlotte, upon third reading.

The bill passes its third reading by roll-call vote, ayes 41, noes 0, as follows:
Voting in the negative: None.
The bill is ordered enrolled.

H. B. 1576, a bill to allow Gaston County and municipalities located therein to engage in economic development activities, upon third reading.

The bill passes its third reading by roll-call vote, ayes 41, noes 0, as follows:
Voting in the negative: None.
The bill is ordered enrolled.

H. B. 1579, a bill to create the Elizabethtown Airport and Economic Development Commission, upon third reading.

The bill passes its third reading by roll-call vote, ayes 41, noes 0, as follows:
Voting in the negative: None.
The bill is ordered enrolled.

S. B. 896, a bill to allow the levy of a room occupancy and tourism development tax in the Cities of Conover, Goldsboro, Hendersonville, and Hickory, Goldsboro, as amended, upon second reading.

The bill, as amended, passes its second reading by roll-call vote, ayes 39, noes 0, as follows:
Voting in the affirmative: Senators Barnes, Basnight, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Plyler, Price, Rand, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Speed, Staton, Swain, Taft, Tally,

June 28, 1986
The bill, as amended, remains on the Calendar for further consideration upon third reading.

S. B. 948, a bill authorizing several of the western counties and Durham County to levy a room occupancy and tourism development tax, as amended, upon second reading.
The bill, as amended, passes its second reading by roll-call vote, ayes 39, noes 0, as follows:
Voting in the negative: None.
The bill, as amended, remains on the Calendar for further consideration upon third reading.

H. B. 672, a bill to allow Onslow County to levy a room occupancy and tourism development tax, upon second reading.
The bill passes its second reading by roll-call vote, ayes 39, noes 0, as follows:
Voting in the negative: None.
The bill remains on the Calendar for further consideration upon third reading.

H. B. 1597, a bill to extend the boundaries of the Buck Shoals Fire Protection District in Wilkes and Yadkin Counties, upon second reading.
The bill passes its second reading by roll-call vote, ayes 39, noes 0, as follows:
Voting in the negative: None.
The bill remains on the Calendar for further consideration upon third reading.

S. B. 926, a bill to eliminate the requirement that the City of Asheboro and Counties of Anson, Montgomery, Scotland, Stanly, Union, Gaston, Lincoln, Cleveland and Rutherford mail zoning notices, as amended, upon third reading.
The bill, as amended, passes its third reading (electronically recorded) and is ordered engrossed and sent to the House of Representatives.

S. B. 879 (Committee Substitute), a bill to make substantive changes in laws regarding insurance taxes and fees as recommended by the Insurance Regulation Study Commission, as amended, upon third reading.
The Committee Substitute bill, as amended, passes its third reading by roll-call vote, ayes 39, noes 0, as follows:

June 28, 1986

Voting in the negative: None.

The Committee Substitute bill, as amended, is ordered engrossed and sent to the House of Representatives.

H. B. 1573, a bill to amend the law relating to the probation supervision fee, upon second reading.

The bill passes its second reading by roll-call vote, ayes 39, noes 2, as follows:


The bill remains on the Calendar for further consideration upon third reading.

S. B. 1273, a bill to provide that when a motor vehicle is transferred incident to organization of a partnership or corporation, and no gain or loss would be recognized for income tax purposes on such transfer, no sales tax is due on such transfer.

The bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives.

S. J. R. 1287, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a joint resolution repudiating the claim that the Wright Brothers did not make the first flight and expressing North Carolina's pride in the historic achievements of the Wright Brothers.

The joint resolution passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives.

H. J. R. 1635, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider "a bill to be entitled an act to require requests for consent to anatomical gifts."

The joint resolution passes its second (electronically recorded) and third readings and is ordered enrolled.

H. J. R. 1845, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to repeal Chapter 461 of the 1985 Session Laws concerning the Venus Fly Trap plant.

The joint resolution passes its second (electronically recorded) and third readings and is ordered enrolled.

H. J. R. 2041, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a joint resolution honoring the life and memory of George M. Wood.

The joint resolution passes its second (electronically recorded) and third readings and is ordered enrolled.

S. B. 859 (Committee Substitute), a bill to establish the North Carolina Childhood Vaccine-Related Injury Compensation Program, as amended, upon third reading.

Senator Staton offers Amendment No. 5 which is adopted (electronically recorded).
Senator Watt offers Amendments No. 6 and No. 7, which are adopted (electronically recorded).

Senator Winner offers a motion that the Committee Substitute bill, as amended, be removed from today’s Calendar and re-referred to the **Judiciary II Committee**, which motion he subsequently withdraws.

Senator Sawyer offers Amendment No. 8. Senator Harris, seconded by Senator Royall, offers a motion that Amendment No. 8 do lie upon the table, which motion prevails (electronically recorded). Amendment No. 8 lies upon the table.

Senator Sawyer offers Amendment No. 9. Senator Harris, seconded by Senator Hardison, offers a motion that Amendment No. 9 do lie upon the table, which motion prevails (electronically recorded). Amendment No. 9 lies upon the table.

Senator Watt offers Amendment No. 10 which is adopted (electronically recorded).

Senator Sawyer offers Amendment No. 11. Senator Royall, seconded by Senator Harris, offers a motion that Amendment No. 11 do lie upon the table, which motion prevails (electronically recorded). Amendment No. 11 lies upon the table.

Senator Taft offers Amendment No. 12 which is adopted (electronically recorded).

Senator Simpson offers Amendment No. 13. Senator Harris, seconded by Senator Hardison, offers a motion that Amendment No. 13 do lie upon the table, which motion prevails (electronically recorded). Amendment No. 13 lies upon the table.

Senator Staton calls the previous question, seconded by Senator Hardison. The call is sustained (electronically recorded).

Senator Swain moves that the vote by which the Committee Substitute bill, as amended, passed its third reading be reconsidered, which motion prevails (electronically recorded).

Senator Swain offers Amendment No. 14.

Senator Warren rises to a point of parliamentary inquiry concerning a motion for the previous question and to ask the status of that motion.

The Chair rules that the motion of Senator Swain to reconsider third reading is in order and the question reverts to third reading.

Amendment No. 14 is adopted (electronically recorded).

Senator Staton calls the previous question, duly seconded. The call is sustained.

The Committee Substitute bill, as amended, passes its third reading (electronically recorded) and is ordered engrossed and sent to the House of Representatives.

**H. B. 1509**, a bill to make technical amendments to the Statutes creating infractions, upon third reading, with Amendment No. 1 pending.

Pending Amendment No. 1 offered by Senator Rand is adopted (electronically recorded).

The bill, as amended, passes its third reading (electronically recorded) and is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

On motion of Senator Harrington, seconded by Senator Walker, the Senate adjourns to meet Monday, June 30, at 8:00 P.M.

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**ONE HUNDRED THIRTY-SEVENTH DAY**

**Senate Chamber**, Monday, June 30, 1986.

The Senate meets pursuant to adjournment and is called to order by the Honorable

June 30, 1986
Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Sam D. McMillan III, Associate Minister, First United Methodist Church, Roanoke Rapids, as follows:

"Eternal and Loving God, as we seek Thy guidance and direction in our duties and responsibilities in this place, we pray that our petitions might be heard.

"For these persons who represent Your people we give Thee thanks, O God, and in these moments we ask a special prayer of blessing for them. Grant them strength for the tiring duties which they undertake. Grant them patience during periods of lengthy deliberation. Grant them a desire to spend quality time with their families and loved ones when they are away from their duties here. Grant them renewed and refreshed spirits as they begin this week of business and legislation in the Senate Chamber. Grant them wisdom to deal sensitively with each other and the trying issues that remain before them this night and in this session.

"Because of the nature of their elected office, O God, grant these Senators vision. We know that when vision is absent there occurs a poverty of hope. We know that when vision is distorted there occurs a privation of promise. Grant each of these Senators, therefore, O Merciful and Gracious God, clear vision so that they might focus their energies on the matters most important to the children, youth, and adults of North Carolina.

"We lift up these prayers to Thee, Creator God, and at the same time offer to Thee the honor and praise that is rightfully Thine. As we close this prayer, we ask that Thy Presence might be felt among us as we seek to be servants of Thine and of the people of this State. Amen."

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of Saturday, June 28, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

The President grants a leave of absence to Senator Johnson of Cabarrus for tonight.

The President appoints Senators Cobb, Redman, Harrington, and Taft as a delegation representing the Senate of the North Carolina General Assembly at the funeral of United States Senator John P. East, which is announced to be held Tuesday, July 1, and indicates the President of the Senate will be in attendance.

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. 1428, an act to allow the Graham County Industrial Development Authority and Graham County to convey the golf course property at private sale, and to validate a mortgage. (Ch. 824)

H. B. 1446, an act providing that a multistate corporation that receives an income tax credit for property taxes paid to a governmental unit in this State must add the total amount of the credit to its State taxable income and may not apply an apportionment factor to the credit. (Ch. 825)

June 30, 1986
H. B. 1452, an act making technical amendments to the revenue laws. (Ch. 826)

H. B. 1465, an act to allow Randolph County to establish voting precincts without regard to township boundaries. (Ch. 827)

H. B. 1469, an act to authorize the Town of Highlands to adopt and enact ordinances regulating the removal, replacement, and preservation of trees within the Town of Highlands. (Ch. 828)

H. B. 1470 (Committee Substitute), an act to permit the City of Burlington to convey at private sale to The Gallery Players, Incorporated, the Paramount Theatre and certain adjacent properties. (Ch 829)

H. B. 1481, an act to allow Davie County ordinances regulating waste disposal to apply countywide, and to authorize Davie County to enter into long term contracts for disposal of solid waste. (Ch. 830)

H. B. 1520, an act to validate local improvement assessments heretofore levied and assessed by the Town Council of the Town of Tarboro. (Ch. 831)

H. B. 1522, an act to provide for four-year terms for the Mayor and Board of Commissioners of the Town of Falkland. (Ch. 832)

H. B. 1545, an act to permit the employment of unlicensed shampooers in Randolph County. (Ch. 833)

H. B. 1554, an act to raise the compensation of the Buncombe County Board of Education. (Ch. 834)

H. B. 1558, an act to provide for the appointment of Trustees for Albemarle Hospital in Pasquotank County. (Ch. 835)

H. B. 1575, an act to extend the law enforcement jurisdiction of city law enforcement officers assigned to the Gaston County Drug Enforcement Unit. (Ch. 836)

H. B. 1581, an act to make revisions in the Charter of the City of Kinston. (Ch. 837)

H. B. 1582, an act to change the Charter of the Simmons–Nott Airport Authority so as to remove the City of New Bern from responsibility under that Act. (Ch. 838)

H. B. 1590, an act to authorize Catawba County and municipalities located therein to regulate abandoned and junked vehicles for aesthetic purposes. (Ch. 839)

H. B. 1615, an act to regulate hunting from roads in Brunswick County. (Ch. 840)

S. B. 438 (House Committee Substitute), an act to impose minimum terms of imprisonment and community service for convictions of concealing merchandise or switching price tags. (Ch. 841)

S. B. 485 (House Committee Substitute), an act to provide that a recorded instrument that corrects an obvious minor error made in the instrument as originally recorded is valid if the correction in the new instrument is initialed and an explanation statement is signed by the parties to the instrument or the attorney who drafted the instrument. (Ch. 842)

S. B. 634 (Committee Substitute), an act to permit grand juries to investigate drug trafficking, to increase the maximum term of imprisonment for criminal contempt for

June 30, 1986
refusing to testify after being granted immunity, and to limit the scope of immunity granted witnesses to use immunity. (Ch. 843)

H. B. 1483, an act to revise the Charter of the City of Elizabeth City, change the form of government of the City of Elizabeth City and schedule nonpartisan municipal election. (Ch. 844)

H. B. 1492, an act to annex certain non-contiguous territory to the Town of Maiden. (Ch. 845)

H. B. 1525, an act to allow Craven County and municipalities located therein to engage in economic development activities. (Ch. 846)

H. B. 1561, an act to ratify certain actions of the Town of Weddington and the City of Charlotte. (Ch. 847)

H. B. 1576, an act to allow Gaston County and municipalities located therein to engage in economic development activities. (Ch. 848)

H. B. 1579, an act to create the Elizabethtown Airport and Economic Development Commission. (Ch. 849)

H. B. 606 (Senate Committee Substitute), an act to authorize Wake County and the City of Raleigh to levy occupancy taxes. (Ch. 850)

H. J. R. 1635, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider “a bill to be entitled an act to require requests for consent to anatomical gifts.” (Res. 43)

H. J. R. 1845, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to repeal Chapter 461 of the 1985 Session Laws concerning the Venus Fly Trap plant. (Res. 44)

H. J. R. 2041, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a joint resolution honoring the life and memory of George M. Wood. (Res. 45)

S. J. R. 992, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to make technical and conforming amendments to the Administrative Procedure Act. (Res. 46)

S. B. 1292, an act to extend certain provisions. (Ch. 851)

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 Rules and Operation of the Senate Committee:

H. J. R. 2115, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to authorize certain housing authorities to provide housing for moderate income persons, with a favorable report.

By Senator Tally for the Natural and Economic Resources and Wildlife Committee:

June 30, 1986
H. B. 1496, a bill to prohibit hunting from roads and to regulate hunting on private lands in Perquimans County, with a favorable report.

H. B. 1616, a bill to regulate hunting in Chowan County, with a favorable report.

H. B. 1655, a bill to prohibit taking deer with dogs in part of Richmond County, with a favorable report.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

H. B. 1475, a bill to allow the City of Gastonia to enact local fair housing ordinances. Referred to Finance Committee.

H. B. 1606, a bill to allow the County of Durham to participate in urban development projects. Referred to Finance Committee.

H. B. 1617, a bill authorizing Wayne County to extend the boundaries of a rural fire protection district. Referred to Finance Committee.

H. B. 1753, a bill to further provide for the separation of powers. Referred to Judiciary IV Committee.

H. B. 1653, a bill authorizing Buncombe and Haywood Counties to levy an additional one percent room occupancy and tourism development tax. Referred to Finance Committee.

H. J. R. 2118, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a joint resolution honoring the life and memory of John P. East.

On motion of Senator Redman, the rules are suspended, and the joint resolution is placed before the Senate for immediate consideration.

The joint resolution passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1645 (Committee Substitute), a bill to permit the Town of Holly Springs to acquire property by the modified quick-take procedure of Chapter 40A of the General Statutes. Referred to Finance Committee.

H. B. 1677 (Committee Substitute), a bill to revise the Charter of the City of Clinton and establish the Clinton-Sampson Agri-Civic Center Commission. Referred to Local Government and Regional Affairs Committee.

H. B. 1691, a bill to amend Article 1 of Chapter 118 of the General Statutes of North Carolina relating to the Firemen's Relief Fund of the City of Kinston. Referred to Pensions and Retirement Committee.

RECONSIDERATION

H. B. 1509, a bill to make technical amendments to the Statutes creating infractions. The Chair rescinds the order of Saturday, June 30, to send the bill, as amended, to the House of Representatives by special messenger.

June 30, 1986
Senator Rand moves that the vote by which the bill, as amended, passed its third reading be reconsidered, which motion prevails.

Senator Rand moves that the vote by which Amendment No. 1 was adopted, be reconsidered, which motion prevails.

Without objection, Senator Rand withdraws Amendment No. 1.

The bill passes its third reading and is ordered enrolled.

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 Rauch for the Finance Committee:

H. B. 1584, a bill to authorize Chowan County to levy an excise tax on instruments conveying real property in Chowan County, with a favorable report.

H. B. 1646, a bill to authorize McDowell County to levy a room occupancy and tourism development tax, with a favorable report.

S. B. 906, a bill providing that retail food establishments are not manufacturers for sales tax purposes, with a favorable report, as amended.

H. B. 1542, a bill to authorize counties to levy additional one-half percent local sales and use taxes, with a favorable report, as amended.

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 Committee Amendment No. 1 is adopted.

On motion of Senator Rauch, the bill, as amended, is placed on the Calendar for Tuesday, July 1.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

H. B. 2101, a bill to authorize the construction and the financing, without appropriations from the General Fund, of certain capital improvements projects of the constituent institutions of the University of North Carolina.

On motion of Senator Rand, the rules are suspended, and the bill is placed on the Calendar for Tuesday, July 1.

CALENDAR

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

SPECIAL ORDER NO. 1

H. B. 1511
(Senate Committee Substitute)

The hour having arrived for the consideration of Special Order of Business No. 1 the President of the Senate lays before the Senate Special Order No. 1, it being H. B. 1511 (Senate Committee Substitute), a bill to revise the rating and classification plans and the
ratemaking procedure for nonfleet private passenger motor vehicle insurance; to make revisions and improvements in the regulation of commercial property and liability insurance rates; to require reports from insurers and to authorize the Insurance Commissioner to modify rates if statutory changes in civil law affect insurers' experience; to make changes in certain insurance market practices for the benefit of consumers; and to implement certain recommendations of the Liability and Property Insurance Markets Study Commission.

Senator Sawyer offers Amendment No. 1. Senator Johnson of Wake, seconded by Senator Hardison, offers a motion that Amendment No. 1 do lie upon the table, which motion prevails. Amendment No. 1 lies upon the table (electronically recorded).

Senator Sawyer offers Amendment No. 2. Senator Johnson of Wake, seconded by Senator Royall, offers a motion that Amendment No. 2 do lie upon the table, which motion prevails. Amendment No. 2 lies upon the table (electronically recorded).

Senator Shaw offers Amendment No. 3, which fails of adoption.

Senator Rauch offers Amendment No. 4, which fails of adoption.

Senator Johnson of Wake calls the previous question, seconded by Senator Royall. The call is sustained. The Senate Committee Substitute bill passes its second reading (electronically recorded).

Senator Watt objects to third reading of the Senate Committee Substitute bill.

Senator Royall, duly seconded, offers a motion to suspend the rules to the end that the Senate Committee Substitute bill may be considered upon third reading, which motion prevails (electronically recorded).

Senator Simpson offers Amendment No. 5, which fails of adoption (electronically recorded).

Senator Johnson of Wake calls the previous question, seconded by Senator Royall. The call is sustained. The Senate Committee Substitute bill passes its third reading (electronically recorded) and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill, without objection, by special messenger.

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. 1509, an act to make technical amendments to the Statutes creating infractions. (Ch. 852)

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

S. B. 923, a bill to clarify the authority of Richmond County to undertake economic development activities, for concurrence in House Amendment No. 1, changing the title to read, upon concurrence, S. B. 923, a bill to clarify the authority of Richmond County and the municipalities located therein to undertake economic development activities. The Chair rules the Amendment material, and the bill is placed on the Calendar for tomorrow, Tuesday, July 1, upon second reading.

H. B. 1594 (Committee Substitute), a bill to annex certain lands owned by the City of Rockingham to that City.

Referred to Local Government and Regional Affairs Committee.

June 30, 1986
H. B. 2019, a bill to amend Chapter 661 of the 1985 Session Laws to provide changes only with respect to projects wholly self-liquidating.

"On motion of Senator Rand, the rules are suspended, and the bill is placed on the Calendar for Tuesday, July 1.

H. B. 2114, a bill clarifying the inventory tax credits and reductions enacted by the Tax Reduction Act of 1985.

Referred to Finance Committee.

H. B. 2119, a bill to repeal Chapter 461 of the 1985 Session Laws concerning the Venus Fly Trap plant.

On motion of Senator Williams, the rules are suspended, and the bill is placed before the Senate for immediate consideration.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

CALENDAR (Continued)

S. B. 896, a bill to allow the levy of a room occupancy and tourism development tax in the cities of Conover, Goldsboro, Hendersonville, and Hickory, Goldsboro, as amended, upon third reading.

The bill, as amended, passes its third reading by roll-call vote, ayes 46, noes 0, as follows:


Voting in the negative: None.

The bill, as amended, is ordered engrossed and sent to the House of Representatives.

S. B. 948, a bill authorizing several of the western counties and Durham County to levy a room occupancy and tourism development tax, as amended, upon third reading.

The bill, as amended, passes its third reading by roll-call vote, ayes 46, noes 0, as follows:


Voting in the negative: None.

The bill, as amended, is ordered engrossed and sent to the House of Representatives.

H. B. 672, a bill to allow Onslow County to levy a room occupancy and tourism development tax, upon third reading.

The bill passes its third reading by roll-call vote, ayes 46, noes 0, as follows:

Voting in the affirmative: Senators Ballenger, Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Hipps, Hunt of Durham, Hunt of Moore, Johnson

June 30, 1986

Voting in the negative: None.
The bill is ordered enrolled.

H. B. 1597, a bill to extend the boundaries of the Buck Shoals Fire Protection District in Wilkes and Yadkin Counties, upon third reading.
The bill passes its third reading by roll-call vote, ayes 46, noes 0, as follows:
Voting in the negative: None.
The bill is ordered enrolled.

S. J. R. 953, a joint resolution honoring the life and memory of Sankey Wright Robinson, ordered held as filed for enabling legislation on June 12.
Senator Soles offers a motion to the end that the joint resolution may be taken from filed status and placed before the Senate for immediate consideration, which motion prevails. Without objection, Senator Soles offers Amendment No. 1, which is adopted (electronically recorded).
Senator Soles offers a motion to the end that the joint resolution, as amended, be placed on the Calendar for Wednesday, July 2, for further consideration. Without objection, the Chair orders the joint resolution engrossed and placed on the Calendar for Wednesday, July 2.

The Chair declares the Senate in recess for the purpose of committee meetings.

AFTERNOON SESSION

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

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 Plyler for the Appropriations Committee:

H. B. 842, a bill to improve the administration of the property tax, with an unfavorable report as to bill, but favorable as to Senate Committee Substitute bill.
On motion of Senator Plyler, the rules are suspended and the Senate Committee Substitute bill is placed before the Senate for immediate consideration.
On motion of Senator Plyler, the Senate Committee Substitute bill is adopted, and on his further motion is placed on the Calendar for Tuesday, July 1.

June 30, 1986
S. B. 761, a bill to appropriate funds to the Department of Administration for the Capital Planning Commission and three positions in the State Building Division, with an unfavorable report as to bill, but favorable as to Committee Substitute bill.

On motion of Senator Plyler, the rules are suspended and the Committee Substitute bill which changes the title to read S. B. 761 (Committee Substitute), a bill to provide roads to the future—Part 2, is placed before the Senate for immediate consideration.

On motion of Senator Plyler, the Committee Substitute bill is adopted, and on his further motion is placed on the Calendar for Tuesday, July 1.

S. B. 882, a bill appropriating funds for a Legislative Research Commission study on regulation of low-level radioactive waste, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

Senator Harrington moves that Rule 40 be suspended to allow the introduction and referral to committee of the following bill, which motion prevails by a two-thirds majority vote.

By Senator Harrington:

S. B. 1294, a bill to appoint persons to various public offices upon the recommendation of the President of the Senate.

Referred to Rules and Operation of the Senate Committee.

CALENDAR (Continued)

H. B. 1573, a bill to amend the law relating to the probation supervision fee, upon third reading.

The bill passes its third reading by roll-call vote, ayes 42, noes 0, as follows:


Voting in the negative: None.

The bill is ordered enrolled.

H. B. 170 (Senate Committee Substitute), a bill to provide additional remedies for violations of the Open Meetings Law.

The Senate Committee Substitute bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H. B. 1007 (Senate Committee Substitute), a bill to modify the qualifications for a land surveyor applicant.

The Senate Committee Substitute bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.
H. B. 2095, a bill to amend the North Carolina Regional Reciprocal Banking Act. The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

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 Barnes for the Judiciary I Committee:

S. B. 994, a bill to create the North Carolina Grape Growers Board, with a favorable report, as amended.

RE-REFERRAL

S. B. 1288, a bill to establish an Oregon Inlet Commission and to appropriate funds for that purpose.

On motion of Senator Barnes, the rules are suspended and the bill is taken from the Appropriations Committee and re-referred to the Judiciary I Committee.

The President recognizes the following pages serving in the Senate this week: Jason Tate Benson, Four Oaks; Mellanda Colson, Raleigh; Daniel Ray Cumbo, Clinton; Lori Susan Dean, Garner; Patrick Frank Elliott, Raleigh; Milton Heath Gilbert, Louisburg; Gina Elizabeth Griffin, Monroe; Elisabeth Jackson Harris, Fayetteville; Edward Gatling Heckstall, Windsor; Amy Leigh Ingram, Statesville; Robert Alexander Jeffreys, Goldsboro; Brian Edward Johnson, Raleigh; Elisabeth Beale Joyner, Windsor; Jeannette Burwell Koger, Raleigh; Kimberly Michelle Martin, Tar Heel; Elizabeth Ashley McQueen, Jacksonville; Jaime Benjamin Presley, Gastonia; Dave Crosby Reeves, Flat Rock; Jeffrey Paul Reed, Cary; Benjamin Wayne Sharpe, Statesville; Lorraine Gilchrist Smoot, Wilson; Robert Jaylor Tally, Jr., Winston-Salem; Augustus Harrison Tulloss, Rocky Mount; Lee Davis Weddle, Wilmington; Susan Anne Woolard, Plymouth; John Edward Wooten, Murfreesboro.

On motion of Senator Harrington, seconded by Senator Ballenger, the Senate adjourns in memory of Senator John P. East, United States Senator, to meet tomorrow, Tuesday, July 1, at 11:00 A.M.

ONE HUNDRED THIRTY-EIGHTH DAY

SENATE CHAMBER,
Tuesday, July 1, 1986.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Jack Causey, First Baptist Church, Statesville, as follows:

"Eternal God, Who has created us free and Who art the only source of true freedom,

July 1, 1986
draw near to us as we celebrate our national heritage of life, liberty and the pursuit of happiness.

"Giving thanks to Thee for our freedom fighters of the past, I pray that Thou wouldst grant these present leaders of government strength and wisdom as they protect our freedom in this day. Free them from their private prisons of worry, prejudice, loneliness, and selfishness. Free them to turn from the trivia to be bound by the majesty of integrity, compassion and justice.

"May those of us who are the citizens and benefactors of this great State be slow to criticize this Chamber and quick to offer our support and prayers.

"In the grief that we suffer over the loss of a leader of our State, may we be comforted by Your Presence and the assurance of life beyond death.

"In the name of God the Father Who has created us and Who sustains us, we pray. Amen."

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

The President grants leaves of absence to Senators Goldston, Redman, Johnson of Cabarrus and Martin of Pitt for today.

The President extends courtesies of the gallery to The Honorable David Britt, former Speaker of the House of Representatives and former Justice of the Supreme Court of North Carolina.

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 Rules and Operation of the Senate Committee:

H. B. 1544, a bill to allow members of the Juvenile Law Study Commission to serve until their successors are appointed, with a favorable report.

By Senator Plyler for the Appropriations Committee:

S. B. 65, a bill to change the effective date of the life care center certificate of need modification law, with a favorable report.

By Senator Staton for the Judiciary II Committee:

H. B. 1460, a bill to require cities and counties to file copies of Home Rule Charter Amendments with the Secretary of State and the Legislative Library, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

July 1, 1986
By Senators Redman, Ballenger, Basnight, Cobb, Guy, Hardison, Harrington, Harris, Kincaid, Martin of Pitt, Speed, and Warren:

S. J. R. 1293, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a joint resolution honoring the life and memory of John P. East. Referred to Rules and Operation of the Senate Committee.

CALENDAR

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

H. B. 1584, a bill to authorize Chowan County to levy an excise tax on instruments conveying real property in Chowan County, upon second reading.

The bill passes its second reading by roll-call vote, ayes 35, noes 1, as follows:


Voting in the negative: Senator Sawyer—1.

The bill remains on the Calendar for further consideration upon third reading.

H. B. 1646, a bill to authorize McDowell County to levy a room occupancy and tourism development tax, upon second reading.

The bill passes its second reading by roll-call vote, ayes 36, noes 0, as follows:


Voting in the negative: None.

The bill remains on the Calendar for further consideration upon third reading.

H. B. 1496, a bill to prohibit hunting from roads and to regulate hunting on private lands in Perquimans County.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1616, a bill to regulate hunting in Chowan County.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1655, a bill to prohibit taking deer with dogs in part of Richmond County.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

S. B. 923, a bill to clarify the authority of Richmond County to undertake economic development activities, upon second reading, for concurrence in House Amendment No. 1.

On motion of Senator Conder, the Senate concurs in House Amendment No. 1, upon second reading by roll-call vote, ayes 40, noes 0, as follows:

Voting in the affirmative: Senators Barnes, Cobb, Conder, Guy, Hardison, Harrington,

Voting in the negative: None.
The bill remains on the Calendar for concurrence, upon third reading.

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 Ways and Means Committee:

S. B. 460, a bill to classify property owned by a nonprofit residential retirement center and exclude this property from taxation, with a favorable report, as amended.

S. B. 488, a bill to provide equitable sales tax treatment for livestock and poultry structures, with a favorable report, as amended.

H. B. 883, a bill to expand the sales tax exemption for farm products to include all farm products sold by the producer of the products, regardless whether the producer is also a retail dealer, with a favorable report, as amended.

By Senator Barnes for the Judiciary I Committee:

S. B. 993, a bill to authorize an arbitration program in the Twenty-Sixth Judicial District, with a favorable report.

S. B. 1288, a bill to establish an Oregon Inlet Commission and to appropriate funds for that purpose, with a favorable report, as amended.

WITHDRAWAL FROM COMMITTEE

H. B. 1459, a bill to make the definition of a city the same under the city and county laws, and to conform to an attorney general's opinion as to the eligibility of cities incorporated before 1945 for Powell Bill allocations.

On motion of Senator Staton the rules are suspended and the bill is taken from the Judiciary I Committee and re-referred to the Judiciary II Committee.

CALENDAR (Continued)

S. B. 906, a bill providing that retail food establishments are not manufacturers for sales tax purposes, upon second reading.

On motion of Senator Guy, Committee Amendment No. 1 is adopted.
The bill, as amended, passes its second reading by roll-call vote, ayes 41, noes 0, as follows:

Voting in the negative: None.

The bill, as amended, remains on the Calendar for further consideration upon third reading.

**H. B. 2019**, a bill to amend Chapter 661 of the 1985 Session Laws to provide changes only with respect to projects wholly self-liquidating, upon second reading.

Senator Rand offers Amendment No. 1, held to be material, which is adopted (electronically recorded), constituting the first reading.

The bill, as amended, remains on the Calendar for further consideration upon second reading.

**H. B. 2101**, a bill to authorize the construction and the financing, without appropriations from the General Fund, of certain capital improvements projects of the constituent institutions of the University of North Carolina, upon second reading.

The bill passes its second reading by roll-call vote, ayes 41, noes 0, as follows:


Voting in the negative: None.

The bill remains on the Calendar for further consideration upon third reading.

**S. B. 761** (Committee Substitute), a bill to provide roads to the future—Part 2.

On motion of Senator Plyler, courtesties of the floor are extended to Larry Goods from the Department of Transportation for assistance with the explanation of the Committee Substitute bill.

The Committee Substitute bill passes its second reading (electronically recorded).

Senator Thomas of Henderson objects to the third reading of the Committee Substitute bill. Senator Plyler offers a motion to suspend the rules to the end that the Committee Substitute bill remain before the Senate for consideration upon third reading, which motion fails to prevail for lack of a two-thirds majority vote (electronically recorded). The Chair orders the Committee Substitute bill placed upon the Calendar for tomorrow, July 2, upon third reading.

Senator Thomas of Henderson subsequently withdraws his objection to the third reading. Without objection, the Committee Substitute bill is withdrawn from the Calendar for July 1 and placed before the Senate upon third reading. The Committee Substitute bill passes its third reading (electronically recorded) and is ordered sent to the House of Representatives.

**S. B. 882**, a bill appropriating funds for a Legislative Research Commission study on regulation of low-level radioactive waste.

The bill passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

**S. B. 994**, a bill to create the North Carolina Grape Growers Board.

On motion of Senator Barnes, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second (electronically recorded) and third readings and is ordered engrossed and sent to the House of Representatives.

July 1, 1986
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. 904, an act to update the reference to the Internal Revenue Code used in determining certain taxable income and tax exemptions. (Ch. 853)

S. B. 905, an act to increase the minimum corporate franchise tax to an amount that covers the cost of processing franchise tax returns. (Ch. 854)

S. B. 936, an act to provide that when a trust under a will is administered, no costs are assessed on personality received if the estate of a decedent had already paid costs on the personality. (Ch. 855)

S. B. 626 (Committee Substitute), an act to appoint persons to various public offices upon the recommendation of the President Pro Tempore of the Senate. (Ch. 856)

H. B. 672, an act to allow Onslow County to levy a room occupancy and tourism development tax. (Ch. 857)

H. B. 1444, an act to clarify the authority of Halifax County and the municipalities located therein to undertake economic development activities. (Ch. 858)

H. B. 1573, an act to amend the law relating to the probation supervision fee. (Ch. 859)

H. B. 1597, an act to extend the boundaries of the Buck Shoals Fire Protection District in Wilkes and Yadkin Counties. (Ch. 860)

H. B. 1640, an act to revise and consolidate the Charter of the City of Concord and to repeal prior local acts. (Ch. 861)

H. B. 2095, an act to amend the North Carolina Regional Reciprocal Banking Act. (Ch. 862)

S. B. 855, an act to make technical corrections to the Mental Health, Mental Retardation, and Substance Abuse Act of 1985, and conforming changes to the General Statutes. (Ch. 863)

H. B. 2119, an act to repeal Chapter 461 of the 1985 Session Laws concerning the Venus Fly Trap plant. (Ch. 864)

H. J. R. 2118, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a joint resolution honoring the life and memory of John P. East. (Res. 47)

CALENDAR (Continued)

H. B. 1179 (Senate Committee Substitute), a bill to restore the right of near relatives to assist voters, which was repealed by the 1985 Session.

The Senate Committee Substitute bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H. J. R. 2115, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to authorize certain housing authorities to provide housing for moderate income persons.

July 1, 1986
The joint resolution passes its second (electronically recorded) and third readings and is ordered enrolled.

The Chair declares the Senate in recess until 5:00 P.M. for the purpose of committee meetings.

AFTERNOON SESSION—5:00 P.M.

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

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 Rules and Operation of the Senate Committee:

S. B. 1002, a bill to authorize the Legislative Research Commission to study campaigning and election procedures so as to increase the likelihood that candidates and issues will be supported or opposed based on their merits, with a favorable report.

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

S. B. 1294, a bill to appoint persons to various public offices upon the recommendation of the President of the Senate, with a favorable report.

H. J. R. 1886, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to exempt State operated curb markets from certain food regulations, with a favorable report.

By Senator Soles for the Judiciary IV Committee:

H. B. 1753, a bill to further provide for the separation of powers, with a favorable report.

By Senator Winner for the Education Committee:

H. B. 530 (Committee Substitute), a bill to remove archaic references to school committees from Chapter 115C of the General Statutes and changing the percentage of qualified voters who may petition for election, with an unfavorable report as to Committee Substitute bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Winner, the rules are suspended and the Senate Committee Substitute bill is placed before the Senate for immediate consideration.

On motion of Senator Winner, the Senate Committee Substitute bill is adopted, and on his further motion is placed on the Calendar for Wednesday, July 2.

By Senator Staton for the Judiciary II Committee:

H. B. 1459, a bill to make the definition of a city the same under the city and county laws, and to conform to an attorney general's opinion as to the eligibility of cities incorporated before 1945 for Powell Bill allocations, with a favorable report, as amended.

By Senator Tally for the Natural and Economic Resources and Wildlife Committee:

July 1, 1986
H. B. 1477, a bill to provide for the registration of land in Vance County and to prohibit hunting or the discharge of firearms without permission by persons on the registered land and on abutting portions of highway, with a favorable report.

H. B. 1578, a bill to increase the season bag limit for foxes in Bladen County, with a favorable report.

H. B. 1585, a bill to prohibit hunting from designated State secondary roads in Craven County, with a favorable report.

H. B. 1631, a bill to permit the taking of foxes in Person County, with a favorable report.

H. B. 1642, a bill to regulate hunting in Nash County, with a favorable report.

H. B. 1647, a bill to regulate the shining of lights in deer areas in Columbus County, with a favorable report.

H. B. 1661, a bill to authorize the lawful taking of black bears in Hyde County, with a favorable report.

By Senator Ezzell for the Local Government and Regional Affairs Committee:

H. B. 1476, a bill to exempt the Cities of Henderson and Murfreesboro from certain zoning notice requirements, with a favorable report.

H. B. 1521, a bill to permit the Town of Tarboro to increase its parking penalties, with a favorable report.

H. B. 1587, a bill to authorize Watauga County and municipalities located therein to regulate abandoned and junked vehicles for aesthetic purposes, with a favorable report.

H. B. 1593, a bill to authorize Richmond County and municipalities located therein to regulate abandoned and junked vehicles for aesthetic purposes, with a favorable report.

H. B. 1598, a bill to revise the Charter of the Town of Wadesboro, with a favorable report.

H. B. 1600, a bill relating to zoning by Wake County, with a favorable report.

H. B. 1602, a bill to allow the Greensboro Alcoholic Beverage Control Board to provide its own law enforcement personnel and to contract for additional law enforcement services, with a favorable report.

H. B. 1611, a bill to provide for construction of an athletic field house at East Duplin High School, with a favorable report.

H. B. 1618, a bill to change the name of the governing board of the City of Goldsboro from the Board of Alderman to the Council, with a favorable report.

H. B. 1625, a bill to permit the City of Wilmington, the Town of Farmville, the City of Salisbury, and Durham County to accept deeds to real property in payment of liens held by the City, with a favorable report.

H. B. 1629, a bill to allow Lincoln County and municipalities located therein to engage in economic development activities, with a favorable report.

July 1, 1986
H. B. 1630, a bill to authorize Gaston County to enter into long term contracts for disposal of solid waste, with a favorable report.

H. B. 1671, a bill to revise the Charter of the Town of Hope Mills, with a favorable report.

H. B. 1675, a bill to make Chapter 639 of the 1985 Session Laws apply to the Town of Tarboro, with a favorable report.

H. B. 1678, a bill to allow Sampson County to convey the Old Sampson High School property at private sale, with a favorable report.

H. B. 1679, a bill to provide training requirements for appointed law enforcement officers, with a favorable report.

H. B. 1693, a bill concerning the filling of vacancies on the Wilmington City Council, with a favorable report.

H. B. 1634, a bill to remove certain described territory from the corporate limits of the Town of Spruce Pine, with a favorable report, as amended.

H. B. 1658, a bill to raise the force account construction limit for water and sewer projects of Union County, with a favorable report, as amended.

**CALENDAR (Continued)**

H. B. 842 (Senate Committee Substitute), a bill to improve the administration of the property tax, upon second reading.

The Senate Committee Substitute bill passes its second reading by roll-call vote, ayes 32, noes 11, as follows:

Voting in the affirmative: Senators Ballenger, Barnes, Cobb, Conder, Ezzell, Guy, Hardison, Harrington, Harris, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Shaw, Simpson, Speed, Staton, Taft, Tally, Ward, Warren, Williams, and Woodard—32.


The Senate Committee Substitute bill remains on the Calendar for further consideration upon third reading.

H. B. 1542, a bill to authorize counties to levy additional one-half percent local sales and use taxes, as amended, upon second reading.

Senator Sawyer offers Amendment No. 2. Senator Winner offers a motion, seconded by Senator Marvin, that Amendment No. 2 do lie upon the table, which motion prevails (electronically recorded). Amendment No. 2 lies upon the table.

Senator Winner calls the previous question, seconded by Senator Hardison. The call is sustained (electronically recorded).

The bill, as amended, passes its second reading by roll-call vote, ayes 38, noes 5, as follows:

Voting in the affirmative: Senators Ballenger, Basnight, Cobb, Conder, Ezzell, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, McDuffie, Parnell, Plyler, Rand, Rauch, Simpson, Soles, Speed, Swain, Taft, Tally, Thomas of Craven,

July 1, 1986
Voting in the negative: Senators Barnes, Price, Sawyer, Shaw and Thomas of Henderson—5.

The following pair is announced: Senator Royall, “aye”; Senator Somers, “no.”
The bill, as amended, remains on the Calendar for further consideration upon third reading.

S. B. 858 (Committee Substitute), a bill to implement the recommendations of the Medical Malpractice Study Commission and to improve the capacity of the State to monitor the claims experience of liability insurers; and to assist the health care professions in peer review, risk management and self-disciplinary efforts, upon second reading.

On motion of Senator Taft, courtesies of the floor are extended to Professor David Warren, Executive Director of the Medical Malpractice Commission, to assist with the explanation of the bill.

Senator Taft offers Amendment No. 1 which is adopted (electronically recorded).
The Committee Substitute bill, as amended, passes its second reading by roll-call vote, ayes 40, noes 3, as follows:
Voting in the negative: Senators Kaplan, Somers and Walker—3.
The following pair is announced: Senator Royall, “aye;” Senator Watt, “no.”
The Committee Substitute bill, as amended, remains on the Calendar for further consideration upon third reading.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

S. B. 908, a bill to authorize the City of Wilson to let public contracts for construction or repair work of fifty thousand dollars or less, and for the purchase of apparatus, supplies, materials or equipment for twenty thousand dollars or less pursuant to informal bids under G. S. 143-131, for concurrence in House Amendment No. 1 which is placed on the Calendar for tomorrow, Wednesday, July 2.

S. B. 950, a bill to authorize Haywood and Henderson Counties to adopt “pre-development ordinances,” for concurrence in House Amendment No. 1 which is placed on the Calendar for tomorrow, Wednesday, July 2.

H. B. 1548, a bill to authorize Camden County to levy an excise tax on instruments conveying real property in Camden County.
Referred to Finance Committee

H. B. 2107, a bill to appoint persons to various public offices upon the recommendation of the Speaker of the House of Representatives.
Referred to Rules and Operation of the Senate Committee.

H. B. 2106 (Committee Substitute), a bill to eliminate the need for a certificate of need to be issued for lithotripters.
Referred to Human Resources Committee.
INTRODUCTION OF BILLS AND RESOLUTIONS

Senator Barnes moves that Rule 40 be suspended to allow the introduction and referral to committee of the following bill, which motion prevails by a two-thirds majority vote.

By Senator Barnes:

S. B. 1295, a bill to make technical and conforming amendments to the Administrative Procedure Act.

Referred to Judiciary I Committee.

On motion of Senator Harrington, seconded by Senator Price, the Senate adjourns to meet tomorrow at 1:30 P.M.

ONE HUNDRED THIRTY-NINTH DAY

SENATE CHAMBER,
Wednesday, July 2, 1986.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by the Reverend Michael Safley, Associate Director for Youth and Young Adult Ministries, Council on Ministries, North Carolina Conference of The United Methodist Church, Raleigh, as follows:

"O God, Creator and Sustainer of the Universe, we ask that we experience Your Presence in this assembly. Lord, we ask that You give us enthusiasms to enjoy the endless tasks and responsibilities that lie ahead. Give us the courage to speak our convictions; and give us the wisdom to make the best decisions for the citizens of North Carolina.

"In the heat of this summer and in the heat of debate, help us to enact legislation so that, 'justice shall flow like an overflowing stream.'

"In two days we will celebrate our independence as a Nation. Remind us of the principles upon which our country was founded. Help us to never lose sight of the vision for which we strive. Focus our deliberations upon enabling North Carolina to be a place of justice and liberty for all.

"Lord, give each of us a safe journey to our destinations this weekend. Enable us to refresh our bodies and minds so that when we return, we will be able to tackle our obligations with clear minds and new insights. Amen."

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

The President grants leaves of absence to Senators Redman and Johnson of Cabarrus for today.

The President extends courtesies of the floor to Dallas Alford, former Senator from Nash County.

July 2, 1986
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 McDowell for the Manufacturing and Labor Committee:

H. B. 2086, a bill to amend the Employment Security Law in compliance with federal law regarding Federal-State extended unemployment compensation, with a favorable report.

By Senator Thomas of Henderson for the Finance Committee:

H. B. 1448, a bill requiring that certain golf carts and battery chargers be considered a single article for sales tax purposes, with a favorable report.

H. B. 1475, a bill to allow the City of Gastonia to enact local fair housing ordinances, with a favorable report.

H. B. 1580, a bill making clarifying amendments to the gasoline, special fuel, and highway use tax statutes, with a favorable report.

H. B. 1606, a bill to allow the County of Durham to participate in urban development projects, with a favorable report.

H. B. 1608, a bill to extend the income tax personal exemption for paraplegics and similarly disabled individuals to dependents who are paraplegic or similarly disabled, with a favorable report.

H. B. 1617, a bill authorizing Wayne County to extend the boundaries of a rural fire protection district, with a favorable report.

H. B. 1645 (Committee Substitute), a bill to permit the Town of Holly Springs to acquire property by the modified quick-take procedure of Chapter 40A of the General Statutes, with a favorable report.

H. B. 1653, a bill authorizing Buncombe and Haywood Counties to levy an additional one percent room occupancy and tourism development tax, with a favorable report.

H. B. 2092, a bill to authorize a bond issue to construct a parking deck behind the Albemarle Building, with a favorable report.

H. B. 2114, a bill clarifying the inventory tax credits and reductions enacted by the Tax Reduction Act of 1985, with a favorable report.

H. B. 1100 (Committee Substitute), a bill to establish the Radiation Technology Practice Act, with a favorable report, as amended.

By Senator Ezzell for the Local Government and Regional Affairs Committee:

H. B. 1507, a bill to expand the membership of the Resources Development Commission for Brunswick County, with a favorable report.

H. B. 1562 (Committee Substitute), a bill to make omnibus amendments concerning local governments in Orange and Chatham Counties, with a favorable report.

July 2, 1986
H. B. 1594 (Committee Substitute), a bill to annex certain lands owned by the City of Rockingham to that City, with a favorable report.

H. B. 1633, a bill to authorize the City of Wilmington to construct streets outside the corporate limits, with a favorable report.

H. B. 1677 (Committee Substitute), a bill to revise the Charter of the City of Clinton and establish the Clinton–Sampson Agri-Civic Center Commission, with a favorable report.

H. B. 1695 (Committee Substitute), a bill to allow the New Hanover County Board of Education to convey at private sale the Peabody School to Headstart of New Hanover County, with a favorable report.

CALENDAR

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

S. J. R. 953, a joint resolution honoring the life and memory of Sankey Wright Robinson, as amended.

On motion of Senator Soles, the rules are suspended and the Senate joint resolution is taken from the Calendar and placed before the Senate for immediate consideration.

The joint resolution, as amended, passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

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. 1024, an act to authorize the construction and the financing of a certain capital improvement project by the University of North Carolina at Chapel Hill. (Ch. 865)

H. B. 491 (Senate Committee Substitute), an act to clarify that the 1983 rewrite of the North Carolina Election Campaign Fund Act which allowed disbursements to all candidates allows disbursements to all registered treasurers. (Ch. 866)

H. B. 1496, an act to prohibit hunting from roads and to regulate hunting on private lands in Perquimans County. (Ch. 867)

H. B. 1616, an act to regulate hunting in Chowan County. (Ch. 868)

H. B. 1655, an act to prohibit taking deer with dogs in part of Richmond County. (Ch. 869)

H. B. 1368, an act to annex certain territory to the corporate limits of the Town of Hot Springs. (Ch. 870)

S. J. R. 934, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to make a technical amendment to G. S. 143-215.1. (Res. 48)

H. J. R. 2115, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to authorize certain housing authorities to provide housing for moderate income persons. (Res. 49)

July 2, 1986
INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

Senator Ballenger moves that Rule 40 be suspended to allow the introduction of the following joint resolution, which motion prevails by a two-thirds majority vote.

By Senators Redman, Kincaid, and Ballenger:

S. J. R. 1297, a joint resolution honoring the life and memory of John P. East.
On motion of Senator Ballenger, the rules are suspended and the joint resolution is placed before the Senate for immediate consideration.
The joint resolution passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

H. B. 1649, a bill to allow Henderson County to levy a room occupancy and tourism development tax.
Referred to Finance Committee.

H. B. 2105, a bill to permit certain beautification districts to hold ABC elections.
On motion of Senator Basnight, the rules are suspended, and the bill is placed before the Senate for immediate consideration.
The bill passes its second reading (electronically recorded).
On objection of Senator Kincaid to its third reading, the bill remains on the Calendar for further consideration.

CALENDAR (Continued)

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

H. B. 1584, a bill to authorize Chowan County to levy an excise tax on instruments conveying real property in Chowan County, upon third reading.
The bill passes its third reading by roll-call vote, ayes 41, noes 1, as follows:
Voting in the negative: Senator Sawyer—1.
The bill is ordered enrolled.

H. B. 1646, a bill to authorize McDowell County to levy a room occupancy and tourism development tax, upon third reading.
The bill passes its third reading by roll-call vote, ayes 41, noes 1, as follows:
Voting in the affirmative: Senators Ballenger, Barnes, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Martin of Pitt, Marvin, McDowell, McDuffie, Parnell, Plyler, Price, Rand,

July 2, 1986

Voting in the negative: Senator Sawyer—1.

The bill is ordered enrolled.

H. B. 1477, a bill to provide for the registration of land in Vance County and to prohibit hunting or the discharge of firearms without permission by persons on the registered land and on abutting portions of highway, upon second reading.

The bill passes its second reading by roll-call vote, ayes 41, noes 0, as follows:


Voting in the negative: None.

The bill remains on the Calendar for further consideration upon third reading.

H. B. 1521, a bill to permit the Town of Tarboro to increase its parking penalties, upon second reading.

The bill passes its second reading by roll-call vote, ayes 41, noes 0, as follows:


Voting in the negative: None.

The bill remains on the Calendar for further consideration upon third reading.

H. B. 1629, a bill to allow Lincoln County and municipalities located therein to engage in economic development activities, upon second reading.

The bill passes its second reading by roll-call vote, ayes 41, noes 0, as follows:


Voting in the negative: None.

The bill remains on the Calendar for further consideration upon third reading.

H. B. 1634, a bill to remove certain described territory from the corporate limits of the Town of Spruce Pine, upon second reading.

On motion of Senator Ezzell, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading by roll-call vote, ayes 41, noes 0, as follows:

Voting in the affirmative: Senators Ballenger, Barnes, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of

July 2, 1986

Voting in the negative: None.
The bill, as amended, remains on the Calendar for further consideration upon third reading.

H. B. 1671, a bill to revise the Charter of the Town of Hope Mills, upon second reading.
The bill passes its second reading by roll-call vote, ayes 41, noes 0, as follows:

Voting in the negative: None.
The bill remains on the Calendar for further consideration upon third reading.

H. B. 1675, a bill to make Chapter 639 of the 1985 Session Laws apply to the Town of Tarboro, upon second reading.
The bill passes its second reading by roll-call vote, ayes 41, noes 0, as follows:

Voting in the negative: None.
The bill remains on the Calendar for further consideration upon third reading.

H. B. 1476, a bill to exempt the Cities of Henderson and Murfreesboro from certain zoning notice requirements.
The bill passes its second (electronically recorded) and third readings and is ordered enrolled.
Senator Shaw requests to be recorded voting “no.”

H. B. 1578, a bill to increase the season bag limit for foxes in Bladen County.
The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1585, a bill to prohibit hunting from designated State secondary roads in Craven County.
The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1587, a bill to authorize Watauga County and municipalities located therein to regulate abandoned and junked vehicles for aesthetic purposes.
The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1593, a bill to authorize Richmond County and municipalities located therein to
regulate abandoned and junked vehicles for aesthetic purposes.
The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1598, a bill to revise the Charter of the Town of Wadesboro.
The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1600, a bill relating to zoning by Wake County.
Senator Johnson of Wake offers Amendment No. 1 which is adopted (electronically recorded).
The bill, as amended, passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

H. B. 1602, a bill to allow the Greensboro Alcoholic Beverage Control Board to provide its own law enforcement personnel and to contract for additional law enforcement services.
The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1611, a bill to provide for construction of an athletic field house at East Duplin High School.
The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1618, a bill to change the name of the governing board of the City of Goldsboro from the Board of Alder to the Council.
The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1630, a bill to authorize Gaston County to enter into long term contracts for disposal of solid waste.
The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1631, a bill to permit the taking of foxes in Person County.
The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1642, a bill to regulate hunting in Nash County.
The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1647, a bill to regulate the shining of lights in deer areas in Columbus County.
Senator Tally offers Amendment No. 1 which is adopted (electronically recorded).
The bill, as amended, passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

H. B. 1658, a bill to raise the force account construction limit for water and sewer projects of Union County.
On motion of Senator Ezzell, Committee Amendment No. 1 is adopted.

July 2, 1986
The bill, as amended, passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

**H. B. 1661**, a bill to authorize the lawful taking of black bears in Hyde County.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

**H. B. 1678**, a bill to allow Sampson County to convey the Old Sampson High School property at private sale.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

**H. B. 1679**, a bill to provide training requirements for appointed law enforcement officers.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

**H. B. 1693**, a bill concerning the filling of vacancies on the Wilmington City Council.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

**H. B. 1625**, a bill to permit the City of Wilmington, the City of Salisbury, and Durham County to accept deeds to real property in payment of liens held by the City.

Senator Martin of Pitt offers Amendment No. 1 which is adopted (electronically recorded), changing the title, upon concurrence, to read, **H. B. 1625**, a bill to permit the City of Wilmington, the Town of Farmville, the City of Salisbury, and Durham County to accept deeds to real property in payment of liens held by the City.

The bill, as amended, passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

**S. B. 923**, a bill to clarify the authority of Richmond County to undertake economic development activities, for concurrence in House Amendment No. 1, upon third reading.

On motion of Senator Conder, the Senate concurs in House Amendment No. 1 which changes the title to read, **S. B. 923**, a bill to clarify the authority of Richmond County and the municipalities located therein to undertake economic development activities, upon third reading by roll-call vote, ayes 41, noes 0, as follows:


Voting in the negative: None.

The bill is ordered enrolled.

**S. B. 908**, a bill to authorize the City of Wilson to let public contracts for construction or repair work of fifty thousand dollars or less, and for the purchase of apparatus, supplies, materials or equipment for twenty thousand dollars or less pursuant to informal bids under G. S. 143-131, for concurrence in House Amendment No. 1.

On motion of Senator Martin of Pitt, the Senate concurs in House Amendment No. 1
(electronically recorded), and the bill is ordered enrolled.

S. B. 950, a bill to authorize Haywood and Henderson Counties to adopt "pre-development ordinances," for concurrence in House Amendment No. 1.

Senator Hipps, moves that the Senate do not concur in House Amendment No. 1 and further moves that the President appoint conferees, which motions prevail.

The President appoints Senators Hipps, Thomas of Henderson, and Rand as conferees on the part of the Senate to resolve the differences arising between the two Bodies, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action and requesting conferees.

S. B. 858 (Committee Substitute), a bill to implement the recommendations of the Medical Malpractice Study Commission and to improve the capacity of the State to monitor the claims experience of liability insurers; assist the health care professions in peer review, risk management and self-disciplinary efforts; and limit the liability of health care providers for noneconomic and punitive damages, as amended, upon third reading.

Senator Taft offers Amendment No. 2, changing the title to read S. B. 858 (Committee Substitute), a bill to implement the recommendations of the Medical Malpractice Study Commission and to improve the capacity of the State to monitor the claims experience of liability insurers; and to assist the health care professions in peer review, risk management, and self-disciplinary efforts; which is adopted (electronically recorded).

Senator Cobb offers Amendment No. 3 which is adopted (electronically recorded).

Senator Watt offers Amendment No. 4. After lengthy debate, Senator Staton calls the previous question, seconded by Senator Harrington. The call is sustained. Amendment No. 4 fails of adoption (electronically recorded).

Senator Taft calls the previous question, seconded by Senator Hardison. The call is sustained.

The Committee Substitute bill, as amended, passes its third reading by roll-call vote, ayes 45, noes 1, as follows:


Voting in the negative: Senator Kaplan—1.

The Committee Substitute bill, as amended, is ordered engrossed and sent to the House of Representatives.

H. J. R. 1886, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to exempt State operated curb markets from certain food regulations.

The joint resolution passes its second (electronically recorded) and third readings and is ordered enrolled.

S. B. 906, a bill providing that retail food establishments are not manufacturers for sales tax purposes, as amended, upon third reading.

The bill, as amended, passes its third reading by roll-call vote, ayes 38, noes 0, as follows:

Voting in the affirmative: Senators Ballenger, Basnight, Cobb, Conder, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Kaplan, Kincaid,

July 2, 1986

Voting in the negative: None.

The bill, as amended, is ordered engrossed and sent to the House of Representatives.

**H. B. 842** (Senate Committee Substitute), a bill to improve the administration of the property tax.

On motion of Senator Kaplan, consideration of the Senate Committee Substitute bill is postponed until Tuesday, July 8.

**H. B. 1542**, a bill to authorize counties to levy additional one-half percent local sales and use taxes, as amended, upon third reading.

Senator Sawyer offers Amendment No. 3. Senator Winner, seconded by Senator Marvin, offers a motion that Amendment No. 3 do lie upon the table, which motion prevails (electronically recorded). Amendment No. 3 lies upon the table.

The bill, as amended, passes its third reading by roll-call vote, ayes 37, noes 4, as follows:


The following pair is announced: Senator Royall, “aye”; Senator Shaw, “no.”

The bill, as amended, is ordered engrossed and sent to the House of Representatives for concurrence in Senate Amendment No. 1.

The Chair subsequently rescinds the order of engrossment, and orders the bill sent to the House of Representatives for concurrence in Senate Amendment No. 1.

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

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

**H. B. 1458** (Committee Substitute), a bill to create a Joint Legislative Commission on Municipal Incorporations, to review proposals to incorporate new municipalities.

Referred to Rules and Operation of the Senate Committee.

**H. B. 1696**, a bill to require haulers of trash, garbage or rubble to cover the loads.

Referred to Local Government and Regional Affairs Committee.

**H. B. 1970**, a bill to increase the fees for community service.

Referred to Finance Committee.

**CALENDAR (Continued)**

**H. B. 2101**, a bill to authorize the construction and the financing, without appropriations from the General Fund, of certain capital improvements projects of the constituent institutions of the University of North Carolina, upon third reading.

The bill passes its third reading by roll-call vote, ayes 41, noes 0, as follows:

Voting in the affirmative: Senators Ballenger, Barnes, Basnight, Cobb, Conder, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore,

Voting in the negative: None.
The bill is ordered enrolled.

H. B. 1459, a bill to make the definition of a city the same under the city and county laws, and to conform to an attorney general's opinion as to the eligibility of cities incorporated before 1945 for Powell Bill allocations, upon second reading.

On motion of Senator Staton, Committee Amendment No. 1 is adopted.
The bill, as amended, passes its second reading by roll-call vote, ayes 40, noes 1, as follows:


Voting in the negative: Senator Smith—1.
The bill, as amended, remains on the Calendar for further consideration upon third reading.

H. B. 1753, a bill to further provide for the separation of powers, upon second reading.
Senator Cobb offers Amendment No. 1 which fails of adoption (electronically recorded).
On motion of Senator Soles, the bill is recommitted to the Judicary IV Committee.

H. B. 2019, a bill to amend Chapter 661 of the 1985 Session Laws to provide changes only with respect to projects wholly self-liquidating, as amended, upon second reading.
The bill, as amended, passes its second reading by roll-call vote, ayes 42, noes 0, as follows:


Voting in the negative: None.
The bill, as amended, remains on the Calendar for further consideration upon third reading.

S. B. 65, a bill to change the effective date of the life care center certificate of need modification law.
On motion of Senator Rauch, the bill is re-referred to the Finance Committee.

S. B. 460, a bill to classify property owned by a nonprofit residential retirement center and exclude this property from taxation.
On motion of Senator Rauch, Committee Amendment No. 1 is adopted.
On motion of Senator Rauch, the bill, as amended, is re-referred to the Finance Committee, without engrossment.

July 2, 1986
S. B. 488, a bill to provide equitable sales tax treatment for livestock and poultry structures.

On motion of Senator Plyler, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second (electronically recorded) and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 993, a bill to authorize an arbitration program in the Twenty-Sixth Judicial District.

The bill passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

S. B. 1288, a bill to establish an Oregon Inlet Commission and to appropriate funds for that purpose.

On motion of Senator Basnight, Committee Amendment No. 1 is adopted, which changes the title, pursuant to Rule 55, to read, S. B. 1288, a bill to establish an Oregon Inlet Commission.

The bill, as amended, passes its second (electronically recorded) and third readings and is ordered engrossed and sent to the House of Representatives, without objection, by special messenger.

S. B. 1294, a bill to appoint persons to various public offices upon the recommendation of the President of the Senate.

The bill passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

H. B. 530 (Senate Committee Substitute), a bill to remove archaic references to school committees from Chapter 115C of the General Statutes and changing the percentage of qualified voters who may petition for election.

The Senate Committee Substitute bill passes its second reading (electronically recorded).

On objection of Senator Ezzell to its third reading, the Senate Committee Substitute bill remains on the Calendar for further consideration upon third reading.

H. B. 883, a bill to expand the sales tax exemption for farm products to include all farm products sold by the producer of the products, regardless whether the producer is also a retail dealer.

On motion of Senator Swain, Committee Amendment No. 1 is adopted.

On motion of Senator Rauch, further consideration of the bill, as amended, is postponed until Thursday, July 3.

ENROLLED BILLS

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

H. J. R. 1886, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to exempt State operated curb markets from certain food regulations. (Res. 50)

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

July 2, 1986
H. B. 1692, a bill authorizing New Hanover County to levy an additional one percent room occupancy and tourism development tax, and to adjust the distribution of occupancy tax revenue in New Hanover County.
   Referred to Finance Committee.

H. J. R. 2122, a joint resolution honoring the life and memory of John P. East.
   Referred to Rules and Operation of the Senate Committee.

H. B. 1697, a bill to create and establish the Kinston Firemen's Supplemental Retirement System for the classified firemen employees of the Fire Department of City of Kinston.
   Referred to Pensions and Retirement Committee.

CALENDAR (Continued)

H. B. 1460, a bill to require cities and counties to file copies of Home Rule Charter Amendments with the Secretary of State and the Legislative Library.
On motion of Senator Ezzell, Committee Amendment No. 1 is adopted.
The bill, as amended, passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

H. B. 1544, a bill to allow members of the Juvenile Law Study Commission to serve until their successors are appointed.
The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

INTRODUCTION OF BILLS AND RESOLUTIONS

Senator Barnes moves that Rule 40 be suspended to allow the introduction of the following bill, which motion prevails by a two-thirds majority vote.

By Senator Barnes:

S. B. 1300, a bill to exempt State operated curb markets from certain food regulations.
On motion of Senator Barnes, the rules are suspended and the bill is placed on the Calendar for Thursday, July 3.

On motion of Senator Harrington, seconded by Senator Thomas of Craven, the Senate adjourns to meet tomorrow, Thursday, July 3, at 1:30 P.M.

ONE HUNDRED FORTIETH DAY

Senate Chamber,
Thursday, July 3, 1986.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by the Reverend Jonathan E. Strother, Associate Minister of Hayes Barton United Methodist Church, Raleigh, as follows:

July 3, 1986
“Our Father, we pause in the midst of another busy day to hear Your soft, still voice. You, and You alone are God. Just knowing that You are among us, and that You wait to guide our deliberations brings a calm assurance.

“We thank You for the freedom that we each enjoy. We thank You for those who have died in defense of our freedom. Never allow us to take for granted the blessings of this State and nation.

“Give us strength, dear God, to be responsible in word and deed; for ours is a rich heritage and a bountiful inheritance. Help us to be responsible to friend and foe alike.

“Even still, the weight of such responsibilities would be more than we could ever hope to bear. Yet, we know, O Lord, that we are not alone; and even now we pause to give You thanks for the strength and courage that You give.

“May the day's work before us be seen as service, not as obligation; as opportunity, not as burden. For we submit ourselves now to Your providence and Your care. Amen.”

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

The President grants a leave of absence to Senator Johnson of Cabarrus for today.

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. 908, an act to authorize the City of Wilson to let public contracts for construction or repair work of fifty thousand dollars or less, and for the purchase of apparatus, supplies, materials or equipment for twenty thousand dollars or less pursuant to informal bids under G. S. 143-131. (Ch. 871)

S. B. 916, an act to give Rowan County animal control officers the power to issue citations. (Ch. 872)

S. B. 919, an act to amend the Charter of the City of Statesville concerning the distribution of liquor profits. (Ch. 873)

S. B. 923, an act to clarify the authority of Richmond County and the municipalities located therein to undertake economic development activities. (Ch. 874)

S. B. 941, an act to permit the County of Currituck to regulate motor vehicles operation on public beaches. (Ch. 875)

S. B. 944, an act to permit the City of New Bern to collect an attorney fee incurred as part of orders for demolition of unfit dwellings. (Ch. 876)

H. B. 377 (Senate Committee Substitute), an act to be known as The North Carolina Condominium Act as recommended by the General Statutes Commission. (Ch. 877)

H. B. 761, an act to apportion the federal estate tax burden as recommended by the General Statutes Commission. (Ch. 878)
H. B. 1476, an act to exempt the Cities of Henderson and Murfreesboro from certain zoning notice requirements. (Ch. 879)

H. B. 1578, an act to increase the season bag limit for foxes in Bladen County. (Ch. 880)

H. B. 1584, an act to authorize Chowan County to levy an excise tax on instruments conveying real property in Chowan County. (Ch. 881)

H. B. 1585, an act to prohibit hunting from designated State secondary roads in Craven County. (Ch. 882)

H. B. 1587, an act to authorize Watauga County and municipalities located therein to regulate abandoned and junked vehicles for aesthetic purposes. (Ch. 883)

H. B. 1593, an act to authorize Richmond County and municipalities located therein to regulate abandoned and junked vehicles for aesthetic purposes. (Ch. 884)

H. B. 1598, an act to revise the Charter of the Town of Wadesboro. (Ch. 885)

H. B. 1602, an act to allow the Greensboro Alcoholic Beverage Control Board to provide its own law enforcement personnel and to contract for additional law enforcement services. (Ch. 886)

H. B. 1611, an act to provide for construction of an athletic field house at East Duplin High School. (Ch. 887)

H. B. 1618, an act to change the name of the governing board of the City of Goldsboro from the Board of Aldermen to the Council. (Ch. 888)

H. B. 1630, an act to authorize Gaston County to enter into long term contracts for disposal of solid waste. (Ch. 889)

H. B. 1631, an act to permit the taking of foxes in Person County. (Ch. 890)

H. B. 1642, an act to regulate hunting in Nash County. (Ch. 891)

H. B. 1646, an act to authorize McDowell County to levy a room occupancy and tourism development tax. (Ch. 892)

H. B. 1661, an act to authorize the lawful taking of black bears in Hyde County. (Ch. 893)

H. B. 1678, an act to allow Sampson County to convey the Old Sampson High School property at private sale. (Ch. 894)

H. B. 1679, an act to provide training requirements for appointed law enforcement officers. (Ch. 895)

H. B. 1693, an act concerning the filling of vacancies on the Wilmington City Council. (Ch. 896)

S. B. 867, an act to authorize the Yancey Board of Commissioners to exercise jurisdiction over the regulation of domestic animals. (Ch. 897)

H. B. 1544, an act to allow members of the Juvenile Law Study Commission to serve until their successors are appointed. (Ch. 898)

July 3, 1986
H. B. 2101, an act to authorize the construction and the financing, without appropriations from the General Fund, of certain capital improvements projects of the constituent institutions of the University of North Carolina. (Ch. 899)

S. J. R. 953, a joint resolution honoring the life and memory of Sankey Wright Robinson. (Res. 51)

S. J. R. 1287, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a joint resolution repudiating the claim that the Wright Brothers did not make the first flight and expressing North Carolina's pride in the historic achievements of the Wright Brothers. (Res. 52)

WITHDRAWAL FROM COMMITTEE

H. B. 1458 (Committee Substitute), a bill to create a Joint Legislative Commission on Municipal Incorporations, to review proposals to incorporate new municipalities.

On motion of Senator Ezzell, the rules are suspended and the Committee Substitute bill is taken from the Rules and Operation of the Senate Committee and re-referred to the Judiciary II Committee.

RE-REFERRAL

H. B. 1100 (Senate Committee Substitute), a bill to establish the Radiation Technology Practice Act.

Senator Rauch offers a motion that the Senate Committee Substitute bill be taken from today's Calendar and placed before the Senate for immediate consideration, which motion prevails.

Senator Rauch offers a motion that Committee Amendment No. 1 be adopted and further moves that the Senate Committee Substitute bill, as amended, be re-referred to the Ways and Means Committee, which motions 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 Rauch for the Finance Committee:

H. B. 952 (Committee Substitute), a bill to amend the statute concerning special plates for amateur radio operators, with a favorable report.

H. B. 1548, a bill to authorize Camden County to levy an excise tax on instruments conveying real property in Camden County, with a favorable report.

H. B. 1970, a bill to increase the fees for community service, with a favorable report.

H. B. 1649, a bill to allow Henderson County to levy a room occupancy and tourism development tax, with a favorable report, as amended.

S. B. 460, a bill to classify property owned by a nonprofit residential retirement center and exclude this property from taxation, with an unfavorable report as to bill, but favorable as to Committee Substitute bill.

July 3, 1986
On motion of Senator Rauch, the rules are suspended and the Committee Substitute bill, which changes the title to read, S. B. 460 (Committee Substitute), a bill to classify property owned by a nonprofit residential retirement center and exclude this property from taxation, and to change the effective date of the Life Care Center Certificate of Need Modification Law, is placed before the Senate for immediate consideration.

On motion of Senator Rauch, the Committee Substitute bill is adopted, and on his further motion is placed on the Calendar for Monday, July 7.

By Senator Soles for the Judiciary IV Committee:

H. B. 1753, a bill to further provide for the separation of powers, with a favorable report, as amended.

On motion of Senator Soles, the rules are suspended and the bill is placed on today's Calendar for consideration upon second reading.

H. B. 1004, a bill to amend the Constitution to add two high school students to the State Board of Education, with an unfavorable report as to bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Soles, the rules are suspended and the Senate Committee Substitute bill, which changes the title to read, H. B. 1004 (Senate Committee Substitute), a bill to authorize the Governor to appoint two student advisors to the State Board of Education, is placed before the Senate for immediate consideration.

On motion of Senator Soles, the Senate Committee Substitute bill is adopted, and on his further motion is placed on the Calendar for Monday, July 7.

RECONSIDERATION

H. B. 1460, a bill to require cities and counties to file copies of Home Rule Charter Amendments with the Secretary of State and the Legislative Library.

Senator Staton moves that the vote by which the bill, as amended, passed its third reading be reconsidered, which motion prevails.

Senator Staton further moves that the vote by which Committee Amendment No. 1 was adopted be reconsidered, which motion prevails. Without objection, Senator Staton withdraws Committee Amendment No. 1, and the bill remains before the Senate for further consideration upon third reading.

Senator Staton offers Amendment No. 2 which is adopted (electronically recorded) changing the title to read, H. B. 1460, a bill to require cities and counties to file certified true copies of Home Rule Charter Amendments with the Secretary of State and the Legislative Library.

The bill, as amended, passes its third reading, and is ordered, without objection, sent to the House of Representatives for concurrence in Senate Amendment No. 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 Marvin for the Pensions and Retirement Committee:

H. B. 1691, a bill to amend Article 1 of Chapter 118 of the General Statutes of North

July 3, 1986
Carolina relating to the Firemen's Relief Fund of the City of Kinston, with a favorable report.

H. B. 1697, a bill to create and establish the Kinston Firemen's Supplemental Retirement System for the classified firemen employees of the Fire Department of City of Kinston, with a favorable report.

INTRODUCTION OF BILLS, RESOLUTIONS, AND PETITIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Basnight and Thomas of Craven:

S. J. R. 1296, a joint resolution repudiating the claim that the Wright Brothers did not make the first flight and expressing North Carolina's pride in the historic achievements of the Wright Brothers.

On motion of Senator Basnight, the rules are suspended and the joint resolution is placed on the Calendar for Monday, July 7.

By Senator Barnes:

S. B. 1298, a bill to appropriate funds for the Adopt a Trail Program.
Referred to Appropriations Committee.

By Senators Marvin, Rauch, and Harris:

S. J. R. 1299, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to provide that district judges shall be appointed within sixty days after nominations are submitted.

On motion of Senator Marvin, the rules are suspended and the joint resolution is placed before the Senate for immediate consideration.

The joint resolution passes its second (electronically recorded) and third readings and is ordered, without objection sent to the House of Representatives by special messenger.

Senator Sawyer attests to and submits a copy of petitions filed in the office of the Principal Clerk, as follows:

"In accordance with our First Amendment right 'to petition the Government for a redress of Grievances,' we the undersigned voters hereby express our strongest opposition to the use of our taxes to finance the killing of innocent unborn babies. We commend those representatives who voted to discontinue abortion funding. We would advise those who voted to continue abortion funding that you have not represented our views on this very important issue. It is our strong desire that you reverse your position, and that you vote to stop this disgraceful practice when the the General Assembly reconvenes in June, 1986."

Referred to Human Resources Committee.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

S. B. 180, a bill to repeal the Presidential Preference Primary Act, so as to allow political parties to regulate the nomination of President and Vice President of the United
States, for concurrence in the House Committee Substitute bill, changing the title, upon concurrence, to read, S. B. 180 (House Committee Substitute), a bill to change the date of the Presidential Preference Primary to the second Tuesday in March, so as to allow for a Southern Regional Presidential Primary, which is placed on the Calendar for Monday, July 7.

S. B. 757 (Committee Substitute), a bill to create the statutory offense of aiding and abetting a person driving while impaired, for concurrence in the House Committee Substitute bill, changing the title, upon concurrence, to read, S. B. 757 (House Committee Substitute), a bill to increase the punishments for rapes, sexual offenses, and assaults committed against the elderly.

Referred to Judiciary I Committee.

H. B. 2109, a bill to transfer certain property of the Juvenile Evaluation Center in Buncombe County to the Buncombe County Board of Education to use as part of a high school campus.

Referred to Judiciary I Committee.

S. B. 950

Mr. President:

Pursuant to your information that your Honorable Body failed to concur in House Amendment to S. B. No. 950, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE HAYWOOD AND HENDERSON COUNTIES TO ADOPT "PRE-DEVELOPMENT ORDINANCES," the Speaker has appointed as conferees on the part of the House, Representatives Beall (Chairman), Fletcher, and Wright 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,

S/ Grace A. Collins
Principal Clerk

CALENDAR

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

H. B. 1477, a bill to provide for the registration of land in Vance County and to prohibit hunting or the discharge of firearms without permission by persons on the registered land and on abutting portions of highway, upon third reading.

The bill passes its third reading by roll-call vote, ayes 43, noes 0, as follows:


Voting in the negative: None.

The bill is ordered enrolled.

July 3, 1986
H. B. 1521, a bill to permit the Town of Tarboro to increase its parking penalties, upon third reading.

The bill passes its third reading by roll-call vote, ayes 43, noes 0, as follows:


Voting in the negative: None.

The bill is ordered enrolled.

H. B. 1629, a bill to allow Lincoln County and municipalities located therein to engage in economic development activities, upon third reading.

The bill passes its third reading by roll-call vote, ayes 43, noes 0, as follows:


Voting in the negative: None.

The bill is ordered enrolled.

H. B. 1634, a bill to remove certain described territory from the corporate limits of the Town of Spruce Pine, as amended, upon third reading.

The bill, as amended, passes its third reading by roll-call vote, ayes 43, noes 0, as follows:


Voting in the negative: None.

The bill, as amended, is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

H. B. 1671, a bill to revise the Charter of the Town of Hope Mills, upon third reading.

The bill passes its third reading by roll-call vote, ayes 43, noes 0, as follows:


Voting in the negative: None.

The bill is ordered enrolled.

H. B. 1675, a bill to make Chapter 639 of the 1985 Session Laws apply to the Town of Tarboro, upon third reading.

July 3, 1986
The bill passes its third reading by roll-call vote, ayes 43, noes 0, as follows:
Voting in the negative: None.
The bill is ordered enrolled.

H. B. 1594 (Committee Substitute), a bill to annex certain lands owned by the City of Rockingham to that City, upon second reading.
The Committee Substitute bill passes its second reading by roll-call vote, ayes 45, noes 0, as follows:
Voting in the negative: None.
The Committee Substitute bill remains on the Calendar for further consideration upon third reading.

H. B. 1645 (Committee Substitute), a bill to permit the Town of Holly Springs to acquire property by the modified quick-take procedure of Chapter 40A of the General Statutes, upon second reading.
The Committee Substitute bill passes its second reading by roll-call vote, ayes 45, noes 0, as follows:
Voting in the negative: None.
The Committee Substitute bill remains on the Calendar for further consideration upon third reading.

H. B. 1653, a bill authorizing Buncombe and Haywood Counties to levy an additional one percent room occupancy and tourism development tax, upon second reading.
The bill passes its second reading by roll-call vote, ayes 45, noes 0, as follows:
Voting in the negative: None.
The bill remains on the Calendar for further consideration upon third reading.

July 3, 1986
H. B. 1677 (Committee Substitute), a bill to revise the Charter of the City of Clinton and establish the Clinton–Sampson Agri-Civic Center Commission, upon second reading.

The Committee Substitute bill passes its second reading by roll-call vote, ayes 45, noes 0, as follows:


Voting in the negative: None.

The Committee Substitute bill remains on the Calendar for further consideration upon third reading.

H. B. 1475, a bill to allow the City of Gastonia to enact local fair housing ordinances.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1507, a bill to expand the membership of the Resources Development Commission for Brunswick County.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1606, a bill to allow the County of Durham to participate in urban development projects.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1633, a bill to authorize the City of Wilmington to construct streets outside the corporate limits.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1695 (Committee Substitute), a bill to allow the New Hanover County Board of Education to convey at private sale the Peabody School to Headstart of New Hanover County.

The Committee Substitute bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1459, a bill to make the definition of a city the same under the city and county laws, and to conform to an attorney general's opinion as to the eligibility of cities incorporated before 1945 for Powell Bill allocations, as amended, upon third reading.

The bill, as amended, passes its third reading by roll-call vote, ayes 42, noes 0, as follows:


Voting in the negative: None.

July 3, 1986
The bill, as amended, is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

H. B. 2019, a bill to amend Chapter 661 of the 1985 Session Laws to provide changes only with respect to projects wholly self-liquidating, as amended, upon third reading.

The bill, as amended, passes its third reading by roll-call vote, ayes 43, noes 0, as follows:


Voting in the negative: None.

The bill, as amended, is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

H. B. 1617, a bill authorizing Wayne County to extend the boundaries of a rural fire protection district, upon second reading.

The bill passes its second reading by roll-call vote, ayes 43, noes 0, as follows:


Voting in the negative: None.

The bill remains on the Calendar for further consideration upon third reading.

H. B. 1753, a bill to further provide for the separation of powers, upon second reading.

On motion of Senator Soles, Committee Amendment No. 2 is adopted.

The bill, as amended, passes its second reading by roll-call vote, ayes 44, noes 0, as follows:


Voting in the negative: None.

The bill, as amended, remains on the Calendar for further consideration upon third reading.

H. B. 2092, a bill to authorize a bond issue to construct a parking deck behind the Albemarle Building, upon second reading.

The bill passes its second reading by roll-call vote, ayes 43, noes 1, as follows:

Voting in the affirmative: Senators Ballenger, Barnes, Basnight, Cobb, Conder, Ezzell, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Sawyer, Shaw, Smith, Soles, Speed, Staton, Swain,

Voting in the negative: Senator Redman—1.

The bill remains on the Calendar for further consideration upon third reading.

H. B. 2114, a bill clarifying the inventory tax credits and reductions enacted by the Tax Reduction Act of 1985, upon second reading.

The bill passes its second reading by roll-call vote, ayes 42, noes 0, as follows:


Voting in the negative: None.

The bill remains on the Calendar for further consideration upon third reading.

S. B. 1300, a bill to exempt State operated curb markets from certain food regulations.

The bill passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

H. J. R. 2120, a joint resolution honoring the life and memory of George M. Wood.

On motion of Senator Basnight, the rules are suspended, and the joint resolution is placed before the Senate for immediate consideration.

The President of the Senate announces that a fourth granddaughter of the former Senator was born today.

Members of the Senate, family and friends of the former Senator honor him with a standing ovation.

The joint resolution passes its second (electronically recorded) and third readings and is ordered enrolled.

CALENDAR (Continued)

H. B. 1448, a bill requiring that certain golf carts and battery chargers be considered a single article for sales tax purposes.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 883, a bill to expand the sales tax exemption for farm products to include all farm products sold by the producer of the products, regardless whether the producer is also a retail dealer, as amended.

On motion of Senator Watt, consideration of the bill, as amended, is postponed until Monday, July 7.

H. B. 1580, a bill making clarifying amendments to the gasoline, special fuel, and highway use tax statutes.

The bill passes its second reading (electronically recorded).

July 3, 1986
On objection of Senator Parnell to its third reading, the bill remains on the Calendar for further consideration.

**H. B. 1608**, a bill to extend the income tax personal exemption for paraplegics and similarly disabled individuals to dependents who are paraplegic or similarly disabled.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.


The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

**H. B. 530** (Senate Committee Substitute), a bill to remove archaic references to school committees from Chapter 115C of the General Statutes and changing the percentage of qualified voters who may petition for election, upon third reading.

The Senate Committee Substitute bill passes its third reading (electronically recorded), and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

**H. B. 2105**, a bill to permit certain beautification districts to hold ABC elections, upon third reading.

The bill passes its third reading (electronically recorded), and is ordered enrolled.

### INTRODUCTION OF BILLS AND RESOLUTIONS

Senator Rand moves that Rule 40 be suspended to allow the introduction and referral to committee of the following bill, which motion prevails by a two-thirds majority vote.

By Senators Rand, Plyler, and Warren:

**S. B. 1301**, a bill to change the effective date for the commencement of benefits from the Sheriffs' Supplemental Pension Fund from July to January of each year and to cause any excess assets of Fund to be transferred to the Supplemental Retirement Income Plan for other local governmental law enforcement officers.

Referred to Pensions and Retirement Committee.

### CALENDAR (Continued)

**H. B. 1562** (Committee Substitute), a bill to make omnibus amendments concerning local governments in Orange and Chatham Counties, upon second reading.

The Committee Substitute bill passes its second reading by roll-call vote, ayes 35, noes 0, as follows:


Voting in the negative: None.

The Committee Substitute bill remains on the Calendar for further consideration upon third reading.

July 3, 1986
On motion of Senator Harrington, seconded by Senator Woodard, the Senate adjourns in honor of our heritage and is led by the President of the Senate in the Pledge of Allegiance to the United States of America, to meet Monday, July 7, at 7:00 P.M.

ONE HUNDRED FORTY-FIRST DAY

SENATE CHAMBER,

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by The Reverend Suzanna Ross Helms, Associate Minister of Hayes Barton United Methodist Church, Raleigh, as follows:

"Lord God, I pray for the women and men gathered here in this room. You have put a special calling in their hearts. You have called them to both lead and serve the people of this great State. As they deliberate this evening, O God, may they know You as the Source of wisdom and understanding, of peace and patience, of power and of humility. As they seek ways to better the lives of those they serve, may they remember that You are the Source of all life. You called into being the Native American in Cherokee, the furniture maker in Thomasville, the urban mother in Durham, the fisherman in Harker's Island. As they seek to understand and hear one another clearly, may they recognize one another as sisters and brothers and know You to be the Head of the whole human family.

"These are good people, O God. They seek to serve well and lead bravely and make wise decisions and work to the best of their abilities. Be their guide, Lord. Bless them and keep them, that they might do and say would reflect the seriousness and sacredness of their calling. Amen."

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of Thursday, July 3, has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

The President grants leaves of absence to Senators Ballenger, McDuffie, Taft, and Thomas of Henderson for tonight.

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 Barnes for the Judiciary I Committee:

H. B. 759, a bill to validate certain judgments of divorce entered upon any of the grounds abolished by Chapter 613 of the 1983 Session Laws As Amended by Section 217O of Chapter 923 of the 1983 Session Laws as recommended by the General Statutes Commission, with a favorable report.
H. B. 2109, a bill to transfer certain property of the Juvenile Evaluation Center in Buncombe County to the Buncombe County Board of Education to use as part of a high school campus, with a favorable report.

H. B. 648 (Committee Substitute), a bill to amend G. S. 6-21.1 to raise the judgment limit to ten thousand dollars, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senator Redman:

S. B. 1302, a bill to provide additional funding for the production of the biennial State of the Environment Report.
Referred to Appropriations Committee.

By Senator Redman:

S. B. 1303, a bill to provide additional funding for the community service worker program of the Department of Natural Resources and Community Development.
Referred to Appropriations Committee.

By Senator Speed:

S. J. R. 1304, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to allow the Franklin County Board of Education to convey certain property at private sale to the Fire and Rescue Association, Incorporated, Epsom, North Carolina.
Referred to Rules and Operation of the Senate Committee.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

S. B. 303 (Committee Substitute), a bill to amend Chapter 50 of the General Statutes to establish procedures for withholding from wages and other income in child support cases as required by federal law, for concurrence in the House Committee Substitute bill changing the title, upon concurrence, to read, S. B. 303 (House Committee Substitute), a bill to amend the General Statutes to establish procedures for withholding from wages and other income in child support cases as required by federal law, which is placed on the Calendar for tomorrow, July 8.

S. B. 926, a bill to eliminate the requirement that the City of Asheboro and Counties of Anson, Montgomery, Scotland, Stanly, Union, Gaston, Lincoln, Cleveland and Rutherford mail zoning notices, for concurrence in House Amendments No. 1 and No. 3 which change the title, upon concurrence, to read, S. B. 926, a bill to eliminate the requirement that the City of Asheboro and Counties of Scotland, Stanly, Union, and Richmond mail zoning notices, which is placed on the Calendar for tomorrow, July 8.

S. B. 942, a bill to clarify the emergency medical technician certification process in Currituck County, for concurrence in House Amendment No. 1 changing the title, upon concurrence, to read, S. B. 942, a bill to clarify the emergency medical technician
certification process in Currituck County and Dare County, which is placed on the Calendar for tomorrow, July 8.

**H. B. 1588**, a bill to require requests for consent to anatomical gifts. Referred to Human Resources Committee.

**H. B. 2103** (Committee Substitute), a bill to amend the insurance premium tax law. Referred to Finance Committee.

**H. J. R. 2123**, a joint resolution repudiating the claim that the Wright Brothers did not make the first flight and expressing North Carolina’s pride in the historic achievements of the Wright Brothers.

On motion of Senator Basnight, the rules are suspended and the joint resolution is placed on the Calendar for Tuesday, July 8.

### CALENDAR

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

**H. B. 1594** (Committee Substitute), a bill to annex certain lands owned by the City of Rockingham to that City, upon third reading.

The Committee Substitute bill passes its third reading by roll-call vote, ayes 38, noes 0, as follows:


Voting in the negative: None.

The Committee Substitute bill is ordered enrolled.

**H. B. 1645** (Committee Substitute), a bill to permit the Town of Holly Springs to acquire property by the modified quick-take procedure of Chapter 40A of the General Statutes, upon third reading.

The Committee Substitute bill passes its third reading by roll-call vote, ayes 38, noes 0, as follows:


Voting in the negative: None.

The Committee Substitute bill is ordered enrolled.

**H. B. 1653**, a bill authorizing Buncombe and Haywood Counties to levy an additional one percent room occupancy and tourism development tax, upon third reading.

The bill passes its third reading by roll-call vote, ayes 38, noes 0, as follows:


July 7, 1986
Voting in the negative: None.
The bill is ordered enrolled.

H. B. 1677 (Committee Substitute), a bill to revise the Charter of the City of Clinton and establish the Clinton–Sampson Agri-Civic Center Commission, upon third reading.
The Committee Substitute bill passes its third reading by roll-call vote, ayes 38, noes 0, as follows:
Voting in the negative: None.
The Committee Substitute bill is ordered enrolled.

H. B. 1548, a bill to authorize Camden County to levy an excise tax on instruments conveying real property in Camden County, upon second reading.
The bill passes its second reading by roll-call vote, ayes 37, noes 0, as follows:
Voting in the negative: None.
The bill remains on the Calendar for further consideration upon third reading.

H. B. 1649, a bill to allow Henderson County to levy a room occupancy and tourism development tax, upon second reading.
On motion of Senator Thomas of Henderson, Committee Amendment No. 1 is adopted.
The bill, as amended, passes its second reading by roll-call vote, ayes 37, noes 0, as follows:
Voting in the negative: None.
The bill, as amended, remains on the Calendar for further consideration upon third reading.

H. B. 1691, a bill to amend Article 1 of Chapter 118 of the General Statutes of North Carolina relating to the Firemen’s Relief Fund of the City of Kinston.
The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 1697, a bill to create and establish the Kinston Firemen’s Supplemental Retirement System for the classified firemen employees of the Fire Department of City of Kinston.
The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

July 7, 1986
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. 1179 (Senate Committee Substitute), an act to restore the right of near relatives to assist voters, which was repealed by the 1985 Session. (Ch. 900)

H. B. 1448, an act requiring that certain golf carts and battery chargers be considered a single article for sales tax purposes. (Ch. 901)

H. B. 1475, an act to allow the City of Gastonia to enact local fair housing ordinances. (Ch. 902)

H. B. 1477, an act to provide for the registration of land in Vance County and to prohibit hunting or the discharge of firearms without permission by persons on the registered land and on abutting portions of highway. (Ch. 903)

H. B. 1507, an act to expand the membership of the Resources Development Commission for Brunswick County. (Ch. 904)

H. B. 1521, an act to permit the Town of Tarboro to increase its parking penalties. (Ch. 905)

H. B. 1542, an act to authorize counties to levy additional one-half percent local sales and use taxes. (Ch. 906)

H. B. 1600, an act relating to zoning by Wake County. (Ch. 907)

H. B. 1606, an act to allow the County of Durham to participate in urban development projects. (Ch. 908)

H. B. 1608, an act to extend the income tax personal exemption for paraplegics and similar disabled individuals to dependents who are paraplegic or similarly disabled. (Ch. 909).

H. B. 1625, an act to permit the City of Wilmington, the Town of Farmville, the City of Salisbury, and Durham County to accept deeds to real property in payment of liens held by the City. (Ch. 910)

H. B. 1629, an act to allow Lincoln County and municipalities located therein to engage in economic development activities. (Ch. 911)

H. B. 1633, an act to authorize the City of Wilmington to construct streets outside the corporate limits. (Ch. 912)

H. B. 1647, an act to regulate the shining of lights in deer areas in Columbus County. (Ch. 913)

H. B. 1658, an act to raise the force account construction limit for water and sewer projects of Union County. (Ch. 914)

H. B. 1671, an act to revise the Charter of the Town of Hope Mills. (Ch. 915)

H. B. 1675, an act to make Chapter 639 of the 1985 Session Laws apply to the Town of Tarboro. (Ch. 916)
H. B. 1695 (Committee Substitute), an act to allow the New Hanover County Board of Education to convey at private sale the Peabody School to Headstart of New Hanover County. (Ch. 917)

H. B. 2086, an act to amend the Employment Security Law in compliance with federal law regarding Federal-State extended unemployment compensation. (Ch. 918)

H. B. 2105, an act to permit certain beautification districts to hold ABC elections. (Ch. 919)

S. B. 685, an act to amend the Constitution of North Carolina to provide that midterm vacancy elections shall be held when the vacancy occurs at least sixty days before the election rather than at least thirty days before the election, so as to ease the administration of elections. (Ch. 920)

S. B. 910, an act to allow Edgecombe, Pitt, and Wilson Counties and municipalities located therein to engage in economic development activities. (Ch. 921)

S. B. 931, an act to clarify the boundary line between the Icard and George Hildebran Fire Districts in Burke County. (Ch. 922)

S. B. 949, an act to authorize Swain County to levy a room occupancy and tourism development tax. (Ch. 923)

S. B. 952, an act authorizing Forsyth County to levy an additional one percent room occupancy and tourism development tax. (Ch. 924)

S. B. 1273, an act to provide that when a motor vehicle is transferred incident to organization of a partnership or corporation, and no gain or loss would be recognized for income tax purposes on such transfer, no sales tax is due on such transfer. (Ch. 925)

S. B. 1300, an act to exempt State operated curb markets from certain food regulations. (Ch. 926)

H. J. R. 2120, a joint resolution honoring the life and memory of George M. Wood. (Res. 53)

S. J. R. 1299, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to provide that district judges shall be appointed within sixty days after nominations are submitted. (Res. 54)

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

Senator Goldston moves that Rule 40 be suspended to allow the introduction and referral to committee of the following bill, which motion prevails by a two-thirds majority vote.

By Senator Goldston:

S. B. 1307, a bill concerning consolidation of functions relating to the State Building Code.
Referred to Ways and Means Committee.

July 7, 1986
The Chair declares the Senate in recess for the purpose of committee meetings.

RECESS

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

CALENDAR (Continued)

H. B. 1617, a bill authorizing Wayne County to extend the boundaries of a rural fire protection district, upon third reading.

The bill passes its third reading by roll-call vote, ayes 41, noes 0, as follows:


Voting in the negative: None.

The bill is ordered enrolled.

H. B. 1753, a bill to further provide for the separation of powers, as amended, upon third reading.

The bill, as amended, passes its third reading by roll-call vote, ayes 42, noes 0, as follows:


Voting in the negative: None.

The bill, as amended, is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 2.

H. B. 2092, a bill to authorize a bond issue to construct a parking deck behind the Albemarle Building, upon third reading.

The bill passes its third reading by roll-call vote, ayes 42, noes 0, as follows:


Voting in the negative: None.

The bill is ordered enrolled.

H. B. 2114, a bill clarifying the inventory tax credits and reductions enacted by the Tax Reduction Act of 1985, upon third reading.

The bill passes its third reading by roll-call vote, ayes 42, noes 0, as follows:

July 7, 1986

Voting in the negative: None.

The bill is ordered enrolled.

H. B. 952 (Committee Substitute), a bill to amend the statute concerning special plates for amateur radio operators, as amended, upon second reading.

The Committee Substitute bill passes its second reading by roll-call vote, ayes 43, noes 0, as follows:


Voting in the negative: None.

The Committee Substitute bill remains on the Calendar for further consideration upon third reading.

H. B. 1004 (Senate Committee Substitute), a bill to authorize the Governor to appoint two student advisors to the State Board of Education, upon second reading.

On motion of Senator Plyler, the Senate Committee Substitute bill is re-referred to the Appropriations Committee.

H. B. 1970, a bill to increase the fees for community service, upon second reading.

The bill passes its second reading by roll-call vote, ayes 30, noes 15, as follows:


Voting in the negative: Senators Barnes, Conder, Ezzell, Goldston, Harrington, Johnson of Cabarrus, Martin of Guilford, McDowell, Sawyer, Somers, Swain, Tally, Watt, Winner, and Woodard — 15.

The bill remains on the Calendar for further consideration upon third reading.

S. B. 460 (Committee Substitute), a bill to classify property owned by a nonprofit residential retirement center and exclude this property from taxation, and to change the effective date of the Life Care Center Certificate of Need Modification Law.

Senator Hipps offers Amendment No. 1 which fails of adoption (electronically recorded).

The Committee Substitute bill fails to pass its second reading (electronically recorded).

S. J. R. 1296, a joint resolution repudiating the claim that the Wright Brothers did not make the first flight and expressing North Carolina’s pride in the historic achievements of the Wright Brothers.

On motion of Senator Basnight, consideration of the joint resolution is postponed until Tuesday, July 8.
H. B. 883, a bill to expand the sales tax exemption for farm products to include all farm products sold by the producer of the products, regardless whether the producer is also a retail dealer, as amended.

Without objection, Senator Barnes is excused from voting for the following reason: "possible conflict of interest."

Senator Watt offers Amendment No. 2 which is adopted (electronically recorded).

The bill, as amended, passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives for concurrence in Senate Amendments No. 1 and No. 2.

H. B. 1580, a bill making clarifying amendments to the gasoline, special fuel, and highway use tax statutes, upon third reading.

The bill passes its third reading (electronically recorded) and is ordered enrolled.

S. B. 180 (House Committee Substitute), a bill to change the date of the Presidential Preference Primary to the second Tuesday in March, so as to allow for a Southern Regional Presidential Primary, for concurrence in the House Committee Substitute bill.

On motion of Senator Rand, the Senate concurs in the House Committee Substitute bill (electronically recorded), and the bill is ordered enrolled.

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 Staton for the Judiciary II Committee:

H. B. 1458 (Committee Substitute), a bill to create a Joint Legislative Commission on Municipal Incorporations, to review proposals to incorporate new municipalities, with a favorable report.

CALENDAR (Continued)

H. B. 1562 (Committee Substitute), a bill to make omnibus amendments concerning local governments in Orange and Chatham Counties, upon third reading.

The Committee Substitute bill passes its third reading by roll-call vote, ayes 45, noes 0, as follows:


Voting in the negative: None.

The Committee Substitute bill is ordered enrolled.

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:

July 7, 1986
By Senator Marvin for the **Pensions and Retirement Committee:**

**S. B. 1301**, a bill to change the effective date for the commencement of benefits from the Sheriffs’ Supplemental Pension Fund from July to January of each year and to cause any excess assets of Fund to be transferred to the Supplemental Retirement Income Plan for other local governmental law enforcement officers, with a favorable report.

On motion of Senator Rand, the rules are suspended and the bill is placed before the Senate for immediate consideration.

The bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives, without objection, by special messenger.

The President recognizes the following pages serving in the Senate this week: Rebecca Blackman, Selma; Laurie Bowman, Burlington; Brandon Britt, Wilmington; Sheila Ann Chalk, Raleigh; Hallack Cooper, Morehead City; Tracey Cooper, Morehead City; Stephanie Goff, Raeford; Myckel Goode, Kernersville; Matthew Hent, Concord; Charles S. Heilig III, Greensboro; Ivy Johnson, Raleigh; George Smithson Lambert, Raleigh; Kimberly Leggett, Rocky Mount; Tim Moore, Kings Mountain; Bradley Kyle Murdock, Marion; Michelle Marie Nolin, Morehead City; Kimberly Ruth Owens, Burnsville; Shana Redd, Hampton; Donna Maria Robinson, Micaville; Barissa Rodgers, Raleigh; Minionette Rodgers, Raleigh; Phillip Graham Rose, Warsaw; Jeff Snell, Virginia; Jeff Spainhour, Raleigh; Robert Edward Tripp IV, Raleigh; Angela Weaver, Jacksonville; Charlotte Weaver, Fuquay-Varina; and Kisa Willis, New Bern.

On motion of Senator Johnson of Wake, seconded by Senator Swain, the Senate adjourns in memory of Russell VanLandingham, former Senator from Davidson County, to meet Tuesday, July 9, at 1:30 P.M.

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**ONE HUNDRED FORTY-SECOND DAY**

**Senate Chamber,**

Tuesday, July 8, 1986.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by the Reverend James H. Miller, Minister of the First United Methodist Church, Cary, as follows:

“Eternal God, as we go to the water fountain because we thirst and it is a source of water, so we turn to You at the beginning of this session because we need wisdom and You are the Source of Wisdom. As yesterday’s water is not sufficient for today, so we turn to You for guidance for facing today’s issues and in making today’s decisions. In Your creation, You have endowed us with wisdom, compassion, a sense of justice, and knowledge of right and wrong. Grant, O God, that the members of this Body may be so in tune with Your will and way that they may be able to resist the many pressures upon them from every direction and enact legislation that will be good for the State of North Carolina and the well-being of its people. Amen.”

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

July 8, 1986
INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Marvin, Rauch, and Harris:

S. B. 1305, a bill to provide that district judges shall be appointed within sixty days after nominations are submitted.
On motion of Senator Marvin the bill is placed on the Calendar for Wednesday, July 9.

By Senator Harris:

S. B. 1306, a bill to make a technical amendment to G. S. 143-215.1.
Referred to Human Resources Committee.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

S. B. 249 (House Committee Substitute), a bill requiring persons who represent themselves as certified therapeutic recreation specialists or certified therapeutic recreation assistants to meet certain standards, for concurrence in the House Committee Substitute bill which is placed on the Calendar for Wednesday, July 9.

S. B. 613, a bill to increase the punishments for various offenses involving animals, for concurrence in the House Committee Substitute bill changing the title, upon concurrence, to read, S. B. 613 (House Committee Substitute), a bill to increase the punishments for various offenses involving animals, and to create new offenses involving animal fighting and baiting, which is placed on the Calendar for Wednesday, July 9.

S. B. 878, a bill extending the date by which Craven County may appoint a special board of equalization and review, for concurrence in the House Committee Substitute bill, changing the title, upon concurrence, to read, S. B. 878 (House Committee Substitute), a bill extending the date by which Craven County may appoint a special board of equalization and review and the date by which the board must complete its work, which is placed on the Calendar for Wednesday, July 9.

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 Rauch for the Finance Committee:

H. B. 1692, a bill authorizing New Hanover County to levy an additional one percent room occupancy and tourism development tax, and to adjust the distribution of occupancy tax revenue in New Hanover County, with a favorable report.

CALENDAR

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

July 8, 1986
H. B. 1548, a bill to authorize Camden County to levy an excise tax on instruments conveying real property in Camden County, upon third reading.

The bill passes its third reading by roll-call vote, ayes 39, noes 2, as follows:


Voting in the negative: Senators Sawyer and Simpson—2.

The bill is ordered enrolled.

H. B. 1649, a bill to allow Henderson County to levy a room occupancy and tourism development tax, as amended, upon third reading.

The bill, as amended, passes its third reading by roll-call vote, ayes 40, noes 1, as follows:


Voting in the negative: Senator Sawyer—1.

The bill, as amended, is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

S. B. 926, a bill to eliminate the requirement that the City of Asheboro and Counties of Anson, Montgomery, Scotland, Stanly, Union, Gaston, Lincoln, Cleveland and Rutherford mail zoning notices, for concurrence in House Amendments No. 1 and No. 3.

On motion of Senator Walker, the Senate concurs in House Amendments No. 1 and No. 3 (electronically recorded), and the bill is ordered enrolled.

S. B. 942, a bill to clarify the emergency medical technician certification process in Currituck County, for concurrence in House Amendment No. 1.

On motion of Senator Basnight, the Senate concurs in House Amendment No. 1 (electronically recorded), and 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. 180 (House Committee Substitute), an act to change the Presidential Preference Primary to the second Tuesday in March, so as to allow for a Southern Regional Presidential Primary. (Ch. 927)

S. B. 879 (Committee Substitute), an act to make substantive changes in laws regarding insurance taxes and fees as recommended by the Insurance Regulation Study Commission. (Ch. 928)

S. B. 896, an act to allow the levy of a room occupancy and tourism development tax in the Cities of Conover, Goldsboro, Hendersonville, and Hickory. (Ch. 929)

July 8, 1986
S. B. 918 (Committee Substitute), an act to make changes in procedures for levy of the Statesville occupancy tax. (Ch. 930)

S. B. 925, an act to amend the application fee and cost recovery provisions related to the IV-D child support program. (Ch. 931)

H. B. 170 (Senate Committee Substitute), an act to provide additional remedies for violations of the Open Meetings Law. (Ch. 932)

H. B. 306 (Senate Committee Substitute), an act to amend Article V of the Constitution of North Carolina to permit the General Assembly to grant to the State and other public bodies in the State additional powers to develop new and existing seaports and airports, including powers to finance and refinance for public and private parties seaport and airport and related facilities and improvements. (Ch. 933)

H. B. 1459, an act to make the definition of a city the same under the city and county laws, and to conform to an attorney general’s opinion as to the eligibility of cities incorporated before 1945 for Powell Bill allocations. (Ch. 934)

H. B. 1460, an act to require cities and counties to file certified true copies of Home Rule Charter Amendments with the Secretary of State and the Legislative Library. (Ch. 935)

H. B. 1562 (Committee Substitute), an act to make omnibus amendments concerning local governments in Orange and Chatham Counties. (Ch. 936)

H. B. 1580, an act making clarifying amendments to the gasoline, special fuel, and highway use tax statutes. (Ch. 937)

H. B. 1634, an act to remove certain described territory from the corporate limits of the Town of Spruce Pine. (Ch. 938)

H. B. 1594 (Committee Substitute), an act to annex certain lands owned by the City of Rockingham to that City. (Ch. 939)

H. B. 1617, an act authorizing Wayne County to extend the boundaries of a rural fire protection district. (Ch. 940)

H. B. 1645 (Committee Substitute), an act to permit the Town of Holly Springs to acquire property by the modified quick-take procedure of Chapter 40A of the General Statutes. (Ch. 941)

H. B. 1653, an act authorizing Buncombe and Haywood Counties to levy an additional one percent room occupancy and tourism development tax. (Ch. 942)

H. B. 1677 (Committee Substitute), an act to revise the Charter of the City of Clinton and establish the Clinton–Sampson Argi-Civic Center Commission. (Ch. 943)

H. B. 1691, an act to amend Article 1 of Chapter 118 of the General Statutes of North Carolina relating to the Firemen’s Relief Fund of the City of Kinston. (Ch. 944)

H. B. 1697, an act to create and establish the Kinston Firemen’s Supplemental Retirement System for the classified firemen employees of the Fire Department of City of Kinston. (Ch. 945)

July 8, 1986
H. B. 2092, an act to authorize a bond issue to construct a parking deck behind the Albemarle Building. (Ch. 946)

H. B. 2114, an act clarifying the inventory tax credits and reductions enacted by the Tax Reduction Act of 1985. (Ch. 947)

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 Soles for the Judiciary IV Committee:

H. B. 2084, a bill to clarify the authority to transfer rights in hospital facilities to an AHEC Program, with a favorable report.

On motion of Senator Barnes, the bill is re-referred to the Judiciary I Committee.

H. B. 1524, a bill to provide that an Assistant District Attorney may not concurrently hold elective public office, with a favorable report, as amended.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

H. J. R. 2132, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to amend Chapters 53 and 54B of the General Statutes to provide for supervisory acquisition of a savings and loan association by a commercial bank chartered pursuant to the provisions hereof.

On motion of Senator Hardison, the rules are suspended, and the joint resolution is placed on the Calendar for immediate consideration.

Without objection, the following Senators are excused from voting for the stated reasons:

Senator Soles: “Potential conflict of interest as a board member and chairman of savings and loan.”

Senator Taft: “Prior ownership of stock in a savings and loan.”

The joint resolution passes its second (electronically recorded) and third readings and is ordered enrolled.

CALENDAR (Continued)

H. B. 842 (Senate Committee Substitute), a bill to improve the administration of the property tax, upon third reading.

On motion of Senator Kaplan, the Senate Committee Substitute bill is re-referred to the Ways and Means Committee (electronically recorded).

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. 2132, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to amend Chapters 53 and 54B of the General

July 8, 1986
Statutes to provide for supervisory acquisition of a savings and loan association by a commercial bank chartered pursuant to the provisions hereof. (Res. 55)

CALENDAR (Continued)

H. B. 952 (Committee Substitute), a bill to amend the statute concerning special plates for amateur radio operators, as amended, upon third reading.

The Committee Substitute bill, as amended, passes its third reading by roll-call vote, ayes 43, noes 0, as follows:

Voting in the negative: None.

The Committee Substitute bill, as amended, is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

H. B. 1970, a bill to increase the fees for community service, upon third reading.

On motion of Senator Rand, consideration of the bill is postponed until Wednesday, July 9.

H. B. 648 (Committee Substitute), a bill to amend G. S. 6-21.1 to raise the judgment limit to ten thousand dollars, upon second reading.

On motion of Senator Barnes, Committee Amendment No. 1 is adopted.

The Committee Substitute bill, as amended, passes its second reading by roll-call vote, ayes 43, noes 4, as follows:

Voting in the negative: Senators Price, Redman, Shaw and Smith—4.

The Committee Substitute bill, as amended, remains on the Calendar for further consideration upon third reading.

S. J. R. 1296, a joint resolution repudiating the claim that the Wright Brothers did not make the first flight and expressing North Carolina's pride in the historic achievements of the Wright Brothers.

The joint resolution unanimously passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

H. B. 759, a bill to validate certain judgments of divorce entered upon any of the grounds abolished by Chapter 613 of the 1983 Session Laws As Amended by Section 217(O) of Chapter 923 of the 1983 Session Laws as recommended by the General Statutes Commission.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

July 8, 1986
H. B. 1458 (Committee Substitute), a bill to create a Joint Legislative Commission on Municipal Incorporations, to review proposals to incorporate new municipalities.

Senator Staton offers Amendment No. 1 which is adopted (electronically recorded). On motion of Senator Rand, the Committee Substitute bill, as amended, is re-referred to the Appropriations Committee.

H. B. 2109, a bill to transfer certain property of the Juvenile Evaluation Center in Buncombe County to the Buncombe County Board of Education to use as part of a high school campus.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. J. R. 2123, a joint resolution repudiating the claim that the Wright Brothers did not make the first flight and expressing North Carolina's pride in the historic achievements of the Wright Brothers.

On motion of Senator Basnight, the joint resolution is re-referred to the Rules and Operation of the Senate Committee.

S. B. 303 (House Committee Substitute), a bill to amend the General Statutes to establish procedures for withholding from wages and other income in child support cases as required by federal law, for concurrence in the House Committee Substitute bill.

On motion of Senator Marvin, the Senate concurs (electronically recorded) in the House Committee Substitute bill, and the bill is ordered enrolled.

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 Ezzell for the Local Government and Regional Affairs Committee:

H. B. 1676, a bill relating to the leasing of property acquired by the Town of Tarboro in connection with the execution of community development projects, with a favorable report.

H. B. 1696, a bill to require haulers of trash, garbage or rubble to cover the loads, with a favorable report.

H. B. 1690, a bill to permit the Town of Nags Head to regulate building construction to prevent fire hazards, with an unfavorable report as to bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Ezzell, the rules are suspended and the Senate Committee Substitute bill which changes the title to read, H. B. 1690 (Senate Committee Substitute), a bill to permit towns in Dare County to enact certain fire prevention ordinances, is placed before the Senate for immediate consideration.

On motion of Senator Ezzell, the Senate Committee Substitute bill is adopted, and on his further motion is placed on the Calendar for Wednesday, July 9.

By Senator Barnes for the Judiciary I Committee:

S. B. 1295, a bill to make technical and conforming amendments to the Administrative
Procedure Act, with an unfavorable report as to bill, but favorable report as to Committee Substitute bill.

On motion of Senator Barnes, the rules are suspended and the Committee Substitute bill is placed before the Senate for immediate consideration.

On motion of Senator Barnes, the Committee Substitute bill is adopted, and on his further motion is placed on the Calendar for Wednesday, July 9.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

S. B. 909, a bill to authorize the City of Wilson to purchase natural gas by using informal bid procedures, for concurrence in House Amendments No. 1 and No. 2 changing the title to read, upon concurrence, S. B. 909, a bill to authorize the City of Wilson, the City of Kings Mountain and the City of Bessemer City to purchase natural gas by using informal bid procedures, which is placed on the Calendar for Wednesday, July 9.

S. B. 948, a bill authorizing several of the western counties and Durham County to levy a room occupancy and tourism development tax, for concurrence in House Amendments No. 1 and No. 2 which is placed on the Calendar for Wednesday, July 9, upon second reading.

H. B. 1557 (Committee Substitute), a bill to incorporate the Town of Pleasant Hill. Referred to Local Government and Regional Affairs Committee.

The Chair declares the Senate in recess until 3:30 P.M. for the purpose of committee meetings.

AFTERNOON SESSION—3:30 P.M.

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

H. B. 2133, an act to amend Chapters 53 and 54B of the General Statutes to provide for supervisory acquisition of a savings and loan association by a commercial bank chartered pursuant to the provisions hereof.

On motion of Senator Hardison, the rules are suspended and the bill is placed before the Senate for immediate consideration.

Without objection, the following Senators are excused from voting for the stated reasons:
Senator Hardison: "Out of an abundance of caution."
Senator Taft: "Prior ownership of stock."
Senator Soles: "Potential conflict of interest as a board member and chairman of a savings and loan."

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.
Senator Rand requests to be recorded voting "aye" on third reading.

July 8, 1986
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. 2133**, an act to amend Chapters 53 and 54B of the General Statutes to provide for supervisory acquisition of a savings and loan association by a commercial bank chartered pursuant to the provisions hereof. (Ch. 948)

On motion of Senator Harrington, seconded by Senator Watt, the Senate adjourns to meet tomorrow, Wednesday, July 9, at 1:30 P.M.

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ONE HUNDRED FORTY-THIRD DAY

**SENATE CHAMBER,**
Wednesday, July 9, 1986.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Samuel D. McMillan, Jr., Senate Chaplain, as follows:

"O God of the Nations, we thank Thee for the President of these United States, for the Governor of our great State, for the Presiding Officer of the North Carolina Senate, for the law enforcement officers of our State, and for all others who devote their time, energy, and influence in creative and productive ways in the political process.

"O God of Comfort, we pray Thee to be very near and dear to Mrs. John East, to the family of Len Bias, to the family of Admiral Rickover, to the sister of Kate Smith, and to all others who have lost loved ones. Lead them beside the still waters, give them Thy peace, and bring them up from grief.

"O God of Integrity, be with us in the closing days of this short session of the General Assembly. As we deal with controversial and politically sensitive issues, give us the courage to stand up for our convictions and yet help us to know when to compromise so that a consensus can be reached on bills vital to the welfare of our State.

"All this we ask in the name of our God who says, 'Come let us reason together.' Amen."

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

The President grants a leave of absence to Senator Ballenger for today.

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. 303** (House Committee Substitute), an act to amend the General Statutes to establish procedures for withholding from wages and other income in child support cases as required by federal law. (Ch. 949)

July 9, 1986
S. B. 926, an act to eliminate the requirement that the City of Asheboro and Counties of Scotland, Stanly, Union, and Richmond mail zoning notices. (Ch. 950)

S. B. 942, an act to clarify the emergency medical technician certification process in Currituck County and Dare County. (Ch. 951)

H. B. 759, an act to validate certain judgments of divorce entered upon any of the grounds abolished by Chapter 613 of the 1983 Session Laws As Amended by Section 217(O) of Chapter 923 of the 1983 Session Laws as recommended by the General Statutes Commission. (Ch. 952)

H. B. 883, an act to expand the sales tax exemption for farm products to include all farm products sold by the producer of the products, regardless whether the producer is also a retail dealer. (Ch. 953)

H. B. 1548, an act to authorize Camden County to levy an excise tax on instruments conveying real property in Camden County. (Ch. 954)

H. B. 1753, an act to further provide for the separation of powers. (Ch. 955)

H. B. 2109, an act to transfer certain property of the Juvenile Evaluation Center in Buncombe County to the Buncombe County Board of Education to use as part of a high school campus. (Ch. 956)

S. B. 893, an act to eliminate numbered seats for election of judges of the superior court to meet objections under Section 5 of the Voting Rights Act. (Ch. 957)

S. J. R. 1297, a joint resolution honoring the life and memory of John P. East. (Res. 56)

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 Ezzell for the Local Government and Regional Affairs Committee:

H. B. 1557, a bill to incorporate the Town of Pleasant Hill, with a favorable report.

By Senator Harris for the Human Resources Committee:

S. B. 1306, a bill to make a technical amendment to G. S. 143-215.1, with a favorable report.

By Senator Royall for the Ways and Means Committee:

S. B. 1307, a bill concerning consolidation of functions relating to the State Building Code, with a favorable report.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

S. B. 866 (Committee Substitute No. 2), a bill to provide roads to the future, for concurrence in the House Committee Substitute bill.

July 9, 1986
On motion of Senator Redman, the rules are suspended, and the House Committee Substitute bill which changes the title to read, upon concurrence, S. B. 866 (House Committee Substitute), a bill to provide roads to the future, and to classify household personal property and exclude it from property taxes, is placed before the Senate for immediate consideration.

Senator Redman, moves that the Senate do not concur in the House Committee Substitute bill and further moves that the President appoint conferees, which motions prevail.

The President appoints Senators Warren, Redman, Rauch, Martin of Guilford and Thomas of Henderson as conferees on the part of the Senate to resolve the differences arising between the two Bodies, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action and requesting conferees.

**CALENDAR**

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

**H. B. 1692**, a bill authorizing New Hanover County to levy an additional one percent room occupancy and tourism development tax, and to adjust the distribution of occupancy tax revenue in New Hanover County, upon second reading.

The bill passes its second reading by roll-call vote, ayes 46, noes 0, as follows:


Voting in the negative: None.

The bill remains on the Calendar for further consideration upon third reading.

**H. B. 1676**, a bill relating to the leasing of property acquired by the Town of Tarboro in connection with the execution of community development projects.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

**H. B. 1690** (Senate Committee Substitute), a bill to permit towns in Dare County to enact certain fire prevention ordinances.

The Senate Committee Substitute bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

**H. B. 1696**, a bill to require haulers of trash, garbage or rubble to cover the loads.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

**S. B. 948**, a bill authorizing several of the western counties and Durham County to levy a room occupancy and tourism development tax, for concurrence in House Amendments No. 1 and No. 2, upon second reading.

On motion of Senator Hipps, the Senate concurs in House Amendments No. 1 and No. 2, upon second reading, by roll-call vote, ayes 46, noes 0, as follows:

Voting in the affirmative: Senators Barnes, Basnight, Conder, Ezzell, Goldston, Guy,

Voting in the negative: None.

The bill, as amended, remains on the Calendar for further consideration upon third reading.

S. B. 878 (House Committee Substitute), a bill extending the date by which Craven County may appoint a special board of equalization and review and the date by which the board must complete its work, for concurrence in the House Committee Substitute bill.

On motion of Senator Thomas of Craven, the Senate concurs in the House Committee Substitute bill (electronically recorded), and the bill is ordered enrolled.

S. B. 909, a bill to authorize the City of Wilson to purchase natural gas by using informal bid procedures, for concurrence in House Amendments No. 1 and No. 2, which change the title upon concurrence to read, S. B. 909, a bill to authorize the City of Kings Mountain and the City of Bessemer City to purchase natural gas by using informal bid procedures.

On motion of Senator Martin of Pitt, the Senate concurs in House Amendments No. 1 and No. 2 (electronically recorded), and the bill is ordered enrolled.

H. B. 648 (Committee Substitute), a bill to amend G. S. 6-21.1 to raise the judgment limit to ten thousand dollars, as amended, upon third reading.

The Committee Substitute bill, as amended, passes its third reading by roll-call vote, ayes 45, noes 3, as follows:


Voting in the negative: Senators Price, Redman, and Shaw—3.

The Committee Substitute bill, as amended, is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

S. B. 1295 (Committee Substitute), a bill to make technical and conforming amendments to the Administrative Procedure Act.

Senator Barnes offers Amendment No. 1 which is adopted (electronically recorded). The Committee Substitute bill, as amended, passes its second reading (electronically recorded).

On objection of Senator Cobb to its third reading, the Committee Substitute bill, as amended, remains on the Calendar for further consideration.

S. B. 1305, a bill to provide that district judges shall be appointed within sixty days after nominations are submitted.

The bill passes its second reading (electronically recorded).

On objection of Senator Cobb to its third reading, the bill remains on the Calendar for further consideration.

July 9, 1986
H. B. 1524, a bill to provide that an Assistant District Attorney may not concurrently hold elective public office.

On motion of Senator Soles, Committee Amendment No. 1 is adopted.

Senator Soles calls the previous question, seconded by Senator Harris. The call is sustained.

The bill fails to pass its second reading (electronically recorded).

S. B. 249 (House Committee Substitute), a bill requiring persons who represent themselves as certified therapeutic recreation specialists or certified therapeutic recreation assistants to meet certain standards, for concurrence in the House Committee Substitute bill.

On motion of Senator Woodard, the Senate concurs in the House Committee Substitute bill (electronically recorded), and the bill is ordered enrolled.

S. B. 613 (House Committee Substitute), a bill to increase the punishments for various offenses involving animals and to create new offenses involving animal fighting and baiting, for concurrence in the House Committee Substitute bill.

On motion of Senator Harris, the Senate concurs in the House Committee Substitute bill (electronically recorded), and the bill is ordered enrolled.

H. B. 1970, a bill to increase the fees for community service, upon third reading.

Senator Rand offers Amendment No. 1 which is adopted (electronically recorded).

The bill, as amended, passes its third reading by roll-call vote, ayes 24, noes 23, as follows:


The bill, as amended, is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

CONFERENCE REPORT

S. B. 950

Senator Hipps for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon S. B. 950, a bill to authorize Haywood and Henderson Counties to adopt “pre-development ordinances,” 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 Senate Bill 950 (2nd edition), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE HAYWOOD AND HENDERSON COUNTIES TO ADOPT “PRE-DEVELOPMENT ORDINANCES”, wish to report as follows:

July 9, 1986
The House recedes from Amendment #1 and the House and Senate agree to the following amendment:
on page 4, line 13, by deleting the word “and” and substituting the word “or”.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the day of

S/ CHARLES HIPPS S/ CHARLES M. BEALL
S/ R. P. THOMAS S/ RAY FLETCHER
S/ ANTHONY E. RAND S/ RICHARD WRIGHT
Conferees for the Senate Conferees for the
House of Representatives

On motion of Senator Hipps, the Conference Report is adopted (electronically recorded), and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

WITHDRAWAL FROM COMMITTEE

H. B. 1190 (Committee Substitute), a bill to establish policies to preserve farmland.
On motion of Senator Barnes, the rules are suspended, without objection, and the Committee Substitute bill is taken from the Agriculture Committee and re-referred to the Judiciary 1 Committee.

On motion of Senator Harrington, seconded by Senator Price, the Senate adjourns to meet tomorrow, Thursday, July 10, at 1:30 P.M.

ONE HUNDRED FORTY-FOURTH DAY

Senate Chamber,
Thursday, July 10, 1986.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by the Reverend Michelle Wellons, Minister of Morningstar United Methodist Church, Raleigh, as follows:

"O God, our Creator, Redeemer and Sustainer, unless You build the house, its builders will have toiled in vain. Unless You watch over the city, in vain the watching one stands on guard.

"Look with mercy upon this company of Your children, that our labors may be crowned by Your grace. Help us to be diligent in our calling and bind us together through our common responsibilities. Give us the spirit of forbearance with one another, teaching us to forgive one another as You have forgiven us. Help us to do the duty which each hour and day demands of us, but grant us grace also to have a vision of the constancy of Your will above the chances and changes of our mortal life. Let us not be tempted by our positions to

July 10, 1986
estimate ourselves too highly. Grant that Your strength may be made perfect in weakness. Guide us that Your realm of justice and peace may be established on earth. Amen.”

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

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. 878 (House Committee Substitute), an act extending the date by which Craven County may appoint a special board of equalization and review and the date by which the board must complete its work. (Ch. 958)

S. B. 909, an act to authorize the City of Wilson, the City of Kings Mountain, and the City of Bessemer City, to purchase natural gas by using informal bid procedures. (Ch. 959)

H. B. 86 (Senate Committee Substitute), an act to authorize the court to extend a period of probation to allow the defendant to complete payment of restitution or continue treatment and to clarify parole eligibility. (Ch. 960)

H. B. 952 (Committee Substitute), an act to amend the statute concerning special plates for amateur radio operators. (Ch. 961)

H. B. 1649, an act to allow Henderson County to levy a room occupancy and tourism development tax. (Ch. 962)

H. B. 1676, an act relating to the leasing of property acquired by the Town of Tarboro in connection with the execution of community development projects. (Ch. 963)

H. B. 1696, an act to require haulers of trash, garbage or rubble to cover the loads. (Ch. 964)

H. B. 2019, an act to amend Chapter 661 of the 1985 Session Laws to provide changes only with respect to projects wholly self-liquidating. (Ch. 965)

S. B. 249 (House Committee Substitute), an act requiring persons who represent themselves as certified therapeutic recreation specialists or certified therapeutic recreation assistants to meet certain standards. (Ch. 966)

S. B. 613 (House Committee Substitute), an act to increase the punishments for various offenses involving animals and to create new offenses involving animal fighting and baiting. (Ch. 967)

S. B. 679, an act to require that a recipient of a CON follow the projections of its application. (Ch. 968)

S. J. R. 1296, a joint resolution repudiating the claim that the Wright Brothers did not make the first flight and expressing North Carolina’s pride in the historic achievements of the Wright Brothers. (Res. 57)
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. 924 (Committee Substitute), a bill to achieve greater consistency and equity in the setting of child support obligation amounts through the use of guidelines, for concurrence in House Amendment No. 1, which is placed on the Calendar for Friday, July 11.

On motion of Senator Marvin, the bill is withdrawn from the Calendar of Friday, July 11, and placed on the Calendar for immediate consideration.

Senator Marvin moves that the Senate do not concur in House Amendment No. 1 and further moves that the President appoint conferees, which motions prevail (electronically recorded).

The President appoints Senators Marvin, Hipps, and Winner as conferees on the part of the Senate to resolve the differences arising between the two Bodies, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action and requesting conferees.

H. J. R. 1411, a joint resolution expressing the intent of the General Assembly concerning transfer of the Driver Education Program from the Highway Fund to the General Fund.

Referred to Rules and Operation of the Senate Committee.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

H. B. 2116, a bill to assist in financing of agriculture.
Referred to Finance Committee.

H. J. R. 2135, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to allow the Town of Saluda to dispose of two fire trucks at private negotiation and sale to Saluda Volunteer Fire and Rescue, Inc.

On motion of Senator Hipps, the rules are suspended, and the joint resolution is placed before the Senate for immediate consideration.

The joint resolution passes its second (electronically recorded) and third readings and is ordered enrolled.

S. B. 873 (Committee Substitute), a bill to make technical changes in the insurance law as recommended by the Insurance Regulation Study Commission, for concurrence in the House Committee Substitute bill, changing the title upon concurrence to read, S. B. 873 (House Committee Substitute), a bill to revise the rating and classification plans and the ratemaking procedure for nonfleet private passenger motor vehicle insurance; to make revisions and improvements in the regulation of commercial property and liability insurance rates; to require reports from insurers and to authorize the Insurance Commissioner to modify rates if statutory changes in civil law affect insurers' experience; to make changes in certain insurance market practices for the benefit of consumers; and to make technical changes in the insurance laws, and to make changes in Rule 11(a) of the Rules of Civil Procedure.

Referred to Insurance Committee.
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 Conferences on S. B. No. 950, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE HAYWOOD AND HENDERSON COUNTIES TO ADOPT "PRE-DEVELOPMENT ORDINANCES", to the end that when a similar action has been taken on the part of the Senate, you may order the bill enrolled.

Respectfully,
S/ Grace Collins
Principal Clerk

The bill is ordered enrolled.

S. B. 866 (House Committee Substitute) July 9, 1986

Mr. President:

Pursuant to your information that your Honorable Body failed to concur in House Committee Substitute for S. B. No. 866, A BILL TO BE ENTITLED AN ACT TO PROVIDE ROADS TO THE FUTURE, AND TO CLASSIFY HOUSEHOLD PERSONAL PROPERTY AND EXCLUDE IT FROM PROPERTY TAXES, the Speaker has appointed as conferences on the part of the House, Representatives Quinn (Chiarman), Bob Etheridge, Watkins, Bruce Ethridge, Mavretic, Jeralds, and Murphy 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,
S/ Grace Collins
Principal Clerk

CALENDAR

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

H. B. 1692, a bill authorizing New Hanover County to levy an additional one percent room occupancy and tourism development tax, and to adjust the distribution of occupancy tax revenue in New Hanover County, upon third reading.

The bill passes its third reading by roll-call vote, ayes 46, noes 1, as follows:


Voting in the negative: Senator Sawyer—1.

The bill is ordered enrolled.

H. B. 1557 (Committee Substitute), a bill to incorporate the Town of Pleasant Hill, upon second reading.

July 10, 1986
Senator Simpson offers Amendment No. 1 which is adopted (electronically recorded).

The Committee Substitute bill passes its second reading by roll-call vote, ayes 46, noes 0, as follows:


Voting in the negative: None.

The Committee Substitute bill, as amended, remains on the Calendar for further consideration upon third reading.

S. B. 948, a bill authorizing several of the western counties and Durham County to levy a room occupancy and tourism development tax, for concurrence in House Amendments No. 1 and No. 2, upon third reading.

On motion of Senator Hipps, the Senate concurs in House Amendments No. 1 and No. 2 by roll-call vote, ayes 43, noes 0, as follows:


Voting in the negative: None.

The bill is ordered enrolled.

S. B. 1306, a bill to make a technical amendment to G. S. 143-215.1.

The bill passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

S. B. 1307, a bill concerning consolidation of functions relating to the State Building Code.

On motion of Senator Royall, the bill is recommitted to the Ways and Means Committee.

S. B. 1295 (Committee Substitute), a bill to make technical and conforming amendments to the Administrative Procedure Act, as amended, upon third reading.

The Committee Substitute bill, as amended, passes its third reading (electronically recorded), and is ordered, without objection, sent to the House of Representatives by special messenger without engrossment.

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 Thomas of Henderson for the Finance Committee:

H. B. 1445, a bill to give retailers and users who remit sales and use taxes on a
semimonthly basis more time to file the second of their semimonthly reports, and to give the Secretary of Revenue the authority to authorize these retailers and users to file an estimated return for the first semimonthly reporting period, with an unfavorable report as to bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Thomas of Henderson, the rules are suspended and the Senate Committee Substitute bill, which changes the title to read, H. B. 1445 (Senate Committee Substitute), a bill authorizing the Secretary of Revenue to permit retailers and users who remit sales and use taxes on a semimonthly basis to file estimated returns, and requiring that interest be waived for certain sales tax returns, is placed before the Senate for immediate consideration.

On motion of Senator Thomas of Henderson, the Senate Committee Substitute bill is adopted and on his further motion, remains before the Senate for further consideration.

The Senate Committee Substitute bill passes its second reading (electronically recorded).

On motion of Senator Royall, the Senate Committee Substitute bill is re-referred to the Ways and Means Committee.

H. B. 2103 (Committee Substitute), a bill to amend the insurance premium tax law, with a favorable report, as amended.

On motion of Senator Thomas of Henderson, the rules are suspended and the Committee Substitute bill is placed before the Senate for immediate consideration, upon second reading, and on his further motion, Committee Amendment No. 1, held not to be material, is adopted.

The Committee Substitute bill, as amended, passes its second reading by roll-call vote, ayes 44, noes 2, as follows:


Voting in the negative: Senators Kaplan and Ward—2.

The Committee Substitute bill, as amended, remains on the Calendar for further consideration upon third reading.

CONFERENCE REPORT

S. B. 866
(House Committee Substitute)

Senator Warren for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon S. B. 866 (House Committee Substitute), a bill to provide roads to the future, and to classify household personal property and exclude it from property taxes, 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 House Committee Substitute for Senate Bill 866, Sixth Edition Engrossed, A BILL TO BE ENTITLED AN ACT TO PROVIDE ROADS

July 10, 1986
TO THE FUTURE, AND TO CLASSIFY HOUSEHOLD PERSONAL PROPERTY
AND EXCLUDE IT FROM PROPERTY TAXES, wish to report as follows:

The Senate concurs in the House Committee Substitute with the following amend-
ments:

on page 1, line 12, by rewriting that line to read:

"V. TWO-YEAR MOTOR VEHICLE REGISTRATION
VI. TRANSFER DRIVER EDUCATION TO GENERAL FUND
VII. EFFECTIVE DATES; TRANSITIONAL PROVISIONS";

and on page 12, line 5, by deleting that line and substituting the following new headings
and Parts to read:

"—PART V. TWO-YEAR MOTOR VEHICLE REGISTRATION

Sec. 24. G. S. 20-66(d) is rewritten to read: ‘(d) The Division may also provide for the
issuance of license plates for motor vehicles with the dates of expiration thereof to
vary from month to month so as to approximately equalize the number that expire
during a registration period of one or two years. A person may purchase a license
plate for a period of two years, but the Division shall not solicit, encourage, or
require the purchase of a license plate for a period of more than one year.’

—PART VI. TRANSFER DRIVER EDUCATION TO GENERAL FUND

Sec. 25. G. S. 20-88.1 is amended by adding a new subsection to read: ‘(c) All
expenses incurred by the State in carrying out the provisions of this section shall be
paid out of the General Fund.’

—PART VII. EFFECTIVE DATES; TRANSITIONAL PROVISIONS";

and on page 12, lines 6, 13, and 23; page 13, lines 4, 8, 15, and 23; and page 14, line 4, by
renumbering the succeeding sections accordingly;

and on page 14, line 10, by rewriting that line to read:

“1, 1987. Part V is effective upon ratification. Part VI shall become effective July 1,
1987. Part VII is effective upon ratification.”;

and the House agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives
adopt the foregoing report.

This the 10th day of July 1986.

S/ Bob Warren
S/ William N. Martin
S/ Marshall A. Rauch
S/ William W. Redman, Jr.
S/ R. P. Thomas

Conferees for the Senate

S/ Dwight Quinn
S/ Bob Etheridge
S/ Bruce Ethridge
S/ Luther R. Jeralds
S/ Joe Mavretic
S/ Wendell Holmes Murphy
S/ William T. Watkins

Conferees for the
House of Representatives

July 10, 1986
On motion of Senator Warren, the Conference Report is adopted (electronically recorded), and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

Senator Royall moves that Rule 40 be suspended to allow the introduction of the following bill, which motion fails to prevail for lack of a two-thirds majority vote (electronically recorded).

S. B. 1308, a bill to establish the Office of the State Controller.

CALENDAR (Continued)

S. B. 1305, a bill to provide that district judges shall be appointed within sixty days after nominations are submitted, upon third reading.

Senator Cobb offers Amendment No. 1 which fails of adoption (electronically recorded). The bill passes its third reading (electronically recorded) and is ordered, without objection, sent to the House of Representatives by special messenger.

The Chair declares the Senate in recess until 3:30 P.M. for the purpose of committee meetings.

AFTERNOON SESSION—3:30 P.M.

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

ENROLLED BILLS

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

H. J. R. 2135, a joint resolution authorizing the 1985 General Assembly, 1986 Session, to consider a bill to be entitled an act to allow the Town of Saluda to dispose of two fire trucks at private negotiation and sale to Saluda Volunteer Fire and Rescue, Inc. (Res. 58)

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

S. B. 73 (Committee Substitute), a bill to create the Motor Fuel Marketing Act in order to encourage fair and honest competition and to safeguard the public against unfair practices involving the sale of motor fuel, for concurrence in House Amendment No. 1. On motion of Senator Hardison, the rules are suspended, and the Committee Substitute bill is placed before the Senate for immediate consideration.

On motion of Senator Hardison, the Senate concurs in House Amendment No. 1 (electronically recorded) and the bill is ordered enrolled.

S. B. 488, a bill to provide equitable sales tax treatment for livestock and poultry

July 10, 1986
structures, for concurrence in House Amendment No. 1, which changes the title, upon concurrence, to read, S. B. 488, a bill to provide equitable sales tax treatment for commercial livestock and poultry structures.

On motion of Senator Plyler, the rules are suspended, and the bill is placed before the Senate for immediate consideration.

On motion of Senator Plyler, the Senate concurs in House Amendment No. 1 (electronically recorded), and the bill is ordered enrolled.

S. B. 994, a bill to create the North Carolina Grape Growers Board, for concurrence in the House Committee Substitute bill.

On motion of Senator Hardison, the rules are suspended, and the House Committee Substitute bill is placed before the Senate for immediate consideration.

On motion of Senator Hardison, the Senate concurs in the House Committee Substitute bill (electronically recorded), and the bill is ordered enrolled.

H. B. 1610 (Committee Substitute), a bill relating to satellite corporate limits of the Town of Canton.

On motion of Senator Hipps, the rules are suspended, and the Committee Substitute bill is placed before the Senate for immediate consideration.

The Committee Substitute bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 2110 (Committee Substitute), a bill to establish a penalty for damage to artificial reefs and marking devices to identify reefs.

Referred to Judiciary IV Committee.

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 Plyler for the Appropriations Committee:

H. B. 266 (Senate Committee Substitute), a bill to adopt the Revised Uniform Limited Partnership Act, as amended, with a favorable report, as amended.

On motion of Senator Plyler, the rules are suspended and the Senate Committee Substitute bill, as amended, is placed before the Senate for immediate consideration, and on his further motion, Committee Amendments No. 3 and No. 4 are adopted.

The Senate Committee Substitute bill, as amended, is ordered engrossed and re-referred to the Finance Committee.

On motion of Senator Harrington, seconded by Senator Watt, the Senate adjourns to meet Friday, July 11, at 10:00 A.M.

ONE HUNDRED FORTY-FIFTH DAY

SENATE CHAMBER,
Friday, July 11, 1986.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

July 11, 1986
Prayer is offered by Dr. Samuel D. McMillan, Jr., Senate Chaplain, as follows:

"O God of Love, we thank Thee for those whose labor of love has made our progress here possible. For the Lieutenant Governor and his staff, for the President Pro Tempore, for the Principal Clerk and her staff, for the Reading Clerk, for the Journal Clerk and her assistant, for the Sergeant-at-Arms and her staff, for the pages, for our secretaries, for the leadership of the Democratic and Republican Parties, for the Committee Chairpersons, and for the love and support of our families, we give Thee thanks, O Lord.

"O God of Justice, we thank Thee for those bills which have been passed which serve the best interest of all our people; we ask Thy forgiveness for those times when political maneuvering has hindered rather than helped the legislative process; and we pray for Thy guidance as we consider the bills yet to come before this Body.

"O God of Strength, we thank Thee for Thy abiding presence with us through the long and arduous meetings of this Body and its committees. We confess that we are weary as we approach the close of this session; and we pray Thee to give us grace, strength, patience, and a sense of humor as we deal with the important bills yet to be considered in this Chamber. Help us to complete our work with dispatch, and then give to us a time of rest and refreshment with our families. Amen."

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

The President grants leaves of absence to Senators Ezzell and Parnell for today.

The President of the Senate extends courtesies of the gallery to W. Eugene Merrit, former member of the House of Representatives from New Hanover County.

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 Harris for the Human Resources Committee:

H. B. 2106 (Committee Substitute), a bill to eliminate the need for a certificate of need to be issued for lithotripters, with a favorable report, as amended.

On motion of Senator Harris, the rules are suspended and the Committee Substitute bill is placed before the Senate for immediate consideration.

Senator Harris offers a motion that Committee Amendment No. 1 be adopted and calls for the "ayes" and "noes."

Senator Cobb rises to a point of order as to the eligibility of the Committee Substitute bill under the provisions of Resolution 34 of the 1985 General Assembly.

Without objection, the Committee Substitute bill is temporarily displaced, and the President takes the point of order under advisement.

WITHDRAWAL FROM COMMITTEE

H. B. 2110 (Committee Substitute), a bill to establish a penalty for damage to artificial reefs and marking devices to identify reefs.

July 11, 1986
On motion of Senator Soles, the rules are suspended and the Committee Substitute bill is taken from the Judiciary IV Committee and is placed on the Calendar for today.

H. B. 1609, a bill relating to municipal wards and precincts in those municipalities located in more than one county.

On motion of Senator Kaplan, the rules are suspended and the bill is taken from the Election Laws Committee and is placed on the Calendar for today.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

S. B. 866  House of Representatives  July 10, 1986

(House Committee Substitute)

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 H. C. S. S. B. No. 866, A BILL TO BE ENTITLED AN ACT TO PROVIDE ROADS TO THE FUTURE, AND TO CLASSIFY HOUSEHOLD PERSONAL PROPERTY AND EXCLUDE IT FROM PROPERTY TAXES, to the end that when a similar action has been taken on the part of the Senate, you may order the bill enrolled.

Respectfully,
S/ Grace A. Collins
Principal Clerk

The House Committee Substitute 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. 948, an act authorizing several of the western counties and Durham County to levy a room occupancy and tourism development tax. (Ch. 969)

S. B. 950, an act to authorize Haywood and Henderson Counties to adopt "pre-development ordinances." (Ch. 970)

H. B. 1692, an act authorizing New Hanover County to levy an additional one percent room occupancy and tourism development tax, and to adjust the distribution of occupancy tax revenue in New Hanover County. (Ch. 971)

S. B. 73 (Committee Substitute), an act to create the Motor Fuel Marketing Act in order to encourage fair and honest competition and to safeguard the public against unfair practices involving the sale of motor fuel. (Ch. 972)

S. B. 488, an act to provide equitable sales tax treatment for commercial livestock and poultry structures. (Ch. 973)

S. B. 994 (House Committee Substitute), an act to create the North Carolina Grape Growers Board. (Ch. 974)

July 11, 1986
H. B. 530 (Senate Committee Substitute), an act to remove archaic references to school committees from Chapter 115C of the General Statutes and changing the percentage of qualified voters who may petition for election. (Ch. 975)

H. B. 648 (Committee Substitute), an act to amend G. S. 6-21.1 to raise the judgment limit to ten thousand dollars. (Ch. 976)

H. B. 1007 (Senate Committee Substitute), an act to modify the qualifications for a land surveyor applicant. (Ch. 977)

H. B. 1690 (Senate Committee Substitute), an act to permit towns in Dare County to enact certain fire prevention ordinances. (Ch. 978)

H. B. 1610 (Committee Substitute), an act relating to satellite corporate limits of the Town of Canton. (Ch. 979)

S. B. 897 (Committee Substitute), an act to amend the law providing a Supplemental Retirement Fund for firemen in the City of Whiteville. (Ch. 980)

S. B. 1286, an act to provide for severance pay or discontinued service retirement for employees who are separated due to a reduction in force. (Ch. 981)

**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 Soles for the **Judiciary IV Committee**:

H. B. 829 (Committee Substitute), a bill to deter organized criminal activity and convert the various properties and property rights employed therein to public purposes by imposing civil sanctions on racketeer influenced and corrupt organizations, with an unfavorable report as to Committee Substitute bill, but favorable as to Senate Committee Substitute bill.

On motion of Senator Soles, the rules are suspended and the Senate Committee Substitute bill is placed before the Senate for immediate consideration and on his further motion the Senate Committee Substitute bill is adopted.

On motion of Senator Soles, the Senate Committee Substitute bill is placed on the Calendar for today in its regular order of business for further consideration.

**INTRODUCTION OF BILLS AND RESOLUTIONS**

The following bills and resolutions filed for introduction are presented to the Senate, read the first time, and disposed of as follows:

By Senators Royall, Ballenger, Conder, Guy, and Rand:

S. B. 1308, a bill to establish the Office of the State Controller.
Referred to **State Government Committee**.

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

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

July 11, 1986
H. B. 2137, a bill to allow the Town of Saluda to dispose of two fire trucks at private negotiation and sale to Saluda Volunteer Fire and Rescue, Inc.

On motion of Senator Hipps, the rules are suspended and the bill is placed before the Senate for immediate consideration.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

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 Rauch for the Finance Committee:

H. B. 266 (Senate Committee Substitute), a bill to adopt the Revised Uniform Limited Partnership Act, with a favorable report, as amended.

On motion of Senator Rauch, the rules are suspended and the Senate Committee Substitute bill is placed on today's Calendar for consideration.

H. B. 2116, a bill to assist in financing of agriculture, with a favorable report, as amended.

On motion of Senator Rauch, the rules are suspended and the bill is placed on today's Calendar for consideration, upon second reading.

By Senator Plyler for the Appropriations Committee:

H. B. 578 (Senate Committee Substitute), a bill to confirm the establishment of an elevator and amusement device division in the Department of Labor and to set out the powers and duties of the Commissioner of Labor dealing with the regulation of elevators, amusement devices and related equipment, with a favorable report, as amended.

On motion of Senator Plyler, the rules are suspended and the Senate Committee Substitute bill is placed on today's Calendar for consideration.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

H. B. 2055 (Committee Substitute), a bill to modify the current operations and capital improvements appropriations for North Carolina State Government for the 1986-87 Fiscal Year, to appropriate funds for local needs, and to make other changes in the budget operation of the State.

On motion of Senator Plyler, the rules are suspended, and the Committee Substitute bill is placed before the Senate for immediate consideration.

On motion of Senator Plyler, courtesies of the floor are extended to Mrs. Linda Powell and Mrs. Sarah Fuerst of the Fiscal Research Department for assistance in the explanation of the Committee Substitute bill.

Senator Harris offers Amendment No. 1. Senator Thomas of Henderson offers a substitute amendment which he subsequently withdraws. Senator Harris withdraws Amendment No. 1, without objection.

July 11, 1986
Senator Plyler offers Amendments No. 2 and No. 3, which are adopted (electronically recorded).

Senator Harris offers Amendment No. 4. Senator Harris, duly seconded, calls the previous question. The call is sustained. Amendment No. 4 is adopted (electronically recorded).

Senator Walker offers Amendment No. 5 which is adopted (electronically recorded). Senator Barnes offers Amendment No. 6 which is adopted (electronically recorded). Senator Kincaid offers Amendments No. 7 and No. 8 which are adopted (electronically recorded).

Senator Redman offers Amendment No. 9. Senator Harris, seconded by Senator Hardison, calls the previous question. The call is sustained. Amendment No. 9 fails of adoption (electronically recorded).

Senator Winner offers Amendment No. 10, which he subsequently withdraws upon the point of order being raised by Senator Watt and sustained by the Chair as to the principle provisions of a defeated measure being contained in the Amendment.

Senator Goldston offers Amendment No. 11 which is adopted (electronically recorded). Senator Plyler offers Amendment No. 12 which is adopted (electronically recorded).

Senator Plyler offers a motion that the vote by which Amendment No. 3 was adopted be reconsidered, which motion prevails. Without objection, Senator Plyler withdraws Amendment No. 3.

Senator Marvin offers Amendment No. 13 which fails of adoption upon a tie-vote (electronically recorded).

Senator Warren offers Amendment No. 14 which is adopted (electronically recorded). Senator Hipps offers Amendment No. 15 which is adopted (electronically recorded). Senator Plyler calls the previous question, seconded by Senator Rand. The call is sustained. The Committee Substitute bill, as amended, passes its second reading (electronically recorded).

Without objection, the Committee Substitute bill, as amended, remains before the Senate for further consideration, upon third reading.

Senator Sawyer offers Amendment No. 16. Senator Plyler, seconded by Senator Rand, offers a motion that Amendment No. 16 do lie upon the table, which motion prevails (electronically recorded). Amendment No. 16 lies upon the table.

Senator Plyler, seconded by Senator Swain, calls the previous question. The call is sustained. The Committee Substitute bill, as amended, passes its third reading (electronically recorded) and is ordered returned to the House of Representatives for concurrence in Senate Amendments No. 2, No. 4, No. 5, No. 6, No. 7, No. 8, No. 11, No. 12, No. 14, and No. 15.

S. B. 859 (House Committee Substitute), a bill to establish the North Carolina Childhood Vaccine-Related Injury Compensation Program, for concurrence in the House Committee Substitute bill.

On motion of Senator Taft, the rules are suspended, and the House Committee Substitute bill is placed before the Senate for immediate consideration.

Senator Taft moves that the the Senate do not concur in the House Committee Substitute bill, and further moves that the President appoint conferees, which motions prevail.

The President appoints Senators Taft, Staton, and Harris as conferees on the part of the Senate to resolve the differences arising between the two Bodies, and a message is

July 11, 1986
ordered sent to the House of Representatives informing that Honorable Body of such action and requesting conferees.


**H. J. R. 2139**, a joint resolution providing for adjournment sine die of the General Assembly.

On motion of Senator Harrington, the rules are suspended and the joint resolution is placed on the Calendar for today.

**S. B. 901**, a bill making clarifying amendments to the privilege license tax statutes, for concurrence in House Amendment No. 1 which is placed on the Calendar for the next legislative 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. 866** (House Committee Substitute), an act to provide roads to the future, and to classify household personal property and exclude it from property taxes. (Ch. 982)

### SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

**H. B. 1970**

*House of Representatives*

*July 11, 1986*

*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 **H. B. No. 1970**, *A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEES FOR COMMUNITY SERVICE,* and requests conferees. The Speaker has appointed Representatives Hunter (Chairman), Barker, Lancaster, Watkins, and Blue 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 Rand moves that the President appoint conferees, which motion prevails. The President appoints Senators Rand, Rauch, Royall, Harris, and Basnight 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. 2130**, a bill concerning local law officers' retirement. Referred to *Pensions and Retirement Committee.*

**H. B. 1665** (Committee Substitute), a bill to authorize cities in Mecklenburg County to levy a motor vehicle tax not to exceed twenty dollars.

*July 11, 1986*
Referred to Finance Committee.

CALENDAR

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

S. B. 901, a bill making clarifying amendments to the privilege license tax statutes, for concurrence in House Amendment No. 1.

On motion of Senator Guy, the bill is taken from the Calendar for the next legislative day and is placed before the Senate for immediate consideration.

The Chair rules that the House Amendment is not material.

On motion of Senator Guy, the Senate concurs in House Amendment No. 1 (electronically recorded), and the bill is ordered enrolled.

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 Hipps (Vice-Chairman) of the Judiciary I Committee:

H. B. 2084, a bill to clarify the authority to transfer rights in hospital facilities to an AHEC Program, with a favorable report.

On motion of Senator Hipps, the rules are suspended and the bill is placed on today's Calendar for consideration.

H. B. 1294 (Committee Substitute No. 3), a bill to prevent felons from profiting from their stories and other accounts of their crimes by requiring that the proceeds of their stories be used to compensate the victims of the crimes, with an unfavorable report as to Committee Substitute bill No. 3, but favorable as to Senate Committee Substitute bill.

On motion of Senator Hipps, the rules are suspended and the Senate Committee Substitute bill, which changes the title to read H. B. 1294 (Senate Committee Substitute), a bill to prevent felons from profiting from their stories and other accounts of their crimes by requiring that the proceeds of their stories be used to compensate the victims of the crimes, and to require defendants to make such restitution as they are financially able to make as a condition of obtaining parole or work release privileges, is placed before the Senate for immediate consideration.

On motion of Senator Hipps, the Senate Committee Substitute bill is adopted, and on his further motion is re-referred to the Appropriations Committee.

The Chair declares the Senate in recess until 2:15 P.M. for the purpose of committee meetings.

AFTERNOON SESSION — 2:15 P.M.

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

CALENDAR (Continued)

H. B. 1557 (Committee Substitute), a bill to incorporate the Town of Pleasant Hill, as amended, upon third reading.

July 11, 1986
The Committee Substitute bill, as amended, passes its third reading by roll-call vote, ayes 40, noes 0, as follows:
Voting in the negative: None.
The Committee Substitute bill, as amended, is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

H. B. 1609, a bill relating to municipal wards and precincts in those municipalities located in more than one county.
The bill passes its second reading (electronically recorded).
Senator Watt objects to the third reading of the bill, which objection he subsequently withdraws, and the bill is placed before the Senate, upon third reading.
The bill passes its third reading and is ordered enrolled.

H. B. 2103 (Committee Substitute), a bill to amend the insurance premium tax law, as amended, upon third reading.
The Committee Substitute bill, as amended, passes its third reading by roll-call vote, ayes 35, noes 2, as follows:
Voting in the negative: Senators Kaplan and Ward—2.
The Committee Substitute bill, as amended, is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

H. B. 2116, a bill to assist in financing of agriculture, upon second reading.
On motion of Senator Warren, Committee Amendment No. 1 is adopted.
The bill, as amended, passes its second reading by roll-call vote, ayes 40, noes 0, as follows:
Voting in the negative: None.
The bill, as amended, remains on the Calendar for further consideration upon third reading.

H. B. 266 (Senate Committee Substitute), a bill to adopt the Revised Uniform Limited Partnership Act, as amended.
On motion of Senator Staton, Committee Amendment No. 5 is adopted.
The Senate Committee Substitute bill, as amended, passes its second (electronically recorded) and third readings and is ordered, without engrossment of Amendment No. 5,
and without objection, sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

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 Warren for the Transportation Committee:

H. B. 978 (Committee Substitute), a bill to prohibit dark-shaded windows on motor vehicles which obstruct the view from outside the vehicle, with a favorable report, as amended.

On motion of Senator Warren, the rules are suspended and the Committee Substitute bill is placed before the Senate for immediate consideration, and on his further motion, Committee Amendment No. 1 is adopted, changing the title to read, H. B. 978 (Committee Substitute), a bill to amend G. S. 20-127.

The Committee Substitute bill, as amended, passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

WITHDRAWAL FROM COMMITTEE

H. B. 1004 (Senate Committee Substitute), a bill to authorize the Governor to appoint two student advisors to the State Board of Education.

On motion of Senator Plyler, the rules are suspended and the Senate Committee Substitute bill is taken from the Appropriations Committee, and is placed on the Calendar for today.

CALENDAR (Continued)

H. B. 578 (Senate Committee Substitute), a bill to confirm the establishment of an elevator and amusement device division in the Department of Labor and to set out the powers and duties of the Commissioner of Labor dealing with the regulation of elevators, amusement devices and related equipment.

On motion of Senator Swain, Committee Amendment No. 1 is adopted.

The Senate Committee Substitute bill, as amended, passes its second reading (electronically recorded) and remains on the Calendar for further consideration upon third reading.

H. B. 1004 (Senate Committee Substitute), a bill to authorize the Governor to appoint two student advisors to the State Board of Education.

Senator Plyler offers Amendment No. 1 which is adopted (electronically recorded).

The Senate Committee Substitute bill, as amended, passes its second reading (electronically recorded).

On objection of Senator Martin of Guilford to its third reading, the Senate Committee Substitute bill, as amended, remains on the Calendar for further consideration upon third reading.

H. B. 829 (Senate Committee Substitute), a bill to deter organized criminal activity and convert the various properties and property rights employed therein to public purposes by imposing civil sanctions on racketeer influenced and corrupt organizations.

July 11, 1986
On motion of Senator Winner, the rules are suspended to the end that Steven Rose of the General Assembly staff is extended the courtesies of the floor for the purpose of assisting with the explanation of the bill.

Senator Winner offers Amendment No. 1 which is adopted (electronically recorded).

The Senate Committee Substitute bill, as amended, passes its second reading (electronically recorded).

On objection of Senator Watt to its third reading, the Senate Committee Substitute bill, as amended, remains on the Calendar for further consideration upon third reading.

WITHDRAWAL FROM COMMITTEE

H. B. 2138, a bill to set a convening date for the 1987 Session of the General Assembly.

On motion of Senator Harrington, the rules are suspended and the bill is taken from the Rules and Operation of the Senate Committee and is placed on the Calendar for immediate consideration.

Senator Harrington offers Amendment No. 1 which is adopted (electronically recorded).

The bill, as amended, passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

CALENDAR (Continued)

H. B. 1004 (Senate Committee Substitute), a bill to authorize the Governor to appoint two student advisors to the State Board of Education, as amended.

Senator Martin of Guilford withdraws his objection to third reading.

The Senate Committee Substitute bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

H. B. 578 (Senate Committee Substitute), a bill to confirm the establishment of an elevator and amusement device division in the Department of Labor and to set out the powers and duties of the Commissioner of Labor dealing with the regulation of elevators, amusement devices and related equipment, upon third reading.

Senator Swain moves that the vote by which Amendment No. 1 was adopted be reconsidered, which motion prevails.

Without objection, Senator Swain withdraws Amendment No. 1.

The Senate Committee Substitute bill passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

The Chair declares the Senate in recess until 4:15 P.M. for the purpose of committee meetings.

AFTERNOON SESSION — 4:15 P.M.

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

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 Marvin for the Pensions and Retirement Committee:

H. B. 2130, a bill concerning local law officers' retirement, with a favorable report, as amended.

On motion of Senator Marvin, the rules are suspended and the bill is placed before the Senate for immediate consideration, and on her further motion Committee Amendments No. 1 and No. 2 are adopted.

On motion of Senator Marvin, the bill, as amended, is re-referred to the Appropriations Committee.

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. 939 (Committee Substitute), a bill to provide for expediting child support cases as required by federal law, for concurrence in the House Committee Substitute bill.

On motion of Senator Marvin, the rules are suspended, and the House Committee Substitute bill is placed before the Senate for immediate consideration.

On motion of Senator Marvin, the Senate concurs in the House Committee Substitute bill (electronically recorded).

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

H. B. 479 (Committee Substitute No. 2), a bill to ratify the bailment surcharge which pays for the operating budget of alcohol law enforcement.

Referred to Appropriations Committee.

H. B. 2081 (Committee Substitute), a bill to expand the North Carolina Center for Missing Children to include missing persons.

On motion of Senator Hipps, the rules are suspended, and the Committee Substitute bill is placed on the Calendar for today.

H. B. 2103

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 H. B. No. 2103, A BILL TO BE ENTITLED AN ACT TO AMEND THE INSURANCE PREMIUM TAX LAW, and requests conferees. The Speaker has appointed Representatives Pulley, Hudson, and Mavretic 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,
S/ Grace Collins
Principal Clerk

July 11, 1986
Senator Hardison moves that the President appoint conferees, which motion prevails. The President appoints Senators Hardison, Hunt of Durham, and Rauch 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. 2055

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 Com. Sub. for H. B. No. 2055, A BILL TO BE ENTITLED AN ACT TO MODIFY THE CURRENT OPERATIONS AND CAPITAL IMPROVEMENTS APPROPRIATIONS FOR NORTH CAROLINA STATE GOVERNMENT FOR THE 1986-87 FISCAL YEAR, TO APPROPRIATE FUNDS FOR LOCAL NEEDS, AND TO MAKE OTHER CHANGES IN THE BUDGET OPERATION OF THE STATE, and requests conferees. The Speaker has appointed Representatives Watkins, (Chairman), Bob Etheridge, Locks, Anderson, and Blue 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,
S/ Grace Collins
Principal Clerk

Senator Plyler moves that the President appoint conferees, which motion prevails. The President appoints Senators Plyler, Rand, Royall, Watt, 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.

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. 903, a bill to exempt small partnerships from penalties for failure to file informational returns when such partnerships qualify for a federal exemption from such penalties. (Ch. 983)

H. B. 2137, an act to allow the Town of Saluda to dispose of two fire trucks at private negotiation and sale to Saluda Volunteer Fire and Rescue, Inc. (Ch. 984)

S. B. 901, an act making clarifying amendments to the privilege license tax statutes. (Ch. 985)

S. B. 892, an act to make provisions for filling unexpired terms for superior court judge in the same year as full terms, by considering unexpired terms as separate offices for the purpose of applying a designated seat rule. (Ch. 986)

S. B. 922, an act to make provisions for filling unexpired terms for superior court judge in the same year as full terms, without applying a designated seat rule except when the vacancy occurs so close to the election that it is an administrative necessity. (Ch. 987)
H. B. 1609, an act relating to municipal wards and precincts in those municipalities located in more than one county. (Ch. 988)

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

H. B. 2140, a bill to permit the placement of a lithotripter.

On motion of Senator Swain, the rules are suspended, and the bill is placed before the Senate for immediate consideration.

Without objection, the bill is temporarily displaced.

CALENDAR (Continued)

H. B. 829 (Senate Committee Substitute), a bill to deter organized criminal activity and convert the various properties and property rights employed therein to public purposes by imposing civil sanctions on racketeer influenced and corrupt organizations, upon third reading.

Senator Watt withdraws his objection to third reading.

Senator Watt offers Amendment No. 2 which is adopted (electronically recorded).

The Senate Committee Substitute bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill, without engrossment.

H. B. 2084, a bill to clarify the authority to transfer rights in hospital facilities to an AHEC Program.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 2110 (Committee Substitute), a bill to establish a penalty for damage to artificial reefs and marking devices to identify reefs.

The Committee Substitute bill passes its second (electronically recorded) and third readings and is ordered enrolled.

H. B. 2106 (Committee Substitute), a bill to eliminate the need for a certificate of need to be issued for lithotripters.

Committee Amendment No. 1 is ruled out of order pursuant to Resolution 34.

Without objection, the Committee Substitute bill is re-referred to the Rules and Operation of the Senate Committee.

H. B. 2140, a bill to permit the placement of a lithotripter.

Senator Ward offers Amendment No. 1 which is adopted (electronically recorded).

Senator Conder offers Amendment No. 2, which he subsequently withdraws.

Senator Redman offers Amendment No. 3, changing the title, upon concurrence, to read, H. B. 2140, a bill to eliminate CONs for lithotripters, which is adopted (electronically recorded), deleting Amendment No. 1.

Senator Warren requests a fiscal note as a Vice-Chairman of the Appropriations Committee citing Rule 42.1 as authority therefor. Upon the point of order raised, the Chair rules that the Vice-Chairman of the committee has the same authority as the Chairman to request a fiscal note.

Senator Winner moves to suspend the rules to the end that the second reading may be had without a fiscal note.

July 11, 1986
The Chair rules that the request for the fiscal note takes precedence over the motion to suspend the rules.

Senator Warren subsequently withdraws his request for a fiscal note.

Senator Swain calls the previous question, seconded by Senator Hardison. The call is sustained.

The bill, as amended, passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 3.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

S. B. 859  
(House Committee Substitute)  
July 11, 1986

Mr. President:

Pursuant to your information that your Honorable Body failed to concur in House Amendments to HCS for S. B. No. 859, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA CHILDHOOD VACCINE-RELATED INJURY COMPENSATION PROGRAM, the Speaker has appointed as conferees on the part of the House, Representatives A. Hall (Chairman), Quinn, Hackney, B. P. Woodard, and Payne 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,
S/ Grace Collins
Principal Clerk

The Chair declares the Senate in recess until 7:00 P.M. for the purpose of committee meetings.

EVENING SESSION — 7:00 P.M.

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

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. 1306, a bill to make a technical amendment to G. S. 143-215.1, for concurrence in the House Committee Substitute bill, changing the title, upon concurrence, to read, S. B. 1306 (House Committee Substitute), a bill to make certain changes in the water pollution laws of North Carolina.

On motion of Senator Rauch, the rules are suspended, and the House Committee Substitute bill is placed before the Senate for immediate consideration.

Senator Rauch, moves that the Senate do not concur in the House Committee Substitute bill and further moves that the President appoint conferees, which motions prevail (electronically recorded).
The President appoints Senators Harris, McDowell, and Hunt of Moore as conferees on the part of the Senate to resolve the differences arising between the two Bodies, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action and requesting conferees.

S. B. 1295 (Committee Substitute), a bill to make technical and conforming amendments to the Administrative Procedure Act, for concurrence in the House Committee Substitute bill, changing the title, upon concurrence, to read, S. B. 1295 (House Committee Substitute), a bill to make amendments to the Administrative Procedure Act. Referred to Judiciary I Committee.

CONFERENCE REPORT

H. B. 2055
(Committee Substitute)

Senator Plyler, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon H. B. 2055 (Committee Substitute), a bill to modify the current operations and capital improvements appropriations for North Carolina State Government for the 1986-87 Fiscal Year, to appropriate funds for local needs, and to make other changes in the budget operation of the State, submits the following report:

Senator Warren, seconded by Senator Taft, offers a motion for a ten-minute recess, which motion fails to prevail.

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 2055, AN ACT TO MODIFY THE CURRENT OPERATIONS AND CAPITAL IMPROVEMENTS APPROPRIATIONS FOR NORTH CAROLINA STATE GOVERNMENT FOR THE 1986-87 FISCAL YEAR, TO APPROPRIATE FUNDS FOR LOCAL NEEDS, AND TO MAKE OTHER CHANGES IN THE BUDGET OPERATION OF THE STATE, wish to report as follows:

The House concurs in the following Senate amendments: #s 2, 5, 6, 7, 8, 11, 12 and 14.

The Senate recedes from its Amendment # 15.

The House concurs in Senate Amendment # 4 with an amendment: add the following at the end of the last paragraph: “This paragraph applies only to the funds allocated under this section.”

The Senate agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

July 11, 1986
This the 11th day of July 1986.

S/ William T. Watkins
S/ Bob Etheridge
S/ Sidney A. Locks
S/ Gerald L. Anderson

Conferees for the House of Representatives

On motion of Senator Plyler, the Conference Report fails of adoption (electronically recorded). A message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CALENDAR (Continued)

H. B. 2081 (Committee Substitute), a bill to expand the North Carolina Center for Missing Children to include missing persons.

The Committee Substitute bill passes its second (electronically recorded) and third readings and is ordered enrolled.

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 Plyler for the Appropriations Committee:

S. B. 595, a bill to provide victim and witness coordination and assistance in all prosecutorial districts of the State, with an unfavorable report as to bill, but favorable to Committee Substitute bill.

On motion of Senator Rand, the rules are suspended and the Committee Substitute bill, which changes the title to read, S. B. 595 (Committee Substitute), a bill to establish fair treatment for crime victims and witnesses, is placed before the Senate for immediate consideration.

On motion of Senator Rand, the Committee Substitute bill is adopted.
The Committee Substitute bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives.

H. B. 1458 (Committee Substitute), a bill to create a Joint Legislative Commission on Municipal Incorporations, to review proposals to incorporate new municipalities, as amended, with a favorable report.

On motion of Senator Swain, the rules are suspended and the Committee Substitute bill, as amended, is placed before the Senate for immediate consideration.
The Committee Substitute bill, as amended, passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

S. B. 846, a bill to provide additional court cost receipts for the supplemental retirement of local law enforcement officers, with a favorable report, as amended.

On motion of Senator Plyler, the rules are suspended and the bill is placed before the

July 11, 1986
Senate for immediate consideration, and on his further motion Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second (electronically recorded) and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

**H. B. 2130**, a bill concerning local law officers’ retirement, with a favorable report, as amended.

On motion of Senator Plyler, the rules are suspended and the bill, as amended, is placed before the Senate for immediate consideration.

The bill, as amended, passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives by special messenger, without engrossment.

**WITHDRAWAL FROM COMMITTEE**

**S. B. 873** (House Committee Substitute), a bill to make technical changes in the insurance law as recommended by the Insurance Regulation Study Commission.

On motion of Senator Johnson of Wake, the rules are suspended and the House Committee Substitute bill is taken from the Insurance Committee and is placed on the Calendar for immediate consideration.

Senator Johnson of Wake, moves that the Senate do not concur in the House Committee Substitute bill and further moves that the President appoint conferees, which motions prevail. The Chair defers appointment of conferees.

**SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES**

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

**H. B. 2140**

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 **H. B. No. 2140**, A BILL TO BE ENTITLED AN ACT TO PERMIT THE PLACEMENT OF A LITHOTRIPTER, and requests conferees. The Speaker has appointed Representatives Nesbitt (Chairman), Hauser, Pulley, Ed Warren, and A. Hall 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,

S/ Grace A. Collins
Principal Clerk

Senator Swain moves that the President appoint conferees, which motion prevails. The President appoints Senators Swain, Royall, Hardison, Ward, and Hunt of 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.

The Chair declares the Senate in recess until 8:30 P.M. for the purpose of committee meetings.

July 11, 1986
The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

RECONSIDERATION

H. B. 2055 (Committee Substitute), a bill to modify the current operations and capital improvements appropriations for North Carolina State Government for the 1986-87 Fiscal Year, to appropriate funds for local needs, and to make other changes in the budget operation of the State.

Senator Hipps moves that the vote by which the conference report, submitted earlier today, failed of adoption be reconsidered, and further moves that the conferees be dismissed, and second conferees be appointed, which motions prevail (electronically recorded).

The President appoints Senators Rauch, Goldston, Woodard, Plyler and Watt 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.

CONFERENCE REPORT

S. B. 859
(House Committee Substitute)

Senator Taft, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon S. B. 859 (House Committee Substitute), a bill to establish the North Carolina Childhood Vaccine-Related Injury Compensation Program, 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 House Committee Substitute for Senate Bill 859, Fourth Edition, AN ACT TO ESTABLISH THE NORTH CAROLINA CHILDHOOD VACCINE-RELATED INJURY COMPENSATION PROGRAM, wish to report as follows:

The Senate concurs in the House Committee Substitute (Fourth Edition) with the following amendments:

on page 2, lines 10-14, by rewriting those lines to read:

"(3) 'covered vaccine' means a vaccine administered pursuant to the requirements of G. S. 130A-152."

and on page 7, line 7, by deleting the word "financial".

and on page 9, lines 3 and 10, by deleting the word "four" and substituting the word "six";

and on page 10, line 25, and page 11, line 1, by deleting the word "shall" and substituting "may";

and on page 11, lines 21-28, and page 12, lines 1-3, by deleting those lines;

July 11, 1986
and on page 11, after line 15, by adding a new section to read:

"Sec. 3. (a) There is established the Child Vaccine Injury Compensation Fund within the Department of Human Resources to finance the North Carolina Childhood Vaccine-Related Injury Compensation Program created by this act. The money compensation components of all awards made pursuant to Article 17 of Chapter 130A of the General Statutes shall be paid by the Department of Human Resources from the Fund.

(b) Should the Department of Human Resources find that the sum of appropriations and receipts is insufficient to meet financial obligations incurred by the Department in the administration of this act, the Department may transfer appropriations and receipts which would otherwise revert to the General Fund in order to meet such obligations. The Department of Human Resources may also budget anticipated receipts as needed to implement this act.

(c) Of the funds appropriated to the Department of Human Resources, Division of Medical Assistance, for fiscal year 1986-87, the Secretary may use up to one hundred thousand dollars ($100,000) as start-up funds needed to implement this act and as reimbursement to health care providers and facilities operated by the Department of Human Resources, or under contract with the Department to provide health care to low income children and their families."

and on page 11, line 26, by changing the number “3” to “4” and on page 12, line 4, by changing the number “6” to “5”.

And the House agrees to the same.

The Senate concurs in House Amendment #s 1, 3, 4, 5, 7, 8, 9, 10, 11, 12, 14.

The Senate concurs in House Amendment #13, with an amendment as follows: in House Amendment #13 by deleting the words “in favor of the injured party”.

And the House agrees to the same.

The House recedes from House Amendment #s 6.

To this end the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 11th day of July, 1986.

S/ William W. Staton
S/ Thomas F. Taft

Conferees for the Senate

S/ Alexander M. Hall
S/ Harry E. Payne, Jr.
S/ Barney Paul Woodard
S/ Joe Hackney

Conferees for the
House of Representatives

On motion of Senator Taft, the Conference Report is adopted (electronically recorded) and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

July 11, 1986
H. B. 2140

Senator Swain, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon H. B. 2140, a bill to permit the placement of a lithotripter, 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 House Bill 2140, A BILL TO BE ENTITLED AN ACT TO PERMIT THE PLACEMENT OF A LITHOTRIPTER, wish to report as follows:

The House concurs in Senate Amendment #3 with an amendment:

Rewrite the amendment in its entirety to read:

"Amend the bill on page 1, line 1 through the end of the bill to read: 'A BILL TO BE ENTITLED AN ACT TO ELIMINATE CERTIFICATES OF NEED FOR LITHOTRIPTERS."

The General Assembly of North Carolina enacts:

Section 1. G. S. 131E-178(a) is amended by adding the following sentence at the end:

"No person, acute care hospital, or outpatient facility shall be required to obtain a certificate of need for the acquisition of a lithotripter or for the development, offering, or operation of a lithotripsy service."

Sec. 2. G. S. 131E-176(16)g. is amended by deleting the phrase "and lithotripters".

Sec. 3. If any phrase or clause of this act is declared unconstitutional by a court of competent jurisdiction, it shall not affect the validity of the remainder of this act.

Sec. 4. This act is effective upon ratification."

The Senate agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 11th day of July, 1986.

S/ Robert S. Swain
S/ Kenneth C. Royall, Jr.
S/ Harold W. Hardison
S/ Wanda H. Hunt
Conferees for the Senate

S/ Martin L. Nesbitt
S/ W. Paul Pulley, Jr.
S/ Edward N. Warren
S/ C. B. Hauser
Conferees for the House of Representatives

On motion of Senator Swain, the Conference Report is adopted (electronically recorded), changing the title to read, H. B. 2140, a bill to eliminate certificates of need for lithotripters, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

July 11, 1986
SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

H. B. 981 (Committee Substitute No. 2), a bill to provide immediate medical history and specific organ donor information for all licensed drivers and special identification card holders in North Carolina.

Without objection, the Committee Substitute bill No. 2 is placed on the Calendar for the next legislative day by the Chair.

H. B. 2127, a bill to authorize certain housing authorities to provide housing for moderate income persons.

Referred to Judiciary IV Committee.

On motion of Senator Royall, seconded by Senator Thomas of Craven, the Senate adjourns to meet tomorrow, Saturday, July 12, at 9:00 A.M.

ONE HUNDRED FORTY-SIXTH DAY

SENATE CHAMBER,
Saturday, July 12, 1986.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Senator Watt of Mecklenburg, as follows:

“Lord—help us conform our realities to our theories. We subscribe to the theory of equality clearly set out in the Constitution of this Nation and this State. Help us conform our reality to our theory when we encounter others who look different than us. We subscribe to the theory of free speech clearly set out in the Constitution of this Nation and this State. Help us conform our reality to our theory when others express opinions different from ours.

“We subscribe to Your theories of love, peace, and brotherhood described so clearly in the Bible. Help the realities of our lives to reflect love, peace, and brotherhood. Help our reality conform to theory, equality, free speech, love, peace, and brotherhood. We strive to make Your theory reality in a real world. Amen.”

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

The President grants leaves of absence to Senators Barnes, Ezzell, Johnson of Cabarrus, Kincaid, McDuffie, Martin of Pitt, Parnell, Royall, Smith, Staton, and Williams for today.

The President of the Senate extends courtesies of the floor to William G. Smith, former Senator from New Hanover County.

The President of the Senate extends courtesies of the floor to the Honorable Douglas

July 12, 1986
Wilder, Lieutenant Governor of the Commonwealth of Virginia, who is escorted to the Well of the Senate with a standing ovation where he briefly addresses the membership.

**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. 266** (Senate Committee Substitute), an act to adopt the Revised Uniform Limited Partnership Act. (Ch. 989)

**H. B. 578** (Senate Committee Substitute), an act to confirm the establishment of an Elevator and Amusement Device Division in the Department of Labor and to set out the powers and duties of the Commissioner of Labor dealing with the regulation of elevators, amusement devices and related equipment. (Ch. 990)

**H. B. 1004** (Senate Committee Substitute), an act to authorize the Governor to appoint two student advisors to the State Board of Education. (Ch. 991)

**H. B. 1557** (Committee Substitute), an act to incorporate the Town of Pleasant Hill. (Ch. 992)

**S. B. 939** (House Committee Substitute), an act to provide for expediting child support cases as required by federal law. (Ch. 993)

**H. B. 2138**, an act to set a convening date for the 1987 Session of the General Assembly. (Ch. 994)

**H. B. 2084**, an act to clarify the authority to transfer rights in hospital facilities to an AHEC Program. (Ch. 995)

**H. B. 2110** (Committee Substitute), an act to establish a penalty for damage to artificial reefs and marking devices to identify reefs. (Ch. 996)

**H. B. 978** (Committee Substitute), an act to amend G. S. 20-127. (Ch. 997)

**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 **Ways and Means Committee**:

**H. B. 1445** (Senate Committee Substitute), a bill authorizing the Secretary of Revenue to permit retailers and users who remit sales and use taxes on a semimonthly basis to file estimated returns, and requiring that interest be waived for certain sales tax returns, with a favorable report.

On motion of Senator Harrington, the Senate Committee Substitute bill is placed on the Calendar for today for further consideration.

**H. B. 1100** (Senate Committee Substitute), a bill to establish the Radiation Technology Practice Act, with a favorable report, as amended.

On motion of Senator Harrington, the rules are suspended and the Senate Committee
Substitute bill, as amended, is placed before the Senate for immediate consideration, and on his further motion, Committee Amendment No. 2 is adopted.

On motion of Senator Harrington, the Senate Committee Substitute bill, as amended, is placed on the Calendar for today for further consideration.

CONFERENCE REPORT

H. B. 286
(Senate Committee Substitute)

Senator Soles, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon H. B. 286 (Senate Committee Substitute), a bill to protect the confidentiality of financial records, 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 Senate Committee Substitute for House Bill 286 (Fourth Edition Engrossed), A BILL TO BE ENTITLED AN ACT TO PROTECT THE CONFIDENTIALITY OF FINANCIAL RECORDS, wish to report as follows:

The House concurs in the Senate Committee Substitute (Fourth Edition Engrossed) with the following amendments:

(1) on page 8, line 7, by deleting the phrase “is an affirmative” and substituting “shall be a”; and

(2) on page 8, line 12, by rewriting the line to read “1986.”;

And the Senate agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 12th day of July 1986.

S/ R. C. Soles, Jr.                  S/ Daniel Blue
S/ William D. Goldston, Jr.         S/ Anne Barnes
S/ Anthony E. Rand                  S/ Milton F. Fitch, Jr.
S/ Dennis J. Winner                 S/ Bertha Holt
S/ Martin Lancaster

Conferees for the Senate

Conferees for the
House of Representatives

On motion of Senator Soles, the Conference Report is adopted (electronically recorded) and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTAIVES

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

H. B. 2136, a bill to establish the Office of the State Controller.
Referred to State Government Committee.

July 12, 1986
Bills and resolutions on the Calendar are taken up and disposed of as follows:

**H. B. 2116**, a bill to assist in financing of agriculture, as amended, upon third reading. The bill, as amended, passes its third reading by roll-call vote, ayes 26, noes 0, as follows:


Voting in the negative: None.

The bill, as amended, is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1 by special messenger.

**H. B. 981** (Committee Substitute No. 2), a bill to provide immediate medical history and specific organ donor information for all licensed drivers and special identification card holders in North Carolina.

On motion of Senator Plyler, the Committee Substitute bill No. 2 is re-referred to the Appropriations Committee.

**H. B. 1445** (Senate Committee Substitute), a bill authorizing the Secretary of Revenue to permit retailers and users who remit sales and use taxes on a semimonthly basis to file estimated returns, and requiring that interest be waived for certain sales tax returns.

The Senate Committee Substitute bill passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

Senator Rand requests to be recorded voting “aye.”

**WITHDRAWALS FROM COMMITTEE**

**S. B. 1295** (House Committee Substitute), a bill to make technical and conforming amendments to the Administrative Procedure Act.

On motion of Senator Hipps the rules are suspended and, without objection, the House Committee Substitute bill is taken from the Judiciary I Committee and is placed on the Calendar for immediate consideration.

Senator Hipps moves that the Senate do not concur in the House Committee Substitute bill and further moves that the President appoint conferees, which motions prevail.

The President appoints Senators Hipps, Rand, and Walker as conferees on the part of the Senate to resolve the differences arising between the two Bodies, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action and requesting conferees.

**H. B. 2127**, a bill to authorize certain housing authorities to provide housing for moderate income persons.

On motion of Senator Soles, the rules are suspended and, without objection, the bill is taken from the Judiciary IV Committee and is placed on the Calendar for immediate consideration.

The bill passes its second (electronically recorded) and third readings and is ordered enrolled.
H. B. 1665 (Committee Substitute), a bill to authorize cities in Mecklenburg County to levy a motor vehicle tax not to exceed twenty dollars.

On motion of Senator Rauch, the rules are suspended and the Committee Substitute bill is taken from the Finance Committee and placed on the Calendar for immediate consideration, upon second reading.

The Committee Substitute bill passes its second reading by roll-call vote, ayes 31, noes 2, as follows:


Voting in the negative: Senators Redman and Shaw—2.

The Committee Substitute bill remains on the Calendar for further consideration upon third reading.

H. B. 982, a bill to clarify the ability of contractors to sponsor dinners or other social events at meetings of professional organizations.

On motion of Senator Guy, the rules are suspended and, without objection, the bill is taken from the State Government Committee and placed on the Calendar for immediate consideration.

On motion of Senator Rand, the bill is temporarily displaced.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

H. B. 917, a bill to require parental or judicial consent for unemancipated minor's abortion.

Referred to Judiciary IV Committee.

The Chair declares the Senate in recess until 11:30 A.M. for the purpose of committee meetings.

MORNING SESSION — 11:30 A.M.

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

H. B. 286 (Senate Committee Substitute) House of Representatives July 12, 1986

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 Sen Com H. B. No. 286, A BILL TO BE ENTITLED AN ACT TO PROTECT THE CONFIDENTIALITY OF FINANCIAL...
RECORDS, to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
S/ GRACE A. COLLINS
Principal Clerk

S. B. 859
(House Committee Substitute)

House of Representatives
July 12, 1986

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 HCS for S. B. No. 859, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE NORTH CAROLINA CHILDHOOD VACCINE-RELATED INJURY COMPENSATION PROGRAM, to the end that when a similar action has been taken on the part of the Senate, you may order the bill enrolled.

Respectfully,
S/ GRACE A. COLLINS
Principal Clerk

The House Committee Substitute bill is ordered enrolled.

H. B. 1970

House of Representatives
July 12, 1986

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 H. B. No. 1970, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEES FOR COMMUNITY SERVICE, to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
S/ GRACE A. COLLINS
Principal Clerk

S. B. 1295
(House Committee Substitute)

House of Representatives
July 12, 1986

Mr. President:

Pursuant to your information that your Honorable Body failed to concur in House Com. Sub. S. B. No. 1295, A BILL TO BE ENTITLED AN ACT TO MAKE AMENDMENTS TO THE ADMINISTRATIVE PROCEDURE ACT, the Speaker has appointed as conferees on the part of the House, Representatives Pulley (Chairman), Evans, and Ballance 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,
S/ GRACE A. COLLINS
Principal Clerk

July 12, 1986
Mr. President:

Pursuant to your information that your Honorable Body failed to concur in House Comm. Sub. to S. B. No. 1306, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN CHANGES IN THE WATER POLLUTION LAWS OF NORTH CAROLINA, the Speaker has appointed as conferees on the part of the House, Representatives Hackney (Chairman), Bowman, and Diamont 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,
S/ 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 H. B. No. 2130, A BILL TO BE ENTITLED AN ACT CONCERNING LOCAL LAW OFFICERS' RETIREMENT, and requests conferees. The Speaker has appointed Representatives Mavretic (Chairman), Miller, Beall, DeVane, and Watkins 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,
S/ Grace A. Collins
Principal Clerk

Senator Plyler moves that the President appoint conferees, which motion prevails. The President appoints Senators Plyler, Marvin, Warren, Hardison, and Kaplan 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.

WITHDRAWAL FROM COMMITTEE

H. B. 2136, a bill to establish the Office of the State Controller.

Senator Guy offers a motion that the rules be suspended to the end that the bill be taken from the State Government Committee and placed before the Senate for immediate consideration, which motion he subsequently withdraws.

CONFERENCE REPORT

H. B. 1970

Senator Rand, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon H. B. 1970, a bill to increase the fees for community service, submits the following Report:

July 12, 1986
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 House Bill 1970, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEES FOR COMMUNITY SERVICE, wish to report as follows:

The House concurs in Senate Amendment #1, with an amendment as follows:

Rewrite the amendment in its entirety to read:

"Amend the bill on page 2, line 4, by rewriting that line to read:

'Sec. 5. G. S. 15A-1371(i) is amended by adding a new sentence at the end to read: "The fee imposed under this section may be paid as prescribed by the supervising parole officer."

Sec. 6. G. S. 15A-1380.2(i) is amended by adding a new sentence at the end to read: "The fee imposed under this section may be paid as prescribed by the supervising parole officer."

Sec. 7. This act shall become effective August 1.'"

The Senate agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This 11 day of July, 1986.

S/ Ollie Harris
S/ Anthony E. Rand
S/ Kenneth C. Royall, Jr.
S/ Marshall A. Rauch
S/ Marc Basnight
Conferees for the Senate

S/ Daniel T. Blue, Jr.
S/ H. Martin Lancaster
S/ Robert C. Hunter
S/ William T. Watkins
S/ Christopher S. Barker, Jr.
Conferees for the House of Representatives

On motion of Senator Rand, the Conference Report is adopted (electronically recorded) 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:

H. B. 2140

HOUSE OF REPRESENTATIVES
July 12, 1986

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the

July 12, 1986
House has adopted the report of the Conferees on H. B. 2140, A BILL TO BE ENTITLED AN ACT TO ELIMINATE CERTIFICATES OF NEED FOR LITHOTRIPTERS, to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
S/ Grace A. Collins
Principal Clerk

CALENDAR (Continued)

H. B. 982, a bill to clarify the ability of contractors to sponsor dinners or other social events at meetings of professional organizations.
On motion of Senator Guy, further consideration of the bill is postponed until Monday, July 14.
On motion of Senator Thomas of Henderson, the bill is taken from the Calendar of Monday, July 14, and is re-referred to the Appropriations Committee.

H. B. 1100 (Senate Committee Substitute), a bill to establish the Radiation Technology Practice Act.
Senator Speed offers a motion that the Senate Committee Substitute bill be placed on the Calendar for Monday, July 14, for further consideration, which motion he subsequently withdraws.
The Chair temporarily displaces the Senate Committee Substitute bill for the preparation of copies of amendments to be distributed to the membership.

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. 595 (Committee Substitute), an act to establish fair treatment for crime victims and witnesses. (Ch. 998)

H. B. 829 (Senate Committee Substitute), an act to deter organized criminal activity and convert the various properties and property rights employed therein to public purposes by imposing civil sanctions on racketeer influenced and corrupt organizations. (Ch. 999)

H. B. 2081 (Committee Substitute), an act to expand the North Carolina Center for Missing Children to include missing persons. (Ch. 1000)

H. B. 2140, an act to eliminate certificates of need for lithotripters. (Ch. 1001)

On motion of Senator Harrington, seconded by Senator Simpson, the Senate adjourns to meet Monday, July 14, at 5:00 P.M.

ONE HUNDRED FORTY-SEVENTH DAY

Senate Chamber,
Monday, July 14, 1986.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

July 14, 1986
Prayer is offered by Dr. Samuel D. McMillan, Jr., Senate Chaplain, as follows:

"O God of Reason, guide the members of the House and Senate as they seek to reach a compromise on budget proposals, insurance bills, and other issues that are holding up adjournment of the General Assembly.

"Inspire all our Senators and Representatives to act with integrity and reason; grant that all our deliberations may be characterized by honesty, good will, and a cooperative spirit; and through the cross currents of the complicated political process, grant that Your Spirit may be at work, and that the action taken in the closing hours of this General Assembly may serve the best interest of all the people of our State, not simply the interest of special interest groups.

"O God in whose Image we are made, help us to remember that we are accountable unto Thee for all that we do and say in every arena of lives; and grant that we may live such lives of integrity and compassion, that we will bring honor to Your Name—this day, and every day of our lives. Amen."

Senator Harrington for the Rules and Operation of the Senate Committee announces that the Journal of Saturday has been examined and is found to be correct. On his motion, the Senate dispenses with the reading of the Journal and it stands approved as written.

The President grants leaves of absence to Senators Ezzell, Parnell, Royall, Smith, Staton, Martin of Pitt and Thomas of Henderson for tonight.

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. 286 (Senate Committee Substitute), an act to protect the confidentiality of financial records. (Ch. 1002)

H. B. 1458 (Committee Substitute), an act to create a Joint Legislative Commission on Municipal Incorporations, to review proposals to incorporate new municipalities. (Ch. 1003)

H. B. 2127, an act to authorize certain housing authorities to provide housing for moderate income persons. (Ch. 1004)

S. B. 906, an act providing that retail food establishments are not manufacturers for sales tax purposes. (Ch. 1005)

S. B. 1305, an act to provide that district judges shall be appointed within sixty days after nominations are submitted. (Ch. 1006)

H. B. 1445 (Senate Committee Substitute), an act authorizing the Secretary of Revenue to permit retailers and users who remit sales and use taxes on a semimonthly basis to file estimated returns, and requiring that interest be waived for certain sales tax returns. (Ch. 1007)

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 Plyler for the Appropriations Committee:

S. B. 293, a bill to require health assessments for kindergarten children in the public schools, with a favorable report, as amended.

On motion of Senator Plyler, the rules are suspended and the bill is placed on tonight's Calendar for consideration.

CALENDAR

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

H. B. 1665 (Committee Substitute), a bill to authorize cities in Mecklenburg County to levy a motor vehicle tax not to exceed twenty dollars, upon third reading.

The Committee Substitute bill passes its third reading by roll-call vote, ayes 37, noes 2, as follows:


Voting in the negative: Senators Sawyer and Somers—2.

The Committee Substitute bill is ordered enrolled.

S. B. 293, a bill to require health assessments for kindergarten children in the public schools, as amended, upon third reading.

On motion of Senator Plyler, Committee Amendment No. 4 is adopted.

The bill, as amended, passes its third reading (electronically recorded) and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment of Amendment No. 4.

H. B. 1100 (Senate Committee Substitute), a bill to establish the Radiation Technology Practice Act, as amended, upon second reading.

The point of order raised as to the assessment report required by Senate Rule 42.3 being attached to the bill jacket, the Chair rules no report attached.

The Chair rules the Senate Committee Substitute bill, as amended, is not properly before the Senate upon second reading.

Senator Hardison offers a motion that the Senate Committee Substitute bill, as amended, be recommitted to the Ways and Means Committee.

Senator Hardison amends his motion, previously offered, to recommit the Senate Committee Substitute bill, as amended, to the Ways and Means Committee for the assessment report to be added at that point, which motion prevails.

The Chair orders the Senate Committee Substitute bill, as amended, recommitted to the Ways and Means Committee.

WITHDRAWAL FROM COMMITTEE

H. B. 2136, a bill to establish the Office of the State Controller.

On motion of Senator Guy, the rules are suspended and the bill is taken from the State Government Committee and placed on the Calendar for tomorrow, July 15.

July 14, 1986
RECALL FROM THE HOUSE OF REPRESENTATIVES

H. B. 2116, a bill to assist in financing of agriculture.
Senator Warren offers a motion that the bill be recalled from the House of Representatives for further consideration, which motion prevails.
The Chair orders a message sent to the House of Representatives recalling the bill for further considerations.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

S. B. 881 (Committee Substitute), a bill to make substantive changes in the insurance law as recommended by the Insurance Regulation Study Commission, for concurrence in House Amendment No. 1.
On motion of Senator Johnson of Wake, the rules are suspended, without objection, and the Committee Substitute bill is placed before the Senate for immediate consideration.
On motion of Senator Johnson of Wake, the Senate concurs in House Amendment No. 1 (electronically recorded) and the Committee Substitute bill is ordered enrolled.

H. B. 1511
(Senate Committee Substitute) July 14, 1986

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 Committee Sub H. B. 1511, A BILL TO BE ENTITLED AN ACT TO REVISE THE RATING AND CLASSIFICATION PLANS AND THE RATEMAKING PROCEDURE FOR NONFLEET PRIVATE PASSENGER MOTOR VEHICLE INSURANCE; TO MAKE REVISIONS AND IMPROVEMENTS IN THE REGULATION OF COMMERCIAL PROPERTY AND LIABILITY INSURANCE RATES; TO REQUIRE REPORTS FROM INSURERS AND TO AUTHORIZE THE INSURANCE COMMISSIONER TO MODIFY RATES IF STATUTORY CHANGES IN CIVIL LAW AFFECT INSURERS' EXPERIENCE; TO MAKE CHANGES IN CERTAIN INSURANCE MARKET PRACTICES FOR THE BENEFIT OF CONSUMERS; AND TO IMPLEMENT CERTAIN RECOMMENDATIONS OF THE LIABILITY AND PROPERTY INSURANCE MARKETS STUDY COMMISSION and requests conferees. The Speaker has appointed Representatives Nesbitt (Chairman); Wicker, Anderson, Beard, Blue, Hasty, Hightower, Lineberry, and Pulley 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,
S/ Grace A. Collins
Principal Clerk

Senator Barnes moves that the President appoint conferees, which motion prevails. The President appoints Senators Barnes, Johnson of Wake, Hardison, Kincaid, and Plyler 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.

July 14, 1986
APPOINTMENT OF CONFEREES

S. B. 873 (Committee Substitute), a bill to make technical changes in the insurance law as recommended by the Insurance Regulation Study Commission.

Pursuant to the motion requesting conferees offered by Senator Johnson of Wake on July 11, the President appoints Senators Barnes, Johnson of Wake, Hardison, Kincaid, and Plyler 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.

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 Barnes for the Judiciary I Committee:

H. B. 1190 (Committee Substitute), a bill to establish policies to preserve farmland, with an unfavorable report as to Committee Substitute bill, but favorable as to Senate Committee Substitute bill.

On motions of Senator Hipps, the rules are suspended and the Senate Committee Substitute bill is placed before the Senate for immediate consideration, adopted, held not to be material, and on his further motion, without objection, remains on the Calendar for consideration upon second reading.

The Senate Committee Substitute bill passes its second reading by roll-call vote, ayes 39, noes 2, as follows:


Voting in the negative: Senators Price and Sawyer—2.

The Senate Committee Substitute bill remains on the Calendar for further consideration upon third reading.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

H. B. 2116, a bill to assist in financing of agriculture, as amended, recalled from the House of Representatives for further consideration. Senator Warren offers a motion that the vote by which the bill, as amended, passed third reading be reconsidered, which motion prevails.

Senator Warren offers Amendment No. 2 which is adopted (electronically recorded).


Voting in the negative: Senators Sawyer and Somers—2. The bill, as amended, is ordered returned to the House of Representatives for concurrence in Senate Amendments No. 1 and No. 2, without objection, by special messenger.

H. B. 2141, a bill authorizing studies by the Legislative Research Commission, and to make other amendments affecting the Railroad Negotiating Commission.

Referred to Rules and Operation of the Senate Committee.

July 14, 1986
WITHDRAWAL FROM COMMITTEE

H. B. 917, a bill to require parental or judicial consent for unemancipated minor's abortion.

Senator Soles offers a motion that the bill be taken from the Judiciary IV Committee and placed before the Senate for immediate consideration.

Senator Taft rises to a point of order as to the necessity of three days notice to the Senate for such motion. The Chair rules the motion in order by the Chairman of the Committee with the recall provision of three days notice for the primary sponsor of a measure.

The motion offered by Senator Soles fails to prevail (electronically recorded).

H. B. 975 a bill to allow counties to create law enforcement service districts.

Senator Soles offers a motion to the end that the rules be suspended and the bill be taken from the Judiciary IV Committee and placed before the Senate for immediate consideration, which motion fails to prevail (electronically recorded).

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

S. B. 924
(Committee Substitute)  
House of Representatives  
July 14, 1986

Mr. President:

Pursuant to your information that your Honorable Body failed to concur in House Amendment to S. B. 924, A BILL ENTITLED AN ACT TO ACHIEVE GREATER CONSISTENCY AND EQUITY IN THE SETTING OF CHILD SUPPORT OBLIGATION AMOUNTS THROUGH THE USE OF GUIDELINES, the Speaker has appointed as conferees on the part of the House, Representatives Blue, Wright and Hackney 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,
S/ Grace A. Collins  
Principal Clerk

CONFERENCE REPORT

S. B. 924
(Committee Substitute)

Senator Marvin, for the Conferees appointed to consider the differences arising between the Senate and the House of Representatives upon S. B. 924 (Committee Substitute), a bill to achieve greater consistency and equity in the setting of child support obligation amounts through the use of guidelines, 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 S. B. 924 (2nd Edition), A BILL TO BE ENTITLED AN ACT TO ACHIEVE GREATER CONSISTENCY AND EQUITY IN THE

July 14, 1986
SETTING OF CHILD SUPPORT OBLIGATION AMOUNTS THROUGH THE USE OF GUIDELINES, wish to report as follows:

The Senate concurs in House Amendment No. 1, and the Senate and House agree to the following amendments:

on page 1, line 9, by inserting between the words "statewide" and "guidelines" the word "advisory";

and on page 1, line 10, by inserting between the words "obligations" and "as" the words "of each parent";

and on page 1, line 11, by adding the following at the end of that line to read:

"Such advisory guidelines may provide for variations of the amount of support recommended based on one or more of the following:

(1) The special needs of the child, including physical and emotional health needs, educational needs, day-care costs, or needs related to the child's age.

(2) Any shared physical custody arrangements or extended or unusual visitation arrangements.

(3) A party's other support obligations to a current or former household, including the payment of alimony.

(4) A party's extremely low or extremely high income, such that application of the guidelines produces an amount that is clearly too high in relation to the party's own needs or the child's needs.

(5) A party's intentional suppression or reduction of income, hidden income, income that should be imputed to a party, or a party's substantial assets.

(6) Any support that a party is providing or will be providing other than by periodic money payments, such as lump sum payments, possession of a residence, payment of a mortgage, payment of medical expenses, or provision of health insurance coverage.

(7) A party's own special needs, such as unusual medical or other necessary expenses.

(8) Any other factor the court finds to be just and proper.

Notwithstanding the foregoing, the court shall hear evidence and from the evidence find the facts relating to the reasonable needs of the child for support and the relative ability of each parent to pay support.";

and on page 3, line 12, by deleting the year "1986" and substituting the year "1987".

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 14th day of July, 1986.

S/ Helen R. Marvin
S/ Charles W. Hipps
S/ Dennis J. Winner
Conferees for the Senate

S/ Daniel T. Blue, Jr.
S/ Joe Hackney
S/ Richard Wright
Conferees for the House of Representatives

July 14, 1986
On motion of Senator Marvin, the Conference Report is adopted (electronically recorded) and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

The President recognizes the following pages serving in the Senate this week: Joey Bateman, Manteo; Melissa Brown, Raleigh; Sheila Chalk, Raleigh; Doug Holbrook, Raleigh; Melanie Johnson, Raleigh; Belinda Keller, Manteo; Toni Keller, Manteo; Burke Koonce, Raleigh; Jimmy McClure, Charlotte; Barissa Rodgers, Raleigh; Minionette Rodgers, Raleigh; Johnny Willey, Manteo.

On motion of Senator Harrington, seconded by Senator Woodard, the Senate adjourns to meet Tuesday, July 15, at 10:00 A.M.

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ONE HUNDRED FORTY-EIGHTH DAY

SENATE CHAMBER,
Tuesday, July 15, 1986.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by Dr. Samuel D. McMillan, Jr., Senate Chaplain, as follows:

"O God of the Nations, we thank Thee for the high and holy privilege which has been ours to serve the people of this great State in this political arena; and we thank Thee for Thy grace and strength which have sustained us through the long days of this short session of the General Assembly.

"O God of Integrity, we thank Thee for those Senators who have served faithfully in this Chamber, but who are not running for re-election in the fall. We thank Thee for their service to this Body and their contribution to the life of our State; and we pay Thy special blessing upon them as they devote their time and energies to other endeavors.

"O God of Love, guide us now in the closing hours of this short session, and grant that all that we do and say may be pleasing in Thy sight. Amen."

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

The President grants leaves of absence to Senators Cobb, Ezzell, Smith, Staton, and Martin of Pitt for today.

The President grants courtesies of the floor to Conrad R. Duncan, Jr., former Senator from Rockingham County.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

July 15, 1986
Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the Speaker has appointed new conferees on House Committee Substitute to S. B. 1306. Representatives Bob Etheridge, Bruce Ethridge, and Marie Colton will serve on the part of the House.

(HCS for SB 1306 AN ACT TO MAKE CERTAIN CHANGES IN THE WATER POLLUTION LAWS OF NORTH CAROLINA.)

Respectfully,
S/ Grace A. Collins
Principal Clerk

CONFERENCE REPORT

S. B. 1306
(House Committee Substitute)

Senator Harris, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon S. B. 1306 (House Committee Substitute), a bill to make certain changes in the water pollution laws of North Carolina, 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 House Committee Substitute to Senate Bill 1306, A BILL TO BE ENTITLED “AN ACT TO MAKE CERTAIN CHANGES IN THE WATER POLLUTION LAWS OF NORTH CAROLINA,” wish to report as follows:

That the Senate concurs in the House Committee Substitute with the following amendments to that Committee Substitute:

on page 2, line 20 through page 3, line 13 delete Sections 7 and 8 in their entirety and substitute the following:

“Sec. 7. This act is effective upon ratification.”

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 15th day of July, 1986.

S/ Ollie Harris
S/ Tim McDowell

Conferees for the Senate

S/ Bob Etheridge
S/ Bruce Ethridge
S/ Marie Colton

Conferees for the
House of Representatives

July 15, 1986
On motion of Senator Harris, the Conference Report is adopted (electronically recorded), changing the title as reflected above, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CONFERENCE REPORT

H. B. 2055
(Committee Substitute)

Senator Rauch, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon H. B. 2055 (Committee Substitute), a bill to modify the current operations and capital improvements appropriations for North Carolina State Government for the 1986-87 Fiscal Year, to appropriate funds for local needs, and to make other changes in the budget operation of the State, 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 2055, AN ACT TO MODIFY THE CURRENT OPERATIONS AND CAPITAL IMPROVEMENTS APPROPRIATIONS FOR NORTH CAROLINA STATE GOVERNMENT FOR THE 1986-87 FISCAL YEAR, TO APPROPRIATE FUNDS FOR LOCAL NEEDS, AND TO MAKE OTHER CHANGES IN THE BUDGET OPERATION OF THE STATE, wish to report as follows:

The House concurs in the following Senate amendments: #s 5, 6, 7, 8, 11, 12, 14, and 15.

The House concurs in Senate Amendment #2 with an amendment: add the following at the end of Senate Amendment #2: "and further moves to amend the bill on page 158, line 24 by adding before the word 'grant' the word 'State' ".

The House concurs in Senate Amendment #4 with an amendment: add the following at the end of the last paragraph: "This paragraph applies only to the funds allocated under this section."

The Senate agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 11th day of July 1986.

S/ William T. Watkins
S/ Bob Etheridge
S/ Gerald L. Anderson
S/ Daniel T. Blue, Jr.

Conferees for the
House of Representatives

S/ Marshall A. Rauch
S/ William D. Goldston, Jr.
S/ Wilma C. Woodard
S/ Aaron W. Plyler
S/ Melvin L. Watt

Conferees for the Senate

July 15, 1986
On motion of Senator Rauch, the Conference Report is adopted (electronically recorded) and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

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 Barnes for the Judiciary I Committee:

S. B. 726 (House Committee Substitute), a bill to abolish certain executive branch boards and to consolidate the functions of other boards and to create the Administrative Rules Review Commission, with an unfavorable report as to concurrence.

On motion of Senator Barnes, the rules are suspended and the House Committee Substitute bill is placed before the Senate for immediate consideration, for concurrence.

Senator Barnes moves that the Senate do not concur in the House Committee Substitute bill and further moves that the President appoint conferees, which motions prevail (electronically recorded).

The President appoints Senators Barnes, Winner, and Warren as conferees on the part of the Senate to resolve the differences arising between the two bodies, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action and requesting conferees.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

S. B. 873 (House Committee Substitute)  House of Representatives  July 14, 1986

Mr. President:

Pursuant to your information that your Honorable Body failed to concur in House Com. Sub. to S. B. No. 873, A BILL TO BE ENTITLED AN ACT TO REVISE THE RATING AND CLASSIFICATION PLANS AND THE RATEMAKING PROCEDURE FOR NONFLEET PRIVATE PASSENGER MOTOR VEHICLE INSURANCE: TO MAKE REVISIONS AND IMPROVEMENTS IN THE REGULATION OF COMMERCIAL PROPERTY AND LIABILITY INSURANCE RATES: TO REQUIRE REPORTS FROM INSURERS AND TO AUTHORIZE THE INSURANCE COMMISSIONER TO MODIFY RATES IF STATUTORY CHANGES IN CIVIL LAW AFFECT INSURERS' EXPERIENCE: TO MAKE CHANGES IN CERTAIN INSURANCE MARKET PRACTICES FOR THE BENEFIT OF CONSUMERS: AND TO MAKE TECHNICAL CHANGES IN THE INSURANCE LAWS, AND TO MAKE CHANGES IN RULE 11 (a) OF THE RULES OF CIVIL PROCEDURE, the Speaker has appointed as conferees on the part of the House, Representatives Nesbitt (Chairman), Wicker, Anderson, Beard, Blue, Hasty, Hightower, Lineberry, and Pulley 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,
S/ Grace A. Collins
Principal Clerk

S. B. 924

House of Representatives
July 14, 1986

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 S. B. No. 924, A BILL TO BE
ENTITLED AN ACT TO ACHIEVE GREATER CONSISTENCY AND EQUITY IN
THE SETTING OF CHILD SUPPORT OBLIGATION AMOUNTS THROUGH THE
USE OF GUIDELINES, to the end that when a similar action has been taken on the part
of the Senate, you may order the bill enrolled.

Respectfully,
S/ Grace A. Collins
Principal Clerk

The bill is ordered enrolled.

H. B. 2055
(Committee Substitute)

House of Representatives
July 14, 1986

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 Com. Sub. for H. B. No. 2055, A BILL
TO BE ENTITLED AN ACT TO MODIFY THE CURRENT OPERATIONS AND
CAPITAL IMPROVEMENTS APPROPRIATIONS FOR NORTH CAROLINA
STATE GOVERNMENT FOR THE 1986-87 FISCAL YEAR, TO APPROPRIATE
FUNDS FOR LOCAL NEEDS, AND TO MAKE OTHER CHANGES IN THE
BUDGET OPERATION OF THE STATE, to the end that when a similar action has been
taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
S/ Grace A. Collins
Principal Clerk

S. B. 846, a bill to provide additional court cost receipts for the supplemental retirement
of local law enforcement officers, for concurrence in House Amendment No. 1.

On motion of Senator Plyler, the rules are suspended, and the bill is placed before the
Senate for immediate consideration.

On motion of Senator Plyler, the Senate concurs (electronically recorded) in House
Amendment No. 1 and the bill is ordered enrolled.

H. B. 2131 (Committee Substitute), a bill to make changes in the Comprehensive Major
Medical Plan for Teachers and State Employees.

July 15, 1986
On motion of Senator Plyler, the rules are suspended, and the Committee Substitute bill is placed before the Senate for immediate consideration.

On motion of Senator Plyler, the rules are suspended to the end that Sam Byrd of the General Assembly staff is extended the courtesies of the floor for the purpose of assisting with the explanation of the Committee Substitute bill.

Without objection, and on the motion of Senator Plyler, the Committee Substitute bill is temporarily displaced.

CONFERENCE REPORT

H. B. 2130

Senator Plyler, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon H. B. 2130, a bill concerning local law officers' retirement, 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 House Bill 2130 (as amended), A BILL TO BE ENTITLED AN ACT CONCERNING LOCAL LAW OFFICERS' RETIREMENT, wish to report as follows:

The Senate recedes from Senate amendments #s 1 and 2, and the House and Senate agree to the following amendments:

on page 1, lines 13 through 20, by rewriting those lines to read: “Section 1. Effective July 1, 1987, G. S. 143-166.50(e) is amended by adding a new sentence at the end of the first paragraph to read: ‘From July 1, 1987, until July 1, 1988, local government employers of law enforcement officers shall contribute an amount equal to at least two percent (2%) of participating local officers’ monthly compensation to the Supplemental Retirement Income Plan to be credited to the designated individual accounts of participating local officers; and on and after July 1, 1988, local government employers of law enforcement officers shall contribute an amount equal to five percent (5%) of participating local officers’ monthly compensation to the Supplemental Retirement Income Plan to be credited to the designated individual accounts of participating local officers.’ ”;

on page 2, line 17, by rewriting Section 3 to read:

“Sec. 3. This act is effective upon ratification.”

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 15 day of July, 1986.

S/ Aaron W. Plyler S/ Josephus Lyman Mavretic
S/ Harold W. Hardison S/ George W. Miller, Jr.
S/ Helen Rhyne Marvin S/ Charles M. Beall
S/ Robert Davis Marvin S/ Daniel Howard DeVane
S/ Ted Kaplan Conferees for the Senate
Conferees for the House of Representatives

July 15, 1986
On motion of Senator Plyler, the Conference Report is adopted (electronically recorded) and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CONFERENCE REPORT

S. B. 1295

Senator Hipps, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon S. B. 1295, a bill to make amendments to the Administrative Procedure Act, 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 Senate Bill 1295 (3rd Edition), A BILL TO BE ENTITLED AN ACT TO MAKE AMENDMENTS TO THE ADMINISTRATIVE PROCEDURE ACT, wish to report as follows:

The Senate concurs in Senate Bill 1295 (3rd edition) with the following amendments:

(1) on page 5, line 15, by adding ";" immediately after the period at the end;

(2) on page 5, lines 16 through 20, by deleting those lines;

(3) on page 6, lines 9 through 25, by deleting those lines;

(4) by renumbering the remaining subsections in Section 1 accordingly; and

(5) on page 9, line 12, by deleting the phrase "an employee grievance, ".

And the House agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 15th day of July, 1986.

S/ Charles W. Hipps
S/ Anthony E. Rand
S/ Russell Walker
Conferees for the Senate

S/ W. Paul Pulley, Jr.
S/ Frank W. Ballance, Jr.
S/ Charles D. Evans
Conferees for the House of Representatives

On motion of Senator Hipps, the Conference Report is adopted (electronically recorded) 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:

July 15, 1986
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 Com. Sub. S. B. No. 1306, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN CHANGES IN THE WATER POLLUTION LAWS OF NORTH CAROLINA, to the end that when a similar action has been taken on the part of the Senate, you may order the bill enrolled.

Respectfully,
S/ Grace A. Collins
Principal Clerk

The House Committee Substitute 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. B. 968 (Committee Substitute), a bill to provide roads to the future—Part 2.
On motion of Senator Plyler, the rules are suspended to the end that Douglas Carter of the Fiscal Research staff is extended the courtesies of the floor for the purpose of assisting with the explanation of the Committee Substitute bill.
On motion of Senator Plyler, the rules are suspended, and the Committee Substitute bill is placed before the Senate for immediate consideration.
The Committee Substitute bill passes its second (electronically recorded) and third readings and is ordered enrolled.

CALENDAR

H. B. 2131 (Committee Substitute), a bill to make changes in the Comprehensive Major Medical Plan for Teachers and State Employees.
The Committee Substitute bill passes its second (electronically recorded) 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:

H. B. 1482, a bill to appropriate funds to repair the dam at the Betsy–Jeff Penn 4-H Center and to provide for a full-time director at the Center.
On motion of Senator Plyler, the rules are suspended, and the bill is placed before the Senate for immediate consideration.
The bill passes its second (electronically recorded) and third readings and is ordered enrolled.

CALENDAR (Continued)

H. B. 1190 (Senate Committee Substitute), a bill to establish policies to preserve farmland, upon third reading.

July 15, 1986
Senator Hipps offers Amendment No. 1 which is adopted (electronically recorded). The Senate Committee Substitute bill, as amended, passes its third reading by roll-call vote, ayes 37, noes 1, as follows:


Voting in the negative: Senator Price—1.

The Senate Committee Substitute bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill, without engrossment, by special messenger.

H. B. 2136, a bill to establish the Office of the State Controller.

On motion of Senator Guy, the rules are suspended to the end that the Honorable Edward Renfrow, State Auditor, is extended the courtesies of the floor for the purpose of assisting with the explanation of the bill.

The bill passes its second reading (electronically recorded).

On motion of Senator Winner, the bill is temporarily displaced.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

S. B. 1295

HOUSE OF REPRESENTATIVES
July 15, 1986

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 S. B. No. 1295, A BILL TO BE ENTITLED AN ACT TO MAKE AMENDMENTS TO THE ADMINISTRATIVE PROCEDURE ACT, to the end that when a similar action has been taken on the part of the Senate, you may order the bill enrolled.

Respectfully,
S/ Grace A. Collins
Principal Clerk

The bill is ordered enrolled.

H. B. 2130

HOUSE OF REPRESENTATIVES
July 15, 1986

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 H. B. No. 2130, A BILL TO BE ENTITLED AN ACT CONCERNING LOCAL LAW OFFICERS' RETIREMENT, to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
S/ Grace A. Collins
Principal Clerk

July 15, 1986
The Chair declares the Senate in recess until 12:15 P.M. for the purpose of committee meetings.

AFTERNOON SESSION — 12:15 P.M.

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

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. 859 (House Committee Substitute), an act to establish the North Carolina Childhood Vaccine-Related Injury Compensation Program. (Ch. 1008)

H. B. 1665 (Committee Substitute), an act to authorize cities in Mecklenburg County to levy a motor vehicle tax not to exceed twenty dollars. (Ch. 1009)

H. B. 810 (Senate Committee Substitute), an act to repeal the act calling for a referendum on gubernatorial succession. (Ch. 1010)

H. B. 2116, an act to assist in financing of agriculture. (Ch. 1011)

H. B. 1970, an act to increase the fees for community service. (Ch. 1012)

S. B. 881 (Committee Substitute), an act to make substantive changes in the insurance law as recommended by the Insurance Regulation Study Commission. (Ch. 1013)

WITHDRAWAL FROM COMMITTEE

H. B. 2107, a bill to appoint persons to various public offices upon the recommendation of the Speaker of the House of Representatives.

On motion of Senator Harrington, the rules are suspended and the bill is taken from the Rules and Operation of the Senate Committee and placed on the Calendar for immediate consideration.

Senator Harrington offers Amendment No. 1 which is adopted (electronically recorded).

The bill, as amended, passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1.

H. B. 2141, a bill authorizing studies by the Legislative Research Commission, and to make other amendments affecting the Railroad Negotiating Commission.

On motion of Senator Harrington, the rules are suspended and the bill is taken from the Rules and Operation of the Senate Committee and placed on the Calendar for immediate consideration.

Senator Harris calls for the “ayes” and “noes”, which motion he subsequently withdraws.

Senator Harris offers Amendment No. 1. Upon the call for a division, the Chair divides Amendment No. 1 into Part A and Part B. Part A of Amendment No. 1 fails of adoption
(electronically recorded). Part B of Amendment No. 1 fails of adoption (electronically recorded).

Senator Winner offers Amendment No. 2 which is adopted (electronically recorded).
Senator Redman offers Amendment No. 3 which is adopted (electronically recorded).
The bill, as amended, passes its second reading (electronically recorded).
On objection of Senator Harris to the third reading, the bill, as amended, remains on the Calendar for further consideration upon third reading.

CALENDAR (Continued)

H. B. 2136, a bill to establish the Office of the State Controller, upon third reading. The bill passes its third reading (electronically recorded) and is ordered enrolled.

WITHDRAWAL FROM COMMITTEE

H. B. 1100 (Senate Committee Substitute), a bill to establish the Radiation Technology Practice Act.

Senator Harrington offers a motion to suspend the rules to take the Senate Committee Substitute bill from the Ways and Means Committee and place it before the Senate for immediate consideration.

Senator Harris calls for the “ayes” and “noes” on the motion. The call is sustained. The motion fails to prevail for lack of a two-thirds majority by roll-call vote, ayes 22, noes 13, as follows:


Voting in the negative: Senators Harris, Hipps, Johnson of Cabarrus, McDuffie, Price, Rauch, Sawyer, Shaw, Simpson, Somers, Speed, Swain, and Williams—13.

The Chair declares the Senate in recess until 2:15 P.M. for the purpose of committee meetings.

AFTERNOON SESSION — 2:15 P.M.

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

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. 2055 (Committee Substitute), an act to modify the current operations and capital improvements appropriations for North Carolina State Government for the 1986-87 Fiscal Year, to appropriate funds for local needs, and to make other changes in the budget operation of the State. (Ch. 1014)

RE-REFERRAL

H. B. 479 (Committee Substitute No. 2), a bill to ratify the bailment surcharge which pays for the operating budget of alcohol law enforcement.
On motion of Senator Plyler, the Committee Substitute bill No. 2 is taken from the Appropriations Committee and re-referred to the Finance Committee.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

S. B. 726
(House Committee Substitute)

Mr. President:

Pursuant to your information that your Honorable Body failed to concur in House Com. Sub. to S. B. No. 726, A BILL TO BE ENTITLED AN ACT TO ABOLISH CERTAIN EXECUTIVE BRANCH BOARDS AND TO CONSOLIDATE THE FUNCTIONS OF OTHER BOARDS AND TO CREATE THE ADMINISTRATIVE RULES REVIEW COMMISSION, the Speaker has appointed as conferees on the part of the House, Representatives Pulley (Chairman), Lancaster, and Miller 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,
S/ Grace A. Collins
Principal Clerk

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 Soles for the Judiciary IV Committee:

H. B. 917, a bill to require parental or judicial consent for unemancipated minor’s abortion, with a favorable report.

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

RECONSIDERATION

H. B. 2141, a bill authorizing studies by the Legislative Research Commission, and to make other amendments affecting the Railroad Negotiating Commission, as amended, upon third reading.

Senator Harris withdraws his objection to the third reading of the bill, as amended. Senator Martin of Guilford moves that the vote by which Amendment No. 1B failed of adoption be reconsidered, which motion prevails.

Without objection, Senator Harris withdraws Part B of Amendment No. 1. Senator Martin of Guilford offers Amendment No. 4 which is adopted (electronically recorded).

Senator Kaplan offers Amendment No. 5 which is adopted (electronically recorded). Senator Barnes offers Amendment No. 6 which is adopted (electronically recorded). The bill, as amended, passes its third reading (electronically recorded) and is ordered,
without objection, sent to the House of Representatives for concurrence in Senate Amendments No. 2, No. 3, No. 4, No. 5, and No. 6, by special messenger.

The President recognizes Senator Watt for a point of personal privilege. On motion of Senator Martin of Guilford, seconded by Senator Harris, the remarks of Senator Watt are spread upon the Journal, as follows:

"Thank you, Mr. President, members of the Senate.

"In the trial of a case, when all the evidence is in and you've done the best you can do, you make your closing statement. This will be my closing statement, and I hope you will indulge me for a minute or two while I let it flow.

"We are all products of history, of our own history. What we are today is as a result of what we were yesterday, the experiences we have had, what we have been exposed to, what has been right with us, what has been wrong with us in the past—and I am no exception to that. I'm probably a better rule than an exception to that philosophy.

"Over 40 years ago, I had the distinct good fortune of being born black and so I've lived in that for my entire life and I've had the opportunity over this session and last session to speak to you, both collectively and individually, about things that are important to black people.

"I also had the distinct good fortune of being born poor, in a house that had no running water, no electricity—that I could look down and see the ground and look up and see the sky through the tin roof. And so it is that I've had the opportunity over last session and this session to speak to you collectively and individually on behalf of people who are poor. And I've had the opportunity to introduce or be one of the sponsors of the Housing Trust Fund bill, which was converted to a study commission, which I hope you will see fit to pursue and follow after my tenure has passed.

"I've had the distinct bad fortune—maybe good fortune—over my life of being the subject of prejudice. I remember very well the first day I arrived at the University of North Carolina. I had two white roommates. I walked into the room. I dropped my bags—they picked up their bags and they left. When I was about to decide where to go to law school, I had the opportunity to apply for a Morehead Scholarship at a time before the Morehead Scholarship process had opened up, and knowing that it would be meaningless for me to apply, I went through the process anyway—not disappointed as a result. And so it is that I have had the opportunity over last session and this session to speak to you individually and collectively about prejudice and the effects of prejudice.

"And as a result of that last Morehead experience, I had the distinct good fortune of leaving the State of North Carolina for a brief period of time to attend the Yale University Law School; and there I studied under the renowned constitutional theorists, both liberal and conservative, to understand the importance that our Constitution means in this country. And so it is that I have had the opportunity to speak to you individually and collectively about preserving the Constitution and the importance of the Constitution in that system.

"I also had the fortune—or misfortune—of being born into a broken home, and it is for that reason that I think that last year I had to come face-to-face with a very difficult decision that ultimately led me to withdraw from the political scene at this point. Because
years ago I said to myself, 'If I ever become a father, I want to spend time with my children.'

"Those are things in my history that perhaps now will help you understand better where I've come from and the perspective that I have brought to this Body. Those are things that I have talked to you about individually and collectively.

"There's one thing that I haven't necessarily talked to you about that I want to raise today. I had the distinct good fortune of being born in North Carolina, and I want you to know I love this State. I love this State. And it was for that reason, that given the opportunity to go anywhere else in this country to practice law, I decided I can make my best mark right here in North Carolina—in a place that I love. There's one thing that's troubled me about being in this process—that's troubling to me because I do love North Carolina—that I haven't had the opportunity to speak on, and that is the tremendous sectionalism that I have seen expressed in this Body and across the hall from us. The East, the West, the Piedmont—bickering, jealous of each other, saying to each other, 'What's good for you ain't necessarily good for me.' When I know full-well that what's good for Charlotte and Greensboro and Winston-Salem and Raleigh is good for the State, just as what's good for Manteo and Murphy and Fayetteville and the East and the West is what's good for the State. We are one. And if I could leave one message with this Body, I would say, 'What's good for one of us is good for all of us in this State.'

"Now, I've told you that I'm a product of history and you will very soon become a part of that history. There is not a person in this room that has not had a profound—profound impact on me during the time that I have been here. Some of you have had an impact because we were learning together. Senator Taft, my seatmate; the other freshmen, Senator Goldston and Ralph Hunt, and a number of other freshmen. All of us were learning together.

"Some of you have had an impact on me because of your tremendous ability to speak and influence others—Senator Swain and others.

"Some of you have had a tremendous impact on me because of your willingness to teach and give of information regardless of whether you agreed with the positions I had or not. Sylvia and your staff, to the entire staff of the Legislature, Senator Royall, Senator Hardison, Senator—all my—I'm going to—I'm not even going to be able to name everybody that falls into that category.

"Some of you have had a profound impact on me because of your ability and willingness to lead—the Lieutenant Governor, Senator Rand, Senator Plyler, Senator Rauch. Some of you have had a profound impact on me because of your quiet decency—Senator Tally, Senator Ward, Senator Walker, and others; Senator Warren I want to put in that category.

And others have had a profound impact on me because of the genuine friendships I have been able to develop with you—Senator Kaplan, others around the room; Senator Martin, Senator Hunt. Every one of you has had an impact on me.

"There's a final category. Some of you have had a tremendous impact on me because you have expressed a different perspective. Senator Harris, I respect you greatly; and others.

"And what that has given me is a better appreciation for the First Amendment and for

July 15, 1986
the diversity of this State because I've had to listen and try to appreciate the perspective of others who come from a different history than I come from. And that's what this Body is all about.

"I want to bring this to a close. My mother is a tremendous person. When we were growing up, we had nothing but everybody used to congregate at our house. She was a giving person—is a giving person. I took five people to have lunch with her on Sunday—just showed up and she spread the table and she didn't need any notice that we were coming. And that's significant because while we didn't have much while I was growing up, we had friends, and those friends were always welcome in our house.

"I want to say to each and every one of you, you all have become my friend and you will always be welcome in my house. Thank you."

Members of the Senate, visitors in the gallery, and legislative staff honor Senator Watt with a standing ovation.

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. 846 an act to provide additional court cost receipts to the supplemental retirement of local law enforcement officers. (Ch. 1015)

S. B. 924 (Committee Substitute), an act to achieve greater consistency and equity in the setting of child support obligation amounts through the use of guidelines. (Ch. 1016)

S. B. 293, an act to require health assessments for kindergarten children in the public schools. (Ch. 1017)

H. B. 968 (Committee Substitute), an act to provide roads to the future—Part 2. (Ch. 1018)

H. B. 2130, an act concerning local law officers' retirement. (Ch. 1019)

H. B. 2131 (Committee Substitute), an act to make changes in the Comprehensive Major Medical Plan for Teachers and State Employees. (Ch. 1020)

H. B. 1482, an act to appropriate funds to repair the dam at the Betsy-Jeff Penn 4-H Center and to provide for a full-time director at the Center. (Ch. 1021)

S. B. 1295 (House Committee Substitute), an act to make technical and conforming amendments to the Administrative Procedure Act. (Ch. 1022)

S. B. 1306 (House Committee Substitute), an act to make certain changes in the water pollution laws of North Carolina. (Ch. 1023)

H. B. 2136, an act to establish the Office of the State Controller. (Ch. 1024)

CONFERENCE REPORT

S. B. 873

Senator Barnes, for the Conferees appointed to consider the differences arising be-

July 15, 1986
tween the Senate and House of Representatives upon S. B. 873, a bill to revise the rating and classification plans and the ratemaking procedure for nonfleet private passenger motor vehicle insurance; to make revisions and improvements in the regulation of commercial property and liability insurance rates; to require reports from insurers and to authorize the Insurance Commissioner to modify rates if statutory changes in civil law affect insurers' experience; to make changes in certain insurance market practices for the benefit of consumers; and to make technical changes in the insurance laws, and to make changes in Rule 11(a) of the Rules of Civil Procedure, 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 Senate Bill 873, A BILL TO BE ENTITLED AN ACT TO REVISE THE RATING AND CLASSIFICATION PLANS AND THE RATEMAKING PROCEDURE FOR NONFLEET PRIVATE PASSENGER MOTOR VEHICLE INSURANCE; TO MAKE REVISIONS AND IMPROVEMENTS IN THE REGULATION OF COMMERCIAL PROPERTY AND LIABILITY INSURANCE RATES; TO REQUIRE REPORTS FROM INSURERS AND TO AUTHORIZE THE INSURANCE COMMISSIONER TO MODIFY RATES IF STATUTORY CHANGES IN CIVIL LAW AFFECT INSURERS' EXPERIENCE; TO MAKE CHANGES IN CERTAIN INSURANCE MARKET PRACTICES FOR THE BENEFIT OF CONSUMERS; AND TO MAKE TECHNICAL CHANGES IN THE INSURANCE LAWS, AND TO MAKE CHANGES IN RULE 11(a) OF THE RULES OF CIVIL PROCEDURE, wish to report as follows:

The Senate concurs in the House Committee Substitute with the following amendment: delete the entire House Committee Substitute and substitute the attached proposed conference committee substitute PCCS-3648, A BILL TO BE ENTITLED AN ACT TO REVISE THE RATING AND CLASSIFICATION PLANS AND THE RATEMAKING PROCEDURE FOR NONFLEET PRIVATE PASSENGER MOTOR VEHICLE INSURANCE; TO MAKE REVISIONS AND IMPROVEMENTS IN THE REGULATION OF COMMERCIAL PROPERTY AND LIABILITY INSURANCE RATES; TO REQUIRE REPORTS FROM INSURERS AND TO AUTHORIZE THE INSURANCE COMMISSIONER TO MODIFY RATES IF STATUTORY CHANGES IN CIVIL LAW AFFECT INSURERS' EXPERIENCE; TO MAKE CHANGES IN CERTAIN INSURANCE MARKET PRACTICES FOR THE BENEFIT OF CONSUMERS; AND TO MAKE TECHNICAL CHANGES IN THE INSURANCE LAWS, AND TO MAKE CHANGES IN RULES 8(a)(2) AND 11(a) OF THE RULES OF CIVIL PROCEDURE.

And the House agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

Senator Hardison and Senator Kincaid respectfully dissent.

July 15, 1986
This 15th day of July, 1986.

S/HENSON P. BARNES  S/MARTIN L. NESBITT
S/JOSEPH E. JOHNSON  S/DENNIS A. WICKER
S/AARON W. PLYLER  S/GERALD L. ANDERSON
S/R. D. BEARD  S/DANIEL T. BLUE, JR.
S/JOHN CALVIN HASTY  S/FOYLE HIGHTOWER
S/FOYLE HIGHTOWER  S/ALBERT S. LINEBERRY, SR.
S/W. PAUL PULLEY, JR.

Conferees for the Senate

Conferees for the
House of Representatives

The Chair orders the signatures of Senator Hardison and Senator Kincaid stricken from the report.

On motion of Senator Barnes, the Conference Report is adopted (electronically recorded), which changes the title, as indicated above, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

The text attached to the Conference Report on S. B. 873 is as follows:

A BILL TO BE ENTITLED

AN ACT TO REVISE THE RATING AND CLASSIFICATION PLANS AND THE RATEMAKING PROCEDURE FOR NONFLEET PRIVATE PASSENGER MOTOR VEHICLE INSURANCE; TO MAKE REVISIONS AND IMPROVEMENTS IN THE REGULATION OF COMMERCIAL PROPERTY AND LIABILITY INSURANCE RATES; TO REQUIRE REPORTS FROM INSURERS AND TO AUTHORIZE THE INSURANCE COMMISSIONER TO MODIFY RATES IF STATUTORY CHANGES IN CIVIL LAW AFFECT INSURERS' EXPERIENCE; TO MAKE CHANGES IN CERTAIN INSURANCE MARKET PRACTICES FOR THE BENEFIT OF CONSUMERS; AND TO MAKE TECHNICAL CHANGES IN THE INSURANCE LAWS, AND TO MAKE CHANGES IN RULES 8(a) (2) AND 11(a) OF THE RULES OF CIVIL PROCEDURE.

The General Assembly of North Carolina enacts:

Section 1. Article 12B of General Statutes Chapter 58 is amended by adding a new section to read:

"§ 58-124.31. Classifications and Safe Driver Incentive Plan for nonfleets private passenger motor vehicle insurance.—(a) The Bureau shall file, subject to review, modification, and promulgation by the Commissioner, such rate classifications, schedules, or rules that the Commissioner deems to be desirable and equitable to classify drivers of nonfleets private passenger motor vehicles for insurance purposes. Subsequently, the Commissioner may require the Bureau to file modifications of the classifications, schedules, or rules. If the Bureau does not file the modifications within a reasonable time, the Commissioner may promulgate the modifications. In promulgating or modifying these classifications, schedules, or rules, the Commissioner may give consideration to the following:

(1) Uses of vehicles, including without limitation to farm use, pleasure use, driving to and from work, and business use;"
(2) Principal and occasional operation of vehicles;

(3) Years of driving experience of insureds as licensed drivers;

(4) The characteristics of vehicles; or

(5) Any other factors, not in conflict with any law, deemed by the Commissioner to be appropriate.

(b) The Bureau shall file, subject to review, modification, and promulgation by the Commissioner, a Safe Driver Incentive Plan ('Plan') that adequately and factually distinguishes among various classes of drivers that have safe driving records and various classes of drivers that have a record of chargeable accidents; a record of convictions of major moving traffic violations; a record of convictions of minor moving traffic violations; or a combination thereof; and that provides for premium differentials among those classes of drivers. Subsequently, the Commissioner may require the Bureau to file modifications of the Plan. If the Bureau does not file the modifications within a reasonable time, the Commissioner may promulgate the modifications. The Commissioner is authorized to structure the Plan to provide for surcharges above and discounts below the rate otherwise charged.

(c) The classifications and Plan filed by the Bureau shall be subject to the filing, hearing, modification, approval, disapproval, review, and appeal procedures provided by law. The classifications or Plan filed by the Bureau and promulgated by the Commissioner shall of itself not be designed to bring about any increase or decrease in the overall rate level.

(d) Whenever any policy loses any safe driver discount provided by the Plan or is surcharged due to an accumulation of points under the Plan, the insurer shall, pursuant to rules adopted by the Commissioner, prior to or simultaneously with the billing for additional premium, inform the named insured of the surcharge or loss of discount by mailing to such insured a notice that states the basis for the surcharge or loss of discount, and that advises that upon receipt of a written request from the named insured it will promptly mail to the named insured a statement of the amount of increased premium attributable to the surcharge or loss of discount. The statement of the basis of the surcharge or loss of discount is privileged, and does not constitute grounds for any cause of action for defamation or invasion of privacy against the insurer or its representatives, or against any person who furnishes to the insurer the information upon which the insurer's reasons are based, unless the statement or furnishing of information is made with malice or in bad faith.

(e) Records of convictions for moving traffic violations to be considered under the safe driver plans under G. S. 58-30.4 and this section shall be obtained at least annually from the Division of Motor Vehicles and applied by the Bureau's member companies in accordance with rules to be established by the Bureau.

(f) The Bureau is authorized to establish reasonable rules providing for the exchange of information among its member companies as to chargeable accidents and similar information involving persons to be insured under policies. Neither the Bureau, any employee of the Bureau, nor any company or individual serving on any committee of the Bureau has any liability for defamation or invasion of privacy to any person arising out of the adoption, implementation, or enforcement of any such rule. No insurer or individual
requesting, furnishing, or otherwise using any information that such insurer or person reasonably believes to be for purposes authorized by this section has any liability for defamation or invasion of privacy to any person on account of any such requesting, furnishing, or use. The immunity provided by this subsection does not apply to any acts made with malice or in bad faith.

(g) If an applicant for the issuance or renewal of a nonfleet private passenger motor vehicle insurance policy knowingly makes a material misrepresentation of the years of driving experience or the driving record of any named insured or of any other operator who resides in the same household and who customarily operates a motor vehicle to be insured under the policy, the insurer may:

(1) Cancel or refuse to renew the policy;

(2) Surcharge the policy in accordance with rules to be adopted by the Bureau and approved by the Commissioner; or

(3) Recover from the applicant the appropriate amount of premium or surcharge that would have been collected by the insurer had the applicant furnished the correct information.”

Sec. 2. G. S. 58-124.20(d) is rewritten to read:

“(d) With respect to the filing of rates for nonfleet private passenger motor vehicle insurance, the Bureau shall, on or before July 1 of each year, or later with the approval of the Commissioner, file with the Commissioner the experience, data, statistics, and information referred to in subsection (c) of this section and any proposed adjustments in the rates for all member companies of the Bureau. The filing shall include, where deemed by the Commissioner to be necessary for proper review, the data specified in subsections (c), (e), (g) and (h) of this section. Any filing that does not contain the data required by this subsection may be returned to the Bureau and not be deemed a proper filing. Provided, however, that if the Commissioner concludes that a filing does not constitute a proper filing he shall promptly notify the Bureau in writing to that effect, which notification shall state in reasonable detail the basis of the Commissioner’s conclusion. The Bureau shall then have a reasonable time to remedy the defects so specified. An otherwise defective filing thus remedied shall be deemed to be a proper and timely filing, except that all periods of time specified in this Article will run from the date the Commissioner receives additional or amended documents necessary to remedy all material defects in the original filing.”

Sec. 3. G. S. 58-124.20 is amended by adding three new subsections to read:

“(g) The following information must be included in policy form, rule, and rate filings under this Article and under Article 25A of this Chapter:

(1) A detailed list of the rates, rules, and policy forms filed, accompanied by a list of those superseded; and

(2) A detailed description, properly referenced, of all changes in policy forms, rules and rates, including the effect of each change.

(h) Except for filings made under G. S. 58-124.23, all policy form, rule, and rate
filings under this Article and Article 25A of this Chapter that are based on statistical data must be accompanied by the following properly identified information:

(1) North Carolina earned premiums at the actual and current rate level; losses and loss adjustment expenses, each on paid and incurred bases without trending or other modification for the experience period, including the loss ratio anticipated at the time the rates were promulgated for the experience period;

(2) Credibility factor development and application;

(3) Loss development factor derivation and application on both paid and incurred bases and in both numbers and dollars of claims;

(4) Trending factor development and application;

(5) Changes in premium base resulting from rating exposure trends;

(6) Limiting factor development and application;

(7) Overhead expense development and application of commission and brokerage, other acquisition expenses, general expenses, taxes, licenses, and fees;

(8) Percent rate change;

(9) Final proposed rates;

(10) Investment earnings, consisting of investment income and realized plus unrealized capital gains, from loss, loss expense, and unearned premium reserves;

(11) Identification of applicable statistical plans and programs and a certification of compliance with them;

(12) Investment earnings on capital and surplus;

(13) Level of capital and surplus needed to support premium writings without endangering the solvency of member companies; and

(14) Such other information that may be required by any rule adopted by the Commissioner.

Provided, however, that no filing may be returned or disapproved on the grounds that such information has not been furnished if insurers have not been required to collect such information pursuant to statistical plans or programs or to report such information to the Bureau or to statistical agents, except where the Commissioner has given reasonable prior notice to the insurers to begin collecting and reporting such information, or except when the information is readily available to the insurers.

(i) The Bureau shall file with and at the time of any rate filing all testimony, exhibits, and other information on which the Bureau will rely at the hearing on the rate filing. The Department shall file all testimony, exhibits, and other information on which the Department will rely at the hearing on the rate filing 20 days in advance of the convening date of the hearing. Upon the issuance of a notice of hearing the Commissioner shall hold a meeting of the parties to provide for the scheduling of any additional testimony, including
written testimony, exhibits or other information, in response to the notice of hearing and any potential rebuttal testimony, exhibits, or other information. This subsection also applies to rate filings made by the North Carolina Motor Vehicle Reinsurance Facility under Article 25A of this Chapter."

Sec. 3.1. G. S. 58-124.22(b) is amended by rewriting the 8th and 9th lines to read:

"collected during such interim period. Upon a final determination by the Court, the Commissioner shall order the escrowed funds to be distributed appropriately, except that"

Sec. 4. G. S. 58-124.22(b) is amended by rewriting the last sentence to read:

"If refunds made to policyholders are ordered under this subsection, the amounts refunded shall bear interest at the rate determined under this subsection. That rate shall be the average of the prime rates of the four largest banking institutions domiciled in this State, plus three percent (3%), as of the effective date of the filing, to be computed by the Commissioner."

Sec. 5. Article 12B of General Statutes Chapter 58 is amended by adding a new section to read:

"§ 58-124.32. Rate filings and hearings for motor vehicle insurance.—(a) With respect to nonfleet private passenger motor vehicle insurance, except as provided in G. S. 58-124.22, a filing made by the Bureau under G. S. 58-124.20(d) is not effective until approved by the Commissioner or unless 60 days have elapsed since the making of a proper filing under that subsection and the Commissioner has not called for a hearing on the filing. If the Commissioner calls for a hearing, he must give written notice to the Bureau, specify in the notice in what respect the filing fails to comply with this Article, and fix a date for the hearing that is not less than 30 days from the date the notice is mailed.

(b) At least 15 days before the date set for the convening of the hearing the respective staffs and consultants of the Bureau and Commissioner shall meet at a prehearing conference to review the filing and discuss any points of disagreement that are likely to be in issue at the hearing. At the prehearing conference, the parties shall list the names of potential witnesses and, where possible, stipulate to their qualifications as expert witnesses, stipulate to the sequence of appearances of witnesses, and stipulate to the relevance of proposed exhibits to be offered by the parties. Minutes of the prehearing conference shall be made and reduced to writing and become part of the hearing record. Any agreements reached as to preliminary matters shall be set forth in writing and consented to by the Bureau and the Commissioner. The purpose of this subsection is to avoid unnecessary delay in the rate hearings.

(c) Once begun, hearings must proceed without undue delay. At the hearing the burden of proving that the proposed rates are not excessive, inadequate, or unfairly discriminatory is on the Bureau. The Commissioner may disregard at the hearing any exhibits, judgments, or conclusions offered as evidence by the Bureau that were developed by or available to or could reasonably have been obtained or developed by the Bureau at or before the time the Bureau made its proper filing and which exhibits, judgments, or conclusions were not included and supported in the filing; unless the evidence is offered in response to inquiries made at the hearing by the Department, the notice of hearing, or as rebuttal to the Department’s evidence. If relevant data becomes

July 15, 1986
available after the filing has been properly made, the Commissioner may consider such data as evidence in the hearing. The order of presenting evidence shall be (1) by the Bureau; (2) by the Department; (3) any rebuttal evidence by the Bureau regarding the Department’s evidence; and (4) any rebuttal evidence by the Department regarding the Bureau’s rebuttal evidence. Neither the Bureau nor the Department shall present repetitious testimony or evidence relating to the same issues. The Bureau shall reimburse the Department for all reasonable costs incurred by the Department in retaining outside actuarial, economic, and legal consultants or counsel, and court reporting services, for the review of rate filings, in conducting hearings, and up to the time the Commissioner issues an order approving or disapproving the filing.

(d) If the Commissioner finds that a filing complies with the provisions of this Article, either after the hearing or at any other time after the filing has been properly made, he may issue an order approving the filing. If the Commissioner after the hearing finds that the filing does not comply with the provisions of this Article, he may issue an order disapproving the filing, determining in what respect the filing is improper, and specifying the appropriate rate level or levels that may be used by the members of the Bureau instead of the rate level or levels proposed by the Bureau filing, unless there has not been data admitted into evidence in the hearing that is sufficiently credible for arriving at the appropriate rate level or levels. Any order issued after a hearing shall be issued within 45 days after the completion of the hearing. If no order is issued within 45 days after the completion of the hearing, the filing shall be deemed to be approved.

(e) No person shall wilfully withhold information required by this Article from, or knowingly furnish false or misleading information to, the Commissioner, any statistical agency designated by the Commissioner, any rating or advisory organization, the Bureau, the North Carolina Motor Vehicle Reinsurance Facility, or any insurer, which information affects the rates, rating plans, classifications, or policy forms subject to this Article or Article 25A of this Chapter.”

Sec. 5.1. G. S. 58-124.17 is amended by adding two new subsections to read:

“(6) The Bureau shall maintain and furnish to the Commissioner on an annual basis the statistics on earnings derived by member companies from the investment of unearned premium, loss, and loss expense reserves on nonfleet private passenger motor vehicle insurance policies written in this State. Whenever the Bureau proposes rates under this Article, it shall prepare a separate exhibit for the experience years in question showing the combined earnings realized from the investment of such reserves on policies written in this State. The amount of earnings may in an equitable manner be included in the ratemaking formula to arrive at a fair and equitable rate. The Commissioner may require further information as to such earnings and may require calculations of the Bureau bearing on such earnings.

(7) Member companies shall furnish, upon request of any person carrying nonfleet private passenger motor vehicle insurance in the State upon whose risk a rate has been promulgated, information as to rating, including the method of calculation.”

Sec. 6. G. S. 58-124.18(b) is amended by adding the following:

“The governing committee of the Bureau shall also have as nonvoting members two persons who are not employed by or affiliated with any insurance company or the
Department of Insurance and who are appointed by the Governor to serve at his pleasure.”

Sec. 7. G. S. 58-248.33(d) is amended by adding the following:

“The Board of Governors of the Facility shall also have as nonvoting members two persons who are not employed by or affiliated with any insurance company or the Department of Insurance and who are appointed by the Governor to serve at his pleasure.”

Sec. 8. G. S. 58-25.1 is amended by inserting between the words, “insurer” and “or its officers” the following: “, rating organization, advisory organization, joint underwriting or joint reinsurance organization, or the North Carolina Rate Bureau or Motor Vehicle Reinsurance Facility,”.

Sec. 9. Notwithstanding the provisions of Sections 2 through 5 of this act, the Bureau may make its 1986 rate filing for nonfleet private passenger motor vehicle insurance after July 1, 1986.

Sec. 9.1. G. S. 58-131.37(a) is amended by deleting “Rates” and substituting therefor, “In order to serve the public interest, rates”.

Sec. 10. G. S. 58-131.37(b) and (c) are repealed.

Sec. 11. G. S. 58-131.37(d) is rewritten to read:

“(d) No rate is inadequate unless the rate is unreasonably low for the insurance provided and the use or continued use of the rate by the insurer has had or will have the effect of:

(1) endangering the solvency of the insurer; or
(2) destroying competition; or
(3) creating a monopoly; or
(4) violating actuarial principles, practices, or soundness.”

Sec. 12. G. S. 58-131.42 is amended by rewriting subsection (a) to read:

“(a) If, after a hearing, the Commissioner disapproves a rate, he must issue an order specifying in what respects the rate fails to meet the requirements of G. S. 58-131.37. If the Commissioner finds a rate to be excessive, he shall order the excess premium, plus interest at a rate determined in the same manner as in G. S. 58-124.22(b) as of the dates such rates were effective for policyholders, to be refunded to those policyholders who have paid the excess premium. If the Commissioner finds a rate to be unfairly discriminatory, he shall order an appropriate adjustment for policyholders who have paid the unfairly discriminatory premium. The order must be issued within 30 business days after the close of the hearing.”

Sec. 12.1. G. S. 58-131.42 is amended by adding a new subsection (c) to read:

“(c) No person shall wilfully withhold information required by this Article from, or knowingly furnish false or misleading information to, the Commissioner, any statistical agency designated by the Commissioner, any rating or advisory organization, or any
insurer, which information will affect the rates, rating plans, classifications, or policy forms subject to this Article."

Sec. 13. Article 13C of General Statutes Chapter 58 is amended by adding a new section to read:

"§ 58-131.61. Financial disclosure; rate modifications; reporting requirements.—
(a) The Commissioner may require each insurer subject to this Article to report, on a form prescribed by the Commissioner, its loss and expense experience, investment income, administrative expenses, and other data that he may require, for kinds of insurance or classes of risks that he designates. These reports are in addition to financial or other statements required by this Chapter.

(b) The Commissioner may designate one or more rating organizations or advisory organizations to gather and compile the experience and data referred to in subsection (a) of this section for their member companies.

(c) Whereas the provisions enacted by the General Assembly in 1986 regarding modifications in North Carolina civil law may have a prospective effect upon the loss experience of insurers subject to this Article, the Commissioner is authorized to review each company’s rates by type of insurance that are in effect on and after January 1, 1987, and, when and where appropriate, require modification of such rates.

(d) Each insurer subject to this Article shall record the experience and data referred to in subsection (a) of this section arising from causes of action arising against its insureds on and after January 1, 1987. Such experience and data shall be reported to the Commissioner by March 31, 1988, which report shall be on a form prescribed by the Commissioner reflecting such experience and data for the one-year period beginning on January 1, 1987. Subsequently, such experience and data shall be reported to the Commissioner by March 31 of each year for each one-year period ending on December 31 of the previous year.

(e) On or before July 1, 1988, and annually thereafter, the Commissioner shall report to the General Assembly the effects, if any, of changes in North Carolina civil law statutes on the experience of insurers subject to this section."

Sec. 14. Chapter 58 of the General Statutes is amended by adding a new Article to read:

"Article 38.
"Insurance Regulatory Reform Act.

"§ 58-470. Short title.—This Article is known and may be cited as the Insurance Regulatory Reform Act.

"§ 58-471. Legislative findings and intent.—(a) Due to conditions in national and international property and liability insurance markets, insureds in the United States have experienced unprecedented in-term cancellations of existing policies for entire books of business, have been afforded little or no notice that existing policies would not be renewed at their expiration dates, or would be renewed only at substantially higher rates or on less favorable terms. The General Assembly finds that such conditions pose an imminent peril to the public welfare for the following reasons:

July 15, 1986
(1) In-term cancellations of insurance coverages erode insureds' confidence and breach insureds' trust; unfairly and prematurely terminate the promised coverage; force persons to go without needed insurance protection or force the procurement of substitute insurance at greater cost; and create marketplace confusion resulting in product unavailability.

(2) Failures to provide timely notices of nonrenewals or of renewals with altered terms deprive persons of adequate opportunities to secure affordable replacement coverages or require persons to go without needed insurance protection.

(b) The General Assembly finds that there is no uniform requirement for the notice of cancellation, renewal, or nonrenewal for commercial property and liability insurance and that it should adopt reasonable requirements for such notices and should regulate in-term cancellations of entire books of business by companies.

"§ 58-472. Scope.—(a) Except as otherwise provided, this Article applies to all kinds of insurance authorized by G. S. 58-72(4) through (14) and G. S. 58-72(18) through (22), and to all insurance companies licensed by the Commissioner to write those kinds of insurance. This Article does not apply to insurance written under Articles 12B, 18A, 18B, 25A, or 36 of this Chapter; to marine and personal inland marine insurance; to aviation insurance; nor to policies issued in this State covering risks with multistate locations, except with respect to coverages applicable to locations within this State.

(b) This Article is not exclusive, and the Commissioner may also consider other provisions of this Chapter to be applicable to the circumstances or situations addressed in this Article. Policies may provide terms more favorable to insureds than are required by this Article. The rights provided by this Article are in addition to and do not prejudice any other rights the insured may have at common law, under statutes, or under administrative rules.

"§ 58-473. Certain policy cancellations prohibited.—(a) No insurance policy or renewal thereof may be cancelled by the insurer prior to the expiration of the term or anniversary date stated in the policy and without the prior written consent of the insured, except for any one of the following reasons:

(1) Nonpayment of premium in accordance with the policy terms;

(2) An act or omission by the insured or his representative that constitutes material misrepresentation or nondisclosure of a material fact in obtaining the policy, continuing the policy, or presenting a claim under the policy;

(3) Increased hazard or material change in the risk assumed that could not have been reasonably contemplated by the parties at the time of assumption of the risk;

(4) Substantial breach of contractual duties, conditions, or warranties that materially affects the insurability of the risk;

(5) A fraudulent act against the company by the insured or his representative that materially affects the insurability of the risk;

(6) Willful failure by the insured or his representative to institute reasonable

July 15, 1986
loss control measures that materially affect the insurability of the risk after written notice by the insurer;

(7) Loss of facultative reinsurance, or loss of or substantial changes in applicable reinsurance as provided in G. S. 58-476;

(8) Conviction of the insured of a crime arising out of acts that materially affect the insurability of the risk; or

(9) A determination by the Commissioner that the continuation of the policy would place the insurer in violation of the laws of this State;

(10) The named insured fails to meet the requirements contained in the corporate charter, articles of incorporation, or bylaws of the insurer, when the insurer is a company organized for the sole purpose of providing members of an organization with insurance coverage in this State.

(b) Any cancellation permitted by subsection (a) of this section is not effective unless written notice of cancellation has been delivered or mailed to the insured, not less than 15 days before the proposed effective date of cancellation. The notice must be given or mailed to the insured, and any designated mortgagee or loss payee at their addresses shown in the policy or, if not indicated in the policy, at their last known addresses. The notice must state the precise reason for cancellation. Proof of mailing is sufficient proof of notice. Failure to send this notice to any designated mortgagee or loss payee invalidates the cancellation only as to the mortgagee's or loss payee's interest.

(c) This section does not apply to any insurance policy that has been in effect for less than 60 days and is not a renewal of a policy. That policy may be cancelled for any reason by furnishing to the insured at least 15 days prior written notice of and reasons for cancellation.

(d) Cancellation for nonpayment of premium is not effective if the amount due is paid before the effective date set forth in the notice of cancellation.

(e) Copies of the notice required by this section shall also be sent to the agent or broker of record; however, failure to send copies of the notice to such persons shall not invalidate the cancellation.

“§ 58-474. Notice of nonrenewal, premium increase, or change in coverage required.—(a) No insurer may refuse to renew an insurance policy except in accordance with the provisions of this section, and any nonrenewal attempted or made that is not in compliance with this section is not effective. This section does not apply if the policyholder has insured elsewhere, has accepted replacement coverage, or has requested or agreed to nonrenewal.

(b) An insurer may refuse to renew a policy that has been written for a term of one year or less at the policy's expiration date by giving or mailing written notice of nonrenewal to the insured not less than 45 days prior to the expiration date of the policy.

(c) An insurer may refuse to renew a policy that has been written for a term of more than one year or for an indefinite term at the policy anniversary date by giving or mailing written notice of nonrenewal to the insured not less than 45 days prior to the anniversary date of the policy.

July 15, 1986
(d) The notice required by this section must be given or mailed to the insured and any designated mortgagee or loss payee at their addresses shown in the policy or, if not indicated in the policy, at their last known addresses. Proof of mailing is sufficient proof of notice. The notice of nonrenewal must state the precise reason for nonrenewal. Failure to send this notice to any designated mortgagee or loss payee invalidates the nonrenewal only as to the mortgagee's or loss payee's interest.

(e) Copies of the notice required by this section shall also be sent the agent or broker of record; however, failure to send copies of the notice to such persons shall not invalidate the nonrenewal.

§ 58-475. Notice of renewal of policies with premium or coverage changes.—(a) If an insurer intends to renew a policy, the insurer must furnish to the insured the renewal terms and a statement of the amount of premium due for the renewal policy period.

(b) If the policy being renewed was written for a term of one year or less, the renewal terms and statement of premium due must be given or mailed not less than 45 days before the expiration date of that policy. If the policy being renewed was written for a term of more than one year or for an indefinite term, the renewal terms and statement of premium due must be given or mailed not less than 45 days before the anniversary date of that policy. The renewal terms and statement of premium due must be given or mailed to the insured and any designated mortgagee or loss payee at their addresses shown in the policy, or, if not indicated in the policy, at their last known addresses.

(c) If the insurer fails to furnish the renewal terms and statement of premium due in the manner required by this section, the insured may cancel the renewal policy within the 30-day period following receipt of the renewal terms and statement of premium due. For refund purposes, earned premium for any period of coverage shall be calculated pro rata upon the premium applicable to the policy being renewed instead of the renewal policy.

(d) If a policy has been issued for a term longer than one year, and for additional consideration a premium has been guaranteed for the entire term, it is unlawful for the insurer to increase that premium or require policy deductibles or other policy or coverage provisions less favorable to the insured during the term of the policy.

(e) Copies of the notice required by this section shall also be given or mailed to any designated mortgagee or loss payee and may also be given or mailed to the agent or broker of record.

§ 58-476. Loss of reinsurance.—An insurer may cancel or refuse to renew a kind of insurance when the cancellation or nonrenewal is necessary because of a loss of or substantial reduction in applicable reinsurance, by filing a plan with the Commissioner pursuant to the requirements of this section. The insurer's plan must be filed with the Commissioner at least 15 business days prior to the issuance of any notice of cancellation or nonrenewal. The insurer may implement its plan upon the approval of the Commissioner, which shall be granted or denied in writing, with the reasons for his actions, within 15 business days of the Commissioner's receipt of the plan. Any plan submitted for approval shall contain a certification by an elected officer of the company:

(1) That the loss or substantial change in applicable reinsurance necessitates the cancellation or nonrenewal action;
(2) That the insurer has made a good faith effort to obtain replacement reinsurance but was unable to do so because of the unavailability or unaffordability of replacement reinsurance;

(3) Identifying the category of risks, the total number of risks written by the company in that category, and the number of risks intended to be cancelled or not renewed;

(4) Identifying the total amount of the insurer's net retention for the risks intended to be cancelled or not renewed;

(5) Identifying the total amount of risk ceded to each reinsurer and the portion of that total that is no longer available;

(6) Explaining how the loss of or reduction in reinsurance affects the insurer's risks throughout the kind of insurance proposed for cancellation or nonrenewal;

(7) Explaining why cancellation or nonrenewal is necessary to cure the loss of or reduction in reinsurance; and

(8) Explaining how the cancellations or nonrenewals, if approved, will be implemented and the steps that will be taken to ensure that the cancellation or nonrenewal decisions will not be applied in an arbitrary, capricious, or unfairly discriminatory manner.

§ 58-477. Notice of cessation of business through insurance agency.—(a) Each insurer must, upon the cessation of any of its business through a North Carolina insurance agency, furnish the Commissioner with the following information on a form to be prescribed by the Commissioner:

(1) The kinds of policies no longer written through the agency. In describing the kinds of these policies, those appearing on page 14 of the annual statement convention blank will suffice, except that liability coverages should be more specifically described;

(2) The number of policies, by kind, no longer written through the agency;

(3) A statement as to whether or not the cessation of business is by nonrenewal of business at policy expiration dates, or is a decision not to accept new business from the agency, or a combination of these;

(4) If the cessation is by the insurer, the specific reason or reasons for the cessation; and

(5) The names and addresses of the insurer and the agency and the effective date of the cessation of the business.

(b) This section applies to the cessation of the writing of any kind of insurance subject to this Article through an agency located in North Carolina. Reports are required even though other kinds of insurance may still be written through the agency.

§ 58-478. No liability for statements or communications made in good faith; prior notice to agents or brokers.—(a) There is no liability on the part of and no cause of action

July 15, 1986
for defamation or invasion of privacy arises against any insurer or its authorized representatives, agents, or employees, or any licensed insurance agent or broker, for any communication or statement made, unless shown to have been made in bad faith with malice, in any of the following:

(1) A written notice of cancellation under G. S. 58-473, of nonrenewal under G. S. 58-474, or of cessation of business through an agency under G. S. 58-477, specifying the reasons therefor;

(2) Communications providing information pertaining to such cancellation, nonrenewal, or cessation of business through an agency;

(3) Evidence submitted at any court proceeding, administrative hearing, or informal inquiry in which such cancellation, nonrenewal, or cessation of business through an agency is an issue.

(b) With respect to the notices that must be given or mailed to agents or brokers under G. S. 58-473 and G. S. 58-474, the insurer may give or mail that notice at the same time or prior to giving or mailing the notice to the insured.

"§ 58-479. Termination of writing kind of insurance.—(a) Except as provided in G. S. 58-476, no insurer may terminate, by nonrenewals, an entire book of business of any kind of insurance without 60 days prior written notice to the Commissioner; unless the Commissioner determines that continuation of the line of business would impair the solvency of the insurer or unless the Commissioner determines that such termination is effected under a plan that minimizes disruption in the marketplace or that makes provisions for alternative coverage at comparable rates and terms.

(b) Except as provided in G. S. 58-476, in-term cancellation by an insurer of an entire book of business of any kind of insurance is presumed to be unfair, inequitable, and contrary to the public interest, unless the Commissioner determines that continuation of the line of business would impair the solvency of the insurer or unless the Commissioner determines that such termination is effected under a plan that minimizes disruption in the marketplace or that makes provisions for alternative coverage at comparable rates and terms.

"§ 58-480. Policy form and rate filings; punitive damages; data required to support filings.—(a) With the exception of inland marine insurance, which by general custom of the business is not written according to manual rates and rating plans, all policy forms must be filed with and either approved by the Commissioner or 90 days have elapsed and he has not disapproved the form before they may be used in this State. With respect to liability insurance policy forms, an insurer may exclude or limit coverage for punitive damages awarded against its insured.

(b) With the exception of inland marine insurance, which by general custom of the business is not written according to manual rates and rating plans, all rates by licensed fire and casualty companies or their designated rating organizations must be filed with the Commissioner at least 60 days before they may be used in this State.

(c) A filing that does not include the statistical and rating information required by subsections (d) and (e) of this section is not a proper filing, and will be returned to the filing insurer or organization.
(d) The following information must be included in each policy form, rule, and rate filing:

1. A detailed list of the rates, rules, and policy forms filed, accompanied by a list of those superseded; and
2. A detailed description, properly referenced, of all changes in policy forms, rules, and rates, including the effect of each change.

(e) Each policy form, rule, and rate filing that is based on statistical data must be accompanied by the following properly identified information:

1. North Carolina earned premiums at the actual and current rate level; losses and loss adjustment expenses, each on paid and incurred bases without trending or other modification for the experience period, including the loss ratio anticipated at the time the rates were promulgated for the experience period;
2. Credibility factor development and application;
3. Loss development factor derivation and application on both paid and incurred bases and in both numbers and dollars of claims;
4. Trending factor development and application;
5. Changes in premium base resulting from rating exposure trends;
6. Limiting factor development and application;
7. Overhead expense development and application of commission and brokerage, other acquisition expenses, general expenses, taxes, licenses, and fees;
8. Percent rate change;
9. Final proposed rates;
10. Investment earnings, consisting of investment income and realized plus unrealized capital gains, from loss, loss expense, and unearned premium reserves;
11. Identification of applicable statistical plans and programs and a certification of compliance with them;
12. Investment earnings on capital and surplus;
13. Level of capital and surplus needed to support premium writings without endangering the solvency of the company or companies involved; and
14. Such other information that may be required by any rule adopted by the Commissioner.

Provided, however, that no filing may be returned or disapproved on the grounds that such information has not been furnished if the filer has not been required to collect such information pursuant to statistical plans or programs or to report such information to statistical agents, except where the Commissioner has given reasonable prior notice to

July 15, 1986
the filer to begin collecting and reporting such information or except when the information is readily available to the filer.

(f) It is unlawful for an insurer to charge or collect, or attempt to charge or collect, any premium for insurance except in accordance with filings made with the Commissioner under this section and Article 13C of this Chapter.

“§ 58-481. Penalties; restitution.—In addition to criminal penalties for acts declared unlawful by this Article, any violation of this Article subjects an insurer to revocation or suspension of its certificate of authority, or monetary penalties or payment of restitution as provided in G. S. 58-9.7.”


Sec. 16. G. S. 58-131.38(1) is amended be rewriting the proviso to read:

“Provided, however, that regional or countrywide expense or loss experience and other regional or countrywide data may be considered only when credible North Carolina expense or loss experience or other data is not available.”

Sec. 17. G. S. 58-131.39 is amended by adding a new subsection to read:

“(d) This section and G. S. 58-480 shall be construed in pari materia.”

Sec. 18. G. S. 58-54.4(11) is amended by rewriting the heading and first phrase to read:

“(11) Unfair Claim Settlement Practices. Committing or performing with such frequency as to indicate a general business practice of any of the following: Provided, however, that no violation of this subsection shall of itself create any cause of action in favor of any person other than the Commissioner”.

Sec. 19. G. S. 58-248.33(b) (1)e. is rewritten to read:

“e. Any other motor vehicle insurance or financial responsibility limits in the amounts required by any federal law or federal agency regulation; by any law of this State; or by any rule duly adopted under Chapter 150B of the General Statutes or by the North Carolina Utilities Commission.”

Sec. 20. G. S. 58-54.4(7) is amended by adding the following subdivisions:

“c. Making or permitting any unfair discrimination between or among individuals or risks of the same class and of essentially the same hazard by refusing to issue, refusing to renew, cancelling, or limiting the amount of insurance coverage on a property or casualty risk because of the geographic location of the risk, unless:

1. The refusal or limitation is for the purpose of preserving the solvency of the insurer and is not a mere pretext for unfair discrimination, or

2. The refusal, cancellation, or limitation is required by law.

d. Making or permitting any unfair discrimination between or among individuals or risks of the same class and of essentially the same hazard by refusing to issue, refusing to renew, cancelling, or limiting the amount of

July 15, 1986
insurance coverage on a residential property risk, or the personal property contained therein, because of the age of the residential property, unless:

1. The refusal or limitation is for the purpose of preserving the solvency of the insurer and is not a mere pretext for unfair discrimination, or

2. The refusal, cancellation, or limitation is required by law.”

Sec. 21. G. S. 58-173.2 is amended by adding a new subsection to read:

“(3a) ‘Crime insurance’ means insurance against losses resulting from robbery, burglary, larceny, and similar crimes, as more specifically defined and limited in the various crime insurance policies approved by the Commissioner and issued by the association. Such policies shall not be more restrictive than those issued under the Federal Crime Insurance Program authorized by Public Law 91-609.”

Sec. 22. G. S. 58-173.8(b) is amended by inserting “, and shall offer additional extended coverage and crime insurance,” between “property insurance” and “for a”.

Sec. 23. G. S. 58-173.20, as found in the 1986 Special Supplement, is amended by rewriting the first sentence to read:

“The Association formed pursuant to the provisions of this Article shall have authority on behalf of its members to cause to be issued basic property insurance policies, including coverage for farm risks; and shall offer additional extended coverage and crime insurance policies; to reinsure in whole or in part, any such policies; and to cede any such reinsurance.”

Sec. 24. G. S. 58-173.17, as found in the 1986 Special Supplement, is amended by adding:

“(c) As used in this Article, ‘crime insurance’ means insurance against losses resulting from robbery, burglary, larceny, and similar crimes, as more specifically defined and limited in the various crime insurance policies approved by the Commissioner and issued by the Association. Such policies shall not be more restrictive than those issued under the Federal Crime Insurance Program authorized by Public Law 91-609.”

Sec. 25. G. S. 58-173.2(5) is amended by inserting “the Federal Manufactured Home Construction and Safety Standards, any predecessor or successor federal or State construction or safety standards, and any further construction or safety standards promulgated by the association and approved by the Commissioner, or ” immediately before “the North Carolina Uniform Residential Building Code” in each place reference to that Code appears, except in the proviso at the end of the subsection.

Sec. 26. Chapter 58 of the General Statutes is amended by adding a new Article to read:

“Article 39.
Local Government Risk Pools.

§ 58-490. Short title; definition.—This Article shall be known and may be cited as the Local Government Risk Pool Act. As used in this Article, ‘local government’ means any county or municipal corporation located in this State.

July 15, 1986
§ 58-491. Local government pooling of property, liability and workers’ compensation coverages.—In addition to other authority granted pursuant to Chapters 153A and 160A of the General Statutes, two or more local governments may enter into contracts or agreements pursuant to this Article for the joint purchasing of insurance or to pool retention of their risks for property losses and liability claims and to provide for the payment of such losses of or claims made against any member of the pool on a cooperative or contract basis with one another, or may enter into a trust agreement to carry out the provisions of this Article. In addition to other authority granted pursuant to Chapters 153A and 160A of the General Statutes, two or more local governments may enter into contracts or agreements pursuant to this Article to establish a separate workers’ compensation pool to provide for the payment of workers’ compensation claims pursuant to Chapter 97 of the General Statutes or to establish pools providing for life or accident and health insurance for their employees on a cooperative or contract basis with one another; or may enter into a trust agreement to carry out the provisions of this Article. A workers’ compensation pool established pursuant to this Article may only provide coverage for workers’ compensation, employers’ liability, and occupational disease claims.

§ 58-492. Board of trustees.—(a) Each pool will be operated by a board of trustees consisting of at least five persons who are elected officials or employees of local governments within this State. The board of trustees of each pool will:

1. Establish terms and conditions of coverage within the pool, including underwriting criteria and exclusions of coverage;
2. Ensure that all valid claims are paid promptly;
3. Take all necessary precautions to safeguard the assets of the pool;
4. Maintain minutes of its meeting and make these minutes available to the Commissioner;
5. Designate an administrator to carry out the policies established by the board of trustees and to provide day to day management of the group and delineate in written minutes of its meetings the areas of authority it delegates to the administrator; and

(b) The board of trustees may not:

1. Extend credit to individual members for payment of a premium, except pursuant to payment plans approved by the Commissioner.
2. Borrow any monies from the pool or in the name of the pool, except in the ordinary course of business, without first advising the Commissioner of the nature and purpose of the loan and obtaining prior approval from the Commissioner.

§ 58-493. Contract.—A contract or agreement made pursuant to this Article must contain provisions:

1. For a system or program of loss control;
(2) For termination of membership including either:
   a. Cancellation of individual members of the pool by the pool; or
   b. Election by an individual member of the pool to terminate its participation;

(3) Requiring the pool to pay all claims for which each member incurs liability during each member’s period of membership, except where a member has individually retained the risk, where the risk is not covered, and except for amount of claims above the coverage provided by the pool.

(4) For the maintenance of claim reserves equal to known incurred losses and loss adjustment expenses and to an estimate of incurred but not reported losses;

(5) For a final accounting and settlement of the obligations of or refunds to a terminating member to occur when all incurred claims are concluded, settled, or paid;

(6) That the pool may establish offices where necessary in this State and employ necessary staff to carry out the purposes of the pool;

(7) That the pool may retain legal counsel, actuaries, claims adjusters, auditors, engineers, private consultants, and advisors, and other persons as the board of trustees or the administrator deem to be necessary;

(8) That the pool may make and alter bylaws and rules pertaining to the exercise of its purpose and powers;

(9) That the pool may purchase, lease, or rent real and personal property it deems to be necessary; and

(10) That the pool may enter into financial services agreements with financial institutions and that it may issue checks in its own name.

“§ 58-494. Termination.—A pool or a terminating member must provide at least 90 days' written notice of the termination or cancellation. A workers' compensation pool must notify the Commissioner of the termination or cancellation of a member within 10 days after notice of termination or cancellation is received or issued.

“§ 58-495. Audit.—Each pool must be audited annually at the expense of the pool by a certified public accounting firm, with a copy of the report available to the governing body or chief executive officer of each member of the pool and to the Commissioner. The board of trustees of the pool must obtain an appropriate actuarial evaluation of the loss and loss adjustment expense reserves of the pool, including an estimate of losses and loss adjustment expenses incurred but not reported. The Commissioner must examine each pool once every three years. The costs of such examination expenses will be paid by the pool that is subject to the examination. The Commissioner may examine a pool earlier than three years after a previous examination if he has reason to believe that the pool is insolvent or financially impaired.

“§ 58-496. Insolvency or impairment of pool.—(a) If, as a result of the annual audit or an examination by the Commissioner, it appears that the assets of a pool are insufficient
to enable the pool to discharge its legal liabilities and other obligations, the Commissioner must notify the administrator and the board of trustees of the pool of the deficiency and his list of recommendations to abate the deficiency, including a recommendation not to add any new members until the deficiency is abated. If the pool fails to comply with the recommendations within 60 days after the date of the notice, the Commissioner must notify the chief executive officers or the governing bodies of the members of the pool, the Governor, the President of the Senate, and the Speaker of the House of Representatives that the pool has failed to comply with the recommendations of the Commissioner.

(b) If a pool is determined to be insolvent, financially impaired, or is otherwise found to be unable to discharge its legal liabilities and other obligations, each pool contract will provide that the members of the pool shall be assessed on a pro rata basis as calculated by the amount of each member's average annual contribution in order to satisfy the amount of deficiency. The assessment may not exceed the amount of each member's average annual contribution to the pool.

"§ 58-497. Immunity of administrators and boards of trustees.—There is no liability on the part of and no cause of action arises against any board of trustees established or administrator appointed pursuant to G. S. 58-492, their representatives, or any pool, its members, or its employees, agents, contractors, or subcontractors for any good faith action taken by them in the performance of their powers and duties in creating or administering any pool under this Article.

"§ 58-498. Pools not covered by guaranty associations or solvency funds.—The provisions of Articles 17B and 17C of this Chapter and of Article 3 of Chapter 97 of the General Statutes do not apply to any risks retained by local governments pursuant to this Article."

Sec. 27. G. S. 153A-435(a) is amended by inserting after the first sentence of the second paragraph, and G. S. 160A-485(a) is amended by inserting after the first sentence, the following:

"Participation in a local government risk pool pursuant to Article 39 of General Statute Chapter 58 shall be deemed to be the purchase of insurance for the purposes of this section."

Sec. 28. Article 13C of Chapter 58 of the General Statutes is amended by adding a new section to read:

"§ 58-131.62. Good faith immunity for operation of market assistance programs.—There is no liability on the part of and no cause of action of any nature arises against any director, administrator, or employee of a market assistance program, or the Commissioner or his representatives, for any acts or omissions taken by them in creation or operation of a market assistance program. The immunity established by this section does not extend to willful neglect, malfeasance, bad faith, fraud, or malice that would otherwise make an act or omission actionable."

Sec. 29. Article 13C of Chapter 58 of the General Statutes is amended by adding a new section to read:

"§ 58-131.63. CGL extended reporting.—Any policy for commercial general liability
coverage wherein the insurer offers, and the insured elects to purchase, an extended reporting period for claims arising during the expiring policy period must provide:

(1) That in the event of a cancellation permitted by G. S. 58-473 or nonrenewal effective under G. S. 58-474, there shall be a 30-day period before the effective date of the cancellation or nonrenewal during which the insured may elect to purchase coverage for the extended reporting period;

(2) That the limit of liability in the policy aggregate for the extended reporting period shall be one hundred percent (100%) of the expiring policy aggregate; and

(3) That the insurer will provide the following loss information to the first named insured within 30 days of an insured’s request, or, with any notice of cancellation or nonrenewal:
   a. All information on closed claims including date and description of occurrence, and amount of payments, if any;
   b. All information on open claims including date and description of occurrence, amount of payment, if any, and amount of reserves, if any;
   c. All information on notices of occurrence including date and description of occurrence and amount of resources, if any.”

Sec. 30. G. S. 58-27.22. is amended:

(a) By deleting the words, “county or municipality”, “counties and municipalities”, “counties or municipalities”, and “municipality and county” from the section, and by substituting the words “political subdivision” or “political subdivisions” as grammatically appropriate; and

(b) By adding the following, at the end:

“For purposes of this section, the term ‘political subdivision’ includes any county, city, town, incorporated village, sanitary district, metropolitan water district, county water and sewer district, water and sewer authority, hospital authority, parking authority, local ABC boards, special airport district, airport authority, soil and water conservation district created pursuant to G. S. 139-5, fire district, volunteer or paid fire department, rescue squads, city or county parks and recreation commissions, area mental health boards, area mental health, mental retardation and substance abuse authority as described in G. S. 122C-117, domiciliary home community advisory committees, county and district boards of health, nursing home advisory committees, county boards of social services, local school administrative units, local boards of education, community colleges and technical institutes, and all other persons, bodies, or agencies authorized or regulated by Chapters 108A, 115C, 115D, 118, 122C, 130A, 131A, 131D, 131E, 153A, 160A, and 160B of the General Statutes.”

Sec. 31. G. S. 130A-294 is amended by adding a new subdivision to read:

“(j) The Commission may adopt rules for financial responsibility (including requirements for sufficient availability of funds for facility closure and post-closure monitoring and corrective measures, and for potential liability for sudden and nonsudden accidental

July 15, 1986
ocurrences), which may permit the use of insurance, financial tests, third-party guarantees by persons who can pass the financial test, guarantees by corporate parents who can pass the financial test, irrevocable letters of credit, trusts, surety bonds, or any other financial device, or any combination of the foregoing, shown to provide protection equivalent to the financial protection that would have been provided by insurance if insurance were the only mechanism used. The Department may provide a copy of any filing to meet the financial responsibility requirements to the State Treasurer, who shall review the filing and provide written comments on the equivalency of protection provided by the filing, including recommended changes."

 Sec. 32. G. S. 58-150 is amended by adding a new subsection (6) to read:

 "(6) Satisfied the Commissioner that it is in substantial compliance with the provisions of G. S. 58-72.1 through G. S. 58-72.3 and Article 35 of this Chapter."

 Sec. 33. G. S. 58-248.33(g) (6) is amended by adding the following sentence:

 "No agent may be designated under this subdivision to any insurer that does not actively write voluntary market business."

 Sec. 34. G. S. 58-248.34 is amended by adding a new subsection to read:

 "(i) The Facility shall file with the Commissioner revisions in the Facility plan of operation for his approval or modification. Such revisions shall be made for the purpose of revising the classification and rating plans for other than nonfleet private passenger motor vehicle insurance ceded to the Facility."

 Sec. 35. G. S. 55-19(a) is rewritten to read:

 "(a) In addition to the indemnification provided for in G. S. 55-20 and G. S. 55-21, a corporation may in its charter or bylaws by contract or resolution indemnify or agree to indemnify any one or more of its officers, directors, employees, or agents against liability and litigation expense, including reasonable attorneys' fees, arising out of their status as such or their activities in any of the foregoing capacities; provided, however, that a corporation may not indemnify or agree to indemnify a person against liability or litigation expense he may incur on account of his activities which were at the time taken known or believed by him to be clearly in conflict with the best interests of the corporation. A corporation may likewise and to the same extent indemnify or agree to indemnify any person who, at the request of the corporation, is or was serving as a director, officer, employee, or agent of another corporation, partnership, joint venture, trust or other enterprise or as a trustee or administrator under an employee benefit plan. Any charter or bylaw provision, contract, or resolution permitted under this section may include provisions for recovery from the corporation of reasonable costs, expenses, and attorneys' fees in connection with the enforcement of rights to indemnification granted therein and may further include provisions establishing reasonable procedures for determining and enforcing the rights granted therein."

 Sec. 36. G. S. 55-19(b) is rewritten to read:

 "(b) The authorization, adoption, approval, or favorable recommendation by the board of directors of a corporation or any charter or bylaw provision or contract or
resolution, as permitted in this section, shall not be deemed an act or corporate transaction in which a director has an adverse interest, and no such charter or bylaw provision or contract or resolution shall be void or voidable on such grounds. Except as permitted in G. S. 55-30, no such bylaw, contract, or resolution not adopted, authorized, approved, or ratified by shareholders shall be effective as to claims made or liabilities asserted against any director prior to its adoption, authorization, or approval by the board of directors.”

Sec. 37. G. S. 55-19(c) is amended by adding immediately after “trust or other enterprise” the words “or as a trustee or administrator under an employee benefit plan”.

Sec. 38. G. S. 55-19(d) is amended by adding immediately after “in the specific case” the words “or as authorized or required under any charter or bylaw provision or by any applicable resolution or contract” and is further amended by deleting “as authorized in this section or in G. S. 55-20 or 55-21” and substituting “against such expenses”.

Sec. 39. G. S. 55-20 (a) is amended:

(a) By adding a immediately after the words “trust or other enterprise” the words “, or at the request of the corporation as a trustee or administrator under an employee benefit plan”;

(b) In subparagraph (1) of that subsection, by deleting the words “on the merits”;

(c) By deleting subparagraph (2) of that subsection and redesignating the following subparagraph as subparagraph (2);

(d) The first sentence of the newly designated subparagraph (2) is rewritten to read: “(2) If such person is not wholly successful or is unsuccessful in his defense, or the proceeding to which he is a party results in his indictment, fine, or penalty, the corporation shall pay such expenses of defense or participation, including attorneys' fees, and the amount of any judgment, money decree, fine, penalty, or settlement for which he may have become liable, if:”; and

(e) By deleting the final period of subsubparagraph b. of the newly designated subparagraph (2) and substituting “, or”.

Sec. 40. G. S. 55-21(c) is amended by deleting “permitted” and substituting “provided”.

Sec. 41. G. S. 20-279.21 (b) (3) is amended in the first paragraph:

(a) By deleting the phrase that begins with “and provided that” and that ends with “of third persons”, and by substituting the following: “provided, an insured is entitled to secure additional coverage up to the limits of bodily injury liability in the owner's policy of liability insurance that he carries for the protection of third persons.”; and

(b) By deleting “ten thousand dollars ($10,000)” and by substituting the following: “up to the limits of property damage liability in the owner's policy of liability insurance.”.

Sec. 42. G. S. 20-279.21(b) (3) and (b) (4) are each amended by adding to the end of the first paragraph of G. S. 20-279.21(b) (3) and to the end of G. S. 20-279.21(b) (4) the following sentence:

July 15, 1986
"If the named insured rejects the coverage required under this subdivision, the insurer shall not be required to offer the coverage in any renewal, reinstatement, substitute, amended, altered, modified, transfer or replacement policy unless the named insured makes a written request for the coverage. Rejection of this coverage for policies issued after October 1, 1986, shall be made in writing by the named insured on a form promulgated by the North Carolina Rate Bureau and approved by the Commissioner of Insurance."

Sec. 43. G. S. 58-248.33(b) (2) is amended by inserting on the line between the amounts for medical payments and uninsured motorist the following:

"Underinsured motorist: one hundred thousand dollars ($100,000) each person and three hundred thousand dollars ($300,000) each accident for bodily injury liability;".

Sec. 44. G. S. 58-44.8 is amended by substituting "Article 36 of this Chapter" for "G. S. 58-53.1".

Sec. 45. G. S. 58-422(8) is amended by inserting between "insurance" and "independently" the following: ", insurance".

Sec. 46. G. S. 58-424(a) (2)c. is amended by substituting "one" for "four" and "($1,500,000)" for "($4,500,000)".

Sec. 47. G. S. 58-131.44(a) is amended by substituting the words, "obtain a license from and" between the words "shall" and "file".

Sec. 48. G. S. 58-131.45(a) is amended by inserting the words, "obtain a license from and" between the words "file" and "with".

Sec. 49. G. S. 57B-3 is amended by substituting the words, "full compliance with Article 17 of General Statute Chapter 58" for the words, "registration to do business in this State as a foreign corporation under Article 17 of Chapter 58".

Sec. 50. G. S. 20-130.1(b) is amended by adding a new subdivision (11a) to read:

"(11a) A vehicle operated by the State Fire Marshal or his representatives in the performance of their duties, whether or not the State owns the vehicle;".

Sec. 51. G. S. 143-143.13, as found in the 1985 Supplement, is amended by adding a new subsection (c) to read:

"(c) In addition to the authority to deny, suspend, or revoke a license under this Part, the Board also has the authority to impose a five hundred dollar ($500.00) civil penalty upon any person violating the provisions of this Part."

Sec. 52. G. S. 58-16.3 is amended by deleting the citation, "58-16.1" from the section.

Sec. 53. G. S. 58-151 is amended by designating the present section as subsection (a) and by adding a new subsection (b) to read:

"(b) Any foreign or alien company admitted to do business in this State shall have as a part of its corporate title one of the following: 'insurance company', 'insurance association', 'insurance society', 'life', 'casualty', or 'indemnity'; and 'mutual', if the corporation is organized upon the mutual principle."
Sec. 54. G. S. 97-94(a), as found in the 1985 Supplement, is amended by substituting "Industrial Commission" for "Commissioner of Insurance".

Sec. 55. G. S. 1A-1, Rule 11(a) is rewritten to read as follows:

"(a) Signing by attorney. Every pleading, motion, and other paper of a party represented by an attorney shall be signed by at least one attorney of record in his individual name, whose address shall be stated. A party who is not represented by an attorney shall sign his pleading, motion, or other paper and state his address. Except when otherwise specifically provided by rule or statute, pleadings need not be verified or accompanied by affidavit. The signature of an attorney or party constitutes a certificate by him that he has read the pleading, motion, or other paper; that to the best of his knowledge, information, and belief formed after reasonable inquiry it is well grounded in fact and is warranted by existing law or a good faith argument for the extension, modification, or reversal of existing law, and that it is not interposed for any improper purpose, such as to harass or to cause unnecessary delay or needless increase in the cost of litigation. If a pleading, motion, or other paper is not signed, it shall be stricken unless it is signed promptly after the omission is called to the attention of the pleader or movant. If a pleading, motion, or other paper is signed in violation of this rule, the court, upon motion or upon its own initiative, shall impose upon the person who signed it, a represented party, or both, an appropriate sanction, which may include an order to pay to the other party or parties the amount of the reasonable expenses incurred because of the filing of the pleading, motion, or other paper, including a reasonable attorney's fee."

Sec. 56. G. S. 1A-1, Rule 8 (a) (2), is rewritten to read:

"(2) A demand for judgment for the relief to which he deems himself entitled. Relief in the alternative or of several different types may be demanded. In all negligence actions, and in all claims for punitive damages in any civil action, wherein the matter in controversy exceeds the sum or value of ten thousand dollars ($10,000), the pleading shall not state the demand for monetary relief, but shall state that the relief demanded is for damages incurred or to be incurred in excess of ten thousand dollars ($10,000). However, at any time after service of the claim for relief, any party may request of the claimant a written statement of the monetary relief sought, and the claimant shall, within 10 days after such service, provide such statement, which shall not be filed with the clerk until the action has been called for trial or entry of default entered. Such statement may be amended in the manner and at times as provided by Rule 15."

Sec. 57. In the event any provision of this act is held to be invalid by any court of competent jurisdiction, the court's holding as to that provision shall not affect the validity or operation of other provisions of this act; and to that end the provisions of this act are severable.

Sec. 58. Section 28 of this act is effective March 10, 1986. Sections 9.1 through 20, and 29 of this act shall become effective September 1, 1986. Sections 41 through 43 of this act shall become effective October 1, 1986. Sections 55 and 56 shall become effective January 1, 1987, and shall apply to pleadings, motions, or papers filed on or after that date. The remaining sections of this act are effective upon ratification.

The Chair declares the Senate in recess until 4:45 P.M. for the purpose of committee meetings.

July 15, 1986
The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

S. B. 873

House of Representatives
July 15, 1986

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 S. B. No. 873 A BILL TO BE ENTITLED AN ACT TO REVISE THE RATING AND CLASSIFICATION PLANS AND THE RATEMAKING PROCEDURE FOR NONFLEET PRIVATE PASSENGER MOTOR VEHICLE INSURANCE; TO MAKE REVISIONS AND IMPROVEMENTS IN THE REGULATION OF COMMERCIAL PROPERTY AND LIABILITY INSURANCE RATES; TO REQUIRE REPORTS FROM INSURERS AND TO AUTHORIZE THE INSURANCE COMMISSIONER TO MODIFY RATES IF STATUTORY CHANGES IN CIVIL LAW AFFECT INSURERS' EXPERIENCE; TO MAKE CHANGES IN CERTAIN INSURANCE MARKET PRACTICES FOR THE BENEFIT OF CONSUMERS; AND TO MAKE TECHNICAL CHANGES IN THE INSURANCE LAWS, AND TO MAKE CHANGES IN RULES 8(a) (2) AND 11(a) OF THE RULES OF CIVIL PROCEDURE, to the end that when a similar action has been taken on the part of the Senate, you may order the bill enrolled.

Respectfully,
S/ Grace A. Collins
Principal Clerk

The bill, as presented by the Conferees, is ordered enrolled.

CONFERENCE REPORT

S. B. 726

Senator Winner, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon S. B. 726 a bill to abolish certain executive branch boards and to consolidate the functions of other boards and to create the Administrative Rules Review Commission, 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 Senate Bill 726 (3rd edition), A BILL TO BE ENTITLED AN ACT TO ABOLISH CERTAIN EXECUTIVE BRANCH BOARDS AND TO CONSOLIDATE THE FUNCTIONS OF OTHER BOARDS AND TO CREATE THE ADMINISTRATIVE RULES REVIEW COMMISSION, wish to report as follows:

July 15, 1986
The Senate concurs in Senate Bill 726 (3rd edition) with the following amendments:

(1) on page 7, lines 8 through 10 by rewriting those lines to read: "(1) Is within the authority delegated to the agency by the General Assembly; (2) Is clear and unambiguous;"

(2) on page 7, line 28 by deleting the words "the statutory authority of the agency" and substituting the words "the authority delegated to the agency;"

(3) on page 8, line 4 by deleting the reference "150B-39" and substituting the reference "150B-59;"

(4) on page 8, line 7 by deleting the words "its statutory authority" and substituting the words "the authority delegated to it;"

(5) on page 10, line 27 by deleting the word "its" and substituting the word "the;"

(6) on page 10, line 28 by deleting the words "statutory authority" and substituting the words "authority delegated to it;"

(7) on page 8, line 10 by deleting the period and substituting the following: "for a period not to exceed 90 days.";

(8) on page 9, lines 5 through 28, and page 10, lines 1 through 9 by rewriting those lines to read as follows:
"(f) Regardless of whether the agency returns the rule to the Commission without change instead of revising the rule to remove the Commission's objections or whether the Commission determine that a revision of a rule has not removed its objections, the Commission shall note its approval of the rule once 90 days have passed since the Commission objected and delayed the filing of the rule or part of the rule pursuant to G. S. 143B-30.2(c) and shall return the rule to the agency. However, if the agency returns the rule to the Commission without change instead of revising the rule to remove the Commission's objections, or if the Commission determines that a revision of a rule has not removed its objections, the Commission's approval shall be accompanied by a notation of the Commission's objection to the rule. The agency may then file the rule with the Director of the Office of Administrative Hearings under G. S. 150B-59, and the rule shall become effective as provided in that section. If the agency did not remove the Commission's objections to the rule or part of the rule, the Commission may send to the President of the Senate and the Speaker of the House of Representatives a written report of its objections to the rule. Thereafter, if the General Assembly enacts legislation disapproving the rule, the rule shall no longer be effective.";

(9) on page 11, line 19 and 20 by rewriting those lines to read: "rules approved under G. S. 143B-30.2(e) or (f)."

(10) on page 13, line 7 by deleting the phrase "shall become effective July 1, 1986" and substituting the phrase "are effective upon ratification;"

(11) on page 13, by inserting between lines 4 and 5 the following:
"Sec. 40. The second sentence of G. S. 150B-32(a) is amended by deleting the words 'in the petition to commence the case' and is further amended by deleting the language following the last comma and substituting the following:

July 15, 1986
'or one or more hearing officers designated by the agency to conduct contested cases shall preside at the contested case.'

(12) on page 13, line 5 by deleting the number "40" and substituting the number "41";

(13) on page 10, line 10 by deleting the words "a joint" and substituting the words "any law"; and

(14) on page 10, line 11 by deleting the word "resolution".

And the House agrees to the same.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 15th day of July, 1986.

S/ Henson P. Barnes
S/ Dennis J. Winner
S/ Robert Davis Warren
Conferees for the Senate

S/ W. Paul Pulley, Jr.
S/ H. Martin Lancaster
S/ George W. Miller, Jr.
Conferees for the
House of Representatives

On motion of Senator Winner, the Conference Report is adopted (electronically recorded) and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

RECONSIDERATION

H. B. 2141, a bill authorizing studies by the Legislative Research Commission, and to make other amendments affecting the Railroad Negotiating Commission, as amended.

Senator Barnes moves that the vote by which the bill, as amended, passed its third reading be reconsidered, which motion prevails.

Senator Barnes offers Amendment No. 7 which is adopted (electronically recorded).

The bill, as amended, passes its third reading (electronically recorded) and is ordered, without objection, sent to the House of Representatives for concurrence in Senate Amendments No. 2, No. 3, No. 4, No. 5, No. 6, and No. 7, by special messenger.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

S. B. 1294, a bill to appoint persons to various public offices upon the recommendation of the President of the Senate, for concurrence in House Amendment No. 1.

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 Senate concurs in House Amendment No. 1 (electronically recorded), and the bill is ordered enrolled.

S. B. 1301, a bill to change the effective date for the commencement of benefits from the Sheriffs' Supplemental Pension Fund from July to January of each year and to cause any excess assets of Fund to be transferred to the Supplemental Retirement Income Plan for other local governmental law enforcement officers, for concurrence in House Amendment No. 1.

July 15, 1986
On motion of Senator Rand, the rules are suspended, and the bill is placed before the Senate for immediate consideration.

On motion of Senator Rand, the Senate concurs in House Amendment No. 1 (electronically recorded), and the bill is ordered enrolled.

S. B. 726

HOUSE OF REPRESENTATIVES
July 15, 1986

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 S. B. No. 726, A BILL TO BE ENTITLED AN ACT TO ABOLISH CERTAIN EXECUTIVE BRANCH BOARDS AND TO CONSOLIDATE THE FUNCTIONS OF OTHER BOARDS AND TO CREATE THE ADMINISTRATIVE RULES REVIEW COMMISSION, to the end that when a similar action has been taken on the part of the Senate, you may order the bill enrolled.

Respectfully,

S/ Grace A. Collins
Principal Clerk

The bill is ordered enrolled.

The Chair declares the Senate in recess until 5:45 P.M. for the purpose of committee meetings.

AFTERNOON SESSION — 5:45 P.M.

The Senate meets pursuant to recess and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

CALENDAR (Continued)

H. J. R. 2139, a joint resolution providing for adjournment sine die of the General Assembly.

Senator Harrington offers Amendment No. 1 which is adopted (electronically recorded).

The joint resolution, as amended, passes its second (electronically recorded) and third readings and is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 1, without objection, by special messenger.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

H. B. 2141

HOUSE OF REPRESENTATIVES
July 15, 1986

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. 4 to H. B. No. 2141, A BILL TO BE ENTITLED AN ACT AUTHORIZING STUDIES BY THE LEGISLATIVE RESEARCH COMMISSION, AND TO MAKE OTHER AMENDMENTS AFFECTING

July 15, 1986
THE RAILROAD NEGOTIATING COMMISSION, and requests conferees. The Speaker has appointed Representatives Hunt, Michaux, Quinn, Stamay, and Murphy 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,

S/ Grace A. Collins
Principal Clerk

Senator Rand moves that the President appoint conferees, which motion prevails. The President appoints Senators Rand, Martin of Guilford, and Watt 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.

RECALL FROM THE HOUSE OF REPRESENTATIVES

H. J. R. 2139 a joint resolution providing for adjournment sine die of the General Assembly, as amended.

On motion of Senator Harrington, the joint resolution, as amended, is recalled from the House of Representatives for further consideration.

Upon the return of the joint resolution, as amended, Senator Harrington moves that the vote by which the joint resolution, as amended, passed its third reading be reconsidered, which motion prevails.

Senator Harrington moves that the vote by which Amendment No. 1 was adopted be reconsidered, which motion prevails.

Upon the request of Senator Harrington, the Chair directs Amendment No. 1 corrected and Senator Harrington offers the corrected Amendment No. 1 which is adopted.

The joint resolution, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the corrected Senate Amendment No. 1, without objection, by special messenger.

CONFERENCE REPORT

H. B. 2103
(Committee Substitute)

Senator Hardison, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon H. B. 2103 (Committee Substitute), a bill to amend the Insurance Premium Tax Law, 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 House Bill 2103, Committee Substitute, A BILL TO BE ENTITLED AN ACT TO AMEND THE INSURANCE PREMIUM TAX LAW, wish to report as follows:

The House concurs in Senate amendment #1 with an amendment adding the following to the end of Senate amendment #1:

Add new sections to the bill to read: "Sec. 5.1. Effective for taxable years beginning on

July 15, 1986
or after January 1, 1988, G. S. 105-228.5 and G. S. 105-228.6 are repealed, except that the seventh paragraph of G. S. 105-228.5 as it existed before this act is not repealed, but is instead amended by deleting 'The taxes levied herein measured by premiums shall be in lieu of all other taxes upon insurance companies except', and substituting 'The only taxes upon insurance companies shall be'. This section does not affect the rights or liabilities of the State, a taxpayer, or other persons arising under these sections before their repeal, nor does it affect the right to any refund of a tax that would otherwise have been available before the repeal.

Sec. 5.2. Not later than for the taxable year 1988, the General Assembly will reexamine insurance premium taxes with a view to making the changes revenue neutral.

Further amend the bill on page 1, line 2, between lines 2 and 3, by adding the following: "Whereas, the projection of the Fiscal Research Division indicates that under sections 1 through 5 of this act in taxable year 1988 (the third year) there will be a shortfall of sixteen million dollars ($16,000,000) as compared with the rates charged in 1985; and

Whereas it is the intention of the General Assembly that any modification of insurance premium taxes be revenue neutral; Now, therefore,"

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the day of July, 1986.

S/ Harold W. Hardison
S/ Ralph A. Hunt
S/ Marshall A. Rauch
Conferees for the Senate

S/ W. Paul Pulley, Jr.
S/ Joe R. Hudson
S/ Josephus Lyman Mavretic
Conferees for the
House of Representatives

On motion of Senator Hardison, the Conference Report is adopted (electronically recorded) 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:

H. B. 2103
(Committee Substitute)

House of Representatives
July 15, 1986

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 Com. Sub. H. B. No. 2103, A BILL TO BE ENTITLED AN ACT TO AMEND THE INSURANCE PREMIUM TAX LAW, to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
S/ Grace A. Collins
Principal Clerk

July 15, 1986
Senator Martin of Guilford, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon H. B. 2141, a bill authorizing studies by the Legislative Research Commission, and to make other amendments affecting the Railroad Negotiating Commission, 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 House Bill 2141, A BILL TO BE ENTITLED AN ACT AUTHORIZING STUDIES BY THE LEGISLATIVE RESEARCH COMMISSION, AND TO MAKE OTHER AMENDMENTS AFFECTING THE RAILROAD NEGOTIATING COMMISSION, wish to report as follows:

The Senate recedes from Amendment Number 4.

To this end, the conferees recommend that the Senate and House of Representatives adopt the foregoing report.

This the 15th day of July, 1986.

S/WILLIAM N. MARTIN
S/ANTHONY E. RAND
S/MELVIN L. WATT

Conferees for the Senate

S/JOHN J. HUNT
S/HENRY M. MICHAUX
S/WENDELL H. MURPHY
S/DWIGHT QUINN
S/PEGGY STAMEY

Conferees for the House of Representatives

On motion of Senator Martin of Guilford, and without objection, 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:

H. B. 2141

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 H. B. No. 2141, A BILL TO BE ENTITLED AN ACT AUTHORIZING STUDIES BY THE LEGISLATIVE RESEARCH COMMISSION, AND TO MAKE OTHER AMENDMENTS AFFECTING THE RAILROAD NEGOTIATING 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,
S/GRACE A. COLLINS
Principal Clerk

July 15, 1986
RECALL FROM THE HOUSE OF REPRESENTATIVES

H. J. R. 2139, a joint resolution providing for adjournment sine die of the General Assembly, as amended.

Senator Hipps offers a motion to the end that the joint resolution, as amended, be recalled from the House of Representatives for further consideration, which motion prevails.

The Chair orders a message sent to the House of Representatives requesting the return of the joint resolution, as amended, for further consideration.

On motion of Senator Harrington, seconded by Senator Winner, the Senate adjourns to meet tomorrow, Wednesday, July 16, at 10:00 A.M.

ONE HUNDRED FORTY-NINTH DAY

SENATE CHAMBER,
Wednesday, July 16, 1986.

The Senate meets pursuant to adjournment and is called to order by the Honorable Robert B. Jordan III, Lieutenant Governor.

Prayer is offered by the Senator Guy of Onslow, as follows:

“Our Heavenly Father, we come today with grateful and thankful hearts, thanking You for this day and the continuation of our lives and for the opportunity to serve.

“We finally made peace with the struggle, but who wants a life with all the questions answered and all the dilemmas solved? Who wants to wake up in the morning and find there is no great issue to wrestle with that day? We would go out of our minds, Lord, with a simple life. We’re not made for it. How could we part with all our problems? We have become inseparable over the years. Who needs all that peace and tranquility?

“We do, Lord. So, now breathe upon us the breath of Thy Holy Calm in order that we may see and hear and have hearts that listen, in order that we may find that tranquility. And as we go forth from this place with good thoughts about what we have tried to do, forgive us of our sins and guide us all in the future, realizing that we are truly our brother’s keeper. Amen.”

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

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

H. J. R. 2139, a joint resolution providing for adjournment sine die of the General Assembly, recalled from the House of Representatives for further consideration.

Senator Harrington moves that the rules be suspended to the end that the vote by which the joint resolution, as amended, passed third reading be reconsidered, which motion prevails.

Senator Harrington moves that the rules be suspended to the end that the vote by which Amendment No. 1 was adopted be reconsidered a second time, which motion prevails.

July 16, 1986
Without objection, Senator Harrington withdraws Amendment No. 1 and offers Amendment No. 2, which is adopted.

The joint resolution, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in Senate Amendment No. 2, without objection, by special messenger.

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. 1190** (Committee Substitute), an act to establish policies to preserve farmland. (Ch. 1025)

**H. B. 2107**, an act to appoint persons to various public offices upon the recommendation of the Speaker of the House of Representatives. (Ch. 1026)

**S. B. 873** (Committee Substitute), an act to revise the rating system and classification plans and the ratemaking procedure for nonfleet private passenger motor vehicle insurance; to make revisions and improvements in the regulation of commercial property and liability insurance rates; to require reports from insurers and to authorize the Insurance Commissioner to modify rates if statutory changes in civil law affect insurers' experience; to make changes in certain insurance market practices for the benefit of consumers; and to make technical changes in the insurance laws, and to make changes in rules 8(a) (2) and 11(a) of the Rules of Civil Procedure. (Ch. 1027)

**S. B. 726** (Committee Substitute), an act to abolish certain executive branch boards and to consolidate the functions of other boards and to create the Administrative Rules Review Commission. (Ch. 1028)

**S. B. 1294**, an act to appoint persons to various public offices upon the recommendation of the President of the Senate. (Ch. 1029)

**S. B. 1301**, an act to change the effective date for the commencement of benefits from the Sheriffs' Supplemental Pension Fund from July to January of each year and to cause any excess assets of Fund to be transferred to the Supplemental Retirement Income Plan for other local governmental law enforcement officers. (Ch. 1030)

**H. B. 2103** (Committee Substitute), an act to amend the insurance premium tax law. (Ch. 1031)

**H. B. 2141**, an act authorizing studies by the Legislative Research Commission, and to make other amendments affecting the Railroad Negotiating Commission. (Ch. 1032)

**H. J. R. 2139**, a joint resolution providing for adjournment sine die of the General Assembly. (Res. 59)

Senator Harrington offers a motion, seconded by Senator Hipps, that this Senate of the 1985 General Assembly do now adjourn, sine die.

The President orders a message sent to the House of Representatives informing that Honorable Body that the Senate has completed the business for which it was convened and stands ready to adjourn, sine die.

July 16, 1986
SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

HOUSE OF REPRESENTATIVES
July 16, 1986

Mr. President:

You are respectfully advised that the business of the House of Representatives has been concluded and that Body will be ready to open the doors of the House immediately upon receipt of information from your Honorable Body that you are ready to open your doors, that the gavels may fall simultaneously and adjournment may be declared sine die.

Respectfully,
S/ Grace A. Collins
Principal Clerk

Pursuant to the message that the House of Representatives has concluded the business before it and having notified that Body that the Senate has completed the business before it, the President of the Senate declares that the Senate stands ready for adjournment sine die. The President orders the doors of the Senate thrown open, and the Speaker of the House of Representatives is perceived standing ready to let the gavel fall.

The motion heretofore offered by Senator Harrington, seconded by Senator Hipps, prevails. The hour for adjournment sine die as fixed by Resolution 59 having arrived, the President of the Senate, Robert B. Jordan III, declares the Senate of the 1985 General Assembly adjourned, sine die.

Robert B. Jordan III
President of the Senate

Sylvia Morris Fink
Principal Clerk of the Senate

July 16, 1986
ADDENDUM
It will be noted that a number of bills and resolutions passed second reading and then were read a third time on the same day.

Rule 50 states:

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 membership of the Senate.

In order to comply with this Rule, no bill which has passed its second reading is read a third time except:

(1) when a member moves that the Rule be suspended, and this motion prevails by at least a two-thirds vote of the membership of the Senate, or

(2) when the Chair determines that there is no objection from any member present, which constitutes unanimous consent that Rule 50 be suspended.

In these cases, the bill is read a third time and remains before the Senate for further consideration.

It will be noted that when a bill passes its second reading and remains on the Calendar for further consideration, unless indicated otherwise, the measure is placed on the Calendar for the next legislative day in its regular order of business.

It will be noted that Rule 20 (2) of the House of Representatives requires that “all measures affecting a fee imposed by the State or any subdivision thereof” are classified roll-call measures for the purpose of spreading the ayes and noes on the Journal. Though the Senate Rules do not require, the Rule of the House of Representatives is honored and the measures are considered as roll-call measures, unless ruled otherwise by the presiding officer.

Sylvia Fink
Principal Clerk
The following bills and resolutions remained in the Senate upon adjournment *sine die* and shall be transferred to the Division of Archives and History of the Department of Cultural Resources upon adjournment *sine die* of the 1987 General Assembly in accordance with G. S. 120-37(f).

NOTE: Certain bills ratified during the 1985 General Assembly cited various legislation which remained in committee. The ratified measures cited in parentheses below are found in the 1985 Session Laws as follows:

| SB 182—Ch. 757 | HB 344—Ch. 792 |
| SB 489—Ch. 791 | HB 922—Ch. 778 |
| SB 636—Ch. 790 |  |

### AGRICULTURE COMMITTEE

<table>
<thead>
<tr>
<th>Bill No.</th>
<th>Short Title</th>
<th>Identical Bill/Note</th>
</tr>
</thead>
<tbody>
<tr>
<td>SB 278</td>
<td>Soil Type and Productivity Set</td>
<td></td>
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<tr>
<td>SB 502</td>
<td>Assessment For Egg Promotion</td>
<td></td>
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<tr>
<td>HB 1152</td>
<td>Agricultural Product Theft Reporting</td>
<td></td>
</tr>
<tr>
<td>HB 1153</td>
<td>Dealer Livestock Records To Be Kept</td>
<td></td>
</tr>
</tbody>
</table>

### APPROPRIATIONS COMMITTEE

<table>
<thead>
<tr>
<th>Bill No.</th>
<th>Short Title</th>
<th>Identical Bill/Note</th>
</tr>
</thead>
<tbody>
<tr>
<td>SJR 22</td>
<td>Continue LRC Day-Care Study</td>
<td>(Id—H 39)</td>
</tr>
<tr>
<td>SB 26</td>
<td>Day-Care Enforcement Funds</td>
<td>(Id—H 22)</td>
</tr>
<tr>
<td>SB 33</td>
<td>Caldwell Community College Funds</td>
<td></td>
</tr>
<tr>
<td>SB 41</td>
<td>Military Service Retirement Purchase</td>
<td></td>
</tr>
<tr>
<td>SB 47</td>
<td>Vocational Education Funding</td>
<td>(Id—H 186/see S 182)</td>
</tr>
<tr>
<td>SB 61</td>
<td>Greene ADAP Funds</td>
<td>(Id—H 218)</td>
</tr>
<tr>
<td>SB 66</td>
<td>Emergency Training At Gaston College</td>
<td></td>
</tr>
<tr>
<td>SB 67</td>
<td>Central School Payroll Optional</td>
<td></td>
</tr>
<tr>
<td>SB 70</td>
<td>State Contrib./Veterans Service Programs</td>
<td>(see S 182)</td>
</tr>
<tr>
<td>SB 72</td>
<td>Co-Counsel In Capital Cases</td>
<td></td>
</tr>
<tr>
<td>SB 81</td>
<td>Wayne Forest Headquarters Funds</td>
<td></td>
</tr>
<tr>
<td>SB 82</td>
<td>General Stats/Ins Regulation Study</td>
<td>(Id—H 875/see H 344)</td>
</tr>
<tr>
<td>SB 86</td>
<td>UNC Chair Endowment</td>
<td>(see S 182)</td>
</tr>
<tr>
<td>SB 96</td>
<td>Protect-A-Child</td>
<td></td>
</tr>
<tr>
<td>SB 110</td>
<td>Cleveland ADAP Equipment Funds</td>
<td></td>
</tr>
<tr>
<td>SB 111</td>
<td>Child-Care Funds—PUSH, Inc.</td>
<td></td>
</tr>
<tr>
<td>SB 113</td>
<td>Permanent Part-Time Retirement</td>
<td></td>
</tr>
<tr>
<td>SB 115</td>
<td>UNC—Asheville Library Funds</td>
<td></td>
</tr>
<tr>
<td>SB 116</td>
<td>Emergency Judge Pay Increase</td>
<td>(see S 182)</td>
</tr>
<tr>
<td>SB 122</td>
<td>Transfer/Science-Math School</td>
<td>(see S 182)</td>
</tr>
<tr>
<td>SB 128</td>
<td>Area Match Funding Equalization</td>
<td>(Id—H 287/see S 182)</td>
</tr>
<tr>
<td>SB 130</td>
<td>Historic Preservation Funds</td>
<td>(Id—H 288)</td>
</tr>
<tr>
<td>SB 138</td>
<td>Parks Equipment Funds</td>
<td></td>
</tr>
</tbody>
</table>
SB 141 Unreduced Retirement Benefits
SB 144 Vocational Teacher Funds  (Id—H 319)
SB 152 Fletcher Center Funds
SB 153 Brevard Music Center  (Id—H 323/see S 182 & H 922)
SB 157 Aid To Public Libraries Fund  (Id—H 301/see S 182)
SB 158 N.C. Marketing  (see S 636)
SB 165 Child Abuse Testimony  (Id—H 332/see S 636)
SB 166 Funds For Fast Program
SB 167 Missing Children Act  (see S 182)
SB 169 New Infirmary For Women's Prison  (see S 182)
SB 170 Industrial Commission Salaries
SB 172 State Parks Commission  (Id—H 345/see H 344)
SB 177 Science Education Center Funds
SB 178 Natural History Museum Funds
SB 186 Parks Capital Improvement Funds  (Id—H 357)
SB 197 Funds For Spouse Abuse Centers  (Id—H 399/see S 489)
SB 198 N.C. Fire Commission Funds
SB 200 New District Judge—18th District
SB 201 Mental Health Gas Tax Refund
SB 214 Forsyth Land Judge—18th District
SB 214 Forsyth Land Judge—18th District
SB 220 Enhance Retirement Benefits
SB 222 Murray's Mill Funds
SJR 224 LRC Study/Home Study Programs  (see S 636)
SB 228 Dr. C. S. Brown Cultural Center Funds  (Id—H 457/see S 182)
SB 240 No Central Payroll In Pitt County  (Id—H 469)
SB 252 General Lee Museum Funds  (see S 182 & H 922)
SB 253 Temple Theatre Restoration Funds  (Id—H 844/see H 922)
SB 256 Appellate Judges Law Changes
SB 257 State Judicial Center Commission
SB 260 Child-Care Grants-In-Aid
SB 261 Mentally Retarded Adult Housing Funds  (Id—H 468/see S 182)
SB 271 Gates Courthouse Funds  (see H 922)
SB 273 Technical Development Act
SB 285 “Blackbeard” Outdoor Drama Funds  (see H 922)
SB 286 Medical Database Commission  (see S 182)
SB 290 Avery County ADAP Funds
SB 295 Technological Development Authority Funds  (see S 182)
SJR 297 LRC To Study Pretrial Release  (see S 636)
SB 302 Nash/Edgecombe Schools  (see H 530)
SB 307 Onslow Groundwater Funds
SB 308 Coastal Carolina College Funds
SB 311 Health Insurance Pool Of N.C.
SB 313 Salisbury Railroad Station Funds  (see H 922)
SB 314 Restore Spencer Shops—Approp  (see S 182)
SJR 317 LRC Study/Inmate Substance Abuse  (see S 636)
SB 330 Vance-Granville Community College Fund
SB 331 Perquimans Restoration Funds  (Id—H 576/see H 922)
SB 334 Cumberland Day-Care Training Funds
SB 351 Charlotte Individual Income Tax
<table>
<thead>
<tr>
<th>SB</th>
<th>Appropriation</th>
<th>Notes</th>
</tr>
</thead>
<tbody>
<tr>
<td>SB</td>
<td>Appropriations Committee (continued)</td>
<td></td>
</tr>
<tr>
<td>SB</td>
<td>355 PSU Centennial</td>
<td>(see S 182)</td>
</tr>
<tr>
<td>SB</td>
<td>367 DMV Collect Motor Vehicle Taxes</td>
<td>(Id—H 595)</td>
</tr>
<tr>
<td>SB</td>
<td>377 David Stick Library Funds</td>
<td>(see S 182)</td>
</tr>
<tr>
<td>SB</td>
<td>380 Retired Appellate Judge Service</td>
<td></td>
</tr>
<tr>
<td>SB</td>
<td>381 Retired Justice Service On Court</td>
<td></td>
</tr>
<tr>
<td>SB</td>
<td>399 Mordecai Square Revolving Fund</td>
<td>(see H 922)</td>
</tr>
<tr>
<td>SB</td>
<td>400 Dorothea Dix—Recreational Equipment</td>
<td>(see H 922)</td>
</tr>
<tr>
<td>SB</td>
<td>401 Developmental Disabilities</td>
<td>(Id—H 734/see S 182)</td>
</tr>
<tr>
<td>SB</td>
<td>402 Local School Willie M. Funds</td>
<td>(see S 489)</td>
</tr>
<tr>
<td>SB</td>
<td>404 Crippled Children Program Funds</td>
<td>(Id—H 738/see S 182)</td>
</tr>
<tr>
<td>SB</td>
<td>406 Work Release Center Study Funds</td>
<td>(see S 636)</td>
</tr>
<tr>
<td>SB</td>
<td>407 Charlotte Hawkins Brown Funds</td>
<td>(Id—H 728/see S 182 &amp; S 489)</td>
</tr>
<tr>
<td>SB</td>
<td>410 Local Law Enforcement Retirement</td>
<td></td>
</tr>
<tr>
<td>SB</td>
<td>Benefits</td>
<td></td>
</tr>
<tr>
<td>SB</td>
<td>415 Travel And Tourism Funds</td>
<td>(see S 182 &amp; S 489)</td>
</tr>
<tr>
<td>SB</td>
<td>417 Indigent Care Study</td>
<td>(see H 344)</td>
</tr>
<tr>
<td>SB</td>
<td>422 Capital Area Soccer Field Funds</td>
<td>(see H 922)</td>
</tr>
<tr>
<td>SB</td>
<td>423 Funds For The Creative Exchange</td>
<td>(see H 922)</td>
</tr>
<tr>
<td>SB</td>
<td>424 Spring Hill House Funds</td>
<td>(see H 922)</td>
</tr>
<tr>
<td>SB</td>
<td>425 Community College Study</td>
<td>(see S 636)</td>
</tr>
<tr>
<td>SB</td>
<td>426 Approp Southwestern Family Violence</td>
<td></td>
</tr>
<tr>
<td>SB</td>
<td>Center</td>
<td></td>
</tr>
<tr>
<td>SB</td>
<td>427 Beaufort Odd Fellows Lodge Funds—2</td>
<td></td>
</tr>
<tr>
<td>SB</td>
<td>434 Hookerton Rescue Funds</td>
<td>(Id—H 831/see H 922)</td>
</tr>
<tr>
<td>SB</td>
<td>443 Tucker House Funds</td>
<td></td>
</tr>
<tr>
<td>SB</td>
<td>448 Human Resources Development</td>
<td></td>
</tr>
<tr>
<td>SB</td>
<td>449 Victim Compensation Fund Changes</td>
<td></td>
</tr>
<tr>
<td>SB</td>
<td>454 Arts Council Funds</td>
<td>(Id—H 816/see S 182)</td>
</tr>
<tr>
<td>SB</td>
<td>465 Stanly Tech Health Center Funds</td>
<td></td>
</tr>
<tr>
<td>SB</td>
<td>466 Person Place Preservation Funds</td>
<td>(see H 922)</td>
</tr>
<tr>
<td>SB</td>
<td>467 Perinatal Program Funds</td>
<td></td>
</tr>
<tr>
<td>SB</td>
<td>474 Pitt Community College Funds</td>
<td>(Id—H 869)</td>
</tr>
<tr>
<td>SB</td>
<td>475 Haywood County After-School Funds</td>
<td>(see H 922)</td>
</tr>
<tr>
<td>SB</td>
<td>476 Services To Persons With Autism</td>
<td></td>
</tr>
<tr>
<td>SB</td>
<td>477 Parks Funds</td>
<td></td>
</tr>
<tr>
<td>SB</td>
<td>478 Railroad Property Tax Value</td>
<td>(Id—H 842)</td>
</tr>
<tr>
<td>SB</td>
<td>482 Grifton Depot Restoration</td>
<td>(Id—H 793/see H 922)</td>
</tr>
<tr>
<td>SB</td>
<td>483 Pitt County Farmers Market Funds</td>
<td>(Id—H 830/see H 922)</td>
</tr>
<tr>
<td>SB</td>
<td>484 School Closings For Bad Weather</td>
<td>(see S 489)</td>
</tr>
<tr>
<td>SB</td>
<td>486 Solar Peanut Drying Research Funds</td>
<td>(see S 182)</td>
</tr>
<tr>
<td>SB</td>
<td>487 Grain Facility Funds</td>
<td></td>
</tr>
<tr>
<td>SB</td>
<td>490 Poultry Research Funds</td>
<td></td>
</tr>
<tr>
<td>SB</td>
<td>491 Categorical Funds—Special Education</td>
<td></td>
</tr>
<tr>
<td>SB</td>
<td>492 Washington—Beaufort Civic Center  Funds</td>
<td>(see H 922)</td>
</tr>
<tr>
<td>SB</td>
<td>493 ECU Summer Theater Funds</td>
<td></td>
</tr>
<tr>
<td>SB</td>
<td>494 Pitt Historical Survey Funds</td>
<td>(see H 922)</td>
</tr>
<tr>
<td>SB</td>
<td>495 AOC/Community Service</td>
<td>(see S 636)</td>
</tr>
<tr>
<td>SB</td>
<td>497 Crops Research Funds</td>
<td></td>
</tr>
<tr>
<td>SB</td>
<td>498 Tidewater Research Station Fund</td>
<td></td>
</tr>
<tr>
<td>SB</td>
<td>499 N.C. Dance Theater Funds</td>
<td>(see S 182)</td>
</tr>
</tbody>
</table>
APPROPRIATIONS COMMITTEE (continued)

SB 500 Temporary Service Retirement
SB 501 Oxford Tobacco Research Funds
SB 505 Angier Depot Restoration Funds (Id—H 888/see H 922)
SB 508 Iredell Mid-Level ADAP Funds
SB 510 Raise/Motor Vehicle Hearing Officer
SB 511 Aflatoxin And Butterfat Funds
SJR 514 Personnel Salary/Benefits Study (see S 636)
SB 516 Fayetteville Arts Facility Funds (see S 182)
SB 519 Asheville–Buncombe Technical Funds (Id—H 910)
SB 524 International Folk Festival Funds
SB 525 Apple Festival Funds (see H 922)
SB 527 Area Psychiatric Hospital Funds
SB 528 Lenoir Community College Capital Funds
SB 529 Jones County Auditorium Fund (see H 922)
SB 531 James Sprunt Technical College
SB 534 School Program/Anti-Alcohol & Drug (Id—H 1099/see S 182)
SB 535 Local Schools/Anti-Alcohol & Drug (Id—H 1098/see S 182)
SB 539 Richmond Tech Learning Center
SB 541 LRC Study Infrastructure (see S 636)
SB 542 Craven Community College
SB 545 Full Funding/Merits
SB 550 Craven Arts Council & Craven Gallery Funds (see H 922)
SB 554 Biological Pest Control Funds
SB 555 Children's Trust Fund Monies (see S 489)
SB 556 Emergency Hospitalization Funds
SB 560 Merchants Millpond Park Funds
SB 561 Roanoke Floodplain Land Acquisition (see S 182 & S 489)
SB 562 Pamlico Rescue Squad Funds (see H 922)
SB 563 Morehead Harbor Dredging Funds
SB 564 Senior Citizens Funds (Id—H 942/see H 922)
SB 565 Fishermen’s Weather Service Created
SB 566 Craven Courthouse Funds (see H 922)
SB 567 Sealevel Rescue Squad Funds (see H 922)
SB 569 Tammy Lynn Foundation Funds (see H 922 & S 182)
SB 570 Wake Technical–High Technology Funds (Id—H 984)
SB 572 Funds—Martin Co. Multi-Purpose Bldg (Id—H 1013)
SB 573 Water Analysis Services—LRC (see S 636)
SB 575 Henderson Dispute Center Funds
SB 576 WNC Fisheries Biologist Funds
SB 577 Full-Time Magistrate/Highlands
SB 580 Sewage Law Amendment
SB 582 Animal Welfare Act Enforcement
SB 585 Foster Care Board Funds (Id—H 885/see S 182)
SB 601 Sampson Technical Funds
SB 602 School Office Personnel Raise
SB 604 General Reserve Fund
SB 607 Pisgah Forest Fishery Funds
SB 609 Triad Home For Autistic Youth Funds
SB 611 LRC Outdoor Advertising Study (see—S 636)
APPROPRIATIONS COMMITTEE (continued)

SB 615 Southeastern Community College Fund
(See H 922)

SB 617 Funds For Parks Lands Purchases
(Id—H 1042/see S 182 & S 489)

SB 618 Greene County Deputy Clerk

SB 619 Student Alcohol Education Funds

SB 627 Murfreesboro Preservation Funds
(See H 922)

SB 631 Agricultural Research Station Funds

SB 637 Controller Study Commission
(Id—H 1051)

SB 638 LRC Child Support Study
(See S 636)

SB 639 Gaston Children's Council Funds
(See H 922)

SB 641 Hunter Safety Study
(Id—1033)

SB 646 Cafeteria Benefits Study Continued
(See H 344)

SB 648 Basic Skills/Economic Education Funds

SB 651 Employment/Certified Teacher
(See S 489)

SB 652 Employment Certified Teacher
(See S 489)

SB 655 Radioactive Waste Study
(Id—H 1373/see S 636)

SB 656 Union Point Funds

SB 657 Carteret Historical Museum Funds
(See H 922)

SB 665 Wayne Community College Funds

SB 666 King Solomon Lodge Funds
(See H 922)

SB 668 Travel Allowance/Increase

SB 670 LRC Study Local Finance
(See S 636)

SB 672 Pay For Teacher With Master's Degree
(See S 182)

SB 675 State Personnel Study Commission

SB 678 DWI Offender Funds

SB 683 Housing Trust Fund
(See H 344)

SB 684 No Commuting Fee/Some State Employees

SB 687 Two New Magistrate Pay Scales
(See S 489)

SB 688 Coastal Plains Academy Funds

SB 694 Rowland Depot Funds
(See H 922)

SB 695 County Gets Returned License Fee

SB 697 Dispute Resolution Funds

SB 698 Self-Reliance Pilot Project

SB 702 Health Education Funds

SB 703 N.C. Professional Liability Study Commission
(Id—H 1166/see S 636 & H 344)

SB 704 Nash Cultural Center Funds
(See H 922)

SB 717 Cleft Palate Coverage

SB 718 LRC Study Marketing Of Perishables
(See S 636)

SB 724 Statesville City Hall Funds
(Id—H 1256)

SB 732 Anson Technical Training Center Funds

SB 736 School Career Development Pilot Program
(Id—H 1293)

SB 739 Tax Structures Study

SB 743 Microelectronics Extension Funds
(Id—H 1345/see S 182)

SB 744 Durham Technical Status
(Id—H 1288)

SB 745 School Quality Assurance Funds
(Id—H 1302/see S 489)

SB 748 Hiddenite Center Funds
(See H 922)

SB 758 Agricultural Research Funds

SB 759 Trent River Bridge Funds
(See S 182)

SB 763 Highway Fund Study Commission
(See H 1342)

SB 765 Western Piedmont Symphony Funds
(See H 922)

SB 766 Museum of History Building Funds
(See S 182)
<table>
<thead>
<tr>
<th>SB</th>
<th>Appropriation</th>
<th>Notes</th>
</tr>
</thead>
<tbody>
<tr>
<td>SB 767</td>
<td>Moore Natural Heritage Funds</td>
<td></td>
</tr>
<tr>
<td>SB 768</td>
<td>Jordan State Forest Funds</td>
<td>(Id—H 1341)</td>
</tr>
<tr>
<td>SB 770</td>
<td>National Sports Festival Funds</td>
<td>(see S 182)</td>
</tr>
<tr>
<td>SB 771</td>
<td>Rowan United Arts Council Funds</td>
<td></td>
</tr>
<tr>
<td>SB 772</td>
<td>NCSU/Funds For Minority Students</td>
<td></td>
</tr>
<tr>
<td>SB 773</td>
<td>Alcohol Studies Center At UNC Funds</td>
<td></td>
</tr>
<tr>
<td>SB 774</td>
<td>Regional Community College Funds</td>
<td></td>
</tr>
<tr>
<td>SB 775</td>
<td>Onslow Aging Funds</td>
<td>(see H 922)</td>
</tr>
<tr>
<td>SB 776</td>
<td>Onslow Historical Survey Funds</td>
<td></td>
</tr>
<tr>
<td>SB 777</td>
<td>Carobell Home Funds</td>
<td>(see H 922)</td>
</tr>
<tr>
<td>SB 778</td>
<td>Onslow Arts Funds</td>
<td>(see H 922)</td>
</tr>
<tr>
<td>SB 779</td>
<td>Richlands-Onslow Co. Museum Funds</td>
<td>(see H 922)</td>
</tr>
<tr>
<td>SB 780</td>
<td>Training School Closing Study</td>
<td></td>
</tr>
<tr>
<td>SB 781</td>
<td>Haven House Funds</td>
<td>(see H 922)</td>
</tr>
<tr>
<td>SB 782</td>
<td>Low Income Homeowners Funds</td>
<td></td>
</tr>
<tr>
<td>SB 783</td>
<td>NC Closeup Program Funds</td>
<td></td>
</tr>
<tr>
<td>SB 785</td>
<td>Rockingham Community College Fund</td>
<td></td>
</tr>
<tr>
<td>SB 786</td>
<td>Surry College Funds</td>
<td></td>
</tr>
<tr>
<td>SB 787</td>
<td>Radio Reading Service Funds</td>
<td>(Id—H 1348)</td>
</tr>
<tr>
<td>SB 788</td>
<td>Social Security Information Funds</td>
<td>(see S 182)</td>
</tr>
<tr>
<td>SB 789</td>
<td>Onslow Human Services Council Funds</td>
<td>(see H 922)</td>
</tr>
<tr>
<td>SB 790</td>
<td>Black Mountain Volunteer Fire Dept Funds</td>
<td>(see S 182)</td>
</tr>
<tr>
<td>SB 791</td>
<td>Multi-Image Celebration Funds</td>
<td>(see S 182)</td>
</tr>
<tr>
<td>SB 793</td>
<td>New Assistant DA For District 30</td>
<td></td>
</tr>
<tr>
<td>SB 794</td>
<td>Sheriffs Retirement</td>
<td></td>
</tr>
<tr>
<td>SB 795</td>
<td>Drug Prescription Funds</td>
<td>(see S 489)</td>
</tr>
<tr>
<td>SB 797</td>
<td>Roanoke-Chowan Mental Health Funds</td>
<td></td>
</tr>
<tr>
<td>SB 798</td>
<td>Minority Purchasing Assistance Funds</td>
<td></td>
</tr>
<tr>
<td>SB 800</td>
<td>Drug Law Enforcement Funds</td>
<td></td>
</tr>
<tr>
<td>SB 801</td>
<td>SBI Evidence Handling Building Funds</td>
<td></td>
</tr>
<tr>
<td>SB 802</td>
<td>Child Protection Study</td>
<td>(see S 636)</td>
</tr>
<tr>
<td>SB 803</td>
<td>Nutrition/Dietary Services Funds</td>
<td>(see S 182)</td>
</tr>
<tr>
<td>SB 804</td>
<td>Cedar Island Funds</td>
<td>(see S 182)</td>
</tr>
<tr>
<td>SB 805</td>
<td>Interact Center Funds</td>
<td>(see H 922)</td>
</tr>
<tr>
<td>SB 806</td>
<td>Chowan Interstate Commission</td>
<td>(see S 182)</td>
</tr>
<tr>
<td>SB 807</td>
<td>NC Maritime Museum Funds</td>
<td>(see S 182)</td>
</tr>
<tr>
<td>SB 808</td>
<td>Town Creek Historic Site Funds</td>
<td></td>
</tr>
<tr>
<td>SB 809</td>
<td>Elizabeth City State Generator Funds</td>
<td></td>
</tr>
<tr>
<td>SB 810</td>
<td>New Assistant DA For District 24</td>
<td></td>
</tr>
<tr>
<td>SB 811</td>
<td>Roanoke-Chowan Tech Capital Funds</td>
<td></td>
</tr>
<tr>
<td>SB 812</td>
<td>School Advisory Councils/LRC Study</td>
<td></td>
</tr>
<tr>
<td>SB 813</td>
<td>Randolph Arts Guild Funds</td>
<td>(see H 922)</td>
</tr>
<tr>
<td>SB 814</td>
<td>ACCEPT Operating Funds</td>
<td>(see S 182)</td>
</tr>
<tr>
<td>SB 815</td>
<td>Voter File Study Funds</td>
<td>(see S 182)</td>
</tr>
<tr>
<td>SB 816</td>
<td>Old Salem Funds</td>
<td>(see H 922)</td>
</tr>
<tr>
<td>SB 817</td>
<td>Community Action Partnership</td>
<td></td>
</tr>
<tr>
<td>SB 818</td>
<td>State Park On Lake James Funds</td>
<td>(Id—H 1361/see S 182)</td>
</tr>
<tr>
<td>SB 819</td>
<td>Protective Services Worker Funds</td>
<td>(Id—H 1394/see S 182)</td>
</tr>
<tr>
<td>SB 820</td>
<td>Estey Hall Funds</td>
<td>(see S 182 &amp; H 922)</td>
</tr>
<tr>
<td>SB 821</td>
<td>Randolph Prison Chaplain Funds</td>
<td>(see H 922)</td>
</tr>
<tr>
<td>Bill</td>
<td>Appropriations</td>
<td></td>
</tr>
<tr>
<td>------</td>
<td>----------------</td>
<td></td>
</tr>
<tr>
<td>SB 823</td>
<td>Cabarrus Arts Council Funds (see H 922)</td>
<td></td>
</tr>
<tr>
<td>SB 824</td>
<td>Cedar Island Ferry Terminal (see S 182)</td>
<td></td>
</tr>
<tr>
<td>SB 825</td>
<td>Ocraoke Ferry Facility Funds (see S 182)</td>
<td></td>
</tr>
<tr>
<td>SB 827</td>
<td>Funds For Tobacco Inspection</td>
<td></td>
</tr>
<tr>
<td>SB 828</td>
<td>Discovery Place Funds (Id—H 1350/see H 922)</td>
<td></td>
</tr>
<tr>
<td>SB 829</td>
<td>Legislative Ethics Study (see S 636)</td>
<td></td>
</tr>
<tr>
<td>SB 830</td>
<td>Funds For Western NC (see H 922)</td>
<td></td>
</tr>
<tr>
<td>SB 832</td>
<td>Mecklenburg Dispute Mediation Funds</td>
<td></td>
</tr>
<tr>
<td>SB 833</td>
<td>Indian Cultural Center Funds (see S 182)</td>
<td></td>
</tr>
<tr>
<td>SB 834</td>
<td>Elizabeth City State University Funds (Id—H 1401)</td>
<td></td>
</tr>
<tr>
<td>SB 836</td>
<td>New Hanover Boat Ramp Funds</td>
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</tr>
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<td>SB 837</td>
<td>Cabarrus Civic Foundation Funds (see H 922)</td>
<td></td>
</tr>
<tr>
<td>SB 838</td>
<td>Livingstone College Funds</td>
<td></td>
</tr>
<tr>
<td>SB 840</td>
<td>Cumberland County Projects Funds</td>
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</tr>
<tr>
<td>SB 841</td>
<td>Stormwater Management Study</td>
<td></td>
</tr>
<tr>
<td>SJR 847</td>
<td>Local Government/Revenue Needs—LRC Study</td>
<td></td>
</tr>
<tr>
<td>SJR 848</td>
<td>Uniform System Public Schools/LRC Study (see S 636)</td>
<td></td>
</tr>
<tr>
<td>SB 850</td>
<td>Additional Court Sites Study (see S 636)</td>
<td></td>
</tr>
<tr>
<td>SB 852</td>
<td>Council Of State Salaries</td>
<td></td>
</tr>
<tr>
<td>SJR 853</td>
<td>Legislative Process/LRC Study (see S 636)</td>
<td></td>
</tr>
<tr>
<td>SB 856</td>
<td>Burley Tobacco Facility Funds</td>
<td></td>
</tr>
<tr>
<td>SB 857</td>
<td>Belle Chere Festival Funds</td>
<td></td>
</tr>
<tr>
<td>SB 860</td>
<td>Firemen's Rescue Squad Fund Changes</td>
<td></td>
</tr>
<tr>
<td>SB 862</td>
<td>Motor Vehicle Inspection Funds Repealed (Id—H 1493)</td>
<td></td>
</tr>
<tr>
<td>SB 863</td>
<td>Brevard Music Center Pavilion Funds</td>
<td></td>
</tr>
<tr>
<td>SB 865</td>
<td>Home Health Care Funds</td>
<td></td>
</tr>
<tr>
<td>SB 869</td>
<td>Travel and Tourism Funds</td>
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</tr>
<tr>
<td>SB 870</td>
<td>Buncombe Emergency Network Funds</td>
<td></td>
</tr>
<tr>
<td>SB 871</td>
<td>Madison–Buncombe Opportunity Funds</td>
<td></td>
</tr>
<tr>
<td>SB 876</td>
<td>David Stick Library Funds</td>
<td></td>
</tr>
<tr>
<td>SB 877</td>
<td>Northeastern N.C. Tomorrow Funds</td>
<td></td>
</tr>
<tr>
<td>SB 880</td>
<td>Insurance Dept Appropriation/Regulation (Id—H 1515)</td>
<td></td>
</tr>
<tr>
<td>SB 885</td>
<td>Arts Together Funds</td>
<td></td>
</tr>
<tr>
<td>SB 886</td>
<td>ReEntry, Inc. Funds</td>
<td></td>
</tr>
<tr>
<td>SB 887</td>
<td>Art Museum Funds (Id—H 1510)</td>
<td></td>
</tr>
<tr>
<td>SB 888</td>
<td>Symphony Funds</td>
<td></td>
</tr>
<tr>
<td>SB 890</td>
<td>Catawba Historical Restorations</td>
<td></td>
</tr>
<tr>
<td>SB 894</td>
<td>Dry Ridge Museum Funds (Id—H 1523)</td>
<td></td>
</tr>
<tr>
<td>SB 899</td>
<td>Frankie Lemmon School Funds</td>
<td></td>
</tr>
<tr>
<td>SB 900</td>
<td>Greene Adult Education Center (Id—H 1546)</td>
<td></td>
</tr>
<tr>
<td>SB 912</td>
<td>Office Of Marine Affairs Funds</td>
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</tr>
<tr>
<td>SB 921</td>
<td>Western N.C. Tomorrow Funds (Id—H 1620)</td>
<td></td>
</tr>
<tr>
<td>SB 928</td>
<td>Black Mountain Juvenile Eval Center Funds (Id—H 1556 &amp; 1670)</td>
<td></td>
</tr>
<tr>
<td>SB 929</td>
<td>Onslow Peers Funds</td>
<td></td>
</tr>
<tr>
<td>SB 932</td>
<td>Onslow Hospice Funds</td>
<td></td>
</tr>
<tr>
<td>SB 933</td>
<td>Child-Care Funds</td>
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<td>SB 938</td>
<td>American Children's Home Funds</td>
<td></td>
</tr>
<tr>
<td>SB 940</td>
<td>Currituck Assistant Ranger Funds</td>
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</tr>
<tr>
<td>SB 946</td>
<td>Blue Ridge Technical Capital Funds (Id—H 1628)</td>
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<tr>
<td>SB</td>
<td>Appropriation Request</td>
<td>Description</td>
</tr>
<tr>
<td>--------</td>
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<tr>
<td>947</td>
<td>Blue Ridge Technical Library</td>
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</tr>
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<td>955</td>
<td>Snuggs House Improvement Funds</td>
<td></td>
</tr>
<tr>
<td>956</td>
<td>Chowan Interstate Funds</td>
<td></td>
</tr>
<tr>
<td>957</td>
<td>Eliada Home Funds</td>
<td>(Id—H 1599)</td>
</tr>
<tr>
<td>958</td>
<td>Avery County ADAP Transp Funds</td>
<td>(Id—H 1776)</td>
</tr>
<tr>
<td>959</td>
<td>Elderly Housing Project</td>
<td></td>
</tr>
<tr>
<td>960</td>
<td>Moore County Children’s Funds</td>
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</tr>
<tr>
<td>961</td>
<td>Asheville Symphony Pops Funds</td>
<td></td>
</tr>
<tr>
<td>962</td>
<td>State Retirement Increase</td>
<td></td>
</tr>
<tr>
<td>963</td>
<td>Halifax E.M.S. Authority Funds</td>
<td></td>
</tr>
<tr>
<td>964</td>
<td>Halifax 4-H Day Camp Funds</td>
<td></td>
</tr>
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<td>965</td>
<td>N.C. Dance Theater Funds</td>
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</tr>
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<td>Black Artists’ Guild Funds</td>
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</tr>
<tr>
<td>967</td>
<td>Tammy Lynn Funds—2</td>
<td></td>
</tr>
<tr>
<td>968</td>
<td>Lee County School Library Funds</td>
<td>(Id—H 1726)</td>
</tr>
<tr>
<td>969</td>
<td>Temple Theatre Funds</td>
<td></td>
</tr>
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<td>970</td>
<td>t.l.c. Home Funds</td>
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<td>Broadway Park Development Funds</td>
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<td>Sanford Revitalization Funds</td>
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</tr>
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<td>General Lee Museum Funds</td>
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</tr>
<tr>
<td>974</td>
<td>Angier Senior Center Funds</td>
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<tr>
<td>975</td>
<td>Craven Athletic Field House Funds</td>
<td></td>
</tr>
<tr>
<td>976</td>
<td>Lemon Springs Improvement Funds—2</td>
<td></td>
</tr>
<tr>
<td>977</td>
<td>Granville Senior Citizens Funds</td>
<td></td>
</tr>
<tr>
<td>978</td>
<td>Cleveland Services Center Funds</td>
<td></td>
</tr>
<tr>
<td>979</td>
<td>Land Grant Record Funds</td>
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<td>980</td>
<td>Alexander Reservoir Funds</td>
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</tr>
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<td>981</td>
<td>Big Ivy Historical Complex Funds</td>
<td>(Id—H 1716)</td>
</tr>
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<td>982</td>
<td>Schiele Museum Operating Funds</td>
<td></td>
</tr>
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<td>983</td>
<td>Lincoln Community Center Funds</td>
<td></td>
</tr>
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<td>Cleveland Historical Funds</td>
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</tr>
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<td>Pine Level Trash Disposal Funds</td>
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<td>987</td>
<td>Ivanhoe Community Bldg. Funds</td>
<td></td>
</tr>
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<td>Sampson Tech Funds</td>
<td></td>
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<td>Tobacco Museum Funds</td>
<td></td>
</tr>
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<td>Johnston County Industries Funds</td>
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<td>Forestry Service Offices/Wayne Co.</td>
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<td>996</td>
<td>Gaston Shelter Funds</td>
<td></td>
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<td>Dental Health Funds</td>
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<td>Community Mental Health Funds</td>
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<td>Littleton Center Funds</td>
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<td>1000</td>
<td>Dr. C. S. Brown Center Funds</td>
<td>(Id—H 1709)</td>
</tr>
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<td>Northampton Museum Funds</td>
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</tr>
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<td>1002</td>
<td>LRC Study Elections</td>
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</tr>
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<td>1003</td>
<td>Guilford Courthouse Renovation Funds</td>
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<td>Black Child And Family Funds</td>
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</tr>
<tr>
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<td>Blue Ridge Water Association</td>
<td></td>
</tr>
<tr>
<td>1006</td>
<td>Blue Ridge Tech/College Funds</td>
<td></td>
</tr>
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<td>1007</td>
<td>Gaston VFD Funds</td>
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<td>1008</td>
<td>Elizabeth II To Hertford County</td>
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</table>
APPROPRIATIONS COMMITTEE (continued)
SB 1009 Ahoskie Chamber Of Commerce Funds
SB 1010 Gates County Hist. Society Funds
SB 1011 Jones Agricultural Center Funds
SB 1012 Lenoir Law Enforcement Funds
SB 1013 Lenoir Comm. College Aviation Funds
SB 1014 Cedar Grove Day-Care Center Funds—2
SB 1015 Lincoln Health Center Funds
SB 1016 Operation Breakthrough Comm. Action
SB 1017 Durham Arts Council Funds
SB 1018 Eastern Music Festival Funds
SB 1019 S. E. Greensboro Council On Crime
SB 1020 Northeast Ctr. For Human Development
SB 1021 Historic Hope Funds
SB 1022 Erwin Community Center Funds
SB 1025 Olympic Festival Funds
SB 1026 Water/Sewer Grant Funds
SB 1027 Maxton Day Care Council Funds
SB 1028 Red Springs Community Center Funds
SB 1029 Carolina Theater Funds—2
SB 1030 St. Pauls Community Bldg. Funds
SB 1031 Hoke County Courthouse Funds
SB 1032 Proctorville Town Community Bldg.
SB 1033 Raeford Community Ctr Funds
SB 1034 Fairmont Industrial Park Funds
SB 1035 N.C. Turkey Festival Funds
SB 1036 Parkton Community Center Funds
SB 1037 Rowland Southside Alumni Funds
SB 1038 Strike At The Wind Funds—2
SB 1039 Wake Senior Citizens Center Funds
SB 1040 Jail Renovation Funds
SB 1041 Louisburg Public Safety Center
SB 1042 Richmond Economic Development Funds
SB 1043 East Hamlet Citizens Funds
SB 1044 Richmond Senior Center Funds
SB 1045 Palisades Park Funds
SB 1046 Montgomery Rape Crisis Funds
SB 1047 Scotland Summer Jobs Program Funds
SB 1048 Troy Park Funds
SB 1049 Rankin Museum Funds
SB 1050 Hamlet Library Friends Funds
SB 1051 Anson County Project Development Funds
SB 1052 Elm Rescue Squad Funds
SB 1053 Falkland Rescue Squad Funds
SB 1054 Pitt Community College Funds
SB 1055 Farmville Senior Council Funds
SB 1056 Pitt/Greenville Chamber of Commerce Funds—2
SB 1057 Rocky Mount OIC Funds
SB 1058 Bethel Library Funds
SB 1059 Bethel Senior Center Funds
### APPROPRIATIONS COMMITTEE (continued)

<table>
<thead>
<tr>
<th>SB</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>SB 1060</td>
<td>Edgecombe Public Library Funds</td>
</tr>
<tr>
<td>SB 1061</td>
<td>Farmville Arts Council Funds</td>
</tr>
<tr>
<td>SB 1062</td>
<td>Wilson Fire Equipment Funds</td>
</tr>
<tr>
<td>SB 1063</td>
<td>Robersonville Hospital Funds</td>
</tr>
<tr>
<td>SB 1064</td>
<td>Farmville Band and Rec. Uniforms</td>
</tr>
<tr>
<td>SB 1065</td>
<td>Crisis Assistance Ministry Funds—2</td>
</tr>
<tr>
<td>SB 1066</td>
<td>Charlotte Family Outreach Center—2</td>
</tr>
<tr>
<td>SB 1067</td>
<td>Afro-American Children's Theater</td>
</tr>
<tr>
<td>SB 1068</td>
<td>Afro-American Cultural Center—2</td>
</tr>
<tr>
<td>SB 1069</td>
<td>Charlotte Emergency Housing Project</td>
</tr>
<tr>
<td>SB 1070</td>
<td>Charlotte-Mecklenburg Youth Council—2</td>
</tr>
<tr>
<td>SB 1071</td>
<td>Family Housing Services Funds</td>
</tr>
<tr>
<td>SB 1072</td>
<td>Anita Stroud Foundation Funds</td>
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<tr>
<td>SB 1073</td>
<td>Sick Cell Diseases For Charlotte</td>
</tr>
<tr>
<td>SB 1074</td>
<td>Mecklenburg Pregnancy Prevention Funds—2</td>
</tr>
<tr>
<td>SB 1075</td>
<td>Gethsemane Enrichment Funds</td>
</tr>
<tr>
<td>SB 1076</td>
<td>Person County Aging Funds</td>
</tr>
<tr>
<td>SB 1077</td>
<td>Metrolina Food Bank Funds</td>
</tr>
<tr>
<td>SB 1078</td>
<td>McCrorey YMCA Funds—2</td>
</tr>
<tr>
<td>SB 1079</td>
<td>School Psychologist Raise</td>
</tr>
<tr>
<td>SB 1080</td>
<td>Workweek for Teacher Aides</td>
</tr>
<tr>
<td>SB 1081</td>
<td>Schiele Museum Archaeology Funds</td>
</tr>
<tr>
<td>SB 1082</td>
<td>Special Ed. Funding Formula (Id—H 1761)</td>
</tr>
<tr>
<td>SB 1083</td>
<td>Braille Textbook Funds (Id—H 1762)</td>
</tr>
<tr>
<td>SB 1084</td>
<td>Governor's School Funds (Id—H 1764)</td>
</tr>
<tr>
<td>SB 1085</td>
<td>Preschool Special Education Funds (Id—H 1763)</td>
</tr>
<tr>
<td>SB 1086</td>
<td>Eden Seniors Funds</td>
</tr>
<tr>
<td>SB 1087</td>
<td>Madison Civic Center Funds</td>
</tr>
<tr>
<td>SB 1088</td>
<td>Penn House Renovation Funds</td>
</tr>
<tr>
<td>SB 1089</td>
<td>Madison Recreation Equipment Funds</td>
</tr>
<tr>
<td>SB 1090</td>
<td>Eden City Animal Shelter Funds</td>
</tr>
<tr>
<td>SB 1091</td>
<td>Stoneville Revitalization Funds</td>
</tr>
<tr>
<td>SB 1092</td>
<td>Cove Creek Senior Center Funds</td>
</tr>
<tr>
<td>SB 1093</td>
<td>Ashe Library Funds</td>
</tr>
<tr>
<td>SB 1094</td>
<td>Stokes Radio System Funds</td>
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<tr>
<td>SB 1095</td>
<td>Carlyle Higgins Agricultural Center</td>
</tr>
<tr>
<td>SB 1096</td>
<td>Durham Meals On Wheels</td>
</tr>
<tr>
<td>SB 1097</td>
<td>John Avery Boy's Club Funds</td>
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<tr>
<td>SB 1098</td>
<td>Durham Housing/Youth Enrichment</td>
</tr>
<tr>
<td>SB 1099</td>
<td>Sampson Alumni Funds</td>
</tr>
<tr>
<td>SB 1100</td>
<td>Johnston Central Alumni Funds—2</td>
</tr>
<tr>
<td>SB 1101</td>
<td>Sampson Armory Funds</td>
</tr>
<tr>
<td>SB 1102</td>
<td>Coharie Intra-Tribal Council Funds</td>
</tr>
<tr>
<td>SB 1103</td>
<td>Herring Community Building Funds</td>
</tr>
<tr>
<td>SB 1104</td>
<td>Four Oaks Community Bldg Funds</td>
</tr>
<tr>
<td>SB 1105</td>
<td>Vance Emergency Communications</td>
</tr>
<tr>
<td>SB 1106</td>
<td>N.C. Senior Citizen's Fed. Funds—2</td>
</tr>
<tr>
<td>SB 1107</td>
<td>Knightdale Park Funds</td>
</tr>
<tr>
<td>SB 1108</td>
<td>Historic Bethabara Park Funds</td>
</tr>
<tr>
<td>SB 1109</td>
<td>Hertford Arts Academy Funds</td>
</tr>
</tbody>
</table>
APPROPRIATIONS COMMITTEE (continued)
SB 1110 “First For Freedom” Drama Funds
SB 1111 Opera House Funds
SB 1112 Cape Fear Satellite Funds
SB 1113 Katie B. Hines Senior Center Funds
SB 1114 Historic Hope Funds—2
SB 1115 Roper Fire Funds
SB 1116 Gates County Hist. Society Funds
SB 1117 Surry Co. Courthouse Funds
SB 1118 Stoneville Water Connector Funds
SB 1119 Job Strategy Center Funds
SB 1120 Northwest Day School Funds
SB 1121 Urban League Services
SB 1122 Nature Science Center Funds
SB 1123 Sawtooth Center Funds
SB 1124 Neighborhood Council Day Care
SB 1125 Rocky Mt. Children's Museum Funds
SB 1126 Rocky Mount Band Funds
SB 1127 Rocky Mount Children's Camp Funds
SB 1128 Rocky Mount High Band Funds/Rose Bowl
SB 1129 Roanoke Rapids Auditorium Funds
SB 1130 Canal Arts Center Funds
SB 1131 Lakeland Arts Center Funds
SB 1132 YWCA Of Winston-Salem Funds
SB 1133 Bethlehem Center Funds
SB 1134 Delta Arts Center Funds
SB 1135 Winston-Salem Arts Funds
SB 1136 Winston-Salem Symphony Funds
SB 1137 Old Salem Funds—2
SB 1138 Piedmont Opera Theatre, Inc., Funds
SB 1139 Experiment In Self-Reliance Funds
SB 1140 Women's Resource Center
SB 1141 Wake Rehabilitation Services Funds
SB 1142 Creative Exchange Ed. Programs
SB 1143 Rolesville Rescue Service Funds
SB 1144 Franklin Co. Museum Funds
SB 1145 Center for Independent Living Funds
SB 1146 Dunn Downtown Revitalization
SB 1147 J-Water Resources Protect. Funds
SB 1148 Powellsville Rec./Civic Ctr. Funds
SB 1149 Look Up Gaston Funds
SB 1150 Rutherford Arts Council Funds—2
SB 1151 Lincoln County Hist. Assoc.
SB 1152 Rutherford Shelter Funds
SB 1153 Rutherford ADAP Funds
SB 1154 Higher Ed. Project Funds
SB 1155 Post Detention Advocates Funds
SB 1156 Community Mediation Funds
SB 1157 Person County Hospital Funds
SB 1158 Lawson Creek Boat Ramp
SB 1159 Tri-County ADAP Funds
APPROPRIATIONS COMMITTEE (continued)

SB 1160 Black Mountain Utility Bldg. (Id—H 1669 & H 1802)
SB 1161 Parkway Playhouse Funds (Id—H 1873)
SB 1162 Sampson Agri-Civic Center Funds
SB 1163 Mebane Recreation Funds
SB 1164 Richlands Tennis Courts Funds
SB 1165 Onslow County Women's Ctr. Funds—2
SB 1166 Cape Fear Regional Theatre Funds
SB 1167 New Hanover/Pender Fire and Rescue Funds
SB 1168 After-School Funds
SB 1169 Licklog Players Funds
SB 1170 Foothills Nature Center Funds
SB 1171 W. Carolina Land Study Funds
SB 1172 Native American Newsletter Funds
SB 1173 Jonathan Creek Fire Dept. Funds
SB 1174 School Enrichment Funds
SB 1175 Valley Town Arts Council Funds
SB 1176 East Trade Street YWCA Funds—2
SB 1177 Scotland Literacy Funds
SB 1178 Richmond Arts Council Funds
SB 1179 The Rev. Jesse Rankin House Funds
SB 1181 Fourth Of July Festival Funds
SB 1182 Watermelon/Farmer Festival Funds (Id—H 1784)
SB 1183 Strawberry Festival Funds (Id—H 1789)
SB 1184 Tabor City Revitalization Funds (Id—H 1787)
SB 1185 Good Shepherd Home Funds (Id—H 1786 & H 2060)
SB 1186 Yam Festival Funds (Id—H 1785)
SB 1187 Columbus Senior Center Funds (Id—H 1809)
SB 1188 Bogue Area Betterment Funds (Id—H 1808)
SB 1189 Columbus Hospice Funds (Id—H 1810)
SB 1190 Columbus Road Sign Funds (Id—H 1788)
SB 1191 Tabor City Club Fifteen Funds
SB 1192 Columbus Library Funds (Id—H 1807)
SB 1193 Durham Arts Complex
SB 1194 Textbooks For Handicapped (Id—H 1813)
SB 1195 Charlotte–Metrolina Sickle Cell Funds
SB 1196 Caswell Center Safe Funds
SB 1197 Dallas Beautification/Renovation Funds
SB 1198 Gaston County Museum Funds—2
SB 1199 Lowell Recreation Fund
SB 1200 Schiele Museum Funds—2
SB 1201 Cleveland Abuse Prevention Funds
SB 1202 Shelby Boys Town Funds
SB 1203 Cleveland Voc. Indust. Funds
SB 1204 Kings Mountain Boys Town
SB 1205 Child Abuse Prevention Funds
SB 1206 Cramerton Recreation Funds
SB 1207 Western Carolina Center Funds
SB 1208 Rainbow Services Funds
SB 1209 B H M/Aurora Library Funds
SB 1210 Pitt/Martin/Beaufort Fire Funds
APPROPRIATIONS COMMITTEE (continued)

SB 1211 Tri-County Spouse Abuse Funds
SB 1212 Blackbeard Drama Funds
SB 1213 Martin Community Players
SB 1214 Pitt Farmers' Market Funds
SB 1215 Pitt Child Development Center
SB 1216 Moratoc Park Funds
SB 1217 Martin Chamber Funds
SB 1218 Pitt Family Violence Funds
SB 1219 Bear Grass, Jamesville Funds
SB 1220 Pitt School Funds
SB 1221 OCI Day Program
SB 1222 Sheppard Library Funds
SB 1223 Greater Washington Chamber Funds
SB 1224 Volunteers In Partnership
SB 1225 Pitt Boys' Club Funds
SB 1226 Child Care Network Funds
SB 1227 Randolph Hospice Funds
SB 1228 Siler City History Funds
SB 1229 OPC Funds
SB 1230 Community Shelter Project
SB 1231 Pinetree Enterprises Funds
SB 1232 Moore Performing Arts Center Funds
SB 1233 Orange Industries Funds
SB 1234 Moore Library Funds
SB 1235 Carthage Museum/Community Funds
SB 1236 Sandhills Hospice Funds
SB 1237 Malcolm Blue Farm Funds
SB 1238 Crystal Lake Dam Funds
SB 1239 Greene Central Band Uniforms
SB 1240 Wayne Poultry Festival Funds
SB 1241 Goldsboro School Funds
SB 1242 Wayne Co. Hist. Assoc.
SB 1243 Greene County Committee
SB 1244 Wayne Co. School Funds
SB 1245 Chatham Aging Funds
SB 1246 Chatham Child Dev. Ctr. (Id—H 1945)
SB 1247 JOCCA Funds
SB 1248 Chatham Family Violence Funds
SB 1249 Jordan Law Enforcement Funds (Id—H 1944)
SB 1250 Chatham White Pines Funds (Id—H 1943)
SB 1251 Orange/Person/Chatham Funds
SB 1252 Chatham Historic Publication
SB 1253 Randolph Library Funds
SB 1254 Randolph Arts Guild Funds
SB 1255 Randolph Spouse Abuse Funds
SB 1256 Gatekeeper House Funds
SB 1257 Food Bank/Sandhills Funds
SB 1258 Art School Funds
SB 1259 Funds For Park Uniforms (Id—H 1905)
SB 1260 Funds For Park Radio System (Id—H 1904)
<table>
<thead>
<tr>
<th>Number</th>
<th>Bill</th>
<th>Committee</th>
</tr>
</thead>
<tbody>
<tr>
<td>SB 1261</td>
<td>Greene H. S. Athletic Club Funds</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>SB 1262</td>
<td>Greene Fire And Rescue Funds</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>SB 1263</td>
<td>Goldsboro Fire Dept. Vehicle</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>SB 1264</td>
<td>WUNC TV/Radio Funds</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>SB 1265</td>
<td>Chatham Hospice Funds</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>SB 1266</td>
<td>Pittsboro Bicentennial Funds</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>SB 1267</td>
<td>Nonpoint Agricultural Pollution Funds</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>SB 1268</td>
<td>Historic Preservation Fund—2</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>SB 1269</td>
<td>School Employee Salary Comm.</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>SB 1272</td>
<td>Fire Equipment Replacement Funds</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>SB 1274</td>
<td>Southern Piedmont Center</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>SB 1275</td>
<td>UNC/WCQS Funds</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>SB 1276</td>
<td>N.C. Holocaust Council Funds</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>SB 1277</td>
<td>State Budget/1986-87</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>SB 1278</td>
<td>Nash Cultural Center Funds—2</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>SB 1279</td>
<td>Meat Inspection Funds</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>SB 1280</td>
<td>UNC Self-Liquidating Projects</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>SB 1283</td>
<td>Good Shepard Home, Inc.</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>SB 1284</td>
<td>Housing Act Amendment</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>SB 1289</td>
<td>Professional Liability Insurance/Actuary Funds</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>SB 1290</td>
<td>Vaccine Injury Hearing Funds</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>SB 1291</td>
<td>DHR Vaccine-Related Injury Funds</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>SB 1298</td>
<td>Adopt A Trail Funds</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>SB 1302</td>
<td>State Of Environment Fund</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>SB 1303</td>
<td>Community Workers Funds</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>HB 12</td>
<td>Certificate Of Resale Changes</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>HB 327</td>
<td>Tax Amnesty Program</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>HB 569</td>
<td>Chronic Status Offenders</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>HB 601</td>
<td>Incentive Pay Committee</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>HB 895</td>
<td>Community College Trustees</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>HB 917</td>
<td>Consent For Minors Abortion</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>HB 981</td>
<td>Organ Donor Information/Licensed Drivers</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>HB 982</td>
<td>Contractors Sponsor Events</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>HB 1134</td>
<td>Local Projects Appropriations</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>HB 1203</td>
<td>Neglected Juveniles/Protective Services</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>HB 1237</td>
<td>James Sprunt Technical</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>HB 1272</td>
<td>Hazardous Waste Facility Fees</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>HB 1288</td>
<td>Durham Technical Status</td>
<td>Appropriations Committee</td>
</tr>
<tr>
<td>HB 1294</td>
<td>Proceeds Of Felons’ Stories</td>
<td>Appropriations Committee</td>
</tr>
</tbody>
</table>

**BASE BUDGET COMMITTEE—see APPROPRIATIONS COMMITTEE**

**CHILDREN AND YOUTH COMMITTEE**

<table>
<thead>
<tr>
<th>Number</th>
<th>Bill</th>
<th>Committee</th>
</tr>
</thead>
<tbody>
<tr>
<td>SB 12</td>
<td>Child Abuse Licensing Unit</td>
<td>Children and Youth Committee</td>
</tr>
<tr>
<td>SB 13</td>
<td>Mandate Day-Care Abuse Report</td>
<td>Children and Youth Committee</td>
</tr>
<tr>
<td>SB 14</td>
<td>Day-Care Public Awareness</td>
<td>Children and Youth Committee</td>
</tr>
<tr>
<td>SB 15</td>
<td>Licensing Commission Abuse Visit</td>
<td>Children and Youth Committee</td>
</tr>
<tr>
<td>SB 21</td>
<td>Day-Care Licensing Enforcement</td>
<td>Children and Youth Committee</td>
</tr>
<tr>
<td>SB 23</td>
<td>Caretaker Definition Change</td>
<td>Children and Youth Committee</td>
</tr>
<tr>
<td>SB 24</td>
<td>Day-Care Plan Standards</td>
<td>Children and Youth Committee</td>
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<tr>
<td>SB 25</td>
<td>Day-Care Provisional License</td>
<td>Children and Youth Committee</td>
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</table>
CHILDREN AND YOUTH COMMITTEE (continued)
SB 264 Day-Care Discipline
SB 328 Child Protection Act
SB 340 Transfers Of Child Support Orders

COMMERCE COMMITTEE
SB 101 Amend Deposit Guaranty Associations (Id—H 216)
SB 368 Motor Carrier Safety Regulation Unit (Id—H 684)
SB 371 African Development Bank Investments (Id—H 700)
SB 437 Utilities Commission Qualifications
SB 571 Credit Plan Rules Clarified
SB 623 Urban Centers Industrial Revenue Bonds
HB 858 Attorney General Inspection Rights

EDUCATION COMMITTEE
SB 45 Education Law Review
SB 306 Burke County School Contracts (Id—H 505)
SB 312 Lexington Career Status
SB 411 Local School Pay Plans
SB 518 Preference For Neighborhood Schools (Id—H 1198)
SB 630 Basic Education Program/School Facilities
SB 706 Parent & Pupil Rights Act (Id—H 117)
SB 728 Reduce Class Size
SB 756 Reduce School Supervisory Personnel

ELECTION LAWS COMMITTEE
SB 382 1990 Census Preparation (Id—H 702/see S 182)
SB 522 1990 Senate Redistricting
SB 628 Reduce Ballot Printing
SB 700 Counting Of Challenged Vote (Id—H 1071)
HB 492 Unregistered PAC's
HB 1295 Filling Vacancies

FINANCE COMMITTEE
SB 3 Intangible Exempt/Loc Gov Reimburse (Id—H 4—H-ppi)
SB 10 Intangible/Inventory Tax Repeal
SB 19 Sales Tax Incr/School Constr Reserve
SB 35 Raise Federal Retirement Exclusion (Id—H 902)
SB 65 Life Care—Certificate Of Need
SB 74 Tobacco Assessment Tax Credit
SB 78 Management And Estate Costs Down
SB 93 Poultry Feed Truck Gas Tax Refund
SB 103 Inheritance Tax Exemption
SB 107 Inheritance Tax Repeal (Id—H 222)
SB 145 Repeal Gift Tax
SB 148 The Tax Relief Act Of 1985 (Id—H 520)
SB 181 Inheritance Tax/Farm Exemption
SB 183 Inventory Tax/Farm Machinery Exemption
SB 184 Gift Tax/Spousal Exemption
SB 217 Military Retirement/Farm Tax Exclusion
SB 218 Expand Mfg. Inventory Tax Credit
SB 219 General Income Tax Credit
SB 305 Burke One-Half Per-Cent Sales Tax (Id—H 635)
FINANCE COMMITTEE (continued)

| SB  | 360 Holocaust Council                      | (Id—H 539/see S 182) |
| SB  | 397 Farm Machinery Tax Exemptions          |
| SB  | 409 Retail/Wholesale Tax Credit            |
| SB  | 412 Retail/Wholesale Inventory Tax         |
| SB  | 431 Sales Tax For School Facilities        | (Id—H 764) |
| SB  | 447 Shoppers' Guides/Tax Exemption         |
| SB  | 481 Food Credit/Corporate Tax Bracket      |
| SB  | 517 Interest On Local Sales Taxes         |
| SB  | 537 Farm Products/Sales Tax Exemption      | (Id—H 883) |
| SB  | 553 Tax Exemption/Age 70                  |
| SB  | 581 Process Fees Increased                |
| SB  | 622 Parks Bond Referendum                 |
| SB  | 649 Merchant's Discount Reduced           |
| SB  | 650 Merchants Remit Sales Tax Faster      |
| SB  | 664 Expand Fraternal Tax Exemption        |
| SB  | 730 Tax On ABC Advertisements             |
| SB  | 753 Utility Purchases Tax Refund          | (Id—H 1323) |
| SB  | 784 No Tax On Highway Patrol Benefits     |
| SB  | 902 No Tax On Advertising Services        |
| SB  | 907 No Sales Tax On Money, Gold           |
| SB  | 1270 Transfer Of Sales And Use Tax        |
| SB  | 1271 Local Occupancy Taxes                |
| SB  | 1281 Albemarle Building/Parking Lot       | (Id—H 2092) |
| SB  | 1282 University Nonfunded Capital Improvement | (Id—H 2101) |
| SB  | 1285 Refunding Bond Act                   | (Id—H 2080) |
| HB  | 51 Update IRC Reference                   |
| HB  | 57 Utility Service Sales Tax Amend        |
| HB  | 108 Recovery Facility Tax Credit          |
| HB  | 188 Sliding Federal Retirement Exclusion  |
| HB  | 479 Bailment Surcharges                   |
| HB  | 1087 Allow Combined Corporate Return       |
| HB  | 1466 Income Tax Penalty Threshold Increased |

HIGHER EDUCATION COMMITTEE

| SB  | 503 Subsidy Out-Of-State Tuition          |
| SB  | 682 College Cheerleader Safety            |
| HB  | 1185 University Board Limitations         |

HUMAN RESOURCES COMMITTEE

| SB  | 248 Cosmetic Arts Amendments             |
| SB  | 335 Hazardous Substance/Right-To-Know     |
| SB  | 350 Right-To-Know Act                     |
| SB  | 421 Emergency Response/Right-To-Know      |
| SB  | 530 Pharmacist On Health Education Center Board |
| SB  | 543 Voluntary Family Planning            |
| SB  | 583 Medicaid/Incentive For Generics      |
| SB  | 629 Water Authorities-Procedures         |
| SB  | 660 Skilled Nursing Bed Increase         |
| SB  | 699 Right-To-Know                        |
| SB  | 749 C.O.N. Thresholds Raised             |
| SB  | 792 Medical Cost Containment Funds        |
HUMAN RESOURCES COMMITTEE (continued)
HB  510  Marriage License Change
HB  703  Funeral Trust Funds Amendments
HB  718  Mobile Home Park Septic Tank Systems
HB  795  Orphan Dump Clean-Up
HB 1056  Human Disposal Of Abortion Remains
HB 1089  Hospital Law Change
HB 1125  Residential Zoning Change
HB 1588  Anatomical Gift Request

INSURANCE COMMITTEE
SB  133  Auto Insurance Discounts
SB  470  Speciality Nurse Paid By Insurer
SB  568  Accident And Travel Accident Insurance
SB  632  Anti-Theft And Fraud Act
SB  661  Unearned Insurance Premium Rules
SB  686  Safe Driver Insurance Plan
SB  719  Reinsurance Facility Recoupment
SB  723  Auto Insurers/DMV Records
SB  755  Auto Insurance Claims Reporting
SB  866  Liability Insurance Study Bill
SB  874  Safe Driver Insurance Plan  (Id—H 1511)
HB  368  Safe Driver Insurance Plan
HB  688  N.C. Rate Bureau Abolished
HB  905  Auto Insurance Property Damage Liability Increased
HB  928  Motor Club Benefits Conformed
HB 1081  Credit Insurance Attorney Fees

JUDICIARY I COMMITTEE
SB   69  Small Claims Costs Down
SB   71  Amend Delinquent/Undisciplined
SB  269  Civil Motions Heard Outside City
SB  326  Amend Open Meetings Law  (Id—H 725)
SB  383  Feticide/Fair Sentencing  (Id—H 541)
SB  384  Feticide/Capital Crime Sentencing  (Id—H 542)
SB  392  Government-In-The-Sunshine Law
SB  398  Record Expunged If Under 21
SB  480  Criminal Law Appeal By The State
SB  551  Abolish Superior Court Judge Rotation  (Id—H 1015)
SB  654  Cartway Revision
SB  712  Repeal Old Law If New One Enacted
SB  729  Capital Aggravating Factors
SB  751  Investigate Certain Crimes
SB  757  DWI/Aiding And Abetting
HB  130  Custody And Support Venue
HB  238  Reconciliation Encouraged
HB  245  Hazardous Waste Strict Liability
HB  541  Feticide/Fair Sentencing
HB  542  Feticide/Capital Crime Sentencing  (Id—S 384)
HB  574  District Court Sit In Havelock
HB  687  Firemen's License Plates
JUDICIARY I COMMITTEE (continued)
HB 708 DWI Aggravating Factor
HB 889 Amend G. S. 14-322
HB 987 Definite Terms For Certain Juveniles
HB 998 Short-Term Juvenile Commitments
HB 1032 Landowner's Liability
HB 1160 No Contempt If Order Stayed
HB 1194 Larceny Of Blank Prescription
HB 2100 Water/Sewer District Condemnation

JUDICIARY II COMMITTEE
SB 3 Removal Petitions
SB 63 Alternate Dispute Resolution
SB 552 Constitution Limit On State Employees
SB 597 Simple Interest Retail Sales
SB 610 Counsel-Indigent/Death Sentence
SB 653 Tenant's Abandoned Property
SB 913 Local Charter Amendments
SB 914 Definition Of City
HB 980 MD's Report Physically Impaired Drivers
HB 985 Safe Drinking Water
HB 1206 Foreclosure/No Double Fee

JUDICIARY III COMMITTEE
SB 142 Cable To Service Regulation
SB 345 Winston-Salem Contracts
SB 432 Traffic Control Officers/Red Light
SB 446 Probation In Bad Check Cases
SB 603 Summary Ejectment Procedure
SB 689 Hull Anti-Splashing Act
SB 713 Grand Jury Eligibility Notice
SB 737 Client Security Fund Limited
SB 895 Stun Gun Banned
HB 823 Public Hospital—No Appeal Bond
HB 873 Worthless Check Procedure
HB 880 Dram Shop Act Amendments
HB 1003 Local Officers/Inspections ABC Premises
HB 1155 Assaults/Threats—Judges/D.A.'s
HB 1270 Pretrial Release Fee
HB 1305 Worthless Check Penalties
HB 1315 Assault On Health Official
HB 1389 Concealed Stun Gun Prohibited

JUDICIARY IV COMMITTEE
SB 40 Governor/Lt. Governor Six-Year Term
SB 79 Repeal Gubernatorial Succession
SB 137 Retaliation For Waste Report
SB 258 Crime Victim Compensation
SB 359 Boat Equipment/Accident Reports
SB 452 State Song Amended
SB 538 Worker's Compensation—Apportionment
SB 625 Arson Reporting Immunity Act
JUDICIARY IV COMMITTEE (continued)
SB  643 TV Court Appearances By Defendants
SB  662 Electronic Surveillance In Drug Cases
SB  676 Merit Selection Judges/Constitutional Amendment
SB   677 Judicial Nominating Commission
SB   680 Public Officials/C.O.N. Violations
SB   733 Recording Of Trial Proceedings
SB   734 All Media Articles Signed
SB   741 Comparative Fault
SB   747 Vehicle Owner Presumed Litterer
SB   864 Sigmon Settlement Funds
SB   875 Attorney General On Courts Commission
SB   985 Controlled Substance Tax
HB    78 Wage Withholding For State Debts
HB   413 Paternity/Burden Of Proof
HB   540 CAMA To Consider Adjacent Water Use
HB   579 Oceanfront Property/Strict Liability
HB   753 Sunday Closing Ordinances
HB   975 Law Enforcement Service Districts

LOCAL GOVERNMENT AND REGIONAL AFFAIRS COMMITTEE
SB   48 Roanoke Rapids District Pay
SB   239 White Plains Incorporated
SB   332 Rowan Co/Sheriff's Office Vacancy
SB   354 New Hanover/County Of Azaleas
SB   356 Greensboro Public Contract Rules
SB   362 Alamance Employee Limit
SB   363 Caswell Employee Limit
SB   462 Property Taxes/Community Development
SB   463 Urban Redevelopment Areas
SB   943 Pitt Economic Development
HB   159 Beaufort County/Pamlico River
HB   438 Patetown Charter Revised
HB   1061 No Jockeys Ridge Easements
HB   1408 Duplin/Jones Economic Development
HB   1572 Danieltown Volunteer Fire Department

MANUFACTURING AND LABOR COMMITTEE
SB   589 Unfired Pressure Vessel Rules
SB   754 Employee May Choose Doctor
HB  1255 No Forced Retirement Under 70

NATURAL AND ECONOMIC RESOURCES AND WILDLIFE COMMITTEE
SB   75 Road Hunting/Burke County
SB   294 Shellfish Cultivation Notice Time
SB   365 Control Beaver Population/Wayne County (Id—H 647)
SB   884 Rowan/Davidson Motorboat Noise
HB   195 Clean Detergent Act
HB   544 Moore County Fox Hunting

PENSIONS AND RETIREMENT COMMITTEE
SB   104 Public Health Retirement Credit
PENSIONS AND RETIREMENT COMMITTEE (continued)
SB 194 Disability Retirement Survivor Beneficiary (Id—H 351)
SB 533 Unreduced Retirement Benefits
SB 725 Omitted Membership Service Purchase (Id—H 1266)

RULES AND OPERATION OF THE SENATE COMMITTEE
SB 7 Senate President Confidentiality
SB 76 No Soliciting From State Employees
SB 102 One Department Grievance Review
SJR 246 Memorialize Charles H. Livengood, Jr. (Id—H 444)
SB 250 Boards And Commissions Changes
SJR 321 Golden Anniversary of Blue Ridge Parkway (Id—H 640)
SB 327 Abolishment Certain Executive Boards
SJR 329 Exempt Personnel
SB 372 Legislative Session Length Limit (Id—H 692)
SB 513 No Compensatory Time For Some Managers
SJR 640 Memorializing Eugenia P. VanLandingham (Id—H 1035)
SB 769 State-Owned Property Study
SR 915 Joint Legislative Comm On Municipal Incorporations
SB 920 Municipal Incorporations (Id—H 1458)
SB 937 Clarify Lobby Law
SR 954 Limit Condemnation/Exp. Of Camp Le Jeune
SR 995 Forest Fire Heros
SJR 1293 Memorialize John P. East (Id—H 2118)
SB 1304 Franklin Co./Fire & Rescue Squad
HJR 92 Memorialize Congress/Approve Interstate Cost Estimate
HJR 1196 Honoring Founders Of Country Music
HJR 1411 Transfer Driver Education Program
HJR 1727 Repeal Limits/Marine Fisheries Inspectors
HJR 1832 Enable/Disposition Of Property
HJR 2093 Amend Hazardous Waste Law
HJR 2097 Enable/Warren Co. Fair Housing Ordinances
HB 2106 Lithotripters Out of C.O.N.
HJR 2112 Enable/Hist. Achievements Wright Brothers
HJR 2122 Memorialize John P. East (Id—S 1297)
HJR 2123 Wright Brothers/Historic Achievements (Id—S 1296)

SENIOR CITIZENS COMMITTEE—None

STATE GOVERNMENT COMMITTEE
SB 77 Personnel Eligible After 2 Years
SB 88 Water Well And Pump Contractors (Id—H 223)
SB 324 Prohibited Political Activity (Id—H 798)
SB 708 Cable TV Revenue Bonds
SB 1308 Office Of State Controller (Id—H 2136)
HB 1062 Barber License Reciprocity

TRANSPORTATION COMMITTEE
SB 9 Child Restraint Systems
SB 30 Inspect Seat Belts (Id—H 35)
SB 31 Inspect Windshields (Id—H 48)
TRANSPORTATION COMMITTEE (continued)
SB  54 Lift Sunset On Child Restraints
SB  89 SSN On Driver’s License
SB   95 Left Turn On Red Permitted
HB  825 Drug Store Logos On Highways
HB 1121 Coastal Highway Abandonment
HB 1139 Board Of Transportation/District Representation
HB 1195 Great Seal On Legislators’ Plates

WAYS AND MEANS COMMITTEE
SB  208 Deferred Compensation Benefits
SB  376 Vending Machine/Sales Price (Id—H 1026)
SB  731 Property Tax Deferral For Elderly
SB   799 Tax Deduction For Reduced Basis
SB 1307 Building Code Consolidation
HB    8 Income In Respect Of Decedent
HB   18 5-Year Charitable Carry-Forward
HB   74 Local Gov’t Issue Bingo License
HB  206 Estate Costs Reduced
HB  842 Railroad Property Tax Value
HB   936 Interest On Estate Tax
HB  1100 Radiation Technology Practice Act
HB  1174 Down’s Syndrome Tax Exemption
HB  1312 Disabled Veterans Tax Exclusion Raised

CONFERENCE COMMITTEES
SB  154 Inventory Tax/Constitutional Amendment
SB  266 Medical Care Commission Changes
SB  455 Worthless Checks Made A Felony Conf rpt Reconsidered
HB  1511 Insurance Regulation (Id—S 874)

PETITIONS FILED
7/3/86 Tax Funded Abortions (Ref—Human Resources)

SENATE RESOLUTIONS
SR    8 Permanent Rules Of The Senate (ADOPTED)
SR   97 Honoring Ralph H. Scott, Sr. (ADOPTED)
SR  669 Provide Extension Of Certain Deadlines (ADOPTED)
SR  861 Amend Permanent Rules Of The Senate (ADOPTED)
SR  915 Joint Legislative Comm On Municipal Inc. (see Rules Com)
SR  954 Limit Condemnation To Expand Camp LeJeune (see Rules Com)
SR  995 Honor Heroic Efforts Of Fire Fighters (see Rules Com)

FAILED TO PASS
SB  62 No Life Sentence Good Time Credit (Failed 3rd rdg)
SB  344 Colfax Incorporated (Failed 2nd rdg)
SB  439 Shoplifting Detection Devices (Failed 2nd rdg)
SB  460 Retirement Life Care Center Changes (Failed 2nd rdg)
SB  532 State Lottery Act (Id—H 232) (Failed 3rd rdg)
SB  586 Limit Antitrust and Consumer Damages (Failed 2nd rdg)
SB  746 Child Restraint Violation-Infraction (Failed 2nd rdg)
FAILED TO PASS (continued)
HB 863 Valid Service On Spouse (Failed 2nd rdg)
HB 1524 Asst. DA/Double Office (Failed 2nd rdg)

HELD AS FILED
SB 323 Nonpartisan Selection Of Judges
SB 325 Judicial Nominating Commission
SB 364 Inlet Dunes Incorporated
SJR 373 LRC Study/Community Colleges
SB 674 Personnel Classification Study
SB 760 Employment And Training Oversight
SB 762 Employment And Training Act Of 1985
SJR 826 Invite The Honorable Ronald W. Reagan
SJR 835 Concern Hostages TWA Flight 847

POSTPONED INDEFINITELY
SB 17 Greenville And Pitt Schools (Id—H 29—Ch. 2)
SB 520 Service Districts (Id—H 926—Ch. 435)
SJR 722 Honoring Herbert W. Sampsel (Id—H 1257—Res. 21)
SB 845 School Board May OK Moment Of Silence (Id—H 1410—Ch. 637)

TABLED
SB 506 Spousal Testimony (Tabled)
SB 600 Bank Have Affidavit As Representative (Tabled/"clincher")
HB 1176 Comparative Fault (Tabled)

UNFAVORABLY REPORTED FROM COMMITTEES
SB 44 Superior Court Judge Elections
SB 53 Veto Power (Motion to Remove Tabled)
SB 87 Foreclosure Attorney’s Fees
SB 119 Drivers Licenses Renewal By Mail
SB 171 Industrial Commission Deputy Commissioners
SB 267 Employer Discipline of Juror
SB 301 Parking Violations
SB 504 16-17 Year Drivers Restricted
SB 526 Autopsy Observation
SB 544 Election Expenses
SB 692 16ft Sailboats/No Numbers
SB 705 Interest/Personal Injury Judgments
HB 356 Court Give Reason For Bail Bond
HB 615 Warrenton Fence Limitation
HB 1309 No Smoking At School

UNFAVORABLY REPORTED FOR COMMITTEE SUBSTITUTE AMENDENT
SB 1 Current Operations
SB 2 Capital Improvements
SR 8 Permanent Rules Of The Senate
SB 11 Division Of Child Day-Care
SB 18 Missing Children Center
SB 20 Day-Care Standards
SB 29 Change Tread Depth Test
SB 32 Alimony Judgment
SB 39 Seat Belt Use Mandatory
UNFAVORABLY REPORTED FOR COMMITTEE SUBSTITUTE AMENDMENT
(continued)

SB 39 Seat Belt Use Mandatory  (for substitute #2)
SB 46 Make Superintendent Appointive
SB 49 Public School Funding
SB 52 Increase Time For Community Service
SB 58 Mental Health Rewrite
SB 59 State Bar Councilor Elections
SB 62 No Life Sentence/Good Time Credit
SB 68 Basic Education Program
SB 72 Co-Counsel In Capital Cases
SB 73 Motor Fuel Marketing Act
SB 74 Tobacco Assessment Tax Credit
SB 80 Mental Retardation/Continuity of Care
SB 95 Left Turn On Red Permitted
SB 96 Protect-A-Child
SB 99 Disabled Vets Handicap. Spaces
SB 147 Natural Areas Dedication
SB 154 Inventory Tax/Const. Amendment
SB 156 Equity Lines Of Credit
SB 165 Child Abuse Testimony
SB 168 Safe Placement of Subsurface Installations
SB 170 Industrial Commission Salaries
SB 182 Omnibus Statewide Appropriations
SB 201 Mental Health Gas Tax Refund
SB 202 Public Health Technical Changes
SB 206 Collection Of Spousal Support
SB 207 Drinking Water Rules
SB 213 Raleigh Subdivision Approval
SB 216 Disabled Access Promotion Funds
SB 230 Board Of Health Compensation
SB 237 Good Samaritans In Public Schools
SB 238 Raleigh Tree Ordinance Power
SB 243 Endangered Child Law Changes
SB 259 Iredell Civic Center
SB 262 Asheboro Supp Firemen's Benefits
SB 270 Admissions Request/Filing Clarification
SB 272 Handicapped Protection Act
SB 279 Use Value Technical Changes
SB 286 Medical Database Commission
SB 287 Group Insurance Premium Nonpayment
SB 288 Reinsurance Regulation
SB 289 Insurance Asset Protection Act
SB 296 Ancient Mineral Claims Updated
SB 298 Present-Use Value Taxation Revised
SB 299 Dornoch Village Incorporated
SB 302 Nash/Edgecombe Schools
SB 303 Income Withholding Procedures
SB 309 Blue Ridge/ABC Permits
SB 311 Health Ins Pool of N.C.
SB 322 National Guard License Plates
### UNFAVORABLY REPORTED FOR COMMITTEE SUBSTITUTE AMENDMENT

(continued)

<table>
<thead>
<tr>
<th>SB</th>
<th>Bill Number</th>
<th>Bill Title</th>
</tr>
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<tbody>
<tr>
<td>SB 344</td>
<td>Colfax Incorporated</td>
<td>(for substitute #2)</td>
</tr>
<tr>
<td>SB 347</td>
<td>DHR Costs/Payments</td>
<td></td>
</tr>
<tr>
<td>SB 353</td>
<td>Wilmington—City Of Azaleas</td>
<td></td>
</tr>
<tr>
<td>SB 367</td>
<td>DMV Collect Motor Vehicle Taxes</td>
<td></td>
</tr>
<tr>
<td>SB 393</td>
<td>Grand Jury Jurisdiction</td>
<td></td>
</tr>
<tr>
<td>SB 405</td>
<td>Amend Architect Licensure Act</td>
<td></td>
</tr>
<tr>
<td>SB 413</td>
<td>Raise Tax Penalties</td>
<td></td>
</tr>
<tr>
<td>SB 417</td>
<td>Indigent Care Study</td>
<td></td>
</tr>
<tr>
<td>SB 429</td>
<td>Familiar Names On Ballot</td>
<td></td>
</tr>
<tr>
<td>SB 438</td>
<td>Adultery/Divorce From Bed And Board</td>
<td></td>
</tr>
<tr>
<td>SB 438</td>
<td>Shoplifting/Tag Switching Penalty</td>
<td></td>
</tr>
<tr>
<td>SB 442</td>
<td>Treble Damages For Bad Checks</td>
<td></td>
</tr>
<tr>
<td>SB 444</td>
<td>Memory Of Dr. Ellen Black Winston</td>
<td></td>
</tr>
<tr>
<td>SB 449</td>
<td>Victim Compensation Fund/Changes</td>
<td></td>
</tr>
<tr>
<td>SB 450</td>
<td>New Execution Hearing Prohibited</td>
<td></td>
</tr>
<tr>
<td>SB 456</td>
<td>Medical Care Req/Alcohol Offense</td>
<td></td>
</tr>
<tr>
<td>SB 459</td>
<td>Greensboro—High Point Airport Authority Enlarged</td>
<td></td>
</tr>
<tr>
<td>SB 460</td>
<td>Retirement Center Tax Exemption</td>
<td></td>
</tr>
<tr>
<td>SB 469</td>
<td>Zoning Notification Required</td>
<td></td>
</tr>
<tr>
<td>SB 484</td>
<td>School Closings For Inclement Weather</td>
<td></td>
</tr>
<tr>
<td>SB 485</td>
<td>Deeds/Error Correction</td>
<td></td>
</tr>
<tr>
<td>SB 489</td>
<td>Omnibus Statewide Appropriations/Additional</td>
<td></td>
</tr>
<tr>
<td>SB 495</td>
<td>LRC/Alternative Punishment-Restitution Study</td>
<td></td>
</tr>
<tr>
<td>SB 506</td>
<td>Spousal Testimony</td>
<td>(for substitute #2)</td>
</tr>
<tr>
<td>SB 523</td>
<td>Uniform Election Dates</td>
<td></td>
</tr>
<tr>
<td>SB 532</td>
<td>State Lottery Act</td>
<td></td>
</tr>
<tr>
<td>SB 578</td>
<td>Overcrowding Of Building</td>
<td></td>
</tr>
<tr>
<td>SB 587</td>
<td>Midyear Annex Of Fire District</td>
<td></td>
</tr>
<tr>
<td>SB 593</td>
<td>Municipal Or Joint Agency Bonds</td>
<td></td>
</tr>
<tr>
<td>SB 594</td>
<td>Filling Contact Lens Prescriptions</td>
<td></td>
</tr>
<tr>
<td>SB 595</td>
<td>Witness And Victim Assistance</td>
<td></td>
</tr>
<tr>
<td>SB 598</td>
<td>Claims Against Estates Mailed</td>
<td></td>
</tr>
<tr>
<td>SB 605</td>
<td>Maternity Parole</td>
<td></td>
</tr>
<tr>
<td>SB 608</td>
<td>Procedure For Infractions</td>
<td></td>
</tr>
<tr>
<td>SB 614</td>
<td>Missing Child Photos</td>
<td></td>
</tr>
<tr>
<td>SB 620</td>
<td>Transfer/Certificate Of Need Permitted</td>
<td></td>
</tr>
<tr>
<td>SB 626</td>
<td>President Pro Tempore Appointments</td>
<td></td>
</tr>
<tr>
<td>SB 634</td>
<td>Drug Trafficking/Grand Jury</td>
<td></td>
</tr>
<tr>
<td>SB 635</td>
<td>Military Property Sales Facilities</td>
<td></td>
</tr>
<tr>
<td>SB 636</td>
<td>LRC/Various Studies Authorized</td>
<td></td>
</tr>
<tr>
<td>SB 642</td>
<td>Alien Reciprocity Repealed</td>
<td></td>
</tr>
<tr>
<td>SB 647</td>
<td>Senate President's Appointments</td>
<td></td>
</tr>
<tr>
<td>SB 663</td>
<td>Sales Tax On Flea Market Vendor</td>
<td></td>
</tr>
<tr>
<td>SB 681</td>
<td>Cheerleader Safety Rules</td>
<td></td>
</tr>
<tr>
<td>SB 683</td>
<td>Housing Trust Fund</td>
<td></td>
</tr>
</tbody>
</table>
UNFAVORABLY REPORTED FOR COMMITTEE SUBSTITUTE AMENDMENT
(continued)

SB  684  Commuting Fee Exemptions/State Employees
SB  691  Alarm System Licensing Board
SB  696  Competency Evaluation Report
SB  698  Self-Reliance Pilot Project
SB  714  Dumping Litter On Private Property
SB  716  Kill Devil Hills Sewer Tie-Ons
SB  720  Equitable Distribution/Marital Property
SB  726  Boards & Commissions Abolished
SB  738  Insurance Omnibus Amendment
SB  746  Child Restraint Violation Infraction
SB  750  Uniform Boiler/Pressure Vessel Act
SB  757  DWI Aiding And Abetting
SB  761  Dept. Of Administration Funds
SB  764  Equalize Property Tax Burden
SB  858  Medical Malpractice Insurance Study Bill
SB  859  Child Vaccine Injury Comp. Program
SB  866  The Future Roads Act
SB  866  The Future Roads Act (for substitute #2)
SB  868  Liability Insurance Study Bill
SB  873  Technical Amendments/Insurance Law
SB  879  Insurance Taxes And Fees
SB  881  N.C. Self-Insurance Facility
SB  895  Stun Guns Banned
SB  897  Whiteville Firemen
SB  918  Statesville Occupancy Tax
SB  924  Child Support Guidelines
SB  939  Child Support Cases Expedited
SB 1295  APA Technical Changes
HB  52  Amend Administrative Procedures Law
HB  72  New Occupational License Review Clarification
HB  84  Health Maintenance Organization Act
HB  86  Probation Extension
HB  119  Gasohol Tax Exemption Repeal
HB  142  School Bus Law/Sunset Repeal
HB  173  Mitchell Redistricting
HB  222  Repeal Inheritance Tax
HB  251  Hospital Bidding Procedures
HB  253  Technical Changes/Corrections Law
HB  266  Uniform Limited Partnership Act Revised
HB  286  Financial Privacy Act
HB  306  Seaports And Airports/Const. Amendment
HB  344  Independent Studies/Railroad Commission, et al
HB  348  Right-To-Know/Hazardous Substances
HB  356  Secured Bail Bond/Reason Stated
HB  377  Condominium Act Established
HB  491  Parent/Pac Support
UNFAVORABLY REPORTED FOR COMMITTEE SUBSTITUTE AMENDMENT
(continued)
HB  530  Board of Ed/Advisory Council
HB  536  Insurance Surplus Lines Act
HB  578  Elevator/Amusement Device Division
HB  606  Occupancy Taxes/Wake, Raleigh
HB  611  Prohib Insurance Blind/Deaf Discrimination
HB  615  Warrenton Fence Limitation
HB  680  State Personnel Act Amended
HB  704  Antique Car Registration Display
HB  712  State/Local Retirement Amendments
HB  760  Adoption/Termination Of Parental Rights
HB  789  Worthless Check Procedures
HB  806  Continued Confinement On Property
HB  810  Council Of State Vacancies/Const
       Amendment
HB  829  NC Racketeering Sanctions
HB  837  Election Laws/Add'l Technical Amendments
HB  841  Harassment Of Jurors
HB  842  Railroad Property Tax Value
HB  855  Medical License Qualifications
HB  894  Alcohol Offenses Submittable/Determination
HB  900  Revise Affirmation Statute
HB  939  Nonprofit Corporation Act Amendments
HB  945  Solid Waste Law Amendments
HB 1004  Students On State Board of Education
       Const Amendment
HB 1007  Land Surveyor Applicant Qualifications
HB 1034  Memory Of William Atmore/Anniversary
       1787 General Assembly
HB 1049  APA Appeal Venue
HB 1079  Civil Fines/Into County School Fund
HB 1100  Radiation Tech Practice Act
HB 1115  State Apple Grade Standards
HB 1135  Off Premises Sales/Cooling-Off Period
HB 1137  Local Sewer And Water Permits
HB 1151  Liens For Unpaid Milk
HB 1179  Misdemeanants Register To Vote
HB 1190  Preservation of Prime Farmland
HB 1201  Uniform Bond Procedures
HB 1208  Neglected Juvenile/Protective Service
HB 1238  Retaliatory Dismissal/Worker's Compensation
HB 1294  Felons' Profit From Stories
HB 1309  Smoking At School Prohibited
HB 1445  Modify Bimonthly Sales Tax Refund
HB 1511  Insurance Regulation
HB 1690  Nags Head Fire Hazard

WITHDRAWN FROM CONSIDERATION
SB  872  Memorial Mission Hospital Funds  (At Sponsor's Request)
SJR 1023  Enable/Capital Improvement Projects  (Enable/not required)
       UNC/CH
## NORTH CAROLINA GENERAL ASSEMBLY
### SENATORIAL DISTRICTS
#### (G. S. 120-1)

<table>
<thead>
<tr>
<th>DISTRICTS (Seats)</th>
<th>COUNTIES</th>
</tr>
</thead>
<tbody>
<tr>
<td>1st (1)</td>
<td>BEAUFORT (Township of Pantego), BERTIE (Townships of Merry Hill, Whites, Windsor—Town of Askewville; Enumeration Districts 196, 197), CAMDEN, CHOWAN, CURRITUCK, DARE, GATES (Townships of Holly Grove, Hunters Hill, Mintonsville), HYDE, PASQUOTANK, PERQUIMANS, TYRRELL, WASHINGTON.</td>
</tr>
<tr>
<td>2nd (1)</td>
<td>BERTIE (Townships of Colerain, Indian Woods, Mitchells, Roxobel, Snake Bite, Woodville, Windsor—Town of Windsor; Enumeration Districts 198A, 199), EDGECOMBE (Townships of 3—Upper Conetoe, 4—Deep Creek), GATES (Townships of Gatesville, Hall, Haslett, Reynoldson), HALIFAX (Townships of Conocarnara, Enfield, Halifax, Littleton, Palmyra, Roseneath, Scotland Neck, Weldon), HERTFORD, MARTIN (Townships of Goose Nest, Hamilton), NORTHAMPTON, VANCE (Townships of Middleburg-Nutbush, Townsville, Williamsboro), WARREN (Townships of Fork, Hawtree, Nutbush, River, Roanoke, Sandy Creek, Shocco, Sixpound, Smith Creek, Warrenton)</td>
</tr>
<tr>
<td>3rd (1)</td>
<td>CARTERET, CRAVEN, PAMLICO.</td>
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<tr>
<td>4th (1)</td>
<td>ONSLOW.</td>
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<tr>
<td>5th (1)</td>
<td>DUPLIN, JONES, LENOIR, PENDER (Townships of Columbia, Union).</td>
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<tr>
<td>6th (1)</td>
<td>EDGECOMBE (Townships of 1—Tarboro, 2—Lower Conetoe, 5—Lower Fishing Creek, 8—Sparta, 9—Otter Creek, 10—Lower Town Creek, 11—Walnut Creek, 12—Rocky Mount, 13—Cokey, 14—Upper Town Creek), MARTIN (Township of Robersonville), PITT (Townships of Arthur, Belvoir, Bethel, Falkland, Farmville, Fountain), WILSON (Townships of Gardner, Wilson, Toisnot).</td>
</tr>
<tr>
<td>7th (1)</td>
<td>NEW HANOVER, PENDER (Townships of Burgaw, Canetuck, Caswell, Grady, Holly, Long Creek, Rocky Point, Topsail).</td>
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<tr>
<td>8th (1)</td>
<td>GREENE, WAYNE.</td>
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<tr>
<td>9th (1)</td>
<td>BEAUFORT (Townships of Bath, Chocowinity, Long Acre, Richland, Washington), MARTIN (Townships of Beargrass, Cross Roads, Griffins, Jamesville, Poplar Point, Williams, Williamson), PITT (Townships of Ayden, Carolina, Chicod, Greenville, Grifton, Grimesland, Pactolus, Swift Creek, Winterville).</td>
</tr>
<tr>
<td>10th (1)</td>
<td>EDGECOMBE (Townships of 6—Upper Fishing Creek, 7—Swift Creek), HALIFAX (Townships of Brinkleyville, Butterwood, Faucett, Roanoke Rapids), NASH, WARREN (Townships of Fishing Creek, Judkins), WILSON (Townships of Black Creek, Cross Roads, Old Fields, Saratoga, Springhill, Stantonsburg, Taylor).</td>
</tr>
</tbody>
</table>
11th (1) FRANKLIN, VANCE, WAKE (Townships of Bartons Creek, Little River, Marks Creek, New Light, Wake Forest, St. Matthews Precincts 1, 2, 3, 4).

12th (2) CUMBERLAND (Townships of Black River, Carvers Creek, Cedar Creek, Cross Creek, Eastover, Gray's Creek, Manchester, Pearces Mill, Rockfish, Seventy-First).

13th (2) DURHAM, GRANVILLE, PERSON, ORANGE (Townships of Cedar Grove, Eno, Little River).

14th (3) HARNETT, LEE, WAKE (Townships of Buckhorn, Cary, Cedar Fork, Holly Springs, House Creek, Leesville, Meredith, Middle Creek, Neuse River, Panther Branch, Raleigh, St. Mary's, St. Matthew's [not included in District 11], Swift Creek, White Oak).

15th (1) JOHNSTON, SAMPSON.

16th (2) CHATHAM, MOORE, RANDOLPH, ORANGE (Townships of Bingham, Chapel Hill, Cheeks, Hillsborough).

17th (2) ANSON, MONTGOMERY, RICHMOND, SCOTLAND, STANLY, UNION.

18th (1) BLADEN, BRUNSWICK, COLUMBUS, CUMBERLAND (Township of Beaver Dam).

19th (1) FORSYTH (Townships of Belews Creek, Kernersville), GUILFORD (Townships of Bruce, Center Grove, Clay, Fentress, Greene, Madison, Monroe, Oak Ridge, Rock Creek, Washington—Precincts of Friendship I, Greensboro 10, 20, 21, 27, 28, 32, 34, 35).

20th (2) FORSYTH (Townships of Abbots Creek, Bethania, Broadbay, Clemmons, Lewisville, Middle Fork, Old Richmond, Old Town, Salem Chapel, South Fork, Vienna, Winston).

21st (1) ALAMANCE, CASWELL.

22nd (1) CABARRUS, MECKLENBURG (Precincts of Charlotte 62, 64, Clear Creek, Matthews, Mint Hill 1, 2, Morning Star, Providence).

23rd (2) DAVIDSON, DAVIE, ROWAN.

24th (2) ALLEGHANY, ASHE, ROCKINGHAM, STOKES, SURRY, WATAUGA.

25th (3) CLEVELAND, GASTON, LINCOLN, RUTHERFORD.

26th (2) ALEXANDER, CATAWBA, IREDELL, YADKIN.

27th (2) AVERY, BURKE, CALDWELL, MITCHELL, WILKES.

28th (2) BUNCOMBE, MCDOWELL, MADISON, YANCEY.

29th (2) CHEROKEE, CLAY, GRAHAM, HAYWOOD, HENDERSON, JACKSON, MACON, POLK, SWAIN, TRANSYLVANIA.

30th (1) HOKE, ROBESON.
31st  (1)  GUILFORD (Townships of Jefferson, Sumner, High Point Census Tract 166 [Block 921], Precincts of Greensboro 3, 4, 5, 6, 7, 8, 9, 11, 19, 25, 29, 30, High Point 3, 5, 6, 7, 11, 12, 19, Jamestown 1, 2, 3).

32nd  (1)  GUILFORD (Township of Deep River, Precincts of Friendship II, Greensboro 1, 2, 12, 13, 14, 15, 16, 17, 18, 22, 23, 24, 26, 31, 33, 36, High Point 1, 2, 4, 8, 9, 10, 13, 14, 15, 16, 17, 18, 20, 21).

33rd  (1)  MECKLENBURG (Precincts of Charlotte 2, 11, 12, 13, 14, 15, 16, 22, 25, 27, 29, 31, 39, 41, 42, 44, 46, 52, 54, 55, 56, 60, 77, 78, 82, Long Creek 2).

34th  (1)  MECKLENBURG (Precincts of Charlotte 3, 4, 5, 23, 24, 26, 28, 30, 33, 40, 43, 45, 53, 61, 79, 80, 81, 83, 84, 89, Berryhill, Cornelius, Crab Orchard 1, 2, Davidson, Huntersville, Lemly, Long Creek 1, Mallard Creek 1, 2, Oakdell, Paw Creek 1, 2, Steel Creek 1, 2).

35th  (1)  MECKLENBURG (Precincts of Charlotte 1, 6, 7, 8, 9, 10, 17, 18, 19, 20, 21, 32, 34, 35, 36, 37, 38, 47, 48, 49, 50, 51, 57, 58, 59, 63, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 85, 86, 88, Pineville).
S. R. 861, A SENATE RESOLUTION TO AMEND THE PERMANENT RULES OF THE SENATE.

(Adopted June 11, 1986—see pages 19-20)

S. R. 915, A SENATE RESOLUTION AMENDING THE PERMANENT RULES OF THE SENATE TO IMPLEMENT THE JOINT LEGISLATIVE COMMISSION ON MUNICIPAL INCORPORATIONS.

Be it resolved by the Senate:

Section 1. The permanent rules of the Senate are amended by adding a new Rule to read:

"RULE 42.4. No bill proposing to incorporate a municipality, or amendment or committee substitute proposing to incorporate a municipality, may be introduced in the Senate unless there is attached to the jacket of the bill, or attached to the amendment, the recommendations of the Joint Legislative Commission on Municipal Incorporations."

Sec. 2. This resolution is effective with respect to bills, amendments, and committee substitutes introduced after convening of the 1987 Regular Session of the General Assembly.

S. R. 954, A SENATE RESOLUTION MEMORIALIZING CONGRESS TO LIMIT THE USE OF CONDEMNATION TO EXPAND CAMP LEJEUNE.

Whereas, Camp Lejeune Marine Base in Onslow County, North Carolina, is intending to expand; and

Whereas, according to the Onslow County Tax Administration the Department of Defense intends to acquire more than 51,000 acres containing 124 houses or commercial buildings owned by 280 individuals with a total value of fifteen million one hundred eighty-four thousand two hundred dollars ($15,184,200) which would deprive Onslow County of more than eighty-one thousand dollars ($81,000) in tax revenues each year; and

Whereas, it has been reported that the Department of Defense and the Marine Corps intend to use the federal condemnation power as the mechanism for acquiring the additional land for the Camp Lejeune Marine Base expansion; and

Whereas, the use of the federal condemnation power to take the land on which citizens of this State have resided and farmed for many years would be manifestly unfair;

Now, therefore, be it resolved by the Senate:

Section 1. The North Carolina Senate urges Congress and the Department of Defense to limit the use of the federal power of condemnation to take the land for the expansion of the Camp Lejeune Marine Base, and not to condemn any occupied residential property.
Sec. 2 This resolution is effective upon adoption.

(Offered June 16, 1986—see page 35)


Whereas, on May 5, 1986, the Division of Emergency Management, Department of Crime Control and Public Safety in coordination with the Division of Forest Resources, Department of Natural Resources and Community Development, activated the State Emergency Response Team to fight a forest fire in Onslow and Pender Counties which during the next 17 days consumed more than 75,000 acres; and

Whereas, State, local, federal, and private organizations committed thousands of man-hours to fighting this extensive fire, including personnel from about one hundred fire departments from across the State, military and civilian personnel from the Marine Corps Air Station at New River, marines from Camp LeJeune, foresters from South Carolina and Georgia, and prison inmates who volunteered to assist on the scene; and

Whereas, volunteer firemen from Sampson, Cumberland, Wayne, Pender, New Hanover, Onslow, Craven, Duplin, Jones, Brunswick, Carteret Counties and from the fire departments of the City of Wilmington and the Marine Corps Air Station, worked tirelessly to fight and control the forest fire; and

Whereas, emergency medical service was provided by 26 rescue squads and their technicians and support personnel from many parts of the State; and

Whereas, these herculean efforts should be properly recognized, honored, and applauded by the General Assembly of North Carolina;

Now, therefore, be it resolved by the Senate:

Section 1. The North Carolina Senate expresses its gratitude to each and every person and organization involved in the successful heroic fight to contain and extinguish the forest fire in Onslow and Pender Counties during May 1986. This body especially notes and applauds the efforts of the representatives of the volunteer and paid fire departments and rescue squads in their service to this State during the great conflagration in Onslow and Pender Counties during May 1986.

Sec. 2. This resolution is effective upon adoption.
EXECUTIVE ORDERS
of the
GOVERNOR OF THE STATE
OF NORTH CAROLINA

JAMES G. MARTIN

In compliance with G. S. 150A (Art. 5) and Chapter 479 (S. B. 1 [Sec. 152]) of the 1985 Session Laws, the Office of the Governor of the State of North Carolina has filed with the Senate Principal Clerk a copy of all Executive Orders issued (to date of printing) as summarized below.

The full text of Executive Orders 1 through 21 can be found in the Session Laws of the 1985 General Assembly, First Session 1985 and Executive Orders 22 through 26 in the Session Laws of the 1985 General Assembly, Second Session 1986.

<table>
<thead>
<tr>
<th>Executive Order</th>
<th>Title</th>
<th>Date of Issuance</th>
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<tbody>
<tr>
<td>1</td>
<td>North Carolina Board of Ethics</td>
<td>1/31/85</td>
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<tr>
<td></td>
<td>Establishes and defines duties of Board of Ethics and persons subject to, and exemptions from, this Order. Statement of Economic Interest has to be filed every year between April 15 and May 15.</td>
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<tr>
<td>2</td>
<td>Governor's Efficiency Study Commission</td>
<td>2/12/85</td>
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<tr>
<td></td>
<td>Commission established to conduct a private sector study of efficiency in State government and advise Governor and other department and agency heads with respect to improving and reducing costs.</td>
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<td>3</td>
<td>North Carolina Advisory Council of Vocational Education</td>
<td>3/27/85</td>
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<tr>
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<td>Establishes Council to act as the State Council on Vocational Education in accordance with requirements of Federal law.</td>
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<td>4</td>
<td>Rescission of Executive Order No. 97, Dated September 7, 1983, Restoring Review of Disability Procedures</td>
<td>5/10/85</td>
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<tr>
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<td>Ends moratorium on the processing of claims forwarded by the Social Security Administration.</td>
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<td>5</td>
<td>Governor's Commission on Child Victimization</td>
<td>5/20/85</td>
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<tr>
<td></td>
<td>Establishes Commission to encourage private sector involvement, coordinate with various state agencies, review programs, proposals, preventive measures, and North Carolina law dealing with prevention of the victimization of children.</td>
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<tr>
<td>6</td>
<td>State Employees’ Work Place Requirements for Safety and Health</td>
<td>5/20/85</td>
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<tr>
<td></td>
<td>Establishes State Employees’ Work Place Requirements Program for Safety and Health for N.C. to meet its loss prevention responsibilities and provide safe and healthful conditions of employment for all State employees. State Personnel Director provides annual analysis of injury and compensation statistics.</td>
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<tr>
<td>Executive Order</td>
<td>Title</td>
<td>Date of Issuance</td>
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<tr>
<td>7</td>
<td>Women's Economic Development Advisory Council</td>
<td>6/28/85</td>
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<tr>
<td></td>
<td>Establishes Council to explore opportunities for women in our economy, and advise Secretary of Administration and Secretary of Commerce on course of action.</td>
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<tr>
<td>8</td>
<td>Governor's Advisory Committee on Travel and Tourism</td>
<td>6/28/85</td>
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<tr>
<td></td>
<td>Establishes Committee to work in coordination with the Travel and Tourism Committee of the N.C. Economic Development Board of the Dept. of Commerce. Rescinds Hunt Executive Order 46.</td>
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<tr>
<td>9</td>
<td>North Carolina Public Transportation Advisory Council</td>
<td>6/28/85</td>
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<tr>
<td></td>
<td>Establishes Council to develop transportation policies, and to review and make recommendations to Interagency Transportation Review Committee (which is created by this Order), funding agencies and to Board of Transportation. Rescinds Hunt Executive Order 29.</td>
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<td></td>
<td>Establishes Council. To prepare and present recommendations to the Governor and General Assembly for changes and recommendations regarding statutes, rules and regulations which affect small businesses in N.C. To determine need for programs and conduct interviews and information needed to carry out this Order. Rescinds Hunt Executive Order 51.</td>
<td></td>
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<tr>
<td>10A</td>
<td>Amendment to Executive Order No. 10</td>
<td>7/25/85</td>
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<tr>
<td>11</td>
<td>Governor's Advisory Commission on Military Affairs</td>
<td>6/28/85</td>
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<tr>
<td></td>
<td>Establishes Commission to advise Governor on activities which would assist military installations and military families within State. Rescinds Hunt Executive Order 80 executed April 30, 1982.</td>
<td></td>
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<tr>
<td>12</td>
<td>Governor's Highway Safety Commission</td>
<td>6/28/85</td>
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<tr>
<td></td>
<td>Establishes Commission to review, support and establish statewide highway safety goals and objectives and legislation to promote highway safety and advise Governor. Rescinds Hunt Executive Order 56 executed October 30, 1980.</td>
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<tr>
<td></td>
<td>Establishes Council. To advise DHR and Governor of concerns, needs, and recommendations regarding health planning needs in N.C. Rescinds Hunt Executive Order 91 executed February 28, 1983.</td>
<td></td>
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<tr>
<td>14</td>
<td>Governor's Task Force on Domestic Violence</td>
<td>6/28/85</td>
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<tr>
<td></td>
<td>Establishes Task Force to review and make recommendations to coordinate agency activities in assisting victims of domestic violence, develop programs and provide community education regarding domestic violence issues. Rescinds Hunt Executive Order 55 executed October 27, 1980.</td>
<td></td>
</tr>
<tr>
<td>Executive Order</td>
<td>Title</td>
<td>Date of Issuance</td>
</tr>
<tr>
<td>-----------------</td>
<td>------------------------------------------------------------</td>
<td>------------------</td>
</tr>
<tr>
<td>15</td>
<td>Juvenile Justice Planning Committee</td>
<td>6/28/85</td>
</tr>
<tr>
<td></td>
<td>Establishes Committee to study juvenile justice as an adjunct committee of Governor's Crime Commission.</td>
<td></td>
</tr>
<tr>
<td>16</td>
<td>North Carolina Council on the Holocaust</td>
<td>6/28/85</td>
</tr>
<tr>
<td></td>
<td>Establishes Council to prevent future atrocities by developing a program of education and observance of the Holocaust. Rescinds Hunt Executive Order 63 executed April 29, 1981.</td>
<td></td>
</tr>
<tr>
<td>17</td>
<td>America's Four Hundredth Anniversary</td>
<td>6/28/85</td>
</tr>
<tr>
<td></td>
<td>Extends Hunt Executive Order 88 executed November 9, 1985, which establishes county committees on America’s 400th Anniversary, through December 31, 1987.</td>
<td></td>
</tr>
<tr>
<td>18</td>
<td>Equal Employment Opportunity</td>
<td>7/1/85</td>
</tr>
<tr>
<td></td>
<td>Outlines State policy for implementation of policies and programs adopted by the State Personnel Commission to provide equal employment opportunities.</td>
<td></td>
</tr>
<tr>
<td>19</td>
<td>Governor's Commission for Recognition of State Employees</td>
<td>8/7/85</td>
</tr>
<tr>
<td></td>
<td>Establishes Governor's Commission for Recognition of State Employees for the purpose of recognizing State employees who have provided valuable service to the State.</td>
<td></td>
</tr>
<tr>
<td>20</td>
<td>Wellness Improvement for State Employees</td>
<td>9/3/85</td>
</tr>
<tr>
<td></td>
<td>Establishes program to facilitate a combination of educational, organizational and environmental activities designed to support behaviors conducive to the positive health of employees.</td>
<td></td>
</tr>
<tr>
<td>21</td>
<td>State Family Planning Advisory Council</td>
<td>10/3/85</td>
</tr>
<tr>
<td></td>
<td>Establishes Council to comply with Federal recommendations in accordance with Title X, Public Health Services Act.</td>
<td></td>
</tr>
<tr>
<td>22</td>
<td>Implement Certain Economies in North Carolina State Government to Respond to Federal Legislation Requiring a Federal Balanced Budget</td>
<td>1/8/86</td>
</tr>
<tr>
<td></td>
<td>Freeze on vacant positions in the Executive Branch of State Government, with exceptions, because of balanced budget amendment to the Federal debt ceiling limit bill requiring the Federal Government to reach a balanced budget by fiscal year 1991.</td>
<td></td>
</tr>
<tr>
<td>23</td>
<td>Governor's Council on Alcohol and Drug Abuse Among Children and Youth</td>
<td>1/29/86</td>
</tr>
<tr>
<td></td>
<td>Council appointed by Governor and supported by the Department of Human Resources to identify needs, recommend and coordinate resources both State and local, to address identified needs, and recommend legislation in the area of substance abuse. Funded by the Department of Human Resources and private donations.</td>
<td></td>
</tr>
<tr>
<td>24</td>
<td>Governor's Program to Strengthen Historically Black Colleges</td>
<td>2/13/86</td>
</tr>
<tr>
<td></td>
<td>Program to strengthen the capacity of historically Black colleges and universities, to provide quality education by involving business and industry to identify, reduce, and eliminate barriers to participation in State-sponsored programs. Mandatory annual plan to Senior Education Advisor from Cabinet Department and Executive Agencies for development of Annual State Plan.</td>
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</tr>
<tr>
<td>Executive Order</td>
<td>Title</td>
<td>Date of Issuance</td>
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</tr>
<tr>
<td>25</td>
<td>Regional Policy for North Carolina</td>
<td>2/21/86</td>
</tr>
<tr>
<td></td>
<td>Continuation and reorganization of the Lead</td>
<td></td>
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<td></td>
<td>Regional Organization involving the concept of</td>
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<td></td>
<td>multi-county planning regions in the fostering of</td>
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<td></td>
<td>intergovernmental coordination and cooperation.</td>
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<tr>
<td>26</td>
<td>Emergency Drought Relief</td>
<td>7/23/86</td>
</tr>
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<td></td>
<td>Development and Implementation of “Operation Hay”</td>
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<td></td>
<td>providing assistance to farmers in the procurement</td>
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<tr>
<td></td>
<td>and distribution of livestock feed products</td>
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<td></td>
<td>necessitated by the extensive drought conditions</td>
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<tr>
<td></td>
<td>prevailing.</td>
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</table>

PRESENTATION TO SENATE

June 18, 1986 (see page 69)

The desk presented to the Senate of the North Carolina General Assembly for the use of the Lieutenant Governor as President of the Senate is the culmination of a two-year project of the Vocational Education Class of the North Buncombe High School in Asheville, North Carolina.

Constructed from walnut grown in North Carolina and purchased in rough-lumber form, the students designed and drew plans for the desk. With an average investment of two hours each day for the school calendar year of 1985 and 1986 as well as time after school and during teacher work-days, the students planed the wood, turned corners, drew and cut the one-inch dentil work utilized in the design. The desk is 76 by 37 inches and contains two file drawers on either side of the occupant with a middle drawer for writing materials. Located on the front are four doors enclosing book shelves with a eight-inch recess. Decorated with brass fixtures of early-American design and featuring raised panels with turned and fluted quarter panels in a traditional style, the impressive desk shall compliment the executive office of the President of the Senate.

Purpose of Project: “In light of ongoing federal cuts [budgetary], to demonstrate to our state legislators the needs of vocational training on the high school level.”

Participants in Project:
Instructor: Charles Dunlop

Class of 1985: Jeff Allman, Dennis Ball, Kenny Banks, Brian Barlow, J. B. Gosnell, Edward Jones, Chris Pack, Mark Parker, and Steve Roberts.

APPOINTMENTS

SHARED BY
THE LIEUTENANT GOVERNOR
AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

The following appointments to Boards, Commissions and Committees were made during 1985 and 1986 by the President of the Senate, the Honorable Robert B. Jordan III, Lieutenant Governor, and the Honorable Liston B. Ramsey, Speaker of the House of Representatives.

Chapters 770, 774, 1026, and 1029, 1985 Session Laws, were enacted in compliance with G. S. 120-121 which outlines the procedure for legislative appointments. The filling of vacancies occurring in legislative appointments is addressed in Chapter 752, 1985 Session Laws. Various Boards and Commissions are abolished by Chapter 1028, 1985 Session Laws.

Appointments prior to 1985 were made by a former Lieutenant Governor but remain in effect.

<table>
<thead>
<tr>
<th>ADMINISTRATIVE RULES REVIEW COMMISSION</th>
</tr>
</thead>
<tbody>
<tr>
<td>(G. S. 143B-30.1) (Term-two years)</td>
</tr>
<tr>
<td>By Lieutenant Governor: .................</td>
</tr>
<tr>
<td>Mr. William C. Crawford*</td>
</tr>
<tr>
<td>Mr. M. Jackson Nichols*</td>
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<tr>
<td>Ms. Beryl Wade*</td>
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<tr>
<td>Mr. Charles D. Woodard*</td>
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<tr>
<td>By Speaker:</td>
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<tr>
<td>Ms. Catharine Biggs Arrowood*</td>
</tr>
<tr>
<td>Mr. Joe A. Connolly*</td>
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<tr>
<td>Mr. George A. Hux*</td>
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<tr>
<td>Mr. John S. Stevens*</td>
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<thead>
<tr>
<th>ADVISORY BUDGET COMMISSION</th>
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</thead>
<tbody>
<tr>
<td>(G. S. 143-4) (Term-two years)</td>
</tr>
<tr>
<td>By Lieutenant Governor: ..........</td>
</tr>
<tr>
<td>Senator Harold W. Hardison</td>
</tr>
<tr>
<td>Senator William N. Martin</td>
</tr>
<tr>
<td>Senator Kenneth C. Royall, Jr.</td>
</tr>
<tr>
<td>Senator R. P. Thomas</td>
</tr>
<tr>
<td>Senator Wilma C. Woodard</td>
</tr>
<tr>
<td>By Speaker:</td>
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<tr>
<td>Rep. Jo Graham Foster</td>
</tr>
<tr>
<td>Rep. Luther R. Jeralds</td>
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<tr>
<td>Rep. Dwight W. Quinn</td>
</tr>
<tr>
<td>Rep. William T. Watkins</td>
</tr>
</tbody>
</table>

*Citizen Appointee
### AGING, GOVERNOR’S ADVISORY COUNCIL

(G. S. 143B-181) (Term-four years)

By Lieutenant Governor:
- Mr. James H. McCombs* ......................... 7/24/86  6/30/90
- Mrs. Maude Morrow* .............................. 8/26/83  6/30/87

By Speaker:
- Mrs. Juanita Dixon* .............................. 6/17/86  6/30/90
- Mr. Albert Jennings Martin* ..................... 7/23/84  6/30/88

### AGRICULTURAL FINANCE AUTHORITY, NORTH CAROLINA

(G. S. 122D-4) (Term-three years)

By Lieutenant Governor: ............................. 7/1/86  6/30/89
- Mr. Hector MacLean*
- Mr. John Paige Revell*
- Mr. Leonard Hedgepeth*

By Speaker: ............................................. 7/1/86  6/30/89
- Mr. Mack Reid Hudson*
- Mr. J. P. Harris, Jr.*
- Mr. Rhone Sasser*

### AGRICULTURE, FORESTRY, AND SEAFOOD AWARENESS, STUDY COMMISSION

(G. S. 120-150) (Term-two years)

By Lieutenant Governor: ............................. 8/16/85  9/30/87
- Senator James Speed—Co-Chairman
- Senator Joseph E. Thomas
- Mr. J. Michael Evans*
- Mr. Edwin W. Woodhouse*

By Speaker: ............................................. 8/28/85  9/30/87
- Rep. Vernon James—Co-Chairman
- Rep. L. M. Brinkley
- Rep. Edith Lutz
- Rep. Robert L. McAlister

### ALARM SYSTEMS LICENSING BOARD

(G. S. 74D-4) (Term-three years)

By Lieutenant Governor
- Mr. Ralph C. Brown* ............................... 9/22/83  9/30/86
- Mr. David Winston Carter* ....................... 10/1/86  9/30/89

By Speaker: ............................................. 10/1/83  9/30/86
- Mr. W. Carson Ellis*
  (Reappointed) ..................................... 10/1/86  9/30/89

*Citizen Appointee
ANDREW JACKSON HISTORIC MEMORIAL COMMITTEE
(Ch. 757, 1985 Session Laws) (Term-four years)
By Lieutenant Governor: .......................... 9/6/85 12/31/89
   Mrs. Thomas P. Dillon*
   Mr. Jack Hernig*
   Mr. Charles H. McGee*
   Mr. Wylie Neal*
   Mr. Harry Sherwood*
   Mr. John Thomas Wilson*
By Speaker: ...................................... 8/26/85 12/31/89
   Mr. Sid Hart*
   Mrs. Gladys Kerr*
   Dr. Clifford R. Lovin*
   Mrs. H. A. Sims*
   Dr. Percial Moses Thomas*
   Mrs. Mary Alice Wilson*

ARBORETUM, WESTERN NORTH CAROLINA, BOARD OF DIRECTORS
(G. S. 116-243) (Term-four years)
By Lieutenant Governor: .......................... 7/16/86
   Ms. Deana Anderson Goldstein* 6/30/90
   William Frank Forsyth* 6/30/88
By Speaker: ...................................... 7/16/86
   Dr. H. F. Robinson*
   Mr. David Felmet Sr.* 6/30/88

ART, N.C. MUSEUM OF, BOARD OF TRUSTEES
(G. S. 140-5.13(b) (5) (Term-two years)
By Lieutenant Governor:
   Ms. Nancy Crutchfield 7/1/85 6/30/87
By Speaker:
   Mrs. Mariam Cannon Hayes* 7/22/85 6/30/87

ART IN STATE BUILDINGS
(G. S. 143-408.4) (Term-two years)
By Lieutenant Governor:
   Ms. Sarah Hodgkins* 7/1/85 6/30/87
By Speaker:
   Douglas C. Forrest* 7/22/85 6/30/87

BANKING COMMISSION, STATE
(G. S. 53-92) (Term-four years)
By Lieutenant Governor: .......................... 7/22/83 4/1/87
   Mr. Joseph I. Marshall*
By Speaker: ...................................... 7/27/83 4/1/87
   Mr. Robert H. Gage*

*Citizen Appointee
BICENTENNIAL COMMISSION OF THE UNITED STATES CONSTITUTION

(G. S. 143-564) (Term-Life of Commission)

By Lieutenant Governor: (Chairman) ...................... 1/10/86
   Dr. John T. Caldwell*
   Hon. Sam J. Ervin III*
   Dr. John Hope Franklin*
   Mr. Harry Gatton*
   Ms. Liz Hair*
   Mr. McNeil Smith

By Speaker: .................................................. 12/1/85
   Rep. Charles M. Beall
   Rep. C. Robert Brawley
   Rep. John J. Hunt (Designee)
   Rep. Vernon G. James
   Rep. Daniel T. Lilley
   Rep. James F. Richardson
   Mr. Zeb Alley*

BIOTECHNOLOGY CENTER, NORTH CAROLINA—BOARD OF DIRECTORS

(By-laws) (Term-four years)

By Lieutenant Governor: ....................... 10/18/85 7/31/89
   Mr. William G. Hancock*
   Dr. Franklin Hart*
   Dr. Roy Morse*
   Dr. Stuart Bondurant*
   Dr. Charles G. Moreland*

By Speaker: .............................................. 10/25/85 7/31/89
   Dr. Don Anderson*
   Dr. James Burchall*
   Rep. Wendell H. Murphy
   Mr. Joseph Nanney*
   Dr. John McCrone* .............................. 7/28/86

BLIND, CONSUMER AND ADVOCACY ADVISORY COMMITTEE FOR THE

(G. S. 143B-164) (Term-two years)

By Lieutenant Governor: ...................... 7/1/85 6/30/87
   Senator Ralph Hunt

By Speaker: ............................................. 9/17/85 6/30/87
   Rep. Ray Fletcher

*Citizen Appointee
BUSINESS LICENSING, SIMPLIFIED—STUDY COMMISSION
(Ch. 792, 1985 Session Laws)
By Lieutenant Governor: .......................... 9/4/85
   Senator J. J. Harrington (Co-Chairman)
   Senator Harold Hardison
   Senator David R. Parnell
   Senator Aaron W. Plyler
   Mr. Bobby Myrick* ............................... 8/16/85
   Mr. Elbert L. Whitley, Jr.* ...................... 8/16/85
By Speaker: .......................... 8/26/85
   Rep. H. Martin Lancaster (Co-Chairman)
   Rep. J. Fred Bowman
   Rep. Donald M. Dawkins
   Rep. Albert S. Lineberry, Sr.
   Rep. Charles D. Owens
   Rep. E. David Redwine

CAPITAL BUILDING AUTHORITY
(G. S. 129-40) (Term-two years)
By Lieutenant Governor: .......................... 7/1/85 6/30/87
   Ms. LaDane W. Bullington*
   Mr. Isaac Heard, Jr.*
By Speaker: .......................... 7/22/85 6/30/87
   Mr. Charles E. Hubbard*
   Mr. Jimmy L. Moore*

CAPITAL PLANNING COMMISSION
(G. S. 143B-374) (Term-coincides with legislative term)
By Lieutenant Governor: .......................... 3/6/85 12/31/86
   Senator William D. Goldston, Jr.
   Senator Aaron W. Plyler
   Senator Robert D. Warren
   Senator Wilma C. Woodard
By Speaker: .......................... 3/1/85 12/31/86
   Rep. Martin L. Nesbitt
   Rep. Edd Nye
   Rep. Margaret Stamey
   Rep. William T. Watkins
   Rep. Jack Hunt (Designee) ........................ 5/12/86

CEMETERIES, ADVISORY COMMITTEE ON ABANDONED
(G. S. 143B-128) (Term-four years)
By Lieutenant Governor: .......................... 7/1/85 6/30/89
   Mr. Ralph Yates*
By Speaker: .......................... 9/15/83 6/30/87
   Rep. Gordon H. Greenwood

*Citizen Appointee
CHILD DAY-CARE COMMISSION OF THE DEPARTMENT OF HUMAN RESOURCES  
(G. S. 143B-168.2) (Term-two years)  
By Lieutenant Governor:  
<table>
<thead>
<tr>
<th>Name</th>
<th>Appointed</th>
<th>Expires</th>
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<tbody>
<tr>
<td>Ms. Lucy Bode*</td>
<td>7/1/85</td>
<td>6/30/87</td>
</tr>
<tr>
<td>Ms. Dorothy C. Scoggins*</td>
<td>7/16/86</td>
<td>6/30/88</td>
</tr>
<tr>
<td>Ms. Carol Spruill*</td>
<td>7/1/85</td>
<td>6/30/87</td>
</tr>
<tr>
<td>Mr. Ronald Saucier*</td>
<td>7/16/86</td>
<td>6/30/88</td>
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By Speaker:  
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<thead>
<tr>
<th>Name</th>
<th>Appointed</th>
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<tbody>
<tr>
<td>Mrs. Mary M. Holroyd*</td>
<td>7/16/86</td>
<td>6/30/88</td>
</tr>
<tr>
<td>Mrs. Betsy H. Johnson*</td>
<td>7/16/86</td>
<td>6/30/88</td>
</tr>
<tr>
<td>Mr. Bob Eagle*</td>
<td>7/26/85</td>
<td>6/30/87</td>
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<tr>
<td>Mrs. Lois Queen*</td>
<td>7/26/85</td>
<td>6/30/87</td>
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CHILDREN AND YOUTH, GOVERNOR'S ADVOCACY COUNCIL ON  
(G. S. 143B-415) (Term-four years)  
By Lieutenant Governor:  
<table>
<thead>
<tr>
<th>Name</th>
<th>Appointed</th>
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<tbody>
<tr>
<td>Senator Charles Hipps</td>
<td>7/1/85</td>
<td>6/30/87</td>
</tr>
<tr>
<td>Senator Lura Tally</td>
<td>7/24/86</td>
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By Speaker:  
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<tr>
<th>Name</th>
<th>Appointed</th>
<th>Expires</th>
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CHILDREN WITH SPECIAL NEEDS, COMMISSION ON  
(G. S. 120-58) (Term-pleasure of appointive authority)  
By Lieutenant Governor:  
<table>
<thead>
<tr>
<th>Name</th>
<th>Appointed</th>
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<tbody>
<tr>
<td>Senator Helen Marvin</td>
<td>7/10/85</td>
<td></td>
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<tr>
<td>Senator Russell Walker</td>
<td></td>
<td></td>
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<tr>
<td>Senator Dennis Winner</td>
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<td></td>
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<tr>
<td>Dr. Robert G. Jeffers*</td>
<td>9/6/85</td>
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By Speaker:  
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<thead>
<tr>
<th>Name</th>
<th>Appointed</th>
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<tbody>
<tr>
<td>Rep. C. B. Hauser</td>
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<tr>
<td>Rep. Edd Nye</td>
<td></td>
<td></td>
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<tr>
<td>Mr. Cornelius Hunt*</td>
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CHIROPRACTIC EXAMINERS, STATE BOARD OF  
(G. S. 90-139(b))  
By Lieutenant Governor: (Term-three years)  
<table>
<thead>
<tr>
<th>Name</th>
<th>Appointed</th>
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<tbody>
<tr>
<td>Dr. Fletcher Keith*</td>
<td>7/16/86</td>
<td>6/30/89</td>
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By Speaker: (Term-two years)  
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<tr>
<th>Name</th>
<th>Appointed</th>
<th>Expires</th>
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</thead>
<tbody>
<tr>
<td>Dr. G. Kenneth Miller*</td>
<td>7/29/85</td>
<td>6/30/87</td>
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</tbody>
</table>

*Citizen Appointee
CHOWAN INTERSTATE COMMISSION in Cooperation with
VIRGINIA GENERAL ASSEMBLY
(Ch. 757, Sec. 207, 1985 Session Laws)
By Lieutenant Governor: 3/18/86
   Senator Marc Basnight (Co-Chairman)
   Senator J. J. Harrington
   Senator Joseph E. Thomas
   Senator Lura Tally
By Speaker: 3/25/86
   Rep. William T. Watkins (Co-Chairman)
   Rep. L. M. Brinkley
   Rep. Howard B. Chapin
   Rep. Vernon James

CODE OFFICIALS QUALIFICATION BOARD, NORTH CAROLINA
(G.S. 143-151.9) (Term-four years)
By Lieutenant Governor:
   Mr. John A. Parham* 7/1/84 6/30/88
   Mr. W. Thompson Cox* 7/24/86 7/1/90
   Mr. Schuyler Drake Conklin* 7/7/83 7/1/87
   Mr. Theodore P. Nordman* 9/9/81 7/1/85
By Speaker:
   Mr. Eugene L. Presley* 9/3/85 6/30/88
   Mr. Perry Plemmons* 9/3/85 6/30/89
   Mr. Howard Liner* 9/3/85 6/30/89
   Mr. Howard V. Page* 8/10/83 6/30/87

CONTRACT APPEALS, STATE BOARD OF
(G.S. 143-135.11) (Term-two years)
By Lieutenant Governor: 7/16/86 6/30/88
   Mr. Justus M. (Judd) Ammons*
By Speaker: 7/16/86 6/30/88
   Mr. Everett Carnes*

COURTS COMMISSION, NORTH CAROLINA
(G.S. 7A-506) (Term-four years)
By Lieutenant Governor:
   Senator Henson Barnes 7/1/85 6/30/87
   Senator Anthony E. Rand 7/1/85
   Senator R. C. Soles, Jr. 7/1/85
   Mr. Fielding Clark II* 7/1/83
   Mr. Earl Parker* 8/31/84
   Mr. Howard Twiggs* 9/16/83
By Speaker: 9/4/85
   Rep. Daniel T. Blue, Jr. 6/30/89
   Mr. Donald M. Dawkins* 6/30/89
   Rep. Robert C. Hunter 6/30/87
   Hon. Ralph S. Knott* 6/30/89
   Mr. Marvin D. Musselwhite, Jr.* 6/30/87
   Rep. Dennis A. Wicker 6/30/87

* Citizen Appointee
CRIME COMMISSION
(G. S. 143B-478) (Term-two years)
By Lieutenant Governor: ......................... 7/25/85 2/28/87
  Senator Robert Swain
  Senator William Staton
By Speaker: ...................................... 3/7/85 2/28/87
  Rep. Joe Hackney

CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION
(G. S. 17C-3) (Term-two years)
By Lieutenant Governor: ......................... 7/1/85 6/30/87
  Mr. Douglas Parsons*
By Speaker: ...................................... 7/16/86 6/30/87
  Mr. Dennis T. Worley*

DEFERRED COMPENSATION PLAN, NORTH CAROLINA PUBLIC EMPLOYEE, BOARD OF TRUSTEES
(G. S. 143B-426.24) (Term-two years)
By Lieutenant Governor: ......................... 7/16/86 6/30/87
  Mr. Carson Bain*
By Speaker: ...................................... 7/22/85 6/30/87
  Mr. Adam Barlett, Jr.*

DISABILITIES, GOVERNOR’S ADVOCACY COUNCIL FOR PERSONS WITH
(G. S. 143B-403.2) (Term-two years)
By Lieutenant Governor: ......................... 7/1/85 6/30/87
  Ms. Caroline M. Livermore*
By Speaker: ...................................... 7/23/85 6/30/87
  Mr. John W. Dalrymple*

DISABILITY TASK FORCE
(Ch. 1034 Sec. 64, 1983 Session Laws)
(Ch. 757 Sec. 82, 1985 Session Laws)
By Lieutenant Governor: ......................... 9/19/85
  Mr. Charles McBrayer Sasser*
By Speaker: ...................................... 9/10/85
  Rep. Barney Paul Woodard

DISCIPLINARY HEARING COMMISSION OF NORTH CAROLINA STATE BAR
(G. S. 84-28.1) (Term-three years)
By Lieutenant Governor: ......................... 11/30/84 6/30/86
  Mr. Alton Ingalls*
By Speaker: ...................................... 7/4/85 6/30/88
  Mr. John W. Beach*

*Citizen Appointee
ECKERD WILDERNESS EDUCATIONAL SYSTEM
NORTH CAROLINA BOARD
(By-laws of EWES of NC)
By Lieutenant Governor:
Mr. Enoch M. "Eddie" Turnage* .................. 8/29/83 6/30/85
Senator Kenneth C. Royall, Jr. .................. 7/23/81 6/30/84
By Speaker:
Rep. James F. Richardson ..................... 5/2/85 6/30/88
Rep. J. Paul Tyndall ......................... 7/19/84 6/30/87

ECONOMIC DEVELOPMENT BOARD
(G. S. 143B-434) (Term-coincides with legislative term)
By Lieutenant Governor: No Designee
By Speaker:
Mr. C. Randall Rabon* (Designee) ............. 2/13/85 1/15/87

EDUCATION COMMISSION OF THE STATES
(G. S. 115C-104) (Term-Pleasure of Appointive Authority)
By Lieutenant Governor: 7/1/85 6/30/87
Senator Marvin Ward
By Speaker: (Not appointed at time of printing.)

EMERGENCY MEDICAL SERVICES ADVISORY COUNCIL
(G. S. 143-510) (Term-coincides with legislative office)
By Lieutenant Governor: 7/1/85 6/30/87
Senator Marc Basnight
Senator William Goldston, Jr.
By Speaker: 4/30/85 12/31/86
Rep. Jeff Enloe
Rep. Charles M. Beall

EMPLOYEE HOSPITAL AND MEDICAL BENEFITS COMMITTEE
(G. S. 135-38) (Term-two years)
By Lieutenant Governor: 2/11/85 12/31/86
Senator J. J. Harrington—President Pro Tempore
Senator Kenneth C. Royall, Jr.—Majority Leader
Senator Aaron W. Plyler—Chairman Appropriations
Senator Anthony E. Rand—Chairman Base Budget
Senator Marshall Rauch—Co-Chairman Finance
Senator David Parnell 6/30/87
By Speaker: 2/14/85 12/31/86
Rep. John J. Hunt—Speaker Pro Tempore
Rep. William T. Watkins (Co-Chairman)
Chairman, Appropriations/Expansion
Rep. Bob Etheridge—Chairman, Appropriations
Base Budget
Rep. Dwight W. Quinn—Chairman, Finance
Rep. George W. Miller, Jr. 9/17/85 6/30/87

*Citizen Appointee
ENERGY POLICY COUNCIL, NORTH CAROLINA  
(G. S. 113B-3) (Term-two years)  
By Lieutenant Governor: 7/25/85 12/31/86  
   Senator Joseph E. Thomas  
   Senator Richard Conder  
By Speaker: 5/1/85 12/31/86  
   Rep. George W. Brannan  
   Rep. Sidney A. Locks

ENTERPRISE ZONE-VENTURE CAPITAL STUDY COMMISSION  
(Ch. 792 Sec. 4, 1985 Session Laws) (Terminates upon Final Report)  
By Lieutenant Governor: 9/4/85  
   Senator Russell Walker (Co-Chairman)  
   Senator Ted Kaplan  
   Senator William N. Martin  
   Senator Melvin L. Watt  
   Mr. Jesse S. Capel* 8/16/85  
   Mr. Thomas Veach Long II* 8/16/85  
By Speaker: 8/26/85  
   Rep. Charles D. Owens (Co-Chairman)  
   Rep. Alexander M. Hall  
   Rep. Luther R. Jeralds  
   Rep. H. Martin Lancaster  
   Rep. Edd Nye

ENVIRONMENTAL MANAGEMENT COMMISSION  
(G. S. 143B-283) (Term-two years)  
By Lieutenant Governor: 7/1/85 6/30/87  
   Mr. A. R. “Tony” Combs*  
   Mr. Lawrence D. Fitzpatrick*  
By Speaker: 7/22/85 6/30/87  
   Mr. Charles Pinkney Francis*  
   Dr. Garrett A. Smathers*

ETHICS, LEGISLATIVE COMMITTEE  
(G. S. 120-99) (Term-coincides with legislative term)  
By Lieutenant Governor: 2/18/85 12/31/86  
   Senator Marshall Rauch (Chairman-1985)  
   Senator Lawrence A. Cobb 5/31/85  
   Senator William W. Redman, Jr.  
   Senator Russell Walker  
   Senator Dennis Winner  
By Speaker: 2/27/85 12/31/86  
   Rep. Annie Brown Kennedy (Chairman-1/14/86)  
   Rep. Austin M. Allran  
   Rep. Margaret P. Keese-Ferrester  
   Rep. George W. Miller, Jr. 6/7/85  
   Rep. Charles D. Owens 1/14/86

*Citizen Appointee
EXCEPTIONAL CHILDREN, COUNCIL ON EDUCATIONAL SERVICES FOR
(G. S. 115C-121) (Term-two years)
By Lieutenant Governor: ............................... 2/28/85 6/30/87
   Senator Helen Rhyne Marvin
   Senator Lura Tally
By Speaker: ............................... 9/18/85 6/30/87
   Rep. Ed N. Warren
   Rep. C. B. Hauser

FARM OPERATIONS COMMISSION, STATE
(G. S. 106-26.13) (Term-two years)
By Lieutenant Governor: ............................... 7/1/85 6/30/87
   Mr. Conley Mangum*
By Speaker: ............................... 7/18/85 6/30/87
   Clifton H. Moore*

FARMERS MARKET COMMISSION, NORTHEASTERN NORTH CAROLINA
(G. S. 106-720) (Term-four years)
By Lieutenant Governor: ............................... 7/16/86
   Dr. Edmund Estes* 6/30/88
   Mr. Tom H. Shepherd* 6/30/88
   Mr. Sam Walker* 6/30/90
   Ms. Grace Bonner* 6/30/90
By Speaker: ............................... 7/16/86
   Dr. Frank Bordeaux* (Chairman) 6/30/88
   Mr. Hobart Trusdale* 6/30/88
   Mr. Don Baker* 6/30/90
   Rev. James M. Johnson* 6/30/90

FARMERS MARKET COMMISSION, SOUTHEASTERN NORTH CAROLINA
(G. S. 106-727) (Term-four years)
By Lieutenant Governor: ............................... 7/16/86
   Dr. Frank Bordeaux* (Chairman) 6/30/88
   Mr. J. T. (Tommy) Wellington* 6/30/88
   Mr. Durwood Sinclair* 6/30/90
   Mr. Al Parker* 6/30/90
By Speaker: ............................... 7/16/86
   Dr. Edmund A. Estes* 6/30/88
   Mr. Samuel L. Harrell* 6/30/88
   Mr. Melvin G. Cording* 6/30/90
   Mr. Oscar Harris* 6/30/90

FARMWORKER COUNCIL, NORTH CAROLINA
(G. S. 143B-426.25) (Term-two years)
By Lieutenant Governor:
   Senator Wanda Hunt 10/31/85 6/30/87
   Rev. James Horton*
   8/29/85 6/30/87
By Speaker:
   Rep. Charles M. Beall 1/15/86 6/30/87

*Citizen Appointee
**FIRE COMMISSION, STATE**  
(G. S. 58-27.30) (Term-three years)  
By Lieutenant Governor: \[7/1/85\] \[9/30/87\]  
Mr. Carroll Hemphill*  
By Speaker: \[7/26/85\] \[9/30/87\]  
Mr. Wiley P. Wooten*  

**GENERAL STATUTES COMMISSION**  
(G. S. 164-14) (Term-two years)  
By Lieutenant Governor: \[7/25/85\] \[5/31/87\]  
Senator James E. Ezzell, Jr.  
By Speaker: \[6/1/85\] \[5/31/87\]  
Rep. Alexander M. Hall  

**HAZARDOUS WASTE REGULATION STUDY**  
(Ch. 1014, Sec. 150, 1985 Session Laws)  
By Lieutenant Governor:  
(Not appointed at time of printing.)  
By Speaker: \[8/11/86\]  
Rep. Joe Hackney (Co-Chairman)  
Rep. Alexander M. Hall  
Rep. Martin L. Nesbitt  
Rep. Charles D. Owens  

**HAZARDOUS WASTE TREATMENT COMMISSION**  
(G. S. 143B-470.3) (Term-four years)  
By Lieutenant Governor: \[3/29/85\] \[1/31/87\]  
Mr. Henry von Oesen*  
Mrs. Dorothy Phillips Kilpatrick*  
Mr. Alvis Greely Turner*  
By Speaker: \[4/9/85\] \[1/31/87\]  
Mr. W. S. Brown*  
Mr. Harold D. Long*  
Dr. Bruce Waller*  

**HEARING IMPAIRED, NORTH CAROLINA COUNCIL FOR THE**  
(G. S. 143B-214) (Term-two years)  
By Lieutenant Governor: \[7/1/85\] \[6/30/87\]  
Senator Wanda Hunt  
By Speaker: \[9/18/85\] \[6/30/87\]  
Rep. Ray C. Fletcher  

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*Citizen Appointee*
HOLOCAUST, NORTH CAROLINA COUNCIL ON THE
(G. S. 143B-216.20) (Term-two years)
By Lieutenant Governor: .......................... 10/16/85 6/30/87
   Ms. Paula Blumenfeld*
   Ms. Ellen Carr*
   Ms. Kitty Huffman*
   Mr. Morris Keil*
   Mr. Henry Landau*
   Ms. Cilia Scher*
   Mr. Elmo Scoggin*
   Rabbi Arnold Task*
By Speaker: .......................... 9/10/85 6/30/87
   Rep. John W. Brown
   Rep. David W. Bumgardner
   Rep. Howard B. Chapin
   Rep. John T. Church
   Rep. Herman C. Gist
   Rep. C. B. Hauser
   Rep. Robert L. McAlister
   Rep. L. P. Spoon, Jr.

HOUSING COMMISSION, NORTH CAROLINA
(G. S. 147-33.13) (Term-three years)
By Lieutenant Governor:
   Mr. Joe E. Harris Jr.* .......................... 7/16/86 6/30/89
   Mr. Bob Jones* .................. 7/1/85 6/30/88
   Mr. Lawrence Ed Tipton* .............. 7/16/86 6/30/89
By Speaker:
   Mr. Michael E. Ferguson* .................. 7/16/86 6/30/89
   Mrs. Mickey Hanula* .................. 7/22/85 6/30/88
   Mr. Jim Moore* .................. 7/16/86 6/30/89

HOUSING FINANCE AGENCY, BOARD OF DIRECTORS
(G. S. 122A-4) (Term-two years—Categorical-four years)
By Lieutenant Governor: .......................... 7/1/85 6/30/87
   Mr. George E. Carr, Jr.* .............. 6/30/87
   Mr. William A. Jenkins* .............. 6/30/87
   Mr. Mark E. Tipton* .................. 6/30/89
   Mr. William G. White, Jr.* ........... 6/30/87
By Speaker: .......................... 7/22/85 6/30/87
   Mr. Michael E. Ferguson*
   Mr. Jimmy L. Moore*
   Mr. Hilliard Caldwell*
   Mr. William W. Wittington*

*Citizen Appointee
HOUSING TRUST FUND STUDY COMMISSION, NORTH CAROLINA
(Ch. 792 Sec. 5, 1985 Session Laws) (Terminates upon Final Report)
By Lieutenant Governor: 8/16/85
   Senator Anthony E. Rand (Co-Chairman)
   Senator Melvin L. Watt
   Mr. Ken Flynt*
   Mr. Leighton Martin*
   Ms. Betty Chafin Rash*
   Mr. Edd Roberts*
   Mr. Rhone Sasser* 9/19/85
   Mr. Donald M. Saunders*
By Speaker: 9/4/85
   Rep. David H. Diamont (Co-Chairman)
   Rep. Frank Ballance
   Rep. George W. Brannan*
   Mr. James A. Abbott*
   Mrs. Blanche Carroll*
   Ms. Ethel Clark*
   Mr. Arnold R. Spell*
   Mrs. Patsy Z. Whitaker*

HUMAN RELATIONS COUNCIL
(G. S. 143B-392) (Term-four years)
By Lieutenant Governor: 7/24/86 6/30/90
   Ms. Almetta Armstrong*
   Mr. James F. Richardson*
By Speaker: 7/1/86 6/30/90
   Rep. Annie B. Kennedy
   Rep. Peggy Stamey

HUMAN TISSUE ADVISORY COUNCIL
(G. S. 130A-414) (Term-three years)
By Lieutenant Governor: 8/29/85 6/30/88
   Ms. Betsy Evans*
By Speaker: 8/9/83
   Mr. W. T. Grimsley*

INAUGURAL CEREMONIES, COMMITTEE ON
(G. S. 143-533) (Term-July 1 preceding Gubernatorial Election through seven days past Inaugural Ceremony)
By Lieutenant Governor: (Three Senators)
   By Speaker: (Three Representatives)

INDIAN AFFAIRS, NORTH CAROLINA COMMISSION OF
(G. S. 143B-407) (Term-two years)
By Lieutenant Governor: 7/1/85 6/30/87
   James R. Lowry*
By Speaker: 7/22/85 6/30/87
   Mr. Arnold Locklear*

*Citizen Appointee
INDIGENT HEALTH CARE STUDY COMMISSION
(Ch. 792 Sec. 6, 1985 Session Laws) (Final Report to 1987 General Assembly)
By Lieutenant Governor: ......................... 8/16/85
  Senator Anthony E. Rand (Co-Chairman)
  Senator Aaron Plyler
  Senator Russell Walker
  Mr. Wills Hancock*
  Mr. Thomas Rose*
  Mr. Russell E. Transbarger, RN*
By Speaker: ...................................... 8/16/85
  Rep. James W. Crawford, Jr. (Co-Chairman)
  Rep. Bob Etheridge
  Mr. Russell Childers*
  Mr. Vines Cobb*
  Ms. Pam Silberman*

INSURANCE COMMISSION, PUBLIC OFFICERS AND EMPLOYEE LIABILITY
(G. S. 58-27.20) (Term-four years)
By Lieutenant Governor: ......................... 7/22/83  6/30/87
  Mr. Charles R. Vance, Jr.*
By Speaker: ...................................... 7/23/85  6/30/87
  Mr. J. Thomas Sutton*

INSURANCE LAWS STUDY COMMISSION
(Ch. 792 Sec. 7, 1985 Session Laws) (Report/Convening 1987 General Assembly)
By Lieutenant Governor: ......................... 8/16/85
  Senator Joseph E. Johnson (Co-Chairman)
  Senator A. D. Guy
  Senator Thomas Taft
  Mr. Art Ivey*
By Speaker: ...................................... 8/2/85
  Rep. Martin L. Nesbitt (Co-Chairman)
  Rep. John C. Hasty
  Rep. George M. Holmes

INSURANCE MARKETS/LIABILITY AND PROPERTY STUDY COMMISSION
(Ch. 792 Sec. 8, 1985 Session Laws) (Final Report/Convening 1987 General Assembly)
By Lieutenant Governor: ......................... 8/16/85
  Senator Harold Hardison (Co-Chairman)
  Senator James C. Johnson, Jr.
  Senator Joseph E. Johnson
  Mr. Dale Bennett*
By Speaker: ...................................... 8/2/85
  Rep. John C. Hasty (Co-Chairman)
  Rep. Wendell H. Murphy
  Rep. R. D. Beard
  Rep. John B. McLaughlin

* Citizen Appointee
INTERNERNSHIP COUNCIL, NORTH CAROLINA
(G. S. 143B-418) (Term-set by appointive authority)

By Lieutenant Governor: ................................. 7/1/85 6/30/87
  Mr. James Oliver*
By Speaker: ................................................. 7/1/85 6/30/87
  Mr. George Peery*

INTERSTATE COOPERATION, COUNCIL ON
(G. S. 143B-380) (Term-two years)

By Lieutenant Governor: ................................. 7/1/85 6/30/87
  Robert B. Jordan III (President of the Senate)
  Senator Aaron W. Plyler
  Senator Anthony E. Rand
  Senator Kenneth C. Royall, Jr.
By Speaker: ................................................. 9/17/85 6/30/87
  Rep. Peggy Stamey (Designee)
  Rep. Frank W. Ballance
  Rep. Ray Sparrow
  Rep. Charles D. Woodard

JUDICIAL CENTER COMMISSION, STATE
(Ch. 698 Sec. 17, 1985 Session Laws) (Reports 3/1/87-Terminates 6/30/87)

By Lieutenant Governor: ................................. 10/28/85
  Senator Henson P. Barnes
  Senator Anthony E. Rand
By Speaker: ................................................. 9/10/85
  Rep. John T. Church
  Rep. Daniel T. Lilley

JUVENILE LAW STUDY COMMISSION
(G. S. 7A-740) (Term-two and four years)

By Lieutenant Governor:
  Rev. Joseph C. Brown* ................................. 6/26/84 6/30/86
  Mr. Charles B. Casper*............................... 6/26/84 6/30/88
By Speaker:
  Rep. Anne C. Barnes ................................. 7/26/84 6/30/86

LAW ENFORCEMENT OFFICERS' BENEFIT AND RETIREMENT FUND,
BOARD OF TRUSTEES
(G. S. 143-166(b) (5)) (Term-two years)

By Lieutenant Governor: ................................. 7/1/85 6/30/87
  Mr. Tom Bradshaw*
By Speaker: ................................................. 7/22/85 6/30/87
  Mr. Theo H. Pitt, Jr.*

*Citizen Appointee
LOCAL GOVERNMENT ADVOCACY COUNCIL
(G. S. 143-506.14) (Term-two years)
By Lieutenant Governor: ......................... 6/3/85 12/31/86
Senator James D. Speed
Senator Wanda Hunt ......................... 9/10/85
By Speaker: ......................... 5/1/85 12/31/86
Rep. Charles M. Beall
Rep. Charles D. Owens

LOCAL GOVERNMENT COMMISSION
(G. S. 159-3) (Term-four years)
By Lieutenant Governor: ......................... 7/24/86 6/30/89
Mr. William Clement*
By Speaker: ......................... 6/11/85 6/30/89
Mr. William G. Stamey*

LOW-LEVEL RADIOACTIVE WASTE MANAGEMENT COMPACT COMMISSION, ADVISORY COMMITTEE
(G. S. 104F) (Term-two years)
By Lieutenant Governor: ......................... 2/12/86 7/15/87
Senator Russell G. Walker
Mr. Tony Seamon, Jr.*
By Speaker: ......................... 1/15/86 7/15/87
Rep. N. Jim Crawford

MAJOR MEDICAL PLAN, BOARD OF TRUSTEES TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE
(G. S. 135-39) (Term-two years)
By Lieutenant Governor:
Mr. Edwin Pate Bailey* ......................... 7/16/86 6/30/88
Ms. Lynn E. Gunn* ......................... 7/1/85 6/30/87
Mr. DeWitt Sullivan* ......................... 7/1/85 6/30/87
By Speaker:
Mr. Sam L. Beam* ......................... 7/23/85 6/30/87
Mr. Ben H. Battle* ......................... 7/16/86 6/30/87
Mr. James Donald Tomberlin* ......................... 7/16/86 6/30/88

MEDICAL DATABASE COMMISSION, NORTH CAROLINA
(G. S. 131-211) (Term-three years)
By Lieutenant Governor:
Dr. Sandra M. Greene* ......................... 7/16/86 6/30/89
Dr. Duncan Yaggy* ......................... 7/16/86 6/30/89
Mr. James L. Muse* ......................... 7/1/85 6/30/88
Mr. John W. Winters, Sr.* ......................... 7/1/85 6/30/87
By Speaker: ......................... 7/23/85 6/30/87
Mr. Walter B. Clark*
Dr. Philip L. Martin*
Mr. Robert Wall*
Dr. Cynthia M. Freund* ......................... 7/16/86 6/30/89

*Citizen Appointee
MEDICAL MALPRACTICE AND MEDICAL LIABILITY STUDY COMMISSION, NORTH CAROLINA
(Ch. 792 Sec. 19, 1985 Session Laws) (Terminates upon Report)
By Lieutenant Governor: 8/16/85
- Senator Thomas Taft (Co-Chairman)
- Senator J. Richard Conder
- Senator Kenneth Royall, Jr.
- Senator R. C. Soles, Jr.
- Mr. James D. Blount*
- Mr. David Bruton*
- Mr. Eric Munson*
- Mr. John Richotte*

By Speaker: 9/4/85
- Rep. Dwight Quinn (Co-Chairman)
- Rep. Charles Cromer
- Rep. Edd Nye
- Dr. Tom Dameron*
- Mr. David R. Fuller*

MENTAL HEALTH, MENTAL RETARDATION, AND SUBSTANCE ABUSE SERVICES, COMMISSION
(G.S. 143B-148) (Term-two years)
By Lieutenant Governor: 7/1/85 6/30/87
- Ms. Jeanne Fenner* 7/16/86
- Mr. Carlos N. Young*

By Speaker: 7/22/85 6/30/87
- Mr. Ben W. Aiken*
- Rev. J. Murphy Smith*

MENTAL HEALTH STUDY COMMISSION
(Ch. 792 Sec. 10, 1985 Session Laws) (Terminates 7/1/87)
By Lieutenant Governor: 7/25/85 6/30/87
- Senator Kenneth C. Royall, Jr. (Co-Chairman)
- Senator William N. Martin
- Senator Helen Rhyne Marvin
- Senator Ollie Harris
- Senator Harold W. Hardison
- Senator Lura S. Tally
- Senator Marvin Ward
- Senator Russell G. Walker

*Citizen Appointee
MENTAL HEALTH STUDY COMMISSION (continued)
By Speaker: ................................. 8/15/85 6/30/87
  Rep. Chris S. Barker, Jr. (Co-Chairman)
  Rep. Anne Barnes
  Rep. Dan T. Blue, Jr. .......................... 1/15/86
  Rep. C. B. Hauser
  Rep. Sidney A. Locks
  Rep. Edith L. Lutz
  Rep. Frank E. Rhodes

MILK COMMISSION, NORTH CAROLINA
(G. S. 106-266.7) (Term-four years)
By Lieutenant Governor:
  Mr. David A. Smith* .......................... 7/16/86 6/30/90
  Dr. Vila Rosenfeld* .......................... 7/22/83 6/30/87
By Speaker:
  Mr. Russell Davenport* ........................ 7/22/85 6/30/87
  Mrs. Kathryn G. Kirkpatrick* ........................ 7/16/86 6/30/88

MOTOR VEHICLE DEALERS ADVISORY BOARD, NORTH CAROLINA
(G. S. 20-305.4) (Term-three years)
By Lieutenant Governor:
  Mr. Bruce Griffin, Jr.* ........................ 3/31/85 6/30/87
  Mr. Dick Helmold* .......................... 7/24/86 6/30/88
  Mr. Bobby Wall* .......................... 7/24/86 6/30/89
By Speaker:
  Mr. Daniel M. Allison III* .......................... 9/10/85 6/30/88
  Mr. R. J. Childress* .......................... 7/1/86 6/30/89
  Mr. Bruce K. Murray* .......................... 7/23/84 6/30/87

MUNICIPAL INCORPORATIONS, JOINT LEGISLATIVE COMMISSION
(G. S. 120-158) (Term-two years)
By Lieutenant Governor: .......................... 9/2/86 6/30/87
  Senator James E. Ezzell, Jr.
  Senator R. C. Soles, Jr.
  Mr. David Taylor*
By Speaker: .......................... 9/17/86 6/30/87
  Rep. John T. Church
  Rep. Gordon H. Greenwood
  Mr. Bill Forsyth*

*Citizen Appointee
NEW LICENSING PLANS, LEGISLATIVE COMMITTEE  
(G. S. 120-140) (Term-coincides with legislative term)  
**By Lieutenant Governor:** 10/12/84  
- Senator Ollie Harris  
- Senator Harold W. Hardison  
- Senator Marshall A. Rauch  
- Senator Kenneth C. Royall, Jr.  
**By Speaker:** 2/7/85  
- Rep. Foyle Hightower, Jr. (Chairman)  
- Rep. R. Don Beard  
- Rep. Joe Hudson  
- Rep. H. Martin Lancaster  
- Rep. Charles D. Owens

PHYSICAL FITNESS AND HEALTH, GOVERNOR’S COUNCIL ON  
(G. S. 143B-216.9) (Term-two years)  
**By Lieutenant Governor:** 7/1/85  
- Senator Thomas F. Taft  
**By Speaker:** 9/17/85  
- Rep. Margaret Stamey

PORTS AUTHORITY, STATE  
(G. S. 143B-452) (Term-two years)  
**By Lieutenant Governor:** 7/1/85  
- Mr. James B. Ollis*  
- Mr. Lynwood Smith*  
**By Speaker:** 7/23/85  
- Mr. Sneed High*  
- Mr. Frank B. Holding*

PRIVATE PROTECTIVE SERVICES BOARD  
(See also Appointment of President Pro Tempore)  
(G. S. 74C-4(b)) (Term-three years)  
**By Lieutenant Governor:** 7/16/86  
- Mr. James Lester Rhew*  
- Mr. Seth Thomas Walton*  
**By Speaker:** 7/10/84  
- Mr. Julius Rowan Cauble*  
- Mr. Paul Davis*  
- Mr. Bob R. Moye*

PROPERTY TAX COMMISSION  
(G. S. 143B-223)  
**By Lieutenant Governor:** (Term-four years)  
- Mr. James C. Spencer*  
**By Speaker:** (Term-two years)  
- Mr. Clarence E. Leatherman*

*Citizen Appointee
PROPERTY TAX SYSTEM STUDY COMMISSION
(Ch. 792 Sec. 12, 1985 Session Laws) (Terminates 3/1/87)
By Lieutenant Governor: .............................. 8/16/85
   Senator Richard Conder (Co-Chairman)
   Senator Harold W. Hardison
   Senator Ralph A. Hunt
   Senator James C. Johnson, Jr. ...................... 9/4/85
   Senator R. L. Martin
   Senator Aaron W. Plyler
   Senator James D. Speed
   Senator R. P. Thomas
   Mr. Charles Barham*
   Ms. Dorothy K. Kearns*
   Mr. Roy Maness*

By Speaker: ............................................. 8/26/85
   Rep. Josephus L. Mavretic—Co-Chairman
   Rep. L. M. Brinkley
   Rep. C. R. Edwards
   Rep. Joe R. Hudson
   Rep. Robert L. McAlister
   Rep. Wendell H. Murphy
   Rep. E. David Redwine
   Rep. Edward N. Warren
   Mr. Lonnie Bost*
   Mr. Wayne Hooper*
   Mrs. Mary L. Jarrell*

PUBLIC SCHOOL CALENDAR STUDY COMMISSION
(Ch. 792 Sec. 17, 1985 Session Laws) (Report 1985 General Assembly, Second Session 1986)
By Lieutenant Governor: .............................. 8/16/85
   Senator Dennis Winner (Co-Chairman)
   Senator Marvin Ward
   Ms. Pat Ashley*
   Mr. Howard Dorsett*
   Ms. Linda Gunter*
   Mr. Perry Harrison*
   Mr. Dan Shrive*
   Mr. Henry McCarthy* ............................... 9/13/85

By Speaker: ............................................. 8/29/85
   Rep. Howard B. Chapin (Co-Chairman)
   Rep. William T. Boyd
   Rep. Gordon Greenwood
   Mr. Roger C. Capps*
   Mrs. Ann Koonce*
   Mrs. Jeanne Meiggs*
   Mrs. Jo Ann Presley-Teague*

*Citizen Appointee
PUBLIC TELECOMMUNICATIONS COMMISSIONERS, BOARD OF
(G. S. 143B-426.9 (4)) (Term—two years)
By Lieutenant Governor: .............................. 7/1/85  6/30/87
   Mr. Jim Capers*
   Dr. Raymond Pennington*
By Speaker:
   Mr. Douglas Copeland* .............................. 7/26/85  6/30/87
   Ms. Annette Bryant* ............................... 11/20/85  6/30/87

PUBLIC TELEVISION, BOARD OF TRUSTEES UNC CENTER FOR
—See—TELEVISION, UNC CENTER FOR PUBLIC

RAILROAD NEGOTIATING COMMISSION
(Ch. 792, 1985 Session Laws) (Terminates 6/30/88)
By Lieutenant Governor: .............................. 8/16/85
   Senator Dennis Winner (Co-Chairman)
   Robert B. Jordan III (President of the Senate)
By Speaker: .................................................. 8/15/85
   Rep. John J. Hunt (Designee) (Co-Chairman)
   Rep. J. Ray Sparrow

RETIREMENT SYSTEM, BOARD OF TRUSTEES TEACHERS' AND STATE EMPLOYEES'
(G. S. 135-6(b) (4)) (Term—two years)
By Lieutenant Governor: .............................. 7/1/85  6/30/87
   Mr. Victor E. Bell III
By Speaker: .................................................. 7/18/85  6/30/87
   Mr. Theo H. Pitt, Jr.*

SALARY SCHEDULES FOR PUBLIC SCHOOL EMPLOYEES, LEGISLATIVE
COMMISSION
(Ch. 1014 Sec. 59, 1985 Session Laws) (Final Report 3/1/87)
By Lieutenant Governor: .............................. 8/15/86
   Senator Anthony E. Rand (Co-Chairman)
   Senator Marvin Ward
   Senator Kenneth C. Royall, Jr.
   Senator Helen Rhyne Marvin
   Senator Robert Davis Warren
   Mr. Bob Lincks
By Speaker: .................................................. 8/13/86
   Rep. William T. Watkins (Co-Chairman)
   Rep. Donald M. Dawkins
   Rep. Bob Etheridge
   Rep. Bertha Holt
   Rep. Edward N. Warren
   Ms. Karen Garr

*Citizen Appointee
SCHOOL HEALTH ADVISORY COMMITTEE, STATE
(G. S. 115C-81(e)(6)(c)) (Term-three years)
   By Lieutenant Governor: .......................... 8/29/85 6/30/88
      Mrs. Carolyn Thornton*
   By Speaker: .......................... 7/26/84 6/30/87
      Rep. Aaron E. Fussell

SCIENCE AND MATHEMATICS, BOARD OF TRUSTEES,
NORTH CAROLINA SCHOOL OF
(G. S. 116-233)
   By Lieutenant Governor: (Term-four years)
      Mr. Thomas E. Norman* 7/1/85 6/30/87
      Ms. Ruth Watkins* 7/1/85 6/30/89
   By Speaker: (Term-two years)
      Mr. David Wyatt* 7/1/85 6/30/87
      Mr. James H. Randolph III* 7/1/85 6/30/87

SCIENCE AND TECHNOLOGY, NORTH CAROLINA BOARD OF
(G. S. 143B-426.30) (Term-two years)
   By Lieutenant Governor: .......................... 7/1/85 6/30/87
      Mr. William F. Troxler*
   By Speaker: .......................... 7/23/85 6/30/87
      Mr. Charlie Carpenter*

SEAFOOD INDUSTRIAL PARK AUTHORITY, NORTH CAROLINA
(G. S. 113-315.25) (Term-two years)
   By Lieutenant Governor: .......................... 7/1/85 6/30/87
      Mr. Gerald Wain Gaskill*
   By Speaker: .......................... 7/18/85 6/30/87
      Mr. Stanley Chris Payne*

SHERIFFS’ EDUCATION AND TRAINING STANDARDS COMMISSION,
NORTH CAROLINA
(G. S. 17E-3) (Term-two years)
   By Lieutenant Governor: .......................... 9/1/85 8/31/87
      Mr. Paul R. McCrary*
   By Speaker: .......................... 7/22/85 8/31/87
      Mr. E. Y. Ponder*

SOUTHERN GROWTH POLICIES BOARD
(G. S. 143-492) (Term-not specified)
   By Lieutenant Governor: .......................... 7/1/85 6/30/87
      Senator Bill Staton
      Senator Dennis Winner (Alternate)
   By Speaker: .......................... 9/3/85 6/30/87
      Rep. Daniel T. Lilley

*Citizen Appointee
SOUTHERN STATES ENERGY BOARD
(G. S. 104D-2) (Term-pleasure of Appointive Authority)
By Lieutenant Governor: 7/25/85
Senator A. D. Guy
Senator Richard Conder (Alternate)
By Speaker: 9/17/85
Rep. Joe Hackney

STATE CONTROLLER STUDY COMMISSION
(Ch. 792 Sec. 3, 1985 Session Laws)
By Lieutenant Governor: 9/4/85
Senator Kenneth C. Royall, Jr. (Co-Chairman)
Senator T. Cass Ballenger
Senator Richard Conder
Senator A. D. Guy
Senator Anthony E. Rand
By Speaker: 8/13/85
Rep. Joe Hackney (Co-Chairman)
Rep. Harold J. Brubaker
Rep. Martin Nesbitt
Rep. James F. Richardson

STATE GOVERNMENT COMPLEX STUDY COMMISSION
(Ch. 792 Sec. 18, 1985 Session Laws) (Report 6/15/86)
By Lieutenant Governor:
Senator William D. Goldston, Jr. (Co-Chairman) 9/4/85
Mr. John A. Williams, Jr. 8/16/85
Mr. Avery C. Upchurch 9/13/85
By Speaker: 8/27/85
Rep. Robert L. McAlister (Co-Chairman)
Rep. Foyle Hightower, Jr.
Rep. Edd Nye

STATE PARKS AND RECREATION AREAS STUDY COMMISSION
(Ch. 792 Sec. 11, 1985 Session Laws)
By Lieutenant Governor: 8/16/85 2/15/87
Senator Henson Barnes (Co-Chairman)
Senator R. P. Thomas
Senator Dennis Winner
By Speaker: 8/2/85 2/15/87
Rep. N. Jim Crawford (Co-Chairman)
Rep. J. Paul Tyndall
STATE-OWNED PROPERTY STUDY COMMITTEE
(Ch. 792 Sec. 14, 1985 Session Laws)
(Ch. 1014 Sec. 194, 1985 Session Laws)
By Lieutenant Governor:
  Mr. Tom Bradshaw* (Co-Chairman) ....................... 9/10/85
  Mr. J. P. Goforth* ...................................... 8/16/85
  Mr. Henry J. Faison* .................................... 8/16/85
  Mr. Michael Weaver* ..................................... 9/4/85
(Remaining appointments not received at time of printing)
By Speaker: .................................................. 8/15/85
  Rep. C. R. Edwards (Co-Chairman)
  Rep. Charles Evans
  Rep. J. Ray Sparrow
  Rep. Ann Q. Duncan
  Rep. Ray C. Fletcher ..................................... 8/13/86
  Rep. R. Samuel Hunt III ................................ 8/13/86
  Rep. Albert S. Lineberry, Sr. ............................ 8/13/86

STUDENT LOANS, NEED-BASED, NORTH CAROLINA BOARD FOR
(G. S. 143-47.23) (Term-four years)
By Lieutenant Governor: .................................... 7/16/86  7/1/90
  Mr. Ralph Kimel*
  Mr. Benjamin S. Ruffin*
  Dr. Darrell A. Trull*
By Speaker: .................................................. 7/16/86  7/1/90
  Mrs. Lynda Cowan*
  Dr. James Colson*
  Mr. David Wyatt*

TEACHER PREPARATION, TASK FORCE TO STUDY
(Ch. 479 Sec. 72, 1985 Session Laws) (Final Report 1/15/87)
By Lieutenant Governor: .................................... 10/30/85
Senator Marvin Ward
By Speaker: .................................................. 9/10/85
  Rep. Edward N. Warren

TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL
—see MAJOR MEDICAL, BOARD OF TRUSTEES
TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM
—see RETIREMENT SYSTEM, TEACHERS' AND STATE EMPLOYEES'

TEACHING, NORTH CAROLINA CENTER FOR THE ADVANCEMENT OF
(Chapter 479 Sec. 74 and Chapter 770, 1985 Session Laws) (Term-four years)
By Lieutenant Governor: .................................... 7/1/85  6/30/89
  Ms. Sarah Himan*
  Dr. Pam Mayer*
By Speaker: .................................................. 7/25/85  6/30/89
  Dr. H. F. Robinson*
  Mr. Charles C. McConnell*

*Citizen Appointee
TEACHING FELLOWS COMMISSION, NORTH CAROLINA
(G. S. 115C-363.22) (Term-four years)
By Lieutenant Governor: ........................................ 7/16/86 7/1/90
   Mr. Thomas W. Lambeth* (Chairman)
   Ms. Gladys Graves*
   Dr. Kenneth R. Newbold*
   Dr. Leroy T. Walker*
By Speaker: .......................................................... 7/16/86 7/1/90
   Mrs. Marydell R. Bright*
   Dr. William Joe Cowan*
   Dr. Benn D. Quinn*

TECHNOLOGICAL DEVELOPMENT AUTHORITY, NORTH CAROLINA
(G. S. 143B-471.1)
By Lieutenant Governor: (Term-four years)
   Mr. Tom Dillon* ............................................... 11/8/85 6/30/87
   Mr. Donavan Phillips* ........................................ 8/26/83 6/30/87
By Speaker: (Term-two years) ................................... 8/29/83 6/30/85
   Dr. William T. Byrd*
   Dr. Aaron Hyatt*

TELEVISION, UNC CENTER FOR PUBLIC—BOARD OF TRUSTEES
(G. S. 116-37.1) (Term-two years)
By Lieutenant Governor: ........................................ 7/1/85 6/30/87
   Ms. Marsha A. VanHecke*
By Speaker: .......................................................... 1/21/86 6/30/87
   Ms. Mona Moore*

THOMS REHABILITATION HOSPITAL, BOARD OF TRUSTEES
(Article II, Sec. 1—By-laws Thoms Rehab. Hospital) (Term-two years)
By Lieutenant Governor: ........................................ 8/29/85 1/1/87
   Senator Charles W. Hipps
   Senator Robert S. Swain
By Speaker: .......................................................... 5/1/85 12/31/86
   Rep. N. J. Crawford
   Rep. Ray C. Fletcher

TRANSPORTATION, BOARD OF
(G. S. 143B-350 (d)) (Term-two years)
By Lieutenant Governor: ........................................ 7/1/85 6/30/87
   Mr. James B. Garrison*
By Speaker: .......................................................... 7/18/85 6/30/87
   Mr. Joe H. Palmer*

*Citizen Appointee
TRANSPORTATION, JOINT SPECIAL COMMITTEE TO STUDY THE DEPARTMENT OF
(Res. 49, 1983 Session Laws)
(Ch. 792 Sec. 16, 1985 Session Laws)
By Lieutenant Governor: 8/16/85 1/1/87
Senator Robert D. Warren (Co-Chairman)—9/10/85
Senator Marc Basnight
Senator William D. Goldston, Jr.
Senator Ollie Harris
Senator David R. Parnell
Senator Paul Smith
Senator Joseph Thomas
By Speaker: 8/22/85 1/1/87
Rep. Allen C. Barbee (Co-Chairman)
Rep. Charles M. Beall
Rep. John Brown
Rep. Howard B. Chapin
Rep. Marie Colton

UTILITY REVIEW COMMITTEE, JOINT LEGISLATIVE
(G. S. 120-70) (Term-Pleasure of appointive authority from seated membership)
By Lieutenant Governor:
Senator Joseph E. Johnson (Co-Chairman)
Senator Harold W. Hardison 2/28/85
Senator J. J. Harrington
By Speaker: 9/3/85
Rep. Josephus L. Mavretic
Rep. George W. Miller, Jr. (Co-Chairman)

VAGABOND SCHOOL OF DRAMA, INC. AND FLATROCK PLAYHOUSE, BOARD OF TRUSTEES
(School By-laws/Art. II, Sec. 1) (Term-two years)
By Lieutenant Governor: 4/1/85 4/1/87
Senator Robert S. Swain
Senator Charles W. Hipps
By Speaker: 2/15/85 2/1/87
Rep. Marie Watters Colton
Rep. Narvel Jim Crawford

VETERINARY MEDICAL BOARD, NORTH CAROLINA
(G. S. 90-182) (Term-five years)
By Lieutenant Governor:
Dr. Ronald Williams* 7/30/86 7/1/91
By Speaker:
Dr. Joseph Robert Nesbitt* 7/14/82 6/30/87

*Citizen Appointee
WASTE MANAGEMENT BOARD, GOVERNOR'S
(G. S. 143B-216.12) (Term-two years)
By Lieutenant Governor:
   Mr. William L. Lewis* ............................ 7/1/85  6/30/87
By Speaker:
   Mr. William E. Holman* ............................ 7/18/85  6/30/87

WASTE AND POLLUTANT REGULATION—see HAZARDOUS WASTE

WILDLIFE RESOURCES COMMISSION
(G. S. 143-240) (Term-two years)
By Lieutenant Governor: ............................ 7/1/85  6/30/87
   Dr. Richard W. Adams* ............................
By Speaker: ............................ 7/22/85  6/30/87
   Mr. Donald Allen Thompson*

**APPOINTMENT**

**SELECT COMMITTEE ON THE APPROPRIATIONS PROCESS**

On July 31, 1985, following adjournment of the First Session of the 1985 General Assembly, the President of the Senate appointed the Select Committee on the Appropriations Process. His appointment letter is as follows:

As you know, I have been concerned about various aspects of the appropriations process as they have evolved over the past several sessions. Therefore, in accordance with Senate Rule 31(a), I appoint you as a member of the Select Committee on the Appropriations Process. Members of the committee are:

Senator Aaron Plyler, Chairman  
Senator Tony Rand
Senator Harold Hardison  
Senator Kenneth Royall
Senator Russell Walker  
Senator David Parnell
Senator Joe Thomas  
Senator Bob Warren
Senator Wilma Woodard  
Senator Marvin Ward

The Select Committee on the Appropriations Process is charged with the following duties:

1. Examining the practice of including substantive legislation in appropriations bills, and recommending either legislation or an amendment to the Senate Rules to regulate, restrict, or prohibit this practice; and

2. Examining the process of making special appropriations for local projects, and recommending either legislation or an amendment to the Senate rules that would provide for an orderly and equitable process. Such examination should include but is not limited to:
   a. A minimum dollar amount for each appropriation, so as to reduce paperwork and enable the process to operate more smoothly and with adequate opportunity for scrutiny of requests for special appropriations for local projects;
   b. The elimination of the omnibus appropriations bill for local projects; and
   c. The elimination of special appropriations for local projects.

In accordance with Section 2 of Resolution 34, Session Laws of 1985, the Select Committee on the Appropriations Process may meet during the interim prior to reconvening of the 1985 Regular Session of the General Assembly, and may recommend matters for consideration at the 1986 Session.

*Citizen Appointee
APPOINTMENTS

SHARED BY
THE SENATE PRESIDENT PRO TEMPORE
AND
THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

The following appointments to Boards, Commissions and Committees were made during 1985 and 1986 by the Honorable J. J. Harrington, President Pro Tempore of the Senate and by the Honorable Liston B. Ramsey, Speaker of the House of Representatives:

Chapters 790, 792, 856, 1026, 1029 and 1032, 1985 Session Laws, were enacted in compliance with G. S. 120-121 which outlines the procedure for legislative appointments. The filling of vacancies occurring in legislative appointments is addressed in Chapter 752, 1985 Session Laws. Various Boards and Commissions are abolished by Chapter 1028, 1985 Session Laws.

Appointments prior to 1985 were made by a former President Pro Tempore but remain effective.

<table>
<thead>
<tr>
<th>Appointed</th>
<th>Expires</th>
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<tbody>
<tr>
<td>CAFETERIA STYLE BENEFITS STUDY COMMISSION</td>
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(Ch. 792 Sec. 15, 1985 Session Laws)

By President Pro Tempore: 9/26/85
- Senator Lura Tally (Co-Chairman)
- Senator Helen Rhyne Marvin
- Senator Weldon R. Price
- Senator James D. Speed
- Senator Marvin Ward
- Mr. Durwood F. Gunnells III*
- Ms. Verla C. Insko*

By Speaker: 8/26/85
- Rep. Ray Fletcher (Co-Chairman)
- Rep. Anne Barnes
- Rep. Charles M. Beall
- Rep. Jeff Enloe
- Rep. Margaret Stamey
- Mr. R. J. Childress*
- Mrs. Mary L. Jarrell*

CHEROKEE/EASTERN BAND, NORTH CAROLINA
ADVISORY COUNCIL ON
(G. S. 143.411.1) (Term-two years)

By President Pro Tempore: 8/30/84 6/30/86
- Senator R. P. Thomas

By Speaker: 7/25/84 6/30/86
- Rep. Robert C. Hunter

*Citizen Appointee
GOVERNMENTAL OPERATIONS, JOINT LEGISLATIVE COMMISSION  
(G. S. 120-74)  

<table>
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<tr>
<th>Appointed</th>
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<tr>
<td>Senator Harold Hardison</td>
<td>2/13/85 1/15/87</td>
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<td>Senator Charles W. Hipps</td>
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<td>Senator Aaron W. Plyler</td>
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<td>Senator Anthony E. Rand</td>
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<td>Senator Joseph E. Thomas</td>
<td>7/24/85</td>
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<td>Senator Russell G. Walker</td>
<td>7/24/85</td>
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<td>Senator Marvin Ward</td>
<td>7/24/85</td>
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<td>Senator Wilma Woodard</td>
<td>7/24/85</td>
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<tr>
<td>Rep. Gerald Anderson</td>
<td>2/12/85 1/15/87</td>
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<td>Rep. Bob Etheridge</td>
<td>8/1/85</td>
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<tr>
<td>Rep. Bertha Holt</td>
<td>2/12/85</td>
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<td>Rep. H. M. Michaux</td>
<td>8/1/85</td>
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<td>Rep. Martin L. Nesbitt, Jr.</td>
<td>2/12/85</td>
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<td>Rep. Edd Nye</td>
<td>1/15/86</td>
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<td>Rep. Margaret Stamey</td>
<td>8/1/85</td>
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</tbody>
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Ex-Officio—
Senate:
President–Co-Chairman (Lt. Governor Robert B. Jordan III)  
President Pro Tempore (Senator J. J. Harrington)  
Majority Leader (Senator Kenneth C. Royall, Jr.)

House of Representatives:
Speaker–Co-Chairman (Rep. Liston B. Ramsey)  
Speaker Pro Tempore (Rep. John J. Hunt)

LEGISLATIVE RESEARCH COMMISSION  
(G. S. 120-30.11) (Term-Expires December 15, Even-Numbered Years)  

<table>
<thead>
<tr>
<th>Appointed</th>
<th>Expires</th>
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<tbody>
<tr>
<td>Senator Henson P. Barnes</td>
<td>8/22/85 12/15/86</td>
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<td>Senator A. D. Guy</td>
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<td>Senator Ollie Harris</td>
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<td>Senator Robert D. Warren</td>
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<td>Senator Lura Tally</td>
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<tr>
<td>Rep. Chris S. Barker, Jr.</td>
<td>7/31/85 12/15/86</td>
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<td>Rep. John T. Church</td>
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<td>Rep. Bruce Ethridge</td>
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<td>Rep. Aaron E. Fussell</td>
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<tr>
<td>Rep. Barney P. Woodard</td>
<td>9/19/85</td>
</tr>
</tbody>
</table>
COMMITTEES—of Legislative Research Commission

Adolescent Pregnancy and Premature Births
HB 2141–Ch. 1032, 1985 Session Laws
By President Pro Tempore: ................................. 9/10/86
   Senator Wanda H. Hunt (Co-Chairman)
   Senator Ralph A. Hunt
   Mr. F. James Boehm*
   Ms. Ann Frazier*
   Mr. Joseph M. Parker*
By Speaker: ................................. 9/10/86
   Rep. Luther R. Jeralds (Co-Chairman)
   Rep. Marie Colton
   Rep. Charles L. Cromer
   Rep. Margaret Stamey
   Ms. Hettie L. Garland*

Adolescent Sexuality Training
SB 636–Ch. 790, 1985 Session Laws
By President Pro Tempore: ................................. 10/14/85
   Senator Weldon R. Price (Co-Chairman)
   Senator Wendell H. Sawyer
   Senator Thomas F. Taft
   Mr. John Maye*
   Dr. Frank Gearing*
By Speaker: ................................. 10/3/85
   Rep. Luther R. Jeralds (Co-Chairman)
   Rep. Daniel H. DeVane
   Rep. Donald M. Dawkins
   Rep. Jo Graham Foster
   Rep. Doris R. Huffman

Aging, Problems of the
HJR 533–Res. 86 (1977 Session Laws)
HJR 68–Res. 62 (1979 Session Laws)
HJR 1292–Res. 61 (1981 Session Laws)
HJR 44 and SJR 16 see Ch. 905 (1983 Session Laws)
HJR 322 see Ch. 790 (1985 Session Laws)
By President Pro Tempore: ................................. 10/14/85
   Senator Wanda Hunt (Co-Chairman)
   Senator Ollie Harris
   Senator Russell Walker
   Senator Marvin Ward
   Mr. Daniel Mosca*
By Speaker: ................................. 10/7/85
   Rep. Sidney A. Locks (Co-Chairman)
   Rep. Betty H. Wiser
   Rep. Barney P. Woodard
   Mr. Ernest B. Messer*
   Mr. Joseph Pell*

*Citizen Appointee
COMMITTEES—of Legislative Research Commission

Bail Bondsmen and Bail Bond Forfeiture
SB 636—Ch. 790, 1985 Session Laws
By President Pro Tempore: ......................... 10/14/85
   Senator Dennis Winner (Co-Chairman)
   Senator T. Cass Ballenger
   Senator Anthony E. Rand
   Judge J. William Copeland*
   Mr. Charles A. Paxton*
By Speaker: ......................................... 10/3/85
   Rep. Harry E. Payne, Jr. (Co-Chairman)
   Rep. Gerald Anderson
   Rep. Howard C. Barnhill
   Rep. J. Fred Bowman

Campaign and Elections Procedures
HB 2141—Ch. 1032, 1985 Session Laws
By President Pro Tempore: ......................... 9/5/86
   Senator William N. Martin (Co-Chairman)
   Senator Laurence A. Cobb
   Senator J. Richard Conder
   Dr. Melvin Broadnax*
   Prof. David Olson*
By Speaker: ......................................... 9/15/86
   Rep. Robert C. Hunter (Co-Chairman)
   Rep. Annie Brown Kennedy
   Rep. George Miller
   Mr. Carl J. Stewart, Jr.*

Child Abuse Testimony and Child Protection
SB 636—Ch. 790, 1985 Session Laws
By President Pro Tempore: ......................... 10/14/85
   Senator Charles W. Hipps (Co-Chairman)
   Senator Lura Tally
   Senator Robert S. Swain
   Senator Robert D. Warren
   Mrs. Sarah Jordan*
   Mrs. Sidney Stern, Jr.*
By Speaker: ......................................... 10/3/85
   Rep. Daniel H. DeVane (Co-Chairman)
   Rep. Marie W. Colton
   Rep. Joe Hackney
   Rep. Margaret Keesee-Forrester
   Rep. E. David Redwine

*Citizen Appointee
COMMITTEES—of Legislative Research Commission

Child Support
SB 636-Ch. 790, 1985 Session Laws

By President Pro Tempore: ................................. 10/14/85
Senator Helen Rhyne Marvin (Co-Chairman)
Senator Henson P. Barnes
Senator Marvin Ward
Ms. Bobby Robinson*
Mr. Rankin Whittington*

By Speaker: ................................................. 10/3/85
Rep. Ruth Easterling (Co-Chairman)
Rep. Daniel H. DeVane
Rep. Alexander M. Hall
Rep. Lois S. Walker
Rep. Richard Wright

Coastal Water Quality
HB 2055-Ch. 1014 Sec. 152, 1985 Session Laws
(see page 514)

Community Service Alternative Punishment and Restitution and
Inmate Work Release
SB 636-Ch. 790, 1985 Session Laws

By President Pro Tempore: ................................. 10/14/85
Senator Robert S. Swain (Co-Chairman)
Senator Henson P. Barnes
Senator Helen Rhyne Marvin
Senator James D. Speed
Mr. Larry Barnes*

By Speaker: ................................................. 10/3/85
Rep. George W. Brannan (Co-Chairman)
Rep. C. R. Edwards
Rep. Betty H. Wiser
Rep. Charles D. Woodard

County Commissioners Authority Over Local Boards
SB 636-Ch. 790, 1985 Session Laws

By President Pro Tempore: ................................. 10/14/85
Senator R. L. Martin (Co-Chairman)
Senator Marc Basnight
Senator Weldon R. Price
Senator Robert D. Warren
Mr. Levy Goodrich, Jr.*

By Speaker: ................................................. 10/3/85
Rep. W. Casper Holroyd, Jr. (Co-Chairman)
Rep. Howard C. Barnhill ................................. 10/7/85
Rep. Robert Brawley
Rep. Gordon H. Greenwood

*Citizen Appointee
COMMITTEES—of Legislative Research Commission

Haw River and Jordan Reservoir—Water Quality
SB 636-Ch. 790, 1985 Session Laws
By President Pro Tempore: 10/14/85
   Senator Russell Walker (Co-Chairman)
   Senator Timothy H. McDowell
   Senator Joseph E. Thomas
   Mr. James R. Oliver*
   Mr. Charles E. Webb*
By Speaker: 10/3/85
   Rep. Joe Hackney (Co-Chairman)
   Rep. Ruth Easterling
   Rep. Ray C. Fletcher
   Rep. Bertha M. Holt
   Rep. Timothy N. Tallent

High-Level Radioactive Waste Disposal
SB 636-Ch. 790, 1985 Session Laws
By President Pro Tempore: 10/14/85
   Senator Charles W. Hipps (Co-Chairman)
   Senator Harold W. Hardison
   Senator David R. Parnell
   Senator James D. Speed 2/11/86
   Senator Lura Tally
   Dr. Thomas Elleman*
By Speaker: 10/4/85
   Rep. Gerald Anderson (Co-Chairman)
   Rep. David Diamont
   Rep. Theresa H. Esposito
   Rep. Daniel Lilley 10/7/85
   Rep. N. Jim Crawford 2/12/86

Inmate Substance Abuse Therapy Program
SB 636-Ch. 790, 1985 Session Laws
By President Pro Tempore: 10/14/85
   Senator Aaron W. Plyler (Co-Chairman)
   Senator Ollie Harris
   Senator R. C. Soles, Jr.
   Senator Melvin L. Watt
   Mr. F. O'Neil Jones*
By Speaker: 10/3/85
   Rep. Bertha Holt (Co-Chairman)
   Rep. R. D. Beard
   Rep. Gerald B. Hurst

*Citizen Appointee
COMMITTEES—of Legislative Research Commission

Interest Rate Regulation
SB 636–Ch. 790, 1985 Session Laws
By President Pro Tempore: .......................... 10/14/85
  Senator Joseph E. Johnson (Co-Chairman)
  Senator A. D. Guy
  Senator Harold W. Hardison
  Senator Wilma C. Woodard
  Mr. W. Craig Lawing*
By Speaker: ............................................. 10/8/85
  Rep. Charles Evans (Co-Chairman)
  Rep. John B. McLaughlin
  Rep. Dennis A. Wicker
  Mr. Gerald W. Witherspoon*

Itinerant Merchants
SB 636–Ch. 790, 1985 Session Laws
By President Pro Tempore: .......................... 10/14/85
  Senator James E. Ezzell, Jr. (Co-Chairman 7/9/86)
  Senator Ralph A. Hunt
  Senator Robert G. Shaw
  Senator William W. Staton
  Mr. Stacy G. Moore*
By Speaker: ............................................. 10/8/85
  Rep. Charles Beall (Co-Chairman 12/13/85)
  Rep. Gerald Anderson
  Rep. Sam Hunt ................................. 12/13/85
  Rep. James M. Craven
  Rep. Herman C. Gist

Legislative Ethics and Lobbying
SB 636–Ch. 790, 1985 Session Laws
By President Pro Tempore: .......................... 10/14/85
  Senator Marshall A. Rauch (Co-Chairman)
  Senator William W. Redman, Jr.
  Senator Russell G. Walker
  Senator Dennis Winner
  Mr. Sam Johnson*
By Speaker: ............................................. 10/8/85
  Rep. Annie Brown Kennedy (Co-Chairman)
  Rep. Austin Allran
  Rep. Larry T. Justus
  Rep. J. Paul Tyndall

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Life Care Arrangements
SB 636–Ch. 790, 1985 Session Laws
By President Pro Tempore: ............................ 10/14/85
  Senator James D. Speed (Co-Chairman)
  Senator Wanda Hunt
  Senator Franklin E. Williams, Sr.
  Ms. Gail Hardy-Russ*
  Ms. Anne H. Williams*
By Speaker: ............................................. 10/7/85
  Rep. Charles D. Woodard (Co-Chairman)
  Rep. J. Fred Bowman
  Rep. Ann Q. Duncan
  Rep. Herman Gist
  Rep. Richard Wright

Local Government Financing
SB 636–Ch. 790, 1985 Session Laws
By President Pro Tempore: ............................ 10/14/85
  Senator Marshall A. Rauch (Co-Chairman)
  Senator J. Richard Conder
  Senator R. L. Martin
  Mr. Charles H. Edwards*
  Mr. Harvey Gant*
By Speaker: ............................................. 10/8/85
  Rep. Walter B. Jones, Jr. (Co-Chairman)
  Rep. Bruce Ethridge
  Rep. Vernon G. James
  Rep. Daniel T. Lilley
  Mr. A. P. Carlton, Jr.*

Long-Term Health Care Insurance
SB 636–Ch. 790, 1985 Session Laws
By President Pro Tempore: ............................ 10/14/85
  Senator David R. Parnell (Co-Chairman)
  Senator Joseph E. Johnson
  Senator Donald R. Kincaid
  Senator R. C. Soles, Jr.
  Mr. John T. Henley*
By Speaker: ............................................. 10/7/85
  Rep. J. Paul Tyndall (Co-Chairman)
  Rep. Betty H. Wiser
  Rep. Stephen Wood
  Rep. Charles B. Woodard
  Mr. Ernest B. Messer*

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Low-Level Radioactive Waste Regulation
HB 2141–Ch. 1032, 1985 Session Laws
(see page 514)

Manufactured Housing Zoning
SB 636–Ch. 790, 1985 Session Laws
By President Pro Tempore: ................................. 10/14/85
    Senator Aaron W. Plyler (Co-Chairman)
    Senator J. Richard Conder
    Senator William D. Goldston, Jr.
    Senator James C. Johnson, Jr.
    Professor Randall Thompson* ........................ 11/5/85
By Speaker: ................................................... 10/8/85
    Rep. Frank W. Ballance, Jr. (Co-Chairman)
    Rep. Charles Buchanan
    Rep. N. J. Crawford
    Rep. J. Paul Tyndall
    Mrs. Mickey Hanula*

Mental Patient Commitments
SB 636–Ch. 790, 1985 Session Laws
By President Pro Tempore: ................................. 10/14/85
    Senator Ollie Harris (Co-Chairman)
    Senator Kenneth C. Royall, Jr.
    Senator Daniel R. Simpson
    Judge Cecil J. Hill*
    Mr. Gerald L. Niece*
By Speaker: ................................................... 10/3/85
    Rep. George W. Miller, Jr. (Co-Chairman)
    Rep. C. Melvin Creecy
    Rep. Charlotte A. Gardner
    Rep. Albert S. Lineberry
    Rep. Dennis A. Wicker

Municipal Incorporations
SB 636–Ch. 790, 1985 Session Laws
By President Pro Tempore: ................................. 10/14/85
    Senator James E. Ezzell, Jr. (Co-Chairman)
    Senator Helen R. Marvin
    Senator Aaron W. Plyler
    Senator Kenneth C. Royall, Jr.
    Mr. Elmer Jenkins*
By Speaker: ................................................... 10/8/85
    Rep. Gordon H. Greenwood (Co-Chairman)
    Rep. Ray C. Fletcher
    Rep. Edith L. Lutz
    Rep. Dwight W. Quinn
    Rep. George S. Robinson

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Outdoor Advertising
SB 636–Ch. 790, 1985 Session Laws

By President Pro Tempore: .............................. 10/14/85
  Senator R. P. Thomas (Co-Chairman)
  Senator Wanda Hunt
  Senator Ralph Hunt
  Senator R. L. Martin
  Mr. James W. Cash*

By Speaker: ............................................. 10/8/85
  Rep. Charles M. Beall (Co-Chairman)
  Rep. L. M. Brinkley
  Rep. E. David Redwine
  Rep. J. Ray Sparrow
  Rep. L. P. Spoon

Premium Tax Rate on Insurance Companies
SB 636–Ch. 790, 1985 Session Laws

By President Pro Tempore: .............................. 10/14/85
  Senator Harold W. Hardison (Co-Chairman)
  Senator Joseph E. Johnson
  Senator James D. McDuffie
  Senator Anthony E. Rand
  Mr. Robert A. Tart*

By Speaker: ............................................. 10/3/85
  Rep. W. Paul Pulley, Jr. (Co-Chairman)
  Rep. Herman C. Gist
  Rep. Joe R. Hudson
  Rep. Charles D. Owens

Preventative Medicine
SB 636–Ch. 790, 1985 Session Laws

By President Pro Tempore: .............................. 10/14/85
  Senator William N. Martin (Co-Chairman)
  Senator A. D. Guy
  Senator Weldon R. Price
  Dr. Joe Holliday* ..................................... 11/5/85
  Dr. Louis M. Smith*

By Speaker: ............................................. 10/7/85
  Rep. Jeff H. Enloe, Jr. (Co-Chairman)
  Rep. Bradford D. Ligon
  Rep. Sidney A. Locks
  Rep. James F. Richardson

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### Rental Referral Agencies

**SB 636-Ch. 790, 1985 Session Laws**

By President Pro Tempore: 10/14/85
- Senator William W. Staton (Co-Chairman)
- Senator James E. Ezzell, Jr.
- Senator David R. Parnell
- Senator Robert V. Somers
- Senator Melvin L. Watt

By Speaker: 10/8/85
- Rep. Daniel T. Blue, Jr. (Co-Chairman)
- Rep. Howard C. Barnhill
- Rep. Ruth Easterling
- Rep. Bruce Ethridge
- Rep. George M. Holmes

### Revenue Laws

**SB 636-Ch. 790, 1985 Session Laws**

By President Pro Tempore: 10/14/85
- Senator A. D. Guy (Co-Chairman)
- Senator R. P. Thomas
- Senator William W. Staton
- Senator Dennis Winner
- Mr. Curtis Thompson*

By Speaker: 10/3/85
- Rep. Daniel T. Lilley (Co-Chairman)
- Rep. Harold J. Brubaker
- Rep. John C. Hasty
- Rep. Richard Wright

### School Discipline

**SB 636-Ch. 790, 1985 Session Laws**

By President Pro Tempore: 10/14/85
- Senator Marvin Ward (Co-Chairman)
- Senator William N. Martin
- Senator Russell G. Walker 2/6/86
- Mrs. Coy Brewer*
- Mr. John Dornan*

By Speaker: 10/3/85
- Rep. Marie W. Colton (Co-Chairman)
- Rep. Betsy L. Cochrane
- Rep. Coy C. Privette
- Rep. Charles D. Woodard
- Rep. Richard Wright

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School Finance Act
SB 636-Ch. 790, 1985 Session Laws
By President Pro Tempore: ............................ 10/14/85
Senator Robert D. Warren (Co-Chairman)
Senator Harold W. Hardison
Senator Thomas F. Taft
Mr. Dallas L. Alford*
Mrs. Earl Bonner*
By Speaker: ........................................... 10/3/85
Rep. Joe R. Hudson (Co-Chairman)
Rep. Richard E. Chalk
Rep. David H. Diamont
Rep. H. M. Michaux
Rep. Wendell H. Murphy

State Infrastructure Needs
SB 636-Ch. 790, 1985 Session Laws
By President Pro Tempore: ............................ 10/14/85
Senator Kenneth C. Royall, Jr. (Co-Chairman)
Senator Marc Basnight
Senator William N. Martin
Senator Thomas F. Taft
Mr. Tom Bradshaw*
By Speaker: ........................................... 10/8/85
Rep. Foyle Hightower, Jr. (Co-Chairman)
Rep. Albert S. Lineberry, Sr.
Rep. J. Ray Sparrow
Rep. Dennis Wicker

State Investments with South Africa
SB 636-Ch. 790, 1985 Session Laws
By President Pro Tempore: ............................ 10/14/85
Senator J. Richard Conder (Co-Chairman)
Senator Ted Kaplan
Senator William N. Martin
Mr. J. J. Sansom* ..................................... 11/5/85
Mr. Bobby Porter*
By Speaker: ........................................... 10/8/85
Rep. H. M. Michaux, Jr. (Co-Chairman)
Rep. Jo Graham Foster
Rep. Vernon G. James
Rep. David J. Noles
Rep. Barney Paul Woodard

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State Personnel System
SB 636–Ch. 790, 1985 Session Laws
By President Pro Tempore: .......................... 10/14/85
  Senator William W. Staton (Co-Chairman)
  Senator Marc Basnight
  Senator William W. Redman, Jr.
  Mr. Emmett Burden*
  Mr. Glenn Weingarth*

By Speaker: ............................................ 10/9/85
  Rep. Margaret Stamey (Co-Chairman)
  Rep. James Hughes
  Rep. James F. Richardson
  Rep. Betty H. Wiser
  Rep. Edward N. Warren

Stun Guns
SB 636–Ch. 790, 1985 Session Laws
By President Pro Tempore: .......................... 10/14/85
  Senator Timothy McDowell (Co-Chairman)
  Senator Laurence A. Cobb
  Senator Ralph Hunt
  Senator Robert D. Warren
  Mr. William C. Bailey*

By Speaker: ............................................ 10/3/85
  Rep. R. D. Beard (Co-Chairman)
  Rep. L. M. Brinkley
  Rep. J. Fred Bowman
  Rep. Annie Brown Kennedy
  Rep. John B. McLaughlin

Superintendent of DPI/State Board of Education
SB 636–Ch. 790, 1985 Session Laws
By President Pro Tempore: .......................... 10/14/85
  Senator Robert D. Warren (Co-Chairman)
  Senator Henson P. Barnes
  Senator William N. Martin
  Senator Anthony E. Rand
  Dr. Parker Chesson*

By Speaker: ............................................ 10/3/85
  Rep. Edward N. Warren (Co-Chairman)
  Rep. Betsy L. Cochrane
  Rep. David H. Diamont
  Rep. Robert C. Hunter
  Rep. Edd Nye

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Transportation Matters/Roads Act Provisions
HB 2141–Ch. 1032, 1985 Session Laws
(Not appointed at time of printing.)

Underground Storage Tanks/Groundwater Hazards/Water Pollution
SB 636–Ch. 790, 1985 Session Laws
By President Pro Tempore: .......................... 10/14/85
   Senator Thomas F. Taft (Co-Chairman)
   Senator Paul S. Smith
   Senator James D. Speed
   Senator William W. Staton
   Ms. Nancy Roberts Stallings*
By Speaker: .......................... 10/3/85
   Rep. Wendell H. Murphy (Co-Chairman)
   Rep. Charles D. Evans
   Rep. Aaron E. Fussell
   Rep. Sidney A. Locks
   Rep. Frank J. Sizemore III

Uniform System of Voting Machines
HB 2141–Ch. 1032, 1985 Session Laws
(see page 514)

Used Tire and Waste Oil Disposal
HB 2141–Ch. 1032, 1985 Session Laws
(see page 514)

Veterans Cemetery
HB 2141–Ch. 1032, 1985 Session Laws
(see page 514)

LEGISLATIVE SERVICES COMMISSION
(G. S. 120-31) (Term-coincides with Legislative term)
By President Pro Tempore: .......................... 3/25/85
   Senator Ollie Harris
   Senator David R. Parnell
   Senator Aaron W. Plyler
   Senator Kenneth C. Royall, Jr.
   Senator William W. Staton .......................... 3/26/85
   Senator Robert S. Swain
By Speaker: .......................... 8/1/85
   Rep. Allen C. Barbee
   Rep. Charles D. Evans
   Rep. Foyle Hightower, Jr.
   Rep. John J. Hunt
   Rep. William T. Watkins

*Citizen Appointee
MANUFACTURED HOUSING BOARD
(G. S. 143-143.10)
By President Pro Tempore: ...................... 7/21/83  9/30/86
(Term-three years)
  Ms. Dorothy G. Campbell*
  Ms. Becky G. Dobbins*
    (Reappointed)
  Mr. Clyde Lawson
By Speaker: ........................................ 10/1/86  9/30/89
(Term-two years)
  Mr. Ken Johnson*
  Mr. Douglas Goines*

PRIVATE PROTECTIVE SERVICES BOARD
(G. S. 74C-4(b)) (Term-three years)
By President Pro Tempore: ...................... 7/1/86  6/30/88
  Mr. James H. Edwards*
(Speaker's appointments listed with Lieutenant Governor's)

NATIONAL CONFERENCE OF STATE LEGISLATURES
STANDING COMMITTEES
(see Alphabetical Index—Appointments)

SOUTHERN LEGISLATIVE CONFERENCE
OF
THE COUNCIL OF STATE GOVERNMENTS
(see Alphabetical Index—Appointments)

*Citizen Appointee
## SENATE STAFF

### OFFICE OF THE PRESIDENT

- **Lieutenant Governor**: Robert B. Jordan III
- **Legislative Counsel**: John B. McMillan
- **Budget Advisor**: John A. Williams, Jr.
- **Director of Communications**: Brenda Summers
- **Special Assistant**: Rachel Havnaer
- **Administrative Assistants**
  - **Constituent Affairs**: Wayne Lofton, John Crumpler, Laura C. Bingham
  - **Executive Policy**: Ellen Stainback
- **Staff Assistant for Constituent Communications**: Pearl J. Holland, Betty S. Taylor
- **Staff Assistants**: Joan R. Hardison

- **North Carolina Commission on Jobs and Economic Growth**
  - **Director**: Billy Ray Hall
  - **Administrative Assistant**: Judy Britt
  - **Projects Coordinator**: Lulane Chasteen

### OFFICE OF THE PRESIDENT PRO TEMPORE

- **President Pro Tempore**: J. J. Harrington
- **Administrative Assistant**: Joan R. Leatherman

### OFFICE OF THE PRINCIPAL CLERK

- **Principal Clerk**: Sylvia Morris Fink
- **Administrative Assistant**: Barbara R. Richardson
- **Calendar Clerk**: Emma E. “Bill” Farrow
- **Assistant Calendar Clerks**: Patricia Pleasants, Mary Puryear, Wendy Shull
- **Journal Clerk**: Mary Lee Taylor
- **Assistant Journal Clerks**: Mark Black, Sandra Brown, Paige Fink, Patricia Massing, Kay Parry-Hill

### READING CLERK

LeRoy Clark, Jr.
OFFICE OF THE SERGEANT-AT-ARMS

Sergeant-at-Arms
Gerda B. Pleasants

Deputy Sergeant-at-Arms
Royster Baker

Assistants
Lucinda Coleman
Henry Copley
Laurie Ford
W. H. Horton
Becky Misner
Jack Mueller
John Rainey
Jesse Rice
John Robinson
Mike Stout
Laura Tomko
Charles Willard
Turner Williams

SECRETARIES

Supervisor
Lois Brown

<table>
<thead>
<tr>
<th>Name</th>
<th>Senator</th>
<th>Clerk of Committee</th>
</tr>
</thead>
<tbody>
<tr>
<td>Korney Adams</td>
<td>Warren</td>
<td>Transportation</td>
</tr>
<tr>
<td>Doris Allen</td>
<td>Parnell</td>
<td>Appropriations</td>
</tr>
<tr>
<td>Sybil Barnes</td>
<td>Kaplan</td>
<td>Justice and Public Safety</td>
</tr>
<tr>
<td>Jerry Batchelor</td>
<td>Staton</td>
<td>Elections Laws</td>
</tr>
<tr>
<td>Becky Blankenship</td>
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<tr>
<td>Dornetta E. Briggs</td>
<td>Winner</td>
<td>Education</td>
</tr>
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<td>Jan Cone</td>
<td>Ezzell</td>
<td>Local Government and Regional Affairs</td>
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<tr>
<td>Kathy B. Cooke</td>
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<td>Harrington</td>
<td>Rules and Operation of the Senate</td>
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<td>Senator</td>
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<td>Appropriations, Natural and Economic Resources</td>
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<td>Joan Spencer</td>
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<tr>
<td>Virginia Yates</td>
<td>Cobb</td>
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</table>
### RATIFIED BILLS — SESSION LAWS

<table>
<thead>
<tr>
<th>Chapter</th>
<th>Bill No.</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>794</td>
<td>H 953</td>
<td>31</td>
</tr>
<tr>
<td>795</td>
<td>H 1208</td>
<td>32</td>
</tr>
<tr>
<td>796</td>
<td>H 1387</td>
<td>32</td>
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<tr>
<td>797</td>
<td>S 642</td>
<td>70</td>
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<tr>
<td>798</td>
<td>H 647</td>
<td>76</td>
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<td>799</td>
<td>H 1811</td>
<td>79</td>
</tr>
<tr>
<td>800</td>
<td>H 611</td>
<td>113</td>
</tr>
<tr>
<td>801</td>
<td>H 939</td>
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<tr>
<td>802</td>
<td>H 992</td>
<td>113</td>
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<td>803</td>
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<td>811</td>
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<td>125</td>
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<td>H 1447</td>
<td>125</td>
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### ADOPTED RESOLUTIONS

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The identical bill number, when applicable, and the final action on the measure are noted following the title. When ratified, the Chapter Number of the Session Laws is reflected.

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<tr>
<th>BILLS/RESOLUTIONS</th>
<th>Page Nos.</th>
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</thead>
<tbody>
<tr>
<td>S 65 Life Care Certificate of Need (Fin Com)</td>
<td>159, 178.</td>
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<td>S 73 Motor Fuel Marketing Act (Ch. 972)</td>
<td>222, 225.</td>
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<td>S 85 Willow Creek Inc. (H-unf rpt)</td>
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<td>S 180 Southern Regional Presidential Primary (Ch. 927)</td>
<td>185, 201, 204.</td>
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<td>S 243 Endangered Child Law (H-reref J III Com)</td>
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<td>S 249 Therapeutic Recreation Certification (Ch. 966)</td>
<td>203, 214, 216.</td>
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<td>S 293 Kindergarten Health Assessments (Ch. 1017)</td>
<td>254, 273.</td>
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<td>127, 137, 150.</td>
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<td>161, 178, 183, 200.</td>
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<td>97, 115, 139, 150.</td>
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<td>161, 179, 222, 225.</td>
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<td>S 595 Witness and Victim Assistance (Ch. 998)</td>
<td>239, 252.</td>
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<td>S 613 Raise Animal Abuse Penalties (Ch. 967)</td>
<td>203, 214, 216.</td>
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<td>77, 93, 163.</td>
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<td>83, 90, 139, 150.</td>
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<td>36, 67, 70.</td>
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<td>186.</td>
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<td>157, 162.</td>
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<td>239, 263, 273.</td>
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<td>8, 71, 81, 163.</td>
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</tr>
<tr>
<td>S 875 Malpractice Liability Changes (H 1455) (H-Courts Com)</td>
<td>8, 111, 121, 135, 167, 176.</td>
</tr>
<tr>
<td>S 859 Child Vaccine Injury Comp. Prog. (H 1456) (Ch. 1008)</td>
<td>8, 124, 135, 147, 228, 237, 241, 249, 268.</td>
</tr>
<tr>
<td>S 860 Firemen's Pension Increase (reref Appr Com)</td>
<td>9, 14, 20, 22.</td>
</tr>
<tr>
<td>S 861 Amend Permanent Rules of the Senate (Adopted)</td>
<td>9, 15, 19, 341.</td>
</tr>
<tr>
<td>S 862 Motor Vehicle Inspection Fund Repeal (H 1493) (Appr Com)</td>
<td>10.</td>
</tr>
<tr>
<td>Page</td>
<td>Title</td>
</tr>
<tr>
<td>------</td>
<td>-------------------------------------------------------------------------------------------------</td>
</tr>
<tr>
<td>S 863</td>
<td>Brevard Music Center Pavillion Funds (Appr Com)</td>
</tr>
<tr>
<td>S 864</td>
<td>Sigmon Settlement Funds (J IV Com)</td>
</tr>
<tr>
<td>S 865</td>
<td>Home Health Care Indigents (Appr Com)</td>
</tr>
<tr>
<td>S 866</td>
<td>Gasoline Tax/ Household Property Exemption</td>
</tr>
<tr>
<td></td>
<td>(H 1478) (Ch. 982)</td>
</tr>
<tr>
<td>S 867</td>
<td>Yancey Exempted From Dog Statute (Ch. 897)</td>
</tr>
<tr>
<td>S 869</td>
<td>Travel and Tourism Funds (Appr Com)</td>
</tr>
<tr>
<td>S 870</td>
<td>Buncombe Emergency Network Funds</td>
</tr>
<tr>
<td></td>
<td>(H 1621) (Appr Com/see H 2055–Ch. 1014).</td>
</tr>
<tr>
<td>S 871</td>
<td>Madison–Buncombe Opportunity Funds</td>
</tr>
<tr>
<td></td>
<td>(H 1619) (Appr Com/see H 2055–Ch. 1014).</td>
</tr>
<tr>
<td>S 872</td>
<td>Memorial Mission Hospital Funds (H 1571) (withdrawn)</td>
</tr>
<tr>
<td>S 873</td>
<td>Technical Amendments/Insurance Law</td>
</tr>
<tr>
<td>S 874</td>
<td>Safe Driver Insurance Plan (H 1511) (Ins Com)</td>
</tr>
<tr>
<td>S 875</td>
<td>Attorney General on Courts Commission (J IV Com)</td>
</tr>
<tr>
<td>S 876</td>
<td>David Stick Library Funds (Appr Com)</td>
</tr>
<tr>
<td>S 877</td>
<td>Northeastern N.C. Tomorrow Funds (Appr Com)</td>
</tr>
<tr>
<td>S 878</td>
<td>Craven Property Tax Appeals (Ch. 958)</td>
</tr>
<tr>
<td>S 879</td>
<td>Insurance Taxes/Fees (H 1514) (Ch. 928)</td>
</tr>
<tr>
<td>S 881</td>
<td>N.C. Self-Insurance Guaranty Association</td>
</tr>
<tr>
<td></td>
<td>(H 1512) (Ch. 1013)</td>
</tr>
<tr>
<td>S 882</td>
<td>Low-Level Waste Study (H–Appr Com)</td>
</tr>
<tr>
<td>S 883</td>
<td>Lexington Charter Changes (H 1508) (H–unf rpt)</td>
</tr>
<tr>
<td>S 885</td>
<td>Arts Together Funds (Appr Com/see H 2055–Ch. 1014).</td>
</tr>
<tr>
<td>S 886</td>
<td>ReEntry, Inc., Funds (Appr Com/see H 2055–Ch. 1014).</td>
</tr>
<tr>
<td>S 888</td>
<td>N.C. Symphony Funds (H 1626) (Appr Com)</td>
</tr>
<tr>
<td>S 889</td>
<td>Lumberton ABC Board Enlarged (Ch. 811).</td>
</tr>
<tr>
<td>S 890</td>
<td>Catawba Historical Restoration (Appr Com/see H 2055–Ch. 1014).</td>
</tr>
<tr>
<td>S 891</td>
<td>Randolph Precinct Boundaries (H 1465) (H–ppi)</td>
</tr>
<tr>
<td>S 892</td>
<td>Judicial Unexpired Terms (Ch. 986)</td>
</tr>
<tr>
<td>S 893</td>
<td>Superior Court Judges/Numbered Seats (Ch. 957)</td>
</tr>
<tr>
<td>S 894</td>
<td>Dry Ridge Museum Funds</td>
</tr>
<tr>
<td></td>
<td>(H 1523) (Appr Com/see H 2055–Ch. 1014).</td>
</tr>
<tr>
<td>S 895</td>
<td>Stun Guns Banned (J III Com)</td>
</tr>
<tr>
<td>S 896</td>
<td>Multi-City Occupancy Tax (Ch. 929)</td>
</tr>
<tr>
<td>S 897</td>
<td>Whiteville Firemen Fund (Ch. 980)</td>
</tr>
<tr>
<td>S 898</td>
<td>School Opening Date (H 1048) (H–failed 2nd rdg).</td>
</tr>
<tr>
<td>S 899</td>
<td>Frankie Lemmon School Funds (Appr Com/see H 2055–Ch. 1014).</td>
</tr>
<tr>
<td>S 900</td>
<td>Greene Adult Education Center (H 1546) (Appr Com)</td>
</tr>
<tr>
<td>S 901</td>
<td>Privilege License Clarifying Amendments</td>
</tr>
<tr>
<td></td>
<td>(Ch. 985).</td>
</tr>
<tr>
<td>S 902</td>
<td>No Tax on Advertising Services (Fin Com)</td>
</tr>
<tr>
<td>S 903</td>
<td>Partnership Tax Return Exception (Ch. 983).</td>
</tr>
<tr>
<td>S 904</td>
<td>Update IRC Reference (Ch. 853)</td>
</tr>
<tr>
<td>S 905</td>
<td>Raise Minimum Franchise Tax (Ch. 854)</td>
</tr>
<tr>
<td>S 906</td>
<td>Clarify Mfr. Sales Tax Exemption (Ch. 1005)</td>
</tr>
<tr>
<td>S 907</td>
<td>Sales Tax on Money/Gold (reref Fin Com)</td>
</tr>
</tbody>
</table>
S 908 Wilson City Informal Bids (Ch. 871)..........................17, 39, 73, 167, 175, 181.
S 909 Wilson City Natural Gas Purchases
(Ch. 959) ..................................................17, 40, 73, 209, 213, 216.
S 910 Pitt/Wilson/Edgecombe Develop (Ch. 921)..............17, 40, 72, 80, 85, 198.
S 911 Hamlet Boundaries (Ch. 812)..............................17, 39, 73, 125.
S 912 Office of Marine Affairs Funds (Appr Com)..............17, 71.
S 913 Local Charter Amendments Filed (H 1460) (J II Com) ..17.
S 914 Definition of City (H 1459) (J II Com)....................18.
S 915 Amend Rules/Legis Comm—Municipal Inc (Rules Com) ..18, 22.
S 916 Rowan Animal Control Officers (Ch. 872).................18, 39, 73, 181.
S 917 Econ Dev. Auth/Rowan and Davidson (H-ppi) ..........18, 39, 71, 80.
S 918 Statesville Occupancy Tax Amended (Ch. 930) .........18, 123, 130, 144, 205.
S 919 Statesville Liquor Profits (Ch. 873).......................18, 39, 73, 181.
S 920 Municipal Incorporations Limited (H 1458) (Rules Com)........18.
S 921 Western N.C. Tomorrow Funds
(H 1620) (Appr Com/see H 2055—Ch. 1014).................22.
S 922 Judicial Unexpired Terms—2 (Ch. 987)..................22, 78, 87, 93, 122, 236.
S 923 Economic Development Authority (Richmond)
(Ch. 874) ..................................................23, 40, 72, 80, 154, 160, 175, 181.
S 924 Child Support Guidelines (Ch. 1016)......................23, 126, 139, 217, 257, 263, 273.
S 925 IV-D Agency Fee/Costs Changes (Ch. 931).................23, 71, 107, 121, 139, 205.
S 926 Local Gov’t Zoning Notices Mailed
(Ch. 950) ..................................................23, 96, 105, 122, 143, 146, 194, 204, 211.
S 928 Black Mtn. Juvenile Evaluation Center Funds
(H 1556/H 1670) (Appr Com)................................23.
S 929 Onslow PEERS Funds (Appr Com/see H 2055—Ch. 1014)........23.
S 930 Buncombe School Board Salaries (H 1554) (H-ppi) ....23, 40, 73.
S 931 Icard/Hildebran Fire District (Ch. 922) ..................23, 40, 72, 80, 198.
S 932 Onslow Hospice Funds (Appr Com/see H 2055—Ch. 1014)........23.
S 933 Children Inc. Funds (Appr Com)..........................24.
S 934 Enabling/Technical Amendment—G. S. 143-215.1
(Res. 48) ..................................................24, 76, 87, 170.
S 935 Greenville Parking Penalty Increase (Ch. 813) ...........24, 40, 73, 125.
S 936 Trust—Court Costs/Fees (Ch. 855)........................24, 75, 81, 86, 163.
S 937 Clarify Lobby Law (Rules Com)..........................24.
S 938 American Children’s Home Funds
(Appr Com/see H 2055—Ch. 1014)..........................24.
S 939 Child Support Cases Expedited (Ch. 993)..................24, 74, 115, 138, 234, 245.
S 940 Currituck Assistant Ranger Funds (Appr Com) ...........24.
S 941 Currituck Beach MV Regulation (Ch. 875) ..................24, 40, 73, 181.
S 942 EMT Clarification (Ch. 951) ................................24, 40, 74, 194, 204, 211.
S 943 Pitt Economic Development (reref Local Gov Com) .......25, 40, 72.
S 944 New Bern Demolition Costs/Attorney Fees (Ch. 876) ....25, 40, 74, 181.
S 945 Nash Occupancy Tax
(H-ruled ineligible under H 1424) .........................25, 40, 123, 129, 144.
S 946 Blue Ridge Tech./Capital Funds (H 1628) (Appr Com) ....25.
S 947 Blue Ridge Tech Library (Appr Com) .......................25.
S 948 Western Counties Occupancy Tax
(Ch. 969) ................24, 40, 123, 130, 131, 138, 146, 155, 209, 212, 219, 225.
S 949 Swain Occupancy Tax (Ch. 923)..........................25, 40, 107, 119, 128, 198.
S 950 Haywood/Henderson Development
(Ch. 970) ................25, 40, 74, 167, 176, 186, 214, 218, 225.
S 951 Transylvania Pre-development Ordinances
   (H 1837) (H–ppl) ........................................... 25, 40, 74.
S 952 Additional 1% Forsyth Room Tax (Ch. 924) ....... 25, 40 107, 119, 128, 188.
S 953 Memorializing Sankey Wright Robinson
   (H 1650) (Res. 51) ........................................... 26, 156, 170, 183.
S 954 Camp LeJeune Expansion Opposed (Rules Com/see H 1639) ........ 28.
S 955 Snuggs House Improvement Funds
   (Appr Com/see H 2055–Ch. 1014) ......................... 28.
S 956 Chowan Interstate Commission Funds (Appr Com) .... 28.
S 957 Eliada Home Funds (H 1599) (Appr Com/see H 2055–Ch. 1014) .... 28.
S 958 Avery County ADAP Transp. Funds
   (H 1776) (Appr Com/see H 2055–Ch. 1014) ................. 28.
S 959 Elderly Housing Projects (Appr Com/see H 2055–Ch. 1014) ......... 29.
S 960 Moore County Children's Funds (Appr Com) .......... 32.
S 961 Asheville Symphony Pops Funds
   (H 1622) (Appr Com/see H 2055–Ch. 1014) ................. 32.
S 962 State Retirement Increase (reter Appr Com) .......... 32, 77.
S 963 Halifax E.M.S. Funds (Appr Com/see H 2055–Ch. 1014) ........ 32.
S 964 Halifax 4-H Day-Camp Funds (Appr Com/see H 2055–Ch. 1014) .... 32.
S 965 N.C. Dance Theater Funds (Appr Com/see H 2055–Ch. 1014) ....... 32.
S 966 Black Artists' Guild Funds (Appr Com/see H 2055–Ch. 1014) ....... 32.
S 967 Tammy Lynn Funds—2 (Appr Com/see H 2055–Ch. 1014) ........ 32.
S 968 Lee County School Library Funds
   (H 1726) (Appr Com/see H 2055–Ch. 1014) ................. 33.
S 969 Temple Theatre Funds (Appr Com/see H 2055–Ch. 1014) ........... 33.
S 970 t.l.c. Home Funds (Appr Com/see H 2055–Ch. 1014) ........... 33.
S 971 Broadway Park Development Funds
   (H 1722) (Appr Com/see H 2055–Ch. 1014) ................. 33.
S 972 Sanford Revitalization Funds (Appr Com/see H 2055–Ch. 1014) .... 33.
S 973 General Lee Museum Funds (Appr Com/see H 2055–Ch. 1014) ....... 33.
S 974 Angier Senior Center Funds (Appr Com/see H 2055–Ch. 1014) ....... 33.
S 975 Craven Athletic Field House Funds
   (Appr Com/see H 2055–Ch. 1014) ......................... 33.
S 976 Lemon Springs Improvement Funds—2
   (H 1725) (Appr Com/see H 2055–Ch. 1014) ................. 33.
S 977 Granville Senior Citizens Funds (Appr Com/see H 2055–Ch. 1014) ... 33.
S 978 Cleveland Services Center Funds (Appr Com) ............ 34.
S 979 Land Grant Record Funds (Appr Com) ................... 34.
S 980 Alexander Reservoir Funds (Appr Com) ................... 34.
S 981 Big Ivy Historical Complex Funds
   (H 1716) (Appr Com/see H 2055–Ch. 1014) ................. 34.
S 982 Schiele Museum Operating Funds—2 (Appr Com) ......... 34.
S 983 Lincoln Community Center Funds
   (Appr Com/see H 2055–Ch. 1014) ......................... 34.
S 984 Cleveland Historical Association Funds
   (Appr Com/see H 2055–Ch. 1014) ......................... 34.
S 985 Controlled Substance Tax (J IV Com) .................... 34.
S 986 Pine Level Trash Disposal Funds
   (Appr Com/see H 2055–Ch. 1014) ......................... 34.
S 987 Ivanhoe Community Bldg. Funds
   (Appr Com/see H 2055–Ch. 1014) ......................... 34.
S 988 Sampson Tech Funds (Appr Com) ......................... 35.
S 989 Tobacco Museum Funds (Appr Com/see H 2055–Ch. 1014) ........... 35.
S 990 Johnston County Industries Funds
   (Appr Com/see H 2055-Ch. 1014) ...................................................... 35.
S 991 Forestry Service Offices/Wayne Co (Appr Com) ....................... 35.
S 992 Enable/Tech Amend-Administrative Procedure Act
   (Res. 46) ...................................................................................... 35, 76, 87, 151.
S 993 Pilot Arbitration Program (H-reref Courts Com) .............. 35, 161, 179.
S 994 N.C. Grape Growers Board (Ch. 974) .......................... 35, 122, 158, 162, 223, 225.
S 995 Honor Firemen (Rules Com/see H 1499) ......................... 35.
S 996 Gaston Shelter Funds (Appr Com/see H 2055-Ch. 1014) ...... 35.
S 997 Dental Health Funds (Appr Com) ............................................ 35.
S 998 Community Mental Health Funds (Appr Com) .................... 36.
S 999 Littleton Center Funds (Appr Com/see H 2055-Ch. 1014) ...... 36.
S 1000 Dr. C. S. Brown Center Funds (H 1709) (Appr Com) .......... 36.
S 1001 Northampton Museum Funds (Appr Com/see H 2055-Ch. 1014). 36.
S 1002 LRC Study Elections (reref Appr Com) ............................. 41, 164.
S 1003 Guilford Courthouse Renovation Funds
   (Appr Com/see H 2055-Ch. 1014) ...................................................... 41.
S 1004 Black Child and Family Funds (Appr Com/see H 2055-Ch. 1014) 41.
S 1005 Blue Ridge Water Association (Appr Com/see H 2055-Ch. 1014) 41.
S 1006 Blue Ridge Tech/College Funds (Appr Com/see H 2055-Ch. 1014) 42.
S 1007 Gaston VFD Funds (Appr Com/see H 2055-Ch. 1014) .... 42.
S 1008 Elizabeth II to Hertford County (Appr Com/see H 2055-Ch. 1014) 42.
S 1009 Ahoskie Chamber of Commerce Funds
   (Appr Com/see H 2055-Ch. 1014) ...................................................... 42.
S 1010 Gates County Hist. Society Funds
   (Appr Com/see H 2055-Ch. 1014) ...................................................... 42.
S 1011 Jones Agricultural Center Funds
   (Appr Com/see H 2055-Ch. 1014) ...................................................... 42.
S 1012 Lenoir Law Enforcement Funds (Appr Com/see H 2055-Ch. 1014) 42.
S 1013 Lenoir Comm. College Aviation Funds (Appr Com) ............ 42.
S 1014 Cedar Grove Day-Care Center Funds
   (Appr Com/see H 2055-Ch. 1014) ...................................................... 42.
S 1015 Lincoln Health Center Funds (Appr Com/see H 2055-Ch. 1014) 42.
S 1016 Operation Breakthrough Comm. Action
   (Appr Com/see H 2055-Ch. 1014) ...................................................... 43.
S 1017 Durham Arts Council Funds (Appr Com/see H 2055-Ch. 1014) 43.
S 1018 Eastern Music Festival Funds—3
   (Appr Com/see H 2055-Ch. 1014) ...................................................... 43.
S 1019 Greensboro Council on Crime (Appr Com/see H 2055-Ch. 1014) 43.
S 1020 Northeast Center—Human Development
   (Appr Com/see H 2055-Ch. 1014) ...................................................... 43.
S 1021 Historic Hope Funds
   (Appr Com/see H 2055-Ch. 1014—see also S 1114) ............ 43.
S 1022 Erwin Community Center Funds
   (Appr Com/see H 2055-Ch. 1014) ...................................................... 43.
S 1023 Enable/Capital Impr Project—UNC (Ruled not required) .... 43, 76, 87.
S 1024 UNC Power Plant Bonds (Ch. 865) ................................. 43, 87, 107, 120, 134, 170.
S 1025 Olympic Festival Funds (Appr Com) .............................................. 43.
S 1026 Water/Sewer Grant Funds (H 1795) (Appr Com) ................. 44.
S 1027 Maxton Day Care Council Funds
   (Appr Com/see H 2055-Ch. 1014) ...................................................... 44.
S 1028 Red Springs Community Center Funds
   (Appr Com/see H 2055-Ch. 1014) ...................................................... 44.
S 1029 Carolina Theater Funds—2 (Appr Com/see H 2055–Ch. 1014) ........ 44.
S 1030 St. Pauls Community Bldg. Funds
(Appr Com/see H 2055–Ch. 1014) ........................................... 44.
S 1031 Hoke County Courthouse Funds (Appr Com/see H 2055–Ch. 1014) 44.
S 1032 Proctorville Community Bldg (Appr Com/see H 2055–Ch. 1014) 44.
S 1033 Raeford Community Ctr Funds (Appr Com/see H 2055–Ch. 1014) 44.
S 1034 Fairmont Industrial Park Funds (Appr Com/see H 2055–Ch. 1014) 44.
S 1035 N.C. Turkey Festival Funds (Appr Com/see H 2055–Ch. 1014) .... 45.
S 1036 Parkton Community Center Funds
(Appr Com/see H 2055–Ch. 1014) ........................................... 45.
S 1037 Rowland Southside Alumni Funds
(Appr Com/see H 2055–Ch. 1014) ........................................... 45.
S 1038 Strike at the Wind Funds—2 (Appr Com/see H 2055–Ch. 1014) ... 45.
S 1039 Wake Senior Citizens Center Funds
(Appr Com/see H 2055–Ch. 1014) ........................................... 45.
S 1040 Franklin Jail Renovation Funds (Appr Com/see H 2055–Ch. 1014) 45.
S 1041 Louisburg Public Safety Center (Appr Com/see H 2055–Ch. 1014) 45.
S 1042 Richmond Economic Development Funds
(Appr Com/see H 2055–Ch. 1014) ........................................... 45.
S 1043 East Hamlet Citizens Funds (Appr Com/see H 2055–Ch. 1014) .... 45.
S 1044 Richmond Senior Center Funds (Appr Com/see H 2055–Ch. 1014) 45.
S 1045 Rockingham Recreation Foundation Funds
(Appr Com/see H 2055–Ch. 1014) ........................................... 45.
S 1046 Montgomery Rape Crisis Funds (Appr Com/see H 2055–Ch. 1014) 46.
S 1047 Scotland Summer Jobs Program Funds
(Appr Com/see H 2055–Ch. 1014) ........................................... 46.
S 1048 Troy Parks Funds (Appr Com/see H 2055–Ch. 1014) ................. 46.
S 1049 Rankin Museum Funds—2 (Appr Com/see H 2055–Ch. 1014) .... 46.
S 1050 Hamlet Library Funds (Appr Com/see H 2055–Ch. 1014) ......... 46.
S 1051 Anson County Project Development Funds
(Appr Com/see H 2055–Ch. 1014) ........................................... 46.
S 1052 Elm City Rescue Squad Funds (Appr Com/see H 2055–Ch. 1014) 46.
S 1053 Falkland Rescue Squad Funds (Appr Com/see H 2055–Ch. 1014) 46.
S 1054 Pitt Community College Funds (Appr Com/see H 2055–Ch. 1014) 46.
S 1055 Farmville Senior Council Funds (Appr Com/see H 2055–Ch. 1014) 47.
S 1056 Pitt/Greenville Chamber of Commerce Funds—2
(Appr Com/see H 2055–Ch. 1014) ........................................... 47.
S 1057 Rocky Mount OIC Funds (Appr Com/see H 2055–Ch. 1014) ......... 47.
S 1058 Bethel Library Funds (Appr Com/see H 2055–Ch. 1014) ............ 47.
S 1059 Bethel Senior Center Funds (Appr Com/see H 2055–Ch. 1014) .... 47.
S 1060 Edgecombe Public Library Funds
(Appr Com/see H 2055–Ch. 1014) ........................................... 47.
S 1061 Farmville Arts Council Funds (Appr Com/see H 2055–Ch. 1014) 47.
S 1062 Wilson Fire Equipment Funds (Appr Com) ............................. 47.
S 1063 Robersonville Hospital Funds (Appr Com/H 2055–Ch. 1014) .... 48.
S 1064 Farmville Band and Rec. Uniforms
(Appr Com/see H 2055–Ch. 1014) ........................................... 48.
S 1065 Crisis Assistance Ministry Funds—2
(Appr Com/see H 2055–Ch. 1014) ........................................... 48.
S 1066 Charlotte Family Outreach Center—2
(Appr Com/see H 2055–Ch. 1014) ........................................... 48.
S 1067 Afro-American Children’s Theater
(Appr Com/see H 2055–Ch. 1014) ........................................... 48.
S 1068 Afro-American Cultural Center—2
(Appr Com/see H 2055-Ch. 1014) .................................................. 48.
S 1069 Charlotte Emergency Housing Project
(Appr Com/see H 2055-Ch. 1014) .................................................. 48.
S 1070 Charlotte—Mecklenburg Youth Council—2
(H 1760) (Appr Com/see H 2055-Ch. 1014) .......................... 48.
S 1071 Family Housing Services Funds (Appr Com/see H 2055-Ch. 1014) .... 48.
S 1072 Anita Stroud Foundation Funds (Appr Com/see H 2055-Ch. 1014) .... 48.
S 1073 Metrolina Sickle Cell Funds (Appr Com/see H 2055-Ch. 1014) .... 48.
S 1074 Mecklenburg Pregnancy Prevention Funds—2
(Appr Com/see H 2055-Ch. 1014) .................................................. 48.
S 1075 Gethsemane Enrichment Funds—2
(Appr Com/see H 2055-Ch. 1014) .................................................. 48.
S 1076 Person County Aging Funds (Appr Com/see H 2055-Ch. 1014) ..... 49.
S 1077 Metrolina Food Bank Funds—2 (Appr Com/see H 2055-Ch. 1014) .... 49.
S 1078 McCrory YMCA Funds—2 (Appr Com/see H 2055-Ch. 1014) .... 49.
S 1079 School Psychologist Raise (Appr Com) .................................. 49.
S 1080 Workweek for Teacher Aides (Appr Com) .......................... 49.
S 1081 Schiele Museum Archaeology Funds (Appr Com) ....................... 49.
S 1082 Special Ed. Funding Formula (H 1761) (Appr Com) ................. 49.
S 1083 Braille Textbook Funds (H 1762) (Appr Com) ......................... 49.
S 1084 Governor’s School Funds (H 1764) (Appr Com) ....................... 49.
S 1085 Preschool Special Education Funds (H 1763) (Appr Com) .......... 49.
S 1086 Eden Seniors Funds (Appr Com/see H 2055-Ch. 1014) .......... 50.
S 1087 Madison Civic Center Funds (Appr Com/see H 2055-Ch. 1014) .... 50.
S 1088 Pennington House Renovation Funds (Appr Com/see H 2055-Ch. 1014) .... 50.
S 1089 Madison Recreation Equipment (Appr Com/see H 2055-Ch. 1014) .... 50.
S 1090 Eden City Animal Shelter Funds (Appr Com) ......................... 50.
S 1091 Stoneville Revitalization Funds
(Appr Com/see H 2055-Ch. 1014) .................................................. 50.
S 1092 Cove Creek Senior Center Funds
(Appr Com/see H 2055-Ch. 1014) .................................................. 50.
S 1093 Ashe Library Funds (Appr Com/see H 2055-Ch. 1014) .......... 50.
S 1094 Stokes Radio System Funds (Appr Com) .................................. 50.
S 1095 Carlyle Higgins Agricultural Center
(Appr Com/see H 2055-Ch. 1014) .................................................. 50.
S 1096 Durham Meals on Wheels (Appr Com/see H 2055-Ch. 1014) .... 50.
S 1097 John Avery Boy’s Club Funds (Appr Com/see H 2055-Ch. 1014) .... 51.
S 1098 Durham Housing/Youth Enrichment
(Appr Com/see H 2055-Ch. 1014) .................................................. 51.
S 1099 Sampson Alumni Funds (Appr Com/see H 2055-Ch. 1014) .......... 51.
S 1100 Johnston Central Alumni Funds—2
(H 1815) (Appr Com/see H 2055-Ch. 1014) .......................... 51.
S 1101 Sampson Armory Funds (Appr Com) .................................. 51.
S 1102 Coharie Intra-Tribal Council Funds
(Appr Com/see H 2055-Ch. 1014) .................................................. 51.
S 1103 Herring Community Building Funds
(Appr Com/see H 2055-Ch. 1014) .................................................. 51.
S 1104 Four Oaks Community Bldg Funds
(Appr Com/see H 2055-Ch. 1014) .................................................. 51.
S 1105 Vance Emergency Communications
(Appr Com/see H 2055-Ch. 1014) .................................................. 51.
S 1106 N.C. Senior Citizen's Fed. Funds—2
   (Appr Com/see H 2055-Ch. 1014) ........................................ 51.
S 1107 Knightdale Park Funds (Appr Com/see H 2055-Ch. 1014) .......... 52.
S 1108 Historic Bethabara Park Funds
   (Appr Com/see H 2055-Ch. 1014) ........................................ 52.
S 1109 Hertford Arts Academy Funds (Appr Com/see H 2055-Ch. 1014) .... 52.
S 1110 "First for Freedom" Drama Funds
   (Appr Com/see H 2055-Ch. 1014) ........................................ 52.
S 1111 Opera House Funds (Appr Com/see H 2055-Ch. 1014) ............. 52.
S 1112 Cape Fear Satellite Funds (Appr Com) ................................ 52.
S 1113 Katie B. Hines Senior Center Funds
   (Appr Com/see H 2055-Ch. 1014) ........................................ 52.
S 1114 Historic Hope Funds—2
   (Appr Com/see H 2055-Ch. 1014—see also S 1021) .................... 52.
S 1115 Roper VFD Funds (Appr Com/see H 2055-Ch. 1014) ............... 52.
S 1116 Gates County Hist. Society Funds
   (H 1928) (Appr Com/see H 2055-Ch. 1014) ............................ 52.
S 1117 Surry Co. Courthouse Funds (Appr Com/see H 2055-Ch. 1014) ... 53.
S 1118 Stonerville Water Connector Funds
   (Appr Com/see H 2055-Ch. 1014) ........................................ 53.
S 1119 Job Strategy Center Funds (Appr Com/see H 2055-Ch. 1014) .... 53.
S 1120 Northwest Day School Funds (Appr Com/see H 2055-Ch. 1014) .... 53.
S 1121 Urban League Services (Appr Com/see H 2055-Ch. 1014) ......... 53.
S 1122 Nature Science Center Funds (Appr Com/see H 2055-Ch. 1014) ... 53.
S 1123 Sawtooth Center Funds (Appr Com/see H 2055-Ch. 1014) ......... 53.
S 1124 Neighborhood Council Adult Day Care
   (Appr Com/see H 2055-Ch. 1014) ........................................ 53.
S 1125 Rocky Mt. Children's Museum Funds
   (Appr Com/see H 2055-Ch. 1014) ........................................ 53.
S 1126 Rocky Mount Band Funds (Appr Com/see H 2055-Ch. 1014) ....... 53.
S 1127 Rocky Mount Children's Camp Funds
   (Appr Com/see H 2055-Ch. 1014) ........................................ 53.
S 1128 Rocky Mount High Band Funds (Appr Com/see H 2055-Ch. 1014) .... 54.
S 1129 Roanoke Rapids Auditorium Funds
   (Appr Com/see H 2055-Ch. 1014) ........................................ 54.
S 1130 Canal Arts Center Funds (Appr Com/see H 2055-Ch. 1014) ........ 54.
S 1131 Lakeland Arts Center Funds (Appr Com/see H 2055-Ch. 1014) ..... 54.
S 1132 YWCA of Winston-Salem Funds (Appr Com/see H 2055-Ch. 1014) ... 54.
S 1133 Bethlehem Center Funds—2 (Appr Com/see H 2055-Ch. 1014) .... 54.
S 1134 Delta Arts Center Funds (Appr Com/see H 2055-Ch. 1014) ....... 54.
S 1135 Winston-Salem Arts Funds (Appr Com/see H 2055-Ch. 1014) ....... 54.
S 1136 Winston-Salem Symphony Funds
   (Appr Com/see H 2055-Ch. 1014) ........................................ 54.
S 1137 Old Salem Funds—2 (Appr Com) ...................................... 54.
S 1138 Piedmont Opera Theatre, Inc., Funds
   (Appr Com/see H 2055-Ch. 1014) ...................................... 55.
S 1139 Experiment in Self-Reliance Funds
   (Appr Com/see H 2055-Ch. 1014) ...................................... 55.
S 1140 Women's Resource Center (Appr Com/see H 2055-Ch. 1014) ....... 55.
S 1141 Wake Rehabilitation Services Funds
   (Appr Com/see H 2055-Ch. 1014) ...................................... 55.
S 1142 Creative Exchange Ed. Programs
   (Appr Com/see H 2055-Ch. 1014) ........................................ 55.
S 1143 Rolesville EMS Funds (Appr Com/see H 2055-Ch. 1014) .......... 55.
S 1144 Franklin Co. Museum Funds (Appr Com/see H 2055-Ch. 1014) .. 55.
S 1145 Center for Independent Living Funds
   (H 1721) (Appr Com/see H 2055-Ch. 1014) ............................ 55.
S 1146 Dunn Downtown Revitalization
   (Appr Com/see H 2055-Ch. 1014) ........................................ 55.
S 1147 Triangle J-Water Funds (Appr Com/see H 2055-Ch. 1014) ..... 55.
S 1148 Powellsville Recreation/Civic Center Funds
   (Appr Com/see H 2055-Ch. 1014) ....................................... 55.
S 1149 Look Up Gaston Funds (Appr Com/see H 2055-Ch. 1014) ....... 56.
S 1150 Rutherford Arts Council Funds—2
   (Appr Com/see H 2055-Ch. 1014) ..................................... 56.
S 1151 Lincoln County Hist. Assoc (Appr Com/see H 2055-Ch. 1014) . 56.
S 1152 Rutherford Shelter Funds (Appr Com/see H 2055-Ch. 1014). 56.
S 1153 Rutherford ADAP Funds (Appr Com) ................................ 56.
S 1154 Higher Ed. Pilot Project Funds (Appr Com) ....................... 56.
S 1155 Post Detention Advocates Funds
   (Appr Com/see H 2055-Ch. 1014) .................................... 56.
S 1156 Community Mediation Funds (Appr Com) .......................... 56.
S 1157 Person County Hospital Funds
   (Appr Com/see H 2055-Ch. 1014) ..................................... 56.
S 1158 Lawson Creek Boat Ramp (Appr Com/see H 2055-Ch. 1014) .... 56.
S 1159 Tri-County ADAP Funds (Appr Com/see H 2055-Ch. 1014) .... 57.
S 1160 Black Mountain Utility Bldg (H 1669/H 1802) (Appr Com). .. 57.
S 1161 Parkway Playhouse Funds
   (H 1873) (Appr Com/see H 2055-Ch. 1014) ........................... 57.
S 1162 Sampson Agri-Civic Center Funds (Appr Com) .................... 57.
S 1163 Mebane Recreation Funds (Appr Com/see H 2055-Ch. 1014) ... 57.
S 1164 Richlands Tennis Courts Funds
   (Appr Com/see H 2055-Ch. 1014) .................................... 57.
S 1165 Onslow County Women's Center Funds—2
   (Appr Com/see H 2055-Ch. 1014) .................................... 57.
S 1166 Cape Fear Regional Theatre Funds
   (Appr Com/see H 2055-Ch. 1014) .................................... 57.
S 1167 New Hanover/Pender Fire and Rescue Funds (Appr Com) .......... 57.
S 1168 After-School Funds (Appr Com/see H 2055-Ch. 1014) .......... 57.
S 1169 Licklog Players Funds (Appr Com/see H 2055-Ch. 1014) ....... 58.
S 1170 Foothills Nature Center Funds (Appr Com) ....................... 58.
S 1171 W. Carolina Land Study Funds (Appr Com) ........................ 58.
S 1172 Native American Newsletter Funds (Appr Com) .................... 58.
S 1173 Jonathan Creek Fire Dept. Funds
   (Appr Com/see H 2055-Ch. 1014) .................................... 58.
S 1174 School Enrichment Funds (Appr Com/see H 2055-Ch. 1014) .... 58.
S 1175 Valley Town Arts Council Funds
   (Appr Com/see H 2055-Ch. 1014) .................................... 58.
S 1176 East Trade Street YWCA Funds—2
   (Appr Com/see H 2055-Ch. 1014) .................................... 58.
S 1177 Scotland Literacy YWCA Funds—2
   (Appr Com/see H 2055-Ch. 1014) .................................... 58.
S 1178 Richmond Arts Council Funds—2
   (Appr Com/see H 2055-Ch. 1014) .................................... 58.
Historic Rankin House Funds
(Appr Com/see H 2055-Ch. 1014) ........................................ 58.

Enable/Honor Sankey Wright Robinson
(H 1783) (Res. 35) ........................................ 59, 83.

Fourth of July Festival Funds
(Appr Com/see H 2055-Ch. 1014) ........................................ 59.

Watermelon/Farmer Festival Funds
(H 1784) (Appr Com/see H 2055-Ch. 1014) ................. 59.

Strawberry Festival Funds
(H 1789) (Appr Com/see H 2055-Ch. 1014) ................. 59.

Tabor City Revitalization Funds
(H 1787) (Appr Com/see H 2055-Ch. 1014) ................. 59.

Good Shepherd Home Funds
(H 1786/H 2060) (Appr Com/see H 2055-Ch. 1014) ................. 59.

Yam Festival Funds
(H 1785) (Appr Com/see H 2055-Ch. 1014) ................. 59.

Columbus Senior Center Funds
(H 1809) (Appr Com/see H 2055-Ch. 1014) ................. 59.

Bogue Area Betterment Funds
(H 1808) (Appr Com/see H 2055-Ch. 1014) ................. 59.

Columbus Hospice Funds
(H 1810) (Appr Com/see H 2055-Ch. 1014) ................. 59.

Columbus Road Sign Funds
(H 1788) (Appr Com/see H 2055-Ch. 1014) ................. 60.

Tabor City Fifteen Funds (Appr Com/see H 2055-Ch. 1014) ................. 60.

Columbus Library Funds
(H 1807) (Appr Com/see H 2055-Ch. 1014) ................. 60.

Durham Arts Complex (Appr Com/see H 2055-Ch. 1014) ................. 60.

Textbooks for Handicapped (H 1813) (Appr Com) ................. 60.

Metrolina Sickle Cell Funds—2
(Appr Com/see H 2055-Ch. 1014) ................. 60.

Caswell Center SAFE Funds (Appr Com/see H 2055-Ch. 1014) ................. 60.

Dallas Beautification/Renovation Funds
(Appr Com/see H 2055-Ch. 1014) ................. 60.

Gaston County Museum Funds—2
(Appr Com/see H 2055-Ch. 1014) ................. 60.

Lowell Recreation Funds (Appr Com/see H 2055-Ch. 1014) ................. 60.

Schiele Museum Funds—2 (Appr Com/see H 2055-Ch. 1014) ................. 60.

Cleveland Abuse Prevention Funds
(Appr Com/see H 2055-Ch. 1014) ................. 60.

Shelby Boys Town Funds (Appr Com/see H 2055-Ch. 1014) ................. 61.

Cleveland Voc. Indust. Funds
(Appr Com/see H 2055-Ch. 1014) ................. 61.

Kings Mountain Boys Town (Appr Com/see H 2055-Ch. 1014) ................. 61.

Child Abuse Prevention Funds
(Appr Com/see H 2055-Ch. 1014) ................. 61.

Cramerton Recreation Funds
(Appr Com/see H 2055-Ch. 1014) ................. 61.

Western Carolina Center Funds
(Appr Com/see H 2055-Ch. 1014) ................. 61.

Rainbow Services Funds (Appr Com/see H 2055-Ch. 1014) ................. 61.

Regional/Aurora Library Funds
(Appr Com/see H 2055-Ch. 1014) ................. 61.
S 1210 Fire Depts/Rescue Squads–Multi-County
   (Appr Com/see H 2055–Ch. 1014) ........................................ 61.
S 1211 Tri-County Spouse Abuse Funds
   (Appr Com/see H 2055–Ch. 1014) ........................................ 62.
S 1212 Blackbeard Drama Funds (Appr Com/see H 2055–Ch. 1014) .... 62.
S 1213 Martin Community Players (Appr Com/see H 2055–Ch. 1014) ... 62.
S 1214 Pitt/Farmers' Market Funds
   (H 1959) (Appr Com/see H 2055–Ch. 1014) ......................... 62.
S 1215 Pitt/Child Development Center Funds
   (Appr Com/see H 2055–Ch. 1014) ........................................ 62.
S 1216 Moratoc Park Funds (Appr Com/see H 2055–Ch. 1014) .......... 62.
S 1217 Martin Chamber of Commerce Funds
   (Appr Com/see H 2055–Ch. 1014) ........................................ 62.
S 1218 Pitt Family Violence Funds
   (Appr Com/see H 2055–Ch. 1014) ........................................ 62.
S 1219 Bear Grass/Jamestownville Funds
   (Appr Com/see H 2055–Ch. 1014) ........................................ 62.
S 1220 Pitt School Funds (Appr Com) ........................................ 62.
S 1221 OCI Day Program Funds (Appr Com/see H 2055–Ch. 1014) ..... 62.
S 1222 Sheppard Library Funds (Appr Com/see H 2055–Ch. 1014) ..... 63.
S 1223 Greater Washington Chamber of Commerce Funds
   (Appr Com/see H 2055–Ch. 1014) ........................................ 63.
S 1224 Volunteers in Partnership (Appr Com/see H 2055–Ch. 1014) .. 63.
S 1225 Pitt Boys' Club Funds (Appr Com/see H 2055–Ch. 1014) ....... 63.
S 1226 Child Care Network Funds (Appr Com/see H 2055–Ch. 1014) .. 63.
S 1227 Randolph Hospice Funds (Appr Com/see H 2055–Ch. 1014) ..... 63.
S 1228 Siler City History Funds (Appr Com/see H 2055–Ch. 1014) .... 63.
S 1229 Tri-County Mental Health Funds
   (Appr Com/see H 2055–Ch. 1014) ........................................ 63.
S 1230 Inter-faith Council Project Funds
   (Appr Com/see H 2055–Ch. 1014) ........................................ 63.
S 1231 Pinetree Enterprises Funds (Appr Com/see H 2055–Ch. 1014) .. 63.
S 1232 Moore Performing Arts Center Funds
   (Appr Com/see H 2055–Ch. 1014) ........................................ 63.
S 1233 Orange Industries Funds (Appr Com/see H 2055–Ch. 1014) ...... 64.
S 1234 Moore Library Funds (Appr Com/see H 2055–Ch. 1014) .......... 64.
S 1235 Carthage Museum/Community Funds
   (Appr Com/see H 2055–Ch. 1014) ........................................ 64.
S 1236 Sandhills Hospice Funds (Appr Com/see H 2055–Ch. 1014) .... 64.
S 1237 Malcolm Blue Farm Funds (Appr Com/see H 2055–Ch. 1014) .... 64.
S 1238 Crystal Lake Dam Funds (Appr Com/see H 2055–Ch. 1014) ..... 64.
S 1239 Greene Central Band Uniforms
   (Appr Com/see H 2055–Ch. 1014) ........................................ 64.
S 1240 Wayne Poultry Festival Funds (Appr Com) .......................... 64.
S 1241 Goldsboro School Funds (Appr Com/see H 2055–Ch. 1014) ...... 64.
S 1242 Wayne Co. Hist. Assoc (Appr Com/see H 2055–Ch. 1014) ...... 64.
S 1243 Greene County Committee of 100
   (Appr Com/see H 2055–Ch. 1014) ........................................ 64.
S 1244 Wayne Co. Band (Instrument) Funds
   (Appr Com/see H 2055–Ch. 1014) ........................................ 64.
S 1245 Chatham Aging Funds (Appr Com/see H 2055–Ch. 1014) ....... 65.
S 1246 Chatham Child Development Center
   (H 1945) (Appr Com/see H 2055–Ch. 1014) ......................... 65.
Joint Community Action (JOCCA) Funds
(Appr Com/see H 2055–Ch. 1014) ......................... 65.

Chatham Family Violence Funds (Appr Com) ........ 65.

Jordan Law Enforcement Funds
(H 1944) (Appr Com/see H 2055–Ch. 1014) .......... 65.

Chatham White Pines Funds
(H 1943) (Appr Com/see H 2055–Ch. 1014) .......... 65.

Mental Health Area Funds (Appr Com/see H 2055–Ch. 1014) .......... 65.

Chatham Historic Publication
(Appr Com/see H 2055–Ch. 1014) ......................... 65.

Randolph Library Funds (Appr Com/see H 2055–Ch. 1014) .......... 65.

Randolph Arts Guild Funds (Appr Com/see H 2055–Ch. 1014) .......... 65.

Randolph Spouse Abuse Funds
(Appr Com/see H 2055–Ch. 1014) ......................... 66.

Gatekeeper House Funds (Appr Com) ......................... 66.

Food Bank/Sandhills Funds (Appr Com) ......... 66.

Art School Funds (Appr Com/see H 2055–Ch. 1014) .......... 66.

Funds for Park Uniforms (H 1905) (Appr Com) ......... 66.

Funds for Parks Radio System (H 1904) (Appr Com) ......... 66.

Greene H. S. Athletic Club Funds
(Appr Com/see H 2055–Ch. 1014) ......................... 66.

Greene Fire/Rescue Funds (Appr Com) ............... 66.


WUNC TV/Radio Funds (Appr Com/see H 2055–Ch. 1014) .......... 66.

Chatham Hospice Funds (Appr Com/see H 2055–Ch. 1014) .......... 67.

Pittsboro Bicentennial Funds
(Appr Com/see H 2055–Ch. 1014) ......................... 67.

Nonpoint Source Pollution Control Funds (H 1804) (Appr Com) .......... 71.

Historic Preservation Foundation Inc. (H 1794) (Appr Com) .......... 79.

School Employee Salary Comm (H 1919) (reref Appr Com) .......... 83.

Transfer of Sales and Use Tax/Auto Parts (Fin Com) .......... 83.

Local Occupancy Taxes (Fin Com) .......... 83.

Fire Equipment Replacement Funds (Appr Com) .......... 83.

Sales Tax Exemption/Vehicles—Transfer
(Ch. 925) ........................................... 83, 136, 147, 198.

Southern Piedmont Center Funds (Appr Com) .......... 89.

UNC/WCQS Funds (H 1888) (Appr Com/see H 2055–Ch. 1014) .......... 89.

N.C. Holocaust Council Funds (Appr Com) .......... 89.

State Budget/1986-87 (H 2055–Ch. 1014) (Appr Com) .......... 88.

Nash Cultural Center Funds—2
(Appr Com/see H 2055–Ch. 1014) ......................... 90.

Meat Inspection Funds (Appr Com) .......... 97.


Albemarle Building Parking Deck (H 2092) (Fin Com) .......... 97.

UNC Nonfunded Capital Improvement
(H 2101 & H 2025) (Fin Com) .......... 97.

Good Shepherd Home, Inc. (Appr Com) .......... 97.

Housing Act Amendment (Appr Com) .......... 97.

Refunding Bond Act (H 2080) (Fin Com) .......... 102.

Severance/Pay Mandatory (Ch. 981) .......... 102, 116, 138, 226.

Enable/Hist. Achievements Wright Bros
(H 2112) (Res. 52) .......... 102, 126, 147, 183.
S 1288 Oregon Inlet Commission
   (H-St Gov't Com/see H 2055–Ch. 1014) ................ 102, 158, 161, 179.
S 1289 Professional Liability Insurance Actuary Funds
   (Appr Com) .................................................. 126.
S 1290 Vaccine Injury Hearing Funds (Appr Com) ........ 127.
S 1291 DHR Vaccine-Related Injury Funds (Appr Com) .... 127.
S 1292 Misc Effective Date Changes (Ch. 851) .............. 143, 151.
S 1293 Enabling/John P. East Memorial Bill (H 2118) (Rules Com) ...... 160.
S 1294 Senate President Appointments
   (Ch. 1029) ................................................... 157, 164, 179, 301, 307, 347.
S 1295 APA Technical Changes
   (Ch. 1022) .................................................... 168, 208, 213, 219, 238, 247, 249, 265, 267, 273.
S 1296 Wright Brothers/Historic Achievements
   (H 2123) (Res. 57) ........................................... 185, 200, 207, 216.
S 1297 Senator John P. East Memorialized (H 2122) (Res. 56) ...... 171, 211.
S 1298 Adopt a Trail Funds (Appr Com) ...................... 185.
S 1299 Enable/District Judge Appointments (Res. 54) .......... 185, 198.
S 1300 Curb Market Food Exemption (H 2128) (Ch. 926) ....... 180, 191, 198.
S 1301 Sheriffs' Supplemental Pension Changes
   (Ch. 1080) ..................................................... 192, 202, 301, 307.
S 1302 State of Environment Fund (Appr Com) ............... 194.
S 1303 Community Worker Funds (Appr Com) ................. 194.
S 1304 Enable/Franklin Local Land Transfer (Rules Com) ...... 194.
S 1305 District Judges/Appointment Schedule
   (Ch. 1006) .................................................... 203, 213, 222, 253.
S 1306 Water Pollution Law Changes
   (Ch. 1023) ................................................... 203, 211, 219, 237, 250, 260, 266, 273.
S 1307 Boiler/Elevator Inspection Transfer
   (W&M Com) .................................................... 198, 211, 219.
S 1308 State Controller/Office Created
   (H 2136) (St Gov't Com) .................................... 222, 226.
The identical bill number and the final action on the measure are noted following the title. When ratified, the Chapter Number of the Session Laws is reflected.

**BILLS/RESOLUTIONS**

<table>
<thead>
<tr>
<th>Bill Number</th>
<th>Title</th>
<th>Page Nos.</th>
</tr>
</thead>
<tbody>
<tr>
<td>H 74</td>
<td>Local Government Issue Bingo License (reref W&amp;M Com)</td>
<td>123</td>
</tr>
<tr>
<td>H 86</td>
<td>Probation Extension Allowed (Ch. 960)</td>
<td>22, 30, 78, 93, 99, 216</td>
</tr>
<tr>
<td>H 170</td>
<td>Open Meeting Enforcement (Ch. 932)</td>
<td>115, 157, 205</td>
</tr>
<tr>
<td>H 266</td>
<td>Uniform Limited Partnership Act Revised (Ch. 989)</td>
<td>223, 227, 231, 245</td>
</tr>
<tr>
<td>H 286</td>
<td>Financial Privacy Act (Ch. 1002)</td>
<td>246, 248, 253</td>
</tr>
<tr>
<td>H 306</td>
<td>Seaports and Airports/Const Amended (Ch. 933)</td>
<td>79, 98, 106, 205</td>
</tr>
<tr>
<td>H 377</td>
<td>Condominium Act Established (Ch. 877)</td>
<td>41, 82, 99, 181</td>
</tr>
<tr>
<td>H 479</td>
<td>Ratify Bailment Surcharge (reref Fin Com)</td>
<td>224, 269</td>
</tr>
<tr>
<td>H 491</td>
<td>Campaign Funds Disbursement (Ch. 866)</td>
<td>107, 139, 170</td>
</tr>
<tr>
<td>H 530</td>
<td>School Committees/Election Petitions (Ch. 975)</td>
<td>164, 179, 192, 226</td>
</tr>
<tr>
<td>H 569</td>
<td>Chronic Status Offenders Alternatives (reref Appr Com)</td>
<td>126</td>
</tr>
<tr>
<td>H 578</td>
<td>Elevator/Amusement Device Division (Ch. 990)</td>
<td>78, 227, 232, 233, 245</td>
</tr>
<tr>
<td>H 606</td>
<td>Occupancy Taxes/Wake, Raleigh (Ch. 850)</td>
<td>108, 117, 128, 137, 151</td>
</tr>
<tr>
<td>H 611</td>
<td>Prohibit Insurance Discrimination Blind/Deaf (S 379–Ch. 267) (Ch. 800)</td>
<td>21, 38, 113</td>
</tr>
<tr>
<td>H 647</td>
<td>Control Beaver Population/Wayne (S 365) (Ch. 798)</td>
<td>19, 26, 76</td>
</tr>
<tr>
<td>H 648</td>
<td>Increase Limit for Atty’s Fees (Ch. 976)</td>
<td>194, 207, 213, 226</td>
</tr>
<tr>
<td>H 672</td>
<td>Onslow Occupancy Tax (Ch. 857)</td>
<td>98, 137, 146, 155, 163</td>
</tr>
<tr>
<td>H 759</td>
<td>Validate Certain Divorces (Ch. 952)</td>
<td>193, 207, 211</td>
</tr>
<tr>
<td>H 761</td>
<td>Apportion Federal Estate Tax (Ch. 878)</td>
<td>96, 106, 122, 181</td>
</tr>
<tr>
<td>H 810</td>
<td>Gubernatorial Succession Referendum Repealed (Ch. 1010)</td>
<td>78, 99, 106, 268</td>
</tr>
<tr>
<td>H 829</td>
<td>NC Racketeering Sanctions (RICO) (Ch. 999)</td>
<td>226, 232, 236, 252</td>
</tr>
<tr>
<td>H 842</td>
<td>Railroad Property Tax Value (S 478) (reref W&amp;M Com)</td>
<td>156, 166, 177, 206</td>
</tr>
<tr>
<td>H 883</td>
<td>Sales Tax Exempt/Farm Products (S 537) (Ch. 953)</td>
<td>161, 179, 191, 201, 211</td>
</tr>
<tr>
<td>H 917</td>
<td>Consent for Minor’s Abortion (reref Appr Com)</td>
<td>248, 257, 270</td>
</tr>
<tr>
<td>H 939</td>
<td>Nonprofit Corporation Act Amendments (Ch. 801)</td>
<td>21, 30, 68, 71, 74, 113</td>
</tr>
<tr>
<td>H 952</td>
<td>Amateur Radio Opr. License Plates (Ch. 961)</td>
<td>100, 183, 200, 207, 216</td>
</tr>
<tr>
<td>H 953</td>
<td>Educational Facilities Finance Agency (Ch. 794)</td>
<td>18, 26, 29, 31</td>
</tr>
<tr>
<td>H 961</td>
<td>Nonprofit Higher Ed Revenue Bonds/Const Amd (Ch. 814)</td>
<td>19, 26, 30, 37, 125</td>
</tr>
<tr>
<td>H 968</td>
<td>Future Roads—Part 2 (Ch. 1018)</td>
<td>266, 273</td>
</tr>
<tr>
<td>H 975</td>
<td>Law Enforcement Service Districts (reref J IV Com)</td>
<td>257</td>
</tr>
<tr>
<td>H 978</td>
<td>Dark-Shaded Mtr. Veh. Windows Prohibited (Ch. 997)</td>
<td>232, 245</td>
</tr>
<tr>
<td>H 981</td>
<td>Med. Info. on Driver’s Licenses (reref Appr Com)</td>
<td>244, 247</td>
</tr>
</tbody>
</table>
H 982 Contractors Sponsor Political Events (reref Appr Com) ............ 248, 252.
H 992 Clarify Debt Collection Penalties (Ch. 802) .................. 96, 106, 113.
H 1004 Students—on State Board of Ed/Const Amd
(Ch. 991) ........................................... 184, 200, 232, 233, 245.
H 1007 Land Surveyor Applicant Qualifications
(Ch. 977) ........................................... 101, 128, 157, 226.
H 1049 APA Appeal Venue (H—ppi/see also H 969) ................. 115, 128.
H 1100 Radiation Tech. Practice Act
(reref W&M Com) .................. 141, 169, 183, 245, 252, 254, 269.
H 1179 Voter Assistance By Relative (Ch. 900) .................. 108, 139, 163, 197.
H 1208 Seaport/Airport Financing Bonds (Ch. 795) ....... 19, 27, 29, 32.
H 1294 Felons' Profit from Stories (Appr Com) .......... 230.
H 1368 Hot Springs Annexation (Ch. 870) .................. 96, 103, 117, 170.
H 1411 Transfer Driver Education Program (Rules Com) ......... 217.
H 1428 Graham County Golf Course Sale (Ch. 824) ....... 90, 114, 132, 149.
H 1442 Enabling/Eminent Domain/County Water and Sewer Districts
(Res. 36) ........................................... 29, 77, 87, 89.
H 1443 Pantego Charter Changes (Ch. 803) .................. 29, 96, 105, 113.
H 1444 Econ. Dev. Auth./Halifax (Ch. 858) .................. 36, 97, 103, 117, 129, 163.
H 1445 Modify Bimonthly Sales Tax Filing Date
(Ch. 1007) ........................................... 36, 219, 245, 247, 253.
H 1446 Property Tax Credit/Add Back (Ch. 825) ........... 67, 107, 120, 134, 149.
H 1447 Nonprofit Movie Tax Exemption (Ch. 819) ............ 36, 107, 122, 125.
H 1448 Golf Cart/Battery Sales Tax (Ch. 901) ............ 127, 169, 191, 197.
H 1449 Corp. Tax Return Signature (Ch. 820) ............ 36, 107, 122, 125.
H 1451 Gift Tax Return Due Date (Ch. 821) ............ 36, 107, 122, 125.
H 1452 Revenue Laws Technical Amendments
(Ch. 826) ........................................... 67, 107, 121, 134, 150.
H 1458 Municipal Incorporations
(S 920) (Ch. 1003) ........................................... 177, 183, 201, 208, 239, 253.
H 1459 Definition of City
(S 914) (Ch. 934) ........................................... 142, 161, 164, 178, 189, 205.
H 1460 Local Charter Amendments
(S 913) (Ch. 935) ........................................... 90, 159, 180, 184, 205.
H 1461 Edenton Charter Revision (Ch. 815) ............ 37, 96, 103, 118, 125.
H 1462 Enabling/AHEC Facilities Bill (Res. 37) ............ 29, 77, 87, 89.
H 1465 Randolph Precinct Boundaries (S 891) (Ch. 827) ....... 90, 114, 132, 150.
H 1466 Income Tax Penalty Threshold (Fin Com) ............ 37.
H 1467 Inheritance Tax Filing Threshold (Ch. 822) ............ 37, 107, 122, 125.
H 1469 Highlands Tree Ordinance (Ch. 828) ............ 84, 114, 132, 150.
H 1470 Burlington Land Sale (Ch. 829) ............ 90, 114, 132, 150.
H 1471 Madison Town Boundary (Ch. 816) ............ 37, 96, 104, 118, 125.
H 1472 Rockingham County Assessments (Ch. 817) ....... 37, 96, 104, 118, 125.
H 1475 Gastonia Fair Housing (Ch. 902) ............ 152, 169, 189, 197.
H 1476 Henderson Zoning Notices (Ch. 879) ............ 102, 165, 173, 182.
H 1477 Vance County Hunting Regulated
(Ch. 903) ........................................... 138, 165, 172, 186, 197.
H 1481 Davie Solid Waste Ordinances (Ch. 830) ............ 84, 114, 132, 150.
H 1482 4-H Camp Funds (Ch. 1021) .................. 266, 273.
H 1483 Elizabeth City Charter Changes (Ch. 844) ............ 92, 114, 130, 144, 151.
H 1487 Pitt/Greenville School Merger (Extraterritorial)
(Ch. 796) ........................................... 26, 31, 32.
<table>
<thead>
<tr>
<th>Bill Number</th>
<th>Description</th>
<th>Pages</th>
</tr>
</thead>
<tbody>
<tr>
<td>H 1488</td>
<td>Johnston Towns Zoning (Ch. 804)</td>
<td>37, 96, 105, 113.</td>
</tr>
<tr>
<td>H 1489</td>
<td>Building Code Enforcement/Claven (Ch. 805)</td>
<td>37, 96, 105, 113.</td>
</tr>
<tr>
<td>H 1492</td>
<td>Maiden Town Annexation (Ch. 845)</td>
<td>93, 114, 130, 144, 151.</td>
</tr>
<tr>
<td>H 1496</td>
<td>Regulate Perquimans Co. Hunting (Ch. 867)</td>
<td>93, 152, 160, 170.</td>
</tr>
<tr>
<td>H 1507</td>
<td>Brunswick Resource Dev. Com (Ch. 904)</td>
<td>143, 169, 189, 197.</td>
</tr>
<tr>
<td>H 1508</td>
<td>Lexington Charter Changes (S 883) (Ch. 806)</td>
<td>84, 105, 113.</td>
</tr>
<tr>
<td>H 1509</td>
<td>Infractions Technical Amendments (Ch. 852)</td>
<td>98, 116, 139, 148, 152, 154.</td>
</tr>
<tr>
<td>H 1511</td>
<td>Safe Driver Insurance Plan (S 874) (Conf Com App'td)</td>
<td>98, 136, 153, 255.</td>
</tr>
<tr>
<td>H 1520</td>
<td>Tarboro Assessments Validated (Ch. 831)</td>
<td>67, 107, 119, 129, 150.</td>
</tr>
<tr>
<td>H 1521</td>
<td>Tarboro Parking Penalties (Ch. 905)</td>
<td>67, 165, 172, 187, 197.</td>
</tr>
<tr>
<td>H 1522</td>
<td>Falkland Town Board Terms (Ch. 832)</td>
<td>84, 114, 132, 150.</td>
</tr>
<tr>
<td>H 1524</td>
<td>Ass't. DA/Double Office (failed 2nd rdg)</td>
<td>94, 206, 214.</td>
</tr>
<tr>
<td>H 1525</td>
<td>Craven Economic Development (Ch. 846)</td>
<td>94, 114, 130, 144, 151.</td>
</tr>
<tr>
<td>H 1539</td>
<td>Greensboro Charter Amendments (Ch. 807)</td>
<td>84, 96, 105, 113.</td>
</tr>
<tr>
<td>H 1540</td>
<td>Greensboro Annexation (Ch. 818)</td>
<td>93, 96, 104, 118, 125.</td>
</tr>
<tr>
<td>H 1542</td>
<td>Optional Local Sales Tax (½%) (Ch. 906)</td>
<td>116, 153, 166, 177, 197.</td>
</tr>
<tr>
<td>H 1544</td>
<td>Juvenile Law Comm. Change (Ch. 890)</td>
<td>90, 159, 180, 182.</td>
</tr>
<tr>
<td>H 1545</td>
<td>Randolph Unlicensed Shampooers (Ch. 833)</td>
<td>102, 114, 133, 150.</td>
</tr>
<tr>
<td>H 1548</td>
<td>Camden Land Transfer Tax (Ch. 954)</td>
<td>167, 183, 196, 204, 211.</td>
</tr>
<tr>
<td>H 1552</td>
<td>Manteo Dock Construction (Ch. 808)</td>
<td>84, 96, 105, 113.</td>
</tr>
<tr>
<td>H 1554</td>
<td>Buncombe School Board Salaries (S 930) (Ch. 834)</td>
<td>91, 114, 133, 150.</td>
</tr>
<tr>
<td>H 1557</td>
<td>Incorporate Town of Pleasant Hill (Ch. 992)</td>
<td>209, 211, 218, 230, 245.</td>
</tr>
<tr>
<td>H 1558</td>
<td>Albemarle Hospital Trustees (Ch. 835)</td>
<td>91, 115, 133, 150.</td>
</tr>
<tr>
<td>H 1561</td>
<td>Charlotte/Weddington Validation (Ch. 847)</td>
<td>91, 115, 131, 145, 151.</td>
</tr>
<tr>
<td>H 1562</td>
<td>Orange/Chatham Local Omnibus (Ch. 936)</td>
<td>138, 169, 192, 201, 205.</td>
</tr>
<tr>
<td>H 1572</td>
<td>Danieltown Vol. Fire Dept (Local Gov't Com)</td>
<td>84.</td>
</tr>
<tr>
<td>H 1573</td>
<td>Probation Supervision Fees (Ch. 859)</td>
<td>116, 137, 147, 157, 163.</td>
</tr>
<tr>
<td>H 1575</td>
<td>Gaston Police Authority Extended (Ch. 836)</td>
<td>84, 115, 133, 150.</td>
</tr>
<tr>
<td>H 1576</td>
<td>Gaston Economic Development (Ch. 848)</td>
<td>94, 115, 131, 145, 151.</td>
</tr>
<tr>
<td>H 1578</td>
<td>Bladen Fox Bag Limit Increased (Ch. 880)</td>
<td>91, 165, 173, 182.</td>
</tr>
<tr>
<td>H 1579</td>
<td>Elizabethtown Airport Commission (Ch. 849)</td>
<td>91, 115, 131, 145, 151.</td>
</tr>
<tr>
<td>H 1580</td>
<td>Fuel Tax Clarifying Amendments (Ch. 937)</td>
<td>127, 169, 191, 201, 205.</td>
</tr>
<tr>
<td>H 1581</td>
<td>Kinston Charter Changes (Ch. 837)</td>
<td>91, 115, 133, 150.</td>
</tr>
<tr>
<td>H 1582</td>
<td>Simmons-Knoth Airport Changes (Ch. 838)</td>
<td>91, 115, 133, 150.</td>
</tr>
<tr>
<td>H 1584</td>
<td>Chowan Land Transfer Tax (Ch. 881)</td>
<td>138, 153, 160, 171, 182.</td>
</tr>
<tr>
<td>H 1585</td>
<td>Craven Hunting From Roads (Ch. 882)</td>
<td>91, 165, 173, 182.</td>
</tr>
<tr>
<td>H 1587</td>
<td>Watauga Junked Vehicles Regulated (Ch. 883)</td>
<td>102, 165, 173, 182.</td>
</tr>
<tr>
<td>H 1588</td>
<td>Anatomical Gifts Consent (Hum Res Com)</td>
<td>195.</td>
</tr>
<tr>
<td>H 1590</td>
<td>Catawba Junked Vehicles Regulated (Ch. 839)</td>
<td>94, 115, 133, 150.</td>
</tr>
<tr>
<td>H 1593</td>
<td>Richmond Junked Vehicles Regulated (Ch. 884)</td>
<td>102, 165, 173, 182.</td>
</tr>
<tr>
<td>H 1594</td>
<td>Rockingham Annexation (Ch. 939)</td>
<td>154, 170, 188, 195, 205.</td>
</tr>
<tr>
<td>H 1597</td>
<td>Buck Shoals Fire District (Ch. 860)</td>
<td>98, 137, 146, 156, 163.</td>
</tr>
<tr>
<td>H 1598</td>
<td>Wadesboro Charter Revision (Ch. 885)</td>
<td>91, 165, 174, 182.</td>
</tr>
<tr>
<td>H 1600</td>
<td>Wake County Zoning (Ch. 907)</td>
<td>91, 165, 174, 197.</td>
</tr>
<tr>
<td>H 1602</td>
<td>Greensboro ABC Board (Ch. 886)</td>
<td>91, 165, 174, 182.</td>
</tr>
</tbody>
</table>
H 1605 Enabling/Reciprocal Banking Bill (Res. 39) 67, 77, 88, 89.
H 1606 Durham County Urban Development (Ch. 908) 152, 169, 189, 197.
H 1608 Paraplegic/Dependent Tax Exemption (Ch. 909) 116, 169, 192, 197.
H 1609 Voting Precincts/Two County Towns (Ch. 988) 127, 225, 231, 236.
H 1610 Pilot Mountain Zoning/Canton Annexation (Ch. 979) 223, 226.
H 1611 Duplin Field House Construction (Ch. 887) 84, 165, 174, 182.
H 1615 Brunswick Hunting From Roads (Ch. 840) 94, 115, 133, 150.
H 1616 Chowan Hunting Regulation (Ch. 868) 91, 152, 160, 170.
H 1617 Wayne Fire Districts Enlarged (Ch. 940) 152, 169, 190, 199, 205.
H 1618 Goldsboro Governing Board (Ch. 888) 94, 165, 174, 182.
H 1624 Enabling/Property Transfer—Buncombe Co. (Res. 41) 91, 101, 110, 113.
H 1625 Cities Accept Deed for Liens (Ch. 910) 116, 165, 175, 197.
H 1629 Lincoln Economic Development (Ch. 911) 94, 165, 172, 187, 197.
H 1630 Gaston Solid Waste Contracts (Ch. 889) 84, 166, 174, 182.
H 1631 Person Co. Fox Hunting (Ch. 890) 91, 165, 174, 182.
H 1633 Wilmington Street Planning (Ch. 912) 91, 170, 189, 197.
H 1634 Spruce Pine De-Annexation (Ch. 938) 92, 166, 172, 187, 205.
H 1635 Enabling/Anatomical Gifts Bill (Res. 43) 92, 126, 147, 151.
H 1637 Transylvania Pre-Development Ordinances (S 951) (Ch. 809) 85, 105, 113.
H 1640 Concord Charter Rewrite (Ch. 861) 92, 96, 104, 119, 163.
H 1642 Nash County Hunting Regulated (Ch. 891) 92, 165, 174, 182.
H 1645 Holly Springs Airport Eminent Domain (Ch. 941) 152, 169, 188, 195, 205.
H 1646 McDowell Occupancy Tax (Ch. 892) 127, 153, 160, 171, 182.
H 1647 Hunting Deer/Columbus Co. (Ch. 913) 92, 165, 174, 197.
H 1649 Henderson Occupancy Tax (Ch. 962) 171, 183, 196, 204, 216.
H 1653 Buncombe/Haywood Occupancy Tax (Ch. 942) 152, 169, 188, 195, 205.
H 1655 Richmond Deer Hunting (Ch. 869) 92, 152, 160, 170.
H 1658 Union Force Account Limitation (Ch. 914) 143, 166, 174, 197.
H 1661 Hyde Bear Hunting (Ch. 893) 92, 165, 175, 182.
H 1665 Mecklenburg Cities/Vehicle Tax Increase (Ch. 1009) 229, 248, 254, 268.
H 1666 Ballistic Knives (Spring-Loaded) Outlawed (Ch. 810) 92, 96, 106, 113.
H 1671 Hope Mills Charter Changes (Ch. 915) 98, 166, 173, 187, 197.
H 1675 Tarboro Economic Development (Ch. 916) 98, 166, 173, 187, 197.
H 1676 Tarboro Leases (Ch. 963) 92, 208, 212, 216.
H 1677 Clinton/Agri-Civic Center (Ch. 943) 152, 170, 189, 196, 205.
H 1678 Sampson School Property Sale (Ch. 894) 94, 166, 175, 182.
H 1679 Onslow County/Law Enforcement Officers (Ch. 895) 95, 166, 175, 182.
H 1690 Nags Head/Regulate Fire Hazards (Ch. 778) 95, 208, 212, 226.
H 1691 Kinston Firemen’s Fund (Ch. 944) 152, 184, 196, 205.
H 1692 New Hanover Occupancy Tax (Ch. 971) 180, 203, 212, 218, 225.
H 1693 Wilmington Council Vacancies (Ch. 896) 92, 166, 175, 182.
H 1695 New Hanover County/Headstart Property Deeded (Ch. 917) 138, 170, 189, 198.
H 1696  Dare Trash Hauling (Ch. 964) ................. 177, 208, 212, 216.
H 1697  Kinston Firemen's Retirement (Ch. 945)......... 180, 185, 196, 205.
H 1727  Enabling/Marine Fisheries Inspectors Bill (Rules Com) ............... 92.
H 1735  Enabling/Artificial Reefs Bill (Res. 42) ............. 92, 101, 110, 114.
H 1746  Enabling/Beautification/ABC Elections
(Res. 40) ........................................... 92, 101, 110, 111.
H 1753  Separation of Powers
(Ch. 955) ........................................... 152, 164, 178, 184, 190, 199, 211.
H 1811  Edgecombe Preservation (Dunbar) Funds (Ch. 799) ......... 74, 77, 79.
H 1832  Enabling/Disposition of Surplus Property (Rules Com) ............. 127.
H 1845  Enabling/Venus Fly Trap Bill (Res. 44) ............... 103, 126, 147, 151.
H 1886  Enabling/State Curb Markets Bill (Res. 50) ............ 127, 164, 176, 179.
H 1970  Community Services Fees Increased
(Ch. 1012) ......................................... 177, 183, 200, 207, 214, 229, 249, 250, 268.
H 2019  UNC Self-Liquidating Projects
(S 1280) (Ch. 965) ................................... 155, 162, 178, 190, 216.
H 2041  Enabling/George M. Wood Memorial (Res. 45) ............. 111, 126, 147, 151.
H 2055  State Budget/1986-87
(S 1277) (Ch. 1014) .................................. 227, 235, 238, 241, 261, 263, 269.
H 2080  Refunding Bond Act (S 1285) (Ch. 823) ............... 111, 121, 134, 136.
H 2081  Expand NC Center Missing Children (Ch. 1000) ............ 234, 239, 252.
H 2084  AHEC Facilities Transfer (Ch. 995) ..................... 116, 206, 230, 236, 245.
H 2086  Extended Unemployment Rules Conformed
(Ch. 918) ........................................... 127, 169, 192, 198.
H 2092  Albemarle Building Parking Deck
(S 1281) (Ch. 946) ................................... 142, 169, 190, 199, 206.
H 2093  Enabling/Amend Hazardous Waste Law (Rules Com) .......... 128.
H 2095  Regional Reciprocal Banking Act (Ch. 862) ............. 143, 158, 163.
H 2097  Enabling/Warren County Fair Housing Bill (Rules Com) ....... 141.
H 2100  Water/Sewer District Condemnation (J I Com) .............. 142.
H 2101  UNC Nonfunded Capital Improvement—2
(S 1282) (Ch. 899) ................................... 153, 162, 177, 183.
H 2103  Insurance Premium Tax Re-Write
(Ch. 1031) .......................................... 195, 220, 231, 234, 303, 304, 307.
H 2105  Duck District ABC Election (Ch. 919) ................. 171, 192, 198.
H 2106  Lithotripters CON Exemption (reref Rules Com) .......... 167, 224, 236.
H 2107  Appointments/Speaker of the House (Ch. 1026) ............ 167, 268, 307.
H 2109  Juvenile Evaluation Center Land Transfer
(Ch. 956) ........................................... 186, 194, 208, 211.
H 2110  Artificial Reef Injury Penalty (Ch. 996) ............... 223, 224, 236, 245.
H 2112  Enabling/Wright Brothers Historic Flight
(S 1287) (Rules Com) ................................ 141.
H 2114  Inventory Tax Relief Clarification
(Ch. 947) ........................................... 155, 169, 191, 199, 206.
H 2115  Enabling/Moderate Income Housing Bill
(Res. 49) ........................................... 141, 151, 163, 170.
H 2116  Agricultural Finance Act
(Ch. 1011) .......................................... 217, 227, 231, 247, 255, 256, 268.
H 2118  Enabling/John P. East Memorial Bill
(S 1293) (Res. 47) .................................. 152, 163.
H 2119  Venus Fly Trap Law Repealed (Ch. 864) ............... 155, 163.
H 2120  George M. Wood Memorialized (Res. 53) ............... 191, 198.
| H 2122 | Senator John P. East Memorialized (S 1297) (Rules Com) .......... 180. |
| H 2123 | Wright Bros. First Flight (S 1296) (Rules Com) ................. 195, 208. |
| H 2127 | Moderate Income Housing Provided (Ch. 1004) ................. 244, 247, 253. |
| H 2130 | Local Law Officer's Retirement (Ch. 1019) ......................... 229, 234, 240, 250, 264, 267, 273. |
| H 2131 | Employee Health Plan Changes (Ch. 1020) ................. 263, 266, 273. |
| H 2132 | Enabling/Savings and Loan Association Bill (Res. 55) .......... 206. |
| H 2133 | Savings and Loan/Supervisory Acquisition (Ch. 948) ........... 209, 210. |
| H 2135 | Enabling/Saluda Fire Truck Disposition (Res. 58) ............ 217, 222. |
| H 2136 | State Controller/Office Created (S 1308) (Ch 1024) .......... 246, 250, 254, 267, 269, 273. |
| H 2137 | Saluda Fire Truck Sale (Ch. 984) .................................. 227, 235. |
| H 2138 | General Assembly Convening 1987 (Ch. 994) .................... 229, 233, 245. |
| H 2140 | Lithotripters/CON Exemption—2 (Ch. 1001) ....................... 236, 240, 243, 251, 252. |
| H 2141 | Studies/Omnibus 1986 (Ch. 1032) ................................. 256, 268, 270, 301, 302, 305, 307. |
ALPHABETICAL INDEX
ALPHABETICAL INDEX

Legislation affecting specified local areas is indexed under the name of the county in which the area is located.

The index of the North Carolina General Statutes with the appropriate Chapter number is reflected herein.

—A—

ABC—see Alcoholic Beverage Control
Abortion—see Human Resources
Absence, leave of—see individual Senator
Abused Persons—see Human Resources; Married Persons; Child Welfare
Accountant—see Public Accountant
Actuaries—see Insurance
ADAP (Adult Developmental Activity Program)—see Mental Health; Individual County
Addendum.............................................................................................................. 309.
Adjournment—see General Assembly
Administration of Estates [G. S. 28A]—see Estates
Administrative Procedure [G. S. 150B]
   Act Amendments—Technical/Conforming
      S 1295 (Ch. 1022).......................................................... 168, 208, 213, 219, 238, 247, 249,
      .......................................................... 265, 267, 273.
   Municipal Incorporations, Joint Legislative Commission
      S 920 (Rules Com).............................................................................. 18.
      H 1458 (Ch. 1003).......................................................... 177, 183, 201, 208, 239, 253.
   Technical Amendments/Enabling
      S 992 (Res. 46).......................................................... 35, 76, 87, 151.
   Venue for Judicial Review/Wake County
      H 1049 (H-ppi/see also H 969).......................................................... 115, 128.
Administrative Rules Review Commission
   Recreated
      S 726 (H 1268) (Ch. 1028) ......................................................... 142, 262, 270, 299, 302, 307.
Adopt-A-Trail Program—see Natural and Economic Resources
Adoption [G. S. 48]—see Child Welfare
Adult Developmental Activity Program—see Mental Health
Advertising
   Sales Tax Exemption for Services
      S 902 (Fin Com).......................................................... 16.
Advisory Budget Commission—see Appropriations
Aeronautics [G. S. 63]—see Aviation; Individual County
AFDC (Aid to Families With Dependent Children)—see Child Welfare
Aged
   Assault Penalties Strengthened
      S 757 (J I Com).......................................................... 186.
   Chatham Council Funds
      S 1245 (Appr Com/see H 2055–Ch. 1014)............................................. 65.
Day Care
   Charlotte Outreach Center/Mecklenburg County
      S 1066 (Appr Com/see H 2055–Ch. 1014)............................................. 48.
Aged (continued)

Day Care (continued)

Maxton Day-Care Council for Adult Center
  S 1027 (Appr Com/see H 2055-Ch. 1014) ........................................... 44.
Housing Project Funds/North Central (Warren)
  S 959 (Appr Com/see H 2055-Ch. 1014) ........................................... 29.

Senior Citizens Center

Angier Depot Conversion Funds
  S 974 (Appr Com/see H 2055-Ch. 1014) ........................................... 33.
Bethel Center Capital Improvements
  S 1059 (Appr Com/see H 2055-Ch. 1014) ........................................... 47.
Citizens Neighborhood Council Renovation/Operation
  Forsyth County
    S 1124 (Appr Com/see H 2055-Ch. 1014) ........................................... 53.
Civic/Senior Citizens Club Community Center—Littleton
  S 999 (Appr Com/see H 2055-Ch. 1014) ........................................... 36.
Columbus County Capital Improvements
  S 1187 (H 1809) (Appr Com/see H 2055-Ch. 1014) .......................... 59.
Cove Creek Improvement Funds/Watauga County
  S 1092 (Appr Com/see H 2055-Ch. 1014) ........................................... 50.
Eastern Wake Regional—Wendell
  S 1039 (Appr Com/see H 2055-Ch. 1014) ........................................... 45.
Eden/Rockingham County
  S 1086 (Appr Com/see H 2055-Ch. 1014) ........................................... 50.
Hines Center, Katie B.
  S 1113 (Appr Com/see H 2055-Ch. 1014) ........................................... 52.
Program Funds/Granville County
  S 977 (Appr Com/see H 2055-Ch. 1014) ........................................... 33.
Richmond—East Rockingham Park
  S 1044 (Appr Com/see H 2055-Ch. 1014) ........................................... 45.

Tax Exemption/CON Modification
  S 460 (failed 2nd rdg) ................................................................. 161, 178, 183, 200.

Senior Citizens Federation, Inc.
  S 1106 (Appr Com/see H 2055-Ch. 1014) ........................................... 51.

Senior Citizens Transportation/Farmville
  S 1055 (Appr Com/see H 2055-Ch. 1014) ........................................... 47.
Social Hall Nutrition Site Repair/Person County
  S 1076 (Appr Com/see H 2055-Ch. 1014) ........................................... 49.

Agricultural Finance Act [G. S. 122B]
  H 2116 (Ch. 1011) ................................................................. 217, 227, 231, 247, 255, 256, 268.

Agriculture [G. S. 106]

Agri-Civic Center—Clinton/Sampson County
  H 1677 (Ch. 943) ................................................................. 152, 170, 189, 196, 205.
Carlyle Higgins Center/Alleghany County
  S 1095 (Appr Com/see H 2055-Ch. 1014) ........................................... 50.
Curb Market Food Regulation Bill Allowed
  H 1886 (Res. 50) ................................................................. 127, 164, 176, 179.
Curb Market Food Sanitation Rules Exemption
  S 1300 (H 2128) (Ch. 926) ....................................................... 180, 191, 198.
Farmers Market/Pitt County Construction
  S 1214 (H 1959) (Appr Com/see H 2055-Ch. 1014) .......................... 62.
Farmland Preservation, Prime
  H 1190 (Ch. 1025) ................................................................. 215, 256, 266, 307.
Agriculture (continued)

Food Bank, Inc./Sandhills Branch
S 1257 (Appr Com) ......................................................... 66.

Grape Growers Board, N.C.
S 994 (Ch. 974) .................................................... 35, 122, 158, 162, 223, 225.

Jones County Agricultural Center
S 1011 (Appr Com/see H 2055–Ch. 1014) .......................... 42.

Livestock Building Tax Exemption
S 488 (Ch. 973) .......................................................... 161, 179, 222, 225.

Meat Inspection/Federal-State Program Funding
S 1279 (Appr Com) ......................................................... 97.

Milking Commission Appointment
S 1294 (Ch. 1029) ....................................................... 157, 164, 179, 301, 307, 347.

Poultry Festival Funds/Wayne County
S 1240 (Appr Com) ......................................................... 64.

Sampson Agri-Civic Center
S 1162 (Appr Com) .......................................................... 57.

Strawberry Festival in Chadbourn/Columbus County
S 1183 (H 1789) (Appr Com/see H 2055–Ch. 1014) ............ 59.

Tax Exemption/Farm Products
H 883 (S 537) (Ch. 953) .............................................. 161, 179, 191, 201, 211.

Tobacco
Burley Facility Funds
S 856 (Appr Com) ......................................................... 8.

Museum Funds
S 989 (Appr Com/see H 2055–Ch. 1014) ............................ 35.

Turkey Festival Funds (Raeford)
S 1085 (Appr Com/see H 2055–Ch. 1014) .......................... 45.

Venus Fly Trap Bill Allowed
H 1845 (Res. 44) ......................................................... 103, 126, 147, 151.

Venus Fly Trap Law/Endangered Species Repeal
H 2119 (Ch. 864) ......................................................... 155, 163.

Watermelon/Farmer Festival Funds
S 1182 (H 1784) (Appr Com/see H 2055–Ch. 1014) .......... 59.

Yam Festival Funds
S 1186 (H 1785) (Appr Com/see H 2055–Ch. 1014) .......... 59.

AHEC (Area Health Education Council)—see Public Health; Medicine

Air—see Public Health

Air Flight Anniversary—see Resolutions, Joint

Airport—see Aviation; Individual County

Alamance County—District 21—Senator Timothy H. McDowell
Burlington Land Sale
H 1470 (Ch. 829) ....................................................... 90, 114, 132, 150.

Mebane Recreation Funds
S 1163 (Appr Com/see H 2055–Ch. 1014) .......................... 57.

Alarm Systems [G. S. 74D]—see Law Enforcement; Taxation

Alarm System Licensing Board Appointment
S 1294 (Ch. 1029) ......................................................... 157, 164, 179, 301, 307, 347.

H 2107 (Ch. 1026) ....................................................... 167, 268, 307.

Alcohol Regulation [G. S. 18B]
Alcoholic Beverage Control—see also Individual County
Abuse Center/Good Shepherd Home
 S 1185 (H 1786/H 2060) (Appr Com/see H 2055–Ch. 1014) ............... 59.
Abuse Center/Good Shepherd Home—2
 S 1283 (Appr Com) ........................................................................ 97.
Bailment Surcharge Ratified
 H 479 (reref Fin Com) ................................................................. 234, 269.
Beautification District Hold Election Bill Allowed
 H 1746 (Res. 40) ................................................................. 92, 101, 110, 111.
Election by Duck Beautification District
 H 2105 (Ch. 919) ..................................................................... 171, 192, 198.
Greensboro Law Enforcement
 H 1602 (Ch. 886) ...................................................................... 91, 165, 174, 182.
Alexander County—District 26—Senator Cass T. Ballenger
 Senator William W. Redman, Jr.

Alien [G. S. 64]
 Inheritance Reciprocity Changes
 S 642 (Ch. 797) ........................................................................ 36, 67, 70.
Alimony—see Married Persons (Divorce)
Alleghany County—District 24—Senator William D. Goldston, Jr.
 Senator Weldon R. Price
 Carlyle Higgins Agricultural Center
 S 1095 (Appr Com/see H 2055–Ch. 1014) ........................................ 50.
Ambulances—see Emergency Services/Personnel
Amusement
 Ride Safety Law
 H 578 (Ch. 990) ........................................................................ 78, 227, 232, 233, 245.
Anatomical Gifts
 Bill Allowed for Introduction
 H 1635 (Res. 43) ................................................................. 92, 126, 147, 151.
Consent to Request Requirement
 H 1588 (Hum Res Com) ............................................................... 195.
Animals—see also Agriculture; Natural and Economic Resources
 Cruelty Penalties Raised
 S 613 (Ch. 967) .................................................................... 203, 214, 216.
Eden Animal Shelter Funds/Rockingham County
 S 1090 (Appr Com) ........................................................................ 50.
Annexation—see Local Government; Individual County
Anson County—District 17—Senator J. Richard Conder
 Senator Aaron W. Plyler
 Project Development Funds
 S 1051 (Appr Com/see H 2055–Ch. 1014) .................................... 46.
Wadesboro Charter Amended
 H 1598 (Ch. 885) ................................................................. 91, 165, 174, 182.
Antitrust—see Commerce and Business
APA (Administrative Procedures Act)—see Administrative Procedures
Appeals—see Criminal Law
Appendix .................................................................................. 337.
Appointments—see also General Assembly; Individual Member
 Community College State Board ................................................. 110.
Appointments (continued)

Council of State Governments Committees

Executive
(Harrington/Royall/Rand)
(Staff—Sullivan/Hall)

Agriculture and Rural Development
(Speed/Martin of Pitt/Taft/Parnell)
(Staff—Jones/Fuerst)

Justice and Public Safety and Consumer Affairs
(Staton/Swain/Hunt of Durham/Cobb)
(Staff—Leffey/Wyland/Faires)

Economic Development, Commerce and Trade
(Hardison/Kaplan/Smith/McDowell)
(Staff—Aikens/Sullivan)

Energy
(Guy/Johnson of Wake/Hipps/Speed)
(Staff—Rose)

Environmental Quality and Natural Resources
(Parnell/Tally/Soles/Somers)
(Staff—Walston/Marbet)

State/Federal Affairs
(Conder/Ezzell/Redman/Winner)
(Staff—Cohen/Ashcraft)

Fiscal Affairs and Governmental Operations
(Plyler/Rand/Royall/Conder/Thomas of Henderson/Ward)
(Staff—Covington/Powell)

Human Resources and Urban Affairs
(Harris/Walker/Marvin/Martin of Guilford)
(Staff—Johnson/Young)

Transportation
(Basnight/Goldston/Barnes/Johnson of Cabarrus)
(Staff—Carter/Bryan)

Lieutenant Governor

Appropriations Process Select Committee......................... 374.

Recommendations of President of Senate
S 1294 (Ch. 1029) ........................................... 157, 164, 179, 301, 307, 347.

President of the Senate—see under this heading, Lieutenant Governor

President Pro Tempore of the Senate

Recommendations Approval Bill
S 626 (Ch. 856) .................................................... 77, 93, 163, 375.

National Conference of State Legislatures Committees

Arts, Tourism and Cultural Resources (Marvin)
Commerce, Labor and Economic Development (Hardison)
Fiscal Affairs and Oversight (Royall)
Legislative Organization/Management (Harrington)
Science and Technology and Resource Planning (Harris)
State Government Issues/Organization (Guy)

State Federal Assembly:

Agriculture, Food Policy/Nutrition (Parnell)
Education and Labor (Winner)
Energy (Thomas of Craven)
Federal Taxation, Trade/Economic Development
(Martin of Guilford)
Appointments (continued)
National Conference of State Legislatures Committees (continued)
State Federal Assembly (continued)
  Government Operations (Flyler)
  Health and Human Resources (Walker)
  Law and Justice (Rand)
  Natural Resources and the Environment (Tally)
  Pensions (Hunt of Moore)
  Transportation and Communications (Warren)

Speaker of the House of Representatives
  Recommendations Approval Bill
    H 2107 (Ch. 1026) ........................................... 167, 268, 307, 347, 375.

Apprenticeship [G. S. 94]

Appropriations
  ADAP—see Mental Health; Individual County
  Adult Education Center—see Education
  Advisory Budget Commission
    Separation of Powers
      H 1753 (Ch. 955) ........................................... 152, 164, 178, 184, 190, 199, 211.
  Alumni Funds—see Individual County
  Artists—see Arts
  Band/Recreation Uniforms—see Education
  Boards and Commissions—see Boards and Commissions
  Budget
    Capital Improvements/Current Operations 1986-87 Modifications
      S 1277 (Appr Com) ........................................... 88.
      H 2055 (Ch. 1014) ........................................... 227, 235, 238, 241, 261, 263, 269.
  Highway Fund 1986-87
    H 968 (Ch. 1018) ........................................... 266, 273.
  Omnibus/Local Projects
    S 1277 (Appr Com) ........................................... 88.
    H 2055 (Ch. 1014) ........................................... 227, 235, 238, 241, 261, 263, 269.
  Celebrations/Festivals—see Celebrations/Festivals
  Commissions—see Boards and Commissions
  Community Center—see Individual County
  Controller, Office Created
    S 1308 (St Gov't Com) ....................................... 222, 226.
    H 2136 (Ch. 1024) ........................................... 246, 250, 254, 267, 269, 273.
  Day Care—see Child Welfare
  Developmentally Disabled—see Human Resources
  Driver Education Program/Highway to General Fund
    H 1411 (Rules Com) ........................................... 217.
  Economic Development—see Economic Development
  EMT (Emergency Medical Technician)—see Emergency Services/Personnel
  Festivals—see Celebrations/Festivals
  Fire Department Funds—see Fire Protection; Individual County
  Handicapped Funds—see Handicapped
  Health Care Funds—see Public Health; Medicine; Mental Health
  Historic Preservation/Properties—see Historic Properties
  Insurance—see Insurance
  Library—see Libraries
  Local Projects—see under this heading Budget;
    —see also General Assembly (Senate); Individual County
Appropriations (continued)
Local Projects/Senate Rules Amendment
S 861 (Adopted) ........................................ 9, 15, 19, 341.
Malpractice—see Insurance
Mental Retardation Funds—see Mental Health; Child Welfare
Museum—see Museum
Rescue Squad—see Emergency Services/Personnel
Parks—see Natural and Economic Resources (Parks)
Restoration—see Historic Properties
Retirement—see Retirement
Revitalization—see Individual County
School—see Education; Higher Education
Senate Select Committee on Appropriations Process .................. 374.
Senior Citizens Center Funds—see Aged
Studies—see Studies
Symphony Funds—see Arts (Music)
Technical Institute—see Higher Education
Theater—see Arts
Tourism/Travel—see Tourism
University of North Carolina—see also Higher Education
Capital Improvements Without Appropriations Authorization
S 1282 (Fin Com/see also H 2025) ................................ 97.
    H 2101 (Ch. 899) ..................................... 153, 162, 177, 183.
Self-liquidating Projects/UNC
S 1280 (Appr Com) ......................................... 97.
    H 2019 (Ch. 965) ..................................... 155, 162, 178, 190, 216.
Victim/Witness Treatment—2
S 595 (Ch. 998) ............................................ 239, 252.
Arbitration Program—see Judicial Department
Arboretum—see also Studies
Western North Carolina Appointment
S 1294 (Ch. 1029) ......................................... 157, 164, 179, 301, 307, 347.
    H 2107 (Ch. 1026) .................................... 167, 268, 307.
Architects [G. S. 83A]
Survey Publication/Chatham County Historic
S 1252 (Appr Com/see H 2055–Ch. 1014) ...................... 65.
Archives and History [G. S. 121]
Army—see Military
Arrests—see Criminal Law; Criminal Procedure
Art Museum [G. S. 140]
Arts
Afro-American Cultural/Service Center/Mecklenburg County
S 1068 (Appr Com/see H 2055–Ch. 1014) ..................... 48.
Art Museum Funds, N.C.
S 887 (H 1510) (Appr Com) .................................. 13.
Arts Together, Inc.
S 885 (Appr Com/see H 2055–Ch. 1014) ..................... 13.
Black Artists' Guild Funds
S 966 (Appr Com/see H 2055–Ch. 1014) ..................... 32.
Canal Arts Center/Halifax County
S 1130 (Appr Com/see H 2055–Ch. 1014) ..................... 54.
Carrboro School Funds
S 1258 (Appr Com/see H 2055–Ch. 1014) ..................... 66.
Arts (continued)

Dance Theater, N.C.
   S 965 (Appr Com/see H 2055–Ch. 1014) .......................... 32.

Delta Arts Center Funds
   S 1134 (Appr Com/see H 2055–Ch. 1014) ....................... 54.

Drama

Afro-American Theater Funds
   S 1067 (Appr Com/see H 2055–Ch. 1014) ....................... 48.
Blackbeard Outdoor Drama Funds
   S 1212 (Appr Com/see H 2055–Ch. 1014) ....................... 62.
Cape Fear Regional Theater Funds
   S 1166 (Appr Com/see H 2055–Ch. 1014) ....................... 57.
First for Freedom Outdoor Drama
   S 1110 (Appr Com/see H 2055–Ch. 1014) ....................... 52.
Licklog Players Funds
   S 1169 (Appr Com/see H 2055–Ch. 1014) ....................... 58.
Martin County Community Players
   S 1213 (Appr Com/see H 2055–Ch. 1014) ....................... 62.
Parkway Playhouse of Burnsville
   S 1161 (H 1873) (Appr Com/see H 2055–Ch. 1014) ....... 57.
Strike-at-the-Wind Funds—2
   S 1038 (Appr Com/see H 2055–Ch. 1014) ....................... 45.

Durham Arts Complex Funds
   S 1193 (Appr Com/see H 2055–Ch. 1014) ....................... 60.

Durham Arts Council Funds
   S 1017 (Appr Com/see H 2055–Ch. 1014) ....................... 43.

Farmville Arts Council/Pitt County
   S 1061 (Appr Com/see H 2055–Ch. 1014) ....................... 47.

Gallery Players, Inc. Land Purchase/Alamance County
   H 1470 (Ch. 829) .............................................. 90, 114, 132, 150.

Guild Funds/Randolph County
   S 1254 (Appr Com/see H 2055–Ch. 1014) ....................... 65.

Hertford Arts Academy Funds
   S 1109 (Appr Com/see H 2055–Ch. 1014) ....................... 52.

Lakeland Cultural/Arts Center Funds
   S 1131 (Appr Com/see H 2055–Ch. 1014) ....................... 54.

License Tax Exemption/Performing and Visual
   H 1447 (Ch. 819) .............................................. 36, 107, 122, 125.

Moore County Performing Arts Center Funds
   S 1232 (Appr Com/see H 2055–Ch. 1014) ....................... 63.

Music

Asheville Symphony Funds
   S 961 (H 1622) (Appr Com/see H 2055–Ch. 1014) .......... 32.

Brevard Music Center
   S 863 (Appr Com) ............................................. 10.

Eastern Music Festival Funds—3
   S 1018 (Appr Com/see H 2055–Ch. 1014) ....................... 43.

Opera House Productions/General Operations
   S 1111 (Appr Com/see H 2055–Ch. 1014) ....................... 52.

Piedmont Opera Theater, Inc./Winston-Salem
   S 1138 (Appr Com/see H 2055–Ch. 1014) ....................... 55.

Symphony Funds, NC
   S 888 (H 1626) (Appr Com) ................................... 13.
Arts (continued)

Music (continued)
Winston-Salem Music Ed/Concerts for Children
S 1136 (Appr Com/see H 2055–Ch. 1014) ................................... 54.

Richmond Arts Council
S 1178 (Appr Com/see H 2055–Ch. 1014) ................................... 58.

Rutherford Arts Council Funds—2
S 1150 (Appr Com/see H 2055–Ch. 1014) ................................... 56.

Temple Theater Capital Improvements
S 969 (Appr Com/see H 2055–Ch. 1014) ................................... 33.

Valley Town Arts Council/Cherokee County
S 1175 (Appr Com/see H 2055–Ch. 1014) ................................... 58.

Winston-Salem Arts Council, Inc.
S 1135 (Appr Com/see H 2055–Ch. 1014) ................................... 54.

Artwork Consignment [G. S. 25C]

Ashe County—District 24—Senator William D. Goldston, Jr.
Senator Weldon R. Price

Library Expansion/Appalachian Regional
S 1093 (Appr Com/see H 2055–Ch. 1014) ................................... 50.

Assault—see Criminal Law

Atomic Energy [G. S. 104E]—see Energy

Attorney General—see Judicial Department; State Officer

Attorneys [G. S. 84]—see also Judicial Department

District Attorney
Elective Office Prohibition for Assistant
H 1524 (failed 2nd rdg) ......................................................... 94, 206, 214.

Fees in Insurance Action
H 648 (Ch. 976) ................................................................. 194, 207, 213, 226.

Auctioneers [G. S. 85B]

Auditor, State—see State Officers

Autism—see Mental Health

Automobile—see Motor Vehicles

Automobile Insurance—see Insurance

Avery County—District 27—Senator Donald R. Kincaid
Senator Daniel Reid Simpson

ADAP Transportation Funds
S 958 (H 1776) (Appr Com/see H 2055–Ch. 1014) ......................... 28.

Aviation

Airport/Seaport Financing Bonds
H 1208 (Ch. 795) ............................................................... 19, 27, 29, 32.

Airports/Seaports Financing/Constitutional Amendment
H 306 (Ch. 933) ................................................................. 79, 98, 106, 205.

Wright Brothers Historic Achievements Acknowledged
S 1296 (Res. 57) ................................................................. 185, 200, 207, 216.
H 2123 (Rules Com) ............................................................. 195, 208.

— B —

Bail Bond—see Criminal Procedure (Bail Bond)

Bail Bondsmen [G. S. 85C]

Ballenger, T. Cass—Senator Alexander, Catawba, Iredell, Yadkin—26th District

Adjournment Motion Seconded ............................................. 158.
Ballenger, T. Cass—Senator (continued)
Committee Assignments
Standing—
  Children and Youth (Vice-Chairman)
  Appropriations—Appropriations on Human Resources—Base Budget—
  Commerce—Human Resources—Insurance—Judiciary IV—Manufacturing
  and Labor—Ways and Means
Select—
  University Board of Governors
Bills and Resolutions—(Senate Bill Numbers)
  Primary Sponsor ........................................... 864, 890, 896.
  Co-Sponsor .................................................. 980, 1293, 1297, 1308.
Ballistic Knives—see Criminal Law (Knives)
Ballots—see Elections
Banks [G. S. 53]
  Financial Privacy Act
    H 286 (Ch. 1002) ........................................... 246, 248, 253.
  Reciprocal Banking Act Amended
    H 2095 (Ch. 862) ........................................... 143, 158, 163.
  Reciprocal Banking Bill Introduction Allowed
    H 1605 (Res. 39) ........................................... 67, 77, 88, 89.
Savings and Loan
  Acquisition by Commercial Bank
    H 2133 (Ch. 948) ........................................... 209, 210.
  Acquisition by Commercial Bank Bill Allowed
    H 2132 (Res. 55) ........................................... 206.
Bar, State—see Judicial Department
Barbers [G. S. 86A]
Barnes, Henson P.—Senator
  Greene, Wayne—8th District
Absent With Leave ........................................... 244.
Adjournment Motion Seconded ................................ 20, 142.
Committee Assignments
Standing—
  Judiciary I (Chairman)
  Rules and Operation of the Senate (Vice-Chairman)
  Agriculture— Appropriations— Appropriations on Natural and Economic
  Resources— Base Budget— Children and Youth— Senior Citizens—
  Transportation
Conference—
  SB 726 ....................................................... 262, 301.
  SB 873 ....................................................... 240, 256, 275.
  HB 1511 ....................................................... 255.
Votes Excused: HB 883 ........................................ 201.
Bills and Resolutions—(Senate Bill Numbers)
  Primary Sponsor ........................................... 900, 991, 992, 1239, 1240, 1241, 1242,
    1243, 1244, 1259, 1260, 1261, 1262, 1263, 1295, 1298, 1300.
  Co-Sponsor .................................................. 882, 994, 1269, 1285.
Basnight, Marc—Senator
  Beaufort (part), Bertie (part), Camden, Chowan,
  Currituck, Dare, Gates (part), Hyde, Pasquotank,
  Perquimans, Tyrrell, Washington—1st District
Basnight, Marc—Senator (continued)

Committee Assignments

Standing—
Transportation (Vice-Chairman)

Conference—
HB 1970................................................................. 229, 251.

Bills and Resolutions—(Senate Bill Numbers)
Primary Sponsor ........................................ 876, 877, 912, 940, 941, 942, 956, 1114, 1115, 1116, 1287, 1288, 1296.
Co-Sponsor ............................................................... 860, 868, 1293.

Bastardy [G. S. 49]—see Child Welfare
Battered Spouse—see Married Persons (Abused Persons)

Beaufort County—District 1—Senator Marc Basnight
District 9—Senator Thomas F. Taft

Aurora Community/Regional Library
S 1209 (Appr Com/see H 2055–Ch. 1014) .............................................. 61.
Blackbeard Outdoor Drama Funds
S 1212 (Appr Com/see H 2055–Ch. 1014) .............................................. 62.
Fire Department/Rescue Squad Funds
S 1210 (Appr Com/see H 2055–Ch. 1014) .............................................. 61.
Pantego Treasurer/Constable Offices Abolished
H 1443 (Ch. 803) ................................................................. 29, 96, 105, 113.

Spouse Abuse Services
S 1211 (Appr Com/see H 2055–Ch. 1014) .............................................. 62.
Washington Economic Development/Chamber of Commerce
S 1223 (Appr Com/see H 2055–Ch. 1014) .............................................. 63.

Beaver Bounties—see Natural and Economic Resources (Wildlife)

Beer/Wine—see Alcoholic Beverage Control; Individual County

Bertie County—District 1—Senator Marc Basnight
District 2—Senator J. J. Harrington

Hope House, Historic
S 1021 (Appr Com/see H 2055–Ch. 1014—see also S 1114) ...................... 43.
Powellsville Recreation/Civic Center
S 1148 (Appr Com/see H 2055–Ch. 1014) .............................................. 55.

Bias In Business [G. S. 75B]

Bills of Lading [G. S. 21]

Bingo—see Criminal Law (Gambling)

Birth Control—see Medicine; Human Resources

Birth Registration—see Public Health

Bladen County—District 18—Senator R. C. Soles, Jr.

Airport Commission/Elizabethtown
H 1579 (Ch. 849) ................................................................. 91, 115, 131, 145, 151.

Fox Bag Limit
H 1578 (Ch. 880) ................................................................. 91, 165, 173, 182.

Blind, Aid to [G. S. 111]—see Handicapped

Board of Governors—see Higher Education (UNC)

Boards and Commissions—see also Appointments
Abolished/Restructured, Various
S 726 (H 1268) (Ch. 1028) .............................................................. 142, 262, 270, 299, 302, 307.
Boards and Commissions (continued)
Chowan Interstate Commission Unexpended Funds
S 956 (Appr Com) .................................................. 28.

Holocaust Council Funds
S 1276 (Appr Com) .................................................. 89.

Municipal Incorporations, Joint Legislative
S 920 (Rules Com) .................................................. 18.
H 1458 (Ch. 1003) .................................................. 177, 183, 201, 208, 239, 253.

Oregon Inlet Commission, Created
S 1288 (H-St Gov't Com/see H 2055-Ch. 1014) ............... 102, 158, 161, 179.

Boats—see Natural and Economic Resources (Wildlife)

Boilers—see Labor

Bonds [G. S. 109]—see also Criminal Procedure; Liens
Agricultural Finance Act
H 2116 (Ch. 1011) .................................................. 217, 227, 231, 247, 255, 256, 268.

Albemarle Parking Deck
S 1281 (Fin Com) .................................................. 97.
H 2092 (Ch. 946) .................................................. 142, 169, 190, 199, 206.

Bail Bond—see Criminal Procedure (Bail Bond)

Educational Facilities/Constitutional Amendment
H 961 (Ch. 814) .................................................. 19, 26, 30, 37, 125.

Refunding Bond Act Amendments, State
S 1285 (H 2080) (Fin Com) ........................................ 102.

Seaport/Airport Financing
H 1208 (Ch. 795) .................................................. 19, 27, 29, 32.

UNC-CH Power Plant Construction/Financing
S 1024 (Ch. 865) .................................................. 43, 87, 107, 120, 134, 170.

Boys Clubs—see Child Welfare (Youth)

Boundaries [G. S. 38]—see State Government; Individual County

Braille Textbooks—see Education; Handicapped

Breathalyzer—see Alcoholic Beverage Control

Bribery—see also Criminal Law
Government Dinner Sponsorship
H 982 (reref Appr Com) ........................................... 248, 252.

Bridge—see Transportation

Brunswick County—District 18—Senator R. C. Soles, Jr.
Hunting From Roads
H 1615 (Ch. 840) .................................................. 94, 115, 133, 150.

Resources Development Commission
H 1507 (Ch. 904) .................................................. 143, 169, 189, 197.

Southport Fourth of July Celebration
S 1181 (Appr Com/see H 2055-Ch. 1014) ......................... 59.

Budget—see Appropriations (Budget)

Buildings, State Office—see State Buildings

Buncombe County—District 28—Senator Robert S. Swain
Senator Dennis Winner

Asheville Symphony Funds
S 961 (H 1622) (Appr Com/see H 2055-Ch. 1014) ............... 32.

Big Ivy Historical Complex/McLean Cabin to Dillingham
S 981 (H 1716) (Appr Com/see H 2055-Ch. 1014) ............... 34.

Black Mountain Juvenile Evaluation Center Landscaping Funds
S 928 (H 1556/H 1670) (Appr Com) ................................ 23.
**Buncombe County (continued)**

Dry Ridge Museum Funds
S 894 (H 1523) (Appr Com/see H 2055–Ch. 1014)......................... 15.

Eliada Home Funds
S 957 (H 1599) (Appr Com/see H 2055–Ch. 1014)......................... 28.

Emergency Network Funds
S 870 (H 1621) (Appr Com/see H 2055–Ch. 1014)......................... 11.

Gifts Presented to Senate .................................................... 69.

High School Campus Land Transfer
H 2109 (Ch. 956) ................................................................. 186, 194, 208, 211.

Land Transfer Bill Introduction Allowed
H 1624 (Res. 41) ................................................................. 91, 101, 110, 113.

Memorial Mission Hospital Funds
S 872 (H 1571) (withdrawn) ................................................... 11, 67.

Occupancy and Tourism Development Tax
H 1653 (Ch. 942) ................................................................. 152, 169, 188, 195, 205.

Opportunity Funds
S 871 (H 1619) (Appr Com/see H 2055–Ch. 1014)......................... 11.

School Board Salaries
S 930 (H–ppi) ........................................................................... 23, 40, 73.
H 1554 (Ch. 834) .................................................................... 91, 114, 133, 150.

**Burke County—District 27—Senator Donald R. Kincaid**

Senator Daniel Reid Simpson

Icard/Hildebran Fire District
S 981 (Ch. 922) ........................................................................ 23, 40, 72, 80, 198.

Western Carolina Center Foundation/Tram Funds
S 1207 (Appr Com/see H 2055–Ch. 1014) .................................... 61.

**Burke County—District 27—Senator Donald R. Kincaid**

Senator Daniel Reid Simpson

School Board Salaries
S 930 (H–ppi) ........................................................................... 23, 40, 73.
H 1554 (Ch. 834) .................................................................... 91, 114, 133, 150.

**Burke County—District 27—Senator Donald R. Kincaid**

Senator Daniel Reid Simpson

Concord Charter Revision
H 1640 (Ch. 861) .................................................................... 92, 96, 104, 119, 163.

**Caldwell County—District 27—Senator Donald R. Kincaid**

Senator Daniel Reid Simpson

Rankin House Funds
S 1179 (Appr Com/see H 2055–Ch. 1014) .................................... 58.

CAMA (Coastal Area Management Act) — see Natural and Economic Resources

**Camden County—District 1—Senator Marc Basnight**

Land Transfer Tax
H 1548 (Ch. 954) .................................................................... 167, 183, 196, 204, 211.

**Camp LeJeune—see Resolutions, Senate**

**Camps, Day—see Child Welfare; Individual County**

**Camps, Summer—see Child Welfare; Individual County**

**Campaign Contributions—see Elections**

**Candidacy—see Election**

**Cape Fear River [G. S. 76A]**

**Capital Punishment—see Criminal Law**

**Care Facilities [G. S. 131D]**
Carteret County—District 3—Senator Joseph E. Thomas
Caswell County—District 21—Senator Timothy H. McDowell
Catawba County—District 26—Senator T. Cass Ballenger
    Senator William W. Redman, Jr.

Bunker Hill Covered Bridge
   S 890 (Appr Com/see H 2055–Ch. 1014) ........................................ 15.
Junked Vehicles Regulated
   H 1590 (Ch. 839) ................................................................. 94, 115, 133, 150.
Maiden Annexation
   H 1492 (Ch. 845) ................................................................. 93, 114, 130, 144, 151.
Murray's Mills Complex
   S 890 (Appr Com/see H 2055–Ch. 1014) ........................................ 15.
Occupancy Tax
   S 896 (Ch. 929) ................................................................. 16, 137, 145, 155, 204.

Cattle—see Agriculture

Celebrations/Festivals

Belle Chere Festival Funds
   S 857 (H 1569) (Appr Com/see H 2055–Ch. 1014). .............................. 8.
Bicentennial Funds/Pittsboro
   S 1266 (Appr Com/see H 2055–Ch. 1014) ........................................ 67.
Fourth of July in Southport/Brunswick County
   S 1181 (Appr Com/see H 2055–Ch. 1014) ........................................ 59.
Olympic Festival Funds
   S 1025 (Appr Com) ............................................................... 43.
Poultry Festival/Wayne County
   S 1240 (Appr Com) ............................................................... 64.
Siler City Centennial/Randolph County
   S 1228 (Appr Com/see H 2055–Ch. 1014) ........................................ 65.
Strawberry Festival in Chadbourn/Columbus County
   S 1183 (H 1789) (Appr Com/see H 2055–Ch. 1014) ............................ 59.
Turkey Festival, NC (Raeford)
   S 1035 (Appr Com/see H 2055–Ch. 1014) ........................................ 45.
Watermelon/Farmer Festival in Fair Bluff/Columbus County
   S 1182 (H 1784) (Appr Com/see H 2055–Ch. 1014) ............................ 59.
Yam Festival Funds
   S 1186 (H 1785) (Appr Com/see H 2055–Ch. 1014) ............................ 59.

Cemeteries [G. S. 65]

Certification of Need—see Medicine; Public Health; Health Facilities

Charity Facilities [G. S. 131C]

Chatham County—District 16—Senator Wanda Hunt
    Senator Russell G. Walker

Aging, Council Funds
   S 1245 (Appr Com/see H 2055–Ch. 1014) ........................................ 65.
Architecture Survey Publication, Historic
   S 1252 (Appr Com/see H 2055–Ch. 1014) ........................................ 65.
Child Development Center
   S 1246 (H 1945) (Appr Com/see H 2055–Ch. 1014) ............................ 65.
Community Action Agency
   S 1247 (Appr Com/see H 2055–Ch. 1014) ........................................ 65.
Family Violence and Rape Crisis Center
   S 1248 (Appr Com) ............................................................... 65.
Hospice Program
   S 1265 (Appr Com/see H 2055–Ch. 1014) ........................................ 67.
Chatham County (continued)
  Jordan Lake Law Enforcement Services
    S 1249 (H 1944) (Appr Com/see H 2055-Ch. 1014) ............... 65.
  Mental Health Authority Area Funds—2
    S 1251 (Appr Com/see H 2055-Ch. 1014) ....................... 65.
  Mental Health Funds
    S 1229 (Appr Com/see H 2055-Ch. 1014) ....................... 63.
  Pittsboro Bicentennial Funds
    S 1266 (Appr Com/see H 2055-Ch. 1014) ....................... 67.
  White Plains Wilderness Tract/Triangle Land Conservancy
    S 1250 (H 1943) (Appr Com/see H 2055-Ch. 1014) ............ 65.
  Zoning Classification Action Notice
    H 1562 (Ch. 936) ........................................... 138, 169, 192, 201, 205.

Chemical Dependency—see Medicine (Drugs)

Cherokee County—District 29—Senator Charles W. Hipps
  Senator R. P. Thomas
  After School Program Funds
    S 1168 (Appr Com/see H 2055-Ch. 1014) ....................... 57.
  Andrews Valley Town Arts Council Funds
    S 1175 (Appr Com/see H 2055-Ch. 1014) ....................... 58.
  School Enrichment Program
    S 1174 (Appr Com/see H 2055-Ch. 1014) ....................... 58.

Child Custody Act [G. S. 50A]

Child Support—see Child Welfare; Married Persons (Divorce)

Child Welfare [G. S. 110]
  Abused Persons
    Endangered Child Law
      S 243 (H-reref J III Com)
  Abuse Prevention Services/Cleveland County
    S 1205 (Appr Com/see H 2055-Ch. 1014) ....................... 61.
  American Children's Home Housing Facilities Funds
    S 938 (Appr Com/see H 2055-Ch. 1014) ....................... 24.
  Black Child/Family Study
    S 1004 (Appr Com/see H 2055-Ch. 1014) ....................... 41.
  Camps
    Anita Stroud Foundation/Mecklenburg County
      S 1072 (Appr Com/see H 2055-Ch. 1014) ....................... 48.
      4-H Camp Funds
        H 1482 (Ch. 1021) ..................... 266, 273.
  Day Camps
    4-H and Youth/Halifax County
      S 964 (Appr Com/see H 2055-Ch. 1014) ....................... 32.
  Summer Camp
    Learning Disability Children/Rocky Mount
      S 1127 (Appr Com/see H 2055-Ch. 1014) ....................... 53.
  Child Care Network Funds
    S 1226 (Appr Com/see H 2055-Ch. 1014) ....................... 63.
  Child Development Center/Chatham County
    S 1246 (H 1945) (Appr Com/see H 2055-Ch. 1014) .......... 65.
  Child Support
    Guidelines, Advisory
      S 924 (Ch. 1016) ........................................... 23, 126, 139, 217, 257, 263, 273.
Child Welfare (continued)

Child Support (continued)

IV-D Fees/Cost Recovery
S 925 (Ch. 931) 23, 71, 107, 121, 139, 205.

Day Care
Bethlehem Community Center Funds—2
S 1133 (Appr Com/see H 2055-Ch. 1014) 54.

Cedar Grove Day Care Funds
S 1014 (Appr Com/see H 2055-Ch. 1014) 42.

Child Day Care Commission Appointment
S 1294 (Ch. 1029) 157, 164, 179, 301, 307, 347.
H 2107 (Ch. 1026) 167, 268, 307.

Children, Inc./Grant-in-Aid
S 933 (Appr Com) 24.

Pre-School OCI Day Program
S 1221 (Appr Com/see H 2055-Ch. 1014) 62.

Development Center/Pitt County
S 1215 (Appr Com/see H 2055-Ch. 1014) 62.

Family Violence—see Married Persons

Gethsemane Enrichment/Mecklenburg County
S 1075 (Appr Com/see H 2055-Ch. 1014) 48.

Juvenile
Black Mountain Evaluation Center Utility Building
S 1160 (H 1669/H 1802) (Appr Com) 57.

Southeast Greensboro Council on Crime and Delinquency
S 1019 (Appr Com/see H 2055-Ch. 1014) 43.

Minor
Abortion for Unemancipated
H 917 (reref Appr Com) 248, 257, 270.

Missing Persons Center
H 2081 (Ch. 1000) 234, 239, 252.

Partnership With Parents Program/ECU
S 1224 (Appr Com/see H 2055-Ch. 1014) 63.

Rainbow Services for Chronically Ill/ECU
S 1208 (Appr Com/see H 2055-Ch. 1014) 61.

Vaccine Injury Compensation
S 859 (H 1456) (Ch. 1008) 8, 124, 135, 147, 228, 237, 241, 249, 268.

Youth
Boys Club Equipment Funds/Pitt County
S 1225 (Appr Com/see H 2055-Ch. 1014) 63.

Boys Town Funds/Kings Mountain
S 1204 (Appr Com/see H 2055-Ch. 1014) 61.

Boys Town Funds/Shelby
S 1202 (Appr Com/see H 2055-Ch. 1014) 61.

Youth Enrichment Program—see Housing Authority

Chiropractor
Chiropractic Examiners, State Board Appointment
S 1294 (Ch. 1029) 157, 164, 179, 301, 307, 347.

Chowan County—District 1—Senator Marc Basnight
Edenton Charter Revision
H 1461 (Ch. 815) 37, 96, 103, 118, 125.
Chowan County (continued)
Hunting Regulated
H 1616 (Ch. 868) ................................................. 91, 152, 160, 170.
Land Transfer Tax
H 1584 (Ch. 881) ............................................... 138, 153, 160, 171, 182.
Cigarette Tax—see Taxation (Tobacco)
Cities and Towns [G. S. 160A]
Cities and Towns and Municipalities—see Local Government; Individual County
Citizenship [G. S. 13]
Civil Procedure [G. S. 1]
Rules
Liability Insurance and Tort Reform
S 868 (reref Ins Com) ............................................. 10, 112, 116.
Civil Remedies [G. S. 99A]
Clay County—District 29—Senator Charles W. Hipps
Senator R. P. Thomas
After School Program Funds
S 1168 (Appr Com/see H 2055–Ch. 1014) ....................... 57.
Licklog Players Funds
S 1169 (Appr Com/see H 2055–Ch. 1014) ....................... 58.
Occupancy Tax
S 948 (Ch. 969) .................................................. 25, 40, 123, 130, 131, 138, 146, 155, 209, 212, 219, 225.
School Enrichment Program
S 1174 (Appr Com/see H 2055–Ch. 1014) ....................... 58.
Clerks of Court—see Judicial Department
Cleveland County—District 25—Senator Ollie Harris
Senator Helen Rhyne Marvin
Senator Marshall A. Rauch
Abuse Prevention Council Funds
S 1201 (Appr Com/see H 2055–Ch. 1014) ....................... 61.
Child Abuse Prevention Services
S 1205 (Appr Com/see H 2055–Ch. 1014) ....................... 61.
Historical Association Museum Funds
S 984 (Appr Com/see H 2055–Ch. 1014) ....................... 34.
Kings Mountain
Boys Town Funds
S 1204 (Appr Com/see H 2055–Ch. 1014) ....................... 61.
Natural Gas Purchases
S 909 (Ch. 959) .................................................. 17, 40, 73, 209, 213, 216.
Shelby Boys Town Funds
S 1202 (Appr Com/see H 2055–Ch. 1014) ....................... 61.
Services Center Funds
S 978 (Appr Com) ............................................... 34.
Vocational Industries, Inc.—Equipment/Operating Expenses
S 1203 (Appr Com/see H 2055–Ch. 1014) ....................... 61.
Coastal Areas—see Natural and Economic Resources
Cobb, Laurence A.—Senator Mecklenburg (part)—35th District
Absent With Leave ............................................... 76, 82, 259.
Committee Assignments
Standing—
Higher Education (Vice-Chairman)
Appropriations—Appropriations on Justice and Public Safety—Base
Cobb, Laurence A.—Senator (continued)
Committee Assignments (continued)
Standing (continued)
Budget—Commerce—Election Laws—Judiciary IV—State Government
Funeral Delegate—(East) .................................................. 149.
Bills and Resolutions—(Senate Bill Numbers)
Co-Sponsor ................................................................. None.
Primary Sponsor ......................................................... 1293.
College—see Higher Education
Columbus County—District 18—Senator R. C. Soles, Jr.
Bogue Area Betterment Funds
S 1188 (H 1808) (Appr Com/see H 2055–Ch. 1014). .................. 59.
Chadbourn Strawberry Festival
S 1183 (H 1789) (Appr Com/see H 2055–Ch. 1014). .................. 59.
Deer Hunting Regulations
H 1647 (Ch. 913) ................................................................ 92, 165, 174, 197.
Fair Bluff Watermelon/Farmer Festival
S 1182 (H 1784) (Appr Com/see H 2055–Ch. 1014). .................. 59.
Hospice Program
S 1189 (H 1810) (Appr Com/see H 2055–Ch. 1014). .................. 59.
Lake Waccamaw
Good Shepherd Abuse Center—2
S 1283 (Appr Com) ............................................................ 97.
Good Shepherd Home
S 1185 (H 1786/H 2060) (Appr Com/see H 2055–Ch. 1014). .... 59.
Library Funds
S 1192 (H 1807)(Appr Com/see H 2055–Ch. 1014) .................... 60.
Road Naming/Marking Program
S 1190 (H 1788) (Appr Com/see H 2055–Ch. 1014). .................. 60.
Tabor City
Club Fifteen Civic League for Community Center
S 1191 (Appr Com/see H 2055–Ch. 1014). .................... 60.
Revitalization Funds
S 1184 (H 1787) (Appr Com/see H 2055–Ch. 1014). .................. 59.
Whiteville
Firemen’s Fund
S 897 (Ch. 980) .................................................................. 16, 77, 93, 226.
Senior Citizens Center Capital Improvements
S 1187 (H 1809) (Appr Com/see H 2055–Ch. 1014). .................. 59.
Comity Changes—see Public Accountants
Commerce and Business [G. S. 66]
Corporations Acts Amendments
H 939 (Ch. 801) .................................................................. 21, 30, 68, 71, 74, 113.
Inventory Tax Relief Clarification
H 2114 (Ch. 947) .................................................................. 155, 169, 191, 199, 206.
Tax Report Filing Dates
H 1445 (Ch. 1007) ................................................................. 36, 219, 245, 247, 253.
Tourism—see also Taxation (Occupancy)
Greenville Chamber of Commerce Funds/Pitt County
S 1056 (Appr Com/see H 2055–Ch. 1014) .................... 47.
McDowell Tourism Development Authority
H 1646 (Ch. 892) ................................................................. 127, 153, 160, 171, 182.
Commerce and Business (continued)
  Tourism (continued)
    Tourism Promotion Funds
      S 869 (Appr Com) ........................................ 10.
Commissions—see Boards and Commissions; Appendix
Commissioners—see Individual County
Commitment—see Mental Health
Committee—see General Assembly (Senate); Individual Member
Commodities Exchange
  Sales Tax Exemption on Money/Gold
    S 907 (reref Fin Com) ................................... 17, 75, 82, 99.
Common Law [G. S. 4]
  Community Action Agency—see Individual County
Community Center—see Individual County
Community Colleges [G. S. 115D]—see Higher Education
Community Property [G. S. 31C]
Community Service Restitution Program—see Criminal Procedure (Parole)
Company Police [G. S. 74A]—see Law Enforcement
C.O.N. (Certificate of Need)—see Medicine (Hospital)
Conder, J. Richard—Senator
  Anson, Montgomery, Richmond, Scotland, Stanly, Union—17th District
Committee Assignments
Standing—
  State Government (Vice-Chairman)
  Appropriations—Appropriations on General Government—Base Budget—
  Children and Youth—Education—Higher Education—Local Government
  and Regional Affairs—Natural and Economic Resources and Wildlife—
  Senior Citizens
Select—
  Board of Community Colleges
  Bills and Resolutions—(Senate Bill Numbers)
    Primary Sponsor ....................... 911, 923, 985, 1042, 1043, 1044, 1045,
    1046, 1047, 1048, 1049, 1050, 1051,
    1177, 1178, 1274.
    Co-Sponsor .................................. 860, 1267, 1271, 1308.
Condominium Act—see Housing (Unit Ownership)
Confirmations/Consents—see General Assembly
Congress—see United States
Congressional Districts—see Elections
Conservation and Development [G. S. 113]—see Natural and Economic Resources
Consolidation [G. S. 160B]
Constable—see Individual County
Constitution, North Carolina
  Amendment Proposed
    Local Government Borrowing Power Broadened
      S 709 (H–reref Fin Com)
    Revenue Bonds for Private Educational Facilities
      H 961 (Ch. 814) ................................. 19, 26, 30, 37, 125.
    Seaport/Airport Financing
      H 306 (Ch. 933) ................................. 79, 98, 106, 205.
    State Board of Education/High School Student Membership
      H 1004 (Ch. 991) ............................. 184, 200, 232, 233, 245.
Constitution, North Carolina (continued)
  Amendment Proposed (continued)
    Statewide Official Election to Even Year
      S 854 (H-unf rpt)
    Vacancy Filled/Midterm Election
      S 685 (Ch. 920) ...................................... 198.
  Gubernatorial Succession Referendum Repealed
    H 810 (Ch. 1010) ....................................... 78, 99, 106, 268.

Consumer Finance Act—see Banks; Interest
Consumer Protection—see Criminal Law
Contempt [G. S. 5A]
Contract Appeals
  State Board Appointment
    S 1294 (Ch. 1029) ....................................... 157, 164, 179, 301, 307, 347.
    H 2107 (Ch. 1026) ....................................... 167, 268, 307.
Contractor [G. S. 87]
  Government Dinner Sponsorship
    H 982 (reref Appr Com) .................................. 248, 252.
Contracts [G. S. 22B]
Contribution [G. S. 1B]
Controlled Substance—see Medicine (Drugs)
Controller, State—see State Agencies
Convening Date of General Assembly—see General Assembly
Conveyances [G. S. 39]
Conviction—see Civil Procedure; Criminal Procedure; Prisons
Co-Op Organization [G. S. 54]
Coroners [G. S. 152]—see Individual County
Corporations [G. S. 55]
  Business Corporation Act Amendments
    H 939 (Ch. 801) .......................................... 21, 30, 68, 71, 74, 113.
  Franchise Tax Minimum Raised
    S 905 (Ch. 854) .......................................... 17, 75, 81, 86, 163.
  Liability Insurance and Tort Reform
    S 868 (reref Ins Com) ..................................... 10, 112, 116.
Non-profit
  License Tax Exemption/Performing and Visual Arts
    H 1447 (Ch. 819) .......................................... 36, 107, 122, 125.
  Property Tax Credit to State Taxable Income
    H 1446 (Ch. 825) .......................................... 67, 107, 120, 134, 149.
Tax Matters—see also Taxation
  Tax Return Signature Requirement Elimination
    H 1449 (Ch. 820) .......................................... 36, 107, 122, 125.
Correction Department—see Prisons
Cosmetic Art [G. S. 88]
Costs [G. S. 6]
Council of State Governments—see Appointments
Counseling—see Judicial Department (Mediation)
Counties—see Local Government; Individual County
County Law [G. S. 153A]
Court—see Judicial Department
Craven County—District 3—Senator Joseph E. Thomas
  Building Code Enforcement
    H 1489 (Ch. 805) .......................................... 37, 96, 105, 113.
Craven County (continued)

Economic Development
H 1525 (Ch. 846) ............................................. 94, 114, 130, 144, 151.

Hunting from Roads
H 1585 (Ch. 882) ................................................ 91, 165, 173, 182.

New Bern
Demolition Costs
S 944 (Ch. 876) .................................................... 25, 40, 74, 181.

Lawson Creek Launching Facility
S 1158 (Appr Com/see H 2055–Ch. 1014) ......................... 56.

Property Tax Appeals
S 878 (Ch. 958) .................................................... 12, 39, 73, 203, 213, 216.

Simmons–Nott Airport Changes
H 1582 (Ch. 838) .................................................... 91, 115, 133, 150.

West Craven High School Athletic Field House
S 975 (Appr Com/see H 2055–Ch. 1014) ......................... 33.

Credit [G. S. 25B]—see Interest

Credit Union—see Banks

Criminal Justice Standards Commission

Appointment
H 2107 (Ch. 1026) .................................................. 167, 268, 307.

Criminal Law [G. S. 14]

Animal Cruelty Penalties Raised
S 613 (Ch. 967) ..................................................... 203, 214, 216.

Gambling
Bingo/Local Government License
H 74 (reref W&M Com) ............................................. 123.

Knives Possession/Sale Prohibited
H 1666 (Ch. 810) .................................................... 92, 96, 106, 113.

Penalty—Shoplifting/Tag Switching
S 438 (Ch. 841) ..................................................... 127, 137, 150.

Racketeer Influenced Corrupt Organization Act (RICO)
H 829 (Ch. 999) ..................................................... 226, 232, 236, 252.

Reentry, Inc./Community Penalties Program
S 886 (Appr Com/see H 2055–Ch. 1014) ......................... 13.

Sexual Offense
Rape Crisis Center—see Social Services
Rape of Elderly/First Degree
S 757 (J I Com) ..................................................... 186.

Stun Guns Banned
S 895 (J III Com) .................................................... 15, 101, 137.

Criminal Procedure [G. S. 15; 15A]

Bail Bond
H 479 (reref Fin Com) ............................................. 234, 269.

Child Support/Income Withholding
S 303 (Ch. 949) ..................................................... 194, 208, 210.

Community Service Fees Increased
H 1970 (Ch. 1012) ................................................... 177, 183, 200, 207, 214, 229, 249, 250, 268.

Detention Advocates Program, Post
S 1155 (Appr Com/see H 2055–Ch. 1014) ......................... 56.

Financial Privacy Act
H 286 (Ch. 1002) ................................................... 246, 248, 253.
Criminal Procedure (continued)

Infractions Technical Changes

H 1509 (Ch. 832) ........................................... 98, 116, 139, 148, 152, 154.

Jury

Drug Trafficking Investigation/Grand Jury

S 634 (Ch. 843) ........................................... 83, 90, 139, 150.

Missing Persons Center

H 2081 (Ch. 1000) ........................................... 234, 239, 252.

Probation Supervision Fee

H 1573 (Ch. 859) ........................................... 116, 137, 147, 157, 163.

Rehabilitation

Wake Services Funds

S 1141 (Appr Com/see H 2055–Ch. 1014) ........................................... 55.

Victim Compensation

Felon’s Profits to Victim

H 1294 (Appr Com) ........................................... 230.

Victim/Witness Treatment—2

S 595 (Ch. 998) ........................................... 239, 252.

Cumberland County—District 12—Senator Anthony E. Rand

Senator Lura Tally

District 18—Senator R. C. Soles, Jr.

Fayetteville Cape Fear Regional Theatre Funds

S 1166 (Appr Com/see H 2055–Ch. 1014) ........................................... 57.

Hope Mills Charter Changes

H 1671 (Ch. 915) ........................................... 98, 166, 173, 187, 197.

Curb Markets—see Agriculture

Currency/Bullion—see Taxation (Sales and Use)

Curriculum Pilot Projects/UNC—see Higher Education

Currituck County—District 1—Senator Marc Basnight

Automobiles Regulated on Beach

S 941 (Ch. 875) ........................................... 24, 40, 73, 181.

Emergency Medical Technician Certification

S 942 (Ch. 951) ........................................... 24, 40, 74, 194, 204, 211.

Ranger, Assistant County

S 940 (Appr Com) ........................................... 24.

Custody—see Child Welfare; Married Persons (Divorce)

— D —

Dams

Crystal Lake Dam Funds

S 1238 (Appr Com/see H 2055–Ch. 1014) ........................................... 64.

Dance Theatre/Festival—see Arts

Dare County—District 1—Senator Marc Basnight

Duck ABC Election

H 2105 (Ch. 919) ........................................... 171, 192, 198.

Emergency Medical Technician Certification

S 942 (Ch. 951) ........................................... 24, 40, 74, 194, 204, 211.

Manteo Dock Construction

H 1552 (Ch. 808) ........................................... 84, 96, 105, 113.

Nags Head Regulate Hazards

H 1690 (Ch. 978) ........................................... 95, 208, 212, 226.

Trash Hauling Cover Regulations

H 1696 (Ch. 964) ........................................... 177, 208, 212, 216.
Davidson County—District 23—Senator Paul S. Smith
            Senator Robert V. Somers
            Economic Development Activity Authority
            S 917 (H-ppi) ........................................ 18, 39, 71, 80.
            Lexington Charter Changes
            S 883 (H-unf rpt.) ..................................... 13, 39, 72, 79.
            H 1508 (Ch. 806) ................................... 84, 105, 113.
            Motorboat Noise
            S 884 (H 1549) (N&ER&W Com) ...................... 13.
            Willow Creek Incorporated
            S 85 (H-unf rpt.)

Davie County—District 23—Senator Paul S. Smith
            Senator Robert V. Somers
            Solid Waste Ordinances
            H 1481 (Ch. 830) .................................. 84, 114, 132, 150.
            Day Care—see Aged (Senior Citizens Center); Child Welfare
            Deaf—see Handicapped (Hearing Impaired)
            Deaf Interpreters [G. S. 8B]
            Death—see Criminal Procedure; Medicine; Mortuary
            Death Penalty—see Criminal Procedure
            Debt Collection Practices Act—see Monopolies
            Debt, State—see Bonds; Local Government Finance
            Debtor and Creditor [G. S. 23]
            Deeds—see Register of Deeds; Individual County
            Defendants—see Criminal Law; Criminal Procedure
            Deferred Compensation Plan, Board Appointment
            S 1294 (Ch. 1029) .................................. 157, 164, 179, 301, 307, 347.
            Degrees of Kinship [G. S. 104A]
            Delinquency—see Child Welfare; Criminal Law
            Dentist—see Medicine
            Department Rules/Policies—see Administrative Procedures
            Detective—see Law Enforcement
            Disability Benefits—see Retirement
            Dispute Settlement Centers—see Judicial (Mediation)
            District Attorney—see Judicial Department
            Districts, Senatorial .................................. 3, 338.
            Divorce [G. S. 50]—see Married Persons
            Doctor—see Medicine
            Dog Fighting—see Animals; Criminal Law
            Dogs [G. S. 67]—see Animals; Natural and Economic Resources (Wildlife)
            Domestic Violence [G. S. 50B]—see Married Persons (Family Violence)
            Domiciliary Home—see Aged; Social Services
            Drainage [G. S. 156]
            Driver's License—see Motor Vehicles (License, Operator's)
            Drugs—see Medicine
            Drunkenness—see Mental Health (Commitment)
            Dual Office Holding—see Elections
            Duplin County—District 5—Senator Harold W. Hardison
            Field House Contract
            H 1611 (Ch. 887) .................................. 84, 165, 174, 182.
            Fire Equipment Replacement Funds
            S 1272 (Appr Com) .................................. 83.
Durham County—District 13—Senator Ralph A. Hunt
Senator Kenneth C. Royall, Jr.

Arts Complex Funds, Downtown
S 1193 (Appr Com/see H 2055–Ch. 1014) ........................................... 60.

Arts Council Funds
S 1017 (Appr Com/see H 2055–Ch. 1014) ........................................... 43.

Boy's Club Funds, John Avery
S 1097 (Appr Com/see H 2055–Ch. 1014) ........................................... 51.

Deed to Real Property Acceptable Payment/Tax Lien
H 1625 (Ch. 910) ........................................................................... 116, 165, 175, 197.

Elerbee—Rankin Museum of American Heritage
S 1049 (Appr Com/see H 2055–Ch. 1014) ........................................... 46.

Housing Authority Youth Enrichment Funds
S 1098 (Appr Com/see H 2055–Ch. 1014) ........................................... 51.

Lincoln Health Center Funds
S 1015 (Appr Com/see H 2055–Ch. 1014) ........................................... 42.

Meals on Wheels/Congregations in Action
S 1096 (Appr Com/see H 2055–Ch. 1014) ........................................... 50.

Occupancy Tax
S 948 (Ch. 969) ............................................................................ 25, 40, 123, 130, 131, 138, 146, 155, 209, 212, 219, 225.

Operation Breakthrough Funds
S 1016 (Appr Com/see H 2055–Ch. 1014) ........................................... 43.

Urban Development
H 1606 (Ch. 908) ............................................................................ 152, 169, 189, 197.

DWI (Driving While Impaired)—see Motor Vehicles

— E —

East, John P.—Funeral Delegation ....................................................... 149.

In Memory (United States Senator)
S 1297 (Res. 56) ............................................................................ 171, 211.
H 2122 (Rules Com) ........................................................................... 180.

Economic Development Activities—see also Individual County

Chamber of Commerce/Martin County
S 1217 (Appr Com/see H 2055–Ch. 1014) ........................................... 62.

Craven County
H 1525 (Ch. 846) ............................................................................ 94, 114, 130, 144, 151.

Fairmont Industrial Park Planning Funds/Robeson County
S 1034 (Appr Com/see H 2055–Ch. 1014) ........................................... 44.

Gaston County/Municipalities Authorization
H 1576 (Ch. 848) ............................................................................ 94, 115, 131, 145, 151.

Halifax County Authority Clarification
H 1444 (Ch. 858) ............................................................................ 36, 97, 103, 117, 129, 163.

Lincoln County
H 1629 (Ch. 911) ............................................................................ 94, 165, 172, 187, 197.

North Carolina Tomorrow
Northeastern Funding
S 877 (Appr Com) ............................................................................ 12.

Western Funding
S 921 (H 1620) (Appr Com/see H 2055–Ch. 1014) ............................. 22.
Economic Development Activities (continued)

Pre-Development Ordinance
Haywood/Henderson Counties
S 950 (Ch. 970) ........................................... 25, 40, 74, 167, 176, 186, 214, 218, 225.
Transylvania County
S 951 (H-ppi) ............................................. 25, 40, 74.
H 1637 (Ch. 809) ....................................... 85, 105, 113.
Tarboro in Edgecombe County
H 1675 (Ch. 916) ....................................... 98, 166, 173, 187, 197.
Washington Chamber of Commerce, Greater Beaufort County
S 1223 (Appr Com/see H 2055-Ch. 1014) .............. 63.

Edgecombe County—District 2—Senator J. J. Harrington
District 6—Senator R. L. Martin
District 10—Senator James E. Ezzell, Jr.

Dunbar Preservation Funds
H 1811 (Ch. 799) ......................................... 74, 77, 79.

Economic Development Activities
S 910 (Ch. 921) ........................................... 17, 40, 72, 80, 85, 198.

Library Funds, Public
S 1060 (Appr Com/see H 2055-Ch. 1014) ................. 47.

Rocky Mount
Band/Community Funds
S 1126 (Appr Com/see H 2055-Ch. 1014) ................. 53.

Children's Museum
S 1125 (Appr Com/see H 2055-Ch. 1014) ................. 53.

Learning Disability Summer Camp for Children
S 1127 (Appr Com/see H 2055-Ch. 1014) ................. 53.

Opportunity Industrialization Commission Program
S 1057 (Appr Com/see H 2055-Ch. 1014) ................. 47.

Rose Bowl Participation by Senior High Band
S 1128 (Appr Com/see H 2055-Ch. 1014) ................. 54.

Tarboro
Assessments Validated
H 1520 (Ch. 831) ......................................... 67, 107, 119, 129, 150.

Economic Development
H 1675 (Ch. 916) ......................................... 98, 166, 173, 187, 197.

Leases for Community Development Projects
H 1676 (Ch. 963) ......................................... 92, 208, 212, 216.

Parking Penalties
H 1521 (Ch. 905) ......................................... 67, 165, 172, 187, 197.

Voting Precincts/Two-County Towns
H 1609 (Ch. 988) ......................................... 127, 225, 231, 236.

Education—see also Higher Education; Individual County

Accreditation Expenses/Goldsboro City Schools
S 1241 (Appr Com/see H 2055-Ch. 1014) ................. 64.

Adult Center Funds/Greene County
S 900 (H 1546) (Appr Com) .......................... 16.

After School Funds/Western Counties
S 1168 (Appr Com/see H 2055-Ch. 1014) ................. 57.

Athletic Club for Baseball Lights/Greene County
S 1261 (Appr Com/see H 2055-Ch. 1014) ................. 66.
Education (continued)

Athletic Field House/Craven County
S 975 (Appr Com/see H 2055-Ch. 1014) .................................. 33.

Bands
Farmville High School/Recreation Center
S 1064 (Appr Com/see H 2055-Ch. 1014) .............................. 47.
Greene Central High Band Booster Club
S 1239 (Appr Com/see H 2055-Ch. 1014) .............................. 64.

Instruments for County Schools/Wayne
S 1244 (Appr Com/see H 2055-Ch. 1014) .............................. 64.

Pitt County/Band—Athletic Programs
S 1220 (Appr Com) ....................................................... 62.

Rocky Mount Rose Bowl Participation
S 1128 (Appr Com/see H 2055-Ch. 1014) .............................. 54.

Educational Facilities Finance Agency Created
H 953 (Ch. 794) .......................................................... 18, 26, 29, 31.

Enrichment Program Funds/Multi-County
S 1174 (Appr Com/see H 2055-Ch. 1014) .............................. 58.

Formula for Funding/Exceptional Children
S 1082 (H 1761) (Appr Com) .......................................... 49.

Governor's School Funds
S 1084 (H 1764) (Appr Com) .......................................... 49.

Kindergarten Health Assessments
S 293 (Ch. 1017) .......................................................... 254, 273.

Library of Film/Video—Lee County
S 968 (H 1726) (Appr Com/see H 2055-Ch. 1014) .................. 33.

PEERS Program Funds/Onslow County
S 929 (Appr Com/see H 2055-Ch. 1014) .............................. 23.

Pitt County/Greenville City Merger
H 1487 (Ch. 796) .......................................................... 26, 31, 32.

Preschool Special Education Funding
S 1085 (H 1763) (Appr Com) .......................................... 49.

Psychologist Salary Increase
S 1079 (Appr Com) ....................................................... 49.

Salary Schedule Study Commission
S 1269 (H 1919) (reref Appr Com) .................................. 83.

School Committee References/Annexation to District
H 530 (Ch. 975) .......................................................... 164, 179, 192, 226.

School Opening Date
S 898 (H 1048) (H-failed 2nd rdg) .................................. 16, 77, 87, 94.

State Board
High School Student Membership/Constitutional Amendment
H 1004 (Ch. 991) .......................................................... 184, 200, 232, 233, 245.

Teacher Aides Workweek
S 1080 (Appr Com) ....................................................... 49.

Teacher, Center for Advancement Appointment
S 1294 (Ch. 1029) ....................................................... 157, 164, 179, 301, 307, 347.

Teachers' and State Employees' Major Medical Plan Appointment
S 1294 (Ch. 1029) ....................................................... 157, 164, 179, 301, 307, 347.

H 2107 (Ch. 1026) ....................................................... 167, 268, 307.

Textbooks/Audio Cassettes for Handicapped
S 1194 (H 1813) (Appr Com) .......................................... 60.
S 1083 (H 1762) (Appr Com) .......................................... 49.
Elderly—see Aged
Elections [G. S. 163]
  Campaign Contributions
  Disbursement of Campaign Funds
  H 491 (Ch. 866) .................................................. 107, 139, 170.
  District Assistant Attorney/Concurrent Elective Office Prohibited
  H 1524 (failed 2nd rdg) ........................................... 94, 206, 214.
  Election/Campaigning Procedure Study—LRC
  S 1002 (reref Appr Com) ...................................... 41, 164.
  Even-Year Schedule for State-wide Official
  S 854 (H–unf rpt)
  Government Dinner Sponsorship
  H 982 (reref Appr Com) ........................................... 248, 252.
  Gubernatorial Succession Referendum Repealed
  H 810 (Ch. 1010) .................................................. 78, 99, 106, 268.
  Judge of Superior Court/Numbered Seats
  S 893 (Ch. 957) .................................................. 15, 78, 86, 93, 211.
  Judicial Unexpired Terms
  S 892 (Ch. 986) .................................................. 15, 78, 86, 93, 122, 235.
  Judicial Unexpired Terms—2
  S 922 (Ch. 987) .................................................. 22, 78, 87, 93, 122, 235.
  Political Action Committee (PAC)
  H 491 (Ch. 866) .................................................. 107, 139, 170.
Precincts
  Boundaries/Randolph County
  S 891 (H–ppi) .................................................. 15, 39, 73.
  H 1465 (Ch. 827) .................................................. 90, 114, 132, 150.
  Voting Sites in Two-County Towns
  H 1609 (Ch. 988) .................................................. 127, 225, 231, 236.
Primary
  Southern Regional Presidential Primary
  S 180 (Ch. 927) .................................................. 185, 201, 204.
Vacancy/Schedule for Filling
  S 685 (Ch. 920) .................................................. 198.
Voter Assistance by Relative Reinstated
  H 1179 (Ch. 900) .................................................. 108, 139, 163, 197.
Electrical Contracting—see Contractor
Electrification [G. S. 117]—see Utilities
Elizabeth II
  Transportation Funds (Manteo/Hertford)
  S 1008 (Appr Com/see H 2055–Ch. 1014) ...................... 42.
EMT (Emergency Medical Technician)—see Emergency Personnel; Individual County
Emergency Local Government [G. S. 162B]
Emergency Management [G. S. 166A]
Emergency Personnel/Services
  Emergency Services—see also Fire Protection
  Communication System/Vance County
  S 1105 (Appr Com/see H 2055–Ch. 1014) ...................... 51.
EMT (Emergency Medical Technician)
  Certification—Currituck/Dare Counties
  S 942 (Ch. 951) .................................................. 24, 40, 74, 194, 204, 211.
Emergency Personnel/Services (continued)
  Emergency Medical Services Authority/Halifax
    S 963 (Appr Com/see H 2055-Ch. 1014) ........................................ 32.
  Greene County
    S 1262 (Appr Com) ............................................................. 66.
  Rescue Squad
    Elm City Equipment Funds/Wilson County
      S 1052 (Appr Com/see H 2055-Ch. 1014) ................................ 46.
    Falkland Multipurpose Community Building
      S 1053 (Appr Com/see H 2055-Ch. 1014) ................................ 46.
  Rolesville/Northern Wake EMS Funds
    S 1143 (Appr Com/see H 2055-Ch. 1014) ................................ 55.

Emergency Vehicles—see Emergency Personnel/Services

Eminent Domain [G. S. 40A]—see also Local Government; Individual County
  Water/Sewer District Condemnation Power
    H 2100 (J I Com) ................................................................. 142.

Employee—see Labor; State Personnel

Employment Security [G. S. 96]
  Employment Security Bill Introduction Allowed
    H 1529 (Res. 38) ................................................................. 29, 77, 88, 89.
  Unemployment Compensation Rules, Extended
    H 2086 (Ch. 918) ................................................................. 127, 169, 192, 198.

Enabling Legislation—see Resolutions (Joint)

Endangered Child—see Child Welfare

Energy [G. S. 113B]
  Gasoline and Oil
    Fuel Tax Clarifying Amendments
      H 1580 (Ch. 937) ............................................................... 127, 169, 191, 201, 205.
  Motor Fuel Marketing Act
    S 73 (Ch. 972) ........................................................................ 222, 225.

Energy Development [G. S. 159F]

Enforce Judgments [G. S. 1C]

Engineer/Surveyor [G. S. 89C]—see also Contractors
  Land Surveyor Applicant Changes
    H 1007 (Ch. 977) ..................................................................... 101, 128, 157, 226.

Environment—see Natural and Economic Resources

Environment Report—see Natural and Economic Resources

Equestrian Nature Center—see Natural and Economic Resources

Equitable Distribution—see Married Persons (Divorce)

Escheats [G. S. 116B]—see Estates

Estates [G. S. 41]
  Administration
    Federal Estate Tax Apportionment
      H 761 (Ch. 878) .................................................................... 96, 106, 122, 181.
    Inheritance Reciprocity Changes
      S 642 (Ch. 797) .................................................................... 36, 67, 70.
    Inheritance Tax Filing Threshold
      H 1467 (Ch. 822) .................................................................... 37, 107, 122, 125.
    Trust Administration Personalty Court Costs
      S 936 (Ch. 855) ..................................................................... 24, 75, 81, 86, 163.
    Wills Error Correction/Recorded Instrument
      S 485 (Ch. 842) ..................................................................... 97, 115, 139, 150.
Ethics—see General Assembly
Eviction—see Housing (Landlord and Tenant)
Evidence [G. S. 8]—see Civil/Criminal Procedure
Evidence Code [G. S. 8C]
Excused Absence—see Individual Member
Excused Votes—see Individual Member
Execution—see Criminal Procedure
Executive Mansion
Property Disposal Bill Allowed
H 1832 (Rules Com) .................................................. 127.
Executive Orders ........................................................ 343.
Executive Reorganization [G. S. 143B]
Ezzell, James E., Jr.—Senator
Edgecombe (part), Halifax (part), Nash, Warren (part), and Wilson (part)—10th District
Absent With Leave .................................................. 224, 244, 253, 259.
Committee Assignments
Standing—
Local Government and Regional Affairs (Chairman)
Agriculture—Appropriations—Appropriations on General Government—
Base Budget—Election Laws—Judiciary II—Senior Citizens.
Rules Amendment Intention ......................................... 18.
Bills and Resolutions—(Senate Bill Numbers)
Primary Sponsor .................................................. 913, 914, 915, 920, 945, 1125, 1126, 1127, 1128, 1129, 1130, 1131, 1278.
Co-Sponsor .................................................. 860, 908, 909, 910.

Fairgrounds—see Agriculture
Fair Housing [G. S. 41A]
Fair Sentencing—see Criminal Law
Family Violence Program—see Married Persons
Farmer's Market—see Agriculture
Farmland—see Agriculture
Fees—see Taxation; Individual Subject
Felony—see Criminal Law
Fences and Stock [G. S. 68]
Ferry—see Transportation
Fertilizer—see Agriculture
Festivals—see Celebrations/Festivals
Fiduciaries [G. S. 32]
Financial Privacy Act—see Banks; Criminal Procedure
Fire Protection [G. S. 69]—see also Individual County
Air Packs/Wilson County
S 1062 (Appr Com) .................................................. 47.
Buck Shoals Fire District Licenses
H 1597 (Ch. 860) .................................................. 98, 137, 146, 156, 163.
Danieltown VFD Board Elections/Rutherford County
H 1572 (Local Gov't Com) ........................................ 84.
Equipment Disposition by Private Sale/Polk County
H 2137 (Ch. 984) .................................................. 227, 235.
Equipment Replacement—Duplin/Pender Counties
S 1272 (Appr Com) .................................................. 83.
Fire Protection (continued)

Fire Department/Rescue Squad—Multi-County
S 1210 (Appr Com/see H 2055–Ch. 1014) ........................................... 61.

Firefighter Training Center/Blue Ridge Tech.—Henderson County
S 1006 (Appr Com/see H 2055–Ch. 1014) ........................................... 42.

Gaston Volunteer Fire Department Building Funds
S 1007 (Appr Com/see H 2055–Ch. 1014) ........................................... 42.

Goldsboro Fire Department Vehicle/Wayne County
S 1263 (Appr Com) ............................................................................. 66.

Greene County Services
S 1262 (Appr Com) ............................................................................. 66.

Jonathan Creek VFD Funds/Haywood County
S 1173 (Appr Com/see H 2055–Ch. 1014) ........................................... 58.

New Hanover/Pender Counties Fire/Rescue Funds
S 1167 (Appr Com) ............................................................................. 57.

Onslow/Pender Firefighters Honored
S 995 (Rules Com/see H 1499) ............................................................. 35.

Rescue Squad—see Emergency Personnel/Services

Retirement Benefit Increase
S 860 (reref Appr Com) ................................................................. 9, 14, 20, 22.

Roper VFD Funds/Washington County
S 1115 (Appr Com/see H 2055–Ch. 1014) ........................................... 52.

Wayne Fire Districts Enlarged
H 1617 (Ch. 940) .............................................................................. 152, 169, 190, 199, 205.

Firearms—see Criminal Law (Weapons)

Firefighters—see Fire Protection

Firemen’s Fund [G. S. 118]—see Retirement

Fish—see Natural and Economic Resources (Wildlife)

Food—see Agriculture

Food Bank—see Social Services

Food Tax—see Taxation (Sales and Use)

Foreclosure—see Mortgages

Foreign Trade Zone [G. S. 55C]

Foresters [G. S. 89B]—see Natural and Economic Resources

Forsyth County—District 19—Senator Robert G. Shaw
District 20—Senator Ted Kaplan
Senator Marvin Ward

Nature Science Center Funds
S 1122 (Appr Com/see H 2055–Ch. 1014) ........................................... 53.

Neighborhood Council Renovation/Operation/Senior Citizens Center
S 1124 (Appr Com/see H 2055–Ch. 1014) ........................................... 53.

Occupancy Tax, Increased
S 952 (Ch. 924) ................................................................................. 25, 40, 107, 119, 128, 198.

Sawtooth Center Funds
S 1123 (Appr Com/see H 2055–Ch. 1014) ........................................... 53.

Winston-Salem

Arts Council, Inc. Funds
S 1135 (Appr Com/see H 2055–Ch. 1014) ........................................... 54.

Job Strategy Center Funds
S 1119 (Appr Com/see H 2055–Ch. 1014) ........................................... 53.
Forsyth County (continued)
Winston-Salem (continued)
Old Salem Funds—2
S 1137 (Appr Com) ............................................. 54.
Piedmont Opera Theatre, Inc.
S 1138 (Appr Com/see H 2055-Ch. 1014) ...................... 55.
Self-Reliance, Inc. Experiment
S 1139 (Appr Com/see H 2055-Ch. 1014) ...................... 55.
Symphony's Music Education/Concerts for Children Program
S 1136 (Appr Com/see H 2055-Ch. 1014) ...................... 54.
Urban League Service Delivery Program
S 1121 (Appr Com/see H 2055-Ch. 1014) ...................... 58.
YWCA Public Service Program
S 1132 (Appr Com/see H 2055-Ch. 1014) ...................... 54.

Foster Care—see Child Welfare
Fox Hunting—see Natural and Economic Resources (Wildlife); Individual County
Franchise—see Taxation
Franklin County—District 11—Senator James D. Speed
Jail Renovation Funds—2
S 1040 (Appr Com/see H 2055-Ch. 1014) ...................... 45.
Land Transfer Enabling Resolution
S 1304 (Rules Com) ............................................... 194.
Louisburg Public Safety Defense Training Center
S 1041 (Appr Com/see H 2055-Ch. 1014) ...................... 45.
Museum Funds
S 1144 (Appr Com/see H 2055-Ch. 1014) ...................... 55.

Fuel—see Energy
Future Roads Act—see Transportation (Roads and Highways)

— G —

Gambling—see Criminal Law (Gambling)
Game—see Natural and Economic Resources (Wildlife)
Gaming Contracts [G. S. 16]
Garbage—see Public Health (Waste)
Gasoline and Oil Regulations [G. S. 119]—see Energy
Gaston County—District 25—Senator Ollie Harris
Senator Helen Rhyne Marvin
Senator Marshall A. Rauch
Battered Spouse Program Funds
S 996 (Appr Com/see H 2055-Ch. 1014) ...................... 35.
Bessemer City Natural Gas Purchases
S 909 (Ch. 959) .................................................. 17, 40, 73, 209, 213, 216.
Cramerton Recreation Funds
S 1206 (Appr Com/see H 2055-Ch. 1014) ...................... 61.

Dallas
Arts and History Museum/Capital Improvements
S 1198 (Appr Com/see H 2055-Ch. 1014) ...................... 60.
Beautification Renovation Projects
S 1197 (Appr Com/see H 2055-Ch. 1014) ...................... 60.

Economic Development
H 1576 (Ch. 848) .................................................. 94, 115, 131, 145, 151.
Gaston County (continued)

Erwin Community Center Funds
S 1022 (Appr Com/see H 2055–Ch. 1014) ........................................... 43.

Gastonia Fair Housing Ordinances Authorized
H 1475 (Ch. 902) ................................................................. 152, 169, 189, 197.

Look Up Gaston Foundation, Inc.
S 1149 (Appr Com/see H 2055–Ch. 1014) ........................................... 56.

Lowell Recreation Department Funds
S 1199 (Appr Com/see H 2055–Ch. 1014) ........................................... 60.

Police Jurisdiction/Drug Enforcement Unit
H 1575 (Ch. 836) ................................................................. 84, 115, 133, 150.

Schiele Museum Archaeology Funds
S 1081 (Appr Com) ................................................................. 49.

Schiele Museum Funds—2
S 982 (Appr Com) ................................................................. 34.
S 1200 (Appr Com/see H 2055–Ch. 1014) ........................................... 60.

Solid Waste Contracts
H 1630 (Ch. 889) ................................................................. 84, 166, 174, 182.

Volunteer Fire Department Building Funds
S 1007 (Appr Com/see H 2055–Ch. 1014) ........................................... 42.

Gates County—District 1—Senator Marc Basnight
District 2—Senator J. J. Harrington

Historical Society Funds
S 1010 (Appr Com/see H 2055–Ch. 1014) ........................................... 42.

Old County Courthouse/Annex Restoration
S 1116 (H 1928) (Appr Com/see H 2055–Ch. 1014) ......................... 52.

General Assembly [G. S. 120]

Adjournment sine die 1986

Appointments—Senate President/Pro Tempore/
House Speaker—see Appointments

Archives and History Records Transfer ........................................ 311.

Confirmation and Consent

Controller Appointment of Governor
S 1308 (St Gov’t Com) .............................................................. 222, 226.
H 2136 (Ch. 1024) .................................................................. 246, 250, 254, 267, 269, 273.

Convening Date—1987
H 2138 (Ch. 994) ................................................................. 229, 233, 245.

Lobbying Regulation Changes

Municipal Incorporations, Joint Legislative Commission
S 920 (Rules Com). ................................................................. 18.
H 1458 (Ch. 1003) ................................................................. 177, 183, 201, 208, 239, 253.

Senate

Adjournment

Daily ............................................................... 7, 9, 11, 14, 20, 27, 31, 38, 68, 75, 82, 88,
95, 99, 112, 124, 142, 148, 158, 168, 180,
193, 202, 210, 215, 223, 244, 252, 259, 306.

Sine Die ............................................................... 308.

In Honor

Independence Day ............................................................... 193.
General Assembly (continued)
Senate (continued)
Adjournment (continued)
In Memory
East, John P.—United States Senator .................. 158.
Smith, Kathryn Elizabeth “Kate” .............................. 75.
VanLandingham, Russell (Former Senator) ............... 202.

Committees, Conference
SB 634 Drug Trafficking/Grand Jury .................. 84, 140.
SB 726 Administrative Rules Review Commission .......... 262, 301.
SB 859 Child Vaccine Injury Compensation ............... 228, 242.
SB 866 Future Roads Act/Household Property ............. 212, 221.
SB 950 Haywood/Henderson Pre-Development Ordinances 176, 215.
SB 1295 APA Technical Changes ............................ 247, 265.
SB 1306 Wastewater/Landfill Changes .................. 238, 260.
HB 286 Financial Privacy Act ............................... 246.
HB 606 Wake/Raleigh Occupancy Taxes ................... 108.
HB 1511 Safe Driver Insurance Plan ..................... 255.
HB 1970 Community Service Fees Increased ............. 229, 251.
HB 2130 Local Law Officers Retirement .................. 250, 264.
HB 2141 Studies Bill, 1986 Omnibus .................... 303, 305.

Committees, Select
Appropriations Process ..................................... 374.

Courtesies

Dignitaries
Britt, The Honorable David
(Former Speaker of the House of Representatives)
(Former Associate Justice/NC Supreme Court) ........ 159.
Frye, The Honorable Henry E.
(Associate Justice/NC Supreme Court) ................. 31.
Renfrow, The Honorable Edward
(State Auditor) ........................................ 267.
Wilder, Douglas
(Lt. Governor, Commonwealth of Virginia) ............. 244.

Former Senator
Alford, Dallas ........................................... 168.
Boger, Gilbert Lee ....................................... 125.
Duncan, Conrad R., Jr. .................................... 259.
McKnight, Edgar M. ....................................... 100.
Smith, William G. ........................................ 244.
White, Vernon E. ......................................... 113.

Former Representatives
Merrit, W. Eugene ....................................... 224.

Other
North Buncombe High School Class Representatives .... 69.
Parker, Jonie (Miss North Carolina) ...................... 113.
Robinson, Doug (For Presentation) ....................... 70.
General Assembly (continued)

Senate (continued)

Providing Assistance
  Fiscal Research Staff ........................................... 120, 227, 264, 266.
  General Research Staff ........................................... 233.
  Warren, Professor David
    (Medical Malpractice Comm.) ................................. 167.
Funeral Delegation Appointed (East) ................................ 149.
Gift Presentation .................................................. 69, 346.
Journal Approval .................................................. 5, 8, 9, 12, 14, 21, 28, 31, 39, 69, 82, 89, 95, 100, 112, 124, 142, 149, 159, 168, 181, 193, 202, 210, 216, 224, 244, 253, 259, 306.

Messages to House of Representatives by Special. ................. 124.

Pages ................................................................. 9, 11, 38, 95, 158, 202, 259.

Prayer Offered
  Bethea, Dr. Joseph B. ........................................... 112.
  Causey, Dr. Jack .................................................. 158.
  Dunn, Reverend Clyde ........................................... 68.
  Glover, Reverend Keith .......................................... 31.
  Guy, Senator A. D. .............................................. 306.
  Hamm, Reverend Rodney G. ...................................... 124.
  Harris, Senator Ollie ........................................... 9.
  Helms, Reverend Suzanna Ross .................................. 193.
  McMillan, Jr., Dr. Samuel D.
    (Senate Chaplain) ............................................ 5, 7, 12, 14, 21, 27, 38, 75, 82
    ................................................................. 210, 224, 253, 259.
  McMillan III, Samuel D. .......................................... 149.
  Miller, Reverend James H. ...................................... 202.
  Morgan-Ward, Reverend Hope .................................... 95.
  Safley, Reverend Michael ....................................... 168.
  Stark, Reverend Rufus H. .................................... 88.
  Strother, Reverend Jonathan E. ................................ 180.
  Thomas, Senator Joseph E. ..................................... 142.
  Watt, Senator Melvin E. ....................................... 244.
  Wellons, Reverend Michelle .................................... 215.
  Wentz, Jr., Reverend Allen ..................................... 100.

President—see State Officers (Lt. Governor)

Appointments—see Appointments (Lieutenant Governor)

President Pro Tempore—see Harrington, J. J., Senator

Appointments—see Appointments

Rules, Permanent

Permanent Amended (Local Appropriations Projects)
  S 861 (Adopted) .................................................. 9, 15, 19, 341.
  Municipal Incorporation Commission Recommendations
    S 915 (Rules Com) ............................................. 18, 22.

Rulings
  SB 859 Motion to Reconsider After Call of
    Previous Question in Order ................................ 148.
  SB 879 Amendment No. 1 Material/First Reading .............. 123.
  SB 896 Amendments 1 and 3 Material/First Reading .......... 137.
  SB 901 House Amendment 1 Not Material ....................... 230.
  SB 918 Committee Substitute Bill Material/First Reading ... 123.
General Assembly (continued)
  Senate (continued)
  Rulings (continued)
  SB 923 House Amendment No. 1 Material/First Reading .......... 154.
  SB 945 Amendment No. 2 Material/First Reading ............... 123.
  SB 948 Amendment No. 1 Material/First Reading ............... 123.
  Amendment No. 2 Material/First Reading ...................... 130.
  Amendment No. 2 Resubmitted—Material First Reading .......... 138.
  SJR 1023 Enabling Resolution Not Required .................... 87.
  SJR 1024 Enabling Resolution Not Required .................... 87.
  HB 696 Conference Report Held Material/First Reading .......... 110.
  HB 917 Precedent/Recall from Committee by Chairman Notice/Exemption ................................................. 257.
  HB 961 Amendment No. 1 Material/First Reading .............. 27.
  HB 1100 Assessment Report Not Attached Improperly Before Senate .................. 254.
  HB 1190 Senate Committee Substitute Not Material ............ 256.
  HB 2019 Amendment No. 1 Material/First Reading ............ 162.
  HB 2055 Amendment 10/Principle Provision in Defeated Measure .......... 228.
  HB 2106 Amendment 1 Ruled Ineligible Under Res. 34 .......... 224, 236.
  HB 2107 Division of Amendment No. 1 ......................... 268.
  HB 2140 Precedent/Fiscal Note Request Eligibility of Vice-Chairman .............. 236.
  Precedence over Motion to Suspend Rules ...................... 237.
  Staff ........................................................................ 390.
  Study Reports Submitted
  Insurance Regulation Study Commission ................. 9.
  Mental Health Study Commission (Interim) .................... 20.
  Voting
  Equipment Inoperative
  June 28, 1986 (portion) ........................................ 143.
  Excused—see Individual Senator
  Tied Votes
  HB 2055 (Adoption of Amendment 13) ......................... 228.
  General Statutes [G. S. 164]
  Geologists Licensing [G. S. 89E]
  Gift Deduction—see Taxation
  Gold Sales—see Commerce
  Goldston, William D., Jr.—Senator
 Absent With Leave .............................................. 159.
  Committee Assignments
  Standing—
  Manufacturing and Labor (Vice-Chairman)
  Appropriations—Appropriations on Education—Base Budget—Commerce—Higher Education—Judiciary IV—Transportation
  Conference—
  HB 286 .................................................................. 246.
  HB 2055..................................................................... 241, 261.
Goldston, William D., Jr.—Senator (continued)
  Bills and Resolutions—(Senate Bill Numbers)
  Primary Sponsor .......................... 869, 1066, 1087, 1088, 1089, 1090, 1091,
                                      1092, 1093, 1094, 1095, 1117, 1118, 1307.
  Co-Sponsor ........................................ 860, 868, 1285.

Golf Car Tax—see Taxation (Sales and Use)
“Good Roads” Program—see Transportation (Roads and Highways)
Good Shepherd Abuse Center—see Alcoholic Beverage Control
Government Reorganization [G. S. 143A]
Governor—see State Officers
Governor’s School—see Education

Graham County—District 29—Senator Charles W. Hipps
  Senator R. P. Thomas
  After School Program Funds
     S 1168 (Appr Com/see H 2055–Ch. 1014) ........................................ 57.
  Golf Course Sale/Industrial Authority
     H 1428 (Ch. 824) ........................................ 90, 114, 132, 149.
  Occupancy Tax
     S 948 (Ch. 969) ........................................ 25, 40, 123, 130, 131, 138, 146, 155,
                                      209, 212, 219, 225.
  School Enrichment Program
     S 1174 (Appr Com/see H 2055–Ch. 1014) ........................................ 58.

Grandparents—see Child Welfare

Granville County—District 13—Senator Ralph A. Hunt
  Senator Kenneth C. Royall, Jr.
  Senior Citizens Program
     S 977 (Appr Com/see H 2055–Ch. 1014) ........................................ 33.

Grapes—see Agriculture

Greene County—District 8—Senator Henson P. Barnes
  Adult Education Center
     S 900 (H 1546) (Appr Com) ........................................ 16.
  Central High Athletic Club/Baseball Lights
     S 1261 (Appr Com/see H 2055–Ch. 1014) ........................................ 66.
  Central High Band Uniforms
     S 1239 (Appr Com/see H 2055–Ch. 1014) ........................................ 64.
  Community Shelter/Committee of 100
     S 1243 (Appr Com/see H 2055–Ch. 1014) ........................................ 64.
  Fire/Rescue Services
     S 1262 (Appr Com) ........................................ 66.

Guardian and Ward [G. S. 33]—see Child Welfare; Judicial Department

Guilford County—District 19—Senator Robert G. Shaw
  District 31—Senator William N. Martin
  District 32—Senator Wendell H. Sawyer
  Courthouse Preservation Funds
     S 1003 (Appr Com/see H 2055–Ch. 1014) ........................................ 41.
  Eastern Music Festival Funds—3
     S 1018 (Appr Com/see H 2055–Ch. 1014) ........................................ 43.

Greensboro
  ABC Law Enforcement
     H 1602 (Ch. 886) ........................................ 91, 165, 174, 182.
  Annexation
     H 1540 (Ch. 818) ........................................ 93, 96, 104, 118, 125.
Guilford County (continued)
Greensboro (continued)
Charter Amendments
H 1539 (Ch. 807) ........................................... 84, 96, 105, 113.
Crime Council Funds
S 1019 (Appr Com/see H 2055–Ch. 1014) ................. 43.

Guns—see Criminal Law; Wildlife

Guy, A. D.—Senator
Onslow—4th District
Absent With Leave ........................................... 28.
Adjournment Motion Second ................................ 95.
Committee Assignments
Standing—
State Government (Chairman)
Commerce (Vice Chairman)
Appropriations—Appropriations on Natural and Economic Resources—
Base Budget—Finance—Manufacturing and Labor—Natural and Economic Resources and Wildlife—Senior Citizens—Ways and Means
Select—
University Board of Governors
Prayer .............................................................. 306.
Bills and Resolutions—(Senate Bill Numbers)
Primary Sponsor .............................................. 901, 902, 903, 904, 905, 906, 907, 929, 932, 936, 954, 1164, 1165, 1273.
Co-Sponsor ....................................................... 860, 868, 882, 1293, 1308.

— H —

Habeas Corpus [G. S. 17]

Halifax County—District 2—Senator J. J. Harrington
District 10—Senator James E. Ezzell, Jr.
Brown Regional Cultural Center
S 1000 (H 1709) (Appr Com) ................................. 36.
Economic Development Authority Clarification
H 1444 (Ch. 858) ........................................... 36, 97, 103, 117, 129, 163.
Emergency Medical Services Authority
S 963 (Appr Com/see H 2055–Ch. 1014) .................. 32.
First for Freedom Outdoor Drama
S 1110 (Appr Com/see H 2055–Ch. 1014) .................. 52.
Roanoke Rapids High School Auditorium Renovation
S 1129 (Appr Com/see H 2055–Ch. 1014) ................. 54.
Roanoke Valley Arts Council Center
S 1130 (Appr Com/see H 2055–Ch. 1014) .................. 54.
Youth and 4-H Day Camps
S 964 (Appr Com/see H 2055–Ch. 1014) ................. 32.

Handguns—see Criminal Law

Handicapped [G. S. 168; 168A]—see also Mental Health; Medicine
Blind/Deaf
Textbooks in Braille/Audio Cassettes
S 1083 (H 1762) (Appr Com) ................................. 49.
Children's Developmental Center/Moore County
S 960 (Appr Com) ........................................... 32.
Day Care/Northwest Ministry Developmental Day School, Inc.
S 1120 (Appr Com/see H 2055–Ch. 1014) .................. 53.
Handicapped (continued)
Paraplegic Tax Exemption Expanded
H 1608 (Ch. 909) ........................................ 116, 169, 192, 197.
Special Education Preschool Funds
S 1085 (H 1763) (Appr Com) ................................. 49.
Textbooks Provision Funds
S 1194 (H 1813) (Appr Com) ................................. 60.

Hardison, Harold W.—Senator
Duplin, Jones, Lenoir
and Pender (part)—5th District

Adjournment Motion Seconded ................................ 88.

Appointments
Advisory Budget Commission

Committee Assignments
Standing—
  Commerce (Chairman)
  Appropriations (Vice-Chairman)
  Pensions and Retirement (Vice-Chairman)

Conference—
  SB 873 ........................................... 240, 256, 275.
  HB 1511 ........................................... 255.
  HB 2103 ........................................... 235, 304.
  HB 2130 ........................................... 250, 264.
  HB 2140 ........................................... 240, 243.

Select—
  Appropriations Process ................................ 374.

Votes Excused
  HB 2133 ........................................... 209.

Bills and Resolutions—(Senate Bill Numbers)
  Primary Sponsor ........................................ 868, 966, 994, 1011, 1012, 1013, 1196, 1272.

  Co-Sponsor ........................................... 860, 1269, 1285, 1293.

Harnett County—District 14—Senator Joseph E. Johnson
  Senator William W. Staton
  Senator Wilma C. Woodard

Angier Senior Citizens Center Funds
  S 974 (Appr Com/see H 2055—Ch. 1014) ................. 33.

Dunn Revitalization of Downtown
  S 1146 (Appr Com/see H 2055—Ch. 1014) ................. 55.

Littleton Senior Citizens Center Funds
  S 999 (Appr Com/see H 2055—Ch. 1014) ................. 36.

Harrington, Joseph J.—Senator—(President Pro Tempore)
  Bertie (part),
  Edgecombe (part), Gates (part), Halifax (part), Hertford, Martin (part), Northampton, and Warren (part)—2nd District


Committee Assignments—
Standing—
  Rules and Operation of the Senate (Chairman)
  Ways and Means (Vice-Chairman)
  Appropriations—Appropriations on Human Resources—Base Budget—
Harrington, Joseph J.—Senator (continued)
Committee Assignments (continued)
Standing (continued)
Children and Youth—Commerce—Finance—Human Resources—Pensions
and Retirement—Transportation
Select
University Board of Governors
Funeral Delegate—(Senator John East)........................................ 149.
Journal Approval—see General Assembly (Senate)
Presides................................................................. 135.
Bills and Resolutions—(Senate Bill Numbers)
Primary Sponsor ................................. 959, 963, 964, 999, 1000, 1001, 1007,
1008, 1009, 1010, 1020, 1021, 1109,
1110, 1148, 1294.
Co-Sponsor .................................................. 860, 861, 868, 877, 882, 1269, 1293.
Harris, Ollie—Senator Cleveland, Gaston, Lincoln, and
Rutherford—25th District
Adjournment Motion Seconded................................. 9.
Committee Assignments
Standing—
Human Resources (Chairman)
Appropriations on Human Resources (Vice-Chairman)
Appropriations—Base Budget—Children and Youth—Commerce—
Finance—Judiciary III—Manufacturing and Labor—State Government—
Ways and Means
Conference—
SB 859 .......................................................... 228, 242.
SB 1306 .......................................................... 238, 260.
HB 1970 .......................................................... 229, 251.
Prayer ................................................................. 9.
Bills and Resolutions—(Senate Bill Numbers)
Primary Sponsor ................................. 855, 933, 934, 1022, 1201, 1202, 1203,
1204, 1205, 1206, 1207, 1306.
Co-Sponsor .................................................. 858, 859, 868, 978, 982, 983, 984, 996, 1149,
1150, 1151, 1152, 1153, 1195, 1197, 1198,
1199, 1200, 1269, 1285, 1293, 1299, 1305.
Haywood County—District 29—Senator Charles W. Hipps
Senator R. P. Thomas
After School Program Funds
S 1168 (Appr Com/see H 2055–Ch. 1014)................................. 57.
Canton Annexation of Satellite Areas
H 1610 (Ch. 979) ........................................... 223, 226.
Jonathan Creek VFD Funds
S 1173 (Appr Com/see H 2055–Ch. 1014)................................. 58.
Land Records Study by WCU
S 1171 (Appr Com)........................................... 58.
Occupancy Tax/Additional 1% Authorization
H 1653 (Ch. 942) ......................................... 152, 169, 188, 195, 205.
School Enrichment Program
S 1174 (Appr Com/see H 2055–Ch. 1014)................................. 58.
Haywood County (continued)
Pre-Development Ordinance
S 950 (Ch. 970).................................25, 40, 74, 167, 176, 186, 214, 218, 225.

Hazardous Waste—see Public Health
Headstart—see Individual County
Health—see Medicine; Public Health
Health Center—see Public Health
Health Facilities [G. S. 131E]—see Public Health (Facilities)
Health Financing [G. S. 131A]
Health Insurance [G. S. 57]
Health Maintenance [G. S. 57B]
Health Maintenance Organizations (HMO)—see Insurance; Medicine; Public Health
Hearing Aid Board [G. S. 93B]
Hearing Impaired—see Handicapped
Henderson County—District 29—Senator Charles W. Hipps
Senator R. P. Thomas

After School Program Funds
S 1168 (Appr Com/see H 2055–Ch. 1014).................................57.
Occupancy Tax
S 896 (Ch. 929).................................16, 137, 145, 155, 204.
Occupancy and Tourism Development Tax
H 1649 (Ch. 962).................................171, 183, 196, 204, 216.
School Enrichment Program
S 1174 (Appr Com/see H 2055–Ch. 1014).................................58.

Hertford County—District 2—Senator J. J. Harrington
Ahoskie Chamber of Commerce Funds
S 1009 (Appr Com/see H 2055–Ch. 1014).................................42.
Arts Academy Capital Improvements
S 1109 (Appr Com/see H 2055–Ch. 1014).................................52.

Higher Education [G. S. 116]
Community College
Aviation Program Building/Lenoir County
S 1013 (Appr Com).................................42.
State Board Appointment (Williams).................................110.
Vocational Technical Articulation Program/Pitt County
S 1054 (Appr Com/see H 2055–Ch. 1014).................................46.
Private Institution Revenue Bonds/Constitutional Amendment
H 961 (Ch. 814).................................19, 26, 30, 37, 125.

Technical Institutes
Blue Ridge Capital Construction/Transylvania Campus
S 946 (H 1628) (Appr Com).................................25.
Blue Ridge/Fire Fighter Training Center
S 1006 (Appr Com/see H 2055–Ch. 1014).................................42.
Blue Ridge Library/Henderson Campus
S 947 (Appr Com).................................25.
Cape Fear Satellite/Pender County
S 1112 (Appr Com).................................52.
Sampson Technical Capital Improvements
S 988 (Appr Com).................................35.
Higher Education (continued)
University of North Carolina
UNC–Asheville
WCQS-FM Public Radio for Western NC
   S 1275 (H 1888) (Appr Com/see H 2055–Ch. 1014) .......... 89.
UNC–Chapel Hill
   Alumni Center
      S 1282 (Fin Com/see H 2055–Ch. 1014) .................. 97.
      H 2101 (Ch. 899) .................................. 153, 162, 177, 183.
   Power Plant Construction/Bonds
      S 1024 (Ch. 865) .................................. 43, 87, 107, 120, 134, 170.
   Power Plant Construction Financing—Enabling
      S 1023 (Ruled not required) .......................... 43, 76, 87.
Security Services/Kenan Stadium Capital Improvements
   S 1280 (Appr Com) .................................. 97.
   H 2019 (Ch. 965) .................................. 155, 162, 178, 190, 216.
WUNC Radio/WUNC-TV
   S 1264 (Appr Com/see H 2055–Ch. 1014) .................. 66.
Curriculum—Student/Parent/Community Involvement Pilot Program
   S 1154 (Appr Com) .................................. 56.
UNC–East Carolina University
   Medical School
      S 1282 (Fin Com/see H 2025–Ch. 1014) .................. 97.
      H 2101 (Ch. 899) .................................. 153, 162, 177, 183.
   Mendenhall Student Center
      S 1282 (Fin Com/see H 2025–Ch. 1014) .................. 97.
      H 2101 (Ch. 899) .................................. 153, 162, 177, 183.
Partnership With Parents Program
   S 1224 (Appr Com/see H 2055–Ch. 1014) .................. 63.
Rainbow Services Program for the Chronically Ill
   S 1208 (Appr Com/see H 2055–Ch. 1014) .................. 61.
UNC–Western Carolina University
   Tram Funds
      S 1207 (Appr Com/see H 2055–Ch. 1014) .................. 61.
UNC–Wilmington
   Athletic Facilities
      S 1282 (Fin Com/see H 2025–Ch. 1014) .................. 97.
      H 2101 (Ch. 899) .................................. 153, 162, 177, 183.
   Student Housing
      S 1282 (Fin Com/see H 2025–Ch. 1014) .................. 97.
      H 2101 (Ch. 899) .................................. 153, 162, 177, 183.

Highway Patrol—see Law Enforcement
Highways—see Transportation
Hipps, Charles W.—Senator
   Cherokee, Clay, Graham, Haywood, Henderson, Jackson, Macon, Polk, Swain, and Transylvania—29th District

Adjournment Motion—sine die .................. 307.
Committee Assignments
   Standing—
      Children and Youth (Chairman)
      Agriculture (Vice-Chairman)
Hipps, Charles W.—Senator (continued)

Committee Assignemtns (continued)

Standing (continued)

Judiciary I (Vice-Chairman)

Appropriations—Appropriation on Justice and Public Safety—Base
Budget—Education—Rules and Operation of the Senate—Ways and Means

Conference—

SB 634 .................................................. 84, 140.
SB 924 .................................................. 217, 258.
SB 950 .................................................. 176, 215.
SB 1296 .................................................. 247, 265.
HB 2055 (Motion to Dismiss/Appoint) .................................. 241.

Bills and Resolutions—(Senate Bill Numbers)

Primary Sponsor .......................................... 856, 948, 949, 950, 951, 1170, 1171, 1172,
1173, 1174, 1175.

Co-Sponsor ................................................. 860, 863, 882, 946, 947, 1006, 1168, 1169.

Historical Properties—see also Individual County

Architectural Survey Publication

S 1252 (Appr Com/see H 2055–Ch. 1014) .................................. 65.

Bethabara Park Capital Improvements

S 1108 (Appr Com/see H 2055–Ch. 1014) .................................. 52.

Big Ivy Complex/Dillingham (Buncombe County)

S 981 (H 1716) (Appr Com/see H 2055–Ch. 1014) ....................... 34.

Bunker Hill Covered Bridge

S 890 (Appr Com/see H 2055–Ch. 1014) .................................. 15.

Dunbar Community Preservation/Edgecombe County

H 1811 (Ch. 799) .............................................. 74, 77, 79.

Gates County Historical Society

S 1010 (Appr Com/see H 2055–Ch. 1014) .................................. 42.

Gatekeeper House Restoration/Randolph County

S 1256 (Appr Com) .............................................. 66.

Guilford Courthouse Preservation

S 1003 (Appr Com/see H 2055–Ch. 1014) .................................. 41.

Gates Courthouse/Annex Restoration

S 1116 (H 1928) (Appr Com/see H 2055–Ch. 1014) ....................... 52.

Historic Preservation Foundation, Inc.

S 1268 (H 1794) (Appr Com) .............................................. 79.

Hoke Courthouse Renovation Funds

S 1031 (Appr Com/see H 2055–Ch. 1014) .................................. 44.

Hope Foundation (St. Francis Church to Hope)

S 1114 (Appr Com/see H 2055–Ch. 1014—see also S 1021) .................. 52.

Hope House Funds/Bertie County

S 1021 (Appr Com/see H 2055–Ch. 1014—see also S 1114) .................. 43.

Land Grant Record Preservation Funds

S 979 (Appr Com) .............................................. 34.

Lincoln County Historical Association

S 1151 (Appr Com/see H 2055–Ch. 1014) .................................. 56.

Malcolm Blue Farm Building Repair

S 1237 (Appr Com/see H 2055–Ch. 1014) .................................. 64.

Murray's Mill Complex

S 890 (Appr Com/see H 2055–Ch. 1014) .................................. 15.
Historical Properties (continued)

Nash Cultural Center Funds—2
S 1278 (Appr Com/see H 2055-Ch. 1014) ........................................ 90.
Old Salem/Forsyth County
S 1137 (Appr Com) ................................................................. 54.
Penn House Renovation/Rockingham County
S 1088 (Appr Com/see H 2055-Ch. 1014) ........................................ 50.
Rankin House/Caldwell County
S 1179 (Appr Com/see H 2055-Ch. 1014) ........................................ 58.
Snuggs House/Stanly County
S 955 (Appr Com/see H 2055-Ch. 1014) ........................................ 28.
Waynesboro Park
S 1242 (Appr Com/see H 2055-Ch. 1014) ........................................ 64.

History, Museum of—see Museum

Hoke County—District 30—Senator David R. Parnell
Courthouse Renovation Funds
S 1031 (Appr Com/see H 2055-Ch. 1014) ........................................ 44.
Raeford
Community Center from National Guard Armory
S 1033 (Appr Com/see H 2055-Ch. 1014) ........................................ 44.
Turkey Festival Funds
S 1035 (Appr Com/see H 2055-Ch. 1014) ........................................ 45.

Holocaust Council—see Boards and Commissions

Holidays [G. S. 103]

Home/House—see Housing; Real Estate

Home Rule—see Local Government

Homeowners Insurance—see Insurance (Homeowners)

Hospice

Chatham County Program
S 1265 (Appr Com/see H 2055-Ch. 1014) ........................................ 67.
Columbus County Funds
S 1189 (H 1810) (Appr Com/see H 2055-Ch. 1014) .............................. 59.
Onslow County Funds
S 932 (Appr Com/see H 2055-Ch. 1014) ........................................ 23.
Randolph County Funds
S 1227 (Appr Com/see H 2055-Ch. 1014) ........................................ 63.
Sandhills Funds
S 1236 (Appr Com/see H 2055-Ch. 1014) ........................................ 64.

Hospitals—see Medicine

Hospice—see Hospice

Hotel and Restaurant [G. S. 72]

Room Occupancy Tax—see Taxation

House of Representatives—see General Assembly

Housing—see also Individual County

Youth Enrichment Program/Durham County
S 1098 (Appr Com/see H 2055-Ch. 1014) ........................................ 51.

Housing Commission Appointment
S 1294 (Ch. 1029) ................................................................. 157, 164, 179, 301, 307, 347.
H 2107 (Ch. 1026) ................................................................. 167, 268, 307.

Housing, Emergency—see Social Services; Individual County

Moderate Income Housing Authorization
H 2127 (Ch. 1004) ................................................................. 244, 247, 253.
Housing (continued)
Moderate Income Housing Bill Allowed
   H 2115 (Res. 49) ............................................. 141, 151, 163, 170.
Unit Ownership
Condominium Act, N.C.
   H 377 (Ch. 877) ............................................. 41, 82, 99, 181.
Housing Authorities [G. S. 157]
Housing, Emergency—see Social Services; Individual County
Housing Finance [G. S. 122A]
   Housing Finance Act Amendments
      S 1284 (Appr Com) ......................................... 97.

Human Resources
Abortion
   Minor/Unemancipated
      H 917 (reref Appr Com). ................................... 248, 257, 270.
   Petition Filed/Presented ..................................... 185.
   Pregnancy Prevention Funds/Mecklenburg
      S 1074 (Appr Com/see H 2055-Ch. 1014) .................... 48.
Abused Persons
   Southern Piedmont Adult/Children Center—Montgomery County
      S 1274 (Appr Com) ........................................... 89.
   Abuse Prevention Council/Cleveland County
      S 1201 (Appr Com/see H 2055-Ch. 1014) .................... 61.
Anatomical Gifts—see Anatomical Gifts
   Crisis Assistance Ministry Funds/Mecklenburg County
      S 1065 (Appr Com/see H 2055-Ch. 1014) .................... 48.
Developmentally Disabled
   Frankie Lennon School Funds
      S 899 (Appr Com/see H 2055-Ch. 1014) .................... 16.
   Northeast Human Development Center Funds
      S 1020 (Appr Com/see H 2055-Ch. 1014) .................... 43.
   Pregnancy Prevention Hotline/Mecklenburg County
      S 1176 (Appr Com/see H 2055-Ch. 1014) .................... 58.
   Respite Care—see H 2055 (Sec. 7)-Ch. 1014

Hunt, Ralph A.—Senator                    Durham, Granville, Person,
and Orange (part)—13th District

Adjournment Motion Seconded .................. 124.
Committee Assignments
Standing—
   Senior Citizens (Vice-Chairman)
   Appropriations—Appropriations on General Government—Base Budget—
   Education—Higher Education—Local Government and Regional Affairs—
   Pensions and Retirement
Conference—
   HB 2103 .................................................. 235, 304.

Bills and Resolutions—(Senate Bill Numbers)
   Primary Sponsor . . . . 977, 1014, 1015, 1016, 1017, 1096, 1097, 1098, 1157.
   Co-Sponsor ........................................... 1154, 1193.
Hunt, Wanda—Senator
Chatham, Moore, Orange (part),
and Randolph—16th District

Committee Assignments
Standing—
Senior Citizens (Chairman)
Education—Finance—Human Resources—Judiciary II—Natural and Economic Resources and Wildlife—Pensions and Retirement
Conference—
SB 1306 .................................................... 238, 260.
HB 2140 ....................................................... 240, 243.
Bills and Resolutions—(Senate Bill Numbers)
Primary Sponsor ............... 865, 960, 1226, 1227, 1228, 1229, 1230, 1231,
1232, 1233, 1234, 1235, 1236, 1237, 1238.
Co-Sponsor ............. 860, 882, 891, 1002, 1154, 1156, 1245, 1246, 1247, 1248,
1254, 1255, 1256, 1257, 1258, 1264, 1265, 1266.

Hunting—see Natural and Economic Resources (Wildlife); Individual County
Hyde County—District 1—Senator Marc Basnight
Bear Hunting Season Established
H 1661 (Ch. 893) .............................................. 92, 165, 175, 182.
Library Funds
S 1209 (Appr Com/see H 2055-Ch. 1014) ............................... 61.

Hurricanes [G. S. 104B]

— I —

Immunization—see Public Health (Vaccine)
Impeachment [G. S. 123]
Income Tax—see Taxation
Incompetents [G. S. 35]—see Mental Health
Indians [G. S. 71A]
Coharie Intra-Tribal Council Funds
S 1102 (Appr Com/see H 2055-Ch. 1014) ............................... 51.
Native American Newsletter Funds
S 1172 (Appr Com) ............................................. 58.

Indians Antiquities [G. S. 70]
Indigent Defense—see Judicial Department
Industrial Development—see Economic Development
Industrial Finance [G. S. 159C; 159D]
Infractions—see Criminal Procedure
Inheritance—see Estates; Taxation
In-Home Services—see Aged
Initiative and Referendum—see Constitution, North Carolina
Inmate—see Prison
Installment Sales [G. S. 25A]—see Interest
Insulation—see Energy
Insurance [G. S. 58]
Agent Exemption for Accident/Life/Health Writers
H 611 (S 379) (Ch. 800) ...................................... 21, 38, 113.
Attorney's Fees in Court Actions
H 648 (Ch. 976) .............................................. 194, 207, 213, 226.
Insurance (continued)

Automobile
Safe Driver Insurance Plan
   S 874 (Ins Com) .................................................. 11.
   H 1511 (Conf Com App'td) ....................................... 98, 136, 153, 255.
Boiler/Elevator Inspection Transfer
   S 1307 (W&M Com) ................................................ 198, 211, 219.
Elevators/Rides Safety Law
   H 578 (Ch. 990) .................................................. 78, 227, 232, 233, 245.
Insurance Law Technical Change

Liability
Actuarial Services/Professional Liability
   S 1289 (Appr Com) ................................................ 126.
Liability Insurance and Tort Reform
   S 868 (reref Ins Com) ............................................. 10, 112, 116.
Major Medical Plan for State Personnel—Changes
   H 2131 (Ch. 1029) ................................................ 263, 266, 273.
Malpractice Liability Changes
   S 858 (H 1455) (H-Courts Com) ................................. 8, 111, 121, 135, 167, 176.
Premium Tax Rates Amended
   H 2103 (Ch. 1031) ................................................ 195, 220, 231, 234, 303, 304, 307.
Regulation Changes
   S 880 (H 1515) (Appr Com) ...................................... 13.
   Self-Insurance Guaranty Association, NC
   S 881 (H 1512) (Ch. 1013) ....................................... 13, 70, 86, 98, 255, 268.
Taxes and Fees
   S 879 (H 1514) (Ch. 928) ....................................... 12, 41, 123, 135, 146, 204.

Intangible Tax—see Taxation

Interest [G. S. 24]
Internal Improvement [G. S. 124]
Intestate [G. S. 29]—see Estates
Intoxication—see Alcohol Beverage Control; Criminal Law; Motor Vehicles
Inventory Income Tax—see Taxation
Involuntary Commitment—see Mental Health
Involuntary Servitude—see Criminal Law
IRC—see Taxation (Internal Revenue Code)

Iredell County—District 26—Senator T. Cass Ballenger
   Senator William W. Redman, Jr.

Statesville
   Liquor Profits
   S 919 (Ch. 873) .................................................. 18, 39, 73, 181.
   Occupancy Tax Amended
   S 918 (Ch. 930) .................................................. 18, 123, 130, 144, 205.

— J —

Jackson County—District 29—Senator Charles W. Hipps
   Senator R. P. Thomas

After School Program Funds
   S 1168 (Appr Com/see H 2055–Ch. 1014) ...................... 57.
Jackson County (continued)

Occupancy Tax

S 948 (Ch. 969) ........................................ 25, 40, 123, 130, 131, 138, 146, 155, 209, 212, 219, 225.

School Enrichment Program

S 1174 (Appr Com/see H 2055-Ch. 1014) .......................... 58.

JOCCA—(Joint Orange/Chatham Community Action Agency)—see Individual County
Job Training Partnership Act (JTPA)—see Labor

Johnson, James C.—Senator Cabarrus, Mecklenburg (part)—22nd District

Absent With Leave ........................................ 14, 142, 149, 159, 168, 181, 244.

Committee Assignments

Standing—
Appropriations—Appropriations on General Government—Base Budget—Children and Youth—Judiciary I—Senior Citizens—Transportation—Ways and Means

Bills and Resolutions—(Senate Bill Numbers)

Primary Sponsor ........................................ None.
Co-Sponsor ........................................ 860.

Johnson, Joseph E.—Senator Harnett, Lee, Wake (part)—14th District

Absent With Leave ........................................ 89.

Adjournment Motion ........................................ 202.

Committee Assignments

Standing—
Insurance (Chairman)
Judiciary III (Vice-Chairman)

Conference—
SB 873 ................................................... 240, 256, 275.
HB 606 ................................................... 110.
HB 1511 ................................................... 255.

Submits Report—
Insurance Regulation Study Commission ........................................ 9.

Bills and Resolutions—(Senate Bill Numbers)

Primary Sponsor ........................................ 873, 874, 879, 880, 881, 886, 899, 967, 1142.
Co-Sponsor ........................................ 860, 885, 887, 888, 968, 969, 970, 971, 972, 973, 974, 976, 1140, 1141, 1145, 1146, 1286.

Johnston County—District 15—Senator Robert D. Warren

Central High Alumni Funds

S 1100 (H 1815) (Appr Com/see H 2055-Ch. 1014) ........................................ 51.

Four Oaks Community Building

S 1104 (Appr Com/see H 2055-Ch. 1014) ........................................ 51.

Industries Community Living Skills Program Building

S 990 (Appr Com/see H 2055-Ch. 1014) ........................................ 35.

Pine Level Trash Disposal Equipment

S 986 (Appr Com/see H 2055-Ch. 1014) ........................................ 34.

Zoning, Extraterritorial

H 1488 (Ch. 804) ........................................ 37, 96, 105, 113.

Joint Electricity [G. S. 159B]
Joint Resolutions—see Resolutions, Joint
Jones County—District 5—Senator Harold W. Hardison
Agricultural Center Funds
S 1011 (Appr Com/see H 2055–Ch. 1014) ........................................ 42.
Jordan Lake—see Law Enforcement; Natural and Economic Resources (Parks and Recreation)
Jordan III, Robert Byrd—Lieutenant Governor—see State Officers
Appointments—see Appointments (Lieutenant Governor)
Judges—see Judicial Department
Judgment—see Civil Procedure
Judicial Department [G. S. 7A]
Arbitration Pilot Program/26th District
S 993 (H-reref Courts Com) ..................................................... 35, 161, 179.
Child Support Process Expedited
S 939 (Ch. 993) ............................................................... 24, 74, 115, 138, 234, 245.
Courts Commission/Subcommittee Membership
S 875 (J IV Com) ............................................................... 12.
Courts
Costs/Fees in Trust Administration
S 936 (Ch. 855) ............................................................... 24, 75, 81, 86, 163.
Insurance Action Attorney’s Fees
H 648 (Ch. 976) ............................................................... 194, 207, 213, 226.
Venue for APA Review
H 1049 (H–ppi/see also H 969) ..................................................... 115, 128.
District Attorney
Elective Office Prohibition for Assistant
H 1524 (failed 2nd rdg) ......................................................... 94, 206, 214.
Effective Date Change/Provision Extensions
S 1292 (Ch. 851) ............................................................... 143, 151.
Endangered Child Law
S 243 (H–reref J III Com)
Infractions Technical Changes
H 1509 (Ch. 852) ............................................................... 98, 116, 139, 148, 152, 154.
Interdisciplinary Committee
H 569 (reref Appr Com) ........................................................... 126.
Judges
District Judge Appointment Upon Vacancy Schedule
S 1305 (Ch. 1006) ............................................................... 203, 213, 222, 253.
Numbered Seats/Superior Court
S 893 (Ch. 957) ............................................................... 15, 78, 86, 93, 211.
Unexpired Term Filled/Designated Seat Rule Exemption
S 922 (Ch. 987) ............................................................... 22, 78, 87, 93, 122, 235.
Unexpired Terms Filled/Superior Court
S 892 (Ch. 986) ............................................................... 15, 78, 86, 93, 122, 235.
Mediation Centers, Community
S 1156 (Appr Com) ............................................................... 56.
Juvenile
Land Transfer from Prisons to Buncombe County
H 2109 (Ch. 956) ............................................................... 186, 194, 208, 211.
Juvenile Law Commission Membership Term
H 1544 (Ch. 898) ............................................................... 90, 159, 180, 182.
Jurors [G. S. 9]
Jury—see Judicial Department
Justice Academy [G. S. 17D]
Justice Department [G. S. 114]
Juvenile—see Child Welfare; Judicial

— K —

Kaplan, Ted—Senator Forsyth (part)—20th District
Absent With Leave ........................................ 10, 83.
Committee Assignments
Standing—
  Election Laws (Chairman)
  Finance—Judiciary II—Pensions and Retirement—Transportation
Conference—
  HB 2130 .................................................. 250, 264.
Bills and Resolutions—(Senate Bill Numbers)
Primary Sponsor ................................. 1108, 1119, 1120, 1121, 1122, 1123, 1124.
Co-Sponsor ............................. 952, 965, 1132, 1133, 1134, 1135, 1136, 1137, 1138, 1139, 1268.

Kidnapping—see Criminal Procedure; Child Welfare
Kincaid, Donald R.—Senator Avery, Burke, Caldwell, Mitchell, and Wilkes—27th District
Absent With Leave ........................................ 83, 142, 244.
Committee Assignments
Standing—
  Insurance (Vice-Chairman)
Select—
  University Board of Governors
Conference—
  SB 873 .................................................. 240, 256, 275.
  HB 1511 .................................................. 255.
Bills and Resolutions—(Senate Bill Numbers)
Primary Sponsor ................................. 958, 1005, 1179.
Co-Sponsor ............................. 860, 1293, 1297.

— L —

Labor Department [G. S. 95]
Boiler/Elevator Inspection Transfer
  S 1307 (W&M Com) ............................... 198, 211, 219.
Job Strategy Center Funds/Forsyth County
  S 1119 (Appr Com/see H 2055—Ch. 1014) .................. 53.
Safety Law for Elevators/Rides
  H 578 (Ch. 990) ......................................... 78, 227, 232, 233, 245.
Summer Jobs Training Program/Scotland County
  S 1047 (Appr Com/see H 2055—Ch. 1014) .................. 46.
Lakes, Recreation Purposes—see Natural and Economic Resources
Land Grant Records—see also Historic Properties
Study by Western Carolina University
  S 1171 (Appr Com) ............................... 58.
Land Registration [G. S. 43]
Land Surveyor—see Engineers
Landfill—see Public Health (Waste)
Landlord and Tenant [G. S. 42]—see Housing
Landscape Architect [G. S. 89A]
Landscape Contractor [G. S. 89D]
Larceny—see Criminal Law
Law Enforcement—see also Criminal Procedure; Civil Procedure

County Law Enforcement

Service Districts
H 975 (reref J IV Com) ........................................ 257.

Gaston County Police Jurisdiction/Drug Enforcement
H 1575 (Ch. 836) ........................................ 84, 115, 133, 150.

Jordan Lake Area
S 1249 (H 1944) (Appr Com/see H 2055–Ch. 1014) .................... 65.

Juvenile—see Child Welfare; Criminal Law

Local
Training Requirements for Officers/Onslow County
H 1679 (Ch. 895) ........................................ 95, 166, 175, 182.

Law Officer Supplemental Retirement
S 846 (Ch. 1015) ........................................ 239, 263, 273.

Public Awareness Program/Lenoir County
S 1012 (Appr Com/see H 2055–Ch. 1014) .................... 42.

Sheriff
Retirement Supplemental Benefits
S 1301 (Ch. 1030) ........................................ 192, 202, 301, 307.

Lee County—District 14—Senator Joseph E. Johnson
Senator William W. Staton
Senator Wilma C. Woodard

Broadway Park Development Funds
S 971 (H 1722) (Appr Com/see H 2055–Ch. 1014) .................... 33.

Lemon Springs Park Funds
S 976 (H 1725) (Appr Com/see H 2055–Ch. 1014) .................... 33.

Sanford
Revitalization Planning/Development Funds
S 972 (Appr Com/see H 2055–Ch. 1014) .................... 33.

School Film/Video Library
S 968 (H 1726) (Appr Com/see H 2055–Ch. 1014) .................... 33.

Legislative Research Commission Studies—see Studies (LRC)

Legislators/Legislature—see General Assembly

Lenoir County—District 5—Senator Harold W. Hardison
Caswell Center/SAFE Battered Spouse Shelter
S 1196 (Appr Com/see H 2055–Ch. 1014) .................... 60.

Community College Aviation Building
S 1013 (Appr Com) ........................................ 42.

Law Enforcement Funds
S 1012 (Appr Com/see H 2055–Ch. 1014) .................... 42.

Kinston
Charter Amendments
H 1581 (Ch. 837) ........................................ 91, 115, 133, 150.
Lenoir County (continued)
Firemens Relief Fund
H 1691 (Ch. 944) ........................................ 152, 184, 196, 205.
Firemen Supplemental Retirement System Established
H 1697 (Ch. 945) ........................................ 180, 185, 196, 205.
Libel and Slander [G. S. 99]
Liability Insurance—see Insurance
Libraries [G. S. 125]
Appalachian Regional Public/Ashe County
S 1093 (Appr Com/see H 2055-Ch. 1014) ................... 50.
Asheboro Public
S 1253 (Appr Com/see H 2055-Ch. 1014) ................... 65.
Aurora Community/Regional System
S 1209 (Appr Com/see H 2055-Ch. 1014) ................... 61.
Bethel Library Funds/Pitt County
S 1058 (Appr Com/see H 2055-Ch. 1014) ................... 47.
Columbus County Public Library
S 1192 (H 1807) (Appr Com/see H 2055-Ch. 1014) ........ 60.
David Stick Library
S 876 (Appr Com) ........................................ 12.
Public Library Funds/Edgecombe County
S 1060 (Appr Com/see H 2055-Ch. 1014) ................... 47.
Hamlet Library Funds—2
S 1050 (Appr Com/see H 2055-Ch. 1014) ................... 46.
Sandhill Regional at Carthage
S 1234 (Appr Com/see H 2055-Ch. 1014) ................... 64.
Sheppard Memorial/Greenville
S 1222 (Appr Com/see H 2055-Ch. 1014) ................... 63.
Licenses—see individual subject
License/Operator's—see Motor Vehicles
License Plates—see Motor Vehicles
Licensing Boards [G. S. 93B]
Radiation Technology Practices Act
H 1100 (reref W&M Com) ............................... 141, 169, 183, 245, 252, 254, 269.
Liens [G. S. 44]
Deed to Real Property Acceptable Payment
H 1625 (Ch. 910) .......................................... 116, 165, 175, 197.
Lieutenant Governor—see State Officers (Lieutenant Governor)
Life Care Centers—see Medicine (Hospitals)
Lincoln County—District 25—Senator Ollie Harris
Senator Helen Rhyme Marvin
Senator Marshall A. Rauch
Cultural and Physical Fitness Center
S 983 (Appr Com/see H 2055-Ch. 1014) .................... 34.
Economic Development Activities
H 1629 (Ch. 911) .......................................... 94, 165, 172, 187, 197.
Historical Association, Inc. Funds
S 1151 (Appr Com/see H 2055-Ch. 1014) .................... 56.
Liquor Regulation—see Alcoholic Beverage Control
Lithotripter
Certificate of Need Exemption
H 2106 (reref Rules Com) ........................................ 167, 224, 236.
Certificate of Need Exemption—2
H 2140 (Ch. 1001) .................................................. 236, 240, 243, 251, 252.
Littering—see Transportation (Roads and Highways)
Livestock—see Agriculture
Loan—see Banks; Education; Interest
Lobbying—see General Assembly
Local Development [G. S. 158]
Local Government—see also Individual County
Annexation—see Individual County
Bingo Licenses
H 74 (reref W&M Com) ............................................. 123.
Charter Revisions—see Individual County
Cities, Towns, and Municipalities
Definition for Powell Bill Eligibility
S 914 (J II Com) ..................................................... 18.
H 1459 (Ch. 984) .................................................. 142, 161, 164, 178, 189, 205.
Municipal Incorporation Legislation
S 915 (Rules Com) .................................................. 18, 22.
Municipal Incorporation, Joint Legislative Commission
S 920 (Rules Com) .................................................. 18.
H 1458 (Ch. 1003) .................................................. 177, 183, 201, 208, 229, 253.
County
Farmland Preservation, Prime
H 1190 (Ch. 1025) .................................................. 215, 256, 266, 307.
Law Enforcement Service District
H 975 (reref J IV Com) ............................................. 257.
Future Roads Act—2
S 761 (H-Appr Com) .............................................. 157, 162.
Home Rule Charter Amendments Filed
S 913 (J II Com) ..................................................... 17.
H 1460 (Ch. 985) .................................................. 90, 159, 180, 184, 205.
Law Enforcement—see Law Enforcement
Occupancy Tax Levy—see also Individual County
S 1271 (Fin Com) ................................................... 83.
Retirement—see Retirement
Sales Tax Authorization/Additional ½ Percent
H 1542 (Ch. 906) .................................................. 116, 153, 166, 177, 197.
Zoning Notices Mailing Requirements/Five Counties
S 926 (Ch. 950) .................................................... 23, 96, 105, 122, 143, 146, 194, 204, 211.
Local Government Finance [G. S. 159]
Bond Issue/Albemarle Bldg. Parking Deck—Wake County
S 1281 (Fin Com) ................................................... 97.
H 2092 (Ch. 946) .................................................. 142, 169, 190, 199, 206.
Borrowing Power Broadened/Constitutional Amendment
S 709 (H-reref Fin Com)
Borrowing Power Restriction Removed/Procedures
S 707 (H-reref Fin Com)
Local Occupancy Tax—see Local Government; Taxation; Individual County
Lost Records [G. S. 98]
LRC (Legislative Research Commission)—see General Assembly; Studies
Machinery Act—see Taxation (Property)
Macon County—District 29—Senator Charles W. Hipps  
Senator R. P. Thomas
After School Program Funds
  S 1168 (Appr Com/see H 2055–Ch. 1014) ............................ 57.
Highlands Tree Ordinance
  H 1469 (Ch. 828) ........................................ 84, 114, 132, 150.
Occupancy Tax
  S 948 (Ch. 969) ........................................ 25, 40, 123, 130, 131, 138, 146, 155, 209, 212, 219, 225.
School Enrichment Program
  S 1174 (Appr Com/see H 2055–Ch. 1014) ............................ 58.
Madison County—District 28—Senator Robert S. Swain  
Senator Dennis Winner
Hot Springs Annexation
  H 1368 (Ch. 870) ........................................ 96, 103, 117, 170.
Opportunity Funds
  S 871 (H 1619) (Appr Com/see H 2055–Ch. 1014) .................... 11.
Magistrates—see Judicial Department
Malcolm Blue—see Historical Properties
Malpractice—see Insurance
Manufactured Housing Board Appointments
  S 626 (Ch. 856) ........................................ 77, 93, 163.
Manufacturer—see Commerce and Business; Taxation
Marijuana—see Medicine (Drugs)
Marine Affairs
  Personnel/Operating Expenses
    S 912 (Appr Com) ........................................ 17, 71.
Marine Fisheries—see Natural and Economic Resources
Marital Property Distribution—see Married Persons
Marriage [G. S. 51]
Married Persons [G. S. 52]
  Abused Person—see under this heading Family Violence
  Battered Spouse—see under this heading Family Violence
Child Support
  Fees/Cost Recovery IV-D Program
    S 925 (Ch. 931) ........................................ 23, 71, 107, 121, 139, 205.
  Guidelines, Advisory
    S 924 (Ch. 1016) ........................................ 23, 126, 139, 217, 257, 263, 273.
  Income Withholding
    S 303 (Ch. 949) ........................................ 194, 208, 210.
  Process Expedited
    S 939 (Ch. 993) ........................................ 24, 74, 115, 138, 234, 245.
Divorce
  Child Support—see under this heading Child Support
  Judgments Prior to 10/1/83 Validated
    H 759 (Ch. 952) ........................................ 193, 207, 211.
Family Violence
  Battered Spouse Program/Gaston County
    S 996 (Appr Com/see H 2055–Ch. 1014) ............................ 35.
Married Persons (continued)

Family Violence (continued)

Family Crisis Center/Randolph County
S 1255 (Appr Com/see H 2055-Ch. 1014) ........................................... 66.

Family Violence Program—Pitt County
S 1218 (Appr Com/see H 2055-Ch. 1014) ........................................... 62.

Family Violence/Rape Crisis Center—Chatham County
S 1248 (Appr Com) ................................................................. 65.

Rutherford Shelter Funds
S 1152 (Appr Com/see H 2055-Ch. 1014) ........................................... 56.

SAFE, Shelter/Caswell Center
S 1196 (Appr Com/see H 2055-Ch. 1014) ........................................... 60.

Tri-County Spouse Abuse Services
S 1211 (Appr Com/see H 2055-Ch. 1014) ........................................... 62.

Martin County—District 2—Senator J. J. Harrington
District 6—Senator R. L. Martin
District 9—Senator Thoms F. Taft

Bear Grass Operating/Capital Expenses
S 1219 (Appr Com/see H 2055-Ch. 1014) ........................................... 62.

Community Players Funds
S 1213 (Appr Com/see H 2055-Ch. 1014) ........................................... 62.

Economic Development Funds to Chamber of Commerce
S 1217 (Appr Com/see H 2055-Ch. 1014) ........................................... 62.

Fire Department/Rescue Squad Funds
S 1210 (Appr Com/see H 2055-Ch. 1014) ........................................... 61.

Jamesville Operating/Capital Expenses
S 1219 (Appr Com/see H 2055-Ch. 1014) ........................................... 62.

Library Funds
S 1209 (Appr Com/see H 2055-Ch. 1014) ........................................... 61.

Moratoc Park Funds
S 1216 (Appr Com/see H 2055-Ch. 1014) ........................................... 62.

Robersonville Hospital Funds
S 1063 (Appr Com/see H 2055-Ch. 1014) ........................................... 47.

Spouse Abuse Services
S 1211 (Appr Com/see H 2055-Ch. 1014) ........................................... 62.

Martin, R. L.—Senator

Edgecombe (part), Martin (part), Pitt (part), and Wilson (part)—6th District

Absent With Leave ................................................................. 159, 244, 253, 259.

Committee Assignments

Standing—
Agriculture—Appropriations—Base Budget—Commerce—Education—
Local Government and Regional Affairs—Natural and Economic Resources
and Wildlife—Transportation

Bills and Resolutions—(Senate Bill Numbers)
Primary Sponsor ................................. 908, 909, 910, 927, 1052, 1053, 1054, 1055, 1056,
1057, 1058, 1059, 1060, 1061, 1062, 1063, 1064.
Co-Sponsor ........................................... 860, 1271, 1293.

Martin, William N.—Senator

Guilford (part)—31st District

Appointment—Advisory Budget Commission
Martin, William N.—Senator (continued)

Committee Assignments

Standing—
Higher Education (Chairman)
Judiciary II (Vice-Chairman)
Appropriations—Appropriations on Education—Base Budget—Children and Youth—Education—Human Resources

Conference—
SB 866 .................................................. 212, 221.
HB 2141 .................................................. 303, 305.

Select—
University Board of Governors

Bills and Resolutions—(Senate Bill Numbers)
Primary Sponsor ........ 854, 1002, 1003, 1004, 1018, 1019, 1154, 1155, 1156.
Co-Sponsor ................................. None.

Marvin, Helen Rhyne—Senator

Committee Assignments

Standing—
Pensions and Retirement (Chairman)
Children and Youth (Vice-Chairman)
Appropriations—Appropriations on Human Resources—Base Budget—Education—Human Resources—Judiciary II—Local Government and Regional Affairs

Conference—
SB 924 .................................................. 217, 258.
HB 2130 .................................................. 250, 264.

Select—
Board of Community Colleges

Bills and Resolutions—(Senate Bill Numbers)
Primary Sponsor ........ 924, 925, 939, 962, 982, 983, 984, 996, 1081, 1082, 1083, 1084, 1085, 1149, 1150, 1151, 1152, 1553, 1194, 1299, 1305.
Co-Sponsor ................................. 860, 913, 914, 915, 920, 978, 1022, 1195, 1197, 1198, 1199, 1200, 1201, 1202, 1203, 1204, 1205, 1206, 1207.

Mathematics and Science School—see Higher Education

McDowell County—District 28—Senator Robert S. Swain

Senator Dennis Winner

Occupancy Tax

H 1646 (Ch. 892) ....................................... 127, 153, 160, 171, 182.

McDowell, Timothy H.—Senator

Alamance and Caswell—21st District

Adjournment Motion Seconded ......................... 112.

Committee Assignments

Standing—
Manufacturing and Labor (Chairman)
Agriculture—Education—Election Laws—Finance—Senior Citizens—Transportation

Conference—
SB 1306 .................................................. 238, 260.

Votes Excused:

HB 953 .................................................. 26, 29.
HB 961 .................................................. 26, 30, 37.
McDowell, Timothy H.—Senator (continued)
Bills and Resolutions—(Senate Bill Numbers)
    Primary Sponsor ........................................ 895, 1163.
    Co-Sponsor ............................................... 1156.
McDuffie, James D.—Senator Mecklenburg (part)—34th District
Absent With Leave ......................................... 83, 142, 193, 244.
Committee Assignments
    Standing—
    Agriculture—Education—Finance—Pensions and Retirement—
    Transportation
Bills and Resolutions—(Senate Bill Numbers)
    Primary Sponsor ........................................ None.
    Co-Sponsor ............................................... 860.
Meals-on-Wheels—see Social Services; Individual County
Meat Inspection—see Agriculture
Mecklenburg County—District 22—Senator James C. Johnson, Jr.
    District 33—Senator Melvin L. Watt
    District 34—Senator James D. McDuffie
    District 35—Senator Laurence A. Cobb
Afro-American Cultural and Service Center, Inc. Operating Fund
    S 1068 (Appr Com/see H 2055–Ch. 1014) .................. 48.
Afro-American Theater Funds
    S 1067 (Appr Com/see H 2055–Ch. 1014) .................. 48.
Anita Stroud Foundation (Summer Camps)
    S 1072 (Appr Com/see H 2055–Ch. 1014) .................. 48.
Arbitration Pilot Program
    S 993 (H–reref Courts Com) ............................ 35, 161, 179.
Charlotte
    Crisis Assistance Ministry Funds
        S 1065 (Appr Com/see H 2055–Ch. 1014) .............. 48.
    Emergency Housing Projects
        S 1069 (Appr Com/see H 2055–Ch. 1014) .............. 48.
McCroy YMCA Funds
    S 1078 (Appr Com/see H 2055–Ch. 1014) ................ 49.
    Outreach Center Funds
        S 1066 (Appr Com/see H 2055–Ch. 1014) .............. 48.
Pregnancy Prevention Telephone Hotline
    S 1176 (Appr Com/see H 2055–Ch. 1014) ................ 58.
    Validation of Previous Acts
        H 1561 (Ch. 847) ...................................... 91, 115, 131, 145, 151.
Charlotte/Mecklenburg
    Youth Council, Inc. Funds
        S 1070 (H 1760) (Appr Com/see H 2055–Ch. 1014) .... 48.
Charlotte–Metrolina Sickle Cell Association
    S 1195 (Appr Com/see H 2055–Ch. 1014) ................ 60.
Family Housing Center, Inc.
    S 1071 (Appr Com/see H 2055–Ch. 1014) ................ 48.
Food Bank Funds/Metrolina
    S 1077 (Appr Com/see H 2055–Ch. 1014) ................ 49.
Gethsemane Enrichment Funds
    S 1075 (Appr Com/see H 2055–Ch. 1014) ................ 48.
Mecklenburg County (continued)
Pregnancy Prevention Funds
S 1074 (Appr Com/see H 2055-Ch. 1014) ............................................. 48.
Sickle Cell Funds/Metrolina
S 1073 (Appr Com/see H 2055-Ch. 1014) ............................................. 48.

Mediation Center—see Judicial Department

Medical Database Commission Appointment
S 1294 (Ch. 1029). ..............................................................157, 164, 179, 301, 307, 347.

Medicine [G. S. 90]

Dentist
  Preventive Dental Health Program Funds
  S 997 (Appr Com) .......................................................... 35.

Drugs
  Controlled Substance Excise Tax
  S 985 (J IV Com) .......................................................... 34.
  Trafficking Investigation by Grand Jury
  S 634 (Ch. 843). ............................................................. 83, 90, 139, 150.

Substance Abuse Technical Changes
S 855 (Ch. 863). .............................................................. 8, 71, 81, 163.

Hospitals
  AHEC Facilities Transfer
  H 2084 (Ch. 995) ...........................................................116, 206, 230, 236, 245.
  Albemarle Board of Trustees/Pasquotank County
  H 1558 (Ch. 835) ........................................................... 91, 115, 133, 150.
  Anatomical Gift Request Consent
  H 1558 (Hum Res Com) .................................................. 195.
  Certificate of Need—Life Care Centers
  S 65 (Fin Com) ...............................................................159, 178.

Hospice—see Hospice

Person County Memorial Modernization Program
S 1157 (Appr Com/see H 2055-Ch. 1014) ...................................... 56.

Robersonville Community Hospital Equipment
S 1063 (Appr Com/see H 2055-Ch. 1014) ...................................... 47.

Malpractice Liability Changes
S 858 (H 1455) (H-Courts Com) .............................................. 8, 111, 121, 135, 167, 176.

Medical Information Shown on Driver's License
H 981 (reref Appr Com) ....................................................... 244, 247.

Psychologist
  Salary Increase for School Personnel
  S 1079 (Appr Com) ......................................................... 49.

Radiation Technology Licensure
H 1100 (reref W&M Com) .................................................... 141, 169, 183, 245, 252, 254, 269.

Sickle Cell Funds/Mecklenburg County
S 1073 (Appr Com/see H 2055-Ch. 1014) ...................................... 48.

Therapy
  Therapeutic Recreation Certification
  S 249 (Ch. 966) ............................................................ 203, 214, 216.

Mental Health [G. S. 122C]

Adult Developmental Activities Program (ADAP)

Rutherford Vocational Workshop Program
S 1153 (Appr Com) ............................................................. 56.
Mental Health (continued)

Tri-County Program
S 1159 (Appr Com/see H 2055–Ch. 1014)................................. 57.

Area Mental Health Funds
S 1229 (Appr Com/see H 2055–Ch. 1014)................................. 63.

Children
Community Network Services for Children
S 998 (Appr Com) ....................................................... 36.

t.l.c. Home, Inc. Funds
S 970 (Appr Com/see H 2055–Ch. 1014)................................. 33.

Summer Camp for Children with Learning Disabilities
S 1127 (Appr Com/see H 2055–Ch. 1014)................................. 53.

Cleveland County Services Center Funds
S 978 (Appr Com) ....................................................... 34.

Commission Appointment
S 1294 (Ch. 1029). ..................................................... 157, 164, 179, 301, 307, 347.

Commitment and Administrative Changes
S 855 (Ch. 863). ......................................................... 8, 71, 81, 163.

Day Program/Area Community Facility
S 1251 (Appr Com/see H 2055–Ch. 1014)................................. 65.

Independent Living Center Funds
S 1145 (H 1721) (Appr Com/see H 2055–Ch. 1014)..................... 55.

Northwest Ministry Developmental Day School, Inc.
S 1120 (Appr Com/see H 2055–Ch. 1014)................................. 53.

Partnership with Parents Program/ECU
S 1224 (Appr Com/see H 2055–Ch. 1014)................................. 63.

Pinetree Enterprises/Moore County
S 1231 (Appr Com/see H 2055–Ch. 1014)................................. 63.

Sheltered Workshop
Orange Industries
S 1233 (Appr Com/see H 2055–Ch. 1014)................................. 64.

Special Education Funds—see Education
Study Commission Interim Report ....................................... 20.

Tammy Lynn Funds—2
S 967 (Appr Com/see H 2055–Ch. 1014)................................. 32.

Migrant Worker—see Agriculture; Criminal Law

Military
Armory Construction Funds/Sampson County
S 1101 (Appr Com) ....................................................... 51.

Military Affairs [G. S. 127B]
Militia [G. S. 127A]
Milk—see Agriculture
Mills [G. S. 73]
Mines and Quarries [G. S. 74]
Minimum Wage—see Labor (Salaries)
Minor [G. S. 48A]—see Child Welfare; Judicial Department (Juvenile)
Missing Military [G. S. 28B]
Missing Persons [G. S. 28C]—see Criminal Procedure; Child Welfare
**Mitchell County**—District 27—Senator Donald R. Kincaid
Senator Daniel Reid Simpson

Spruce Pine
Corporate Limits Reduced
H 1634 (Ch. 938) ........................................... 92, 166, 172, 187, 205.

**Monopolies** [G. S. 75]
Debt Collection Practices Act
H 992 (Ch. 802) ........................................... 96, 106, 113.

**Montgomery County**—District 17—Senator J. Richard Conder
Senator Aaron W. Plyler

Southern Piedmont Adult/Children Center
S 1274 (Appr Com) ........................................... 89.

Troy Park Funds
S 1048 (Appr Com/see H 2055-Ch. 1014) ...................... 46.

**Monuments and Parks** [G. S. 100]

**Moore County**—District 16—Senator Wanda H. Hunt
Senator Russell G. Walker

Arts Council Capital Improvements/Operating Expenses
S 1232 (Appr Com/see H 2055-Ch. 1014) ...................... 63.

Carthage
Historical Museum
S 1235 (Appr Com/see H 2055-Ch. 1014) ...................... 64.

Sandhill Regional Library
S 1234 (Appr Com/see H 2055-Ch. 1014) ...................... 64.

Children's Developmental Center Funds
S 960 (Appr Com) ........................................... 32.

Pinetree Enterprises Funds
S 1231 (Appr Com/see H 2055-Ch. 1014) ...................... 63.

**Mortgages** [G. S. 45]

**Motion Pictures** [G. S. 75C]

**Motorboats** [G. S. 75A]—see Natural and Economic Resources

**Motor Carrier**—see Transportation

**Motor Vehicles** [G. S. 20]

Beach Regulations—see Individual County
Driver Education Program Transfer
H 1411 (Rules Com) ........................................... 217.

Effective Dates/Provision Extensions
S 1292 (Ch. 851) ........................................... 143, 151.

Infractions Technical Changes
H 1509 (Ch. 852) ........................................... 98, 116, 139, 148, 152, 154.

Inspection Fund Repeal
S 862 (H 1493) (Appr Com) ................................... 10.

Insurance
Safe Driver Plan
S 874 (Ins Com) ........................................... 11.
H 1511 (Conf Com App'td) ................................... 98, 136, 153, 255.

Junked Vehicles—see Individual County

License, Operator
Medical Information Shown
H 981 (reref Appr Com) ................................... 244, 247.

Amateur Radio Plates/Fees
H 952 (Ch. 961) ........................................... 100, 183, 200, 207, 216.
1986] SENATE JOURNAL 477

Motor Vehicles (continued)

Motor Fuel Marketing Act
S 73 (Ch. 972) .................................................. 222, 225.

Sales Tax Transfer to General Fund
S 1270 (Fin Com) .............................................. 83.

Tax Exemption on Transfer
S 1273 (Ch. 925) .............................................. 83, 136, 147, 198.

Tax Increased/Mecklenburg County
H 1665 (Ch. 1009) ........................................... 229, 248, 254, 268.

Window Darkening Ban—2
H 978 (Ch. 997) .............................................. 232, 245.

Municipalities—see Local Government (Cities and Towns)

Museum

Art Museum Funds, NC
S 887 (H 1510) (Appr Com) ................................ 13.

Carthage

Historical Museum Renovation Funds
S 1235 (Appr Com/see H 2055–Ch. 1014) .................... 64.

Cleveland Historical Association Museum Funds
S 984 (Appr Com/see H 2055–Ch. 1014) .................... 34.

Cultural Center Funds—2
S 1278 (Appr Com/see H 2055–Ch. 1014) .................... 90.

Dallas Art and History/Gaston County
S 1198 (Appr Com/see H 2055–Ch. 1014) .................... 60.

Dry Ridge/Buncombe County
S 894 (H 1523) (Appr Com/see H 2055–Ch. 1014) .......... 15.

Franklin County Preservation Activities
S 1144 (Appr Com/see H 2055–Ch. 1014) .................... 55.

General Lee Museum Funds
S 973 (Appr Com/see H 2055–Ch. 1014) .................... 33.

Northampton Museum Funds
S 1001 (Appr Com/see H 2055–Ch. 1014) .................... 36.

Rankin Museum of American Heritage/Durham County
S 1049 (Appr Com/see H 2055–Ch. 1014) .................... 46.

Rocky Mount Children's Museum
S 1125 (Appr Com/see H 2055–Ch. 1014) .................... 53.

Schiele Museum Archaeology Funds
S 1081 (Appr Com) ............................................. 49.

Schiele Museum Funds—2/Gaston County
S 982 (Appr Com) ............................................. 34.

Schiele Museum Funds/Gaston County
S 1200 (Appr Com/see H 2055–Ch. 1014) .................... 60.

Tobacco Museum Funds
S 989 (Appr Com/see H 2055–Ch. 1014) .................... 35.

Music—see Arts

— N —

Names of Persons [G. S. 101]

Nash County—District 10—Senator James E. Ezzell, Jr.

Hunting Regulated
H 1642 (Ch. 891) .............................................. 92, 165, 174, 182.
Nash County (continued)

Occupancy Tax
S 945 (H-ruled ineligible under H 1424) .................. 25, 40, 123, 129, 144.

Rocky Mount
Band/Community Funds
S 1126 (Appr Com/see H 2055–Ch. 1014) .................. 53.

Children's Museum
S 1125 (Appr Com/see H 2055–Ch. 1014) .................. 53.

Learning Disability Summer Camp for Children
S 1127 (Appr Com/see H 2055–Ch. 1014) .................. 53.

Rose Bowl Participation by Senior High Band
S 1128 (Appr Com/see H 2055–Ch. 1014) .................. 54.

Voting Precincts/Two-County Towns
H 1609 (Ch. 988) ........................................... 127, 225, 231, 236.

National Guard—see Military

Natural and Economic Resources—see also Individual County

Adopt-A-Trail Program Funds
S 1298 (Appr Com) ............................................. 185.

Boat Ramp
Lawson Creek Park/New Bern
S 1158 (Appr Com/see H 2055–Ch. 1014) .................. 56.

Coastal Areas

Airport/Seaport Financing Constitutional Amendment
H 306 (Ch. 933) .................................................. 79, 98, 106, 205.

Seaport/Airport Financing Bonds
H 1208 (Ch. 795) .................................................. 19, 27, 29, 32.

Community Service Worker Supervisor Training Funds
S 1303 (Appr Com) ............................................. 194.

Environment Biennial Report Funding
S 1302 (Appr Com) ............................................. 194.

Equestrian Nature Center Funds, Foothills
S 1170 (Appr Com) ............................................. 58.

Fish

Reef Damage/Identification Device Penalties
H 2110 (Ch. 996) ............................................. 223, 224, 236, 245.

Reef Damage/Identification Device Penalties Bill
H 1735 (Res. 42) ................................................. 92, 101, 110, 114.

Marine Fisheries Secondary Employment Restrictions
H 1727 (Rules Com) ............................................. 92.

Forestry

Forestry Service Building/Wayne County
S 991 (Appr Com) ............................................. 35.

Marine Affairs Operating/Personnel Funds
S 912 (reref Appr Com) ........................................ 17, 71.

Nature Science Center/Forsyth County
S 1122 (Appr Com/see H 2055–Ch. 1014) .................. 53.

Parks and Recreation

Broadway Park Development/Lee County
S 971 (H 1722) (Appr Com/see H 2055–Ch. 1014) .......... 33.

Jordan Lake Law Enforcement Services
S 1249 (H 1944) (Appr Com/see H 2055–Ch. 1014) .......... 65.
Natural and Economic Resources (continued)
  Parks and Recreation (continued)
    Lemon Springs City/Lee County
      S 976 (H 1725) (Appr Com/see H 2055–Ch. 1014) ..................... 33.
    Moratoc Park/Martin County
      S 1216 (Appr Com/see H 2055–Ch. 1014) ..................... 62.
  Radio System, Two-Way
    S 1260 (H 1904) (Appr Com) ........................................... 66.
  Uniforms for Personnel
    S 1259 (H 1905) (Appr Com) ........................................... 66.
Wilderness Tract/Chatham County
    S 1250 (H 1943) (Appr Com/see H 2055–Ch. 1014) ..................... 65.

Wildlife
  Bear Hunting Season Established in Hyde County
    H 1661 (Ch. 893) ........................................... 92, 165, 175, 182.
  Beaver Bounties/Wayne County
    H 647 (S 365) (Ch. 798) ........................................... 19, 26, 76.
  Deer Hunting With Dogs Prohibited—Richmond County
    H 1655 (Ch. 869) ........................................... 92, 152, 160, 170.
  Deer Hunting/Columbus County
    H 1647 (Ch. 913) ........................................... 92, 165, 174, 197.
  Fox Bag Limit/Bladen County
    H 1578 (Ch. 880) ........................................... 91, 165, 173, 182.
  Fox Hunting/Person County
    H 1631 (Ch. 890) ........................................... 91, 165, 174, 182.
  Hunting on Registered Land/Vance County
    H 1477 (Ch. 903) ........................................... 138, 165, 172, 186, 197.
  Hunting Regulated/Chowan County
    H 1616 (Ch. 868) ........................................... 91, 152, 160, 170.
  Hunting Regulated/Nash County
    H 1642 (Ch. 891) ........................................... 92, 165, 174, 182.
  Hunting From Roads/Brunswick County
    H 1615 (Ch. 840) ........................................... 94, 115, 133, 150.
  Hunting From Roads/Craven County
    H 1585 (Ch. 882) ........................................... 91, 165, 173, 182.

Natural Gas—see Energy (Utilities)

Navigation [G. S. 76]

NCSL (National Conference of State Legislatures)—see Appointments

New Hanover County—District 7—Senator Franklin E. Williams, Sr.

  Fire Department/Rescue Squad Funds
    S 1167 (Appr Com) ........................................... 57.
  Headstart Gift Property From County Schools
    H 1695 (Ch. 917) ........................................... 138, 170, 189, 198.
  Occupancy Tax Amended
    H 1692 (Ch. 971) ........................................... 180, 203, 212, 218, 225.
  Opera House Funds
    S 1111 (Appr Com/see H 2055–Ch. 1014) ........................................... 52.

Wilmington

  Azalea City
    S 353 (H–reref Fin Com)
New Hanover County (continued)
    Wilmington (continued)
    Council Vacancies
    H 1693 (Ch. 896) ........................................... 92, 166, 175, 182.
    Deed to Real Property Acceptable Payment/Tax Lein
    H 1625 (Ch. 910) ........................................... 116, 165, 175, 197.
    Streets Outside Corporate Limits
    H 1633 (Ch. 912) ........................................... 91, 170, 189, 197.

Nonpoint Source Pollution Control—see Public Health (Water)
Nonprofit Corporation [G. S. 55A]
Non-Profit Water Corporations—see Public Health (Water)
North Carolina Tomorrow—see Economic Development
Northampton County—District 2—Senator J. J. Harrington
    Museum Funds
    S 1001 (Appr Com/see H 2055–Ch. 1014) ......................... 36.

Notaries [G. S. 10]
Nuclear Compact [G. S. 104D]
Nuclear Waste [G. S. 104F]
Nurses—see Medicine
Nursing Home—see Medicine

— O —

Oaths [G. S. 11]
Obscenity—see Criminal Law
Occupancy Tax—see Taxation; Individual County
Officer Training [G. S. 17C]
OIC (Opportunity Industrialization Commission)—see Individual County
Oil—see Energy
Olympic Festival—see Celebrations/Festivals
Onslow County—District 4—Senator A. D. Guy
    Hospice Funds
    S 932 (Appr Com/see H 2055–Ch. 1014) ......................... 23.
    Law Officers Training Requirements
    H 1679 (Ch. 895) ........................................... 95, 166, 175, 182.
    Occupancy Tax
    H 672 (Ch. 857) ................................................ 98, 137, 146, 155, 163.
    PEERS Program Funds
    S 929 (Appr Com/see H 2055–Ch. 1014) ......................... 23.
    Richlands High Tennis Courts
    S 1164 (Appr Com/see H 2055–Ch. 1014) ......................... 57.
    Women's Center Funds—2
    S 1165 (Appr Com/see H 2055–Ch. 1014) ......................... 57.

Open Meetings
Violations
    H 170 (Ch. 932) ........................................... 115, 157, 205.

Opera—see Arts (Music)
Orange County—District 13—Senator Kenneth C. Royall, Jr.
    Senator Ralph A. Hunt
    District 16—Senator Wanda Hunt
    Senator Russell G. Walker
Orange County (continued)
  Carrboro
    Arts School
      S 1258 (Appr Com/see H 2055-Ch. 1014) ......................... 66.
    Vehicle Removal From Private Property
      H 1562 (Ch. 936) ...................................... 138, 169, 192, 201, 205.
  Cedar Grove Day Care Funds—2
      S 1014 (Appr Com/see H 2055-Ch. 1014) ..................... 42.
  Community Action Funds
      S 1247 (Appr Com/see H 2055-Ch. 1014) ..................... 65.
  Chapel Hill Charter Amendment/Impact Fees
      H 1562 (Ch. 936) ...................................... 138, 169, 192, 201, 205.
  Hazardous Materials Response Team Created
      H 1562 (Ch. 936) ...................................... 138, 169, 192, 201, 205.
  Mebane Recreation Funds
      S 1163 (Appr Com/see H 2055-Ch. 1014) ..................... 57.
  Mental Health Authority Area Funds—2
      S 1251 (Appr Com/see H 2055-Ch. 1014) ..................... 65.
  Mental Health Funds
      S 1229 (Appr Com/see H 2055-Ch. 1014) ..................... 63.
  Sheltered Workshop/Orange Industries
      S 1233 (Appr Com/see H 2055-Ch. 1014) ..................... 64.
  Oregon Inlet Commission—see Board and Commissions
  Outdoor Drama—see Arts (Drama)

— P —

PAC (Political Action Committee)—see Elections
Pages, Senate—see General Assembly
Pamlico County—District 3—Senator Joseph E. Thomas
Parent—see Aged; Child Welfare; Judicial; Taxation
Parent Rights—see Judicial Department
Parking—see Handicapped; Motor Vehicles
Parks—see Natural and Economic Resources (Parks and Recreation); Individual County

Parnell, David R.—Senator
  Hoke and Robeson—30th District
  Absent With Leave .............................................. 224, 244, 253.
  Adjournment Motion Seconded .................................... 99.
  Committee Assignments
    Standing—
      Appropriations on Justice and Public Safety (Chairman)
      Insurance (Vice Chairman)
      Manufacturing and Labor (Vice Chairman)
    Select
      Appropriations Process ..................................... 374.
      Board of Community Colleges
  Bills and Resolutions—(Senate Bill Numbers)
    Primary Sponsor ............................................. 862, 889, 1027, 1028, 1029, 1030, 1031, 1032, 1033, 1034, 1035, 1036, 1037, 1038.
    Co-Sponsor ..................................................... 860, 882.
  Parole—see Prisons (Probation)
Partition [G. S. 46]—see Real Estate
Partition [G. S. 59]
  Limited Partnership Law Revised
    H 266 (Ch. 989) .............................................. 223, 227, 231, 245.
    Tax Return Exemption, Informational
    S 903 (Ch. 983) ............................................... 16, 75, 82, 235.
Pasquotank County—District 1—Senator Marc Basnight
  Albemarle Hospital Trustees
    H 1558 (Ch. 835) .............................................. 91, 115, 133, 150.
  Elizabeth City
    Charter Changes
      H 1483 (Ch. 844) .......................................... 92, 114, 130, 144, 151.
Pawn Brokers [G. S. 91]
Pay Raise, Teacher/State Employee—see Appropriations (Budget)
Payroll Deduction—see State Personnel
PCB—see Public Health (Hazardous Waste)
PEERS (Parent Preschool Education Empathy Rapport and Support)—see Education
Penalty—see Criminal Law
Pender County—District 5—Senator Harold W. Hardison
  District 7—Senator Franklin E. Williams, Sr.
    Cape Fear Technical Institute Satellite
      S 1112 (Appr Com) ......................................... 52.
    Fire Equipment Replacement Funds
      S 1272 (Appr Com) .......................................... 83.
    Fire Department/Rescue Squad Funds
      S 1167 (Appr Com) .......................................... 57.
Pensions—see Retirement
Perjury—see Criminal Law
Perpetuities—see Estates
Perquimans County—District 1—Senator Marc Basnight
  Hunting Regulations
    H 1496 (Ch. 867) .............................................. 93, 152, 160, 170.
Person County—District 13—Senator Kenneth C. Royall, Jr.
  Senator Ralph A. Hunt
  Aging, Council on
    S 1076 (Appr Com/see H 2055–Ch. 1014) ................. 49.
  Fox Hunting
    H 1631 (Ch. 890) .............................................. 91, 165, 174, 182.
  Hospital Modernization Program
    S 1157 (Appr Com/see H 2055–Ch. 1014) ................. 56.
  Mental Health Authority Area Funds—2
    S 1251 (Appr Com/see H 2055–Ch. 1014) ................. 65.
  Mental Health Funds
    S 1229 (Appr Com/see H 2055–Ch. 1014) ................. 63.
Personality Court Cost Assessments—see Judicial Department (Courts)
Personnel—see State Personnel; Employment Security
Petroleum—see Energy
Pharmacy—see Medicine
Physical Therapy—see Medicine
Physicians—see Medicine
Pitt County—District 6—Senator R. L. Martin
District 9—Senator Thomas F. Taft

Bethel
Library Funds
    S 1058 (Appr Com/see H 2055–Ch. 1014) ...................................... 47.
Senior Citizens Center Funds
    S 1059 (Appr Com/see H 2055–Ch. 1014) ...................................... 47.
Boys Club Equipment
    S 1225 (Appr Com/see H 2055–Ch. 1014) ...................................... 63.
Child Development Center Funds
    S 1215 (Appr Com/see H 2055–Ch. 1014) ...................................... 62.
Community College Funds
    S 1054 (Appr Com/see H 2055–Ch. 1014) ...................................... 46.
Economic Development
    S 943 (reref Local Gov Com) .......................................................... 25, 40, 72.
Economic Development Activities
    S 910 (Ch. 921) ........................................................................ 17, 40, 72, 80, 85, 198.
Falkland
Rescue Squad Funds
    S 1053 (Appr Com/see H 2055–Ch. 1014) ...................................... 46.
Town Board Terms
    H 1522 (Ch. 882) ................................................................. 84, 114, 132, 150.
Family Violence Funds
    S 1218 (Appr Com/see H 2055–Ch. 1014) ...................................... 62.
Farmers Market Construction Funds
    S 1214 (H 1959) (Appr Com/see H 2055–Ch. 1014) .......................... 62.
Farmville
Arts Council Funds
    S 1061 (Appr Com/see H 2055–Ch. 1014) ...................................... 47.
Band/Recreation Uniforms
    S 1064 (Appr Com/see H 2055–Ch. 1014) ...................................... 47.
Deed to Real Property Payment for Tax Lien
    H 1625 (Ch. 910) ................................................................. 116, 165, 175, 197.
Senior Council Funds
    S 1055 (Appr Com/see H 2055–Ch. 1014) ...................................... 47.
Fire Department/Rescue Squad Funds
    S 1210 (Appr Com/see H 2055–Ch. 1014) ...................................... 61.
Greenville
Chamber of Commerce Tourism Funds
    S 1056 (Appr Com/see H 2055–Ch. 1014) ...................................... 47.
Parking Penalty Increase
    S 935 (Ch. 813) ................................................................. 24, 40, 73, 125.
Sheppard Memorial Library
    S 1222 (Appr Com/see H 2055–Ch. 1014) ...................................... 63.
High School Band/Athletic Programs
    S 1220 (Appr Com) ................................................................. 62.
School Merger—County/Greenville City
    H 1487 (Ch. 796) ................................................................. 26, 31, 32.
Spouse Abuse Services
    S 1211 (Appr Com/see H 2055–Ch. 1014) ...................................... 62.
Committee Assignments
Standing—
  Appropriations (Chairman)
  Ways and Means (Vice-Chairman)
Agriculture—Base Budget—Commerce—Election Laws—Finance—
Manufacturing and Labor—Pensions and Retirement—Rules and Operation of the Senate
Conference—
  SB 873 ..................................................... 240, 256, 275.
  HB 1511 .................................................. 255.
  HB 2055 .................................................. 235, 239, 241, 261.
  HB 2130 .................................................. 250, 264.
Select—
  Appropriations Process (Chairman) ......................... 374.
  University Board of Governors
Bills and Resolutions—(Senate Bill Numbers)
  Primary Sponsor ................................. 860, 955, 997, 1026, 1267, 1277, 1279, 
                                            1280, 1281, 1282, 1292.
  Co-Sponsor ............................................. 869, 985, 986, 987, 988, 989, 990, 1023, 
                                            1024, 1046, 1047, 1048, 1049, 1050, 1051, 1177, 1269, 1274, 1301.

Police—see Law Enforcement
Political Action Committee—see Elections
Political Party—see Elections
Polk County—District 29—Senator Charles W. Hipps
  Senator R. P. Thomas

  After School Program Funds
    S 1168 (Appr Com/see H 2055–Ch. 1014) ................... 57.
  Occupancy Tax
    S 948 (Ch. 969) ........................................ 25, 40, 123, 130, 131, 138, 146, 155, 
                                            209, 212, 219, 225.
  Saluda Fire Equipment Disposition Private Sale
    H 2137 (Ch. 984) ....................................... 227, 235.
  Saluda Fire Truck Disposition Bill Allowed
    H 2135 (Res. 58) ....................................... 217, 222.
  School Enrichment Program
    S 1174 (Appr Com/see H 2055–Ch. 1014) ................... 58.

Pollution Control [G. S. 113A]—see Public Health
Pollution Control, Nonpoint Source—see Public Health (Water)
Post Detention—see Criminal Procedure
Poultry—see Agriculture
Powers of Attorney [G. S. 32A]
Pre-Development Ordinances—see Economic Development; Individual County
Pregnancy—see Human Resources

Price, Weldon R.—Senator
  Senator W. J. Price

  Adjournment Motion Seconded .......................... 168, 215.
Committee Assignments
Standing—
  Local Government and Regional Affairs (Vice-Chairman)
  Agriculture—Election Laws—Finance—Judiciary I—Manufacturing and Labor—Pensions and Retirement
Price, Weldon R.—Senator (continued)
Bills and Resolutions—(Senate Bill Numbers)
Primary—None
Co-Sponsor—None
Primary—see Elections
Principal and Income [G. S. 37]
Prison
Franklin County Renovation Funds—2
S 1040 (Appr Com/see H 2055-Ch. 1014) ........................................ 45.
Juvenile Center Land Transfer to Buncombe County
H 2109 (Ch. 956) .......................................................... 186, 194, 208, 211.
Probation
Extension Allowed
H 86 (Ch. 960) .......................................................... 22, 30, 78, 93, 99, 216.
Private Police [G. S. 74C]—see Law Enforcement
Private Protective Services Board Appointment
S 626 (Ch. 856) .......................................................... 77, 93, 163.
S 1294 (Ch. 1029) .......................................................... 157, 164, 179, 301, 307, 347.
H 2107 (Ch. 1026) ......................................................... 167, 268, 307.
Privilege License—see Taxation
Probate [G. S. 47]—see Estates (Wills)
Probation—see Prison
Products Liability [G. S. 99B]
Professional Corporations [G. S. 55B]
Property—see Married Persons; Real Estate
Property Right Bar [G. S. 31A]
Property Tax—see Taxation
Protect Animals [G. S. 19A]
Psychologists—see Medicine
Public Accountants [G. S. 93]
Public Buildings [G. S. 129]
Public Education [G. S. 115C]—see Education
Public Health [G. S. 130; 130A]
Facilities
AHEC Facilities Transfer
H 2084 (Ch. 995) ...................................................... 116, 206, 230, 236, 245.
C.O.N./Medical Equipment Rules
S 679 (Ch. 968) .......................................................... 216.
C.O.N./Retirement Center Tax Exemption
S 460 (failed 2nd rdg) ................................................... 161, 178, 183, 200.
Lithotripter Certificates of Need Exemption
H 2106 (reref Rules Com) .......................................... 167, 224, 236.
Lithotripter Certificate of Need Exemption—2
H 2140 (Ch. 1001) ..................................................... 236, 240, 243, 251, 252.
Garbage Hauling Cover Regulations/Dare County
H 1696 (Ch. 964) ..................................................... 177, 208, 212, 216.
Hazardous Waste
Hazardous Materials Response Team Created/Orange County
H 1562 (Ch. 936) ..................................................... 138, 169, 192, 201, 205.
Low-Level Waste Study
S 882 (H-Appr Com) .................................................. 13, 76, 157, 162.
Public Health (continued)

Hazardous Waste (continued)

Hazardous Waste Treatment Commission Bill Allowed
H 2093 (Rules Com) .................................................. 128.

Health Center, Lincoln (Durham County)
S 1015 (Appr Com/see H 2055–Ch. 1014) .................. 42.

Home Health Care (Indigents)
S 865 (Appr Com) .................................................... 10.

Kindergarten Health Assessments
S 293 (Ch. 1017) .................................................... 254, 273.

Sanitation Rules Exemption/Curb Markets
S 1300 (H 2128) (Ch. 926) ..................................... 180, 191, 198.

Shampooers Prohibited, Unlicensed/Randolph County
H 1545 (Ch. 833) .................................................... 102, 114, 133, 150.

Vaccine

Child Injury Compensation
S 859 (H 1456) (Ch. 1008) 8, 124, 135, 147, 228, 237, 241, 249, 268.

Injury Hearing Funds
S 1290 (Appr Com) .................................................. 127.

Vaccine-Related Injury Funds
S 1291 (Appr Com) .................................................. 127.

Waste

Trash Disposal Equipment—Pine Level/Johnston County
S 986 (Appr Com/see H 2055–Ch. 1014) .................. 34.

Wastewater/Landfill Changes
S 1306 (Ch. 1023) .................................................. 203, 211, 219, 237, 250, 260, 266, 273.

Water

Nonpoint Source Pollution Control
S 1267 (H 1804) (Appr Com) .................................. 71.

Reservoir/Alexander County
S 980 (Appr Com) .................................................. 34.

Triangle J Water Resources Program
S 1147 (Appr Com/see H 2055–Ch. 1014) ................ 55.

Wastewater/Landfill Changes
S 1306 (Ch. 1023) .................................................. 203, 211, 219, 237, 250, 260, 266, 273.

Water and Sewer

Condemnation Power by Water/Sewer Districts
H 2100 (J I Com) .................................................. 142.

Eminent Domain Bill Allowed
H 1442 (Res. 36) ................................................... 29, 77, 87, 89.

Water/Sewer Grant Funds Extension
S 1026 (H 1795) (Appr Com) ................................. 44.

Public Housing—see Housing
Public Markets—see Agriculture
Public Morals [G. S. 19]
Public Offices [G. S. 128]
Public Records [G. S. 132]
Public Schools—see Education
Public Utilities—see Utilities
Public Works [G. S. 133]
Publications
Native American Newsletter Funds
S 1172 (Appr Com) ........................................ 58.

— R —

Radiation Technology—see Medicine
Radio
Amateur Radio License Plates/Fees
H 952 (Ch. 961) ........................................... 100, 183, 200, 207, 216.
Parks and Recreation/Two-Way System
S 1260 (H 1904) (Appr Com) .......................... 66.
Stokes County Radio System
S 1094 (Appr Com) ........................................ 50.
WCQS-FM Public Radio Funds (Western NC)
S 1275 (H 1888) (Appr Com/see H 2055-Ch. 1014) ........ 89.
WUNC Public Radio Funds
S 1264 (Appr Com/see H 2055-Ch. 1014) ............... 66.

Raffle—see Criminal Law (Gambling)
Railroad—see Transportation; Utilities
Rainbow Services—see Higher Education (UNC East Carolina University)

Rand, Anthony E.—Senator Cumberland (part)—12th District
Adjournment Motion Seconded .................................. 31, 82.
Committee Assignments
Standing—
Base Budget (Chairman)
Judiciary IV (Vice-Chairman)
Conference—
SB 634 ..................................................... 84, 140.
SB 950 ..................................................... 176, 215.
SB 1295 ................................................... 247, 265.
HB 286 ..................................................... 246.
HB 1970 ................................................... 229, 251.
HB 2055 ................................................... 235, 239.
HB 2141 ................................................... 303, 305.
Select—
Appropriations Process ...................................... 374.
Board of Community Colleges (Chairman)
Votes Recorded—
HB 1445 .................................................... 247.
HB 2133 .................................................... 209.
Bills and Resolutions—(Senate Bill Number)
Primary Sponsor .......................................... 875, 1023, 1024, 1079, 1080, 1166, 1301.
Co-Sponsor ................................................. 860, 869, 882, 986, 987, 988, 989, 990, 1026, 1267, 1269, 1276, 1277, 1280, 1281, 1292, 1308.

Randolph County—District 16—Senator Wanda Hunt
Senator Russell G. Walker

Arts Guild Funds
S 1254 (Appr Com/see H 2055-Ch. 1014) ................... 65.
Asheboro Library Funds
S 1253 (Appr Com/see H 2055-Ch. 1014) ................... 65.
Randolph County (continued)

Family Crisis Center
S 1255 (Appr Com/see H 2055-Ch. 1014)................................. 66.

Gateskeeper House Restoration Funds
S 1256 (Appr Com) .......................................................... 66.

Hospice Funds
S 1227 (Appr Com/see H 2055-Ch. 1014)................................. 63.

Precinct Boundaries
S 891 (H-ppi) ................................................................. 15, 39, 73.
H 1465 (Ch. 827) ............................................................. 90, 114, 132, 150.

Shamooers Prohibited, Unlicensed
H 1545 (Ch. 833) ............................................................. 102, 114, 133, 150.

Siler City

Centennial/History Celebration Expenses
S 1228 (Appr Com/see H 2055-Ch. 1014)................................. 63.

Zoning Notices Mailing Requirement
S 926 (Ch. 950) ................................................................. 23, 96, 105, 122, 143, 146, 194, 204, 211.

Rape—see Criminal Law (Sexual Offense)

Rate Bureau—see Insurance

Ratification Date—see General Assembly

Rauch, Marshall A.—Senator

Cleveland, Gaston, Lincoln, Rutherford—25th District

Absent With Leave.............................................................. 89, 125, 142.

Adjournment Motion Seconded............................................. 7.

Committee Assignments

Standing—
Finance (Co-Chairman)

Conference—
SB 866 ................................................................. 212, 221.
HB 1970 ................................................................. 229, 251.
HB 2055 ................................................................. 241, 261.
HB 2103 ................................................................. 235, 304.

Bills and Resolutions—(Senate Bill Numbers)
Primary Sponsor .............................................................. 937, 978, 979, 1195, 1197, 1198, 1199, 1200, 1271, 1276, 1285.
Co-Sponsor ................................................................. 860, 868, 982, 983, 984, 996, 1022, 1149, 1150, 1151, 1152, 1153, 1201, 1202, 1203, 1204, 1205, 1206, 1207, 1299, 1305.

Realtors [G. S. 93A]

Real Estate

Inheritance Reciprocity/Aliens
S 642 (Ch. 797) .............................................................. 36, 67, 70.

Reciprocal Support [G. S. 52A]

Recorded Instruments—see Probate

Redman, Jr., William W.—Senator—(Minority Leader) Alexander, Catawba, Iredell, Yadkin—26th District

Absent With Leave.............................................................. 159, 168.

Adjournment Motion Seconded............................................. 75.
Redman, Jr., William W.—Senator (continued)

Committee Assignments

Standing—
Human Resources (Vice-Chairman)

Conference—
SB 866 .................................................. 212, 221.
Funeral Delegate (Senator John East) .................................. 149.
Bills and Resolution—(Senate Bill Numbers)
Primary Sponsor .............................. 866, 918, 919, 980, 1159, 1270, 1293, 1297, 1302, 1303.
Co-Sponsor ........................................ 860, 868, 896, 937.

Reefs—see Natural and Economic Resources (Fish)
ReEntry, Inc.—see Criminal Law
Register of Deeds [G. S. 161]—see Deeds
Registered Debt [G. S. 159E]
Rehabilitation—see Criminal Procedure
Religious Groups [G. S. 61]
Renounce Transfer [G. S. 31B]
Rent—see Housing

Reports to General Assembly

Insurance Regulation Study Commission ................................. 9.
Mental Health Study Commission ....................................... 20.

Rescue Squad—see Emergency Personnel/Services

Resolutions, Joint

(Three resolutions commemorating, honoring, and congratulating individuals are alphabetized by the name of the person.)
(Resolutions relative to Studies are alphabetized under Studies)

Adjournment Sine Sie—1986

Driver Education Program Transfer
H 1411 (Rules Com) ...................................... 217.

Enabling Legislation

Administrative Procedures Act Technical Amendments
S 992 (Res. 46) (see S 1295) ......................... 35, 76, 87, 151.

AHEC Facilities Bill
H 1462 (Res. 37) (see H 2084) ...................... 29, 77, 87, 89.

ABC Election by Beautification District Bill
H 1746 (Res. 40) (see H 2105) ....................... 92, 101, 110, 111.

Anatomical Gifts Bill
H 1635 (Res. 43) (see H 1588) ....................... 92, 126, 147, 151.

Artificial Reef Bill
H 1735 (Res. 42) (see H 2110) ....................... 92, 101, 110, 114.

Curb Market Food Regulation Exemption Bill
H 1886 (Res. 50) (see S 1300) ....................... 127, 164, 176, 179.

District Judge Appointment Bill
S 1299 (Res. 54) (see S 1305) ....................... 185, 198.

East Memorializing Resolution
S 1293 (Rules Com/see S 1297) ....................... 160.
H 2118 (Res. 47) (see H 2122) ....................... 152, 163.
Resolutions, Joint (continued)
Enabling Legislation (continued)

Eminent Domain for County Water/Sewer Districts
H 1442 (Res. 36) (see H 2100) ........................................ 29, 77, 87, 89.

Employment Security Bill
H 1529 (Res. 38) (see H 2086) ........................................ 29, 77, 88, 89.

Executive Mansion Property Disposal Bill
H 1832 (Rules Com) ...................................................... 127.

Fisheries Inspectors Bills
H 1727 (Rules Com) ...................................................... 92.

Franklin County Land Transfer Bill
S 1304 (Rules Com) ...................................................... 194.

Hazardous Waste Treatment Commission Bill
H 2093 (Rules Com) ...................................................... 128.

Housing for Moderate Income Persons
H 2115 (Res. 49) (see H 2127) ........................................ 141, 151, 163, 170.

Land Transfer Bill/Buncombe County
H 1624 (Res. 41) (see H 2109) ........................................ 91, 101, 110, 113.

Local Fair Housing Ordinance/Warren County
H 2097 (Rules Com) ...................................................... 141.

Reciprocal Banking Bill Introduction
H 1605 (Res. 39) (see H 2095) ........................................ 67, 77, 88, 89.

Robinson Memorializing Resolution
S 1180 (H 1783) (Res. 35) ............................................. 59, 83.

Saluda Fire Truck Disposition Bill
H 2135 (Res. 58) (see H 2137) ........................................ 217, 222.

Savings and Loan Supervisory Acquisition Bill
H 2132 (Res. 55) (see H 2133) ........................................ 206.

Technical Amendment to G. S. 143-215.1
S 934 (Res. 48) ........................................................... 24, 76, 87, 170.

UNC Power Plant Bill
S 1023 (Ruled not required) ........................................... 43, 76, 87.

Venus Fly Trap Law Repeal Bill
H 1845 (Res. 44) (see H 2119) ........................................ 103, 126, 147, 151.

Wood Memorializing Resolution
H 2041 (Res. 45) (see H 2120) ........................................ 111, 126, 147, 151.

Wright Brothers Historic Achievements
S 1287 (Res. 52) (see S 1296) ........................................ 102, 126, 147, 183.
H 2112 (Rules Com) ...................................................... 141.

Wright Brothers Historic Achievements
S 1296 (Res. 57) ........................................................... 185, 200, 207, 216.
H 2123 (Rules Com) ...................................................... 195, 208.

Resolutions, Senate (Simple)

Camp LeJeune Expansion Opposition
S 954 (Rules Com/see H 1639) ......................................... 28, 341.

Firemen Honored—Onslow/Pender Counties
S 995 (Rules Com/see H 1499) ......................................... 35, 342.

Municipal Incorporation Bill
S 915 (Rules Com) ........................................................ 18, 22, 341.

Permanent Rules Amended/Local Projects
S 861 (Adopted) .......................................................... 9, 15, 19, 341.
Respite Care—see Human Resources

Restaurants
Classification for Sales Tax Purposes
S 906 (Ch. 1005) .............................................. 17, 153, 161, 176, 253.

Restoration—see Historic Properties
Retailers—see Commerce and Business

Retirement
Firemen
Kinston Firemen's Relief Fund
H 1691 (Ch. 944) ............................................. 152, 184, 196, 205.
Kinston Supplemental System Established
H 1697 (Ch. 945) ............................................. 180, 185, 196, 205.
Pension Increase
S 860 (reref Appr Com) ..................................... 9, 14, 20, 22.

Whiteville Firemen/Columbus County
S 897 (Ch. 980) .............................................. 16, 77, 93, 226.

Law Enforcement
Local Law Enforcement Supplemental Plan
H 2130 (Ch. 1019) ............................................. 229, 234, 240, 250, 264, 267, 273.
Local Officer Supplemental
S 846 (Ch. 1015) ............................................. 239, 263, 273.
Sheriff Supplemental Retirement Benefits
S 1301 (Ch. 1030) ............................................. 192, 202, 301, 307.

Senior Citizens Center Tax Exemption/CON Modification
S 460 (failed 2nd rdg) ...................................... 161, 178, 183, 200.

Teachers and State Employees
Employee Health Plan Changes
H 2131 (Ch. 1020) ............................................. 263, 266, 273.

Formula Increase for Active/Retired
S 962 (reref Appr Com) .................................... 32, 77.

Revenue—see Appropriations; Bonds; Local Government Finance; Taxation
Revenue Bonds—see Bonds
Revenue Department—see Taxation
Revitalization—see Individual County

Richmond County—District 17—Senator J. Richard Conder
Senator Aaron W. Plyler

Arts Council Funds—2
S 1178 (Appr Com/see H 2055–Ch. 1014) ...................... 58.

Deer Hunting Regulations
H 1655 (Ch. 869) ............................................. 92, 152, 160, 170.

Economic Development
S 923 (Ch. 874) ............................................. 23, 40, 72, 80, 154, 160, 175, 181.

Economic Development Promotion Funds
S 1042 (Appr Com/see H 2055–Ch. 1014) ...................... 45.

Hamlet
Boundaries
S 911 (Ch. 812) ............................................... 17, 39, 73, 125.

Concerned Citizens/East Hamlet Community
S 1043 (Appr Com/see H 2055–Ch. 1014) ...................... 45.

Library Funds—2
S 1050 (Appr Com/see H 2055–Ch. 1014) ...................... 46.
Richmond County (continued)

Junked Vehicles Regulated

Rockingham
Annexation

Palisades Park Recreational Facility

Senior Citizens Center (East Rockingham Park)

Zoning Notice Mailing Requirements

Junked Vehicles Regulated

Rockingham
Annexation

Palisades Park Recreational Facility

Senior Citizens Center (East Rockingham Park)

Zoning Notice Mailing Requirements

RICO (Racketeer Influenced Corrupt Organization)—see Criminal Law (Racketeer)

Rides—see Amusement; Labor Department

Rights of Children [G. S. 49A]

Rivers [G. S. 77]—see Natural and Economic Resources

Roads and Highways [G. S. 136]—see Transportation (Roads and Highways)

Robbery—see Criminal Law

Robeson County—District 30—Senator David Russell Parnell

Fairmont Industrial Park Planning Funds

Lumberton ABC Board Enlarged

Lumberton Civic Center/Carolina Theater Funds

Maxton Day Care Council Funds

Parkton
Recreation Center Funds

Proctorville Community Building Funds

Red Springs Community Center Funds

Rowland Southside High School Renovation

St. Pauls Community Building Funds

Strike at the Wind Funds—2

Robinson, Sankey Wright—In Memory (Former Member of General Assembly)

Rockingham County—District 24—Senator William D. Goldston, Jr.

Assessments Collection Process

Eden
Animal Shelter Funds

Senior Citizen Room Funds

25.
Rockingham County (continued)

Madison
  Civic Center/Charles Drew School
    S 1087 (Appr Com/see H 2055–Ch. 1014) ........................................ 50.
  Corporate Limits
    H 1471 (Ch. 816) ................................................................. 37, 96, 104, 118, 125.
  Recreation Equipment Funds
    S 1089 (Appr Com/see H 2055–Ch. 1014) ........................................ 50.
  Reidesville Penn House Renovation Funds
    S 1088 (Appr Com/see H 2055–Ch. 1014) ........................................ 50.
Stoneville
  Revitalization/Underground Facilities
    S 1091 (Appr Com/see H 2055–Ch. 1014) ........................................ 50.
  Water Supply Connection/Mayodan
    S 1118 (Appr Com/see H 2055–Ch. 1014) ........................................ 53.

Rowan County—District 23—Senator Paul S. Smith

      Senator Robert V. Somers

Animal Control Officers
    S 916 (Ch. 872) ................................................................. 18, 39, 73, 181.
Economic Development Activity Authority
    S 917 (H-ppi) ................................................................. 18, 39, 71, 80.
Motorboat Noise
    S 884 (H 1549) (N&ER&W Com) ............................................. 13.
Salisbury
  Deed to Real Property Payment for Tax Lien
    H 1625 (Ch. 910) ................................................................. 116, 165, 175, 197.

Royall, Jr., Kenneth C.—Senator—(Majority Leader) Durham, Granville, Orange (part), Person—13th District

Absence With Leave ................................................................. 28, 244, 253.
Adjointment Motion ................................................................. 82, 142, 244.
Appointment—Advisory Budget Commission
Committee Assignments
Standing—
  Ways and Means (Chairman)
  Appropriations (Vice-Chairman)
  Rules and Operation of the Senate (Vice-Chairman)
  Base Budget—Children and Youth—Commerce—Finance—Higher Education—Human Resources—Judiciary IV—Pensions and Retirement—State Government
Conference—
  HB 1970 ................................................................. 229, 251.
  HB 2055 ................................................................. 235, 239.
  HB 2140 ................................................................. 240, 243.
Select—
  Appropriations Process ................................................. 374.
  University Board of Governors (Chairman)
Journal Approval Motion .................................................. 76.
Rules Amendment Intention ................................................ 7.
Bills and Resolutions—(Senate Bill Numbers)
  Primary Sponsor .................................................. 861, 1025, 1076, 1193, 1308.
  Co-Sponsor .................................................. 860, 868, 1277, 1292.
Rules of Civil Procedure [G. S. 1A]—see Civil Procedure
Rules, Senate—see General Assembly (Senate)
Rulings by President—see General Assembly (Senate—Rulings)
Rural Habitation [G. S. 137]
Rutherford County—District 25—Senator Ollie Harris
Senator Helen Rhyme Marvin
Senator Marshall A. Rauch

Arts Council Funds—2
S 1150 (Appr Com/see H 2055-Ch. 1014) ........................................ 56.
Danieltown VFD Board Elections
H 1572 (Local Gov't Com) ................................................... 84.
Domestic Violence Program
S 1152 (Appr Com/see H 2055-Ch. 1014) .................................. 56.
Vocational Workshop Program (ADAP)
S 1153 (Appr Com) .......................................................... 56.

SAFE—see Married Persons (Family Violence)
Safe Driver Insurance Plan—see Insurance; Motor Vehicles
Safe Road Act—see Motor Vehicles
Salaries and Fees [G. S. 138]—see Appropriations (Budget); Labor
Sales—see Commerce and Business
Sales Tax—see Taxation
Sampson County—District 15—Senator Robert D. Warren
Agri-Civic Center Funds
S 1162 (Appr Com) .......................................................... 57.
Alumni Funds
S 1099 (Appr Com/see H 2055-Ch. 1014) .................................. 51.
Armory State/Local Matching Funds
S 1101 (Appr Com) .......................................................... 51.
Clinton/Agri-Civic Center
H 1677 (Ch. 943) ............................................................. 152, 170, 189, 196, 205.
Herring Community Building Renovation Funds
S 1103 (Appr Com/see H 2055-Ch. 1014) .................................. 51.
Ivanhoe Community Funds
S 987 (Appr Com/see H 2055-Ch. 1014) .................................. 34.
School Sale/Old Sampson High
H 1678 (Ch. 894) ............................................................. 94, 166, 175, 182.
Technical College Capital Improvements
S 988 (Appr Com) .......................................................... 35.
Sanitarians [G. S. 90A]—see Public Health
Sanitary Districts—see Public Health
Savings and Loan [G. S. 54B]—see Banks
Sawyer, Wendell H.—Senator
Guilford (part)—32nd District
Committee Assignments
Standing—
Education—Finance—Higher Education—Judiciary I—State Government
Bills and Resolutions—(Senate Bill Numbers)
Primary Sponsor .............................................................. None.
Co-Sponsor ................................................................. None.
Scholarships—see Higher Education
School Bus—see Education; Motor Vehicles
Schools—see Education
Science and Math School—see Higher Education
Scotland County—District 17—Senator J. Richard Conder
Senator Aaron W. Plyler

Literacy Council
S 1177 (Appr Com/see H 2055–Ch. 1014) ......................... 58.
Summer Jobs Training Program
S 1047 (Appr Com/see H 2055–Ch. 1014) ......................... 46.
Zoning Notice Mailing Requirement
S 926 (Ch. 950) ........................................... 23, 96, 105, 122, 143, 146, 194, 204, 211.
Seaports—see Natural and Economic Resources (Coastal Areas)
Secretary of State—see State Officers
Securities [G. S. 78A]
Self-Liquidating Projects—see Appropriations; Bonds
Self-Reliance, Inc.—see Forsyth County
Senate—see General Assembly
Senate Resolutions—see Resolutions, Senate (Simple)
Senatorial Districts .................................................. 3, 338.
Senior Citizen—see Aged
Separation of Powers—see State Officers
Setoff Debt [G. S. 105A]
Severance Pay—see Labor; State Personnel
Sewer—see Public Health (Waste)
Sexual Offense—see Criminal Law
Shaded Vehicle Window—see Motor Vehicles (Window Darkening)
Shaw, Robert G.—Senator Forsyth (part) and Guilford (part)—19th District
Committee Assignments
Standing—
Agriculture—Finance—Local Government and Regional Affairs—Natural
and Economic Resources and Wildlife—Senior Citizens
Votes Recorded
HB 1476 .................................................................. 173.
Bills and Resolutions—(Senate Bill Numbers)
Primary Sponsor ....................................................... None.
Co-Sponsor .............................................................. None.
Sheltered Workshop—see Mental Health; Individual County
Shelters For Disadvantaged—see Married Persons; Social Services; Individual County
Sheriff [G. S. 162]—see Law Enforcement
Sheriff Training [G. S. 17E]
Sickle Cell Disease
Charlotte–Metrolina, Inc. Association
S 1195 (Appr Com/see H 2055–Ch. 1014) ......................... 60.
Sigmon Settlement—Motor Vehicle Accident
S 864 (J IV Com) ................................................... 10.
Signatures [G. S. 22A]
Simpson, Daniel Reid—Senator Avery, Burke, Caldwell,
Mitchell, and Wilkes—27th District
Absent With Leave ...................................................... 5, 100.
Adjournment Motion Seconded ................................. 252.
Simpson, Daniel Reid—Senator (continued)
Committee Assignments
Standing—
   Appropriations—Appropriations on Education—Base Budget—
   Education—Judiciary II—Local Government and Regional Affairs—State
   Government
Bills and Resolutions—(Senate Bill Numbers)
   Primary Sponsor ................................................. 931.
   Co-Sponsor .................................................. None.
Sine Die Adjournment—see General Assembly
Skier Safety [G. S. 99C]
SLC (Southern Legislative Conference of CSG)—see Appointments
Smith, Paul S.—Senator  Davidson, Davie, and Rowan—23rd District
Absent With Leave .................................................. 82, 244, 253, 259.
Committee Assignments
Standing—
   Election Laws (Vice-Chairman)
   Commerce—Finance—Higher Education—Insurance—Manufacturing and
   Labor—State Government
Select—
   Board of Community Colleges
Bills and Resolutions—(Senate Bill Numbers)
   Primary Sponsor ................................................. 883, 884, 916, 917, 938.
   Co-Sponsor .................................................. 860, 868.
Social Services [G. S. 108A]
   Family Housing Center, Inc./Mecklenburg County
      S 1071 (Appr Com/see H 2055-Ch. 1014) ....................... 48.
   Food Bank
      Metrolina Funds/Mecklenburg County
         S 1077 (Appr Com/see H 2055-Ch. 1014) ....................... 49.
   Housing, Emergency/Mecklenburg County
      S 1069 (Appr Com/see H 2055-Ch. 1014) ....................... 48.
   Inter-Faith Council for Community Shelter
      S 1230 (Appr Com/see H 2055-Ch. 1014) ....................... 63.
   Meals-On-Wheels/Durham County
      S 1096 (Appr Com/see H 2055-Ch. 1014) ....................... 50.
   Rape Crisis Center/Family Violence—Chatham County
      S 1248 (Appr Com) .............................................. 65.
Social Worker [G. S. 90B]
Soil and Water Districts [G. S. 139]
Soles, Jr., R. C.—Senator  Bladen, Brunswick, Columbus,
                         Cumberland (part)—18th District
Absent With Leave .................................................. 28, 142.
Adjournment Motion Seconded ....................................... 38.
Committee Assignments
Standing—
   Judiciary IV (Chairman)
   State Government (Vice-Chairman)
   Agriculture—Commerce—Finance—Insurance
Conference—
   HB 286 ...................................................... 246.
Soles, Jr., R. C.—Senator (continued)

Votes Excused
   HB 2132. ...................................................... 206.
   HB 2133. ...................................................... 209.

Bills and Resolutions—(Senate Bill Numbers)
   Primary Sponsor ................................. 897, 953, 1180, 1181, 1182, 1183, 1184, 1185, 1186, 1187, 1188, 1189, 1190, 1191, 1192, 1283.
   Co-Sponsor ................................................. None.

Somers, Robert V.—Senator Davidson, Davie, and Rowan—23rd District

Committee Assignments
   Standing—
      Finance—Judiciary III—Local Government and Regional Affairs—Senior Citizens
   Bills and Resolutions—(Senate Bill Numbers)
      Primary Sponsor ........................................ None.
      Co-Sponsor .............................................. 938, 1285.

Speed, James D.—Senator Franklin, Vance, Wake (part)—11th District

Committee Assignments
   Standing—
      Agriculture (Chairman)
      Senior Citizens (Vice-Chairman)
      Appropriations—Appropriations on General Government—Base Budget—
      Children and Youth—Education—Pensions and Retirement—
      Transportation
   Bills and Resolutions—(Senate Bill Numbers)
      Primary Sponsor ...................................... 1039, 1040, 1041, 1105, 1106, 1107, 1143, 1144, 1304.
      Co-Sponsor .............................................. 860, 882, 885, 1293.

Sports Festival—see Celebrations/Festivals

Spouse—see Married Persons

Spring-Loaded Knife—see Criminal Law (Knives)

Stanly County—District 17—Senator J. Richard Conder
   Senator Aaron W. Plyler

Snuggs House Funds
   S 955 (Appr Com/see H 2055–Ch. 1014) .................. 28.

Zoning Notice Mailing Requirement
   S 926 (Ch. 950) ............................................ 23, 96, 105, 122, 143, 146, 194, 204, 211.

State Agencies [G. S. 143]
   Controller, State/Office Created
      S 1308 (St Gov’t Com) .................................. 222, 226.
      H 2136 (Ch. 1024) .................................... 246, 250, 254, 267, 269, 273.

Effective Dates/Provision Extensions
   S 1292 (Ch. 851) ........................................... 143, 151.

Separation of Powers
   H 1753 (Ch. 955) .......................................... 152, 164, 178, 184, 190, 199, 211.

State Awards [G. S. 140A]

State Board Of Education—see Education

State Boundaries [G. S. 141]

State Buildings
   Albemarle Parking Deck Bonds
      S 1281 (Fin Com) ......................................... 97.
      H 2092 (Ch. 946) ....................................... 142, 169, 190, 199, 206.
State Debt [G. S. 142]
State Lands [G. S. 146]
State Officers [G. S. 147]

Auditor
Controller, Office Created
S 1308 (St Gov't Com) ............................................ 222, 226.
H 2136 (Ch. 1024) .................................................246, 250, 254, 267, 269, 273.

Attorney General/Courts Commission Membership
S 875 (J IV Com) .................................................... 12.

Governor

District Judge Appointment Schedule
S 1305 (Ch. 1006) ................................................... 203, 213, 222, 253.

Gubernatorial Succession Referendum Repealed
H 810 (Ch. 1010) ................................................... 78, 99, 106, 268.

Lieutenant Governor (President of the Senate)

Addresses Senate .................................................... 5, 69, 271.

Allegiance, Leads Pledge ......................................... 5, 193.

Desk Presentation to Senate Acceptance ..................... 69, 346.

Presides Daily Session (Senate) ............................... 5, 7, 9, 11, 14, 21, 27, 31, 38, 68,
75, 82, 88, 95, 100, 111, 112, 124,
136, 142, 149, 156, 158, 164, 168,
180, 192, 199, 202, 209, 210, 215,
222, 223, 233, 237, 241, 244, 248,

Select Committee Appointed .................................... 374.

Votes—Tied
HB 2055 (Adoption of Amendment 13) ....................... 228.

Separation of Powers
H 1753 (Ch. 955) ................................................... 152, 164, 178, 184, 190, 199, 211.

State Parks—see Natural and Economic Resources (Parks)

State Personnel [G. S. 126]

Community Service Supervisor Training Funds
S 1303 (Appr Com) .................................................. 194.

Government Dinner Sponsorship
H 982 (reref Appr Com) ......................................... 248, 252.

Major Medical Plan Changes
H 2131 (Ch. 1020) ................................................... 263, 266, 273.

Marine Fisheries Secondary Employment Restrictions
H 1727 (Rules Com) .................................................. 92.

Parks and Recreation Area Employee Uniforms
S 1259 (H 1905) (Appr Com) .................................... 66.

Severance Pay/Job Abolishment
S 1286 (Ch. 981) ..................................................... 102, 116, 138, 226.

State Prison [G. S. 148]—see Prison

State Retirement [G. S. 135]

State Song and Toast [G. S. 149]

Staton, William W.—Senator
Harnett, Lee, Wake (part)—14th District
Absent With Leave .................................................. 5, 83, 244, 253, 259.

Committee Assignments

Standing—

Judiciary II (Chairman)
Finance (Vice-Chairman)
Staton, William W.—Senator (continued)

Committee Assignments (continued)

Commerce—Higher Education—Insurance—Manufacturing and Labor—Natural and Economic Resources and Wildlife

Conference—

SB 859 ................................................................. 228, 242.
HB 606 ................................................................. 108.

Votes Recorded

HB 992 ................................................................. 106.

Bills and Resolutions—(Senate Bill Numbers)

Primary Sponsor ............................. 968, 969, 970, 971, 972, 973, 974, 976, 1145, 1146, 1147, 1289, 1290, 1291.

Co-Sponsor ...................... 860, 882, 885, 886, 887, 888, 899, 901, 902, 903, 904, 905, 906, 907, 936, 967, 1142, 1273, 1286.

Status Offender—see Judicial Department (Interdisciplinary)

Statute Construction [G. S. 12]

Statute of Frauds [G. S. 22]

Statutes—see General Statutes

Statutory Liens [G. S. 44A]—see Liens

Stokes County—District 24—Senator William D. Goldston, Jr.

Senator Weldon R. Price

Microwave Radio System Funds

S 1094 (Appr Com) ....................................................... 50.

Strays [G. S. 79]

Student Loans, Board For Need-Based Appointment

S 1294 (Ch. 1029) ..................................................... 157, 164, 179, 301, 307, 347.

H 2107 (Ch. 1026) ..................................................... 167, 268, 307.

Studies

Legislative Research Commission

Adolescent Pregnancy and Premature Births

H 2141 (Ch. 1032/see also H 2078) .... 256, 268, 270, 301, 302, 305, 307.

Coastal Water Quality

H 2055 (Sec. 152) (Ch. 1014) .............. 227, 235, 238, 241, 261, 263, 269.

Election and Campaigning Procedures

S 1002 (reref Appr Com) ...................... 41, 164.

H 2141 (Sec. 1) (Ch. 1032) ...................... 256, 268, 270, 301, 302, 305, 307.

Low-Level Radioactive Waste Regulation

H 2141 (Sec. 1) (Ch. 1032) ...................... 256, 268, 270, 301, 302, 305, 307.

Low-Level Waste

S 882 (H-Appr Com) .............................................. 13, 76, 157, 162.

Omnibus Bill—1986

H 2141 (Ch. 1032) ...................... 256, 268, 270, 301, 302, 305, 307.

Roads Act Provisions

H 2141 (Sec. 2) (Ch. 1032) ...................... 256, 268, 270, 301, 302, 305, 307.

Veterans Cemetery Study

H 2141 (Sec. 1) (Ch. 1032/see also H 2117) .......... 256, 268, 270, 301, 302, 305, 307.

Voting Machines Uniform System

H 2141 (Sec. 1) (Ch. 1032/see also H 1664) .......... 256, 268, 270, 301, 302, 305, 307.

Used Tires and Waste Oil Disposal

H 2141 (Sec. 12) (Ch. 1032) .............. 256, 268, 270, 301, 302, 305, 307.
Studies (continued)

Special

ACCESS (Publication for Disabled)
   H 2055 (Sec. 138) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
AFDC Two-Parent Eligibility, Federal Approval
   H 2055 (Sec. 229) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
Alcohol and Drug Defense Program
   H 2055 (Sec. 68) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
Black Child and Family Funds
   S 1004 (Appr Com/see H 2055–Ch. 1014) ........................................ 41.
Cancer Registry Program, State
   H 2055 (Sec. 141) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
Community Alternatives to Incarceration
   H 2055 (Sec. 205) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
Community Service Workers in State Parks
   H 2055 (Sec. 142) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
Community Service Workers in Parks
   H 2055 (Sec. 231) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
Community Work Experience Program
   H 2055 (Sec. 128) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
Deinstitutionalization Project/South Central
   H 2055 (Sec. 112) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
Dental Program in Unserved Counties
   H 2055 (Sec. 103) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
Disability Benefits for Teachers/State Employees
   H 2055 (Sec. 50) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
Dropout Program Effectiveness
   H 2055 (Sec. 70) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
Governor’s Security
   H 2055 (Sec. 174) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
Hazardous Waste Field Inspectors
   H 2055 (Sec. 101) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
Highway Construction Project Developer Agreements
   H 968 (Sec. 3) (Ch. 1018) .................... 266, 273.
Highway Patrol Assignments
   H 968 (Sec. 12) (Ch. 1018) .................... 266, 273.
JTPA Funds
   H 2055 (Sec. 5) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
Kerr/Jordan Lake Law Enforcement Funds
   H 2055 (Sec. 196) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
Land Records by Western Carolina University
   S 1171 (Appr Com) ........................................ 58.
Low-Level Radioactive Waste Host State and Nuclear Power Plants
   H 2055 (Sec. 132) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
Nonpoint Source Pollution Control
   H 2055 (Sec. 149) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
Pamlico Technical College Expenditures
   H 2055 (Sec. 83) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
Parks Land Acquisition Plans, State
   H 2055 (Sec. 231) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
Studies
Special
Preschool Screening/Evaluation Pilot Program
H 2055 (Sec. 75) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
Prescription Drugs for Disabled Persons
H 2055 (Sec. 105) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
Prison Expenditures
H 2055 (Sec. 218) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
Prison Floor Plans
H 2055 (Sec. 218) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
Prison Unit Improvement Plant
H 2055 (Sec. 214) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
Private Prisons
H 2055 (Sec. 204) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
Respite Care
H 2055 (Sec. 7) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
School Employee Salary Schedules
H 2055 (Sec. 58) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
S 1269 (reref Appr Com/see also H 1919) ................. 83.
School Physical Education Program
H 2055 (Sec. 71) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
School Programs Legislatively Mandated
H 2055 (Sec. 230) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
Solid Waste Positions and Landfills
H 2055 (Sec. 102) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
State Agency Laboratories
H 2055 (Sec. 190) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
State Agency Reorganization
H 2055 (Sec. 237) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
State Construction Reserve for Advance Planning
H 2055 (Sec. 181) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
Teacher Effectiveness Training Compensation/Survey
H 2055 (Sec. 54) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
Textbooks for Visually Impaired
H 2055 (Sec. 72, 73) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
Waste and Pollutant Regulation
H 2055 (Sec. 150) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.
Youthful Offenders Forestry Program Plan
H 2055 (Sec. 209) (Ch. 1014) ............... 227, 235, 238, 241, 261, 263, 269.

Stun Guns—see Criminal Law
Substance Abuse—see Mental Health
Suretyship [G. S. 26]
Surry County—District 24—Senator William D. Goldston, Jr.
Senator Weldon R. Price
Courthouse Landscaping/Grounds Funds
S 1117 (Appr Com/see H 2055–Ch. 1014) ................. 53.
Survey Base [G. S. 102]
Surveyor—see Engineer
Surviving Spouses [G. S. 30]
Swain County—District 29—Senator Charles W. Hipps
Senator R. P. Thomas

After School Program Funds
S 1168 (Appr Com/see H 2055-Ch. 1014) .......................... 57.
Occupancy and Tourism Development Tax
S 949 (Ch. 923) .................................................. 25, 40, 107, 119, 128, 198.
School Enrichment Program
S 1174 (Appr Com/see H 2055-Ch. 1014) ......................... 58.

Swain, Robert S.—Senator
Buncombe, Madison, McDowell, Yancey—28th District

Adjournment Motion Seconded ........................................ 202.
Committee Assignments

Standing—
  Judiciary III (Chairman)
  Appropriations on Justice and Public Safety (Vice-Chairman)
  Appropriations—Base Budget—Election Laws—Pensions and Retirement—Rules and Operation of the Senate—Senior Citizens—Ways and Means
Conference—
  HB 2140 ............................................................. 240, 243.
Select—
  University Board of Governors

Remarks ................................................................. 69.

Bills and Resolutions—(Senate Bill Numbers)
  Primary Sponsor ...................... 870, 871, 872, 894, 921, 928, 930, 957, 961, 1160, 1161.
  Co-Sponsor ..................................................... 857, 860, 867, 981, 1275.

Symphony—see Arts (Music)

— T —

Taft, Thomas F.—Senator
Beaufort (part), Martin (part), and Pitt (part)—9th District

Absent With Leave .................................................. 193.
Committee Assignments

Standing—
  Agriculture (Vice-Chairman)
Conference—
  SB 859 ............................................................. 228, 242.
Funeral Delegate—(Senator John East) ................................ 149.
Votes Excused
  HB 2132 ............................................................. 206.
  HB 2133 ............................................................. 209.

Bills and Resolutions—(Senate Bill Numbers)
  Primary Sponsor ...................... 858, 859, 935, 943, 1208, 1209, 1210, 1211, 1212, 1213, 1214, 1215, 1216, 1217, 1218, 1219, 1220, 1221, 1222, 1223, 1224, 1225.
  Co-Sponsor ..................................................... 860, 1289, 1290, 1291.
Tag Switching—see Criminal Law (Penalty)

Tally, Lura S.—Senator

Committee Assignments

Standing—
Natural and Economic Resources and Wildlife (Chairman)
Higher Education (Vice-Chairman)
Appropriations—Appropriations on Education—Base Budget—Children and Youth—Education—Judiciary I—Local Government and Regional Affairs

Bills and Resolutions—(Senate Bill Number)

Primary Sponsor ........................................... 882, 1268.
Co-Sponsor ................................................. 860, 924, 925, 939, 1166, 1269.

Taxation [G. S. 105]

Estate
Federal Estate Apportionment
H 761 (Ch. 878) ........................................... 96, 106, 122, 181.

Excise
Controlled Substance
S 985 (J IV Com) ........................................... 34.

Franchise
Corporate Minimum Raised
S 905 (Ch. 854) ........................................... 17, 75, 81, 86, 163.

Fuel
Clarifying Amendments
H 1580 (Ch. 937) ........................................... 127, 169, 191, 201, 205.

Gasoline/Special Fuels
Tax Increase (Gas 3%) (Fuel 2 cents)
S 866 (H 1478) (Ch. 982) .................................. 10, 21, 111, 120, 138, 211, 218, 220, 225, 229.

Gift Exclusion, Annual/Exceed $10,000
H 1451 (Ch. 821) ........................................... 36, 107, 122, 125.

Income
Corporation Estimated Return Signature Requirement
H 1449 (Ch. 820) ........................................... 36, 107, 122, 125.
Estimated Underpayment Penalty Increase
H 1466 (Fin Com) ........................................... 37.
Motor Corporation Transfer Exemption
S 1273 (Ch. 925) ........................................... 83, 136, 147, 198.
Paraplegic Exemption Expansion
H 1608 (Ch. 909) ........................................... 116, 169, 192, 197.
Property Tax Credit Taxable
H 1446 (Ch. 825) ........................................... 67, 107, 120, 134, 149.

Inheritance Filing Threshold
H 1467 (Ch. 822) ........................................... 37, 107, 122, 125.

Internal Revenue Code Reference Update
S 904 (Ch. 853) ........................................... 16, 75, 81, 85, 163.

Insurance Premium Tax Rate Amended
H 2103 (Ch. 1031) ........................................... 195, 220, 231, 234, 303, 304, 307.

License
Performing and Visual Art Centers Exemption
H 1447 (Ch. 819) ........................................... 36, 107, 122, 125.
Taxation (continued)

Motor Vehicle Tax Increased/Mecklenburg County
H 1665 (Ch. 1009) ........................................ 229, 248, 254, 268.

Occupancy—see also Individual County
Catawba, Henderson, and Wayne Counties
S 896 (Ch. 929) ........................................ 16, 137, 145, 155, 204.

City/County Authority to Levy
S 1271 (Fin Com) ........................................ 83.

Clay, Durham, Graham, Jackson, Macon,
Polk and Transylvania Counties
S 948 (Ch. 969) ......................................... 25, 40, 123, 130, 131, 138, 146, 155, 209,
212, 219, 225.

Forsyth County, Additional 1%
S 952 (Ch. 924) ......................................... 25, 40, 107, 119, 128, 198.

Henderson Occupancy and Tourism Development
H 1649 (Ch. 962) ......................................... 171, 183, 196, 204, 216.

Iredell—Statesville Amendments
S 918 (Ch. 930) ......................................... 18, 123, 130, 144, 205.

McDowell County Authorization
H 1646 (Ch. 892) ......................................... 127, 153, 160, 171, 182.

Nash County
S 945 (H—ruled ineligible under H 1424) ........ 25, 40, 123, 129, 144.

New Hanover Tax Amended
H 1692 (Ch. 971) ......................................... 180, 203, 212, 218, 225.

Onslow County
H 672 (Ch. 857) ......................................... 98, 137, 146, 155, 163.

Raleigh/Wake County
H 606 (Ch. 850) ......................................... 108, 117, 128, 137, 151.

Swain County
S 949 (Ch. 923) ......................................... 25, 40, 107, 119, 128, 198.

Privilege License Amendments, Clarifying
S 901 (Ch. 985) ........................................ 16, 75, 81, 85, 229, 230, 235.

Property
Credit Added to Taxable Income
H 1446 (Ch. 825) ....................................... 67, 107, 120, 134, 149.

Household Property Exemption
S 866 (H 1478) (Ch. 982) ............................ 10, 21, 111, 120, 133, 211, 218,
220, 225, 229.

Inventory Credits/Reductions Clarification
H 2114 (Ch. 947) ....................................... 155, 169, 191, 199, 206.

Railroad Tax Evaluation
H 842 (S 478) (reref W&M Com) ..................... 156, 166, 177, 206.

Retirement Center Exemption
S 460 (failed 2nd rdg) ................................. 161, 178, 183, 200.

Revenue Laws Technical Changes
H 1452 (Ch. 826) ....................................... 67, 107, 121, 134, 150.

Sales and Use
Advertising Services Exemption
S 902 (Fin Com) ....................................... 16.

Commodities Exchange Exemption (Gold/Silver/Platinum)
S 907 (reref Fin Com) .................................. 17, 75, 82, 99.
Taxation (continued)
Sales and Use (continued)
Distribution of 1% Tax by City
S 914 (J II Com) .................................................. 18.
H 1459 (Ch. 934) ................................................. 142, 161, 164, 178, 189, 205.
Farm Products Exemption
H 883 (S 537) (Ch. 953) ......................... 161, 179, 191, 201, 211.
Golf Car/Battery Charger Single-Item Classification
H 1448 (Ch. 901) ................................................. 127, 169, 191, 197.
Livestock Building Exemption
S 488 (Ch. 973) ................................................. 161, 179, 222, 225.
Local, Additional ½ Percent
H 1542 (Ch. 906) ................................................. 116, 153, 166, 177, 197.
Motor Vehicle Parts/Accessories to General Fund
S 1270 (Fin Com) ................................................. 83.
Motor Vehicle Transfer Exemption
S 1273 (Ch. 925) ................................................. 83, 136, 147, 198.
Report Filing Dates
H 1445 (Ch. 1007) ................................................. 36, 219, 245, 247, 253.
Restaurants Classified Non-Manufacturing
S 906 (Ch. 1005) ................................................. 17, 153, 161, 176, 253.
Self-Insurance Guaranty Association Exemptions
S 879 (H 1514) (Ch. 928) .............................. 12, 41, 123, 135, 146, 204.
Self-Insurance Guaranty Association, NC
S 881 (H 1512) (Ch. 1013) .............................. 13, 70, 86, 98, 255, 268.
Small Partnership Informational Return Exemption
S 903 (Ch. 983) ................................................. 16, 75, 82, 235.
Teacher—see Education
Teacher Retirement—see Retirement
Technical Institutes—see Higher Education
Telecommunications
Public Radio/Television UNC-Chapel Hill
S 1264 (Appr Com/see H 2055–Ch. 1014) ................... 66.
WCQS-FM Public Radio Funds (Western NC)
S 1275 (H 1888) (Appr Com/see H 2055–Ch. 1014) ................... 89.
WUNC-TV Public Television Funds
S 1264 (Appr Com/see H 2055–Ch. 1014) ................... 66.
Telephone—see Utilities
Television—see Telecommunications
Textbooks—see Education
Theater—see Arts
Therapeutic Recreation Certification—see Medicine
Therapy—see Medicine
Thomas, Joseph E.—Senator Carteret, Craven, Pamlico—3rd District
Absent With Leave ............................................... 12, 39.
Adjournment Motion Seconded ............................... 180, 244.
Committee Assignments
Standing—
Appropriations on Natural and Economic Resources (Chairman)
Natural and Economic Resources and Wildlife (Vice-Chairman)
Thomas, Joseph E.—Senator (continued)
Committee Assignments (continued)
Standing (continued)
Agriculture—Appropriations—Base Budget—Finance—Local Government and Regional Affairs—Rules and Operation of the Senate—Transportation—Ways and Means
Select—
Appropriations Process ............................................. 374.
University Board of Governors
Prayer ................................................................. 142.
Bills and Resolutions—(Senate Bill Numbers)
Primary Sponsor ..................................................... 878, 944, 975, 1158.
Co-Sponsor ......................................................... 860, 1287, 1296.

Thomas, R. P.—Senator Cherokee, Clay, Graham, Haywood, Henderson, Jackson, Macon, Polk, Swain, and Transylvania—29th District
Absent With Leave .................................................. 193, 253.
Appointment—Advisory Budget Commission
Committee Assignments
Standing—
Finance (Co-Chairman)
Appropriations on General Government (Vice-Chairman)
Appropriations—Base Budget—Human Resources—Judiciary III—Manufacturing and Labor—Natural and Economic Resources and Wildlife
Conference—
SB 866 ................................................................. 212, 221.
SB 950 ................................................................. 176, 215.
Bills and Resolutions—(Senate Bill Numbers)
Primary Sponsor ................................................. 863, 946, 947, 1006, 1168, 1169.
Co-Sponsor ..................................................... 856, 860, 901, 902, 903, 904, 905, 906, 907, 948, 949, 950, 951, 1170, 1171, 1172, 1173, 1174, 1175, 1259, 1260, 1273.

Timber—see Natural and Economic Resources (Forestry)
Title to Land [G. S. 47B]
Tobacco—see Agriculture
Tort—see also Individual Subject
Liability Insurance and Tort Reform
S 868 (reref Ins Com) ........................................... 10, 112, 116.
Sigmoid Settlement Funds
S 864 (J IV Com) .................................................. 10.

Tourism—see Commerce
Occupancy Tax—see Taxation; Individual County
Toxic Substances—see Public Health
Trademarks [G. S. 80]

Transportation
Roads and Highways
Future Roads Act—2
S 761 (H-Appr Com). ............................................. 157, 162.
S 866 (H 1478) (Ch. 982) .................................. 10, 21, 111, 120, 133, 211, 218, 220, 225, 229.

Highway Fund Budget 1986-87
H 968 (Ch. 1018) ............................................. 266, 273.
Transportation (continued)
   Roads and Highways (continued)
       Highway to General Fund/Driver’s Education Program
   H 1411 (Rules Com) ....................................................... 217.
       Naming/Marking Primary/Secondary in Columbus County
   S 1190 (H 1788) (Appr Com/see H 2055–Ch. 1014)....................... 60.
       Powell Bill Fund Eligibility Definition
   S 914 (J II Com) ............................................................ 18.
   H 1459 (Ch. 934) ......................................................... 142, 161, 164, 178, 189, 205.

Transylvania County—District 29—Senator Charles W. Hipps
   Senator R. P. Thomas

       After School Program Funds
   S 1168 (Appr Com/see H 2055–Ch. 1014)................................. 57.
       Brevard Music Center Funds
   S 863 (Appr Com) ........................................................... 10.
       Occupancy Tax
   S 948 (Ch. 969) ............................................................ 25, 40, 123, 130, 131, 138, 146, 155,
   209, 212, 219, 225.
       Pre-Development Ordinances
   S 951 (H–ppi) ................................................................. 25, 40, 74.
   H 1637 (Ch. 809) ........................................................... 85, 105, 113.

School Enrichment Program
   S 1174 (Appr Com/see H 2055–Ch. 1014)................................. 58.

Trash—see Public Health (Waste)

Treasurer—see State Officers

Trials—see Civil Procedure; Criminal Procedure

Trucks—see Motor Vehicles

Trusts [G. S. 36A]—see Estates

Tuition of Elderly [G. S. 115B]

Tyrrell County—District 1—Senator Marc Basnight

— U —

Unemployment—see Employment Security

Uniform Commercial Code [G. S. 25]

Uniform Management of Institutional Funds [G. S. 36B]

Union County—District 17—Senator J. Richard Conder
   Senator Aaron W. Plyler

       Water/Sewer Facilities Force Account Limit
   H 1658 (Ch. 914) .......................................................... 143, 166, 174, 197.
       Weddington/Validation of Previous Acts
   H 1561 (Ch. 847) .......................................................... 91, 115, 131, 145, 151.
       Zoning Notice Mailing Requirement
   S 926 (Ch. 950) ............................................................ 23, 96, 105, 122, 143, 146, 194, 204, 211.

Unions—see Labor

Unit Ownership [G. S. 47A]—see Housing (Unit Ownership)

United States Congress
   Senate

       East Memorializing Resolution—see East, John P.

United States Lands [G. S. 104]

University of North Carolina—see Higher Education
Urban Development
Durham County
H 1606 (Ch. 908) ......................................................... 152, 169, 189, 197.
Utilities
Railroad Property Tax Valuation
H 842 (S 478) (reref W&M Com) .................................. 156, 166, 177, 206.
Utility Commission [G. S. 62]

— V —

Vaccine—see Public Health
Vaccine-Related Injury—see Public Health (Vaccine)
Vance County—District 11—Senator James D. Speed
Emergency Communications System
S 1105 (Appr Com/see H 2055–Ch. 1014) ......................... 51.
Henderson Zoning Notices Exemption
H 1476 (Ch. 879) ..................................................... 102, 165, 173, 182.
Hunting Prohibition on Registered Land
H 1477 (Ch. 903) ..................................................... 138, 165, 172, 186, 197.
Velodrome—see Celebrations and Festivals
Venue—see Judicial Department (Court)
Veterans [G. S. 165]—see Military
Veterans Guardian [G. S. 34]
Veterinary—see Agriculture
Victim—see Criminal Procedure
Victim Compensation [G. S. 15B]
Vocational Guidance—see Education
Voting—see Election Laws
Voting by Senator
Excused—see Individual Legislator
Tied Votes—see General Assembly (Senate Voting)
Voting Equipment Inoperative (Senate)
June 28, 1986 (portion of Session) .................................. 143.

— W —

Wages—see Appropriations (Budget)
Wake County—District 11—Senator James D. Speed
District 14—Senator Joseph E. Johnson
Senator William W. Staton
Senator Wilma C. Woodard
Creative Exchange Educational Program
S 1142 (Appr Com/see H 2055–Ch. 1014) .......................... 55.
Holly Springs Airport/Eminent Domain
H 1645 (Ch. 941) ..................................................... 152, 169, 188, 195, 205.
Knightdale Recreation Park Facilities Improvement
S 1107 (Appr Com/see H 2055–Ch. 1014) .......................... 52.
Occupancy Taxes
H 606 (Ch. 850) ..................................................... 108, 117, 128, 137, 151.
Rehabilitation Service Funds
S 1141 (Appr Com/see H 2055–Ch. 1014) .......................... 55.
Rolesville/Rescue/EMS, Inc., Northern Wake
S 1143 (Appr Com/see H 2055–Ch. 1014) .......................... 55.
Wake County (continued)

Wendell Senior Citizens Center
S 1039 (Appr Com/see H 2055-Ch. 1014) ...................... 45.

Zoning Overlay
H 1600 (Ch. 907) ........................................... 91, 165, 174, 197.

Walker, Russell G.—Senator Chatham, Moore, Orange (part), and Randolph—16th District

Adjournment Motion Seconded. ...................... 27, 68, 148.

Committee Assignments

Standing—
Appropriations on Human Resources (Chairman)
Appropriations (Vice-Chairman)
Human Resources (Vice-Chairman)
Local Government and Regional Affairs (Vice-Chairman)
Base Budget—Children and Youth—Finance—Judiciary III—Rules and Operation of the Senate—State Government

Conference—
SB 1295 ........................................... 247, 265.
HB 2055 ........................................... 235, 239.

Select—
University Board of Governors

Remarks .................................................... 271.

Bills and Resolutions—(Senate Bill Numbers)

Primary Sponsor 891, 926, 1245, 1246, 1247, 1248, 1249, 1250, 1251, 1252, 1253, 1254, 1255, 1256, 1257, 1258, 1264, 1265, 1266.

Co-Sponsor 860, 882, 937, 1147, 1227, 1228, 1230, 1231, 1232, 1233, 1234, 1235, 1236, 1237, 1238, 1268, 1269, 1280.

Ward, Marvin—Senator Forsyth (part)—20th District

Committee Assignments

Standing—
Appropriations on Education (Chairman)
Education (Vice-Chairman)
Natural and Economic Resources and Wildlife (Vice-Chairman)
Appropriations—Base Budget—Children and Youth—Finance—Human Resources—Rules and Operation of the Senate—Transportation

Conference—
HB 2140 ........................................... 240, 243.

Select—
Appropriations Process ..................................... 374.
Board of Community Colleges

Bills and Resolutions—(Senate Bill Numbers)

Primary Sponsor 952, 965, 998, 1132, 1133, 1134, 1135, 1136, 1137, 1138, 1139, 1269.

Co-Sponsor 860, 882, 989, 924, 925, 939, 1108, 1119, 1120, 1121, 1122, 1123, 1124, 1268, 1280.

Warehouse Receipts [G. S. 27]

Warren County—District 2—Senator J. J. Harrington
District 10—Senator James E. Ezzell, Jr.

Brown Regional Cultural Center Funds
S 1000 (H 1709) (Appr Com) ................................ 36.

Fair Housing Ordinance Bill Allowed
H 2097 (Rules Com) ....................................... 141.
Warren County (continued)
North Central Elderly Housing Project
S 959 (Appr Com/see H 2055–Ch. 1014) ......................................... 29.

Warren, Robert D.—Senator Johnston, Sampson—15th District
Adjournment Motion Seconded .................................................. 11.
Committee Assignments
Standing—
Transportation (Chairman)
Agriculture (Vice-Chairman)
Appropriations (Vice-Chairman)
Education (Vice-Chairman)
Base Budget—Finance—Human Resources—Judiciary I—Rules and Operation of the Senate
Conference—
SB 634 ................................................................. .84, 140.
SB 726 ................................................................. 262, 301.
SB 866 ................................................................. 212, 221.
HB 2130 ............................................................... 250, 264.
Select—
Appropriations Process ......................................................... 374.
Board of Community Colleges
Bills and Resolutions—(Senate Bill Numbers)
Primary Sponsor ................................................. 986, 987, 988, 989, 990, 1099, 1100, 1101,
........................................................................... 1102, 1103, 1104, 1162.
Co-Sponsor ................................................................. 860, 882, 1267, 1269, 1293, 1301.

Washington County—District 1—Senator Marc Basnight
Roper Volunteer Fire Department Funds
S 1115 (Appr Com/see H 2055–Ch. 1014) ......................................... 52.

Waste—see Public Health
Watauga County—District 24—Senator William D. Goldston, Jr.
Senator Weldon R. Price
Cove Creek Senior Citizen Center
S 1092 (Appr Com/see H 2055–Ch. 1014) ......................................... 50.
Junked Vehicles Regulated
H 1587 (Ch. 883) ...................................................... 102, 165, 173, 182.

Water—see Public Health (Water)
Water and Sewer Authority [G. S. 162A]
Watershed—see Public Health (Watershed)

Watt, Melvin L.—Senator Mecklenburg (part)—33rd District
Adjournment Motion Seconded .................................................. 210, 223.
Committee Assignments
Standing—
Election Laws (Vice-Chairman)
Appropriations—Appropriation on Human Resources—Base Budget—
Commerce—Human Resources—Judiciary I—State Government
Conference—
HB 2055 ................................................................. 235, 239.
HB 2141 ................................................................. 303, 305.
Select—
Board of Community Colleges
Prayer ................................................................. 244.
Remarks ................................................................. 271.
Watt, Melvin L.—Senator (continued)

Votes Excused

HB 1487 .................................................. 30.

Bills and Resolutions—(Senate Bill Numbers)

Primary Sponsor .......................... 993, 1065, 1066, 1067, 1068, 1069, 1070, 1071, 1072, 1073, 1074, 1075, 1077, 1078, 1176.

Co-Sponsor .................. 860, 882, 1154, 1208, 1209, 1210, 1211, 1212, 1213, 1214, 1215, 1216, 1217, 1218, 1219, 1220, 1221, 1222, 1223, 1224, 1225.

Wayne County—District 8—Senator Henson P. Barnes

Band Instruments for County Schools
S 1244 (Appr Com/see H 2055–Ch. 1014) ......................... 64.

Beaver Bounties
H 647 (S 365) (Ch. 798) ..................................... 19, 26, 76.

Fire Districts Enlarged
H 1617 (Ch. 940) ........................................ 152, 169, 190, 199, 205.

Forestry Services Building
S 991 (Appr Com) ............................................. 35.

Goldsboro

Aldermen to Council Name Change
H 1618 (Ch. 888) ........................................ 94, 165, 174, 182.

Fire Department Vehicles
S 1263 (Appr Com) ............................................. 66.

School Accreditation Expenses Funds
S 1241 (Appr Com/see H 2055–Ch. 1014) ......................... 64.

Occupancy Tax
S 896 (Ch. 929) ........................................ 16, 137, 145, 155, 204.

Poultry Festival Funds
S 1240 (Appr Com) ............................................. 64.

Waynesboro Park/Historical Association
S 1242 (Appr Com/see H 2055–Ch. 1014) ......................... 64.

Weights and Measures [G. S. 81A]

Welfare—see Social Services

Western North Carolina Tomorrow—see Economic Development

Widows—see Estates

Wilderness Tract—see Natural and Economic Resources

Wildlife—see Natural and Economic Resources; Individual County

Wilkes County—District 27—Senator Donald R. Kincaid

Senator Daniel Reid Simpson

Airport Relocation/Blue Ridge Water Association
S 1005 (Appr Com/see H 2055–Ch. 1014) ......................... 41.

Buck Shoals Fire District Lines
H 1597 (Ch. 860) ........................................ 98, 137, 146, 156, 163.

Pleasant Hill Incorporated
H 1557 (Ch. 992) ........................................ 209, 211, 218, 230, 245.

Williams, Franklin E., Sr.—Senator New Hanover, Pender (part)—7th District

Absent With Leave .................................. 69, 244.

Committee Assignments

Standing—

Education—Finance—Judiciary II—Local Government and Regional Affairs—Natural and Economic Resources and Wildlife—Pensions and Retirement
Williams, Franklin E., Sr.—Senator (continued)

Bills and Resolutions—(Senate Bill Numbers)

Primary Sponsor ........................................... 995, 1111, 1112, 1113, 1167.
Co-Sponsor .................................................. 860.

Wills [G. S. 31]—see Estates

Wilson County—District 6—Senator R. L. Martin

District 10—Senator James E. Ezzell, Jr.

Economic Development Activities
S 910 (Ch. 921) .............................................. 17, 40, 72, 80, 85, 198.

Elm City Rescue Squad Funds
S 1052 (Appr Com/see H 2055–Ch. 1014) .................. 46.

Fire Protection Equipment (Air Packs)
S 1062 (Appr Com) ........................................... 47.

Industrial Council Retirement
S 927 (H—Pensions Com) .................................... 23, 77, 85.

Voting Precincts/Two-County Towns
H 1609 (Ch. 988) ............................................. 127, 225, 231, 236.

Wilson City

Informal Bids
S 908 (Ch. 871) .............................................. 17, 39, 73, 167, 175, 181.

Natural Gas Purchases
S 909 (Ch. 959) .............................................. 17, 40, 73, 209, 213, 216.

Wine—see Alcoholic Beverage Control

Winner, Dennis—Senator

Buncombe, McDowell, Madison, and Yancey—28th District

Absent With Leave ........................................ 28, 31.

Adjournment Motion ........................................... 306.

Committee Assignments

Standing—

Education (Chairman)
Appropriations on Education (Vice-Chairman)
Finance (Vice-Chairman)
Appropriations—Base Budget—Judiciary IV—Rules and Operation of the Senate—State Government—Ways and Means

Conference—
SB 726 .................................................... 262, 301.
SB 924 ..................................................... 217, 258.
HB 286 ..................................................... 246.

Select—

Board of Community Colleges

Bills and Resolutions—(Senate Bill Numbers)

Primary Sponsor ........................................... 857, 867, 892, 893, 898, 922, 981, 1275, 1284.

Co-Sponsor ................................................. 860, 870, 871, 872, 882, 894, 901, 902, 903, 904, 905, 906, 907, 921, 928, 930, 936, 937, 957, 961, 1160, 1161, 1259, 1260, 1269, 1273, 1276.

Withheld Tax—see Taxation (Income)

Witness—see Civil/Criminal Procedure; Criminal Law

Wood, George M.—In Memory (Former Member of General Assembly)

H 2120 (Res. 53) ............................................. 191, 198.
Women's Prison—see Prison

Women's Resource Center
Funding
S 1140 (Appr Com/see H 2055-Ch. 1014) ........................................ 55.

Woodard, Wilma C.—Senator
Harnett, Lee, Wake (part)—14th District
Adjournment Motion Seconded ........................................ 193, 259.

Committee Assignments
Standing—
Appropriations on General Government (Chairman)
Appropriations—Base Budget—Children and Youth—Commerce—Higher
Education—Judiciary I—Pensions and Retirement—Rules and Operation
of the Senate—State Government
Conference—
HB 606 ................................................................. 108.
HB 2055 ............................................................... 241, 261.
Select—
Appropriations Process ............................................... 374.
University Board of Governors

Bills and Resolutions—(Senate Bill Numbers)
Primary Sponsor .............................................. 885, 887, 888, 1140, 1141, 1286.
Co-Sponsor .................................................. 860, 886, 899, 967, 968, 969, 970, 971, 972,
973, 974, 976, 1142, 1145, 1146, 1267.

Workers Compensation [G. S. 97]

Wright Brothers Achievements—see Resolutions, Joint

— Y —

Yadkin County—District 26—Senator T. Cass Ballenger
Senator William W. Redman, Jr.

Buck Shoals Fire District Lines
H 1597 (Ch. 860) ............................................. 98, 137, 146, 156, 163.

Yancey County—District 28—Senator Robert S. Swain
Senator Dennis Winner

Dog Ordinances
S 867 (Ch. 897) .................................................. 10, 114, 132, 182.

Parkway Playhouse of Burnsville
S 1161 (H 1873) (Appr Com/see H 2055-Ch. 1014) ....................... 57.

Youth—see also Child Welfare
Youth Council, Inc. Funds/Mecklenburg County
S 1070 (H 1760) (Appr Com/see H 2055-Ch. 1014) ....................... 48.

Youth Services [G. S. 134A]
Youthful Offender—see Prisons

— Z —

Zoning—see also Individual County
Local Government Notices Mailing Requirement
S 926 (Ch. 950) .............................................. 23, 96, 105, 122, 143, 146, 194, 204, 211.
LEGISLATIVE RESEARCH COMMISSION

COMMITTEES—(continued from pages 379, 383, 388)

Coastal Water Quality
HB 2055, Sec. 152, Ch. 1014, 1985 Session Laws
By President Pro Tempore: .............................. 9/19/86
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HB 2141—Ch. 1032, 1985 Session Laws
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Uniform System of Voting Machines
HB 2141—Ch. 1032, 1985 Session Laws
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HB 2141–Ch. 1032, 1985 Session Laws
By President Pro Tempore: ....................... 9/5/86
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Veterans Cemeteries
HB 2141–Ch. 1032, 1985 Session Laws
By President Pro Tempore: ....................... 9/5/86
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   Rep. Charles M. Beall
   Rep. H. Martin Lancaster
   Mr. David Joe Duncan*
   Mr. Horace O. Hill*
ALPHABETICAL INDEX (With General Statute References) .......... 417.

APPOINTMENTS
   President of the Senate ........................................ 347.
   President Pro Tempore of the Senate ....................... 375.

ARCHIVAL RECORDS TRANSMITTED .................................. 311.

DISTRICTS OF THE SENATE ........................................ 338.

EXECUTIVE ORDERS .................................................. 343.

NUMERICAL INDEX
   Senate Bills and Resolutions .................................. 398.
   House of Representatives Bills and Resolutions ............. 411.

RATIFIED BILLS AND RESOLUTIONS ................................. 394.

SENATE STAFF ....................................................... 390.