

JOURNAL

OF THE

SENATE

OF THE

2015 GENERAL ASSEMBLY

OF THE

STATE OF NORTH CAROLINA

FOURTH EXTRA SESSION

2016

**OFFICERS AND MEMBERS
OF
THE SENATE OF THE NORTH CAROLINA
2015 GENERAL ASSEMBLY
FOURTH EXTRA SESSION 2016**

SENATE LEADERSHIP

DANIEL J. FOREST, President Raleigh
 PHILIP E. BERGER, President *Pro Tempore* Eden
 LOUIS M. PATE, JR., Deputy President *Pro Tempore* Mount Olive

DISTRICT	NAME OF SENATOR	RESIDENCE
1	WILLIAM COOK (R).....	Chocowinity
2	NORMAN W. SANDERSON (R).....	Arapahoe
3	ERICA SMITH-INGRAM (D).....	Gaston
4	ANGELA R. BRYANT (D).....	Rocky Mount
5	DONALD G. DAVIS (D).....	Snow Hill
6	HARRY BROWN (R).....	Jacksonville
7	LOUIS M. PATE, JR. (R).....	Mount Olive
8	WILLIAM P. RABON (R).....	Southport
9	MICHAEL V. LEE (R).....	Wilmington
10	BRENT JACKSON (R).....	Autryville
11	E. S. "BUCK" NEWTON III (R).....	Wilson
12	RONALD J. RABIN (R).....	Spring Lake
13	JANE W. SMITH (D).....	Lumberton
14	DANIEL T. BLUE, JR. (D).....	Raleigh
15	JOHN M. ALEXANDER, JR. (R).....	Raleigh
16	JAY J. CHAUDHURI (D).....	Raleigh
17	TAMARA BARRINGER (R).....	Cary
18	J. CHADWICK BAREFOOT (R).....	Wake Forest
19	WESLEY A. MEREDITH (R).....	Fayetteville
20	FLOYD B. MCKISSICK, JR. (D).....	Durham
21	ROBERT B. CLARK III (D).....	Raeford
22	J. MICHAEL WOODARD (D).....	Durham
23	VALERIE P. FOUSHEE (D).....	Hillsborough
24	RICHARD W. GUNN (R).....	Burlington
25	TOM MCINNIS (R).....	Ellerbe

26	PHILIP E. BERGER (R).....	Eden
27	TRUDY WADE (R).....	Greensboro
28	GLADYS A. ROBINSON (D).....	Greensboro
29	JERRY W. TILLMAN (R).....	Archdale
30	SHIRLEY B. RANDLEMAN (R).....	Wilkesboro
31	JOYCE KRAWIEC (R)	Kernersville
32	PAUL A. LOWE, JR. (D).....	Winston-Salem
33	STAN BINGHAM (R).....	Denton
34	ANDREW C. BROCK (R).....	Mocksville
35	W. THOMAS TUCKER (R).....	Waxhaw
36	FLETCHER L. HARTSELL, JR. (R)	Concord
37	JEFF JACKSON (D).....	Charlotte
38	JOEL D. M. FORD (D).....	Charlotte
39	ROBERT A. RUCHO (R).....	Matthews
40	JOYCE WADDELL (D).....	Charlotte
41	JEFFERY P. TARTE (R).....	Cornelius
42	ANDREW WELLS (R).....	Hickory
43	KATHY HARRINGTON (R)	Gastonia
44	DAVID L. CURTIS (R).....	Lincolnton
45	DEANNA BALLARD (R).....	Blowing Rock
46	WARREN T. DANIEL (R).....	Morganton
47	RALPH E. HISE, JR. (R).....	Spruce Pine
48	CHUCK EDWARDS (R).....	Hendersonville
49	TERRY VAN DUYN (D)	Asheville
50	JAMES W. DAVIS (R).....	Franklin

SENATE OFFICERS

SARAH LANG, Principal Clerk	Raleigh
LEE SETTLE, Reading Clerk	Pinehurst
PHILIP KING, Sergeant-at-Arms	Southport



SENATE JOURNAL

FOURTH EXTRA SESSION 2016

FIRST DAY

Senate Chamber
Wednesday, December 14, 2016

In accordance with law, as set forth in the Constitution of the State of North Carolina, and pursuant to the Joint Proclamation issued December 14, 2016, upon the receipt of written requests of three-fifths of all the members of the Senate and the House of Representatives, the Senate of the 2015 General Assembly convenes in Fourth Extra Session 2016 at the hour of 2:00 p.m. in the Senate Chamber of the Legislative Building in the City of Raleigh.

The Honorable Daniel J. Forest, Lieutenant Governor and President of the Senate, presides and calls the Senate to order.

Prayer is offered by The Honorable Senator Norman W. Sanderson, Senator from Pamlico County, as follows:

“Father, in Proverbs you gently admonish us that we are to trust in you with all our heart and lean not to our own understanding but in all our ways acknowledge you, and you shall direct our paths. God, we pray for your wisdom. Father, when we begin to lean too much on our own wisdom, we ask you to bring us back into alignment with your Word. Father, we pray for the wisdom, not of man but only of God. Lord, we also pray for revelation that only the Holy Spirit can bring to us. We pray those things in Jesus’ name. Amen.”

JOINT PROCLAMATION TO CONVENE THE GENERAL ASSEMBLY OF NORTH CAROLINA IN EXTRA SESSION

The President instructs the clerk to read the proclamation issued by the President of the Senate and the Speaker of the House of Representatives on December 14, 2016, as follows:

WHEREAS, Article II, Section 11(2) of the Constitution of North Carolina authorizes and requires the Speaker of the House of Representatives and the President of the Senate to convene the General Assembly in extra session by joint proclamation upon receipt of written requests signed by three-fifths of all members of the House of Representatives and the Senate, and

WHEREAS, the President of the Senate and the Speaker of the House of Representatives have each received written requests from three-fifths of all the members of the House of Representatives and the Senate,

NOW, THEREFORE, the Speaker of the House of Representatives and the President of the Senate do hereby proclaim that the General Assembly of North Carolina shall convene in extra session in the City of Raleigh, North Carolina, in the State Legislative Building at 2:00 o'clock p.m. on Wednesday, December 14, 2016, to consider bills concerning any matters the General Assembly elects to consider.

A copy of this Proclamation shall be delivered to each member of the House of Representatives, and the Senate, and a copy to the Governor of North Carolina and the Secretary of State.

Issued this the 14th day of December, 2016.

(SENATE SEAL)

S/ Daniel J. Forest
President of the Senate

(HOUSE SEAL)

S/ Timothy K. Moore
Speaker of the House of Representatives

The President of the Senate announces that the written petitions from thirty-one Senators and seventy-three Representatives are on file in the offices of the Principal Clerks of the Senate and the House of Representatives, where they shall remain for a period of two years. The names of the signatories are as follows:

Senators Alexander, Ballard, Barefoot, Barringer, Berger, Bingham, Brock, Brown, Cook, Curtis, Daniel, J. Davis, Edwards, Gunn, Harrington, Hise, B. Jackson, Krawiec, Lee, McInnis, Meredith, Newton, Rabin, Rabon, Randleman, Rucho, Sanderson, Tarte, Tillman, Tucker, and Wade---31

Speaker Moore; Representatives Adams, Arp, Avila, J. Bell, Bishop, Blackwell, Blust, Boles, Bradford, Brawley, Brody, R. Brown, Bryan, Bumgardner, Burr, Cleveland, Collins, Conrad, Daughtry, Davis, Dixon, Dobson, Dollar, Elmore, Faircloth, Ford, Fraley, Grange, K. Hall, Hardister, Hastings, Horn, Howard, Hurley, Iler, L. Johnson, Jones, Jordan, Langdon, Lewis, Malone, S. Martin, McElraft, McGrady, McNeill, Millis, J. Moore, Murphy, Pendleton, Pittman, Presnell, Riddell, Robinson, Rogers, Ross, Saine, Setzer, Shepard, Speciale, Stam, Steinburg, Stevens, Stone, Szoka, Torbett, R. Turner, Warren, Watford, West, Whitmire, Yarborough, and Zachary---73.

CALL OF THE ROLL

The President directs the clerk to call the roll of the members of the Senate heretofore elected to the 2015 General Assembly, and the following answer the call:

December 14, 2016

Senator Ballard, Senator Barefoot, Senator Barringer, Senator Berger, Senator Blue, Senator Brock, Senator Brown, Senator Bryant, Senator Chaudhuri, Senator Clark, Senator Cook, Senator Curtis, Senator Daniel, Senator D. Davis, Senator J. Davis, Senator Edwards, Senator Ford, Senator Foushee, Senator Gunn, Senator Harrington, Senator Hartsell, Senator Hise, Senator B. Jackson, Senator J. Jackson, Senator Krawiec, Senator Lee, Senator Lowe, Senator McInnis, Senator McKissick, Senator Meredith, Senator Newton, Senator Pate, Senator Rabin, Senator Rabon, Senator Randleman, Senator Robinson, Senator Rucho, Senator Sanderson, Senator Smith, Senator Smith-Ingram, Senator Tarte, Senator Tillman, Senator Tucker, Senator Van Duyn, Senator Waddell, Senator Wade, Senator Wells, and Senator Woodard--48.

OFFICERS

Without objection, the President announces that the Officers of the Senate of the 2015 Regular Session shall serve as the officers of this 2016 Fourth Extra Session.¹

ADOPTION OF RULES

Senator Tucker submits Senate Resolution 1 for filing, introduction, and immediate consideration. The resolution is presented to the Senate, read the first time, and disposed of as follows:

By Senator Tucker:

S.R. 1, A SENATE RESOLUTION ADOPTING THE PERMANENT RULES OF THE SENATE FOR THE 2016 FOURTH EXTRA SESSION OF THE GENERAL ASSEMBLY.

The resolution is read a second time and placed before the Senate for adoption.

The text of Senate Resolution 1 is as follows:

S.R. 1, A SENATE RESOLUTION ADOPTING THE PERMANENT RULES OF THE SENATE FOR THE 2016 FOURTH EXTRA SESSION OF THE 2015 GENERAL ASSEMBLY.

Be it resolved by the Senate:

SECTION 1. The permanent rules of the 2015 Regular Session, with the following amendments, are the rules governing the 2016 Fourth Extra Session of the General Assembly:

RULE 31.1. Action by vice-chair. – The vice-chair of any committee may act as the chair of that committee in the event of a vacancy in the chairmanship until the vacancy is filled by appointment by the President Pro Tempore of the Senate.

¹ See Editor's Note in Addendum

RULE 32.1. Membership of standing committees. – All committees shall be comprised of the members who were appointed to those committees during the 2015 Regular Session.

RULE 40. Introduction of bills. – Every bill introduced shall contain on the Senate e-jacket the title of the document and the name of the Senator or Senators presenting it. The Principal Clerk of the Senate shall receive, number, and present each bill to the Senate for first reading on the day it is filed.

RULE 40.1. Deadlines for filing for introduction of bills. – All bills must be filed for introduction in the Senate before 5:00 P.M. on Wednesday, December 14, 2016.

RULE 41. (Reserved).

RULE 43. First reading; reference to committee. – All bills introduced and all House bills received upon a message from the House of Representatives, upon presentation to the Senate, shall be read in the regular order of business by their number and title which shall constitute the first reading of the bill on the day on which they are received. The Chair of the Committee on Rules and Operations of the Senate or, in the Chair's absence, the Vice-Chair of the Committee, or the President Pro Tempore may refer to a Senate committee all bills introduced in the Senate or received from the House of Representatives. Upon the referral being made, the Chair of the Committee on Rules and Operations of the Senate shall notify the Principal Clerk of the Senate of the referral, and the Reading Clerk shall announce the referral of the bill. The Principal Clerk shall inform the Presiding Officer of the referral. The title and referral shall be entered upon the Journal. Bills may be referred to more than one committee serially.

RULE 43.1. Second reading. – All bills reported by committee shall be placed before the Senate for second reading and immediate consideration upon passage.

RULE 45.1. Action on amendment or committee substitute. – If any committee recommends adoption of an amendment or committee substitute of a bill or resolution, the amendment or committee substitute shall be considered adopted upon the reading of the committee report. The bill or resolution, as amended, or its adopted committee substitute may be placed on the calendar for the same legislative day or re-referred if the bill or resolution was serially referred. The committee substitute's original bill or resolution shall lie on the table.

RULE 50. Third reading requirements. – When a bill or resolution has passed its second reading, it shall be placed on the calendar for immediate consideration on its third reading, unless prohibited by Section 23 of Article II of the North Carolina Constitution.

RULE 56.1. Amendments and committee substitutes adopted by the House to bills originating in the Senate. – (a) Whenever the House has adopted an amendment or a committee substitute for a bill originating in the Senate and has returned the bill to the Senate for concurrence in that amendment or committee substitute, the Senate may concur in that amendment or committee substitute on the same legislative day.

RULE 59. Transmittal of bills to House and Governor. – All bills shall be sent by special message to the House, and all ratified bills subject to gubernatorial veto shall be sent by special message to the Governor.

SECTION 2. This resolution is effective upon adoption.

The Senate Resolution is adopted, ayes 33, noes 15, as follows:

Voting in the affirmative: Senators Ballard, Barefoot, Barringer, Berger, Brock, Brown, Cook, Curtis, Daniel, J. Davis, Edwards, Gunn, Harrington, Hartsell, Hise, B. Jackson, Krawiec, Lee, McInnis, Meredith, Newton, Pate, Rabin, Rabon, Randleman, Rucho, Sanderson, Tarte, Tillman, Tucker, Wade, Wells and Woodard---33.

Voting in the negative: Senators Blue, Bryant, Chaudhuri, Clark, D. Davis, Ford, Foushee, J. Jackson, Lowe, McKissick, Robinson, Smith, Smith-Ingram, Van Duyn and Waddell---15.

MESSAGE TO THE HOUSE OF REPRESENTATIVES

The Chair directs the Principal Clerk to send a message to the House of Representatives, informing that honorable body that the Senate is now organized and ready to proceed with the business for which it has been reconvened.

The Chair grants a leave of absence for today to Senator Alexander.

The Senate recesses at 2:41 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, and the receipt of messages from the House of Representatives, to reconvene at 4:45 p.m.

RECESS

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

House of Representatives
December 14, 2016

Mr. President:

Pursuant to a Joint Proclamation issued by the House of Representatives and the Senate on December 14, 2016, it is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives is organized and is now ready to proceed with the public business of the State for the Fourth Extra Session of the 2015 General Assembly.

Respectfully,
S/ Denise G. Weeks
Principal Clerk

December 14, 2016

The Senate meets pursuant to recess and is called to order by Lieutenant Governor Dan Forest.

BILL FILING DEADLINE

Senator Berger moves that Senate Rule 40.1 be suspended to allow members to file bills until 7:00 p.m. tonight, which motion prevails without objection, and the Chair so orders.

COMMITTEE APPOINTMENT

Pursuant to Rule 31, Senator Pate, Deputy President *Pro Tempore*, announces the President *Pro Tempore's* appointment of Senator Rabon to the **Select Committee on Nominations**.

Upon motion of Senator Berger, seconded by Senator Rucho, the Senate adjourns at 5:03 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, and the receipt of messages from the House of Representatives, to reconvene Thursday, December 15, at 9:00 a.m.

MESSAGE FROM THE GOVERNOR

The following message is received from the Governor:

STATE OF NORTH CAROLINA OFFICE OF THE GOVERNOR

PAT McCrORY
GOVERNOR

December 14, 2016

Lieutenant Governor Dan Forest
President of the Senate
301 N. Blount Street
Raleigh, NC 27601

The Honorable Phil Berger
President Pro Tempore of the Senate
16 West Jones Street, Room 2008
Raleigh, North Carolina 27601

The Honorable Tim Moore
Speaker of the House
16 West Jones Street, Room 2304
Raleigh, North Carolina 27601

December 14, 2016

Dear Lieutenant Governor Forest, President Pro Tempore Berger and Speaker Moore:

Pursuant to N.C.G.S. §7A-45.1(a10), I hereby nominate, and submit for confirmation, Andrew Heath of Wake County to fill the vacancy created by the July 1, 2016 resignation of Special Superior Court Judge Gregory McGuire. My office had previously submitted a nomination for this vacant seat on September 26, 2016, but withdrew the nomination on November 22, 2016.

Mr. Heath is well qualified for this position by his education and experience, and I am grateful for his willingness to serve the State of North Carolina.

Sincerely,
S/ Pat McCrory
Governor

cc: Denise Weeks, House Principal Clerk
Sarah Lang, Senate Principal Clerk

The message is referred to the **Select Committee on Nominations**.

MESSAGE FROM THE GOVERNOR

The following message is received from the Governor:

STATE OF NORTH CAROLINA OFFICE OF THE GOVERNOR

PAT McCRORY
GOVERNOR

December 14, 2016

Lieutenant Governor Dan Forest
President of the Senate
301 N. Blount Street
Raleigh, NC 27601

The Honorable Phil Berger
President Pro Tempore of the Senate
16 West Jones Street, Room 2008
Raleigh, North Carolina 27601

The Honorable Tim Moore
Speaker of the House
16 West Jones Street, Room 2304
Raleigh, North Carolina 27601

December 14, 2016

Dear Lieutenant Governor Forest, President Pro Tempore Berger and Speaker Moore:

Pursuant to N.C.G.S. § 7A-45.1(a9) and (a10), I hereby nominate, and submit for confirmation, Adam Matthew Conrad of Mecklenburg County to fill the vacancy created by the October 1, 2016 resignation of Special Superior Court Judge James Gale. I have consulted with the Chief Justice, and we are satisfied that Mr. Conrad has the requisite expertise and experience to be a business court judge.

Upon Mr. Conrad's confirmation, I intend to ask Chief Justice Martin to designate him as a business court judge. Mr. Conrad is well qualified for this position by his education and experience, and I am grateful for his willingness to serve the State of North Carolina.

Sincerely,
S/ Pat McCrory
Governor

cc: Denise Weeks, House Principal Clerk
Sarah Lang, Senate Principal Clerk

The message is referred to the **Select Committee on Nominations**.

INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Senator Brown:

S.B. 2, A BILL TO BE ENTITLED AN ACT TO MODIFY THE USES FOR QUALIFIED ZONE ACADEMY BONDS.

Referred to the **Finance Committee**.

By Senator B. Jackson:

S.B. 3, A BILL TO BE ENTITLED AN ACT TO ADD THE COASTAL CRESCENT TRAIL TO THE MOUNTAINS TO SEA STATE PARK.

Referred to the **Agriculture/Environment/Natural Resources Committee**.

By Senators Rucho, Rabon, and Tucker (Primary Sponsors):

S.B. 4, A BILL TO BE ENTITLED AN ACT TO CONSOLIDATE THE FUNCTIONS OF ELECTIONS, CAMPAIGN FINANCE, LOBBYING, AND ETHICS UNDER ONE STATE AGENCY BY CREATING THE NORTH CAROLINA BIPARTISAN STATE BOARD OF ELECTIONS AND ETHICS ENFORCEMENT; TO CLARIFY THE GENERAL ASSEMBLY'S AUTHORITY TO CORRECT DEFECTS IDENTIFIED BY A COURT IN

December 14, 2016

APPORTIONMENT OR DISTRICTING PLANS; TO RESTORE PARTISAN ELECTIONS FOR THE NORTH CAROLINA SUPREME COURT AND COURT OF APPEALS; TO MODIFY APPELLATE REVIEW OF CERTAIN CASES; AND TO MODIFY THE TERM FOR INDUSTRIAL COMMISSIONERS.

Referred to the **Redistricting Committee** and upon a favorable report will be re-referred to the **Finance Committee**.

By Senator B. Jackson:

S.B. 5, A BILL TO BE ENTITLED AN ACT TO REPEAL THE SALES TAX EXEMPTION FOR CERTAIN PROPERTY USED IN WASTEWATER DISPERSAL SYSTEMS.

Referred to the **Finance Committee**.

By Senator Rucho:

S.J.R. 6, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF ANDREW HEATH AS A SPECIAL SUPERIOR COURT JUDGE.

Referred to the **Select Committee on Nominations**.

By Senator Rucho:

S.J.R. 7, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF ADAM MATTHEW CONRAD AS A SPECIAL SUPERIOR COURT JUDGE.

Referred to the **Select Committee on Nominations**.

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned.

SECOND DAY

Senate Chamber
Thursday, December 15, 2016

The Senate meets pursuant to adjournment and is called to order by The Honorable Phil Berger, President *Pro Tempore*.

The Senate recesses at 9:03 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, and the receipt of messages from the House of Representatives, to reconvene at 12:00 p.m.

RECESS

December 15, 2016

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Brock for the **Redistricting Committee**:

S.B. 4, A BILL TO BE ENTITLED AN ACT TO CONSOLIDATE THE FUNCTIONS OF ELECTIONS, CAMPAIGN FINANCE, LOBBYING, AND ETHICS UNDER ONE STATE AGENCY BY CREATING THE NORTH CAROLINA BIPARTISAN STATE BOARD OF ELECTIONS AND ETHICS ENFORCEMENT; TO CLARIFY THE GENERAL ASSEMBLY'S AUTHORITY TO CORRECT DEFECTS IDENTIFIED BY A COURT IN APPORTIONMENT OR DISTRICTING PLANS; TO RESTORE PARTISAN ELECTIONS FOR THE NORTH CAROLINA SUPREME COURT AND COURT OF APPEALS; TO MODIFY APPELLATE REVIEW OF CERTAIN CASES; AND TO MODIFY THE TERM FOR INDUSTRIAL COMMISSIONERS, favorable, as amended, unengrossed.

Pursuant to Rule 43, the bill is re-referred to the **Finance Committee**.

The Senate meets pursuant to recess and is called to order by The Honorable Dan Forest, Lieutenant Governor.

The Senate recesses at 12:08 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, and the receipt of messages from the House of Representatives, to reconvene at 2:30 p.m.

RECESS**REPORT OF COMMITTEE**

A standing committee report is submitted as follows:

By Senator Rabon for the **Finance Committee**:

S.B. 4, A BILL TO BE ENTITLED AN ACT TO CONSOLIDATE THE FUNCTIONS OF ELECTIONS, CAMPAIGN FINANCE, LOBBYING, AND ETHICS UNDER ONE STATE AGENCY BY CREATING THE NORTH CAROLINA BIPARTISAN STATE BOARD OF ELECTIONS AND ETHICS ENFORCEMENT; TO CLARIFY THE GENERAL ASSEMBLY'S AUTHORITY TO CORRECT DEFECTS IDENTIFIED BY A COURT IN APPORTIONMENT OR DISTRICTING PLANS; TO RESTORE PARTISAN ELECTIONS FOR THE NORTH CAROLINA SUPREME COURT AND COURT OF APPEALS; TO MODIFY APPELLATE REVIEW OF CERTAIN CASES; AND TO MODIFY THE TERM FOR INDUSTRIAL COMMISSIONERS, with an unfavorable report as to the bill, as amended, but favorable as to the Committee Substitute bill.

December 15, 2016

Pursuant to Rule 45.1, the proposed Committee Substitute bill, 45005, is adopted and engrossed.

Pursuant to Rule 43.1, the bill is placed on today's calendar.

The Senate meets pursuant to recess and is called to order by Lieutenant Governor Dan Forest.

Prayer is offered by The Honorable Jerry W. Tillman, Senator from Randolph County, as follows:

“He came unto his own, and his own received him not. But as many as received him, to them gave he power to become the sons of God, even to them that believe on his name.* Lord, we do believe on your name. You are our God and our Savior. You keep us in your hand and in your care. We certainly need your guidance. None of us, individually or collectively, are smart enough to see down the road in the future. We know that you can, and it's in your hands, and we pray that you will guide and direct every thought and every decision that we make that it would bring honor and glory to thy name. In Christ's name, Amen.”

*John 1:11-12, KJV

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Wednesday, December 14, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bingham, Senator J. Davis, and Senator Hartsell.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Newton for the **Select Committee on Nominations**:

S.J.R. 6, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF ANDREW HEATH AS A SPECIAL SUPERIOR COURT JUDGE, with an unfavorable report as to the Joint Resolution, but favorable as to the Committee Substitute Joint Resolution.

Pursuant to Rule 45.1, the proposed Committee Substitute Joint Resolution, 35005, is adopted and engrossed.

Pursuant to Rule 43.1, the Committee Substitute Joint Resolution is placed on today's calendar.

S.J.R. 7, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF ADAM MATTHEW CONRAD AS A SPECIAL SUPERIOR COURT JUDGE, with an unfavorable report as to the Joint Resolution, but favorable as to the Committee Substitute Joint Resolution.

Pursuant to Rule 45.1, the proposed Committee Substitute Joint Resolution, 35004, is adopted and engrossed.

Pursuant to Rule 43.1, the Committee Substitute Joint Resolution is placed on today's calendar.

CALENDAR

A bill and resolutions on today's calendar are taken up and disposed of as follows:

S.B. 4 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CONSOLIDATE THE FUNCTIONS OF ELECTIONS, CAMPAIGN FINANCE, LOBBYING, AND ETHICS UNDER ONE STATE AGENCY BY CREATING THE NORTH CAROLINA BIPARTISAN STATE BOARD OF ELECTIONS AND ETHICS ENFORCEMENT; TO CLARIFY THE GENERAL ASSEMBLY'S AUTHORITY TO CORRECT DEFECTS IDENTIFIED BY A COURT IN APPORTIONMENT OR DISTRICTING PLANS; TO RESTORE PARTISAN ELECTIONS FOR THE NORTH CAROLINA SUPREME COURT AND COURT OF APPEALS; TO MODIFY APPELLATE REVIEW OF CERTAIN CASES; AND TO MODIFY THE TERM FOR INDUSTRIAL COMMISSIONERS, upon second reading.

Senator Daniel offers Amendment No. 1, which is adopted (47-0).

The Senate recesses at 3:37 p.m. to reconvene at 4:05 p.m.

RECESS

The Senate meets pursuant to recess and is called to order by Lieutenant Governor Dan Forest.

CALENDAR *(continued)*

S.B. 4 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CONSOLIDATE THE FUNCTIONS OF ELECTIONS, CAMPAIGN FINANCE, LOBBYING, AND ETHICS UNDER ONE STATE AGENCY BY CREATING THE NORTH CAROLINA BIPARTISAN STATE BOARD OF ELECTIONS AND ETHICS ENFORCEMENT; TO CLARIFY THE GENERAL ASSEMBLY'S AUTHORITY TO CORRECT DEFECTS IDENTIFIED BY A COURT IN APPORTIONMENT OR DISTRICTING PLANS; TO RESTORE PARTISAN ELECTIONS FOR THE NORTH CAROLINA SUPREME COURT AND COURT OF APPEALS; TO MODIFY APPELLATE REVIEW OF CERTAIN CASES; AND TO MODIFY THE TERM FOR INDUSTRIAL COMMISSIONERS, as amended, upon second reading.

December 15, 2016

The Chair grants a leave of absence for the remainder of today's session to Senator Meredith.

The Committee Substitute bill, as amended, passes its second reading (30-16) and is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives by special message.

S.J.R. 6 (Committee Substitute), A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF ANDREW HEATH AS A SPECIAL SUPERIOR COURT JUDGE, upon second reading.

The Committee Substitute Joint Resolution passes its second reading (35-10) and is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

S.J.R. 7 (Committee Substitute), A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF ADAM MATTHEW CONRAD AS A SPECIAL SUPERIOR COURT JUDGE, upon second reading.

The Committee Substitute Joint Resolution passes its second reading (34-10) and is read a third time and passes its third reading and is ordered sent to the House of Representatives by special message.

Upon motion of Senator Berger, seconded by Senator Brown, the Senate adjourns at 4:33 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the ratification of bills, and the receipt of messages from the House of Representatives, to reconvene Friday, December 16, at 8:30 a.m.

THIRD DAY

Senate Chamber
Friday, December 16, 2016

The Senate meets pursuant to adjournment and is called to order by The Honorable Bill Rabon, Senator from Brunswick County.

The Senate recesses at 8:31 a.m., subject to the standard stipulations set forth in Senate Rule 24.1, the receipt of committee reports, the ratification of bills, and the receipt of messages from the House of Representatives, to reconvene at 12:00 p.m.

RECESS

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

December 16, 2016

H.J.R. 22, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF ADAM MATTHEW CONRAD AS A SPECIAL SUPERIOR COURT JUDGE.

Referred to the **Select Committee on Nominations**.

H.J.R. 23, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF ANDREW HEATH AS A SPECIAL SUPERIOR COURT JUDGE.

Referred to the **Select Committee on Nominations**.

H.B. 17 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE SUPERINTENDENT OF PUBLIC INSTRUCTION'S ROLE AS THE ADMINISTRATIVE HEAD OF THE DEPARTMENT OF PUBLIC INSTRUCTION, TO CHANGE THE APPOINTMENTS PROCESS FOR THE BOARDS OF TRUSTEES FOR THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, TO ESTABLISH TASK FORCE FOR SAFER SCHOOLS, AND TO MODIFY THE APPOINTMENT OF HEADS OF PRINCIPAL STATE DEPARTMENTS.

Referred to the **Education/Higher Education Committee** and upon a favorable report will be re-referred to the **Appropriations/Base Budget Committee**.

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

By Senator Curtis for the **Education/Higher Education Committee**:

H.B. 17 (Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE SUPERINTENDENT OF PUBLIC INSTRUCTION'S ROLE AS THE ADMINISTRATIVE HEAD OF THE DEPARTMENT OF PUBLIC INSTRUCTION, TO CHANGE THE APPOINTMENTS PROCESS FOR THE BOARDS OF TRUSTEES FOR THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, TO ESTABLISH TASK FORCE FOR SAFER SCHOOLS, AND TO MODIFY THE APPOINTMENT OF HEADS OF PRINCIPAL STATE DEPARTMENTS, with an unfavorable report as to the Committee Substitute bill, but favorable as to the Senate Committee Substitute bill.

Pursuant to Rule 45.1, the proposed Senate Committee Substitute bill, 40016, which changes the title to read **H.B. 17** (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE SUPERINTENDENT OF PUBLIC INSTRUCTION'S ROLE AS THE ADMINISTRATIVE HEAD OF THE DEPARTMENT OF PUBLIC INSTRUCTION, TO CHANGE THE APPOINTMENTS PROCESS FOR THE BOARDS OF TRUSTEES FOR THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, TO MODIFY THE APPOINTMENT OF HEADS OF PRINCIPAL STATE DEPARTMENTS, AND TO ESTABLISH TASK FORCE FOR SAFER SCHOOLS, is adopted and engrossed.

December 16, 2016

Pursuant to Rule 43, the Senate Committee Substitute bill is re-referred to the **Appropriations/Base Budget Committee**.

The Senate meets pursuant to recess and is called to order by Lieutenant Governor Dan Forest.

Prayer is offered by The Reverend Peter Milner, Senate Chaplain, as follows:

“Almighty Father, Lord Jesus, you from generation to generation have been God. Whether we’re in Sheol or a high rock, you are with us. Lord, you establish the work of our hands. You never leave us. So my prayer is that your powerful love would pervade every crack, every crevice, and every dark place of this General Assembly. Especially for the leaders, may they continue to run the race that you have set for them. May your grace, Almighty God, always go before us and follow after, so that we who await our desire may receive your help, both now and in the life to come. It’s in Jesus’ name we pray. Amen.”

Senator Berger, President *Pro Tempore*, announces that the Senate Journal of Thursday, December 15, has been examined and is found to be correct. Upon his motion, the Senate dispenses with the reading of the Senate Journal, and it stands approved as written.

The Chair grants leaves of absence for today to Senator Bingham, Senator Daniel, Senator J. Davis, Senator Foushee, Senator Hartsell, Senator J. Jackson, Senator Lee, Senator Robinson, Senator Smith-Ingram, Senator Tarte, Senator Tillman, and Senator Wells.

ENROLLED RESOLUTIONS

The Enrolling Clerk reports the following Joint Resolutions duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

S.J.R. 6, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF ANDREW HEATH AS A SPECIAL SUPERIOR COURT JUDGE. (Res. 2016-25)

S.J.R. 7, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF ADAM MATTHEW CONRAD AS A SPECIAL SUPERIOR COURT JUDGE. (Res. 2016-26)

REPORT OF COMMITTEE

A standing committee report is submitted as follows:

December 16, 2016

By Senator Harrington for the **Appropriations/Base Budget Committee**:

H.B. 17 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE SUPERINTENDENT OF PUBLIC INSTRUCTION'S ROLE AS THE ADMINISTRATIVE HEAD OF THE DEPARTMENT OF PUBLIC INSTRUCTION, TO CHANGE THE APPOINTMENTS PROCESS FOR THE BOARDS OF TRUSTEES FOR THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, TO MODIFY THE APPOINTMENT OF HEADS OF PRINCIPAL STATE DEPARTMENTS, AND TO ESTABLISH TASK FORCE FOR SAFER SCHOOLS, with a favorable report.

Pursuant to Rule 43.1, the Senate Committee Substitute bill is placed on today's calendar.

CALENDAR

Bills on today's calendar are taken up and disposed of as follows:

H.B. 17 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE SUPERINTENDENT OF PUBLIC INSTRUCTION'S ROLE AS THE ADMINISTRATIVE HEAD OF THE DEPARTMENT OF PUBLIC INSTRUCTION, TO CHANGE THE APPOINTMENTS PROCESS FOR THE BOARDS OF TRUSTEES FOR THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, TO MODIFY THE APPOINTMENT OF HEADS OF PRINCIPAL STATE DEPARTMENTS, AND TO ESTABLISH TASK FORCE FOR SAFER SCHOOLS, upon second reading.

Senator Barringer is excused from voting on the bill, and she submits the following statement: "As set forth in North Carolina General Statute Section 138A-36(c), I have a conflict of interest that requires that I recuse myself from debating or voting on House Bill 17. House Bill 17 Part II contains a provision modifying Appointment of UNC Boards of Trustees. I serve as a clinical Professor of Legal Studies teaching law and ethics at UNC-CH. I take very seriously my responsibilities and the ethics of the Office of Senator so, due to this conflict of interest, I have to recuse myself."

Upon motion of Senator Berger, without objection, the Senate Committee Substitute bill is temporarily displaced.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

S.B. 4 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CONSOLIDATE THE FUNCTIONS OF ELECTIONS, CAMPAIGN FINANCE, LOBBYING, AND ETHICS UNDER ONE STATE AGENCY BY CREATING THE NORTH CAROLINA BIPARTISAN STATE BOARD OF ELECTIONS AND ETHICS ENFORCEMENT; TO CLARIFY THE

GENERAL ASSEMBLY'S AUTHORITY TO CORRECT DEFECTS IDENTIFIED BY A COURT IN APPORTIONMENT OR DISTRICTING PLANS; TO RESTORE PARTISAN ELECTIONS FOR THE NORTH CAROLINA SUPREME COURT AND COURT OF APPEALS; TO MODIFY APPELLATE REVIEW OF CERTAIN CASES; AND TO MODIFY THE TERM FOR INDUSTRIAL COMMISSIONERS, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Berger, without objection, the House Committee Substitute bill is placed on today's calendar.

POINTS OF PERSONAL PRIVILEGE

Upon motion of Senator Barefoot, the words spoken about The Reverend Peter Milner, Senate Chaplain, are spread upon the Journal as follows:

SENATOR BERGER: "For the past five years—or six years—we have been served in this chamber by Peter Milner as our chaplain. I thought he was still in here—there he is. Peter, if you could come over here, I would appreciate it. I know that Peter has spent a good bit of time not only offering prayer as we open our sessions on a regular basis, but also coming around to the various offices and ministering to folks, talking to them, and getting to know everyone. I know he's developed a lot of personal relationships with a lot of the members. Today will be the last day that he is offering prayer for us as the Senate Chaplain because he is retiring to move on to other things. What I would like to do is, Peter, we have a couple of things for you, and I think a couple of members want to speak as well. We have a North Carolina flag that has been flown over the state capitol in your honor by the governor and his staff. We also have a Senate certificate that is an indication of our appreciation for your service as chaplain over the past six years. We all, I know, wish you the best and thank you for what you've done with us and for us over the past six years. So, thank you."

SENATOR SANDERSON: "I was thinking last night of an adequate description that I could use to describe, as you say, Mr. President, the Reverend Peter Milner. I came up with a lot of words, but the one that I want to really settle on this afternoon is that ever since I have been in the Senate—this is ending my fourth year—the one person that I've always found in this chamber, or anywhere on this complex, to always have a positive attitude and to be a bright spot was the Reverend Peter Milner. I can tell you that it not only happens here, but it happens in other places too. It happens on the golf course when we are playing golf and one or two balls go in the wrong direction. The Reverend Peter Milner still keeps a positive attitude. He doesn't get angry like I do and throw clubs. He keeps a positive attitude. Even when on a golf outing and the Reverend Peter Milner loses his car keys, and I have to take him to pick up his kids and then take him home, it's still with a positive attitude. I can't say that about anybody else in this chamber, not even myself. It's been an honor to know this man. You know, Peter prays over us probably 98 percent of the time when we open our session. Those prayers, even though they are short—and I know that they are short because Senator Apodaca told you to keep them short—I am

amazed at how they address whatever situation that we're facing in the chamber on that particular day. They are so direct and so to the point, and they keep us so in line. We pray for wisdom a lot of times, but Peter knows how to do it and really ask God to pour out his wisdom upon us. That's a gift. Take it from someone who himself has been an ordained minister. You know, in a congregation, if you have two or three leaders that you have to shepherd, that in itself can be a challenge, but when you have 50 leaders in one room, at one time, that you've been given the responsibility to be their shepherd—and not only that, you have to follow them sometimes to their offices, and you have to talk to their staff and you have to talk to their families—that is quite an awesome responsibility that God has given this young man over the last six years. I know he's grown as I know all of us have grown. I just want to say publicly that it's been an honor to know you, and it's been an honor to have you sitting right behind me—because I get to have a lot of conversations with him that the rest of you don't. It's just a real honor to have met this man in this environment. I know that the friendship that he's developed with many of us will be an ongoing friendship. Thank you, Reverend Peter Milner.”

SENATOR LOWE: “I did want to say to Peter, I certainly wish you well, and we all appreciate the work that you have done—your prayers—some of them I understood, and some of them I will talk to you about later, but I appreciate all of them. I appreciate the moments we shared as we talked about ministry and talked about the places that God may send you and what might happen in years to come. I certainly am one that can say I never planned to be here. The scripture says, ‘eyes have not seen, nor have ears heard, nor has it entered into the hearts of men the great things that God has in store for you.’[†] So, we look to hear what you will be doing in the future. My prayers and my thoughts are with you and your family. God bless.”

SENATOR NEWTON: “Peter, I just couldn't let it go without saying a few words. You and I came into this chamber at the same time, and today is our last day together. I just want to thank you for who you have been to this chamber. I don't want to repeat the things that have already been said, but there's no question about whose you are, and there's no question about you being a child of God and a disciple of Christ. I, for one, just thank you for your leadership in that way because there are times unspoken that I've leaned on you that you didn't even know it. There have been many times when I've been listening to your prayer as we bow our heads that gave me strength and courage and fortitude for the day to come. I am so proud to know you as a friend, and I look forward to what you have in store, and I look forward to our ongoing friendship. Thank you very much.”

SENATOR D. DAVIS: “I, too, stand today to recognize and extend my deepest appreciation to our chaplain here, Peter. Thank you again, as my colleagues have said, for your prayers and for the many conversations we've had about the Presbyterians and about everything else. I just want to stand today, as you've prayed for us, to send a final word of prayer for you. My prayer is for God to continue to bless your ministry. Thank you.”

SENATOR BROCK: “You may know that we kind of grew up close to one another and went to rival schools. So, I have probably known him longer than anyone in the chamber, and I will say that as it started out I didn’t like him too much because his team was a lot better. So, I didn’t like him in high school. Then he went off to college, and he played basketball for a small little school in Winston-Salem. I didn’t like him too much over there either, especially in that championship game. I will say this as you leave today—to have you know that you’ve converted me, and I’m one of your biggest fans now. God bless you.”

SENATOR MCINNIS: “I remember the first day that I came into this chamber and had the privilege of meeting Peter. I knew from the moment I first heard his voice that he was absolutely a man of God. I knew that he had our best interests and the best interests of everyone within the sound of his voice at his heart that day and for every day since. I have thought about, as Norm said, an appropriate scripture that would be fitting for a man such as he, and I believe it’s in the book of Matthew it goes something like, ‘for many will be called, and few will be chosen.’[‡] I am confident that not only was he called, but he’s chosen. I’m honored to stand here before you today and acknowledge my friendship with Peter Milner. God bless.”

SENATOR BAREFOOT: “Peter, it’s been really great getting to know you over the past few years. I not only appreciate how kind you’ve been to me, but also to my wife, kids, and family. So, with that, I’d ask that the words spoken about Reverend Peter Milner today be spread upon our journal.”

[†]I Corinthians 2:9 (paraphrase)

[‡]Matthew 22:14 (paraphrase)

CALENDAR *(continued)*

S.B. 4 (House Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CONSOLIDATE THE FUNCTIONS OF ELECTIONS, CAMPAIGN FINANCE, LOBBYING, AND ETHICS UNDER ONE STATE AGENCY BY CREATING THE NORTH CAROLINA BIPARTISAN STATE BOARD OF ELECTIONS AND ETHICS ENFORCEMENT; TO CLARIFY THE GENERAL ASSEMBLY’S AUTHORITY TO CORRECT DEFECTS IDENTIFIED BY A COURT IN APPORTIONMENT OR DISTRICTING PLANS; TO RESTORE PARTISAN ELECTIONS FOR THE NORTH CAROLINA SUPREME COURT AND COURT OF APPEALS; TO MODIFY APPELLATE REVIEW OF CERTAIN CASES; AND TO MODIFY THE TERM FOR INDUSTRIAL COMMISSIONERS, for concurrence in the House Committee Substitute bill.

Upon motion of Senator Rucho, the Senate concurs in the House Committee Substitute bill (26-12) and the bill is ordered enrolled and sent to the Governor by special message.

December 16, 2016

H.B. 17 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE SUPERINTENDENT OF PUBLIC INSTRUCTION'S ROLE AS THE ADMINISTRATIVE HEAD OF THE DEPARTMENT OF PUBLIC INSTRUCTION, TO CHANGE THE APPOINTMENTS PROCESS FOR THE BOARDS OF TRUSTEES FOR THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, TO MODIFY THE APPOINTMENT OF HEADS OF PRINCIPAL STATE DEPARTMENTS, AND TO ESTABLISH TASK FORCE FOR SAFER SCHOOLS, upon second reading, displaced earlier.

Senator Barefoot offers Amendment No. 1, which is adopted (36-1).

The Senate recesses at 12:45 p.m. to reconvene at 1:00 p.m.

RECESS

The Senate meets pursuant to recess and is called to order by Lieutenant Governor Dan Forest.

ENROLLED BILL

The Enrolling Clerk reports the following bill duly ratified for presentation to the Governor:

S.B. 4, AN ACT TO CONSOLIDATE THE FUNCTIONS OF ELECTIONS, CAMPAIGN FINANCE, LOBBYING, AND ETHICS UNDER ONE STATE AGENCY BY CREATING THE NORTH CAROLINA BIPARTISAN STATE BOARD OF ELECTIONS AND ETHICS ENFORCEMENT; TO CLARIFY THE GENERAL ASSEMBLY'S AUTHORITY TO CORRECT DEFECTS IDENTIFIED BY A COURT IN APPORTIONMENT OR DISTRICTING PLANS; TO RESTORE PARTISAN ELECTIONS FOR THE NORTH CAROLINA SUPREME COURT AND COURT OF APPEALS; TO MODIFY APPELLATE REVIEW OF CERTAIN CASES; AND TO MODIFY THE TERM FOR INDUSTRIAL COMMISSIONERS.

CALENDAR *(continued)*

H.B. 17 (Senate Committee Substitute), A BILL TO BE ENTITLED AN ACT TO CLARIFY THE SUPERINTENDENT OF PUBLIC INSTRUCTION'S ROLE AS THE ADMINISTRATIVE HEAD OF THE DEPARTMENT OF PUBLIC INSTRUCTION, TO CHANGE THE APPOINTMENTS PROCESS FOR THE BOARDS OF TRUSTEES FOR THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, TO MODIFY THE APPOINTMENT OF HEADS OF PRINCIPAL STATE DEPARTMENTS, AND TO ESTABLISH TASK FORCE FOR SAFER SCHOOLS, as amended, upon second reading.

Senator Barefoot offers Amendment No. 2, which is adopted (25-12).

The Senate Committee Substitute bill, as amended, passes its second reading (24-13) and is read a third time and passes its third reading and is ordered engrossed and sent to the House of Representatives, by special message, for concurrence in the Senate Committee Substitute bill.

MESSAGE FROM THE GOVERNOR

The following message is received from the Governor:

STATE OF NORTH CAROLINA OFFICE OF THE GOVERNOR

PAT McCrORY
GOVERNOR

December 15, 2016

The Honorable Philip E. Berger
Senate President Pro Tempore
Legislative Building, Room 2008
Raleigh, North Carolina 27601-2008

Dear Senator Berger:

I am pleased to recommend Ms. Yolanda Stith to serve on the North Carolina Industrial Commission replacing Commissioner William Daughtridge for a term beginning immediately, and hereby submit her name for confirmation by the General Assembly pursuant to North Carolina General Statute §97-77. Ms. Stith's experience and knowledge will be a tremendous asset to the workings of the Commission. I am grateful for her willingness to serve the citizens of North Carolina in this role.

Enclosed, you will find biographical information for Ms. Stith. Please feel free to contact my staff for any additional information.

Sincerely,
S/ Pat McCrory

cc: Ms. Sarah Lang

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

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

Without objection, the Joint Resolution is placed on today's calendar.

December 16, 2016

CALENDAR *(continued)*

H.J.R. 2, A JOINT RESOLUTION PROVIDING FOR ADJOURNMENT SINE DIE OF THE 2016 FOURTH EXTRA SESSION, upon second reading.

The Joint Resolution passes its second reading (36-1) and is read a third time and passes its third reading and is ordered enrolled.

The Senate recesses at 2:20 p.m., subject to the standard stipulations set forth in Senate Rule 24.1, the ratification of bills, and the receipt of messages from the House of Representatives, to reconvene at 3:00 p.m.

RECESS

The Senate meets pursuant to recess and is called to order by Lieutenant Governor Dan Forest.

ENROLLED BILL

The Enrolling Clerk reports the following bill duly ratified for presentation to the Governor:

H.B. 17, AN ACT TO CLARIFY THE SUPERINTENDENT OF PUBLIC INSTRUCTION'S ROLE AS THE ADMINISTRATIVE HEAD OF THE DEPARTMENT OF PUBLIC INSTRUCTION, TO CHANGE THE APPOINTMENTS PROCESS FOR THE BOARDS OF TRUSTEES FOR THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, TO MODIFY THE APPOINTMENT OF HEADS OF PRINCIPAL STATE DEPARTMENTS, AND TO ESTABLISH TASK FORCE FOR SAFER SCHOOLS.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

H.J.R. 24, A JOINT RESOLUTION TO CONFIRM THE APPOINTMENT OF YOLANDA STITH TO THE NORTH CAROLINA INDUSTRIAL COMMISSION.

Upon motion of Senator Berger, without objection, the Joint Resolution is placed on today's calendar.

CALENDAR *(continued)*

H.J.R. 24, A JOINT RESOLUTION TO CONFIRM THE APPOINTMENT OF YOLANDA STITH TO THE NORTH CAROLINA INDUSTRIAL COMMISSION, upon second reading.

The Chair grants a leave of absence for the remainder of today's session to Senator Blue.

Upon the appearance of Senator Lee in the chamber, the Chair acknowledges his presence and the leave of absence granted previously is withdrawn.

The Joint Resolution passes its second reading (28-5) and is read a third time and passes its third reading and is ordered enrolled.

Senator Berger offers a motion that, in accordance with H.J.R. 2, the Senate do adjourn *sine die*, subject to the standard stipulations set forth in Senate Rule 24.1, the ratification of bills, and the receipt of messages from the House of Representatives, seconded by Senator Bryant, which motion prevails with unanimous consent.

The President declares the Senate of the 2015 General Assembly, sitting in Fourth Extra Session 2016, adjourned at 3:27 p.m., *sine die*.

ENROLLED RESOLUTION

The Enrolling Clerk reports the following Joint Resolution duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

H.J.R. 24, A JOINT RESOLUTION TO CONFIRM THE APPOINTMENT OF YOLANDA STITH TO THE NORTH CAROLINA INDUSTRIAL COMMISSION. (Res. 2016-27)

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

House of Representatives
December 16, 2016

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives has concluded the business of the Fourth Extra Session of the 2015 General Assembly and pursuant to **H.J.R. 2 (1st Edition)**, A JOINT RESOLUTION PROVIDING FOR ADJOURNMENT SINE DIE OF THE 2016 FOURTH EXTRA SESSION, stands ready to adjourn *sine die*.

Respectfully,
S/ Denise G. Weeks
Principal Clerk

December 16, 2016

ENROLLED RESOLUTION

The Enrolling Clerk reports the following Joint Resolution duly ratified, properly enrolled, and presented to the Office of the Secretary of State:

H.J.R. 2, A JOINT RESOLUTION PROVIDING FOR ADJOURNMENT SINE DIE OF THE 2016 FOURTH EXTRA SESSION. (Res. 2016-28)

CHAPTERED BILL

The Enrolling Clerk reports the following bill properly enrolled, assigned the following Chapter Number, and presented to the Office of the Secretary of State:

S.B. 4, AN ACT TO CONSOLIDATE THE FUNCTIONS OF ELECTIONS, CAMPAIGN FINANCE, LOBBYING, AND ETHICS UNDER ONE STATE AGENCY BY CREATING THE NORTH CAROLINA BIPARTISAN STATE BOARD OF ELECTIONS AND ETHICS ENFORCEMENT; TO CLARIFY THE GENERAL ASSEMBLY'S AUTHORITY TO CORRECT DEFECTS IDENTIFIED BY A COURT IN APPORTIONMENT OR DISTRICTING PLANS; TO RESTORE PARTISAN ELECTIONS FOR THE NORTH CAROLINA SUPREME COURT AND COURT OF APPEALS; TO MODIFY APPELLATE REVIEW OF CERTAIN CASES; AND TO MODIFY THE TERM FOR INDUSTRIAL COMMISSIONERS. (Became law upon approval of the Governor, December 16, 2016 - S.L. 2016-125)

Pursuant to Senator Berger's motion to adjourn having prevailed, the Senate stands adjourned, *sine die*.

DANIEL J. FOREST
President of the Senate

SARAH LANG
Principal Clerk

ADDENDUM
SENATE JOURNAL
2015 SESSION
FOURTH EXTRA SESSION
2016



EDITOR'S NOTE

Lee Settle was officially recognized as Reading Clerk for Fourth Extra Session 2016, but he was unable to participate in the proceedings due to illness.

Sarah Lang
Principal Clerk

CHAPTERED BILL

The following bill was properly enrolled, reviewed, and approved by the Governor as indicated, assigned the following Chapter Number and presented to the Office of the Secretary of State after the 2015 General Assembly sitting in Fourth Extra Session 2016 adjourned *sine die* on December 16, 2016.

H.B. 17, AN ACT TO CLARIFY THE SUPERINTENDENT OF PUBLIC INSTRUCTION'S ROLE AS THE ADMINISTRATIVE HEAD OF THE DEPARTMENT OF PUBLIC INSTRUCTION, TO CHANGE THE APPOINTMENTS PROCESS FOR THE BOARDS OF TRUSTEES FOR THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, TO MODIFY THE APPOINTMENT OF HEADS OF PRINCIPAL STATE DEPARTMENTS, AND TO ESTABLISH TASK FORCE FOR SAFER SCHOOLS. (Became law upon approval of the Governor, December 19, 2016 - S.L. 2016-126)

APPENDIX

SENATE JOURNAL

2015 SESSION

FOURTH EXTRA SESSION

2016



SENATE DISTRICTS

A complete listing of the North Carolina Senatorial Districts can be found in the Appendix of the Senate Journal for the 2015 General Assembly, First Session 2015.

**SENATE COMMITTEE ASSIGNMENTS
FOURTH EXTRA SESSION 2016**

A complete listing of the Senate Committees for Fourth Extra Session 2016, with the exception of the **Select Committee on Nominations**, as outlined in the Senate Rules adopted for Fourth Extra Session 2016 can be found in the Appendix of the Senate Journal for the 2015 General Assembly, Second Session 2016.

Senator Rabon was appointed to the **Select Committee on Nominations** on December 14, 2016.

EXECUTIVE ORDERS

In compliance with G.S. 147-16.1, 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 in 2016. A complete listing of the Executive Orders issued by Governor Pat McCrory in 2016 can be found in the Appendix of the Senate Journal for the 2015 General Assembly, Second Session 2016.

SENATE PRESIDENT PRO TEMPORE APPOINTMENTS

A complete listing of appointments and recommendations to Boards and Commissions made during 2016 by The Honorable Phil Berger, President *Pro Tempore*, can be found in the Appendix of the Senate Journal for the 2015 General Assembly, Second Session 2016.

SENATE STAFF**OFFICE OF THE PRESIDENT**

Daniel J. Forest	Lieutenant Governor
Danielle Albert	Manager of External Relations and Assistant to the Chief of Staff
Guy Davidson	Project Manager
Jamey Falkenbury	Press Secretary and Director of Operations
Steven Walker	General Counsel and Policy Director
Hal Weatherman	Chief of Staff

OFFICE OF THE PRESIDENT *PRO TEMPORE*

Philip E. Berger	President <i>Pro Tempore</i>
Amy Auth	Deputy Chief of Staff for Communications and Operations
Pat Berger	Research Assistant
Jim Blaine	Chief of Staff
Shelly Carver	Deputy Communications Director
Barbara Eldridge	Legislative Assistant
Peggy Halifax	Legislative Assistant
Darrell Malcolm	Director of Boards and Commissions Special Assistant
Stephen Ogden	Policy Advisor
Sara Riggins	Policy Advisor
Erica Shrader	Deputy Chief of Staff for Policy
Will Tomlinson	Director of Scheduling and Special Projects
Andrew Tripp	General Counsel
Kolt Ulm	Policy Advisor
Jeff Warren	Senior Policy Advisor
Dylan Watts	Policy Advisor
Graham Whitaker	Constituent Liaison

OFFICE OF THE DEPUTY PRESIDENT *PRO TEMPORE*

Louis Pate	Deputy President <i>Pro Tempore</i>
Edna Pearce	Legislative Assistant

OFFICE OF THE SENATE MAJORITY LEADER

Harry Brown	Majority Leader
Sally-Ann Gupta	Legislative Advisor
Kristi Huff	Appropriations Advisor
Elise McDowell	Legislative Assistant

OFFICE OF THE SENATE DEMOCRATIC LEADER

Daniel T. Blue, Jr.	Democratic Leader
Fred Aikens	Chief of Staff
Travis Huling	Research Assistant

OFFICE OF THE SENATE DEMOCRATIC LEADER (continued)

Bonnie McNeil	Legislative Assistant
Leslie Rudd	Information and Communications Specialist

OFFICE OF THE PRINCIPAL CLERK

Sarah Lang	Principal Clerk
Leigh Gipple	Administrative Clerk
Terry Rumley	Administrative Clerk
Alissa Whatley	Administrative Clerk
Sharon Evans	Assistant
Bing Ruitter	Assistant
Peggy Telfair	Assistant
Michael Perdue	Page Coordinator

SENATE CHAPLAIN

The Reverend Peter Milner

OFFICE OF THE SERGEANT-AT-ARMS

Philip King	Sergeant-at-Arms
Jim Blackburn	Lead Assistant
	Assistants
Terry Barnhardt	Ed Kesler
Donna Blake	Charles Marsalis
John Enloe	Steve McKaig
James Hamilton	Becky Myrick
Lawrence E. Hancock	Sham Patel
Dale Huff	Frances Patterson
Giles Jeffreys	Hal Roach

OFFICE OF LEGISLATIVE ASSISTANTS

Janet Black	Director
Sherry Pearson	Administrative Assistant

READING CLERK

Lee Settle

SENATE LEGISLATIVE STAFF

Dylan Arant	Senator J. Jackson
Ross Barnhardt	Senator B. Jackson
Julie Bradburn	Senator Berger
Phyllis Cameron	Senator Robinson
Suzanne Castleberry	Senator Tillman
Judy Chriscoe	Senator Bingham
Pat Christmas	Senator Lowe
Kaye Culberson	Senator J. Davis
Matt Curran	Senator Harrington
Cindy Davis	Senator Smith

SENATE LEGISLATIVE STAFF (continued)

Blinda Edwards	Senator D. Davis
Judy Edwards	Senator Brock
Barbara Eldridge	Senator Berger
Emily Emanuels	Senator Lee
Alexander Fagg	Senator B. Jackson
Susan Fanning	Senator Hise
Erhonda Farmer	Senator Clark
Paula Fields	Senator Rabon
Candy Finley	Senator Chaudhuri
William Fritscher	Senator Rucho
Sally-Ann Gupta	Senator Brown
Peggy Halifax	Senator Berger
Michael Hannah	Senator Rucho
Karon Hardy	Senator Bryant
Kathy Hartsell	Senator Wade
Jordan Hennessy	Senator Cook
Kristi Huff	Senator Brown
Travis Huling	Senator Blue
Gerry Johnson	Senator Hartsell
Jeb Kelly	Senator Randleman
Laura Kilian	Senator Edwards
Maria Kinnaird	Senator Bingham
Debbie Lown	Senator Meredith
DeAnne Mangum	Committee Assistant
Mary Marchman	Senator Harrington
Robert Mays	Senator Wade
Elise McDowell	Senator Brown
Bonnie McNeil	Senator Blue
Gislaine Melo	Senator McKissick
Brian Mooney	Senator Krawiec
Jyrita Moore	Senator Waddell
Eric Naisbitt	Senator Barefoot
Edna Pearce	Senator Pate
Andy Perrigo	Senator Daniel
Jackie Ray	Senator Ford
Chandra Reed	Senator Rabin
Carol Resar	Senator Woodard
Linda Sanderson	Senator Sanderson
Angelicia Simmons	Senator Smith-Ingram
Libby Spain	Senator McInnis
James Spivey	Senator Foushee
Joseph Stansbury	Senator Tucker
Robert Strickland	Senator Tarte
Lynn Tennant	Senator Curtis
William Verbiest	Senator Rucho

SENATE LEGISLATIVE STAFF (continued)

Kathy Voss	Senator Sanderson
Linda Wente	Senator Wells
Perry Wester	Senator Alexander
Gloria Whitehead	Senator Barringer
Carol Wilson	Senator Newton
Brent Woodcox	Senator Rucho

SENATE INTERNS

Jenna Albert	Senator Tillman
Meridith Berson	Senator Barefoot
James Blohm	Senator McInnis
Andre Board	Senator Blue
Willis Bridges	Senator Harrington
Ravi Chittilla	Senator Chaudhuri
Atiya Clark	Senator Lowe
Collis Clark II	Senator Bryant
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Eryn Howington	Senator Waddell
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Harrison Jenkins	Senator Sanderson
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Aleisha Lee	Senator Lee
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Matthew Parker	Senator McInnis
Michael Poehler	Senator Hise
Alexia Ray	Senator Ford
Seth Riggins	Senator Gunn
Logan Rigsbee	Senator Gunn
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Juan Venegas	Senator J. Jackson
Wesleigh Vick	Senator Rabon
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Adam Whitaker	Senator Ford
Greyson Whitaker	Senator Randleman
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CHOWAN COUNTY—District 3—Senator Erica Smith-Ingram

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HARNETT COUNTY—District 12—Senator Ronald J. Rabin

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HENDERSON COUNTY—District 48—Senator Chuck Edwards

HERTFORD COUNTY—District 3—Senator Erica Smith-Ingram

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HOKE COUNTY—District 21—Senator Ben Clark

HYDE COUNTY—District 1—Senator Bill Cook

IREDELL COUNTY— District 34—Senator Andrew C. Brock
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JACKSON COUNTY—District 50—Senator Jim Davis

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LOWE, SENATOR PAUL A., JR. **32nd District**—**Forsyth (part)**.

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MADISON COUNTY—District 47—Senator Ralph Hise

MARTIN COUNTY—District 3—Senator Erica Smith-Ingram

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NASH COUNTY— District 4—Senator Angela R. Bryant
District 11—Senator E. S. (Buck) Newton

NEW HANOVER COUNTY— District 8—Senator Bill Rabon
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ORANGE COUNTY—District 23—Senator Valerie P. Foushee

PAMLICO COUNTY—District 2—Senator Norman W. Sanderson

PASQUOTANK COUNTY—District 1—Senator Bill Cook

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WARREN COUNTY—District 4—Senator Angela R. Bryant

WASHINGTON COUNTY—District 3—Senator Erica Smith-Ingram

WATAUGA COUNTY—District 45—Senator Deanna Ballard

WAYNE COUNTY—District 5—Senator Don Davis
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