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REPRESENTATIVE RODNEY W. MOORE'S RALEIGH REPORT

ON THE FLOOR

The General Assembly's crossover deadline was April 30th, so a flurry of legislative activity took place this week as lawmakers rushed to get legislative priorities passed through the chambers.

For legislative action lookup by day, click below:

- [Bills with House Action by Day](#)
- [Bills with Senate Action by Day](#)

COMMITTEES

House Regulatory Reform Committee

The House Regulatory Reform Committee met on Monday and Tuesday of last week. On Monday, the House Regulatory Reform Committee approved three bills. [H 705](#), Amend Septic Tank Requirements, seeks to broaden the types of subsurface wastewater treatment systems that may serve as the basis for designated repair area requirements for replacement wastewater treatment systems. [H 742](#), Clarify PE Licensure, seeks to clarify the requirements for initial licensure as a professional engineer. [H 760](#), seeks to provide further regulatory relief to the

citizens of NC by providing various administrative reforms, by eliminating certainly unnecessary statutes and regulations. It also seeks to modernize or simplify outdated regulations.

On Tuesday, the House Regulatory Reform Committee passed three bills. [H 763](#), seeks to establish the NC Joint Legislative Task Force on Regulatory Reform. [H 706](#), Building Code/Rustic Cabins, would require the Building Code Council to amend the NC Building Code to exempt open air camp cabins from certain requirements of the code. [H 812](#), Grant Recipients Posted on Grantor Web Site, seeks to ensure that information on grant funds awarded buy state agencies is readily available on state agency websites.

House Banking Committee

The House Banking Committee met on Monday, April 27, and approved four bills. [H 511](#), Credit Unions/Statutory Changes, would replace the terms "insured bank or savings and loan association" with "federally insured depository institution"; provide an additional way that credit unions can invest their funds; and provide that certain officials of credit unions may also be reimbursed for "reasonable expenses". [H 126](#), Mortgage Origination Support Registration, would authorize the Office of the Commissioner of Banks to implement a registration system for person engaged exclusively in the processing or underwriting of residential mortgage loans and not otherwise engaged in the mortgage business. [H 289](#), NC Money Transmitters Act.-AB, would enact a new Money Transmitters Act (MTA) as requested by the Office of the North Carolina Commissioner of Banks. [H 627](#), Study Financial Transaction Card Fraud, would direct the Legislative Research Commission to study methods to provide additional protections to users of financial transaction cards.

House Health Committee

The House Health Committee meeting met last week on Monday and approved thirteen bills. [H 135](#), Modernize Physical Therapy Practice, seeks to update the definition of physical therapy to include manipulation of the spine without a prescription from a physician licensed to practice medicine in this state. [H 309](#), Got Natural Milk, would allow the dispensing of raw milk and raw milk products to independent or partial owners of lactating animals for personal use or consumption. [H 290](#), Prohibit Powdered Alcohol, seeks to prohibit the sale, possession or consumption of powdered alcohol and to clarify that the APA applies to certain actions taken by the ABC Commission. [H 712](#), Pilot Project/Used Needle Disposal, seeks to direct SBI to establish and implement a used needle and hypodermic syringe disposal pilot program. [H 724](#), Amend Composition of NC Medical Board, would revise the membership of the NC Medical Board to ensure that at least one physician assistant and at least one nurse practitioner serve as members of the board. [H 768](#), Heat Stroke Prevention/Student Athletes, seeks to require the SBOE and local boards of education to address heat-related illnesses during school athletic activities and to recodify the statutory provisions on concussion safety. [H 823](#), Establish Advisory Council on Rare Diseases, would establish an Advisory Council on Rare Diseases within DHHS. [H 832](#), Revise Certain Policies/Child Care Subsidy, seeks to provide for prorated co-payments for part-time subsidized child care and revise the definition of income unit in the child care subsidy policy to no longer include nonparent relative caretaker. [H 814](#), would require the chief medical examiner to establish a medical examiner training program that includes training regarding sudden unexplained death in epilepsy during medicolegal death investigations. [H 847](#), Parental Rights and Med. Treatment of Minors, seeks to protect parents from reports of abuse or neglect based solely on a decision to follow treatment recommended by a health care provider and to provide for parents' fundamental rights. [H 20](#), Reagan's Rule/Childhood Diabetes Education, would require parent education during well-child visits at specific age intervals regarding type I diabetes. [H 925](#), Require Hospitals to Offer Influenza Vaccine, seeks to amend the Hospital Licensure Act to require hospitals to offer inpatients sixty-five years of age or older immunization against the flu virus. [H 729](#), Standards for Chiropractic Peer Review, seeks to require chiropractic peer review of motor vehicle liability and medical payment claims to be performed by individuals licensed to practice chiropractic in this state.

Senate Health Care Committee

The Senate Health Care Committee met last Monday and approved two bills. [S 363](#), Expand Outdoor Food Service at Public Events, would authorize pushcarts or mobile food units to prepare and serve food on the premises, provided they are based from a commissary or restaurant located on the premises of a facility containing three

thousand permanent seats. [S 598](#), would require DHHS to adopt rules addressing substance-exposed newborn child protective services cases.

House Education – K-12 Committee

The House Education – K-12 Committee met last Tuesday and approved seven bills. [H 238](#), Duty-Free Time/Lunch for Teachers, seeks to provide that all teachers have duty-free instructional planning time and duty-free lunch. [H 581](#), Computer Coding Course Elective, seeks to require the SBOE to develop and identify courses in computer programming and coding that can be offered as elective courses for middle school and high school students. [H 587](#), School Flexibility Act, seeks to establish public school flexibility. [H 673](#), Modify Read to Achieve, seeks to modify the statutes pertaining to Reach to Achieve. [H 687](#), Public Schools/Testing Schedule, seeks to provide flexibility to local school administrative units in establishing the annual testing schedule and ensuring that the teacher of record may administer tests to students. [H 803](#), School Performance Scores, seeks to act to increase the weight of school growth in the calculation of school performance scores. [H 248](#), Eliminate NC Final Exam, seeks to eliminate the NC final exam and the analysis of student work process as the measures used to populate standard six of the teacher evaluation instrument and instead use school-wide growth values for teachers who teach less than sixty percent of their time in end-of-grade or end-of-course subjects.

Senate Commerce Committee

The Senate Commerce Committee met last Tuesday and approved four bills. [S 429](#), Labor/2015 Technical and Conforming Changes, seeks to make technical and conforming changes to the labor laws of North Carolina. [S 694](#), seeks to enact the Employee Fair Classification Act. [S 88](#), Pole Attachment Disputes, seeks to assign pole attachment disputes to the NC Utilities Commission. [S 363](#), Expand Outdoor Food Service at Public Events, would authorize pushcarts or mobile food unites to prepare and serve food on the premises, provided they are based from a commissary or restaurant located on the premises of a facility containing three thousand permanent seats.

House Finance

The House Finance Committee met last Tuesday and Wednesday of this week. On Tuesday, the Committee passed four bills. [H 392](#) Fayetteville Charter/PWC Changes, would amend the Charter of the City of Fayetteville to make changes related to the membership and operation of the Public Works Commission. [H 307](#), Zebulon Charter/Use of Certain Fees, would amend the charter of the Town of Zebulon to make the several changes with respect to road or drainage projects fees, open space project fees, and recreation project fees. [H 476](#), Driver's License Fee/Donate Life NC, would require the Division of Motor Vehicles (DMV) to accept a voluntary contribution of \$2 or more from every person paying for a remote renewal of a driver's license and credit all donations to the License to Give Trust Fund for the benefit of Donate Life North Carolina. [H 739](#), Repeal Business License Fees, would repeal the authority of cities to charge a reasonable fee for regulating and licensing businesses operating within their limits. [H 800](#), Clarify Motor Vehicle Dealer Laws, would make numerous changes to North Carolina's Motor Vehicle Dealers and Manufacturers Licensing Law.

On Wednesday, the Committee approved two bills. [H 126](#), Mortgage Origination Support Registration, would amend the Secure and Fair Enforcement Mortgage Licensing Act to authorize the Commissioner of Banks to implement a registration system for persons engaged exclusively in the processing or underwriting of mortgage loans and not engaged in the mortgage business. [H 909](#), Sale of Antique Spirituous Liquor, would authorize and regulate the sale of antique spirituous liquor. "Antique spirituous liquor" is spirituous liquor in the original, unopened bottle, that has been bottled at least 20 years, is intended for beverage use, and is no longer in production.

Senate Finance Committee

On Tuesday, the Committee approved seven bills. [S 120](#), DOI License Processing Fees, would allow the contracting party the option to charge different fees based on the effort necessary to process licenses for each

category of applicant or licensees. [S 273](#), Motor Vehicle Tax: Waive Penalties/Interest would authorize counties to reduce or waive interest or penalties on delinquent motor vehicle taxes for tax years prior to July 1, 2013. [S 330](#), Change Orders on School Construction Projects, would allow a local school board to adopt a policy to allow a superintendent or the superintendent's designee to approve change orders on school construction projects in some instances, and provide a mechanism for approval by the chair of the local board of education or the chair's designee in certain instances such as health and safety issues or increased costs. [S 332](#), Register of Deeds-POA Indexing Fees. [S 345](#), Limit Storage Duration for Damaged Vehicle, would limit the period of time a vehicle can be impounded after a collision to 20 days unless a court order provides otherwise. [S 386](#), Registers of Deeds/UCC Recording Fees, would specify fees for filing instruments governed by the Uniform Commercial Code with registers of deeds. [S 472](#), Local Incentives for Historic Rehabilitation, would authorize cities and counties to make grants or loans for the rehabilitation of commercial or noncommercial historic structures, whether the structure is publicly or privately owned. In addition, the Committee continued its discussions of several large tax and economic development bills – [H 117](#), NC Competes Act; [S 338](#), Economic Development/Tax Modifications; and [S 526](#), Job Creation and Tax Relief Act of 2015 – but took no action on those bills.

Senate Education

The Senate Education Committee met twice on Tuesday, April 28, to take action on nine bills. [SB 95](#), Performance-Based RIF/School Policy, directs local boards of education to adopt performance based reduction in force policies. [SB 97](#), State Advisory Council on Indian Education, changes the composition of the State Advisory Council on Indian Education. [SB 211](#), Damages for Late Payment of Monies/Charters, provides for an additional five percent monetary penalty for the prevailing party in an action between a local school administrative unit and a charter school regarding the transfer of per pupil share of the local current expense fund. [SB 400](#), Encourage Access to Boy Scouts/Girl Scouts, directs local boards of education to encourage schools to facilitate access for students to participate in activities provided by the Boy Scouts and Girl Scouts. [SB 456](#), Charter School Modifications, makes various changes to the charter school. [SB 478](#), In-State Tuition for Certain Vets/Fed Prog makes certain veterans and other individuals entitled to federal education benefits under the Montgomery GI Bill Active Duty Education Program or the Post-9/11 Educational Assistance Program eligible for in-state tuition by waiving the twelve month residency requirement. [SB 524](#), Founding Principles/Graduation Requirement, makes changes to the Founding Principles Act. [SB 561](#), Career and College Ready Graduates, requires State Board of Community Colleges to develop a program providing community college remediation to high school seniors beginning with the 2016-17 school year. [SB 597](#), Repeal References to ABCs, repeals references to the ABCs program in the general statutes. All nine bills received favorable reports in Committee and given approval by the full Senate on the floor.

Senate Agriculture/Environment/Natural Resources Committee

The Senate Agriculture/Environment/Natural Resources Committee met on Wednesday and approved two bills. [S 546](#), seeks to require DHHS to establish regulations governing the sanitation of deer processing establishments that make charitable donations of venison for human consumption to food banks and other nonprofit organizations. [S 132](#), Carteret Fox Trapping, seeks to establish a season for trapping foxes in Carteret County.

In The News

Legislators call for police accountability

The tensions in Baltimore this week have renewed local calls for more police accountability. Some state legislators — including Guilford County's three House Democrats — have been pushing for a racial profiling bill that would give more power to police-conduct review boards and require law-enforcement agencies to keep better track of incidents where people die while interacting with officers. Residents, including Greensboro's Devin Scales who was arrested last year for walking down the street, joined bill sponsor Rep. Rodney Moore (D-Mecklenburg) in Raleigh this week to urge House members to consider the legislation. The incident in Baltimore, where 25-year-old Freddie Gray died while in police custody, was the latest to draw outrage from the African American community and result in protests followed by rioting.

"We've seen Baltimore implode over the last couple of days. The tipping point was Mr. Gray's death, but there was something more involved with that," Moore said. "We need to be proactive. We can't stick our heads in the sand any longer about the reality of profiling in communities of color."

[NC House Considers Bills on the Eve of Crossover Deadline](#)

North Carolina lawmakers considered Wednesday several dozen bills on the House and Senate floors on the eve of a self-imposed deadline to get legislation passed by at least one chamber. Legislation unrelated to taxes, fees or spending that doesn't pass at least one chamber by Thursday is largely off the table for consideration until 2017. The "crossover" deadline rush has meant long sessions over the past week and a crush of legislation being heard in committees. The House was working well into the night for a second straight day, and Speaker Tim Moore, R-Cleveland, said the chamber may keep working past midnight to wrap up their week's work. The Senate adjourned late Wednesday afternoon after passing more than 40 bills and planned to return [early] Thursday morning.

[House Passes Bill to Resume Executions](#)

The state's House of Representatives passed legislation in an 84-33 vote Wednesday night that would also allow nurses, physician assistants or paramedics to oversee lethal injections. Supporters hope the measure will pave the way for prison officials to resume carrying out death sentences. There are 149 inmates on death row in North Carolina, according to the state Department of Public Safety. "When a court hands down a decision, particularly in the matter of life and death, that decision ought to be carried out," said House Speaker Tim Moore, a Republican. Other legislators who were critical of the measure noted that legal challenges to lethal injection protocols would likely continue to postpone executions even if the bill passes. Some opponents focused on a recent string of exonerations and revelations of convictions based on faulty evidence. "It should horrify us as a state that we might execute someone who is innocent," said Representative Pricey Harrison, a Democrat.

[Speaker: No RFRA This Session](#)

The North Carolina House won't act on a "religious freedom" bill this year that supporters promoted as protecting religious liberties but others criticized as legalizing discrimination against gays and lesbians, Speaker Tim Moore said Thursday. "For this session, the bill's not going to move," Moore, R-Cleveland, told reporters. The announcement by Moore, which has followed some hand-wringing among fellow House Republicans over the measure, could help North Carolina avoid for now the level of negative attention received by Indiana when it passed a similar law last month.

[NC Median Income Decreases](#)

An economic report by a N.C. research firm found that the inflation-adjusted income of the median N.C. household fell 8 percent from 2007 to 2013. The report by South by North Strategies Ltd. said median income dropped by 5.5 percent from 2007 to 2009, and by another 3.2 percent during the economic recovery period of 2009 to 2013. The firm found that from 2009 to 2013, real average household income fell or remained unchanged for every household income group in North Carolina except for households in the top 5 percent income bracket. The annual earnings of the median worker ages 16 and older fell by 7.4 percent between 2007 and 2013. The firm said that factor includes workers with bachelor's degrees or postgraduate degrees.

[House Plan Would Create Scholarships for Aspiring Teachers](#)

Sponsors of the bill said unlike Teaching Fellows, the proposed program would accept high school students, current university or community college students, and those looking to make a lateral entry. The Teaching Fellows program awarded education scholarships to high school students entering four-year universities. In return, students committed to teaching in North Carolina for at least four years. The bill is headed to an appropriations committee where lawmakers will discuss funding. House Education committee members also heard three other related bills. One would encourage the state to continue its transition to digital learning. HB662 would create pilots around the state to implement differentiated pay programs for teachers, and HB902 would allow the state to contract with private groups to train and prepare principals.

[Arrests Resume at NCGA](#)

Twenty people were arrested at the North Carolina General Assembly Wednesday as the "Moral Monday" protests moved to a new date. Wednesday afternoon, 13 people were arrested outside the Senate chamber, organizers said. Around 8 p.m., more arrests were made as protesters moved through the building chanting, "What do we want? Justice!" The NAACP said seven more were arrested Wednesday evening. "The Senate was in session and they were outside singing and reading the Constitution," the Rev. William Barber of the state NAACP said. "They got arrested for reading the constitution of North Carolina." The protesters want the General Assembly to expand Medicare and increase spending to public education. They also want to have a referendum question on the ballot about raising the minimum wage.

[Riverkeeper: State Distorted Water Message](#)



For more than 30 years, Belmont's Anthony Hardin rarely gave more than a glance to the Duke Energy power station near his South Point Road home. But after being told by state health officials his well water might be unfit to drink, he said he's paying closer attention. "Vanadium and hexavalent chromium. What's that?" Hardin asked. "To find out that stuff was in my water is news to me. We've lived here for 35 years, and we've been drinking this water all this time. What a mess." Duke Energy said earlier this week it doesn't believe its power plants are to blame for the situation, though spokeswoman Erin Culbert said the company would consider providing an alternate source of drinking water to affected residents like the Hardins as a way to put their minds at ease.

[Bill Pulls Back Environmental Review Process](#)

Leading North Carolina business lobbying groups are pushing to scale back a 1971 state law that requires government agencies to evaluate the potential results of spending public dollars or disturbing public lands on the environment. Republican legislation poised for House floor debate Monday narrows the application of the State Environmental Policy Act. The law directs agencies to prepare environmental assessments or impact statements for items that use government funds or land such as wastewater treatment projects, improvements to state buildings and parkland or landfills. The evaluations offer alternatives and actions to ease negative environmental results. Other agencies and citizens comment upon them. A state clearinghouse may recommend changes before the project moves ahead.

CALENDAR

Tue, May 05, 2015

- 8:30 AM [Appropriations \(House\)](#)  [643 LOB](#)
Second Amendment Affirmation Act. ([H562](#))
- 9:00 AM [Appropriations, Justice and Public Safety -- CANCELLED \(House\)](#)  [415 LOB](#)
- 10:00 AM [Judiciary II \(Senate\)](#) 1124/1224 LB
Self-Settled Trusts (for discussion only) ([S466](#))

11:00 AM **Senator Jeff Jackson and Senator Woodard Press Conference**

 [Press Room LB](#)

12:00 PM [Transportation -- CORRECTED \(House\)](#)

 [643 LOB](#)

Reestablish NC as the "Good Roads State". (FOR DISCUSSION ONLY) ([H927](#))

Thu, May 07, 2015

8:30 AM [Finance \(House\)](#)

 [544 LOB](#)

Exempt Builders' Inventory. ([H168](#))
Property Insurance Fairness. ([H182](#))
NC Money Transmitters Act.-AB ([H289](#))
County Omnibus Legislation. ([H430](#))
Exclusive Taxing Authority of Cherokee. ([H912](#))

Tue, May 19, 2015

11:15 AM **Senator Brown Press Conference**

 [Press Room LB](#)

Please remember that you can listen to committee meetings and press conferences on the General Assembly's website at www.ncleg.net. Once on the site, select "Audio," and then make your selection – House Chamber, Senate Chamber, Appropriations Committee Room or Press Conference Room. A schedule of committee meetings and other events is also available on the website.

2 Attached Images



