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JOURNAL
OF
THE SENATE
OF THE
GENERAL ASSEMBLY
OF THE
STATE OF NORTH CAROLINA

EXTRA SESSION
FEBRUARY—1986

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

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 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

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2	J. J. HARRINGTON.....	Lewiston-Woodville
3	JOSEPH E. THOMAS.....	Vanceboro
4	A. D. GUY.....	Jacksonville
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7	FRANKLIN E. WILLIAMS, SR.....	Wilmington
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9	THOMAS F. TAFT.....	Greenville
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12	ANTHONY E. RAND.....	Fayetteville
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13	KENNETH C. ROYALL, JR.....	Durham
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14	WILMA C. WOODARD.....	Garner
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15	ROBERT D. WARREN.....	Benson
16	WANDA H. HUNT.....	Pinehurst
16	RUSSELL G. WALKER.....	Asheboro
17	J. RICHARD CONDER.....	Rockingham
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18	R. C. SOLES, JR.....	Tabor City
19	ROBERT G. SHAW.....	Greensboro
20	TED KAPLAN.....	Winston-Salem
20	MARVIN WARD.....	Winston-Salem
21	JOHN M. JORDAN*.....	Saxapahaw
21	TIMOTHY H. McDOWELL.....	Mebane
22	JAMES C. JOHNSON, JR.....	Concord
23	PAUL S. SMITH.....	Salisbury
23	ROBERT V. SOMERS.....	Salisbury
24	WILLIAM D. GOLDSTON, JR.....	Eden
24	WELDON R. PRICE.....	Reidsville
25	OLLIE HARRIS.....	Kings Mountain
25	HELEN RHYNE MARVIN.....	Gastonia
25	MARSHALL A. RAUCH.....	Gastonia
26	T. CASS BALLENGER.....	Hickory
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27	DONALD R. KINCAID.....	Lenoir
27	DANIEL REID SIMPSON.....	Morganton
28	ROBERT S. SWAIN.....	Asheville
28	DENNIS WINNER.....	Asheville
29	CHARLES W. HIPPS.....	Waynesville
29	R. P. THOMAS.....	Hendersonville
30	DAVID RUSSELL PARNELL.....	Parkton
31	WILLIAM N. MARTIN.....	Greensboro
32	WENDELL H. SAWYER.....	Greensboro
33	MELVIN L. WATT.....	Charlotte
34	JAMES D. McDUFFIE.....	Charlotte
35	LAURENCE A. COBB.....	Charlotte

* (Resigned August 15, 1985) (Unexpired Term Filled September 20, 1985)
 (See Appendix)

SENATE JOURNAL

EXTRA SESSION

FEBRUARY — 1986

FIRST DAY

SENATE CHAMBER,
Tuesday, February 18, 1986.

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*.

Done in Raleigh, North Carolina, this 7th day of February 1986.

S/ JAMES G. MARTIN

(SEAL)

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:

Senators Ballenger, Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, 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 of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—48.

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.

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**.

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)

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:

H. J. R. 8

HOUSE OF REPRESENTATIVES

February 18, 1986

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

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:

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

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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

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JOURNAL
OF
THE SENATE
OF THE
GENERAL ASSEMBLY
OF THE
STATE OF NORTH CAROLINA

SECOND SESSION
1986

**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

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

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SENATE JOURNAL

SECOND SESSION 1986

ONE HUNDRED-NINETEENTH DAY

SENATE CHAMBER,
Thursday, June 5, 1986.

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

June 5, 1986

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 to 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

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**.

By Senators Plyler, Basnight, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Hipps, 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; Iona 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.

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.

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 Woodlief, 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.

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 made, 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.

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.**

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.

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 Weaver-ville.

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:

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:

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:

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.

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.

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 Plyler, 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:

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:

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 affirmative: Senators Ballenger, Barnes, Basnight, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard — 46.

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

Cabarrus, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard — 46.

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 affirmative: Senators Ballenger, Barnes, Basnight, Cobb, Conder, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Kaplan, 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 of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, and Winner — 47.

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.

ONE HUNDRED TWENTY-FIFTH DAY

SENATE CHAMBER,
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

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.

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 affirmative: Senators Ballenger, Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Hardison, Harrington, Harris, Hips, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, Parnell, Plyler, Price, Rand, Rauch, Redman, Shaw, Simpson, Smith, Speed, Staton, Taft, Tally, Thomas of Craven, Thomas of Henderson, Ward, Warren, Watt, Williams, Winner, and Woodard — 40.

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.

The bill passes its third reading by roll-call vote, ayes 43, noes 0, as follows:

Voting in the affirmative: Senators Ballenger, Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Rauch, Redman, Sawyer, Shaw, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Ward, Warren, Watt, Williams, Winner, and Woodard — 43.

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 affirmative: Senators Ballenger, Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, Parnell, Plyler, Price, Rand, Rauch, Redman, Sawyer, Shaw, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Ward, Warren, Watt, Williams, Winner, and Woodard — 42.

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.

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)

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**.

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**.

By Senators Warren, Rand, and Plyler:

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

Referred to **Appropriations Committee**.

By Senators Warren, Rand, and Plyler:

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

Referred to **Appropriations Committee**.

By Senators Warren, Rand, and Plyler:

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**.

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**.

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 affirmative: Senators Ballenger, Barnes, Basnight, Cobb, Conder, Ezzell, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Watt, and Williams — 42.

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. 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; Joseph 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 Klesiewicz, 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.

"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.

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 Icard 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.

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**.

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 Ahsokie 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**.

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**.

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**.

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**.

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:

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**.

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:

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**.

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:

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:

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.

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.**

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 Powellville 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:

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 Hips:

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**.

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:

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**.

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, Rauch, and Marvin:

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:

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:

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.

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:

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.

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 adjourns 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

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

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:**

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

of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Winner, and Woodard—47.

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 affirmative: Senators Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, 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, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Walker, Ward, Warren, Watt, Winner, and Woodard—46.

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 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, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Winner, and Woodard—48.

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 affirmative: Senators Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Kaplan, 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 of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Winner, and Woodard—47.

Voting in the negative: None.

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

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.

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 personalty received if the estate of a decedent had already paid costs on the personalty, 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:

"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

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.

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 affirmative: Senators Barnes, Basnight, Conder, Ezzell, Goldston, Guy, Hardison, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—46.

Voting in the negative: None.

The bill is ordered sent to the House of Representatives.

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 affirmative: Senators Barnes, Basnight, Conder, Ezzell, Goldston, Guy, Hardison, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—46.

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 affirmative: Senators Barnes, Basnight, Conder, Ezzell, Goldston, Guy, Hardison, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—46.

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 affirmative: Senators Barnes, Basnight, Conder, Ezzell, Goldston, Guy, Hardison, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—46.

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 affirmative: Senators Barnes, Basnight, Conder, Ezzell, Goldston, Guy, Hardison, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—44.

Voting in the negative: None.

The bill, as amended, remains on the Calendar for further consideration upon third reading.

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 affirmative: Senators Barnes, Basnight, Conder, Ezzell, Goldston, Guy, Hardison, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—46.

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 affirmative: Senators Barnes, Basnight, Conder, Ezzell, Goldston, Guy, Hardison, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—45.

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 affirmative: Senators Barnes, Basnight, Ezzell, Goldston, Guy, Hardison, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—44.

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 personalty received if the estate of a decedent had already paid costs on the personalty, upon second reading.

The bill passes its second reading by roll-call vote, ayes 44, noes 0, as follows:

Voting in the affirmative: Senators Barnes, Basnight, Ezzell, Goldston, Guy, Hardison, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—44.

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.

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 everflowing 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

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, Higgs, 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.

Referred to **Local Government and Regional Affairs Committee.**

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 affirmative: Senators Barnes, Basnight, Conder, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Simpson, Swain, Taft, Tally, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—38.

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 affirmative: Senators Barnes, Basnight, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Simpson, Swain, Taft, Tally, Thomas of Henderson, Ward, Warren, Watt, Williams, Winner, and Woodard—38.

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 affirmative: Senators Barnes, Basnight, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Simpson, Speed, Swain, Taft, Tally, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—40.

Voting in the negative: None.

The bill is ordered sent to the House of Representatives.

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 affirmative: Senators Barnes, Basnight, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Shaw, Simpson, Speed, Swain, Taft, Tally, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—39.

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 affirmative: Senators Barnes, Basnight, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Rauch, Redman, Sawyer, Shaw, Simpson, Speed, Swain, Taft, Tally, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—39.

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 affirmative: Senators Barnes, Basnight, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Redman, Royall, Sawyer, Shaw, Simpson, Speed, Swain, Taft, Tally, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—39.

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.

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,
Monday, 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 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."

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 IMPRISONMENT 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**.

H. B. 1554, 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.

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.**

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.

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

property at private sale.

Referred to **Local Government and Regional Affairs Committee.**

H. B. 1679, a bill to provide training requirements for appointed law enforcement officers.

Referred to **Local Government and Regional Affairs Committee.**

H. B. 1690, a bill to permit the Town of Nags Head to regulate building construction to prevent fire hazards.

Referred to **Local Government and Regional Affairs Committee.**

The President recognizes the following pages serving in the Senate this week: Lisa Anderson, Charlotte; Wesley Scott Barrett, Waco; Emily Carol Bost, Pinehurst; Kimberly Rose Brown, Wilmington; Tonya VanPelt Dowdy, Powells Point; Robinson Everette, Durham; LaShell Gates, Wilmington; Edward Green, Reidsville; Shelly Harrington, Greenville; Ashley Hill, Fayetteville; Dana Holland, Dallas; Harry Donald Jewell, Concord; Jill Suzanne Jones, Rockingham; Kimberly Kyle Koch, Troy; Patrick Martin, Eden; Easter Maynard, Raleigh; Dana Lynn McCain, Newport; Melissa Morrisette, Elizabeth City; Kristi Peterson, High Point; Lawson Rollins, Durham; Edwin Speas, Raleigh; Kermitt Taylor, Wilmington; Darren Keith Troxler, Reidsville; Lance Turner, Reidsville; Melody Ann Wall, Rockingham; Jessica Whitehurst, Cary.

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

ONE HUNDRED THIRTY-SECOND DAY

SENATE CHAMBER,
Tuesday, June 24, 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

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 affirmative: Senators Ballenger, Barnes, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, 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 of Craven, Thomas of Henderson, Warren, Watt, Williams, and Winner—44.

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.

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, Plyler, 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 affirmative: Senators Ballenger, Barnes, Conder, Ezzell, Goldston, Guy, 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, McDuffie, Parnell, Plyler, Price, Rand, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Somers, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Watt, Williams, Winner, and Woodard—44.

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

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**.

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 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, Marvin, McDowell, Parnell, Plyler, Price, Rand, Rauch, Sawyer, Shaw, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, and Winner—42.

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 affirmative: Senators Ballenger, Barnes, Cobb, Conder, Ezzell, Goldston, Hardison, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Kaplan, Kincaid, Marvin, McDowell, Plyler, Price, Rand, Rauch, Royall, Sawyer, Shaw, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, and Winner—39.

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,

Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, and Woodard—45.

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 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, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, and Woodard—45.

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 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, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Royall, Shaw, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, and Woodard—45.

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 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, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—48.

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,

Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Marvin, McDowell, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—46.

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."

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 affirmative: Senators Ballenger, Barnes, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Kaplan, Martin of Pitt, Martin of Guilford, Marvin, McDowell, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Smith, Soles, Somers, Speed, Staton, Swain, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Winner, and Woodard—43.

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 affirmative: Senators Ballenger, Barnes, Basnight, Conder, Ezzell, Goldston, Guy, Harrington, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Kaplan, Martin of Pitt, Martin of Guilford, Marvin, McDowell, McDuffie, Parnell, Plyler, Price, Rand, Redman, Royall, Sawyer, Shaw, Soles, Somers, Speed, Staton, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Winner, and Woodard—39.

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.

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”;

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.

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

*Conferees for the
House of Representatives*

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

ENROLLED BILLS

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

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.

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 affirmative: Senators Barnes, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kincaid, Martin of Guilford, Marvin, McDowell, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—44.

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 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, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—49.

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:

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, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—49.

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 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, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—49.

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 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, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—49.

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 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, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—49.

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,

McDowell, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—49.

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 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, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—49.

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 affirmative: Senators Barnes, Basnight, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Rauch, Redman, Shaw, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, and Winner—43.

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 affirmative: Senators Barnes, Basnight, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Rauch, Redman, Shaw, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, and Winner—43.

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 affirmative: Senators Barnes, Basnight, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Rauch, Redman, Shaw, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, and Winner—43.

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:

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, Martin of Pitt, Martin of Guilford, Marvin, McDowell, McDuffie, Parnell, Plyler, Rand, Redman, Royall, Shaw, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—43.

Voting in the negative: Senators Kincaid, Price, Rauch, Sawyer, Simpson, and Smith—6.

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 affirmative: Senators Barnes, Basnight, Cobb, 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, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Royall, Sawyer, Shaw, Simpson, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—46.

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,

Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Royall, Sawyer, Shaw, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—45.

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 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, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—48.

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 affirmative: Senators Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Kaplan, 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 of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—48.

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.

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.

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.

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:

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 Hips 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 Hips, 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 Hips, 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 affirmative: Senators Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, and Woodard—43.

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 affirmative: Senators Barnes, Basnight, 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, McDowell, Parnell, Plyler, Price, Rand, Redman, Royall, Sawyer, Shaw, Smith, Soles, Speed, Staton, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—40.

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:

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, Kaplan, Martin of Pitt, Martin of Guilford, McDowell, Parnell, Plyler, Price, Rand, Redman, Royall, Sawyer, Shaw, Smith, Soles, Speed, Staton, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—40.

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 affirmative: Senators Barnes, Basnight, 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, McDowell, Parnell, Plyler, Price, Rand, Redman, Royall, Sawyer, Shaw, Smith, Soles, Speed, Staton, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—40.

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 affirmative: Senators Barnes, Basnight, 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, McDowell, Parnell, Plyler, Price, Rand, Redman, Royall, Sawyer, Shaw, Smith, Soles, Speed, Staton, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—40.

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 affirmative: Senators Barnes, Basnight, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Ward, Warren, Watt, Williams, Winner, and Woodard—42.

Voting in the negative: None.

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 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 affirmative: Senators Barnes, Basnight, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Ward, Warren, Watt, Williams, Winner, and Woodard—42.

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 affirmative: Senators Barnes, Basnight, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Ward, Warren, Watt, Williams, Winner, and Woodard—42.

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 affirmative: Senators Barnes, Basnight, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Ward, Warren, Watt, Williams, Winner, and Woodard—42.

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

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 affirmative: Senators Barnes, Basnight, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Ward, Warren, Watt, Williams, Winner, and Woodard—42.

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 affirmative: Senators Barnes, Basnight, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Ward, Warren, Watt, Williams, Winner, and Woodard—42.

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 affirmative: Senators Barnes, Basnight, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Ward, Warren, Watt, Williams, Winner, and Woodard—42.

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 affirmative: Senators Barnes, Basnight, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Ward, Warren, Watt, Williams, Winner, and Woodard—42.

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.

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 affirmative: Senators Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Moore, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Plyler, Price, Redman, Royall, Sawyer, Shaw, Smith, Soles, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Ward, Warren, Watt, Williams, Winner, and Woodard—38.

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 shampoos 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 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, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Rand, Redman, Royall, Shaw, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Winner, and Woodard—40.

Voting in the negative: Senators Kincaid, Price, Sawyer, Simpson, and Smith—5.

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, Hips, 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, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—45.

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, Hips, 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, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—46.

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, Hips, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, 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, Hips, Hunt of Durham, Hunt of Moore, Johnson of

Cabarrus, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Price, Royall, Sawyer, Shaw, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—41.

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 affirmative: Senators Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Price, Rand, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—42.

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 thereof. (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 of 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.

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
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 **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 Higgs 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).

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

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

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.

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.

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.

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 affirmative: Senators Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, 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, Thomas of Craven, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—41.

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 affirmative: Senators Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, 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, Thomas of Craven, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—41.

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 affirmative: Senators Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, 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, Thomas of Craven, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—41.

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 affirmative: Senators Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, 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, Thomas of Craven, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—41.

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.

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 Wake, Kaplan, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Plyler, Price, Rand, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—41.

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 affirmative: Senators Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, 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, Thomas of Craven, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—41.

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 affirmative: Senators Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, 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, Thomas of Craven, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—41.

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 affirmative: Senators Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, 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, Thomas of Craven, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—41.

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,

Thomas of Craven, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—39.

Voting in the negative: None.

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 affirmative: Senators Barnes, Basnight, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, 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, Thomas of Craven, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—39.

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 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, Thomas of Craven, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—39.

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 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, Thomas of Craven, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—39.

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:

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, Thomas of Craven, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—39.

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:

Voting in the affirmative: Senators Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, 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, Thomas of Craven, Walker, Ward, Warren, Williams, Winner, and Woodard—39.

Voting in the negative: Senators Hunt of Durham and Watt—2.

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.

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

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)

- 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

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:**

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.

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**.

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 affirmative: Senators Ballenger, Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, 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, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—46.

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 affirmative: Senators Ballenger, Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, 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, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—46.

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

of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—46.

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 affirmative: Senators Ballenger, Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, 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, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—46.

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.

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 affirmative: Senators Ballenger, Barnes, Cobb, Conder, Ezzell, Goldston, 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, Price, Rauch, Redman, Royall, Sawyer, Simpson, Smith, Soles, Speed, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—42.

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 Taylor 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,

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:

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 affirmative: Senators Barnes, Cobb, Conder, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Kincaid, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Royall, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Ward, Warren, Watt, Williams, Winner, and Woodard—35.

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 affirmative: Senators Barnes, Cobb, Conder, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Kincaid, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Royall, Sawyer, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Ward, Warren, Watt, Williams, Winner, and Woodard—36.

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,

Harris, Higgs, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kincaid, Martin of Guilford, Marvin, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—40.

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 affirmative: Senators Barnes, Conder, Ezzell, Guy, Hardison, Harrington, Harris, Higgs, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Kincaid, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Rauch, Royall, Sawyer, Shaw, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—41.

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 affirmative: Senators Barnes, Basnight, Conder, Ezzell, Guy, Hardison, Harris, Hips, Hunt of Durham, Hunt of Moore, Kaplan, Martin of Guilford, Marvin, McDowell, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—41.

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, courtesies 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.

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 personalty received if the estate of a decedent had already paid costs on the personalty. (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.

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:**

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.

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.

Voting in the negative: Senators Hipps, Kaplan, McDowell, Sawyer, Soles, Somers, Swain, Thomas of Henderson, Walker, Watt, and Winner—11.

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,

Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—38.

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 affirmative: Senators Ballenger, Barnes, Basnight, Cobb, Conder, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Sawyer, Shaw, Simpson, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Ward, Warren, Williams, Winner, and Woodard—40.

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 everflowing 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.

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.

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)

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 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, Rauch, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Ward, Warren, Watt, Williams, Winner, and Woodard—41.

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,

Rauch, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Ward, Warren, Watt, Williams, Winner, and Woodard—41.

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 affirmative: Senators Ballenger, Barnes, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hips, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Martin of Pitt, Marvin, McDowell, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Sawyer, Shaw, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, and Woodard—41.

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 affirmative: Senators Ballenger, Barnes, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hips, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Martin of Pitt, Marvin, McDowell, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Sawyer, Shaw, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, and Woodard—41.

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 affirmative: Senators Ballenger, Barnes, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hips, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Martin of Pitt, Marvin, McDowell, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Sawyer, Shaw, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, and Woodard—41.

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, Hips, Hunt of Durham, Hunt of Moore, Johnson of

Wake, Kaplan, Martin of Pitt, Marvin, McDowell, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Sawyer, Shaw, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, and Woodard—41.

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 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, Rauch, Sawyer, Shaw, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, and Woodard—41.

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 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, Rauch, Sawyer, Shaw, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, and Woodard—41.

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 Alderman 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.

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 affirmative: Senators Ballenger, Barnes, Cobb, Conder, Ezzell, Goldston, 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, Plyler, Price, Rand, Rauch, Shaw, Simpson, Smith, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Watt, Williams, Winner, and Woodard—41.

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 affirmative: Senators Ballenger, Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—45.

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,

Martin of Pitt, Martin of Guilford, Marvin, McDowell, McDuffie, Parnell, Price, Rand, Rauch, Sawyer, Shaw, Simpson, Soles, Speed, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Ward, Watt, Williams, Winner, and Woodard—38.

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:

Voting in the affirmative: Senators Ballenger, Basnight, Cobb, Conder, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, McDuffie, Parnell, Rand, Rauch, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Walker, Ward, Warren, Watt, Williams, and Winner—37.

Voting in the negative: Senators Barnes, Price, Sawyer, and Thomas of Henderson—4.

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,

Kaplan, Kincaid, Martin of Pitt, Marvin, McDowell, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, 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. 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 affirmative: Senators Ballenger, Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, McDuffie, Plyler, Rand, Rauch, Sawyer, Shaw, Simpson, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Walker, Ward, Warren, Williams, Winner, and Woodard—40.

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 **Judiciary 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 affirmative: Senators Ballenger, Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Kincaid, Martin of Guilford, Marvin, McDowell, McDuffie, Plyler, Rand, Rauch, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—42.

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.

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:

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:

"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)

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.

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

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

HOUSE OF REPRESENTATIVES

July 2, 1986

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 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, Redman, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Tally, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, and Winner—43.

Voting in the negative: None.

The bill is ordered enrolled.

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 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, Redman, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Tally, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, and Winner—43.

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 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, Redman, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Tally, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, and Winner—43.

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 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, Redman, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Tally, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, and Winner—43.

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 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, Redman, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Tally, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, and Winner—43.

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.

The bill passes its third reading by roll-call vote, ayes 43, noes 0, 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, Redman, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Tally, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, and Winner—43.

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 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, Redman, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, and Winner—45.

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 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, Redman, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, and Winner—45.

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 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, Redman, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, and Winner—45.

Voting in the negative: None.

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

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 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, Redman, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, and Winner—45.

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 affirmative: Senators Ballenger, Barnes, Basnight, Cobb, Conder, Ezzell, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Sawyer, Shaw, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Ward, Warren, Watt, Williams, and Winner—42.

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. 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 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, Redman, Sawyer, Shaw, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Ward, Warren, Watt, Williams, and Winner—43.

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 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, Redman, Sawyer, Shaw, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Ward, Warren, Watt, Williams, and Winner—43.

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 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, Redman, Sawyer, Shaw, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, and Winner—44.

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,

Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, and Winner—43.

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 affirmative: Senators Ballenger, Barnes, Basnight, Cobb, Conder, Ezzell, Guy, Hardison, Harris, Hipps, Hunt of Durham, Hunt of Moore, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Sawyer, Shaw, Smith, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—42.

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).

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.

H. B. 2086, a bill to amend the Employment Security Law in compliance with federal law regarding Federal-State extended unemployment compensation.

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 affirmative: Senators Ballenger, Barnes, Ezzell, Guy, Harrington, Harris, Hips, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Redman, Sawyer, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Winner, and Woodard—35.

Voting in the negative: None.

The Committee Substitute bill remains on the Calendar for further consideration upon third reading.

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,
Monday, July 7, 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 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 217(O) 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 affirmative: Senators Barnes, Basnight, Cobb, Conder, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Rauch, Royall, Shaw, Smith, Soles, Somers, Speed, Staton, Swain, Tally, Thomas of Craven, Ward, Warren, Watt, Williams, and Winner—38.

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 affirmative: Senators Barnes, Basnight, Cobb, Conder, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Rauch, Royall, Shaw, Smith, Somers, Soles, Speed, Staton, Swain, Tally, Thomas of Craven, Ward, Warren, Watt, Williams, and Winner—38.

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:

Voting in the affirmative: Senators Barnes, Basnight, Cobb, Conder, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Rauch, Royall, Shaw, Smith, Somers, Soles, Speed, Staton, Swain, Tally, Thomas of Craven, Ward, Warren, Watt, Williams, and Winner—38.

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 affirmative: Senators Barnes, Basnight, Cobb, Conder, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Rauch, Royall, Shaw, Smith, Somers, Soles, Speed, Staton, Swain, Tally, Thomas of Craven, Ward, Warren, Watt, Williams, and Winner—38.

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 affirmative: Senators Barnes, Basnight, Cobb, Conder, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Rauch, Royall, Shaw, Smith, Somers, Speed, Staton, Swain, Tally, Ward, Warren, Watt, Williams, and Winner—37.

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 affirmative: Senators Barnes, Basnight, Cobb, Conder, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Rauch, Royall, Shaw, Smith, Somers, Speed, Staton, Swain, Tally, Ward, Warren, Watt, Williams, and Winner—37.

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.

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 similarly 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**.

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 affirmative: Senators Barnes, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, 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, Redman, Royall, Smith, Soles, Somers, Speed, Staton, Swain, Tally, Thomas of Craven, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard — 41.

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 affirmative: Senators Barnes, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Shaw, Smith, Soles, Somers, Speed, Staton, Swain, Tally, Thomas of Craven, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard — 42.

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 affirmative: Senators Barnes, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Shaw, Smith, Soles, Somers, Speed, Staton, Swain, Tally, Thomas of Craven, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard — 42.

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:

Voting in the affirmative: Senators Barnes, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Shaw, Smith, Soles, Somers, Speed, Staton, Swain, Tally, Thomas of Craven, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard — 42.

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 affirmative: Senators Barnes, 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, Redman, Royall, Shaw, Smith, Soles, Somers, Speed, Staton, Swain, Tally, Thomas of Craven, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard — 43.

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 affirmative: Senators Basnight, Cobb, Guy, Hardison, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Kincaid, Martin of Pitt, Marvin, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Shaw, Smith, Soles, Speed, Staton, Thomas of Craven, Walker, Ward, Warren, and Williams — 30.

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 affirmative: Senators Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, 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, Redman, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Tally, Thomas of Craven, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard — 45.

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:

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 Hedt, 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, Hamptead; 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.

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.

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:

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 affirmative: Senators Ballenger, Basnight, Cobb, Conder, Goldston, 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, McDuffie, Parnell, Plyler, Price, Rauch, Royall, Smith, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Ward, Warren, Watt, Williams, Winner, and Woodard—39.

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 affirmative: Senators Ballenger, Basnight, Cobb, Conder, Goldston, 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, McDuffie, Parnell, Plyler, Price, Rauch, Royall, Simpson, Smith, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Ward, Warren, Watt, Williams, Winner, and Woodard—40.

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)

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)

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

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 affirmative: Senators Ballenger, Barnes, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Kincaid, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—43.

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 affirmative: Senators Ballenger, Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, McDuffie, Parnell, Plyler, Rand, Rauch, Royall, Sawyer, Simpson, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—43.

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.

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.

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.

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)

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.

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 affirmative: Senators Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Kaplan, 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 of Craven, Walker, Warren, Watt, Williams, Winner, and Woodard—46.

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,

Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Kaplan, 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 of Craven, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—46.

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 Wilson, 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 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, McDuffie, Parnell, Plyler, Rand, Rauch, Royall, Sawyer, Simpson, Smith, Soles, Somers, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—45.

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.

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:

Voting in the affirmative: Senators Basnight, Goldston, Hardison, Harris, Hips, Hunt of Moore, Kaplan, Kincaid, Martin of Pitt, Marvin, McDuffie, Plyler, Price, Rand, Rauch, Redman, Royall, Simpson, Smith, Staton, Thomas of Craven, Walker, Warren, and Williams—24.

Voting in the negative: Senators Barnes, Conder, Ezzell, Guy, Harrington, Hunt of Durham, Johnson of Cabarrus, Martin of Guilford, McDowell, Parnell, Sawyer, Shaw, Soles, Somers, Speed, Swain, Taft, Tally, Thomas of Henderson, Ward, Watt, Winner, and Woodard—23.

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 Hips 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:

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/ R. P. THOMAS
S/ ANTHONY E. RAND
Conferees for the Senate

S/ CHARLES M. BEALL
S/ RAY FLETCHER
S/ RICHARD WRIGHT
*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 I 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

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.**

S. B. 950

HOUSE OF REPRESENTATIVES

July 9, 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. 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 OF REPRESENTATIVES

(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 conferees on the part of the House, Representatives Quinn (Chairman), Bob Etheridge, Watkins, Bruce Ethridge, Mavretic, Jerals, 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 affirmative: Senators Ballenger, Barnes, Basnight, Cobb, Conder, Ezzell, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Kaplan, Kincaid, Martin of Pitt, Martin of Guilford, Marvin, McDowell, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—46.

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 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, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Royall, Sawyer, Shaw, Simpson, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Henderson, Ward, Warren, Watt, Williams, Winner, and Woodard—46.

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 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, Martin of Pitt, Martin of Guilford, Marvin, McDowell, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Shaw, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—43.

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 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, Kincaid, Martin of Guilford, Marvin, McDowell, McDuffie, Parnell, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Henderson, Walker, Warren, Watt, Williams, Winner, and Woodard—44.

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

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 amendments:

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*

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

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 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.

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 Committee Substitute)

HOUSE OF REPRESENTATIVES

July 10, 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. C. 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)

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:

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.

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

ordered sent to the House of Representatives informing that Honorable Body of such action and requesting conferees.

H. B. 2138, a bill to set a convening date for the 1987 Session of the General Assembly. Referred to **Rules and Operation of the Senate Committee**.

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,
S/ 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 Hips (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 Hips, 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 Hips, 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 Hips, 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.

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

Voting in the affirmative: Senators Basnight, Cobb, Goldston, Guy, Hardison, Harrington, Harris, Hips, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Marvin, McDowell, McDuffie, Plyler, Price, Rand, Rauch, Redman, Royall, Sawyer, Shaw, Smith, Soles, Speed, Staton, Swain, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—40.

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 affirmative: Senators Basnight, Cobb, Goldston, Guy, Hardison, Harrington, Harris, Hips, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kincaid, Martin of Guilford, Marvin, McDowell, McDuffie, Plyler, Price, Rauch, Royall, Sawyer, Shaw, Smith, Soles, Speed, Staton, Swain, Tally, Thomas of Craven, Thomas of Henderson, Walker, Warren, Watt, Winner, and Woodard—35.

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 affirmative: Senators Basnight, Goldston, Guy, Hardison, Harrington, Harris, Hips, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Kincaid, Martin of Guilford, Marvin, McDowell, McDuffie, Plyler, Price, Rauch, Redman, Royall, Sawyer, Shaw, Smith, Soles, Speed, Staton, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Warren, Watt, Williams, Winner and Woodard—40.

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.

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

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. 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

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

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 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.

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)

HOUSE OF REPRESENTATIVES
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.

This the 11th day of July 1986.

S/ WILLIAM T. WATKINS
 S/ BOB ETHERIDGE
 S/ SIDNEY A. LOCKS
 S/ GERALD L. ANDERSON

S/ AARON W. PLYLER
 S/ KENNETH C. ROYALL, JR.
 S/ MELVIN L. WATT
 S/ ANTHONY E. RAND
 S/ RUSSELL WALKER

*Conferees for the
 House of Representatives*

Conferees for the Senate

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 as 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

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

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. 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.

EVENING SESSION — 8:30 P.M.

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;

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.

CONFERENCE REPORT

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.

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

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/ WILLIAM D. GOLDSTON, JR.
S/ ANTHONY E. RAND
S/ DENNIS J. WINNER

Conferees for the Senate

S/ DANIEL BLUE
S/ ANNE BARNES
S/ MILTON F. FITCH, JR.
S/ BERTHA HOLT
S/ MARTIN LANCASTER

*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**.

CALENDAR

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 affirmative: Senators Basnight, Cobb, Conder, Goldston, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Martin of Guilford, McDowell, Price, Redman, Shaw, Soles, Speed, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Winner, and Woodard—26.

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 affirmative: Senators Basnight, Cobb, Conder, Goldston, Guy, Hardison, Harrington, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Wake, Kaplan, Martin of Guilford, Marvin, McDowell, Plyler, Rand, Rauch, Simpson, Speed, Swain, Taft, Tally, Thomas of Craven, Thomas of Henderson, Walker, Ward, Warren, Watt, Winner, and Woodard—31.

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

S. B. 1306
(House Committee Substitute)

HOUSE OF REPRESENTATIVES
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

H. B. 2130

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 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:

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

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 affirmative: Senators Ballenger, Barnes, Conder, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Kincaid, Martin of Guilford, Marvin, McDowell, McDuffie, Plyler, Price, Rand, Rauch, Shaw, Simpson, Soles, Speed, Swain, Taft, Tally, Thomas of Craven, Walker, Ward, Warren, Watt, Williams, and Woodard—37.

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.

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)

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 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.

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 affirmative: Senators Ballenger, Barnes, Basnight, Conder, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Johnson of Cabarrus, Johnson of Wake, Kaplan, Martin of Guilford, Marvin, McDowell, McDuffie, Plyler, Rand, Rauch, Redman, Shaw, Simpson, Soles, Somers, Speed, Swain, Taft, Tally, Thomas of Craven, Walker, Ward, Warren, Watt, Williams, Winner, and Woodard—39.

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).

The bill, as amended, passes its third reading by roll-call vote, as follows: Voting in the affirmative: Senators Ballenger, Barnes, Basnight, Conder, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Kaplan, Martin of Guilford, Marvin, McDowell, McDuffie, Plyler, Price, Rand, Rauch, Redman, Shaw, Simpson, Soles, Speed, Swain, Taft, Tally, Walker, Ward, Warren, Watt, Williams, and Woodard—35.

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**.

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

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 insert 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*

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.

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:

S. B. 1306
(House 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 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*

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

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.

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/ HAROLD W. HARDISON
S/ HELEN RHYNE MARVIN
S/ ROBERT DAVIS WARREN
S/ TED KAPLAN

Conferees for the Senate

S/ JOSEPHUS LYMAN MAVRETIC
S/ GEORGE W. MILLER, JR.
S/ CHARLES M. BEALL
S/ DANIEL HOWARD DEVANE

*Conferees for the
House of Representatives*

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:

S. B. 1306
(House 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 **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.

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 affirmative: Senators Ballenger, Barnes, Basnight, Conder, Goldston, Guy, Hardison, Harrington, Harris, Hipps, Hunt of Durham, Hunt of Moore, Kaplan, Kincaid, Martin of Guilford, Marvin, McDowell, McDuffie, Plyler, Rand, Redman, Sawyer, Shaw, Simpson, Soles, Somers, Speed, Swain, Taft, Tally, Thomas of Craven, Walker, Ward, Warren, Williams, Winner, and Woodard—37.

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 affirmative: Senators Basnight, Conder, Goldston, Guy, Harrington, Hunt of Durham, Hunt of Moore, Kaplan, Martin of Guilford, Marvin, McDowell, Rand, Soles, Taft, Tally, Thomas of Craven, Walker, Ward, Warren, Watt, Winner, and Woodard—22.

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)

HOUSE OF REPRESENTATIVES
July 15, 1986

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 every-body 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

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-

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.

This 15th day of July, 1986.

S/ HENSON P. BARNES
S/ JOSEPH E. JOHNSON
S/ AARON W. PLYLER

S/ MARTIN L. NESBITT
S/ DENNIS A. WICKER
S/ GERALD L. ANDERSON
S/ R. D. BEARD
S/ DANIEL T. BLUE, JR.
S/ JOHN CALVIN HASTY
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 nonfleet 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 nonfleet 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, 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

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:

- (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

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.

(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

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

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. 15. G. S. 58-131.53(b), G. S. 58-131.56, and G. S. 58-131.59 are repealed.

Sec. 16. G. S. 58-131.38(1) is amended by 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

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.

“§ 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
 - (6) Establish guidelines for membership in the pool.
- (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

occurrences), 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 or 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:

"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.

AFTERNOON SESSION — 4:45 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:

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:

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:

'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.

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 Conferees 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**

THE RAILROAD NEGOTIATING COMMISSION, and requests conferees. The Speaker has appointed Representatives Hunt, Michaux, Quinn, Stamey, 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

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

CONFERENCE REPORT

H. B. 2141

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. MICHAX
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

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. 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 Hips 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.

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 Higgs, 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*.

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

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

BILLS AND RESOLUTIONS REMAINING IN THE SENATE TO BE TRANSFERRED TO ARCHIVES AND HISTORY

1985 — 1986 SESSION

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

Bill No.	Short Title	Identical Bill/Note
AGRICULTURE COMMITTEE		
SB 278	Soil Type and Productivity Set	
SB 502	Assessment For Egg Promotion	
HB 1152	Agricultural Product Theft Reporting	
HB 1153	Dealer Livestock Records To Be Kept	
APPROPRIATIONS COMMITTEE		
SJR 22	Continue LRC Day-Care Study	(Id—H 39)
SB 26	Day-Care Enforcement Funds	(Id—H 22)
SB 33	Caldwell Community College Funds	
SB 41	Military Service Retirement Purchase	
SB 47	Vocational Education Funding	(Id—H 186/see S 182)
SB 61	Greene ADAP Funds	(Id—H 218)
SB 66	Emergency Training At Gaston College	
SB 67	Central School Payroll Optional	
SB 70	State Contrib./Veterans Service Programs	(see S 182)
SB 72	Co-Counsel In Capital Cases	
SB 81	Wayne Forest Headquarters Funds	
SB 82	General Stats/Ins Regulation Study	(Id—H 875/see H 344)
SB 86	UNC Chair Endowment	(see S 182)
SB 96	Protect-A-Child	
SB 110	Cleveland ADAP Equipment Funds	
SB 111	Child-Care Funds—PUSH, Inc.	
SB 113	Permanent Part-Time Retirement	
SB 115	UNC—Asheville Library Funds	
SB 116	Emergency Judge Pay Increase	
SB 122	Transfer/Science-Math School	(see S 182)
SB 128	Area Match Funding Equalization	
SB 130	Historic Preservation Funds	(Id—H 287/see S 182)
SB 138	Parks Equipment Funds	(Id—H 288)

APPROPRIATIONS COMMITTEE (continued)

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 Preservation Funds	(Id—H 808)
SB	220	Enhance Retirement Benefits	
SB	223	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	

APPROPRIATIONS COMMITTEE (continued)

SB	355 PSU Centennial	(see S 182)
SB	367 DMV Collect Motor Vehicle Taxes	(Id—H 595)
SB	377 David Stick Library Funds	(see S 182)
SB	380 Retired Appellate Judge Service	
SB	381 Retired Justice Service On Court Appeals	
SB	399 Mordecai Square Revolving Fund	(see H 922)
SB	400 Dorothea Dix—Recreational Equipment	(see H 922)
SB	401 Developmental Disabilities	(Id—H 734/see S 182)
SB	402 Local School Willie M. Funds	(see S 489)
SB	404 Crippled Children Program Funds	(Id—H 738/see S 182)
SB	406 Work Release Center Study Funds	(see S 636)
SB	407 Charlotte Hawkins Brown Funds	(Id—H 728/see S 182 & S 489)
SB	410 Local Law Enforcement Retirement Benefits	
SB	415 Travel And Tourism Funds	(see S 182 & S 489)
SB	417 Indigent Care Study	(see H 344)
SB	422 Capital Area Soccer Field Funds	(see H 922)
SB	423 Funds For The Creative Exchange	(see H 922)
SB	424 Spring Hill House Funds	(see H 922)
SB	425 Community College Study	(see S 636)
SB	426 Approp Southwestern Family Violence Center	
SB	427 Beaufort Odd Fellows Lodge Funds—2	
SB	434 Hookerton Rescue Funds	(Id—H 831/see H 922)
SB	443 Tucker House Funds	
SB	448 Human Resources Development	
SB	449 Victim Compensation Fund Changes	
SB	454 Arts Council Funds	(Id—H 816/see S 182)
SB	465 Stanly Tech Health Center Funds	
SB	466 Person Place Preservation Funds	(see H 922)
SB	467 Perinatal Program Funds	
SB	474 Pitt Community College Funds	(Id—H 869)
SB	475 Haywood County After-School Funds	(see H 922)
SB	476 Services To Persons With Autism	
SB	477 Parks Funds	
SB	478 Railroad Property Tax Value	(Id—H 842)
SB	482 Grifton Depot Restoration	(Id—H 793/see H 922)
SB	483 Pitt County Farmers Market Funds	(Id—H 830/see H 922)
SB	484 School Closings For Bad Weather	(see S 489)
SB	486 Solar Peanut Drying Research Funds	(see S 182)
SB	487 Grain Facility Funds	
SB	490 Poultry Research Funds	
SB	491 Categorical Funds—Special Education	
SB	492 Washington—Beaufort Civic Center Funds	(see H 922)
SB	493 ECU Summer Theater Funds	
SB	494 Pitt Historical Survey Funds	(see H 922)
SB	495 AOC/Community Service	(see S 636)
SB	497 Crops Research Funds	
SB	498 Tidewater Research Station Fund	
SB	499 N.C. Dance Theater Funds	(see S 182)

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	
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 Comm	(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)

APPROPRIATIONS COMMITTEE (continued)

SB	767	Moore Natural Heritage Funds	
SB	768	Jordan State Forest Funds	(Id—H 1341)
SB	770	National Sports Festival Funds	(see S 182)
SB	771	Rowan United Arts Council Funds	
SB	772	NCSU/Funds For Minority Students	
SB	773	Alcohol Studies Center At UNC Funds	
SB	774	Regional Community College Funds	
SB	775	Onslow Aging Funds	(see H 922)
SB	776	Onslow Historical Survey Funds	
SB	777	Carobell Home Funds	(see H 922)
SB	778	Onslow Arts Funds	(see H 922)
SB	779	Richlands—Onslow Co. Museum Funds	(see H 922)
SB	780	Training School Closing Study	
SB	781	Haven House Funds	(see H 922)
SB	782	Low Income Homeowners Funds	
SB	783	NC Closeup Program Funds	
SB	785	Rockingham Community College Fund	
SB	786	Surry College Funds	
SB	787	Radio Reading Service Funds	(Id—H 1348)
SB	788	Social Security Information Funds	(see S 182)
SB	789	Onslow Human Services Council Funds	(see H 922)
SB	790	Black Mountain Volunteer Fire Dept Funds	(see S 182)
SB	791	Multi-Image Celebration Funds	(see S 182)
SB	793	New Assistant DA For District 30	
SB	794	Sheriffs Retirement	
SB	795	Drug Prescription Funds	(see S 489)
SB	797	Roanoke—Chowan Mental Health Funds	
SB	798	Minority Purchasing Assistance Funds	
SB	800	Drug Law Enforcement Funds	
SB	801	SBI Evidence Handling Building Funds	
SB	802	Child Protection Study	(see S 636)
SB	803	Nutrition/Dietary Services Funds	(see S 182)
SB	804	Cedar Island Funds	(see S 182)
SB	805	Interact Center Funds	(see H 922)
SB	806	Chowan Interstate Commission	(see S 182)
SB	807	NC Maritime Museum Funds	(see S 182)
SB	808	Town Creek Historic Site Funds	
SB	809	Elizabeth City State Generator Funds	
SB	810	New Assistant DA For District 24	
SB	811	Roanoke—Chowan Tech Capital Funds	
SB	812	School Advisory Councils/LRC Study	
SB	813	Randolph Arts Guild Funds	(see H 922)
SB	814	ACCEPT Operating Funds	(see S 182)
SB	815	Voter File Study Funds	(see S 182)
SB	816	Old Salem Funds	(see H 922)
SB	817	Community Action Partnership	
SB	818	State Park On Lake James Funds	(Id—H 1361/see S 182)
SB	819	Protective Services Worker Funds	(Id—H 1394/see S 182)
SB	820	Estey Hall Funds	(see S 182 & H 922)
SB	821	Randolph Prison Chaplain Funds	(see H 922)

APPROPRIATIONS COMMITTEE (continued)

SB	823 Cabarrus Arts Council Funds	(see H 922)
SB	824 Cedar Island Ferry Terminal	(see S 182)
SB	825 Ocracoke Ferry Facility Funds	(see S 182)
SB	827 Funds For Tobacco Inspection	
SB	828 Discovery Place Funds	(Id—H 1350/see H 922)
SB	829 Legislative Ethics Study	(see S 636)
SB	830 Funds For Western NC	(see H 922)
SB	832 Mecklenburg Dispute Mediation Funds	
SB	833 Indian Cultural Center Funds	(see S 182)
SB	834 Elizabeth City State University Funds	(Id—H 1401)
SB	836 New Hanover Boat Ramp Funds	
SB	837 Cabarrus Civic Foundation Funds	(see H 922)
SB	838 Livingstone College Funds	
SB	840 Cumberland County Projects Funds	
SB	841 Stormwater Management Study	
SJR	847 Local Government/Revenue Needs—LRC Study	
SJR	848 Uniform System Public Schools/LRC Study	(see S 636)
SB	850 Additional Court Sites Study	(see S 636)
SB	852 Council Of State Salaries	
SJR	853 Legislative Process/LRC Study	(see S 636)
SB	856 Burley Tobacco Facility Funds	
SB	857 Belle Chere Festival Funds	
SB	860 Firemen's Rescue Squad Fund Changes	
SB	862 Motor Vehicle Inspection Funds Repealed	(Id—H 1493)
SB	863 Brevard Music Center Pavilion Funds	
SB	865 Home Health Care Funds	
SB	869 Travel and Tourism Funds	
SB	870 Buncombe Emergency Network Funds	
SB	871 Madison—Buncombe Opportunity Funds	
SB	876 David Stick Library Funds	
SB	877 Northeastern N.C. Tomorrow Funds	
SB	880 Insurance Dept Appropriation/Regulation	(Id—H 1515)
SB	885 Arts Together Funds	
SB	886 ReEntry, Inc. Funds	
SB	887 Art Museum Funds	(Id—H 1510)
SB	888 Symphony Funds	
SB	890 Catawba Historical Restorations	
SB	894 Dry Ridge Museum Funds	(Id—H 1523)
SB	899 Frankie Lemmon School Funds	
SB	900 Greene Adult Education Center	(Id—H 1546)
SB	912 Office Of Marine Affairs Funds	
SB	921 Western N.C. Tomorrow Funds	(Id—H 1620)
SB	928 Black Mountain Juvenile Eval Center Funds	(Id—H 1556 & 1670)
SB	929 Onslow Peers Funds	
SB	932 Onslow Hospice Funds	
SB	933 Child-Care Funds	
SB	938 American Children's Home Funds	
SB	940 Currituck Assistant Ranger Funds	
SB	946 Blue Ridge Technical Capital Funds	(Id—H 1628)

APPROPRIATIONS COMMITTEE (continued)

SB	947	Blue Ridge Technical Library	
SB	955	Snuggs House Improvement Funds	
SB	956	Chowan Interstate Funds	
SB	957	Eliada Home Funds	(Id—H 1599)
SB	958	Avery County ADAP Transp Funds	(Id—H 1776)
SB	959	Elderly Housing Project	
SB	960	Moore County Children's Funds	
SB	961	Asheville Symphony Pops Funds	(Id—H 1622)
SB	962	State Retirement Increase	
SB	963	Halifax E.M.S. Authority Funds	
SB	964	Halifax 4-H Day Camp Funds	
SB	965	N.C. Dance Theater Funds	
SB	966	Black Artists' Guild Funds	
SB	967	Tammy Lynn Funds—2	
SB	968	Lee County School Library Funds	(Id—H 1726)
SB	969	Temple Theatre Funds	
SB	970	t.l.c. Home Funds	
SB	971	Broadway Park Development Funds	
SB	972	Sanford Revitalization Funds	
SB	973	General Lee Museum Funds	
SB	974	Angier Senior Center Funds	
SB	975	Craven Athletic Field House Funds	
SB	976	Lemon Springs Improvement Funds—2	
SB	977	Granville Senior Citizens Funds	
SB	978	Cleveland Services Center Funds	
SB	979	Land Grant Record Funds	
SB	980	Alexander Reservoir Funds	
SB	981	Big Ivy Historical Complex Funds	(Id—H 1716)
SB	982	Schiele Museum Operating Funds	
SB	983	Lincoln Community Center Funds	
SB	984	Cleveland Historical Funds	
SB	986	Pine Level Trash Disposal Funds	
SB	987	Ivanhoe Community Bldg. Funds	
SB	988	Sampson Tech Funds	
SB	989	Tobacco Museum Funds	
SB	990	Johnston County Industries Funds	
SB	991	Forestry Service Offices/Wayne Co.	
SB	996	Gaston Shelter Funds	
SB	997	Dental Health Funds	
SB	998	Community Mental Health Funds	
SB	999	Littleton Center Funds	
SB	1000	Dr. C. S. Brown Center Funds	(Id—H 1709)
SB	1001	Northampton Museum Funds	
SB	1002	LRC Study Elections	
SB	1003	Guilford Courthouse Renovation Funds	
SB	1004	Black Child And Family Funds	
SB	1005	Blue Ridge Water Association	
SB	1006	Blue Ridge Tech/College Funds	
SB	1007	Gaston VFD Funds	
SB	1008	Elizabeth II To Hertford County	

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 (Id—H 1795)
- 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)

SB 1060	Edgecombe Public Library Funds	
SB 1061	Farmville Arts Council Funds	
SB 1062	Wilson Fire Equipment Funds	
SB 1063	Robersonville Hospital Funds	
SB 1064	Farmville Band and Rec. Uniforms	
SB 1065	Crisis Assistance Ministry Funds—2	
SB 1066	Charlotte Family Outreach Center—2	
SB 1067	Afro-American Children's Theater	
SB 1068	Afro-American Cultural Center—2	
SB 1069	Charlotte Emergency Housing Project	
SB 1070	Charlotte-Mecklenburg Youth Council—2	
SB 1071	Family Housing Services Funds	
SB 1072	Anita Stroud Foundation Funds	
SB 1073	Sickle Cell Diseases For Charlotte	
SB 1074	Mecklenburg Pregnancy Prevention Funds—2	
SB 1075	Gethsemane Enrichment Funds—2	
SB 1076	Person County Aging Funds	
SB 1077	Metrolina Food Bank Funds—2	
SB 1078	McCrorey YMCA Funds—2	
SB 1079	School Psychologist Raise	
SB 1080	Workweek for Teacher Aides	
SB 1081	Schiele Museum Archaeology Funds	
SB 1082	Special Ed. Funding Formula	(Id—H 1761)
SB 1083	Braille Textbook Funds	(Id—H 1762)
SB 1084	Governor's School Funds	(Id—H 1764)
SB 1085	Preschool Special Education Funds	(Id—H 1763)
SB 1086	Eden Seniors Funds	
SB 1087	Madison Civic Center Funds	
SB 1088	Penn House Renovation Funds	
SB 1089	Madison Recreation Equipment Funds	
SB 1090	Eden City Animal Shelter Funds	
SB 1091	Stoneville Revitalization Funds	
SB 1092	Cove Creek Senior Center Funds	
SB 1093	Ashe Library Funds	
SB 1094	Stokes Radio System Funds	
SB 1095	Carlyle Higgins Agricultural Center	
SB 1096	Durham Meals On Wheels	
SB 1097	John Avery Boy's Club Funds	
SB 1098	Durham Housing/Youth Enrichment	
SB 1099	Sampson Alumni Funds	
SB 1100	Johnston Central Alumni Funds—2	
SB 1101	Sampson Armory Funds	
SB 1102	Coharie Intra-Tribal Council Funds	
SB 1103	Herring Community Building Funds	
SB 1104	Four Oaks Community Bldg Funds	
SB 1105	Vance Emergency Communications	
SB 1106	N.C. Senior Citizen's Fed. Funds—2	
SB 1107	Knightdale Park Funds	
SB 1108	Historic Bethabara Park Funds	
SB 1109	Hertford Arts Academy Funds	

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)

APPROPRIATIONS COMMITTEE (continued)

SB	1261	Greene H. S. Athletic Club Funds	
SB	1262	Greene Fire And Rescue Funds	
SB	1263	Goldsboro Fire Dept. Vehicle	
SB	1264	WUNC TV/Radio Funds	
SB	1265	Chatham Hospice Funds	
SB	1266	Pittsboro Bicentennial Funds	
SB	1267	Nonpoint Agricultural Pollution Funds	(Id—H 1804)
SB	1268	Historic Preservation Fund—2	
SB	1269	School Employee Salary Comm.	(Id—H 1919)
SB	1272	Fire Equipment Replacement Funds	
SB	1274	Southern Piedmont Center	
SB	1275	UNC/WCQS Funds	(Id—H 1888)
SB	1276	N.C. Holocaust Council Funds	
SB	1277	State Budget/1986-87	(Id—H 2055)
SB	1278	Nash Cultural Center Funds—2	
SB	1279	Meat Inspection Funds	
SB	1280	UNC Self-Liquidating Projects	(Id—H 2019)
SB	1283	Good Sheperd Home, Inc.	
SB	1284	Housing Act Amendment	
SB	1289	Professional Liability Insurance/Actuary Funds	
SB	1290	Vaccine Injury Hearing Funds	
SB	1291	DHR Vaccine-Related Injury Funds	
SB	1298	Adopt A Trail Funds	
SB	1302	State Of Environment Fund	
SB	1303	Community Workers Funds	
HB	12	Certificate Of Resale Changes	
HB	327	Tax Amnesty Program	
HB	569	Chronic Status Offenders	
HB	601	Incentive Pay Committee	
HB	895	Community College Trustees	
HB	917	Consent For Minors Abortion	
HB	981	Organ Donor Information/Licensed Drivers	
HB	982	Contractors Sponsor Events	
HB	1134	Local Projects Appropriations	
HB	1203	Neglected Juveniles/Protective Services	
HB	1237	James Sprunt Technical	
HB	1272	Hazardous Waste Facility Fees	
HB	1288	Durham Technical Status	
HB	1294	Proceeds Of Felons' Stories	

BASE BUDGET COMMITTEE—see APPROPRIATIONS COMMITTEE**CHILDREN AND YOUTH COMMITTEE**

SB	12	Child Abuse Licensing Unit	(Id—H 45)
SB	13	Mandate Day-Care Abuse Report	(Id—H 46)
SB	14	Day-Care Public Awareness	
SB	15	Licensing Commission Abuse Visit	(Id—H 43)
SB	21	Day-Care Licensing Enforcement	(Id—H 40)
SB	23	Caretaker Definition Change	
SB	24	Day-Care Plan Standards	(Id—H 23)
SB	25	Day-Care Provisional License	(Id—H 44)

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/Income 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 868 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 (Extra Session)
- 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 (Id—H 1150)
- SB 913 Local Charter Amendments (Id—H 1460)
- SB 914 Definition Of City (Id—H 1459)
- 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 Ejection 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 Danielstown 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 AMENDMENT

- 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)

- SB 344 Colfax Incorporated
- SB 344 Colfax Incorporated (for substitute #2)
- SB 347 DHR Costs/Payments
- SB 353 Wilmington—City Of Azaleas
- SB 367 DMV Collect Motor Vehicle Taxes
- SB 393 Grand Jury Jurisdiction
- SB 405 Amend Architect Licensure Act
- SB 413 Raise Tax Penalties
- SB 417 Indigent Care Study
- SB 429 Familiar Names On Ballot
- SB 433 Adultery/Divorce From Bed And Board
- SB 438 Shoplifting/Tag Switching Penalty
- SB 442 Treble Damages For Bad Checks
- SB 444 Memory Of Dr. Ellen Black Winston
- SB 449 Victim Compensation Fund/Changes
- SB 450 New Execution Hearing Prohibited
- SB 456 Medical Care Req/Alcohol Offense
- SB 459 Greensboro—High Point Airport
Authority Enlarged
- SB 460 Retirement Center Tax Exemption
- SB 469 Zoning Notification Required
- SB 484 School Closings For Inclement Weather
- SB 485 Deeds/Error Correction
- SB 489 Omnibus Statewide Appropriations/Additional
- SB 495 LRC/Alternative Punishment-Restitution
Study
- SB 506 Spousal Testimony
- SB 506 Spousal Testimony (for substitute #2)
- SB 523 Uniform Election Dates
- SB 532 State Lottery Act
- SB 578 Overcrowding Of Building
- SB 587 Midyear Annex Of Fire District
- SB 593 Municipal Or Joint Agency Bonds
- SB 594 Filling Contact Lens Prescriptions
- SB 595 Witness And Victim Assistance
- SB 598 Claims Against Estates Mailed
- SB 605 Maternity Parole
- SB 608 Procedure For Infractions
- SB 614 Missing Child Photos
- SB 620 Transfer/Certificate Of Need Permitted
- SB 626 President Pro Tempore Appointments
- SB 634 Drug Trafficking/Grand Jury
- SB 635 Military Property Sales Facilities
- SB 636 LRC/Various Studies Authorized
- SB 642 Alien Reciprocity Repealed
- SB 647 Senate President's Appointments
- SB 663 Sales Tax On Flea Market Vendor
- SB 681 Cheerleader Safety Rules
- SB 683 Housing Trust Fund

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 Attmore/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 1203 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

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NORTH CAROLINA GENERAL ASSEMBLY SENATORIAL DISTRICTS

(G. S. 120-1)

DISTRICTS (Seats)	COUNTIES Townships, Precincts, Towns, Census Tracts, Enumeration Districts
1st	(1) 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, Mintonville), HYDE, PASQUOTANK, PERQUIMANS, TYRRELL, WASHINGTON.
2nd	(1) 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)
3rd	(1) CARTERET, CRAVEN, PAMLICO.
4th	(1) ONSLOW.
5th	(1) DUPLIN, JONES, LENOIR, PENDER (Townships of Columbia, Union).
6th	(1) 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).
7th	(1) NEW HANOVER, PENDER (Townships of Burgaw, Canetuck, Caswell, Grady, Holly, Long Creek, Rocky Point, Topsail).
8th	(1) GREENE, WAYNE.
9th	(1) BEAUFORT (Townships of Bath, Chocowinity, Long Acre, Richland, Washington), MARTIN (Townships of Beargrass, Cross Roads, Grifins, Jamesville, Poplar Point, Williams, Williamston), PITT (Townships of Ayden, Carolina, Chicod, Greenville, Grifton, Grimesland, Pactolus, Swift Creek, Winterville).
10th	(1) 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).

- 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 Abbotts Creek, Bethania, Broadbay, Clemmonsville, 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).

SENATE RESOLUTIONS

SECOND SESSION 1986

(Adopted June 11, 1986—see pages 19-20)

S. R. 861, A SENATE RESOLUTION TO AMEND THE PERMANENT RULES OF THE SENATE.

(Offered June 12, 1986—see page 22)

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.

(Offered June 13, 1986—see page 28)

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)

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.

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*.

<i>Executive Order</i>	<i>Title</i>	<i>Date of Issuance</i>
1	North Carolina Board of Ethics	1/31/85
	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.	
2	Governor's Efficiency Study Commission	2/12/85
	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.	
3	North Carolina Advisory Council of Vocational Education	3/27/85
	Establishes Council to act as the State Council on Vocational Education in accordance with requirements of Federal law.	
4	Rescission of Executive Order No. 97, Dated September 7, 1983, Restoring Review of Disability Procedures	5/10/85
	Ends moratorium on the processing of claims forwarded by the Social Security Administration.	
5	Governor's Commission on Child Victimization	5/20/85
	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.	
6	State Employees' Work Place Requirements for Safety and Health	5/20/85
	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.	

<i>Executive Order</i>	<i>Title</i>	<i>Date of Issuance</i>
7	Women's Economic Development Advisory Council	6/28/85
	Establishes Council to explore opportunities for women in our economy, and advise Secretary of Administration and Secretary of Commerce on course of action.	
8	Governor's Advisory Committee on Travel and Tourism	6/28/85
	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.	
9	North Carolina Public Transportation Advisory Council	6/28/85
	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.	
10	North Carolina Small Business Council	6/28/85
	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.	
10A	Amendment to Executive Order No. 10	7/25/85
	Replaces "Business Assistance Division" with "Small Business Development Division" as referred to in Martin Executive Order 10 executed June 28, 1985.	
11	Governor's Advisory Commission on Military Affairs	6/28/85
	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.	
12	Governor's Highway Safety Commission	6/28/85
	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.	
13	North Carolina State Health Coordinating Council	6/28/85
	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.	
14	Governor's Task Force on Domestic Violence	6/28/85
	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.	

<i>Executive Order</i>	<i>Title</i>	<i>Date of Issuance</i>
15	Juvenile Justice Planning Committee	6/28/85
Establishes Committee to study juvenile justice as an adjunct committee of Governor's Crime Commission.		
16	North Carolina Council on the Holocaust	6/28/85
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.		
17	America's Four Hundredth Anniversary	6/28/85
Extends Hunt Executive Order 88 executed November 9, 1985, which establishes county committees on America's 400th Anniversary, through December 31, 1987.		
18	Equal Employment Opportunity	7/1/85
Outlines State policy for implementation of policies and programs adopted by the State Personnel Commission to provide equal employment opportunities.		
19	Governor's Commission for Recognition of State Employees	8/7/85
Establishes Governor's Commission for Recognition of State Employees for the purpose of recognizing State employees who have provided valuable service to the State.		
20	Wellness Improvement for State Employees	9/3/85
Establishes program to facilitate a combination of educational, organizational and environmental activities designed to support behaviors conducive to the positive health of employees.		
21	State Family Planning Advisory Council	10/3/85
Establishes Council to comply with Federal recommendations in accordance with Title X, Public Health Services Act.		
22	Implement Certain Economies in North Carolina State Government to Respond to Federal Legislation Requiring a Federal Balanced Budget	1/8/86
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.		
23	Governor's Council on Alcohol and Drug Abuse Among Children and Youth	1/29/86
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.		
24	Governor's Program to Strengthen Historically Black Colleges	2/13/86
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.		

<i>Executive Order</i>	<i>Title</i>	<i>Date of Issuance</i>
25	Regional Policy for North Carolina	2/21/86
	Continuation and reorganization of the Lead Regional Organization involving the concept of multi-county planning regions in the fostering of intergovernmental coordination and cooperation.	
26	Emergency Drought Relief	7/23/86
	Development and Implementation of "Operation Hay" providing assistance to farmers in the procurement and distribution of livestock feed products necessitated by the extensive drought conditions prevailing.	

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.

Class of 1986: Jeff Burchette, Mickey Hyatt, Tim Jarrett, Brett Ledbetter, Brian Peek, Doug Robinson, Chris Webb, and Phillip Wilson.

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.

	<i>Appointed</i>	<i>Expires</i>
ADMINISTRATIVE RULES REVIEW COMMISSION		
(G. S. 143B-30.1) (Term-two years)		
By Lieutenant Governor:	7/16/86	6/30/88
Mr. William C. Crawford*		
Mr. M. Jackson Nichols*		
Ms. Beryl Wade*		
Mr. Charles D. Woodard*		
By Speaker:	7/16/86	6/30/88
Ms. Catharine Biggs Arrowood*		
Mr. Joe A. Connolly*		
Mr. George A. Hux*		
Mr. John S. Stevens*		
ADVISORY BUDGET COMMISSION		
(G. S. 143-4) (Term-two years)		
By Lieutenant Governor:	1/15/85	1/15/87
Senator Harold W. Hardison		
Senator William N. Martin		
Senator Kenneth C. Royall, Jr.		
Senator R. P. Thomas		
Senator Wilma C. Woodard		
By Speaker:	2/5/85	1/15/87
Rep. Jeff H. Enloe, Jr.		
Rep. Jo Graham Foster		
Rep. Luther R. Jeralds		
Rep. Dwight W. Quinn		
Rep. William T. Watkins		

*Citizen Appointee

	<i>Appointed</i>	<i>Expires</i>
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:		
Mr. Hector MacLean*	7/1/86	6/30/89
Mr. John Paige Revell*		
Mr. Leonard Hedgepeth*		
By Speaker:		
Mr. Mack Reid Hudson*	7/1/86	6/30/89
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:		
Senator James Speed—Co-Chairman	8/16/85	9/30/87
Senator Joseph E. Thomas		
Mr. J. Michael Evans*		
Mr. Edwin W. Woodhouse*		
By Speaker:		
Rep. Vernon James—Co-Chairman	8/28/85	9/30/87
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:		
Mr. W. Carson Ellis*	10/1/83	9/30/86
(Reappointed)	10/1/86	9/30/89

*Citizen Appointee

Appointed *Expires*

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*		6/30/90
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:	7/1/85	6/30/87
Ms. Sarah Hodgkins*		
By Speaker:	7/22/85	6/30/87
Douglas C. Forrest*		

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

Appointed Expires

**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

Appointed *Expires*

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

Appointed *Expires*

CHILD DAY-CARE COMMISSION OF THE DEPARTMENT OF HUMAN RESOURCES

(G. S. 143B-168.2) (Term-two years)

By Lieutenant Governor:

Ms. Lucy Bode*	7/1/85	6/30/87
Ms. Dorothy C. Scoggins*	7/16/86	6/30/88
Ms. Carol Spruill*	7/1/85	6/30/87
Mr. Ronald Saucier*	7/16/86	6/30/88

By Speaker:

Mrs. Mary M. Holroyd*	7/16/86	6/30/88
Mrs. Betsy H. Johnson*	7/16/86	6/30/88
Mr. Bob Eagle*	7/26/85	6/30/87
Mrs. Lois Queen*	7/26/85	6/30/87

CHILDREN AND YOUTH, GOVERNOR'S ADVOCACY COUNCIL ON

(G. S. 143B-415) (Term-four years)

By Lieutenant Governor:	7/1/85	6/30/87
Senator Charles Hipps		
Senator Lura Tally	7/24/86	
By Speaker:	9/18/85	6/30/89
Rep. Casper Holroyd		
Rep. Walter B. Jones Jr.		

CHILDREN WITH SPECIAL NEEDS, COMMISSION ON

(G. S. 120-58) (Term-pleasure of appointive authority)

By Lieutenant Governor:	7/10/85	
Senator Helen Marvin		
Senator Russell Walker		
Senator Dennis Winner		
Dr. Robert G. Jeffers*	9/6/85	
By Speaker:	9/5/85	
Rep. Charles L. Cromer		
Rep. C. B. Hauser		
Rep. Edd Nye		
Mr. Cornelius Hunt*		

CHIROPRACTIC EXAMINERS, STATE BOARD OF

(G. S. 90-139(b))

By Lieutenant Governor: (Term-three years)

Dr. Fletcher Keith*	7/16/86	6/30/89
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By Speaker: (Term-two years)

Dr. G. Kenneth Miller*	7/29/85	6/30/87
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*Citizen Appointee

Appointed *Expires*

**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 Limer*	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

	<i>Appointed</i>	<i>Expires</i>
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. Frank W. Ballance, Jr.		
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

	<i>Appointed</i>	<i>Expires</i>
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:		
Senator Marvin Ward	7/1/85	6/30/87
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:		
Senator Marc Basnight	7/1/85	6/30/87
Senator William Goldston, Jr.		
By Speaker:		
Rep. Jeff Enloe	4/30/85	12/31/86
Rep. Charles M. Beall		
EMPLOYEE HOSPITAL AND MEDICAL BENEFITS COMMITTEE		
(G. S. 135-38) (Term-two years)		
By Lieutenant Governor:		
Senator J. J. Harrington—President Pro Tempore	2/11/85	12/31/86
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:		
Rep. John J. Hunt—Speaker Pro Tempore	2/14/85	12/31/86
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
Rep. George W. Brannan	9/17/85	6/30/87

*Citizen Appointee

	<i>Appointed</i>	<i>Expires</i>
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. W. Casper Holroyd, Jr.		
Rep. Luther R. Jerals		
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. Keesee-Forrester		
Rep. George W. Miller, Jr.	6/7/85	
Rep. Charles D. Owens	1/14/86	

*Citizen Appointee

Appointed *Expires*

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
Rep. Jeff H. Enloe, Jr.	6/17/86	6/30/87

*Citizen Appointee

	<i>Appointed</i>	<i>Expires</i>
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. H. M. Michaux, Jr.		
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	
Mr. Henry von Oesen*		1/31/87
Mrs. Dorothy Phillips Kilpatrick*		1/31/89
Mr. Alvis Greely Turner*		1/31/87
By Speaker:	4/9/85	
Mr. W. S. Brown*		1/31/87
Mr. Harold D. Long*		1/31/89
Dr. Bruce Waller*		1/31/89
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		

*Citizen Appointee

Appointed *Expires*

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	
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

Appointed *Expires*

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

*Appointed Expires***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

Rep. Harry E. Payne, Jr.

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

	<i>Appointed</i>	<i>Expires</i>
INTERNSHIP 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
Rep. Charles D. Evans	7/26/84	6/30/88
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

Appointed *Expires*

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		
Rep. Harry E. Payne, Jr.		

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	
Mr. Walter B. Clark*		6/30/87
Dr. Philip L. Martin*		6/30/87
Mr. Robert Wall*		6/30/88
Dr. Cynthia M. Freund*	7/16/86	6/30/89

*Citizen Appointee

Appointed Expires

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. Frank W. Ballance, Jr.
 - Rep. Charles Cromer
 - Rep. George W. Miller, Jr.
 - Rep. Edd Nye
 - Rep. W. Paul Pulley, Jr.
 - 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

Appointed *Expires*

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. James W. Crawford, Jr.		
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

	<i>Appointed</i>	<i>Expires</i>
NEW LICENSING PLANS, LEGISLATIVE COMMITTEE		
(G. S. 120-140) (Term-coincides with legislative term)		
By Lieutenant Governor:	10/12/84	1/1/87
Senator Ollie Harris		
Senator Harold W. Hardison		
Senator Marshall A. Rauch		
Senator Kenneth C. Royall, Jr.		
By Speaker:	2/7/85	1/1/87
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	6/30/87
Senator Thomas F. Taft		
By Speaker:	9/17/85	6/30/87
Rep. Margaret Stamey		
PORTS AUTHORITY, STATE		
(G. S. 143B-452) (Term-two years)		
By Lieutenant Governor:	7/1/85	6/30/87
Mr. James B. Ollis*		
Mr. Lynwood Smith*		
By Speaker:	7/23/85	6/30/87
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:		
Mr. James Lester Rhew*	7/16/86	6/30/88
Mr. Seth Thomas Walton*	7/16/86	6/30/89
By Speaker:		
Mr. Julius Rowan Cauble*	7/16/86	6/30/89
Mr. Paul Davis*	7/23/85	6/30/88
Mr. Bob R. Moyer*	7/10/84	6/30/87
PROPERTY TAX COMMISSION		
(G. S. 143B-223)		
By Lieutenant Governor: (Term-four years)		
Mr. James C. Spencer*	7/22/83	6/30/87
By Speaker: (Term-two years)		
Mr. Clarence E. Leatherman*	7/22/85	6/30/87

*Citizen Appointee

Appointed *Expires*

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	
Rep. Walter B. Jones, Jr.	
Mr. Roger C. Capps*	
Mrs. Ann Koonce*	
Mrs. Jeanne Meiggs*	
Mrs. Jo Ann Presley-Teague*	

*Citizen Appointee

	<i>Appointed</i>	<i>Expires</i>
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

	<i>Appointed</i>	<i>Expires</i>
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

Appointed *Expires*

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. David W. Bumgardner, Jr.		
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. James W. Crawford, Jr.		
Rep. J. Paul Tyndall		

Appointed *Expires*

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* 7/16/86

By Speaker: 7/25/85 6/30/89

Dr. H. F. Robinson*

Mr. Charles C. McConnell*

*Citizen Appointee

	<i>Appointed</i>	<i>Expires</i>
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. Donovan 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

Appointed *Expires*

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. David W. Bumgardner, Jr.		
Rep. Howard B. Chapin		
Rep. Marie Colton		
Rep. Jeff H. Enloe, Jr.		

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. David W. Bumgardner, Jr.		
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

	<i>Appointed</i>	<i>Expires</i>
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:		
Dr. Richard W. Adams*	7/1/85	6/30/87
By Speaker:		
Mr. Donald Allen Thompson*	7/22/85	6/30/87

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.

Appointed *Expires*

CAFETERIA STYLE BENEFITS STUDY COMMISSION

(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

	<i>Appointed</i>	<i>Expires</i>
GOVERNMENTAL OPERATIONS, JOINT LEGISLATIVE COMMISSION		
(G. S. 120-74)		
By President Pro Tempore:	2/13/85	1/15/87
Senator Harold Hardison		
Senator Charles W. Hipps		
Senator Aaron W. Plyler		
Senator Anthony E. Rand		
Senator Josph E. Thomas	7/24/85	
Senator Russell G. Walker	7/24/85	
Senator Marvin Ward	7/24/85	
Senator Wilma Woodard	7/24/85	
By Speaker:	2/12/85	1/15/87
Rep. Gerald Anderson	8/1/85	
Rep. Bob Etheridge	2/12/85	
Rep. Bertha Holt	9/17/85	
Rep. Robert C. Hunter	8/1/85	
Rep. H. M. Michaux	8/1/85	
Rep. Martin L. Nesbitt, Jr.	2/12/85	
Rep. Edd Nye	1/15/86	
Rep. Margaret Stamey	8/1/85	
Rep. William T. Watkins	2/12/85	
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)		
By President Pro Tempore:	8/22/85	12/15/86
Senator Henson P. Barnes		
Senator A. D. Guy		
Senator Ollie Harris		
Senator Robert D. Warren		
Senator Lura Tally		
By Speaker:	7/31/85	12/15/86
Rep. Chris S. Barker, Jr.		
Rep. John T. Church		
Rep. Bruce Ethridge		
Rep. Aaron E. Fussell		
Rep. Barney P. Woodard	9/19/85	

Appointed *Expires*

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. Jerals (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. Jerals (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. Wisner

Rep. Barney P. Woodard

Mr. Ernest B. Messer*

Mr. Joseph Pell*

*Citizen Appointee

	<i>Appointed</i>	<i>Expires</i>
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		
Rep. Jonathan L. Rhyne, Jr.		
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. James W. Crawford, Jr.		
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. Ann Barnes	10/11/85	
Rep. Marie W. Colton		
Rep. Joe Hackney		
Rep. Margaret Keesee-Forrester		
Rep. E. David Redwine		

*Citizen Appointee

*Appointed**Expires***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. Joe H. Hege, Jr.

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

Rep. W. Paul Pulley, Jr.

*Citizen Appointee

Appointed *Expires*

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. Milton F. Fitch, Jr.	
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. N. J. Crawford, Jr.	
Rep. Milton F. Fitch, Jr.	
Rep. Gerald B. Hurst	

*Citizen Appointee

Appointed *Expires*

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. Milton F. Fitch, Jr.	
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. Casper Holroyd, Jr.	
Rep. Larry T. Justus	
Rep. J. Paul Tyndall	

*Citizen Appointee

	<i>Appointed</i>	<i>Expires</i>
COMMITTEES—of Legislative Research Commission		
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*		

*Citizen Appointee

Appointed Expires

COMMITTEES—of Legislative Research Commission

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

*Citizen Appointee

Appointed Expires

COMMITTEES—of Legislative Research Commission

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. Marshall Hall

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. Walter B. Jones, Jr.

Rep. Bradford D. Ligon

Rep. Sidney A. Locks

Rep. James F. Richardson

*Citizen Appointee

Appointed Expires

COMMITTEES—of Legislative Research Commission

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. Daniel T. Blue, Jr.

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

*Citizen Appointee

Appointed Expires

COMMITTEES—of Legislative Research Commission

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. Harry E. Payne, Jr.
 - 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

*Citizen Appointee

Appointed *Expires*

COMMITTEES—of Legislative Research Commission

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 Weingarh*

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. Cochran

 Rep. David H. Diamont

 Rep. Robert C. Hunter

 Rep. Edd Nye

*Citizen Appointee

Appointed Expires

COMMITTEES—of Legislative Research Commission

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. Dan Blue, Jr.
 - Rep. Charles D. Evans
 - Rep. Foyle Hightower, Jr.
 - Rep. John J. Hunt
 - Rep. William T. Watkins

*Citizen Appointee

Appointed *Expires*

MANUFACTURED HOUSING BOARD

(G. S. 143-143.10)

By President Pro Tempore:	7/21/83	9/30/86
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(Term-three years)

Ms. Dorothy G. Campbell*

Ms. Becky G. Dobbins*

(Reappointed)

10/1/86

9/30/89

Mr. Clyde Lawson

10/1/86

9/30/89

By Speaker:	10/1/85	9/30/87
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(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
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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
Executive	John Crumpler
Policy	Laura C. Bingham
Staff Assistant for	
Constituent Communications	Ellen Stainback
Staff Assistants	
	Pearl J. Holland
	Betty S. Taylor
Office Manager	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
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<i>Name</i>	<i>Senator</i>	<i>Clerk of Committee</i>
Korney Adams	Warren	Transportation
Doris Allen	Parnell	Appropriations Justice and Public Safety
Sybil Barnes	Kaplan	Elections Laws
Jerry Batchelor	Staton	Judiciary II
Becky Blankenship	Shaw	
Dornetta E. Briggs	Winner	Education
Jan Cone	Ezzell	Local Government and Regional Affairs
Kathy B. Cooke	Price	
Hazel Cooper	Thomas of Henderson	Finance
Melissa Donnell	McDowell	Manufacturing and Labor
Margaret Durham	McDuffie	
Sue Floyd	Rauch	Finance
Carolyn Gooden	Swain	Judiciary III
Sharon Gregory	Taft	
Yvonne Hall	Sawyer	
Pamela Harris	Somers	
Anne Hartigan	Basnight	
Dot Holbrook		
Pat House	Speed	Agriculture
Marianne Jacobi	Tally	Natural and Economic Resources and Wildlife
Ellen Johns	Hardison	Commerce
Gerry Johnson	Redman	Minority Leader
Martha Jordan	Simpson	
Ann Lambert	Rand	Base Budget
Joan Leatherman	Harrington	Rules and Operation of the Senate

SECRETARIES (continued)

<i>Name</i>	<i>Senator</i>	<i>Clerk of Committee</i>
Betty Lee	Martin of Pitt	
Sherry Lewis	Watt	
Sarah Long	Smith	
Gretchen McQuillan	Martin of Guilford	Higher Education
Pat Misner	Thomas of Craven	Appropriations Natural and Economic Resources
Mamie Moore	Hunt of Durham	
Sarah Murphy	Conder	
Elaine Myers	Plyler	Appropriations
Loraine Newsome	Royall	Ways and Means Majority Leader
Kathryn Nisbet	Marvin	Pensions and Retirement
Phyllis Porter	Kincaid	
Janet Pruitt	Harris	Human Resources
Janet Puryear	Soles	Judiciary IV
Betsy Anne Reavis	Walker	Appropriations Human Resources
Sue Robertson	Woodard	Appropriations General Government
Sybil Ross	Ward	Appropriations Education
Gina Rumbley	Hipps	Children and Youth
Hellon Senter		
Bettie Simpkins	Barnes	Judiciary I
Mary Sinclair	Johnson of Wake	Insurance
Joan Spencer	Hunt of Moore	Senior Citizens
Linda Stephenson	Goldston	
Gwyn Towles	Williams	
Lois Tyree	Ballenger	
Carolyn Williams	Guy	State Government
Nancy Wilson	Johnson of Cabarrus	
Virginia Yates	Cobb	

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Senator Helen Rhyne Marvin

Senator Marshall A. Rauch

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Conder, J. Richard—Senator

Anson, Montgomery, **Richmond**,
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Committee Assignments

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Co-Sponsor 860.

Johnson, Joseph E.—Senator

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Johnston County—District 15—Senator Robert D. Warren

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Co-Sponsor860, 1271, 1293.

Martin, William N.—Senator

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Co-Sponsor None.

Marvin, Helen Rhyne—Senator

Cleveland, Gaston, Lincoln, and Rutherford—25th District

Committee Assignments

Standing—

Pensions and Retirement (Chairman)

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Senator Dennis Winner

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McDuffie, James D.—Senator

Mecklenburg (part)—34th District

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Co-Sponsor 860.

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District 33—Senator Melvin L. Watt

District 34—Senator James D. McDuffie

District 35—Senator Laurence A. Cobb

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 Cleveland, **Gaston**, Lincoln,
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Senator Helen Rhyne Marvin

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Sawyer, Wendell H.—Senator

Guilford (part)—32nd District

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Co-Sponsor..... None.

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Co-Sponsor None.

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Co-Sponsor None.

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Smith, Paul S.—Senator Davidson, Davie, and **Rowan**—23rd District

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Primary Sponsor 883, 884, 916, 917, 938.
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Soles, Jr., R. C.—Senator

Bladen, Brunswick, **Columbus**,
Cumberland (part)—18th District

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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

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Co-Sponsor 938, 1285.

Speed, James D.—Senator Franklin, Vance, Wake (part)—11th District

Committee Assignments

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Co-Sponsor 860, 882, 885, 1293.

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Co-Sponsor 860, 882, 1267, 1269, 1293, 1301.

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Senator Daniel Reid Simpson

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Co-Sponsor 860.

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Co-Sponsor 860, 886, 899, 967, 968, 969, 970, 971, 972, 973, 974, 976, 1142, 1145, 1146, 1267.

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Coastal Water Quality

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HB 2141—Ch. 1032, 1985 Session Laws

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HB 2141—Ch. 1032, 1985 Session Laws

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