
Legislative Wrap-Up

2016

Short Session



Department of Public Safety
Governmental Affairs



2016 Legislative Wrap-Up

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Chapter 1:

2016 Legislative Overview

- I. 2016 Legislative Overview
- II. DPS Related Items

2016 Legislative Overview

2016 Session

The North Carolina General Assembly opened its 2016 legislative short session on April 25th, to make adjustments to the state's biennium budget and to address bills that were left over from the 2015 long session. The session took only 68 legislative days, during which 112 bills and 21 resolutions were passed, including the budget bill, House Bill 1030, before adjourning on July 1st.



Governor McCrory signing House Bill 1044 (Law Enforcement Omnibus Bill) and House 972 (Law Enforcement Recordings/ No Public Record).

The Department of Public Safety (DPS) received modest adjustments in the revised budget that will be beneficial to various sections of the Department. The base budget for the Department increased from \$1.85 billion in 2015 to \$1.91 billion in 2016. The majority of the additional funds allocated to the Department went to pay raises for DPS employees. The budget provides for a 1.5% permanent pay increase for most state employees, as well as a .5% one-time bonus to their pay. Step increases (\$1.84 million) for eligible troopers not at top pay were the other major appropriations for the Department. Adult Corrections received an additional \$16.9 million for the continued implementation of the salary adjustment for Correctional Officers.

Governor McCrory and the General Assembly's top priority over 2015-2016 has been to raise the salaries of teachers in North Carolina. This priority allows DPS school employees to be paid on the new teacher pay scale approved in the budget. This will set their pay based on the number of years of experience. For the first time in State history, average pay for teachers will be more than \$50,000 a year, including local supplements by counties.

The Tarheel Challenge Program, a program for troubled youth offered through the National Guard, will receive \$85,000 for new buses and \$700,000 for

construction of a new gym in Salemburg for their benefit and use. The National Guard was also able to shift \$69,000, which was allocated in 2015 for armory renovations, to fund the planning of helipads at the Joint Forces Headquarters in Raleigh. These helipads are urgently needed and will be helpful during times of emergencies or natural disasters.

Another major part of the budget bill this year was the exemption granted to the Highway Patrol, SBI, and Emergency Management from the Department of Information Technology. The Legislature made this correction in the budget to clarify the need for independent IT because of the critical emergency services that these agencies provide. These agencies have a demand for 24 hours a day, 7 days a week coverage, and dedicated staff to ensure all IT systems within these agencies run smoothly. The exemption guarantees that these agencies will not be hampered by losing their IT personnel.



After years of neglect, the State Bureau of Investigation (SBI) had a very successful short session. The General Assembly appropriated \$500,000 to the Director of the SBI to provide salary increases for SBI agents and Alcohol Law Enforcement (ALE) agents. SBI also received \$8 million in nonrecurring funding to assist in the purchase of a new airplane to help SBI in completing the various duties they are assigned. The current aircraft is 40 years old and had become extremely unsafe due to its age and the numerous mechanical problems that plagued it.



SBI was also allocated \$129,000 to continue Operation Medicine Drop, a program where NC citizens may bring expired or unused prescription medications to a centralized location for safe disposal. The SBI was provided funding for SAS Memex, a data analysis and case management tool. The Memex case module provides a single way of operating multiple applications and accelerates the movement of appropriate data into SBI's fusion center. Access to Memex will improve State and local law enforcements' ability to detect and predict crime trends, and to solve crimes.



While the budget took up the majority of the legislative calendar, DPS was able to get a few key pieces of legislation passed. One such bill was House Bill 253 which made some changes to the Justice Reinvestment Act. The Justice Reinvestment Act (JRA) was passed in 2011 bringing many changes and improvements on how the State does business in regards to the sentencing of offenders as well as the supervision afforded to those on probation and post release. The benefits realized since the passing of the JRA legislation continue to be nationally recognized and acclaimed. Since 2011 JRA has saved the State over \$164 million.

One change in H253 was the addition of two new standard conditions of probation. The first will require those on supervised probation for a felony offense to sign a waiver of extradition so, should they abscond supervision and be apprehended out of state, it will be easier to have them lawfully returned to NC for their probation violation hearing. This will save the State time and money. The second new condition requires



those placed on supervised probation to submit to digital photographs to include scars, marks and tattoos. This change will make offender identification easier and will aid in the identification of those involved with gang activity or gang affiliation.

Another change found in H253 eliminates jail credit for those on Post Release supervision to be credited towards three month imprisonment term for violations. If ordered to a 90 day imprisonment term, the offender will serve the entire 90 day period which will allow them to undergo intense treatment and programming while incarcerated. This change was needed because judges were awarding time served in jail as part of the 90 day sentence. This will aid offenders in their transition back into society.

There was also a clarifying provision in H253 regarding credit for time served during CRV terms when an offender received and served a CRV term on multiple cases. CRV terms are served concurrently (at the same time) when ordered on multiple cases. This clarification codifies the defendant will only receive credit for time actually served on CRV terms should their probation cases be revoked in the future. Also included in H253 was a provision to allow videoconference preliminary hearings held on behalf of the Post Release Supervision and Parole Commission. This will allow supervising officers to attend remotely by video without the need to travel long distances to testify at the hearing. This will save tax payer dollars due to less time and travel expenses.



N.C. General Statute was also amended to clarify that a probation officer is not required to secure a permit in order to purchase a pistol. This includes if they choose to purchase their service weapon at retirement.

House Bill 982 confirmed Governor McCrory's appointment of Robert Schurmeier as Director of the SBI, replacing former Director B.W. Collier due to his retirement. We are confident in Director Schurmeier abilities and know he will do a great job leading the SBI.

House Bill 1044 amended the statutes regarding disposition of firearms after court proceedings where the head or chief of a law enforcement agency may designate in writing someone to make decisions regarding how a weapon shall be disposed of in accordance with the law.

House Bill 1044 also made several changes that will impact DPS law enforcement agencies. One change establishes the "Blue Alert System" which is a statewide alert system that will aid in the apprehension of anyone suspected of killing or inflicting serious injury on a Law Enforcement Officer (LEO). This program will allow for faster dissemination of information when an incident occurs.



House Bill 1044 also clarified the definition of "Emergency" to include occurrences or imminent threats resulting from terrorism, public health causes, explosions, technological failure or accident, including cyber-incidents, transportation accidents, radiological accidents, or chemical or other hazardous incidents. This change will offer more protection for the citizens of the State during these times.

There are additional sections in House Bill 1044 that make improvements to not only DPS law enforcement agencies, but law enforcement agencies across NC.

House Bill 972 provides that recordings made by Law Enforcement are not public records. Requests by individuals or the media can be made to view recordings, but in order to protect the privacy of those on the recordings or for other reasons specified in the bill, certain criteria must be met in order to be granted access to view.



House Bill 1021 modified N.C. General Statute to address constitutional concerns found by the court regarding limitations placed on acceptable locations and areas which are unlawful for a convicted sex offender. This update will protect our vulnerable children.

One item of great concern in the budget requires the elimination of vacant positions that have been vacant for longer than 12 months. This continuation of possible eliminations is significant due to the fact that those positions are being repurposed to meet the Department's constitutional obligation and ability to maintain public safety and to provide for the health, safety, and well-being of those in the custody of the State. The Department is seeking an exception from the State Budget Director to be excluded from these eliminations.

These are only a few examples of changes made by the Legislature during the short session.





The Department remains grateful for the leadership of Governor McCrory, as well as the members of the General Assembly, especially those who serve on the Justice and Public Safety sub-committee that oversees DPS. Secretary Perry and DPS leadership continue to advocate on behalf of the great men and women who make up DPS. While the short session brought a few tweaks to the Department's budget, DPS leadership is already concentrating on bringing the serious issues affecting the Department to light in January 2017 when the General Assembly returns to Raleigh.

Department-Wide

- ◇ Certified budget for 16/17 is \$1,908,515,357
 - \$40,663,119 appropriated in recurring funds
 - \$20,486,612 appropriated in non-recurring funds
- ◇ Annual Recurring Salary Increase
 - Provides a 1.5% salary increase to all state employees
- ◇ Agency Teachers Salary Increase
 - Provides funding to include agency teachers in the new teacher salary scale which contains an average raise of 4.7%.
- ◇ Bonus for DPS Employees
 - 0.5% one-time bonus for full time employ-



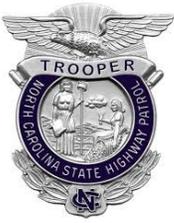
Relevant Links:

[2016 Appropriations Act
Money Report](#)

[Joint Legislative Oversight Committee on
Justice and Public Safety](#)

[DPS Governmental Affairs](#)

[Joint Appropriations Subcommittee on
Justice and Public Safety](#)



Administration

- ◇ Medical Claims Processing
Through budget realignment, provides \$1.4 million for out sourcing medical claims processing. Billing for inmate medical services performed by outside medical providers will be electronic beginning October 1, 2016.



- ◇ Veterans Life Center

Provides \$500,000 of nonrecurring pass-through appropriation to the Veterans Leadership Council of North Carolina - CARES (VLCNC), a 501(c)(3) non-profit organization, for the Veterans Life Center.

State Highway Patrol/State Capitol Police

- ◇ Sworn Salaries
Continues 5% step increases for eligible troopers
- ◇ State Capitol Police Position
Provides funding to allow the Office of the State Auditor to contract with the State Capitol Police for 1 full time security officer to be located in the building shared by the Office of the State Auditor, Secretary of State, and Department of Labor.



State Bureau of Investigation/Alcohol Law Enforcement

- ◇ Salary Increase
Provides the State Bureau of Investigation Director \$500,000 and the authority to allocate salary increases for State Bureau of Investigation and Alcohol Law Enforcement agents.
- ◇ Memex Data Analysis Tool
Provides a recurring \$500,000 and a nonrecurring \$100,000 for State Bureau of Investigation's (SBI) fusion center licenses for the SAS Memex data analysis and case management tool.
- ◇ Aircraft Replacement
Provides \$8 Million for the purchase of a new plane for the SBI Air wing.
- ◇ Legislative Liaison
Provides funding for a legislative liaison position in the State Bureau of Investigation.
- ◇ Operation Medicine Drop
Provides \$120,000 for the program that conducts events for citizens to bring unused or expired medications to a central location for safe disposal.



National Guard

- ◇ Tarheel Challenge Academy Buses
Provides \$87,000 for new buses for the Tarheel Challenge Academy in Salemburg.
- ◇ Tarheel Challenge Academy Gym
Provides \$700,000 for renovation of the gym at the Tarheel Challenge Academy in Salemburg.
- ◇ Helipad Planning
Provides budget adjustment of \$69,000 to funds to plan helipads at the Joint Forces Headquarters in Raleigh, NC.
- ◇ Camp Butner Land Buffer
Provides \$250,000 to purchase land adjacent to Camp Butner in order to provide enhanced buffer zones related to firing ranges.
- ◇ Wilkes County Armory Supplement
Provides \$300,000 for the North Wilkesboro Armory project to supplement funds authorized by the Connect NC Bond (S.L. 2015-280) in order to construct a road to the facility.



Emergency Management

- ◇ School Risk Management Plans
Provides \$507k for the construction and development of first-generation School Risk Management Plans for public schools



Division of Adult Correction and Juvenile Justice

- ◇ Correctional Officer Custody-Level Base Pay Adjustment
Provides \$16.9 million to continue implementation of custody-level pay for Correctional Officers, Custody Supervisors; and Prison Facility Administrators.
- ◇ Inmate Litter Collection and Road Cleanup
Continues the non - recurring transfer of \$9 Million from the Highway Fund for inmate road squads and litter crews.
- ◇ Nash Correctional Inst. Print Plant Roof
Authorizes the receipt usage of \$1.5 million for the replacement of Nash Correctional Institution Print Plant Roof.
- ◇ Harnett Correctional Inst. Visitor Center
Authorizes the receipt usage of \$549,000 for the renovations of Harnett Correctional Institute Visitor Center.



II. DPS Related Items

	Bill	Session Law
Administration/Department-wide		
1. Motor Fleet Clarification	H971	SL 2016-29
Provides that the Department of Administration may contract with private vendors for short-term rental vehicles for use by officers and employees of state agencies for state business, clarifies that the statute refers to the State Motor Fleet, and made technical changes to the General Statute.		
2. Enhance Oversight of Certain Capital Projects	H1030	SL 2016-94
Provides that the Department of Administration shall not enter into a lease of real property for a period of more than 30 years, or a renewal of a lease of real property if the renewal would make the total term of the lease exceed 30 years, unless specifically authorized to do so by the General Assembly. The Department of Administration shall report to the Joint Legislative Commission on Governmental Operations at least 30 days prior to entering or renewing such a lease and shall include a copy of the legislation authorizing the lease or lease renewal in the report. This subsection shall not apply to leases by a university endowment to a university.		
3. State Agency Teachers	H1030	SL 2016-94
Employees of schools operated by the Department of Health and Human Services, the Department of Public Safety, the State Board of Education, and employees of the School of Science and Mathematics of the University of North Carolina who are paid on the Teacher Salary Schedule shall be paid as authorized by Section 9.1 of H1030.		
4. All State-Supported Personnel	H1030	SL 2016-94
For the 2015-2016 and 2016-2017 fiscal years, state agencies may award increases and merit-based bonuses to eligible employees who are any of the following: (1) Permanent full-time State employees whose salaries are set in accordance with the State Human Resources Act. (2) Permanent full-time State employees in positions exempt from the State Human Resources Act. (3) Permanent part-time State employees. (4) Temporary and permanent hourly State employees.		
5. State IT Contracts/Contractor Liability	S792	SL 2016-86
Requires that all information technology procurement contracts subject to the policies and procedures established by the State CIO for information technology procurement include a limitation on the contractor's liability for damages arising from any cause whatsoever, regardless of the form of action. The amount of liability shall be presumed to be no more than two times the value of the contract. The limitation must include the contractor's liability for damages and any other losses relating to the loss of, unauthorized access to, or unauthorized disclosure of data. The amount of liability for damages related to data breaches may be raised to no more than three times the value of the contract if the State CIO does a risk assessment prior to the bid solicitation or request for proposal (RFP) that determines that an increase in the liability amount is necessary to protect the State's best interests and indicates in the bid solicitation or RFP that increased liability will be required for the resulting contract. The State CIO must report annually to Governmental Operations and IT Oversight on any contracts containing increased liability amounts. The liability limitation is not required to apply to liability of the contractor for intentional or willful misconduct, damage to tangible personal property, physical injuries to persons, or any notification costs resulting from compliance with G.S. 132-1.10(c1). Nothing in the act limits liability to third parties or affects rights of contribution among joint tortfeasors.		
6. Governors Crime Commission Appointment	S898	SL 2016-70
Ernie L. Coleman of Beaufort County and Benjamin J. Curtis of Rockingham County are appointed to the Governor's Crime Commission for terms expiring on February 28, 2017.		
7. State-Owned Real Property Management	S747	SL 2016-119
This act implements various recommendations of the Program Evaluation Division regarding the way in which State-owned real property is managed and disposed of, as set forth in its report entitled "North Carolina Should Dispose of Unneeded Real Property and Improve Portfolio Management to Reduce Costs, Report Number 2015-04 (June 2015)." Broadly speaking, these changes would require more active management of State-owned real property, ongoing identification and disposal of surplus State-owned real property, ongoing measurement and reporting of utilization of State-owned real property, ongoing updating of State-owned real property inventories, and ensuring that State-owned property is not available before leases are approved or renewed.		
8. North Carolina National Guard Helipad Planning	H1030	SL 2016-94
Funds appropriated to the Department of Public Safety in subsection (a) of this section for Helipad planning shall be used to fund planning of helipads at the Joint Forces Headquarters in Raleigh, North Carolina.		
Division of Adult Correction and Juvenile Justice		
9. Non-General Fund Capital Improvement Authorizations	H1030	SL 2016-94
Department of Public Safety ; Nash Print Plant Roof Replacement \$1,508,000 & Harnett Visitor Center \$549,000		

	Bill	Session Law
<p>10. Misdemeanant Confinement Program Recurring funds appropriated for the Statewide Misdemeanant Confinement Fund shall be used for the Statewide Misdemeanant Confinement Program. These funds shall not be transferred to a special fund. This subsection shall apply beginning with the 2016-2017 fiscal year and shall remain in effect beyond the 2015-2017 fiscal biennium.</p>	H1030 17C.1.	SL 2016-94
<p>11. Inmate Grievance Resolution Board Report Changes Changes requirements for Inmate Grievance Resolution Board report.</p>	H1030 17C.2.	SL 2016-94
<p>12. Medical Costs for Inmates and Juvenile Offenders Changes the required information in the Inmate Medical Cost Containment Report. The report shall include a list of hospitals considered for expansion and reasons for or against expanding to each hospital. Also requires the Department of Public Safety study whether contracts to provide inmate health services can be expanded to additional hospitals, and report the findings of its study to the chairs of the House of Representatives and Senate Appropriations Committees on Justice and Public Safety no later than February 1, 2017.</p>	H1030 17C.2A.	SL 2016-94
<p>13. Study Whether Probation and Parole Officers Should Take State Vehicles Home The Department of Public Safety in consultation with the Department of Administration and Department of Revenue shall study whether probation and parole officers should be allowed to take their State vehicles home with them and the possible tax implications of doing so and report their findings and recommendations to the chairs of the Joint Legislative Oversight Committee on Justice and Public Safety by March 1, 2017.</p>	H1030 17C.3.	SL 2016-94
<p>14. Revision to Treatment for Effective Community Supervision Report Amends the information required in the Treatment for Effective Community Supervision Report.</p>	H1030 17C.4.	SL 2016-94
<p>15. Change Payment Structure for Recidivism Reduction Services G.S. 143B-1156 is amended by adding a new subsection to read: "(e) The Department shall pay service providers the contract base award upon initiation of services with the remaining payments made as milestones are reached as stated in the contract for services. Should the vendor cancel or terminate the contract prior to its conclusion, the vendor shall reimburse the department for the unearned pro rata portion of the base award."</p>	H1030 17C.5.	SL 2016-94
<p>16. Duplin/Sampson/Detention Contracts/Animals An act to allow the Duplin and Sampson County Sheriff's Offices to contract for the purchase of food and food services supplies for their county's detention facility without being subject to the requirements of certain state purchase and contract laws.</p>	S831 1	SL 2016-37
<p>17. Lincolnton Airport/Davie Correctional Center An act to authorize the Lincolnton-Lincoln County Airport Authority to enter into certain contracts for a period greater than twenty-five years, to make technical corrections to the session laws related to the airport authority, and to transfer the former Davie County Correctional Center property to the Davie County Board of Commissioners.</p>	H1037	SL 2016-12
<p>18. Amend Umstead Act for Samarcand This Provision exempts Samarcand Training Academy from G.S. 66-58(a) which provides restrictions on governmental units when selling merchandise or services.</p>	H1044 6	SL 2016-87
<p>19. Add Waiver of Extradition as Regular Condition of Probation/file Waiver with Clerk of Superior Court and Require Probationer to Submit to Photograph Amends G.S. 15A-1343 to add as a regular condition of probation on felony cases that a defendant must waive all rights relating to extradition proceedings if taken into custody outside of this state for failing to comply with the conditions imposed by the court upon a felony conviction, and must submit to the taking of specified photographs. The section also would add the requirement that when the court orders supervised probation, the defendant must submit a signed document to the Division of Adult Correction for filing with the clerk of superior court, stating that (1) the defendant will comply with the court's conditions and (2) if the defendant fails to comply with the conditions and is taken into custody outside of this state, then the person waives all rights related to extradition proceedings if the defendant was convicted of a felony.</p>	H253 1	SL 2016-78
<p>20. Eliminate Credit for Time Spent in Custody as a Result of Post Release Supervision or Parole Revocation Proceeding Against a Three Month Reimprisonment Amends G.S. 15A-1368.3(c) to provide that if post-release supervision is revoked and a supervisee is reimprisoned for violation of a condition, the Division of Adult Correction must award a prisoner credit against any term of re-imprisonment for all time spent in custody as a result of revocation proceedings unless as a result of a violation of the conditions the supervisee is returned to prison for a three-month period. This provision would prohibit reducing the three-month period by credit for time already served and require any such credit to be applied toward the maximum prison term.</p>	H253 2	SL 2016-78

	Bill	Session Law
21. Eliminate the Community Corrections Board and Create the Justice Reinvestment Council	H253	SL 2016-78
Repeals the State Community Corrections Advisory Board and establishes a 13-member Justice Reinvestment Council (Council). Members would be appointed by the Governor, Lieutenant Governor, Chief Justice, President Pro Tempore of the Senate, and the Speaker of the House. The section provides that the Council's purpose is to Recommend policy enhancements to the Justice Reinvestment Act of 2011, Assist in the continued education of criminal justice system stakeholders, Support implementation of the Justice Reinvestment Act of 2011, and Identify new initiatives that further implementation of the Justice Reinvestment Act of 2011 and the Adult Corrections Recidivism Reduction Plan.	3	
22. Authorize Post Release Supervision and Parole Preliminary Hearings to be Conducted by Videoconference	H253	SL 2016-78
Amend G.S. 143B-720 to allow the Post-Release Supervision and Parole Commission to conduct all hearings regarding violations of conditions of post-release supervision and all hearings regarding violation of conditions of parole by videoconference. The section also would add that a hearing officer may conduct the following by videoconference: 1) Preliminary hearings regarding violation of conditions of post-release supervision 2) Preliminary hearings regarding violations of conditions of parole. Specified sections in the Criminal Procedure Act would also be amended to provide that preliminary hearings and revocation hearings for violations of post-release supervision and parole may be conducted by videoconference.	4	
23. Clarify Confinement in Response to Violation	H253	SL 2016-78
Amends G.S. 15-196.2 to provide that when two or more consecutive sentences are revoked because of a probation violation, credit for time served on concurrent confinements in response to violation under G.S. 15A-1344(d2) must be credited to only one sentence.	5	
24. Amend Application for Issuance of Requisition to Include Post Release Supervision	H253	SL 2016-78
Amends G.S. 15A-743 to modify what individuals or entities may apply for the requisition of a person who has been convicted of a crime in North Carolina and escaped confinement by including the Post-Release Supervision and Parole Commission and the Director of Community Corrections.	6	
25. Clarify Continuance of Supervision upon Appeal of Activated Sentence	H253	SL 2016-78
Makes a clarifying change to G.S. 15A-1347 that upon a revocation of probation that is appealed and the defendant is released on bail, supervision will continue.	7	
26. Update Current Terminology	H253	SL 2016-78
Substitutes "Correctional Custody Personnel" or "Correctional Officer" for "Guard or Guards" through the statutes.	8	
27. Clarify Pistol Purchase Permit Requirement for Probation Officers	H253	SL 2016-78
Clarifies that probation and parole officers are among those who may be issued a pistol purchase permit under G.S. 14-404 upon providing the requisite photo ID, and clarifies that probation and parole officers are considered members of a North Carolina State law-enforcement agency for purposes of purchasing service weapons under G.S. 20-187.2.	9	
28. Provide the Base Award for Recidivism Reduction Services (RRS) Vendors upon Initiation of Services	H253	SL 2016-78
Requires the Division of Adult Correction to pay service providers the contract base award upon the initiation of services with remaining payments to be made as specified in the contract.	10	
29. Amend Innocence Commission Statutes	H687	SL 2016-73
Defines "formal inquiry" as "the stage of an investigation when the Commission has entered into a signed agreement with the original claimant and the Commission has made efforts to notify the victim.", directs the Commission Director to report to the Director of the Administrative Office of the Courts (AOC), who shall consult with the Commission chair, amends the process to claim factual innocence, amends the Commission proceedings, amends the laws regarding gathering evidence by authorizing the Commission, at the direction of the chair, to conduct a search of any state or local governmental agency where files or evidence are reasonably likely to be stored relating to a claim under inquiry, and makes other clarifying changes.		
30. Transfer of Davie County Correctional Center	H984	SL 2016-89
Directs the State of North Carolina to convey the former Davie County Correctional Center property to the Davie County Board of Commissioners.	1	
State Highway Patrol		
31. Highway Patrol Step Raises	H1030	SL 2016-94
State Highway Patrol shall receive the step increases provided by General Statute. The increases authorized by that statute for members of the SHP become effective January 1, 2016.		
32. Require Quarterly VIPER Report	H1030	SL 2016-94
Requires a Viper Report Quarterly rather than annually.	17B.1.	

	Bill	Session Law
33. Amend Silver Alert Statute	H1044	SL 2016-87
G.S. 143B-1022 established the Silver Alert System in North Carolina to provide information regarding missing persons who suffer from dementia or other cognitive impairments. This provision changes language for impairments which would trigger a Silver Alert to dementia, Alzheimer's disease or a disability that requires the individual be protected from potential abuse or other physical harm, neglect, or exploitation.	3	
34. Use of Funds Appropriated for Legislatively Mandated Salary	H1030	SL 2016-94
(a) The appropriations set forth in Section 2.1 of this act include appropriations for legislatively mandated salary increases and compensation bonuses in amounts set forth in the committee report described in Section 39.2 of this act. The Office of State Budget and Management shall ensure that those funds are used only for the purposes of legislatively mandated salary increases, compensation bonuses, and employee benefits. Any recurring funds remaining in the compensation and benefits reserves shall be used to adjust the salaries of any positions that fall below the minimum of the new salary grade assigned to those positions during the realignment of salary grades pursuant to the Office of State Human Resources' Statewide Compensation System Project. Any funds remaining following the adjustment to these positions shall revert in accordance with G.S. 143C-1-2(b), unless otherwise provided by law. (b) If the Director of the Budget determines that funds appropriated to a State agency for legislatively mandated salary increases, compensation bonuses, and employee benefits exceed the amount required by that agency for those purposes, the Director may reallocate those funds to other State agencies that received insufficient funds for legislatively mandated salary increases, compensation bonuses, and employee benefits. (c) No later than March 1, 2017, the Office of State Budget and Management shall report to the Joint Legislative Commission on Governmental Operations on the expenditure of funds for legislatively mandated salary increases, compensation bonuses, and employee benefits. This report shall include at least the following information for each State agency for the 2016-2017 fiscal year: (1) the total amount of funds that the agency received for legislatively mandated salary increases, compensation bonuses, and employee benefits. (2) The total amount of funds transferred from the agency to other State agencies pursuant to subsection (b) of this section. This section of the report shall identify the amounts transferred to each recipient State agency. (3) The total amount of funds used by the agency for legislatively mandated salary increases, compensation bonuses, and employee benefits. (4) The use of any funds under subsection (a) of this section to adjust the salaries of any positions that fall below the minimum of the new salary grade assigned to those positions during the realignment of salary grades pursuant to the Office of State Human Resources' Statewide Compensation System Project. (5) The amount of funds expected to revert under subsection (a) of this section.	36.17.	
35. Amend Registration/Delinquent fees for Commercial Vehicles	H1044	SL 2016-87
G.S. 20-54 provides authority for the Division of Motor Vehicles (DMV) to refuse registration or issuance of title to vehicle owners under various circumstances. This provision provides another ground for refusal when the DMV is notified by the State Highway Patrol that the owner has failed to pay civil penalties and fees incurred due to violations of size, weight, construction and equipment restrictions on a highway.	4	
36. Commercial Driver's License Changes	H959	SL 2016-90
Amends the state commercial driver's license laws to conform with federal requirements as follows: Deletes a provision allowing the Division of Motor Vehicles to issue a restricted instruction permit to an applicant for certification as a school bus driver, Makes commercial learner's permits valid for 180 days with no limit on renewal. Currently, permits are valid for 6 months but are limited to one renewal in a two-year period, Increases commercial driver's license disqualification periods for convictions of violating out-of-service orders, and require violations to be committed in a commercial motor vehicle, Establishes statutory authority for the Division to issue intrastate medical waivers to individuals not able to meet federal medical qualification standards for commercial driver's license holders.	6	
37. Bicycle and Pedestrian Transportation Changes	H959	SL 2016-90
Repeals requirement to Maintain Off-Road Cycling Records, Requires that bicycle must have red rear light or operator must wear reflective vest when operated at night, and revises other bicycle safety law included; Authorizes passing of a slower moving bicycle or moped, even where passing is otherwise prohibited, if the other requirements of these sections are met, Increases the penalties for unsafe traffic movements that cause injury to bicycles, and clarifies the required hand signals for turning and stopping.	5	
38. Weight Limits Applicable to Metal Commodities and Steel Coils, and Extending Certain Federal Weight Exemptions to the State's Highways	H959	SL 2016-90
Authorizes a higher weight limit for vehicles transporting metal commodities: up to 22,000 lbs. single axle and 42,000 lbs. tandem axle; maximum gross weight 90,000 lbs, extends additional federal weight allowances for natural gas powered vehicles, emergency vehicles, heavy duty towing vehicles, and vehicles with idle reduction technology, currently applicable only to interstate highways in the State, to all State roads, except for posted bridges or roads, or unless specifically prohibited by NC DOT, and authorizes DOT to issue an overweight or overwidth permit for the transport of up to three steel coils on one truck.	2	
39. Extend Registration Period for Certain Plates	H959	SL 2016-90
Current law provides that the registration of a motor vehicle renewed by means of a renewal sticker expires at midnight on the last day of the month designated on the sticker. This section provides that the registration of a motor vehicle renewed by means other than a renewal sticker (typically a new registration plate) expires at midnight on February 15 of each year. This section would become effective October 1, 2016 and apply to registration renewals on or after that date.	7	

	Bill	Session Law
40. Temporary Driving Certificate Use/Uniformity	H959	SL 2016-90
Current law provides that a temporary driving certificate is valid for 60 days for an applicant seeking a commercial driver's license and 20 days for an applicant seeking a non-commercial driver's license. In addition, current law prohibits the use of a temporary driving certificate for identification purposes. This section sets the period of validity for all temporary driving certificates at 60 days and allows a certificate to be used for identification purposes when conducting business with the DMV. This section would become effective January 1, 2017, and the change to period of validity applies to certificates issued on or after that date.	8	
41. Repeal Signature Requirement/Registration Card	H959	SL 2016-90
Current law makes it an infraction for the owner of a registered motor vehicle to fail to sign their vehicle registration card with pen and ink upon receipt. This section repeals that requirement. This section would become effective December 1, 2016, and apply to registration cards issued on or after that date.	12	
42. Revise Definition of "Autocycle"	H959	SL 2016-90
Amends the definition of an autocycle to include vehicles without an airbag, and with partially enclosed seating within the definition.	12.5	
43. Amend Moped Definition	H959	SL 2016-90
Establishes a definition for "electric assisted bicycles", and exempts them from the definition of motor vehicles. In addition, this section moves the definition of "moped" to Chapter 20 of the General Statutes, clarifies that the definition includes mopeds powered by electricity or alternative fuel, but does not include motor-driven bicycles or electric assisted bicycles. This section also makes several conforming changes to related statutes.	13	
44. Allow Dealer Plates for Employees of Independent Dealers and Family Members	H959	SL 2016-90
Authorizes use of dealer plates by employees of independent dealers, and by immediate family members of independent dealers and their employees.	13.5	
45. Law Enforcement to Provide Accident Report to Insurer	H959	SL 2016-90
Provides that law enforcement may provide an uncertified copy of an accident report to an insurance agent or driver upon being provided with evidence that a certified copy of the accident report has been requested from the DMV and the applicable fee has been paid.	13.8	
46. Unmanned Aircraft System Technical Change	H959	SL 2016-90
Changes the authorized minimum age for operation of a commercial unmanned aircraft system from age 17 to age 16, the same age as authorized under recently adopted federal rules (14 CFR Part 107, issued June 21, 2016).	14.5	
State Bureau of Investigation/Alcohol Law Enforcement		
47. State Controller/Criminal Record Checks.	H970	SL 2016-28
This act directs the State Controller to require a criminal record check for any current and prospective employees, volunteers, or contractors. The criminal record check would be conducted by the State Bureau of Investigation (SBI). The Office of State Controller will provide the Department of Public Safety (DPS) a criminal record check request, fingerprints, and a consent form signed by the person whose criminal record check is to be performed. DPS would forward the necessary information and fingerprints to the SBI for a search of the State's criminal record file and the SBI would forward the fingerprints to the Federal Bureau of Investigation (FBI) for a national criminal history record check. The criminal history report will not be a public record and must be kept confidential by the Office of State Controller. DPS is authorized to charge a fee to offset the cost incurred to conduct a criminal record check.		
48. SBI/ALE/Increases	H1030	SL 2016-94
By September 1, 2016, the Director of the State Bureau of Investigation shall report to the Joint Legislative Oversight Committee on Justice and Public Safety and the Fiscal Research Division regarding their plan to adjust the salaries of Alcohol Law Enforcement agents and State Bureau of Investigation officers, respectively.	36.13.	
49. Change Domestic Violence Homicide Report Due Date	H1030	SL 2016-94
Changes the date from February 1 to April 1.	17B.2.	
50. Appointment Confirmation for Robert Schurmeier/SBI Director	H982	RES 2015-4
A joint resolution confirming the appointment of Robert L. Schurmeier, Jr., as Director of the State Bureau of Investigation.	1	
51. Beach Bingo Licenses	H292	SL 2016-27
An act to require a license to operate a beach bingo game, to authorize the State Bureau of Investigation to charge and collect that licensing fee, and to make it a criminal offense to violate the beach bingo licensing requirements.		

	Bill	Session Law
52. Clarify that SBI Director Exercises Powers Independently G.S. 143B-600(b) reads as rewritten: "(b) The powers and duties of the deputy secretaries, commissioners, directors, and the divisions of the Department shall be subject to the direction and control of the Secretary of Public Safety, except that the powers and duties of the North Carolina Alcoholic Beverage Control Commission shall be exercised independently of the Secretary, in accordance with G.S. 18B-200.following agencies shall be exercised independently of the Secretary in accordance with the following statutes: (1) The North Carolina Alcoholic Beverage Control Commission, in accordance with G.S. 18B-200. (2) The State Bureau of Investigation, in accordance with G.S. 143B-915."	H1030 17A.3.	SL 2016-94
53. Law Enforcement Recordings/No Public Record Require any law enforcement agency that uses the services of the SBI or the State Crime Lab to analyze a law enforcement recording to, at no cost, provide access to a method to view and analyze the recording upon request of the SBI or the State Crime Lab.	H972 2	SL 2016-88
54. Chemical Analysis Reports/District Court "Procedures governing chemical analyses; admissibility; evidentiary provisions; controlled-drinking programs," sets out procedures governing the admissibility and use of chemical analysis test results in implied-consent offenses. This act makes the following changes to G.S. 20-139.1: Currently, the notice-and-demand provisions of G.S. 20-139.1 require the State to notify the defendant at least 15 business days before the proceeding at which a chemical analysis document (report, statement, or affidavit) would be used of its intention to introduce the document into evidence and to provide a copy of it to the defendant. This act imposes an additional requirement that the State provide notice of intent and a copy of the document to the defendant no later than 15 business days after receiving the document. In subsections (c1) "Admissibility," (c3) "Procedure for Establishing Chain of Custody Without Calling Unnecessary Witnesses," and (e2) that limits the State's use of the chemical analyst's affidavit in district court, this act provides that if the proceeding at which the chemical analysis document would be introduced into evidence is continued, the defendant's written objection or failure to file a written objection remains in effect at any subsequent calendaring of that proceeding. Make clarifying changes relating to the terms, "report," "affidavit," and "statement." Current law provides that the defendant's failure to file a timely objection to the introduction of a chemical analyst's affidavit in district court shall be deemed a waiver of the right to object to the affidavit's admissibility. This act adds a provision requiring that if such a waiver occurs, the affidavit be admitted into evidence without the analyst's testimony.	H357	SL 2016-10
Law Enforcement		
55. Agency Exemptions From DIT Oversight Exempts the State Highway Patrol, State Bureau of Investigation and Emergency Management from DIT Oversight.	H1030 7.11.	SL 2016-94
56. Exempt Public Safety Divisions from Enterprise Active Directory Exempts the State Highway Patrol, State Bureau of Investigation and Emergency Management from the Enterprise Active Directory.	H1030 7.12.	SL 2016-94
57. Statewide Standing Order/Opioid Antagonist An act authorizing the State Health Director to prescribe opioid Antagonist by means of a statewide standing order, with immunity from civil and criminal liability for such action, as recommended by the Joint Legislative Oversight Committee on Health And Human Services.	S734	SL 2016-17
58. Honor Our Service Animals/Sheriff Contracts An act providing that the Catawba, Cleveland, and Gaston County Sheriff's Offices may contract for the purchase of food and food services supplies for the county's detention facility without being subject to the requirements of certain state purchase and contract laws and authorizing Cleveland, Gaston, and Yancey Counties and the municipalities in those counties to transfer retired service animals owned by the local government.	H952	SL 2016-20
59. Handicapped Parking/Veterans Plate An act to allow partially disabled veterans to park in a handicapped parking space when displaying the partially disabled veteran special plate and to provide that medical certification and recertification requirements for handicapped parking privileges may be satisfied by a disability determination issued by the United States Department of Veteran's Affairs indicating the person is handicapped.	H256	SL 2016-25
60. Prevent Squatting in Foreclosed Real Property An act to enhance criminal penalties for persons who commit a trespass to real property by reentering after removal pursuant to a valid order or by knowingly creating or presenting a false document of title or possession.	H283	SL 2016-26

	Bill	Session Law
61. Felony Death Impaired Boating/Sheyenne's Law An act to provide an increased penalty for impaired boating resulting in death or serious injury and to clarify the penalty for impaired boating, as recommended by the House Select Committee on Wildlife Resources.	H958	SL 2016-34
62. Northampton County/WRC Shooting Ranges An act to allow Wildlife Resources Commission shooting ranges in Northampton County.	S883	SL 2016-40
63. Establish the "Blue Alert System" Creates a new statewide alert system within the North Carolina Center for Missing Persons, called the "Blue Alert System," to aid in apprehension of a suspect who killed or inflicted serious bodily injury on a law enforcement officer (LEO).	H1044	SL 2016-87 1
64. Amend Disposition of Firearms Statute Provides the options for confiscation and disposal of deadly weapons used in certain crimes in the discretion of the presiding judge at trial. One option is ordering the weapon turned over to a law enforcement agency in the county of trial for either official use of the agency or sale, trade, or exchange by the agency to a federally licensed firearm dealer. The court may order this disposition only upon the written request of the head or chief of the law enforcement agency. This allows, in addition to the head or chief of a law enforcement agency, the designee of one of those individuals to make the written request to the court to obtain the firearm for official use, sale, trade, or exchange.	H1044	SL 2016-87 2
65. Enhance and Improve Consumer Protections and Transparency Related to Motor Vehicle Maintenance and Repairs Increases the property damage thresholds for major, intermediate, and minor accidents under the State's Safe Driver Incentive Plan. Major accidents previously defined as involving property damage of \$3,085 or more would now require property damage of \$3,850 or more. Intermediate accidents would now involve property damage between \$2,301 and \$3,849. Minor accidents would now have \$2,300 or less in property damage rather than \$1,850 or less.	H287	SL 2016-78 1
66. 911 Board Appointments Effective January 1, 2017, Joshua T. Brown of Durham County, Jeffrey H. Ledford of Cleveland County, Charles D. Greene of Forsyth County and Eric S. Cramer of Wake County are appointed to the 911 Board for terms expiring on December 31, 2020.	S898	SL 2016-70 1.3 & 2.23
67. Criminal Justice Information Network Governing Board Appointments Joel R. Shores of Cleveland County and William M. Bryan of Nash County are appointed to the Criminal Justice Information Network Governing Board.	S898	SL 2016-70 2.11
68. Amend Industrial Hemp Program (i) expands the membership of the Industrial Hemp Commission (Commission), (ii) clarifies the powers and duties of the Commission, including granting rulemaking authority to the Commission, and provide that the industrial hemp research program must be managed and coordinated by State land grant universities, (iii) sets out specific responsibilities of licensees and authorized research purposes for the industrial hemp program, (iv) creates civil and criminal penalties for various violations of the industrial hemp program, and (v) amends the definition of marijuana to allow for the production of industrial hemp when the Commission adopts temporary rules to implement the program.	H992	SL 2016-93
69. Governmental and Nongovernmental Organizations to Establish and Operate Hypodermic Syringe and Needle Exchange Programs Authorizes governmental and nongovernmental organizations to establish and operate hypodermic syringe and needle exchange programs. The programs would be required to offer all of the following: Disposal of used needles and hypodermic syringes, needles, hypodermic syringes, and other injection supplies at no cost, security of program sites, equipment, and personnel, educational materials, access to naloxone kits, and consultations on mental health or addiction treatment. Provides immunity from charges or prosecution for possession of needles, hypodermic syringes, or other injection supplies or residual amounts of controlled substances contained in a used needle, a used hypodermic syringe, or use injection supplies if they are obtained from or returned to an exchange program. The programs are required to report to DHHS before commencing operations and every 12 months thereafter.	H972	SL 2016-88 4
70. Amend Sex Offender Certain Premises Modifies G.S. 14-208.18 to address the constitutional issues found by the court in Doe v. Cooper as follows: Subdivision (3) of subsection (a) is amended to clarify that certain sex offenders are prohibited from being at any place where minors "frequently congregate, including, but not limited to, libraries, arcades, amusement parks, recreation parks, and swimming pools" and only "when minors are present". Creates a new subdivision (4) of subsection (a) that adds to prohibit certain sex offenders from being on the State Fairgrounds during the period of time each year when the State Fair is conducted, creates a Subsection (c), which addresses which sex offenders are subject to the premises limitations of G.S. 14-208.18, which amends that the 300 feet rule only applies to offenders whose victims were under the age of 18 and to offenders that have been found by a court to present or possibly present a danger to minors under the age of 18.	H1021	SL 2016-102

	Bill	Session Law
Emergency Management		
75. NC/SC Original Boundary Confirmation	S575	SL 2016-23
An act to make legislative changes to facilitate the work of the Boundary Commission in confirming and reestablishing the original boundary existing between the states of North Carolina and South Carolina.		
76. Amend the Definition of "Emergency"	H1044	SL 2016-87
The North Carolina Emergency Management Act defines "emergency" as an "occurrence or imminent threat of widespread or severe damage, injury, or loss of life or property resulting from any natural or man-made accidental, military, paramilitary, weather-related, or riot-related cause." This Provision expands the definition of an "emergency" under the North Carolina Emergency Management Act to include occurrences or imminent threats resulting from terrorism, public health causes, explosions, technological failure or accident, including cyber-incidents, transportation accidents, radiological accidents, or chemical or other hazardous material incidents.		
77. Volunteer Firefighter Recruitment and Retention Efforts	H287	SL 2016-78
Remove language that requires a fire department to serve 12,000 or less people to be eligible for a grant from the Volunteer Fire Department Fund, removes previous prioritizing methodology used by the Department to provide grants from the Volunteer Rescue/EMS fund. Grants would now be based on need only, defines "fire safety" as including "community education and outreach, and the provision and installation of fire safety devices in high-risk and high-need locations throughout the State" and include fire safety as one of the costs covered by the \$250.00 paid by a cigarette manufacturer to the Commissioner for each brand style listed in a certification, and Directs the Office of State Fire Marshall, Department of Insurance, in consultation with other fire, rescue, and state organizations to study the reduction in recruitment and retention of volunteer firefighters in North Carolina and to make recommendations to the General Assembly before the 2018 Legislative session.		
78. Establishment of a State-Based Private Flood Insurance Market	H287	SL 2016-78
Authorizes the Department of Insurance to plan for and establish a private flood insurance market in North Carolina pending federal approval under H.R. 2901, the Flood Insurance Market Parity and Modernization Act, removes the sunset provision from the law governing affiliate transfer of policies, deletes the word "extraordinary" and allow the court to order a pharmacy benefits manager to make restitution to the Department for administrative expenses, rather than extraordinary administrative expenses, if the pharmacy benefits manager violated a provision of Article 56A, Pharmacy Benefits Management, repeals G.S. 15A-1340.37(d) which would enable courts to order convicted defendants to make restitution to third parties, including insurers, clarifies that an applicant renewing a permit for a collection agency business would not be required to disclose information related to his or her employee stock ownership plan.		
79. Drinking Water Protection/Coal Ash Cleanup	H630	SL 2016-95
(1) repeals all provisions related to the Coal Ash Management Commission in the General Statutes; (2) requires a coal combustion residuals impoundment owner to provide permanent alternative water supplies for residents in areas surrounding coal combustion residuals surface impoundments; (3) allows reconsideration of risk classifications for coal combustion residuals surface impoundments based on fulfillment of certain criteria; and (4) modifies appointments and other provisions governing the Mining Commission and the Oil and Gas Commission.		
Center for Safer Schools		
80. Establishment of Laboratory Schools/Safety Requirement	H1030	SL 2016-94
Establishes and requires the Board of Governor to designate eight constituent institutions to establish laboratory schools to improve student performance in local school administrative units with low-performing schools by providing an enhanced education program for students residing in those units and to provide exposure and training for teachers and principals to successfully address challenges existing in high-needs school settings. Establishes the same safety requirements as normal public schools.		
81. Change the Implementation Date of an Anonymous Safety Tip Line Application and a Statewide Panic Alarm System.	H805	SL 2016-123
Amends S.L. 2015-241, 8.26.(n) by changing the implementation date from July 1, 2016 to July 1, 2018.		

Chapter 2:
Appropriations Act of 2016
House Bill 1030

- I. DPS Money Report Summary
- II. DPS Related Provisions
- III. State Budget Director's Memo on General Provisions

I. DPS Money Report Summary

FY16/17

Justice and Public Safety, Public Safety

A. Reserve for Salaries and Benefits

1. Compensation Increase Reserve

Provides funds for a 1.5% annual recurring salary increase and a 0.5% nonrecurring bonus for permanent full-time State employees. In addition, funds are provided for salary increases for State agency teachers who are paid in accordance with the Statewide teacher salary schedule. Corresponding special provisions provide additional details on these compensation adjustments. For all net appropriation supported State-funded positions, across all sections of the Committee Report, the approximate revised net appropriation for salaries is \$11.4 billion, an increase of over \$390 million for FY 2016-17.

R	\$18,212,015
NR	\$5,933,715
Pos	0

2. State Highway Patrol Trooper Step Increases

Provides funds for an experience-based step increase for eligible State Highway Patrol Troopers pursuant to G.S. 20-187.3.

R	\$1,840,597
NR	\$0
Pos	0

3. SBI/ALE Compensation Reserve

Provides salary increases for State Bureau of Investigation (SBI) and Alcohol Law Enforcement (ALE) agents. The Director of the SBI is given the authority to allocate these funds as needed within the SBI.

R	\$500,000
NR	\$0
Pos	0

4. Correctional Officer Custody-level Based Pay Adjustment

Provides funds to continue implementation of custody-level pay for Correctional Officers, Custody Supervisors, and Prison Facility Administrators started in FY 2015-16.

R	\$16,919,481
NR	\$0
Pos	0

5. State Retirement Contributions

Increases the State's contribution for members of the Teachers' and State Employees' Retirement System (TSERS) to fund the actuarially determined contribution and provide a 1.6% one-time cost-of-living supplement to retirees. For all net appropriation supported State-funded positions, across all sections of the Committee Report, the approximate revised net appropriation for members of TSERS is \$1.6 billion, an increase of \$79.0 million for FY 2016-17.

R	\$3,093,409
NR	\$4,640,113
Pos	0

B. Administration

6. Budget Realignment for Medical Claims Processing

Realigns the administrative budget for the Department to transition to contracted medical claims processing services. The director of medical claims position (60056431, \$97,975) is eliminated October 1, 2016. Two processing assistant V positions (60056424, \$48,828, and 60056433, \$43,952) are eliminated April 1, 2017. Another processing assistant V position (60056449, \$48,828) is eliminated June 1, 2017. In addition, the following vacant positions are eliminated: Salary reserve in fund code 1100 - Administration is reduced by \$103,847. Finally, account 531311 - Temporary Wages in fund code 1331 - Prison General Health is reduced by \$189,764. The annualized savings in net appropriation from these reductions will be \$1.5 million in FY 2017-18. (Fund Position Title Position Cost; 1100 60084640 Information Tech. Mgr. \$129,497, 1100 60000998 Administrative Officer II \$ 78,254, 1100 60056087 Nurse Supervisor \$ 93,438, 1100 60056280 Personnel Assistant IV \$ 52,814, 1100 60089796 Desktop Svcs. Analyst \$ 71,754, 1100 60090523 Tech. Support Tech. \$ 54,971, 1100 60056171 IT Manager- Networking \$ 98,928, 1100 60066134 Personnel Analyst I \$ 54,206, 1100 60070228 Personnel Analyst I \$ 59,392, 100 65009338 Corr. Training Instr. II \$ 94,009, 1100 60089753 Personnel Technician I \$ 48,720, 1100 60056395 Tech. Support Analyst \$ 61,761, 1100 60000975 Accounting Technician \$ 50,077, 1347 60056439 Accounting Technician \$ 55,890)

R	(\$1,398,069)
NR	\$0
Pos	-18

7. Medical Claims Processing

Provides funds for outsourcing medical claims processing. Billing for inmate medical services performed by outside medical providers will be electronic beginning October 1, 2016. The annualized cost for this contract in FY 2017-18 is estimated to be \$1.5 million. The revised net appropriation for this program in FY 2016-17 is \$1,398,069.

R	\$1,398,069
NR	\$0
Pos	0

8. Veterans Life Center

Provides a nonrecurring pass-through appropriation to the Veterans Leadership Council of North Carolina - CARES (VLCNC), a 501(c)(3) non-profit organization, for the Veterans Life Center.

R	\$0
NR	\$500,000
Pos	0

FY16/17

C. Law Enforcement

9. SBI Legislative Liaison

Provides funding for a legislative liaison position in the State Bureau of Investigation (SBI). The revised net appropriation for the SBI in FY 2016-17 is \$49,014,035.

R	\$97,617
NR	\$0
Pos	1

10. SBI Plane

Provides funds for the purchase of a new plane for the SBI Air wing. The total estimated cost of the plane is \$8.7 million. The SBI may use funds available for the balance of the purchase. The revised net appropriation for the SBI in FY 2016- 17 is \$49,014,035.

R	\$0
NR	\$8,000,000
Pos	0

11. Operation Medicine Drop

Provides funds to the SBI for Operation Medicine Drop, a program that conducts events for citizens to bring unused or expired medications to a central location for safe disposal. The revised net appropriation for the SBI in FY 2016-17 is \$49,014,035.

R	\$0
NR	\$120,000
Pos	0

D. Emergency Management and National Guard

12. School Risk Management Plans

Provides funds for the construction and development of first-generation School Risk Management Plans for public schools in accordance with G.S.115C-105.49. The revised net appropriation for Emergency Management - Geospatial (GTM) is \$507,784.

R	\$0
NR	\$507,784
Pos	0.00

13. Tarheel Challenge Academy Buses

Provides funds for new buses for the Tarheel Challenge Academy in Salemburg. The revised net appropriation in FY 2016-17 for National Guard Youth Programs is \$2,611,180.

R	\$0
NR	\$85,000
Pos	0

14. Tarheel Challenge Academy Gym

Provides funds for renovation of the gym at the Tarheel Challenge Academy in Salemburg. The revised net appropriation in FY 2016-17 for National Guard Youth Programs is \$2,611,180.

R	\$0
NR	\$700,000
Pos	0

E. Adult Correction and Juvenile Justice - Prisons

15. Inmate Litter Collection and Road Cleanup

Makes receipts budgeted in FY 2016-17 from the Highway Fund for inmate road squads and litter crews nonrecurring. Total requirements for this program in FY 2016-17 are \$9,040,000. The revised net appropriation is \$0.

R	\$0
NR	\$0
Pos	\$0

Total Legislative Change	R	\$40,663,119
	NR	\$20,486,612
Total Position Change		-17
Revised Budget		\$1,908,515,357

Information Technology

N-6, 7. IT Fund: SAS Memex Data Analysis Tool

Provides funds for State Bureau of Investigation's (SBI) fusion center licenses for the SAS Memex data analysis and case management tool. The Memex case module provides a single way of operating multiple applications and accelerates the movement of appropriate data into SBI's fusion center. Access to Memex will improve State and local law enforcements' ability to detect and predict crime trends, and to solve crimes. An additional \$100,000 in nonrecurring funds required for the implementation of this tool are provided using the cash balance in DIT's IT Fund/ Reserve special fund. The revised net appropriation for the SAS Memex Data Analysis Tool is \$500,000; the revised net appropriation in the IT Fund for the Government Data Analytics Center (GDAC) is \$9,601,255.	R	\$500,000
	NR	\$0
	Pos	0

IT/IT Reserve Fund

N-8 SAS Memex Data Analysis Tool

Provides nonrecurring funds for the SBI's fusion center access to SAS's Memex data analysis and case management tool.	R	\$0
	NR	\$100,000
	Pos	0

Transportation, Highway Fund

K-12, 24. Department of Public Safety - Inmate Litter Collection & Road Cleanup

Restores funding in FY 2016-17 for inmate road squads and litter crews provided under the supervision of the Department of Public Safety within the Reserve for General Maintenance per the consolidation of Highway Fund maintenance accounts. The revised net appropriation for these activities is \$9,040,000 in FY 2016-17.	R	\$0
	NR	\$9,040,000
	Pos	0

Capital, C. Department of Public Safety

M-3 4. Armory Facility and Development Projects

Reduces funding to the National Guard Armories and Facilities projects by \$69,000. The funding reduction shall be applied equally to the Elizabeth City and Jacksonville Armory Projects. The revised net appropriation for National Guard Armory and Facility Development Projects is \$5.0 million.	R	\$0
	NR	(\$69,000)
	Pos	0

M-3 5. North Carolina National Guard Helipad Planning

Provides funds to plan helipads at the Joint Forces Headquarters in Raleigh, NC. The total cost of the project, once constructed, is expected to be \$746,000. The revised net appropriations for helipad planning is \$69,000.	R	\$0
	NR	\$69,000
	Pos	0

M-4 6. Camp Butner Land Buffer

Provides funds to purchase land adjacent to Camp Butner in order to provide enhanced buffer zones related to firing ranges. The revised net appropriation for land purchases at Camp Butner is \$250,000.	R	\$0
	NR	\$250,000
	Pos	0

M-4 7. Wilkes County Armory Supplement

Provides funds for the North Wilkesboro Armory project to supplement funds authorized by the Connect NC Bond (S.L. 2015-280) in order to construct a road to the facility. The project will build a new National Guard Readiness Center in Wilkes County. The revised net appropriation, inclusive of indebtedness, is \$6.3 million.	R	\$0
	NR	\$300,000
	Pos	0

Auditor

J-63, 61. Security Officer

Provides funding to allow the Office of the State Auditor to contract with the State Capitol Police for 1 full time security officer to be located in the building shared by the Office of the State Auditor, Secretary of State, and Department of Labor. The revised net appropriation for this fund from all actions in this report is \$9.7 million.	R	\$55,065
	NR	\$7,306
	Pos	0

Administration

J-84, 83 Underutilized State Property Study

Provides \$600,000 to the State Property Office within the Department of Administration to determine which existing underutilized State property is best suited for sale or lease. The Department may use the funds to conduct qualitative analysis on the cost and best use of such properties, including appraisals, surveys, environmental studies, and Phase I and II studies, and to hire third-party consultants to conduct comprehensive space and design planning. The revised net appropriation for the State Property Office is \$1.5 million.

R	\$0
NR	\$600,000
Pos	0

Summary of Capital Improvement

M-6 Nash Correctional Institution Print Plant Roof

Allows for usage of receipts (\$1,508,000)

R	\$0
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M-6 Harnett Correctional Institution Visitor Center

Allows for usage of receipts (\$549,000)

R	\$0
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Statewide Reserves

L-4, 3. Reserve for Future Benefit Needs

Reduces the General Fund Reserve for Future Benefit Needs to the amount needed to implement the contribution rates in Section 36.20(b). The revised net appropriation for Reserve for Future Benefit Needs is \$70.1 million for FY 2016-17.

R	(\$867,331)
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L-4, 4. Compensation Bonus Reserve - Executive Branch

Provides funding for one-time merit-based bonuses for Executive Branch State employees. The State Human Resources Commission shall develop policies for the allocation of merit-based bonuses for State agency employees. Merit-based bonuses provided by employing agencies shall not be considered compensation for retirement purposes. Corresponding special provisions provide additional details on these compensation adjustments. For all net appropriation supported State-funded positions, across all sections of the Committee Report, the approximate revised net appropriation for salaries is \$11.4 billion, an increase of over \$390 million.

NR	\$28,103,159
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L-5, 5. Minimum of Market Adjustment Reserve

Eliminates the funding to the Office of State Human Resources for the Minimum of Market Adjustment Reserve. The funds within this reserve were incorporated into the Compensation Increase Reserve for FY 2016-17. The revised net appropriation for the Minimum of Market Reserve in FY 2016-17 is \$0.

R	(\$12,000,000)
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L-5, 7. State Emergency Response and Disaster Relief Fund

Provides funds for emergencies and disasters as specified in G.S. 166A-19.42. The revised net appropriation for the State Emergency Response and Disaster Relief Fund in FY 2016-17 is \$10 million.

NR	\$10,000,000
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Fire Rescue National Guard Pension & LDD Benefits

J-18, 13. National Guard Pension Fund

Increases the State's contribution to the National Guard Pension Fund (NGPF) to match the actuarially determined contribution. The revised net appropriation to the NGPF is \$8.5 million.

R	\$1,450,774
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J-18, 14. Firefighters' and Rescue Squad Workers' Pension Fund

Increases the State's contribution to the Firefighters' and Rescue Squad Workers' Pension Fund (FRSWPF) to match the actuarially determined contribution. The revised net appropriation to the FRSWPF is \$17.6 million.

R	\$3,702,208
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J-18, 15. Line of Duty Death Benefits Eligibility Expansion

Expands list of cancers that are presumed to be line-of-duty deaths for firefighters. The revised net appropriation for this fund is \$0.8 million.

R	\$45,000
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J-26 Volunteer Rescue/EMS Program

Continues the transfer of a portion of vehicle inspection fee from the Department of Transportation, Division of Motor Vehicles to continue support of the State's grant program that provides funding to local rescue organizations. The revised net appropriation for the Rescue Squad Worker's Relief Fund is \$1.0 million.

R	\$957,352
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II. Department of Public Safety Related Provisions

	Section	Page
Department of Public Safety		
A. General Provisions		
REPEAL POSITION RECLASSIFICATION AUTHORITY	17A.1.	157
Section 16A.3 of S.L. 2015-241 is repealed, removing the North Carolina Department of Public Safety's authority to reclassify positions. This authority was provided to assist during the merger and transition within the Department.		
NO TRANSFER OF POSITIONS TO THE DEPARTMENT OF MILITARY AND VETERANS AFFAIRS	17A.2.(a)	157
Notwithstanding any other provision of law, the Office of State Budget and Management shall not transfer any positions, personnel, or funds from the Department of Public Safety to the Department of Military and Veterans Affairs during the 2015-2017 fiscal biennium. SECTION 17A.2.(b) This section becomes effective July 1, 2015. If any transfers that violate this section are made prior to this section becoming effective, those transfers shall be undone within 15 days of this section becoming effective.		
CLARIFY THAT SBI DIRECTOR EXERCISES POWERS INDEPENDENTLY	17A.3.	157
G.S. 143B-600(b) reads as rewritten: "(b) The powers and duties of the deputy secretaries, commissioners, directors, and the divisions of the Department shall be subject to the direction and control of the Secretary of Public Safety, except that the powers and duties of the North Carolina Alcoholic Beverage Control Commission shall be exercised independently of the Secretary, in accordance with G.S. 18B-200. following agencies shall be exercised independently of the Secretary in accordance with the following statutes: (1) The North Carolina Alcoholic Beverage Control Commission, in accordance with G.S. 18B-200. (2) The State Bureau of Investigation, in accordance with G.S. 143B-915."		
VETERANS LIFE CENTER REPORTING	17.A.4	156
Report Prior to Expenditure of State Funds. – The Veterans leadership Council of North Carolina-Cares shall not spend the funds appropriated in this act for the Veterans Life Center until it has reported to the Department of Public Safety and to the Department of Military and Veterans Affairs all of the following: (1)The mission of the Veterans Life Center. (2)An itemization of all of the operating and capital costs of the Center. (3) Identification of all funding sources available to support the Veterans Life Center.		
B. Division of Law Enforcement		
REQUIRE QUARTERLY VIPER REPORT	17B.1.	158
Requires a Viper Report Quarterly rather than annually.		
CHANGE DOMESTIC VIOLENCE HOMICIDE REPORT DUE DATE	17B.2.	158
Changes the date from February 1 to April 1.		
C. Division of Adult Correction		
MISDEMEANANT CONFINEMENT PROGRAM	17C.1.	158
Recurring funds appropriated for the Statewide Misdemeanant Confinement Fund shall be used for the Statewide Misdemeanant Confinement Program. These funds shall not be transferred to a special fund. This subsection shall apply beginning with the 2016-2017 fiscal year and shall remain in effect beyond the 2015-2017 fiscal biennium.		
INMATE GRIEVANCE RESOLUTION BOARD REPORT CHANGES	17C.2.	158
Changes requirements for Inmate Grievance Resolution Board report.		
MEDICAL COSTS FOR INMATES AND JUVENILE OFFENDERS	17C.2A.	158
Changes the required information in the Inmate Medical Cost Containment Report. Also requires the Department of Public Safety study whether contracts to provide inmate health services can be expanded to additional hospitals, and report the findings of its study to the chairs of the House of Representatives and Senate Appropriations Committees on Justice and Public Safety no later than February 1, 2017. The report shall include a list of hospitals considered for expansion and reasons for or against expanding to each hospital.		
STUDY WHETHER PROBATION AND PAROLE OFFICERS SHOULD TAKE STATE VEHICLES HOME	17C.3.	158
The Department of Public Safety in consultation with the Department of Revenue and Department of Administration shall study whether probation and parole officers should be allowed to take their State vehicles home with them and the possible tax implications of doing so and report their findings and recommendations to the chairs of the Joint Legislative Oversight Committee on Justice and Public Safety by March 1, 2017.		
REVISION TO TREATMENT FOR EFFECTIVE COMMUNITY SUPERVISION REPORT	17C.4.	160
Amends the information required in the Treatment for Effective Community Supervision Report.		

	Section	Page
CHANGE PAYMENT STRUCTURE FOR RECIDIVISM REDUCTION SERVICES	17C.5.	158
G.S. 143B-1156 is amended by adding a new subsection to read: "(e) The Department shall pay service providers the contract base award upon initiation of services with the remaining payments made as milestones are reached as stated in the contract for services. Should the vendor cancel or terminate the contract prior to its conclusion, the vendor shall reimburse the department for the unearned pro rata portion of the base award."		
Department of Justice		
CREATION OF SOCIAL MEDIA TRAINING FOR LAW ENFORCEMENT	18.1.	162
The North Carolina Justice Academy shall develop and make available to law enforcement officers in this State an online training course on the use of social media. The course shall include methods individual law enforcement officers can take to protect their personal information.		
LAW ENFORCEMENT CERTIFICATION AND TRAINING CLARIFICATION	18.2.	163
Makes clarifying changes to the law enforcement certification and training statute to include; "(7) Certify and recertify, suspend, revoke, or deny, pursuant to the standards that it has established for the purpose, criminal justice instructors and school directors who participate in programs or courses of instruction that are required by this <u>Chapter or are required and approved by their respective criminal justice agency to include those certified under Chapter 17E or an educational institution accredited by the Commission.</u> "		
Salaries and Benefits		
STATE AGENCY TEACHERS	36.13.	196
Employees of schools operated by the Department of Health and Human Services, the Department of Public Safety, the State Board of Education, and employees of the School of Science and Mathematics of the University of North Carolina who are paid on the Teacher Salary Schedule shall be paid as authorized by Section 9.1 of this act.		
SBI/ALE/INCREASES	36.13.	196
By September 1, 2016, the Director of the State Bureau of Investigation shall report to the Joint Legislative Oversight Committee on Justice and Public Safety and the Fiscal Research Division regarding their plan to adjust the salaries of Alcohol Law Enforcement agents and State Bureau of Investigation officers, respectively.		
ALL STATE-SUPPORTED PERSONNEL	36.14.	197
(1) Unless otherwise specifically provided, the annual salaries of all employees subject to or exempt from the North Carolina Human Resources Act are increased by one and one-half percent (1.50%). (2) Each employing agency may award one-time merit-based bonuses to State supported personnel in accordance with policies adopted by the employing agency. (3) All eligible State-supported personnel shall receive an across-the-board compensation bonus in the amount of one-half of one percent (0.50%) as authorized by this part.		
MOST STATE EMPLOYEES	36.15.	197
Section 30.9 of S.L. 2015-241 reads as rewritten: "SECTION 30.9. For the 2015-2017 fiscal biennium, 2015-2016 fiscal year, except as otherwise provided by this Part, the annual salaries in effect June 30, 2015, for the following employees shall not be legislatively increased, but may be increased as otherwise allowed by law: ..." SECTION 36.15.(b) For the 2016-2017 fiscal year, except as otherwise provided by this Part and Part 9 of this act, the annual salaries in effect on June 30, 2016, for the following persons are increased by one and one-half percent (1.50%) and these persons will also receive a one-time, across-the-board bonus in the amount of one-half of one percent (0.50%):(1) Permanent full-time State officials and persons whose salaries are set in accordance with the State Human Resources Act. (2) Permanent full-time State officials and persons in positions exempt from the State Human Resources Act. (3) Permanent part-time State employees. (4) Temporary and permanent hourly State employees. SECTION 36.15.(c) For the 2016-2017 fiscal year, employing agencies may award merit-based bonuses to eligible employees who are any of the following: (1) Permanent full-time State employees whose salaries are set in accordance with the State Human Resources Act. (2) Permanent full-time State employees in positions exempt from the State Human Resources Act. (3) Permanent part-time State employees. (4) Temporary and permanent hourly State employees.		
COMPENSATION BONUS/ACROSS-THE-BOARD/AWARDED FOR FISCAL YEAR 2016-2017	36.16.	198
Any person (i) whose salary is set by this Part, pursuant to the North Carolina Human Resources Act, or as otherwise authorized in this act and (ii) who is employed in a State-funded position on September 1, 2016, shall be awarded a one-time, lump sum compensation bonus for the 2016-2017 fiscal year in the amount of one-half of one percent (0.50%) during the month of October 2016, except as provided by subsection (a1) of this section. SECTION 36.16.(a1) Teachers paid on the Salary Schedule in Section 9.1 of this act are not eligible to receive the bonus awarded by subsection (a) of this section. SECTION 36.16.(b) Notwithstanding G.S. 135-1(7a), the compensation bonus awarded by this section is not compensation under Article 1 of Chapter 135 of the General Statutes, the Teachers' and State Employees' Retirement System. SECTION 36.16.(c) The compensation bonus awarded by this section is not part of annual salary and shall be paid out separately. The compensation bonus shall be awarded to eligible permanent employees without regard to an employee's placement within the salary range, including employees at the top of the salary range. The compensation bonus shall be adjusted pro rata for permanent part-time employees. SECTION 36.16.(d) Recipients of disability benefits under Article 6 of Chapter 135 of the General Statutes who have not terminated their employment and who otherwise meet the conditions of this section are eligible to receive the bonus, which shall be paid by the employing agency. The Disability Income Plan will neither pay the bonus nor reimburse the employer for payment. SECTION 36.16.(e) For part-time employees, the bonus shall be pro rata based on the number of hours worked.		

	Section	Page
USE OF FUNDS APPROPRIATED FOR LEGISLATIVELY MANDATED SALARY INCREASES/COMPENSATION BONUSES/EMPLOYEE BENEFITS	36.17.	198
<p>SECTION 36.17.(a) The appropriations set forth in Section 2.1 of this act include appropriations for legislatively mandated salary increases and compensation bonuses in amounts set forth in the committee report described in Section 39.2 of this act. The Office of State Budget and Management shall ensure that those funds are used only for the purposes of legislatively mandated salary increases, compensation bonuses, and employee benefits. Any recurring funds remaining in the compensation and benefits reserves shall be used to adjust the salaries of any positions that fall below the minimum of the new salary grade assigned to those positions during the realignment of salary grades pursuant to the Office of State Human Resources' Statewide Compensation System Project. Any funds remaining following the adjustment to these positions shall revert in accordance with G.S. 143C-1-2(b), unless otherwise provided by law. SECTION 36.17.(b) If the Director of the Budget determines that funds appropriated to a State agency for legislatively mandated salary increases, compensation bonuses, and employee benefits exceed the amount required by that agency for those purposes, the Director may reallocate those funds to other State agencies that received insufficient funds for legislatively mandated salary increases, compensation bonuses, and employee benefits. SECTION 36.17.(c) No later than March 1, 2017, the Office of State Budget and Management shall report to the Joint Legislative Commission on Governmental Operations on the expenditure of funds for legislatively mandated salary increases, compensation bonuses, and employee benefits. This report shall include at least the following information for each State agency for the 2016-2017 fiscal year: (1) the total amount of funds that the agency received for legislatively mandated salary increases, compensation bonuses, and employee benefits. (2)The total amount of funds transferred from the agency to other State agencies pursuant to subsection (b) of this section. This section of the report shall identify the amounts transferred to each recipient State agency. (3)The total amount of funds used by the agency for legislatively mandated salary increases, compensation bonuses, and employee benefits. (4)The use of any funds under subsection (a) of this section to adjust the salaries of any positions that fall below the minimum of the new salary grade assigned to those positions during the realignment of salary grades pursuant to the Office of State Human Resources' Statewide Compensation System Project. (5)The amount of funds expected to revert under subsection (a) of this section.</p>		
DELAY STATEWIDE COMPENSATION SYSTEM PROJECT IMPLEMENTATION	36.19	200
<p>The Office of State Human Resources shall not commence the implementation phase of the Statewide Compensation System Project (Project) prior to February 1, 2017. SECTION 36.19A.(b) When the implementation phase commences, the Director of the Budget may increase expenditures of receipts to the amount necessary to fund salary adjustments authorized by the Office of State Human Resources for receipt-supported positions that fall below the minimum of the new salary grade assigned to those positions during the realignment of salary grades pursuant to the Project.</p>		
Capital Appropriations		
NORTH CAROLINA NATIONAL GUARD HELIPAD PLANNING	31.2.	204
<p>Funds appropriated to the Department of Public Safety in subsection (a) of this section for Helipad planning shall be used to fund planning of helipads at the Joint Forces Headquarters in Raleigh, North Carolina.</p>		
NON-GENERAL FUND CAPITAL IMPROVEMENT AUTHORIZATIONS	37.3.	207
<p>Department of Public; Nash Print Plant Roof Replacement \$1,508,000 & Harnett Visitor Center \$549,000</p>		
ENHANCE OVERSIGHT OF CERTAIN CAPITAL PROJECTS	37.7.	210
<p>Leases Exceeding 30-Year Terms. – The Department of Administration shall not enter into a lease of real property for a period of more than 30 years, or a renewal of a lease of real property if the renewal would make the total term of the lease exceed 30 years, unless specifically authorized to do so by the General Assembly. The Department of Administration shall report to the Joint Legislative Commission on Governmental Operations at least 30 days prior to entering or renewing such a lease and shall include a copy of the legislation authorizing the lease or lease renewal in the report. This subsection shall not apply to leases by a university endowment to a university.</p>		
Department of Information Technology		
AGENCY EXEMPTIONS FROM DIT OVERSIGHT	7.11.	18
<p>Exempts the State Highway Patrol, State Bureau of Investigation and Emergency Management from DIT Oversight.</p>		
EXEMPT PUBLIC SAFETY DIVISIONS FROM ENTERPRISE ACTIVE DIRECTORY	7.12.	18
<p>Exempts the State Highway Patrol, State Bureau of Investigation and Emergency Management from the Enterprise Active Directory</p>		

Community Colleges

DELAY PROPERTY TRANSFER TO CLEVELAND COMMUNITY COLLEGE

10.7(a) 52

Section 1 of S.L. 2012-177 reads as rewritten: 'SECTION 1. The State of North Carolina shall convey to the Board of Trustees of Cleveland Community College, for consideration of one dollar (\$1.00), all its right, title, and interest in the property used for the former Cleveland County Correctional Facility, more particularly described as that portion of Parcel 22252 Cleveland County, deed reference Book 4F, Page 064, consisting of approximately 13.25 acres currently allocated to the Department of Public Safety, Division of Adult Corrections, SPO File No. 23-008. The conveyance is subject to a reversionary interest reserved by the State. The property shall be conveyed to the Board of Trustees of Cleveland Community College for so long as it is utilized for educational purposes consistent with the mission of the North Carolina Community College System. The net proceeds of any subsequent disposition of the property shall be remitted to the Board of Trustees of Cleveland Community College and may be used by the Board for any lawful public purpose.'

Universities

UNC TEACHER AND PRINCIPAL PREPARATION PROGRAM LAB SCHOOL FOR K-8 STUDENTS

11.6. 62

Establishes and requires the Board of Governor to designate eight constituent institutions to establish laboratory schools to improve student performance in local school administrative units with low-performing schools by providing an enhanced education program for students residing in those units and to provide exposure and training for teachers and principals to successfully address challenges existing in high-needs school settings. (10) School Risk Management Plan. – Each lab school, in coordination with local law enforcement agencies, is encouraged to adopt a School Risk Management Plan (SRMP) relating to incidents of school violence. In constructing and maintaining these plans, a lab school may utilize the School Risk and Response Management System (SRRMS) established pursuant to G.S. 115C-105.49A. These plans are not considered a public record as the term "public record" is defined under G.S. 132-1 and shall not be subject to inspection and examination under G.S. 132-6. (11) Schematic diagrams and school crisis kits. – Lab schools are encouraged to provide schematic diagrams and keys to the main entrance of school facilities to local law enforcement agencies, in addition to implementing the provisions in G.S. 115C-105.52. (12) School safety exercises. – At least once a year, a lab school is encouraged to hold a full school wide lockdown exercise with local law enforcement and emergency management agencies that are part of the lab school's SRMP. (13) Safety information provided to the Department of Public Safety, Division of Emergency Management. – A lab school is encouraged to provide the following: (i) schematic diagrams, including digital schematic diagrams and (ii) emergency response information requested by the Division for the SRMP. The schematic diagrams and emergency response information are not considered public records as the term "public record" is defined under G.S. 132-1 and shall not be subject to inspection and examination under G.S. 132-6. (14) North Carolina school report cards. – A lab school shall ensure that the report card issued for it by the State Board of Education receives wide distribution to the local press or is otherwise provided to the public. A lab school shall ensure that the overall school performance score and grade earned by the lab school for the current and previous four school years is prominently displayed on the school Web site. If a lab school is awarded a grade of D or F, the lab school shall provide notice of the grade in writing to the parent or guardian of all students enrolled in that school. (15) Policy against bullying. – A lab school is encouraged to adopt a policy against bullying or harassing behavior, including cyberbullying that is consistent with the provisions of Article 29C of Chapter 115C of the General Statutes. If a lab school adopts a policy to prohibit bullying and harassing behavior, the lab school shall, at the beginning of each school year, provide the policy to staff, students, and parents as defined in G.S. 115C-390.1(b)(8).

Department of Administration

CONNECT NC BOND ADMINISTRATION

32.7. 174

Of the funds appropriated in this act to the Department of Administration, State Construction Office, the sum of five hundred forty-five thousand seven hundred forty-seven dollars (\$545,747) in recurring funds for the 2016-2017 fiscal year shall be used only to support review of Connect NC Bond project requests and to ensure compliance with capital improvement regulations and processes. Positions created during the 2016-2017 fiscal year for the purpose of supporting review of Connect NC Bond project requests and ensuring compliance shall be used only for that purpose, and those positions shall be eliminated as soon as administration of the Connect NC Bond is complete.

Department of Transportation

STUDY/OFF-HIGHWAY PARKING FOR TRACTOR-TRAILERS & SEMI-TRAILERS

35.9.

179

Study. – The Department of Transportation, in collaboration with the Departments of Public Safety and Commerce, shall study ways to provide additional off-highway parking and rest areas for tractor-trailers and semi-trailers. Included within the study shall be the feasibility and cost of converting abandoned highway rest stops into parking and rest areas for tractor-trailers and semi-trailers. In conducting the study, the Departments shall consult with the North Carolina Trucking Association and include any recommendations the Association may have as part of the report required under subsection (b) of this section. SECTION 35.9.(b) Report. – By February 1, 2017, the Departments shall jointly report their findings and recommendations, including any legislative proposals, to the chairs of the House of Representatives Committee on Transportation Appropriations and the Senate Appropriations Committee on Department of Transportation.

CRASH REPORTING PROGRAM MAINTENANCE

35.25.

189

(a) Establishment. – The Division of Motor Vehicles shall, through an open request for proposal (RFP) process, seek to procure a contract with a private vendor for the statewide maintenance of the Crash Reporting Program. The Crash Reporting Program shall include at least all of the following components: (1) A comprehensive data repository for collision data. (2) A document repository for all collision reports in the State. (3) The capability to process paper reports, including scanning, data entry, validation of data against business edits, quality control application for reviewing reports, the ability to return or reject reports, and the ability to reprocess corrected reports. (4) The creation of an electronic submission application that incorporates all State validation rules to ensure that submitted reports are complete, accurate, and error-free. (5) A database capable of sharing statewide collision data with State and federal traffic safety partners, State law enforcement agencies, and the public. (6) A Web portal capability allowing authorized users to perform search functions and data extraction, obtain statistical traffic safety reports, map collision result sets, review configurable collision data dashboards, and perform data analysis against statewide collision data. (7) Compatibility with all data file formats and submission requirements for State and federal entities that require access to State collision data. (8) Capability to leverage predictive analytics to optimize resource allocation in order to improve traffic safety. SECTION 35.25. (b) Vendor and Contract Requirements. – By October 31, 2016, the Division shall issue an RFP in accordance with subsection (a) of this section. After review of the submitted proposals, the Department shall enter into a contract with the lowest responsible vendor who provides evidence satisfactory to the Division of a demonstrated history of providing similar statewide services. SECTION 35.25. (c) Reports. – The Division shall provide the following reports: (1) By April 30, 2017, a report to the Office of State Budget and Management and chairs of the House of Representatives Committee on Transportation Appropriations and the Senate Appropriations Committee on Department of Transportation on (i) the completion of the RFP process, including the name and qualifications of the firm awarded the contract; (ii) progress on the transition of the maintenance of the Program; and (iii) any other findings of interest determined by the Division. (2) By April 30, 2018, a report to the Office of State Budget and Management and chairs of the House of Representatives Committee on Transportation Appropriations and the Senate Appropriations Committee on Department of Transportation on (i) the number of accident reports purchased through the e-commerce site; (ii) the revenue generated to the Division through the contract with the vendor; and (iii) any savings realized by the Division from private vendor maintenance of the Program. SECTION 35.25. (d) Use of Funds. – Notwithstanding any provision of Section 7.14 of S.L. 2014-100 to the contrary, the Department of Transportation may use funds allocated in Section 7.14 of S.L. 2014-100 to the project titled "Division of Motor Vehicles Channel Strategy" to cover costs associated with other Division of Motor Vehicles' modernization projects, including planning and design activities associated with (i) the Crash Reporting Program established under this section and (ii) the Division of Motor Vehicles' legacy systems.



PAT MCCRORY
GOVERNOR

STATE OF NORTH CAROLINA
OFFICE OF STATE BUDGET AND MANAGEMENT

ANDREW T. HEATH
STATE BUDGET DIRECTOR

August 4, 2016

MEMORANDUM

TO: Department Heads and Chief Fiscal Officers

FROM: Andrew Heath
State Budget Director

A handwritten signature in black ink, appearing to read "A. Heath".

SUBJECT: Summary of General Provisions in the 2016 Appropriations Act, House Bill 1030 (Session Law 2016-94) as amended by House Bill 805 (Session Law 2016-123)

The General Assembly enacted House Bill 1030, the 2016 Appropriations Act (Session Law 2016-94). This act contains appropriations and special provisions that affect all State agencies. House Bill 805 (Session Law 2016-123) makes technical, clarifying and other modifications to House Bill 1030. Copies of these bills may be obtained from the Printed Bills area in the Legislative Building or downloaded and printed from the General Assembly's website (<http://www.ncleg.net>).

The purpose of this memorandum is to advise you of special provisions and monetary items of significance that have statewide implications. It does not summarize agency specific provisions. It is also not intended to replace an agency's responsibility for reviewing all the general and statewide special provisions. Many provisions in the 2015 Appropriations Act are still in effect for 2016-17. Please see the 2015 memo on this subject for detail.

General Provisions in House Bill 1030 (Session Law 2016-94) and House Bill 805 (Session Law 2016-123), and Statewide Reserves and Other Funds included in The Joint Conference Committee Report on the Continuation, Expansion and Capital Budgets dated June 27, 2016.

The following topics are included: General Budget Provisions, Grants and Fees, Budget Management, Alignment and Reporting, Information Technology and Budget Alignment, Salaries and Benefits, Statewide Reserves, and Capital.

Section numbers and titles, as well as item and page numbers in the Joint Conference Committee Report, are provided to assist you in reviewing the budget bill. If you have any questions about the information outlined in this memorandum, please contact your OSBM budget analyst at (919) 807-4700.

Mailing address:
20320 Mail Service Center
Raleigh, NC 27699-0320

www.osbm.state.nc.us
919-807-4700 ** FAX: 919-733-0640
An EEO/AA Employer

Office location:
5200 Administration Building
116 West Jones Street

GENERAL BUDGET PROVISIONS

Introduction

Section 1.1

The appropriations made in this act are for maximum amounts necessary to provide the services and accomplish the purposes described in the budget. Savings shall be effected where the total amounts appropriated are not required to perform these services and accomplish these purposes and, except as allowed by the State Budget Act or House Bill 1030, the savings shall revert to the appropriate fund at the end of each fiscal year as provided in G.S.143C-1-2(b).

General Fund Availability Statement

Section 2.2(c-d)

These subsections transfer \$474M to the Savings Reserve Account and transfer \$3M from the General Assembly Special Fund to support General Fund appropriations.

Budget Stability and Continuity

Section 6.3

Establishes limited statutory authority for the Director of the Budget to continue to allocate funds for state government operations if a fiscal year begins for which no appropriations act providing for current operations of State government during that fiscal year has become law. Lays out specific guidelines and limitations.

GRANTS & FEES

Establishing or Increasing Fees Pursuant to this Act

Section 6.1

This section specifies that an agency is not required to consult with the Joint Legislative Commission on Governmental Operations prior to establishing or increasing a fee that is authorized or anticipated in House Bill 1030. Notwithstanding G.S.150B-21.1A (a), an agency may adopt an emergency rule in accordance with G.S.150B-21.1A to establish or increase a fee as authorized by House Bill 1030 if the adoption of a rule would otherwise be required under Article 2A of Chapter 150B of the General Statutes.

BUDGET MANAGEMENT, ALIGNMENT, AND REPORTING

Section 6.25 of S.L. 2015-241 (Align Agency Budgets to Actual Expenditures) is Applicable to Both Fiscal Years

Section 6.4

Continues the elimination of positions that have been vacant for more than 12 months (as of April 30, 2016) and the realignment of funds to recurring obligations that have been funded with nonrecurring sources in prior years.

Agencies are reminded that this section became law on August 1, 2016 and therefore agencies should not continue to fill positions subject to this provision. A subsequent OSBM memo will provide additional guidance on implementing this Section.

INFORMATION TECHNOLOGY & BUDGET ALIGNMENTS

Establish General Fund Budget

Section 7.3

Directs that OSBM establish a General Fund budget in Budget Code 14660 for the Department of Information Technology's (DIT) operating budget, and a reserve in that budget code for the transfer of IT Reserve appropriations. Subsection (b) requires that the General fund budget for DIT.

Use of Cash Balance for IT Rate Credits

Section 7.5

This section directs that DIT use funds available to subsidize agency information technology bills for FY 2016-17. Each agency that is to receive a credit, and the amount of that credit, is outlined in the section.

Information Technology Spending Transparency

Section 7.6

This section requires that all agencies participating in DIT consolidation realign information technology budgets and expenditures within existing programs and divisions in a manner that provides transparency for information technology, program, and division budgets. Changes shall be included in the 2017-2019 biennial budget, and OSBM shall submit information on the realignment in conjunction with the Governor's proposed budget for the 2017-2019 fiscal biennium. Information shall include:

- (1) The line-item budgeted requirements for each State agency's information technology expenditures.
- (2) Actual information technology expenditures for each State agency.
- (3) The sources of funds transferred from other line items to cover information technology expenditures in excess of budgeted requirements.

Adjust IT Budgets as Necessary Due to Transfer of Functions

Section 7.8

Due to the reorganizations of State functions in FY 2015-16, OSBM is authorized to adjust and realign information technology budgets in the Departments of Environmental Quality, Natural and Cultural Resources, Military and Veterans Affairs, and Administration. Adjustments shall be coordinated with the departments and the Fiscal Research Division of the General Assembly, and must be completed by December 1, 2016. Adjustments shall also be reflected in the base budget for 2017-2019. A report is due to legislative committees by January 15, 2017.

Enterprise Resource Planning Design and Implementation

Section 7.10

In coordination with the Office of the State Controller (OSC) and the Office of State Budget and Management (OSBM), the Department of Information Technology (DIT) shall conduct the planning and design of an enterprise resource planning system (ERP) for State agencies by utilizing business process reengineering to identify and organize processes and workflow in order to prioritize and link work activities to realize efficiencies and organize around outcomes. The ERP system shall address, at a minimum, core financial management, grants, assets and inventory, fleet management, and human resource management.

The Department of Information Technology shall submit a report to the Joint Legislative Oversight Committee on Information Technology on or before January 15, 2017 on the results from the business process reengineering efforts for State agencies. The report shall also include an implementation plan, cost estimate, and other factors. A request for proposal for a replacement system implementation shall be prepared for release no later than July 1, 2017.

SALARIES & BENEFITS

State Employee Salary Increases

Joint Conference Committee Report; HB 1030 Part XXXVI

The act appropriates funds for a 1.50% salary increase, effective July 1, 2016, for most State and State-funded employees, except most Judicial Branch employees. Members of Council of State and appointees whose salaries are set through the Appropriations Act also receive a 1.50% salary increase. Most Judicial Branch employees will receive a 4.5% salary increase. Funds are also provided for an experience-based

step increase for eligible assistant and deputy clerks, magistrates, State Highway Patrol Troopers, and school-based administrators. Additionally, the act appropriates more than \$16.9 million to continue implementation of custody-level pay for Correctional Officers and \$500,000 to be allocated to SBI and ALE agents at the discretion of the Director of the State Bureau of Investigation.

Most State and State-funded employees will receive a 0.50% nonrecurring, across-the-board bonus. The act also appropriates funds for a nonrecurring merit-based bonus for State and State-funded employees. The bonuses are not included as part of employees' annual salaries for retirement purposes.

These amounts are reflected in the Conference Report under the specific agencies' sections.

The Office of State Human Resources and the Office of State Budget and Management will provide additional guidance on the merit-based and 0.5% nonrecurring, across-the-board bonuses in a separate communication.

State-Funded Personnel/Merit-Based Bonuses Authorized

Section 36.1A

Provides that each "employing agency" will determine the eligibility policies and allocation of the merit-based bonus, including the following entities employing State-funded personnel:

- (1) The State Human Resources Commission, for executive branch departments with respect to both EHRA and SHRA employees, except University of North Carolina EHRA employees.
- (2) The Administrative Office of the Courts and the Commission on Indigent Defense Services, for the judicial branch.
- (3) The Legislative Services Commission, for the legislative branch.
- (4) The Board of Governors of The University of North Carolina, except as to its SHRA employees.
- (5) The State Board of Community Colleges, for the North Carolina Community College System.
- (6) Each local board of education, for school-based administrators, central office, and noncertified personnel. Educators are not eligible.

Requires each local board of education to provide to the Department of Public Instruction (DPI) the details of how these funds are distributed by district and school. All other employing agencies, and DPI, must report to the chairs of the Senate Appropriations/Base Budget Committee and the House of Representatives Committee on Appropriations and the Fiscal Research Division on the use of these funds by no later than February 1, 2017.

The Office of State Human Resources and the Office of State Budget and Management will provide additional guidance on the merit-based and 0.5% nonrecurring, across-the-board bonuses in a separate communication.

Community Colleges Personnel

Section 36.10(d)

Gives the State Board of Community Colleges flexibility in allocating salary increase and bonus funds for community college employees and requires the Board to report on the use of these funds to the 2017 General Assembly by March 1, 2017.

Amended by HB 805 to add Subsections 36.10(e) and (f)

Permits the Community Colleges System Office to use up to \$6,051,722 appropriated for restoration the management flexibility reduction to be used instead for compensation increases. States the intent of the General Assembly to provide additional recurring funds during the 2017-2018 fiscal year to the Community Colleges System Office for compensation increases.

State Agency Teachers

Section 36.12

Employees of schools operated by the Department of Health and Human Services, the Department of Public Safety, the State Board of Education, and employees of the School of Science and Mathematics of the University of North Carolina who are paid on the Teacher Salary Schedule shall be paid as authorized by Section 9.1 of the act.

SBI/ALE/Increases

Section 36.13

Requires the SBI Director to report to the Joint Legislative Oversight Committee on Justice and Public Safety and the Fiscal Research Division their plan to adjust the salaries of Alcohol Law Enforcement agents and State Bureau of Investigation officers.

Use of Funds Appropriated for Legislatively Mandated Salary Increases / Compensation Bonuses / Employee Benefits

Section 36.17

The appropriations set forth in the act include certain employee salary, bonus, and benefit adjustments at the agency level, instead of placing them in a statewide reserve. At the beginning of each agency's individual Conference report section, you will find reserves for salaries and benefits displaying each agency's appropriated Compensation, Bonus, and Retirement Contribution adjustments. The Director of the Budget may reallocate funds between agencies for legislatively mandated salary increases, compensation bonuses, and employee benefits for agencies that received insufficient funds.

Any recurring funds remaining in the compensation and benefits reserves shall be used to adjust the salaries of any positions that fall below the minimum of the new salary grade assigned to those positions during the realignment of salary grades pursuant to the Office of State Human Resources' Statewide Compensation System Project. (Note: The Joint Conference Committee Report, Page L 5, Item 5, eliminates \$12 million that was in the 2015-2017 Certified Budget for FY 2016-17 for this purpose.)

To meet the obligations of Section 36.17, agencies should certify their salary and benefit adjustments within the appropriate state reserve account listed below:

Certification Statewide NCAS Accounts:

- 537202 Reserve - Compensation Bonus
- 537204 Reserve - Legislative Increase Compensation Reserve (Regular LI)
- 537205 Reserve - Statutory Step Increase Reserve
- 537206 Reserve - State Retirement System Contributions
- 537208 Reserve – State Health Plan

By August 31, 2016, each agency should submit type-11 budget revisions for the distribution of the recurring and non-recurring Retirement and the recurring Legislative Increase out of agency reserves. Please submit separate budget revisions for each type of recurring and non-recurring distribution. As a reminder, the reserves only fund increases for positions funded in full or in part by appropriations. Agencies are responsible for also budgeting the appropriate requirements and receipts to cover any positions partially

or fully funded by agency or federal receipts. Please work with your OSBM analyst if you have any questions. For distributions out of the agency retirement reserve, please use the rate information in the *Salary-Related Contributions/Employer* section of the memorandum. Agencies should use their personnel system Legislative Increase reports (BEACON for most state agencies) to determine the correct distribution of the recurring Legislative Increase reserve.

Per Session Law 2016-94, any excess agency reserve funding will be moved to a statewide budget code for possible redistribution to other agencies per Section 36.17(b) and then for the realignment of salary grades pursuant to the OSHR's Statewide Compensation System Project per Section 36.17(a). By August 31, 2016 each agency with excess recurring or nonrecurring retirement and recurring Legislative Increase appropriations should submit a type-11 budget revision to send funding to the corresponding statewide budget codes:

- 19005 – Reserve for Minimum of Market (all recurring LI and Retirement Reserves)
- 19003 – Reserve for Compensation (all non-recurring Retirement Reserves)

When returning any excess funds to statewide reserves, please remember to do separate budget revisions for recurring and non-recurring funding. The recurring budget revision will be placed in Worksheet I during the budget development process.

Information concerning distribution of the non-recurring 0.5 percent bonus and the merit-based bonus will be sent on a separate communication from OSBM and the Office of State Human Resources (OSHR).

No later than March 1, 2017, OSBM must report to the Joint Legislative Commission on Governmental Operations on the expenditure of funds for legislatively mandated salary increases, compensation bonuses, and employee benefits.

Mitigate Bonus Leave

Section 36.18

Provides that during FY 2016-2017, State agencies, departments, institutions, the North Carolina Community College System, and The University of North Carolina may offer State employees the opportunity to use or to cash in special bonus leave benefits that have accrued, but only if all of the following requirements are met:

- (1) Employee participation in the program must be voluntary.
- (2) Special leave that is liquidated for cash payment to an employee must be valued at the amount based on the employee's current annual salary rate.
- (3) Each agency shall collect and report demographic information on the employees who opt to use or cash-in special leave under the incentive program. By March 1, 2017, an interim report on the demographic information shall be submitted to the respective agency head or employing agency and to the Fiscal Research Division. The final report shall be submitted by September 1, 2017.

The Office of State Human Resources and the Office of State Budget and Management will provide additional guidance on the Mitigate Bonus Leave for the Executive Branch Agencies in a separate communication.

Delay Statewide Compensation System Project Implementation

Section 36.19A.(a)

OSHR shall not commence the implementation phase of the Statewide Compensation System Project (Project) prior to February 1, 2017. When the implementation phase commences, the Director of the Budget

may increase expenditures of receipts to the amount necessary to fund salary adjustments authorized by OSHR for receipt-supported positions that fall below the minimum of the new salary grade assigned to those positions during the realignment of salary grades pursuant to the Project.

Salary-Related Contributions/Employer

Section 36.20(a)

The General Assembly adopted revised employer contribution rates for the various components of the Retirement System for the 2016-17 fiscal year. They are as follows:

	<u>FY 2016-17</u>
Teachers and State Employees	16.12%
Law Enforcement Officers	21.12%
University Employees Optional Retirement	12.82%
Community College Optional Retirement	12.82%
Consolidated Judicial Retirement	35.06%
Legislative Retirement	23.82%

The revised rates include the cost of a one-time 1.6% cost-of-living supplement for retirees of the Teachers' and State Employees' Retirement System, the Consolidated Judicial Retirement System, and the Legislative Retirement System.

Recurring and Non-Recurring Rate Adjustments:

- State Employee Retirement System: non-recurring increase contribution rate is 0.48%; the recurring rate increase is 0.32%.
- Judicial Retirement System: non-recurring increase contribution rate is 0.93%; the recurring rate increase is 1.32%.
- Legislative Retirement System: non-recurring contribution rate is 1.17%; the recurring increase is 15.25%.

Effective July 1, 2015, the maximum annual employer contributions, payable monthly, by the State for each covered employee or retiree for the 2015-2017 fiscal biennium to the State Health Plan for Teachers and State Employees are as listed below.

	<u>FY 2015-17</u>
Medicare Eligible Employees and Retirees	\$4,251
Non-Medicare Eligible Employees and Retirees	\$5,471

Section 36.20(b)

Provides that if Director of the Budget reallocates the Reserve for Future Benefits Needs (as authorized in Section 36.24 of the act), then effective July 1, 2016, the maximum annual employer contributions, payable monthly, by the State for each covered employee or retiree for the 2016-2017 fiscal year to the State Health Plan for Teachers and State Employees would be as listed below.

	<u>Potential FY 2016-17</u>
Medicare Eligible Employees and Retirees	\$4,397
Non-Medicare Eligible Employees and Retirees	\$5,659

Additionally, if the Director of the Budget reallocates the Reserve for Future Benefits Needs (as authorized in Section 36.24 of the act), OSBM may increase the contribution rate for hospital and medical benefits from 5.60% to either 5.81%, effective July 1, 2016, or 6.02%, effective January 1, 2017, and adjust the other contribution rates accordingly.

EMERGENCY AND DISASTER FUNDING

State Emergency Response and Disaster Relief Fund

Joint Conference Committee Report, page L 5, Item 7; as amended by HB 805 (S.L. 2016-123)

Appropriates \$9.5 million for emergencies and disasters, to be spent as specified in G.S. 166A-19.42.

CAPITAL

Capital Appropriations

Sections 37.1 - 37.3

These sections outline funding for specific capital projects and related requirements.

Repairs and Renovations Reserve Changes

Sections 2.2(a) and 37.4

This section specifies the allocation of \$81.4 million for 2016-17 in funds appropriated for repairs and renovations of State buildings pursuant to G.S. 143C-4-3. The allocation formula is modified from the 2015 Appropriation Act. The allocation for FY 2016-17 provides 50% of funds to the University of North Carolina Board of Governors (UNC) for distribution to the various campuses and 50% of funds to the Office of State Budget and Management (OSBM) for distribution to the various State agencies. The following projects are to receive funding prior to allocating funds to UNC and OSBM:

- State Library and Archives and History Building Renovations (\$600,000)
- North Carolina Zoo Renovations (\$4,500,000)
- North Carolina State Capital (\$923,000)
- Western North Carolina Agricultural Center (\$3,000,000)
- Odum Village Renovation at UNC-Chapel Hill (\$750,000)
- Western Farmers Market (\$3,000,000)
- Eastern Justice Academy Dormitory Renovations (\$900,000)
- Eastern School for the Deaf Renovations (\$250,000)

The Board of Governors shall only consider the documented deficiencies at each campus pursuant to the Facilities Condition and Assessment Program and negatively weight the availability of external funds at each campus, including General Funds carried forward from one year to the next, available for repair and renovations in making allocations to campuses. UNC shall include information about the manner in which this subsection was complied with in any report submitted pursuant to G.S. 143C-4-3(d).

OSBM and UNC shall consult with, or report, to the Joint Legislative Commission on Governmental Operations, as appropriate, in accordance with G.S. 143C-4-3(d).

Changes to Allowable Uses for Repairs and Renovations Reserve Funds:

Section 37.5

This sections amends G.S. 143C-4-3(b) to add building demolition and installation of new plumbing, electrical, and heating/ventilation/air conditioning systems as allowable uses of Repair and Renovation Reserve Funds.

UNC Debt Affordability Modifications:

Section 37.6

This section amends G.S. 116D-56(b) and (c) to change dates for submission of the UNC campus and UNC System Debt Affordability Study. The individual campus submission to the UNC Board of Governors is changed from November 1 to February 1 of each year. The UNC Board of Governors

submission to the Joint Legislative Commission on Governmental Operations, Office of State Budget and Management, and Department of State Treasurer is changed from February 1 to April 1 of each year.

Enhance Oversight of Certain Capital Projects

Section 37.7

This section amends both G.S. 146 with respect to leases and G.S. 143C with respect to the Six-Year Capital Plan. The Department of Administration, which enters into leases on behalf of State Agencies, is prohibited from entering into a lease, where the State is the lessor or lessee, exceeding 30-years in length unless specifically authorized to do so by the General Assembly. For leases in which the State is the lessor, the Department of Administration is required to provide documentation that State Agencies have sufficient operating funds for any required movement of State employees or State functions. Leases are prohibited in situations where State Agencies do not have sufficient funds available for the movement of State employees/functions in addition to the ongoing provision of those functions. The following items are exempted from these requirements:

- Utility easements
- Voice Interoperability Plan for Emergency Responders (VIPER) related leases
- UNC leases to an endowment related to student housing.

This section is amended by Sec. 10.2 of H.B. 805 to authorize the lease of the Office of State Human Resources Training Center and up to 200 associated parking spaces for a term greater than 30 years, but not to exceed 99 years. Any lease(s) associated with these facilities are exempt from the Umstead Act.

The Six Year Capital Plan, as required by G.S. 143C-8-5, is amended to require the cost, including personnel and operational, for the first five years of building operations. The Director of the Budget is required to certify that all capital project requests include this operating cost information, and identify a source of funds for to cover any increase in operating costs as a result of the project. Projects that result in no increased operating costs are required to provide the previous five years of operating cost associated with the facility. In addition to the Six Year Capital Plan due each biennium, the Office of State Budget and Management must provide a preliminary Capital Improvement Plan on October 1, 2016 to the General Assembly.

OSBM will be providing separate guidance to agencies on submissions for the Capital Improvement Plan.

Limit the Ability of State Agencies or State Entities to Enter into Debt of Debt-Like Arrangements Outside of the Purview of the General Assembly.

Section 37.8

This section prohibits State Agencies from entering into State-supported financing arrangements that would obligate the State in a debt, or debt-like arrangement for capital assets over \$5 million in value unless the General Assembly has enacted legislation approving the project to be financed and approved the use of a State-supported financing arrangement.

Authorization to Seek Non-General Fund Dollars for UNC-Pembroke Business School

Section 37.9

This section authorizes UNC-Pembroke to raise an additional \$13 million in non-General Funds to support \$23 million in Connect NC Bond Funds (General Obligation Bonds authorized in S.L. 2015-280). This authorization ends in on Dec. 31, 2017; however, any funds raised up to that date may be used for the project.

cc: OSBM

Chapter 3: Enacted Legislation

- I. 2016 Session Law
- II. 2016 Resolutions

I. 2016 Session Law

Session Law	Title	Bill
Ch. SL 2016-1	2016 Contingent Congressional Plan. An act to realign the congressional districts, as recommended by the Joint Select Committee on Congressional Redistricting, to comply with the court order in Harris v. McCrory.	S2 (Special Session 1)
Ch. SL 2016-2	2016 US House of Representatives Primary. An act to revise procedures for the conduct of the 2016 primary election to comply with the court order in Harris v. McCrory.	H2 (Special Session 1)
Ch. SL 2016-3	Public Facilities Privacy & Security Act. An act to provide for single-sex multiple occupancy bathroom and changing facilities in schools and public agencies and to create statewide consistency in regulation of employment and public accommodations.	H2 (Special Session 2)
Ch. SL 2016-4	Unemployment Insurance Technical Changes. An act to make technical, administrative, and clarifying changes to the unemployment insurance laws, as recommended by the Joint Legislative Oversight Committee on Unemployment Insurance.	S725 (=H945)
Ch. SL 2016-5	Various Changes to the Revenue Laws. An act to make various changes to the revenue laws.	S729 (ID=H974)
Ch. SL 2016-6	IRC Update. An act to update the reference to the internal revenue code and to decouple from certain provisions of the Federal Protecting Americans from Tax Hikes Act of 2015.	S726 (ID=H973)
Ch. SL 2016-7	Exclude Year-Round Track-Out Program/Child Care. An act to include in the types of programs that do not constitute the provision of child care track-out programs for children who attend year-round schools.	H474
Ch. SL 2016-8	Municipal Service Districts/Statutory Changes. An act providing that (I) a municipal service district may be defined by the city council upon receipt of a petition from real property owners; (ii) a city may exclude property from a municipal service district prior to or after the creation of the district if the property does not benefit from the services, facilities, or functions of the district; (III) a municipal service district may be defined, extended, consolidated, and abolished only by ordinance; and (IV) a contract for services in a municipal service district with a private agency shall include a requirement that the agency report the identity of any subcontractors, as recommended by the LRC Committee on Municipal Service Districts.	H1023 (ID=S803)
Ch. SL 2016-9	Sunset Beach/Parking Meter Proceeds. An act amending the charter of the Town of Sunset Beach to allow the town to use proceeds from on-street parking meters in the same manner in which proceeds from off-street parking facilities are used.	H469
Ch. SL 2016-10	Chemical Analysis Reports/District Court. An act to amend procedures governing the admissibility of written chemical analysis results.	H357
Ch. SL 2016-11	Student Online Protection Act. An act to protect student online privacy.	H632 (ID=S534)
Ch. SL 2016-12	Lincolnton Airport/Davie Correctional Center An act to authorize the Lincolnton-Lincoln County Airport Authority to enter into certain contracts for a period greater than twenty-five years, to make technical corrections to the session laws related to the airport authority, and to transfer the former Davie County Correctional Center property to the Davie County Board of Commissioners.	H1037
Ch. SL 2016-13	Wilmington/Ordinance Initiative & Referendum. An act amending the charter of the City of Wilmington to allow proposed ordinances to be submitted to the city council by petition signed by electors of the city equal in number to twenty-five percent of the total number of registered voters residing within the city at the time of the last regular municipal election.	H1083 (ID=S860)
Ch. SL 2016-14	Revision of SB 612. An act to revise Senate Bill 612 that provided for the merger and consolidation of the school administrative units in Nash County and the City of Rocky Mount.	S382
Ch. SL 2016-15	Hendersonville Charter Amendments. An act amending the charter of the City of Hendersonville to allow the mayor and council members to receive compensation for their services as provided by general law.	H957

Session Law	Title	Bill
Ch. SL 2016-16	Town of Andrews/ETJ Authority. An act authorizing the Town of Andrews to exercise extraterritorial planning jurisdiction within a mile of the town's corporate limits with the approval of the Board of Commissioners of Cherokee County.	H1131
Ch. SL 2016-17	Statewide Standing Order/Opioid Antagonist. An act authorizing the State Health Director to prescribe opioid Antagonist by means of a statewide standing order, with immunity from civil and criminal liability for such action, as recommended by the Joint Legislative Oversight Committee on Health And Human Services.	S734 (ID=H1000)
Ch. SL 2016-18	Union County School Funding. An act to establish a moratorium on filing of actions by the Union County Board of Education challenging the sufficiency of local funds appropriated to the public schools by the Union County Board of Commissioners.	S881
Ch. SL 2016-19	Buncombe School Capital Fund Commission. An act to amend the Buncombe School Capital Fund Commission.	S888
Ch. SL 2016-20	Honor Our Service Animals/Sheriff Contracts. An act providing that the Catawba, Cleveland, and Gaston County Sheriff's Offices may contract for the purchase of food and food services supplies for the county's detention facility without being subject to the requirements of certain state purchase and contract laws and authorizing Cleveland, Gaston, and Yancey Counties and the municipalities in those counties to transfer retired service animals owned by the local government.	H952 (ID=S809)
Ch. SL 2016-21	Commission Membership Winston-Salem Retirement Fund. An act to enhance the participation of retiree members on the Retirement Commission of the Winston-Salem Employees Retirement Fund.	H964 (ID=S751)
Ch. SL 2016-22	Henderson County/Community College Projects. An act providing that Henderson County is authorized to construct community college buildings on the campus of Blue Ridge Community College.	H956
Ch. SL 2016-23	NC/SC Original Boundary Confirmation. An act to make legislative changes to facilitate the work of the boundary commission in confirming and reestablishing the original boundary existing between the states of North Carolina and South Carolina.	S575 (ID=H834)
Ch. SL 2016-24	Change Report - Build. & Infrastructure Commission An act to change the reporting date of the blue ribbon commission to study the building and infrastructure needs of the state, as recommended by the Blue Ribbon Commission to study the building and infrastructure needs of the state.	S748 (ID=H951)
Ch. SL 2016-25	Handicapped Parking/Veterans Plate. An act to allow partially disabled veterans to park in a handicapped parking space when displaying the partially disabled veteran special plate and to provide that medical certification and recertification requirements for handicapped parking privileges may be satisfied by a disability determination issued by the United States Department of Veteran's Affairs indicating the person is handicapped.	H256
Ch. SL 2016-26	Prevent Squatting in Foreclosed Real Property. An act to enhance criminal penalties for persons who commit a trespass to real property by reentering after removal pursuant to a valid order or by knowingly creating or presenting a false document of title or possession.	H283 (ID=S161)
Ch. SL 2016-27	Beach Bingo Licenses. An act to require a license to operate a beach bingo game, to authorize the State Bureau of Investigation to charge and collect that licensing fee, and to make it a criminal offense to violate the beach bingo licensing requirements.	H292
Ch. SL 2016-28	State Controller/Criminal Record Checks. An act authorizing criminal record checks of any current or prospective employees, volunteers, or contractors of the Office of State Controller, as recommended by the Joint Legislative Oversight Committee on General Government.	H970 (ID=S741)
Ch. SL 2016-29	Motor Fleet Clarification. An act to clarify the law governing the Central Motor Fleet, as recommended by the Joint Legislative Oversight Committee on General Government.	H971 (ID=S762)
Ch. SL 2016-30	NC Pre-K Conforming Change/Taylor's Law. An act to make conforming changes by removing obsolete references to the More at Four Program in the General Statutes, as recommended by the Joint Legislative Oversight Committee on Health And Human Services, and to rename part 6 of article 1b of chapter 130a of the General Statutes to Taylor's Law establishing the Advisory Council on Rare Diseases.	H1014 (ID=S799)

Session Law	Title	Bill
Ch. SL 2016-31	Disapprove Dental Examiners Rule. An act to disapprove the general anesthesia and sedation definitions rule and certain related rules adopted by the North Carolina Board of Dental Examiners and to direct the North Carolina Board of Dental Examiners not to enforce certain rules.	H1145
Ch. SL 2016-32	Red Cross Charter Amendments. An act amending the charter of the Town of Red Cross to authorize the town council to fill a vacancy on the council and to choose one of its members to serve as mayor pro tempore.	H989
Ch. SL 2016-33	Official State Veterans Day Parade. An act adopting the Veterans Day parade held in the Town of Warsaw as the official state Veterans Day parade.	S160
Ch. SL 2016-34	Felony Death Imp. Boating/Sheyenne's Law. An act to provide an increased penalty for impaired boating resulting in death or serious injury and to clarify the penalty for impaired boating, as recommended by the House Select Committee on Wildlife Resources.	H958
Ch. SL 2016-35	Stokes County/Local Acts - By Request. An act authorizing the Town of Walnut Cove in Stokes County to compel the termination of an irrevocable trust established by the town for the purpose of paying law enforcement special separation allowance benefits and authorizing the governing body of stokes county to adopt ordinances regulating, restricting, or prohibiting the possession or consumption of alcohol on navigable rivers in the county.	S787
Ch. SL 2016-36	Clay County Courthouse. An act exempting clay county from certain state contract laws in the renovation and restoration of the county's old courthouse building.	S795
Ch. SL 2016-37	Duplin/Sampson/Detention Contracts/Animals. An act to allow the Duplin and Sampson County Sheriff's Offices to contract for the purchase of food and food services supplies for their county's detention facility without being subject to the requirements of certain state purchase and contract laws and authorizing Duplin, Rowan, and Sampson counties and the municipalities in those counties to transfer retired service animals owned by the local government.	S831
Ch. SL 2016-38	Wake City Towns Donate Retired Service Animals. An act to allow the towns of Apex, Cary, Garner, Knightdale, Morrisville, Rolesville, Wake Forest, and Zebulon and the County of Yancey, and all of the municipalities in that county, to transfer retired service animals owned by that town to the officer or employee who had normal custody and control of the animal.	S849 (ID=H1009)
Ch. SL 2016-39	Abolish Caswell County Coroner. An act to abolish the Office of Coroner in Caswell County.	S880
Ch. SL 2016-40	Northampton County/WRC Shooting Ranges. An act to allow Wildlife Resources Commission shooting ranges in Northampton County.	S883 (ID=H1139)
Ch. SL 2016-41	New Bern Charter/Revised & Consolidated. An act to revise and consolidate the charter of the City of New Bern.	H1045
Ch. SL 2016-42	Norwood Deannexations/Annexation. An act to add and remove certain described property from the corporate limits of the Town of Norwood.	H1017
Ch. SL 2016-43	Tobaccoville Recall Elections. An act to allow the recall of officers of the Village of Tobaccoville.	H1058 (ID=S823)
Ch. SL 2016-44	Partisan Election/Transylvania Board of Education. An act to change the election method of the Transylvania County Board of Education from nonpartisan to partisan.	H1133
Ch. SL 2016-45	Spencer Mountain Charter. An act to temporarily suspend the charter of the Town of Spencer Mountain.	H1143
Ch. SL 2016-46	Abolish Brunswick County Coroner. An act to abolish the Office of Coroner in Brunswick County.	S215
Ch. SL 2016-47	Fayetteville Charter/PWC Changes. An act amending the charter of the City of Fayetteville to make changes related to the membership and operation of the Public Works Commission.	H392
Ch. SL 2016-48	Maxton Deannex/Siler City Satellite Annex. An act to remove certain described property from the corporate limits of the Town of Maxton and to remove certain restrictions on satellite annexations for the Town of Siler City.	H1022
Ch. SL 2016-49	Glen Alpine Deannexation. An act to remove certain described property from the corporate limits of the Town of Glen Alpine.	H1132 (ID=S882)

Session Law	Title	Bill
Ch. SL 2016-50	Facility Penalty & Remedy/Electronic Supervise. An act to amend penalties and remedies for facilities licensed to care for the mentally ill, developmentally disabled, or substance abusers and for adult care home facilities and to remove the sunset for the pilot program to study the use of electronic supervision devices in certain facilities.	H667
Ch. SL 2016-51	Modify Definition of Firefighter. An act to amend article 84 of chapter 58 of the General Statutes to make a technical correction to the definition of firefighter to include firefighters employed by county fire marshal offices, to clarify the authority of local boards of trustees to pay expenses of local firefighters' relief funds, to update the appointment procedures for local firefighters' relief fund boards of trustees, to change the name of the North Carolina State Firemen's Association to the North Carolina State Firefighters' Association, and to clarify that fire alarms that are unintentional and result in no damage are not considered when calculating minimum response requirements for initial rating or classification under G.S. 58 36 10(3).	H19 (ID=S37)
Ch. SL 2016-52	Conform Full-payment Check Law to UCC. An act to conform to the comparable provision of the uniform commercial code this state's law on accord and satisfaction of a disputed debt through the tendering of a negotiable instrument as full payment of the debt, as recommended by the General Statutes Commission.	S807 (ID=H1060)
Ch. SL 2016-53	Fiduciary Access to Digital Assets. An act to enact the revised uniform fiduciary access to digital assets act and make conforming amendments to the General Statutes, as recommended by the General Statutes Commission.	S805 (ID=H1062)
Ch. SL 2016-54	Regional Transportation Authority Revisions. An act to adjust the composition of the board of trustees of regional transportation authorities, to provide that all members of the board of trustees shall be voting members, to authorize regional transportation authorities to hire a chief administrative officer, and to clarify the voting process by members of the Board of Trustees of Regional Transportation Authorities.	H464
Ch. SL 2016-55	Treasurer's 2016 Investment Administrative Changes. An act to enact the Treasurer's 2016 Investment and Administrative Changes Act.	H1137
Ch. SL 2016-56	Retirement Technical Corrections Act of 2016. An act to enact the Retirement Technical Corrections Act of 2016.	H1011 (ID=S886)
Ch. SL 2016-57	Students Know Before You Go & Central Residence An act to provide accurate and complete data to students on postsecondary student completion, graduation, and earnings outcomes at North Carolina postsecondary institutions and to provide for a coordinated and centralized residency determination process.	S536
Ch. SL 2016-58	Change Orders on School Construction Projects. An act to amend the law regarding change orders on school construction projects.	S330
Ch. SL 2016-59	Certificate of Title/Manufactured Home Changes. An act to clarify the renewal, release, and cancellation process for security interests on a certificate of title for a manufactured home and to clarify the calculation of the cost of the undertaking for the installation of a manufactured home.	H870
Ch. SL 2016-60	Unauthorized Practice of Law Changes. An act to further define the term "practice law" for the purpose of protecting members of the public from harm resulting from the unauthorized practice of law by a person who is not a trained and licensed attorney.	H436
Ch. SL 2016-61	Appraiser Compensation/Judge Perform Marriage. An act to require appraisal management companies to compensate appraisers in compliance with federal law and to allow federal appellate judges to perform marriage ceremonies.	S600
Ch. SL 2016-62	Marvin and Asheboro/Deannexation. An act removing certain described property from the corporate limits of the Village of Marvin and the City of Asheboro.	S774
Ch. SL 2016-63	Town of Bakersville/Town of Clyde/Deannex. An act removing certain described property from the corporate limits of the Town of Bakersville and from the corporate limits of the Town of Clyde.	S852
Ch. SL 2016-64	Red Light Cameras/City of Greenville. An act to make changes to the law governing red light cameras in the City of Greenville.	H1126 (ID=S877)
Ch. SL 2016-65	Wilson County Occupancy Tax Modification. An act to increase the authorization for Wilson County to levy an occupancy tax.	S50

Session Law	Title	Bill
Ch. SL 2016-66	Columbia Elections/Hope Mills Quick Take. An act to amend the charter of the Town of Columbia to extend the term of office for the mayor and clarify that the members of the Board of Aldermen serve four-year staggered terms and to authorize the Town of Hope Mills to take immediate possession of real property condemned by the town for recreational purposes in connection with the Hope Mills Lake and Hope Mills Lake Dam Project.	S132
Ch. SL 2016-67	Town of Rolesville/Annexation. An act adding certain described property to the corporate limits of the Town of Rolesville.	S739
Ch. SL 2016-68	Cary Charter Amendments. An act amending the charter of the Town of Cary to delegate to the town manager the authority to grant utility easements, agreements, and other similar interests in real property over town owned property and authorizing the town to sell, exchange, or otherwise transfer real property subject to restrictions.	S848 (ID=H1053)
Ch. SL 2016-69	Elections Every Four Years/Town of Marietta. An act to allow the Town of Marietta to hold municipal elections every four years.	S890
Ch. SL 2016-70	2016 Appointments Bill. An act to appoint persons to various public offices upon the recommendations of the President Pro Tempore of the Senate, the Speaker of the House of Representatives, and the Majority Leader of the Senate, and to make technical changes.	S898
Ch. SL 2016-71	Medicaid Waiver Protections/Military Families. An act to protect access to Medicaid Waivers by dependents of members of the Armed Forces.	H842
Ch. SL 2016-72	Enact Uniform Law on Adult Guardianship. An act enacting the Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act of 2016.	H817
Ch. SL 2016-73	Amend Innocence Commission Statutes. An act to make various amendments to the laws regarding the Innocence Commission.	H678
Ch. SL 2016-74	MV Dealer Documents Retention/Inspection/Format. An act to modify the requirements for motor vehicle dealer records retention, availability for inspection by the Division of Motor Vehicles, and format.	H594
Ch. SL 2016-75	Drivers License Designation/American Indian. An act to direct the Division of Motor Vehicles to use a certain designation on drivers licenses when listing the race of an applicant who is American Indian.	H523
Ch. SL 2016-76	Modify PUV Exceptions to Disqualification. An act to modify when the lien for deferred taxes on land eligible for present use value classification is extinguished in order to promote sales for land conservation uses and to allow a taxpayer to contest a denial of a claim for refund which the department of revenue determines to be outside the statute of limitations.	H533
Ch. SL 2016-77	Justice Reinvestment Act Changes. An act to amend provisions of the Justice Reinvestment Act.	H253
Ch. SL 2016-78	Amend Insurance Laws. An act to enhance and improve consumer protections and transparency related to motor vehicle maintenance and repairs, long term care insurance, and consent to rate; to study volunteer firefighter recruitment and retention efforts; to increase the criminal penalty for large scale fraud committed by an insurance fiduciary and strengthen commercial auto rate evasion reform; to make various technical and policy changes to North Carolina's captive insurance law provisions; to enable the establishment of a state based private flood insurance market; to enable insurers to receive restitution from convicted defendants; to exempt certain accountable care organizations from department regulation; and to make other amendments to insurance laws, as recommended by the department.	H287
Ch. SL 2016-79	Various Charter School Law Changes. An act to waive the fee for a special identification card issued to a person with a developmental disability.	H242
Ch. SL 2016-80	ID Card Fee Waiver/Disability. An act to waive the fee for a special identification card issued to a person with a developmental disability.	H1033
Ch. SL 2016-81	NC Money Transmitters Act.-AB An act to enact the North Carolina Money Transmitters Act as requested by the Office of the North Carolina Commissioner of Banks.	H289 (ID=S680)
Ch. SL 2016-82	Retirement Creditable Service Charter Schools. An act to modify the ability of a member of the Teachers' and State Employees' Retirement System to purchase credit for employment in a charter school operated by a private nonprofit corporation and to require cost estimates for statutory changes to service purchase provisions.	H960

Session Law	Title	Bill
Ch. SL 2016-83	NC Cemetery Act Changes. An act to modify the minimum acreage requirements in certain tracts of land used as cemeteries.	H567
Ch. SL 2016-84	LGC/Training for Local Gov't Finance Officers. An act authorizing the Local Government Commission to require basic financial training for finance officers of certain local governments and public authorities.	H1035
Ch. SL 2016-85	State IT Contracts/Contractor Liability. An act setting the limits of contractor liability under state information technology procurement contracts.	S792 (ID=H1036)
Ch. SL 2016-86	Uniform Recording Fees - Register of Deeds. An act to adjust the uniform fee for recording deeds of trust with the Register of Deeds in order to comply with closing disclosure requirements established by the Federal Truth in Lending and Real Estate Settlement Procedures Acts.	S19 (ID=H41)
Ch. SL 2016-87	Law Enforcement Omnibus Bill. An act to create a public service alert system to aid in the apprehension of suspects who kill or inflict serious bodily injury on a law enforcement officer; to provide that the head or chief of a law enforcement agency may designate a person to submit a written request for a deadly weapon to be turned over to a law enforcement agency; to amend the silver alert system to expand the class of citizens it protects; to prevent motor carriers from avoiding civil penalties owed to the state by transferring title prior to payment; to make minor changes to the definition of emergency in the North Carolina Emergency Management Act; to provide that the Samarcand Training Academy is specifically exempted from the Umstead Act; and to create an exception to the length of service requirements for forensic scientists to become career state employees.	H1044
Ch. SL 2016-88	Law Enforcement Recordings/No Public Record. An act to provide that recordings made by law enforcement agencies are not public records, to establish whether, to whom, and what portions of a recording may be disclosed or a copy released, to establish the procedure for contesting a refusal to disclose a recording or to obtain a copy of a recording, to direct state or local law enforcement agencies to provide, upon request, access to a method to view and analyze recordings to the state bureau of investigation and the North Carolina State Crime Laboratory, to authorize governmental and nongovernmental organizations to establish and operate hypodermic syringe and needle exchange programs, and to offer limited immunity to employees, volunteers, and participants of authorized hypodermic syringe and needle exchange programs.	H972
Ch. SL 2016-89	Transfer of Davie County Correctional Center. An act to transfer the former Davie County Correctional Center property to the Davie County Board of Commissioners.	H984
Ch. SL 2016-90	DOT Proposed Legislative Changes. An act to make various changes to the transportation laws of the state, as recommended by the Joint Legislative Transportation Oversight Committee.	H959 (ID=S723)
Ch. SL 2016-91	Recall Retired Business Court Judge. An act to amend chapter 7a of the General Statutes to authorize a retired business court judge to be recalled to serve as a senior business court judge.	H136
Ch. SL 2016-92	Rev Laws Technical, Clarifying, & Administration Changes An act to provide further regulatory relief to the agricultural community.	S803 (ID=H1023)
Ch. SL 2016-93	Amend Industrial Hemp Program. An act to modify the Industrial Hemp Research program by clarifying the definition of research purposes and the responsibilities of licensees, creating civil and criminal penalties for violations of the Industrial Hemp Program, and granting rule making authority to the Industrial Hemp Commission.	H992 (ID=S771)
Ch. SL 2016-94	2016 Appropriations Act. An act to modify the current operations and capital improvements Appropriations Act of 2015 and to make other changes in the budget operations of the state.	H1030
Ch. SL 2016-95	Drinking Water Protection/Coal Ash Cleanup Act. An act to (1) require a coal combustion residuals impoundment owner to provide permanent alternative water supplies for residents in areas surrounding coal combustion residuals surface impoundments; (2) repeal statutory provisions related to the Coal Ash Management Commission; (3) modify the closure requirements for coal combustion residuals surface impoundments under the Coal Ash Management Act of 2014; and (4) modify appointments to the Mining Commission and the Oil and Gas Commission.	H630
Ch. SL 2016-96	Designate State CIO as Secretary of Dept. An act to provide that the State Chief Information Officer may also be referred to as Secretary of the Department of Information Technology.	S814 (ID=H1041)

Session Law	Title	Bill
Ch. SL 2016-97	UNC Self-Liquidating Projects. An act to authorize the acquisition or 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.	S872
Ch. SL 2016-98	Vacation Rentals/Orange County Jail Construction. An act to amend the vacation rental act to clarify the role of real estate brokers in transactions between landlords and tenants, to protect members of the armed forces by allowing termination of rental agreements upon transfer or redeployment, to clarify the procedure for awarding and collecting certain court fees in eviction proceedings, and to allow amendments to a lease of real property to Orange County to facilitate jail construction.	H151
Ch. SL 2016-99	Restore State Claim for Wrongful Discharge. An act to restore the state tort claim for wrongful discharge.	H169
Ch. SL 2016-100	Assumed Bus. Name/IC Contempt/Parks. An act to modernize the law governing the use of assumed business names and to make related conforming and technical amendments, as recommended by the General Statutes Commission; to clarify how the Industrial Commission refers matters of indirect criminal contempt to the District Court; to remove certain property from the state nature and historic preserve; and to authorize the deletion of various properties from the state parks system.	S124
Ch. SL 2016-101	Raleigh Apodaca Service Dog Retirement Act. An act to authorize ownership of service animals owned by the state or a unit of local government to be transferred to the service animal's handler or other specified persons upon the service animal's retirement from public service.	H550
Ch. SL 2016-102	Amend Sex Offender Certain Premises. An act to amend the law regarding sex offenders on certain premises to address the ruling in Doe v. Cooper.	H1021
Ch. SL 2016-103	Fund Small Business/DOR Rulings/City Right of Way. An act to enact the North Carolina providing Access to Capital for Entrepreneurs and Small Business Act, to provide public disclosure of written determinations made by the Department of Revenue, and to prohibit cities from charging fees for utility use of right of way.	S481
Ch. SL 2016-104	State Health Plan/Administration Changes/Local Governments An act to make administrative changes to the state health plan for teachers and state employees statutes; to increase the number of local governments able to participate in the state health plan; and to make changes to state health plan premiums paid by local government employees.	S865
Ch. SL 2016-105	PE Licensure/Allow School Maintenance Plumbers. An act to clarify the requirements for initial licensure as a professional engineer and to allow North Carolina public schools to reduce costs by allowing the employment of licensed school maintenance plumbers.	H742
Ch. SL 2016-106	Charter School in State Health Plan. An act to authorize Longleaf School of the Arts to elect to participate in the State Health Plan for Teachers and State Employees.	S815
Ch. SL 2016-107	Amend Bail Bond/Collection Agency/Criminal Mediation Laws. An act to make various amendments to the bail bond, collection agency, and criminal mediation laws.	S508
Ch. SL 2016-108	Retirement Amendments. An act to honor Captain Bradley Long and all future firefighters and rescue squad workers killed in the line of duty by amending the NC firefighters' and rescue squad workers' pension fund to provide a survivorship benefit for members killed in the line of duty; to consolidate public records laws relating to retirement; and to make other retirement and administrative changes.	S886 (ID=H1011)
Ch. SL 2016-109	Elections Omnibus Revisions. An act to create consistency in the time provided to complete election canvasses; to require the attorney general to defend local acts against facial challenges; to provide for ballot ordering of candidates for judge of the Court of Appeals; to require explanatory captions for constitutional amendments on ballots; to authorize the Joint Legislative Elections Oversight Committee to study municipal elections in even numbered years; to update the filing period for elections in the city of Reidsville; and to provide for participation in the census redistricting data program and for return of election data.	S667 (ID=H361)
Ch. SL 2016-110	Achievement School District. An act to establish the Achievement School District.	H1080
Ch. SL 2016-111	Land-Use Regulatory Changes. An act to make changes to the land use regulatory laws of the state.	H483

Session Law	Title	Bill
Ch. SL 2016-112	Report No. Veterans Filing Tax Returns. An act to require the Secretary of Revenue to compile information about the number of veterans filing tax returns in North Carolina annually and provide this information to the Department of Military and Veterans affairs.	S105
Ch. SL 2016-113	NC Farm Act of 2016. An act to provide further regulatory relief to the agricultural community.	S770 (ID=H993)
Ch. SL 2016-114	LLC Clarifications & Emp. Invention Ownership. An act to make technical and clarifying changes to the Limited Liability Company Act and to further define an employer's and employee's rights to inventions invented by the employee.	S482
Ch. SL 2016-115	Prohibit Unlawful Custody Transfer of Child. An act to prohibit the unlawful transfer of custody of a minor child and to make conforming statutory changes.	H424
Ch. SL 2016-116	School System Authority Re: Legal Proceedings. An act to modify the authority of school systems with regard to legal proceedings and investigations and to direct the Program Evaluation Division to study the process of resolving education funding disputes between local boards of education and boards of county commissioners.	H561
Ch. SL 2016-117	Amend Various Licensing Board Laws/Fees. An act to amend laws and fees pertaining to various occupational licensing boards.	H728
Ch. SL 2016-118	Natural Gas Economic Development Infrastructure. An act to provide recovery of capital-related costs incurred by a natural gas utility for constructing natural gas infrastructure for a large manufacturing employer.	S673 (ID=H800)
Ch. SL 2016-119	State-Owned Real Property Management/PED. An act to require the Department of Administration to actively manage the state's portfolio of real property; to require measurement of the current utilization of state-owned facilities; to ensure the accuracy of the real property inventories maintained by the Department of Administration; and to ensure that the use of state-owned space is maximized before leases are entered into or renewed, as recommended by the Program Evaluation Division of the General Assembly.	S747 (ID=H975)
Ch. SL 2016-120	LPA Commission Contractor Rate Revision & Study. An act to include per transaction rates paid to license plate agency commission contractors within the quadrennial adjustment made by the Division of Motor Vehicles, to specify that processing an inspection stop is a separate transaction for which compensation shall be paid, and to require the Division of Motor Vehicles to study the procedure for processing inspection stops.	S791
Ch. SL 2016-121	Medicaid Transformation Modifications. An act to require further reporting from the Department of Health and Human Services related to transformation of the Medicaid and NC Health Choice Programs and to modify certain provisions of the Medicaid Transformation Legislation.	S838 (ID=H968)
Ch. SL 2016-122	Local Governments/Buildings/Structures/Inspections. An act revising the conditions under which counties and cities may inspect buildings or structures.	S326
Ch. SL 2016-123	Measurability Assessments/Budget Technical Corrections. An act to provide for measurability assessments of state programs; to provide for certain county services on the trust lands of the Eastern Band of the Cherokee Indians; and to make technical, clarifying, and other modifications to the Current Operations and Capital Improvements Appropriations Act of 2016.	H805

II. 2016 Resolutions

Session Law	Title	Bill
Ch. Res 2016-1	Adjourn 2016 Extra Session. A joint resolution providing for adjournment sine die of the 2016 extra session.	H2 (Special Session 1)
Ch. Res 2016-2	Adjourn 2016 Second Extra Session. A joint resolution providing for adjournment sine die of the 2016 second extra session.	H3 (Special Session 2)
Ch. Res 2016-3	Confirm State Controller. A joint resolution to confirm the Governor's reappointment of Dr. Linda Morrison Combs to the Office of State Controller.	H942
Ch. Res 2016-4	Confirm Robert Schurmeier/SBI Director. A joint resolution confirming the appointment of Robert L. Schurmeier, Jr., as Director of the State Bureau of Investigation.	H982
Ch. Res 2016-5	Confirm Lyons Gray/Utilities Commission. A joint resolution providing for the confirmation of the appointment of Lyons Gray to the Utilities Commission.	S749
Ch. Res 2016-6	Confirm Chris Loutit/Industrial Commission. A joint resolution to confirm the appointment of Christopher Loutit to the North Carolina Industrial Commission.	S750
Ch. Res 2016-7	Honor Former Senator Parmon. A joint resolution honoring the life and memory of Earline W. Parmon, former member of the General Assembly.	S853 (=H1120)
Ch. Res 2016-8	Observance of Memorial Day. A joint resolution honoring our service members during the observance of Memorial Day.	H1141
Ch. Res 2016-9	Confirm Commissioner of Banks. A joint resolution confirming the Governor's reappointment of Raymond E. Grace to the Office of Commissioner of Banks.	H1018
Ch. Res 2016-10	Honor Lindsay C. Warren, Jr., Former Member. A joint resolution honoring the life and memory of Lindsay Carter Warren, Jr., former member of the General Assembly.	S891
Ch. Res 2016-11	Honor John H. Kerr, III, Former Member. A joint resolution honoring the life and memory of John Hosea Kerr, III, former member of the General Assembly.	S892
Ch. Res 2016-12	Honor Henson P. Barnes, Former Member. A joint resolution honoring the life and memory of Henson Perry Moore Barnes, former President Pro Tempore of the Senate.	S893
Ch. Res 2016-13	Confirm Gregory McGuire/Special SC Judge. A joint resolution providing for the confirmation of Gregory McGuire as a Special Superior Court Judge.	H977
Ch. Res 2016-14	Confirm Charles Viser/Special SC Judge. A joint resolution providing for the confirmation of Charles M. Viser as a Special Superior Court Judge.	H979
Ch. Res 2016-15	Confirm Mike Robinson/Special SC Judge. A joint resolution providing for the confirmation of Michael Robinson as a Special Superior Court Judge.	H981
Ch. Res 2016-16	Bill Daughtridge/Industrial Commission. A joint resolution confirming the appointment of William "Bill" Daughtridge, Jr., to the North Carolina Industrial Commission.	H978
Ch. Res 2016-17	Linda Cheatham/Industrial Commission. A joint resolution confirming the appointment of Linda Cheatham to the North Carolina Industrial Commission.	H980
Ch. Res 2016-18	Honor Harris Blake, Former Senator. A joint resolution honoring the life and memory of Harris Blake, former member of the General Assembly.	S718
Ch. Res 2016-19	Confirm Fred Steen/Board of Review. A joint resolution providing for confirmation of Fred Steen to the Board of Review.	H1149
Ch. Res 2016-20	Honor John Jordan, Jr., Former Member. A joint resolution honoring the life and memory of John Richard Jordan, Jr., former member of the General Assembly.	S894

Session Law	Title	Bill
Ch. Res 2016-21	SBE Confirmations. A joint resolution providing for a joint session of the General Assembly to act on a joint resolution providing for confirmation of the appointments by the Governor of new members to the State Board of Education.	S387
Ch. Res 2016-22	SBE Confirmation. A joint resolution providing for confirmation of appointment by the Governor of James Todd Chasteen and Amy Bannister White to the State Board of Education.	S902
Ch. Res 2016-23	Adjourn. A joint resolution providing for adjournment sine die of the 2015 regular session of the General Assembly.	S903

Chapter 4:
Proposed Legislation
(Did Not Pass)

- I. Proposed Budgetary Items Related to DPS
- II. Proposed Budgetary Provisions Related to DPS
- III. Proposed Items Related to DPS
- IV. All Proposed Legislation Related to DPS

I. Proposed Budgetary Items Related to the Department of Public Safety

Items Proposed that differ from Final Budget		Governor	House	Senate	Final
Reinvest Savings from Lower Fuel Costs to Fund Core Public Safety Needs					
Adjusts Highway Patrol budget by \$4.1 million due to lower fuel costs and redirects those funds to core operating needs to establish recurring budgets and replacement schedules for mobile and hand-held radios at \$1.8 million, in-car computers at \$1.3 million, tasers at \$780,000 and safety equipment and safety supplies for Basic Schools at \$220,000.	16/17 R	Yes \$0	No \$0	No \$0	No \$0
	16/17 NR	\$0	\$0	\$0	\$0
	16/17 POS	0	0	0	0
Improve State Highway Patrol Telecommunications Capacity					
Funds eight non-sworn telecommunicator positions to improve response to increased call volume due to the state's population growth.	16/17 R	Yes \$426,126	No \$0	No \$0	No \$0
	16/17 NR	\$0	\$0	\$0	\$0
	16/17 POS	8	0	0	0
Safeguard Law Enforcement Communication					
Safeguards law enforcement communications by replacing the monitoring system for the Voice Interoperability Plan for Emergency Responders (VIPER) network to allow for real-time detection of system malfunction.	16/17 R	Yes \$0	No \$0	No \$0	No \$0
	16/17 NR	\$1,300,000	\$0	\$0	\$0
	16/17 POS	0	0	0	0
Detect and Prevent Prisoner Access to Cell Phones					
Enhances prison security and public safety through the use of technology to secure cell phone access inside prison facilities. Funding to implement this technology at two prisons is included in the 2015-17 biennial budget, and this recommendation will support system implementation at two additional prisons.	16/17 R	Yes \$600,000	No \$0	No \$0	No \$0
	16/17 NR	\$4,000,000	\$0	\$0	\$0
	16/17 POS	0	0	0	0
State Bureau of Investigation - ALE Radio					
Provides funds to replace Alcohol Law Enforcement's outdated radios. The revised net appropriation for the State Bureau of Investigation is \$41,146,418 in FY 2016-17.	16/17 R	No \$0	Yes \$0	No \$0	No \$0
	16/17 NR	\$0	\$350,000	\$0	\$0
	16/17 POS	0	0	0	0
Promote Safer Schools					
Provides nonrecurring funds to deploy a student anonymous tip reporting application (SPK UP NC) statewide, and to complete development of mandated school risk management plans. Invests recurring funds for four positions in Emergency Management - two IT positions to maintain the applications required by the School Risk and Response Management System and two community planners to provide support and technical assistance to schools in planning and executing required school safety drills and exercises. Additionally, this recommendation includes operating funds for the Center for Safer Schools and ongoing maintenance costs for the school safety applications.	16/17 R	Yes \$1,287,156	Partly \$0	Partly \$0	No \$0
	16/17 NR	\$153,633	\$187,070	\$0	\$0
	16/17 POS	4	0	0	0

II. Proposed Budgetary Provisions Related to the Department of Public Safety

Proposed Budget Provision	Governor	House	Senate	Final
STATEWIDE MISDEMEANANT CONFINEMENT FUND	Yes	No	No	No
G.S. 148-10.4 is amended by adding a new section to read:“(5) Reimbursements to counties pursuant to Article IX, Section 7(a) of the North Carolina Constitution. The Office of State Budget and Management shall calculate the amount each county sent to the Fund from July 1, 2011 to September 18, 2015 as a result of the \$50.00 improper equipment fee established by S.L. 2011-145 s. 31.26(c). After calculating the amounts, and beginning on July 1, 2016, the Office of State Budget and Management may reimburse each county its respective amount from the Fund.”	H1140 6.11.			
IMPLEMENTATION OF MENTALHEALTH AND SUBSTANCE USE TASK FORCE RECOMMENDATIONS	Yes	No	No	No
Whereas the Governor’s Task Force on Mental Health and Substance Use was established through Executive Order No. 76 with the purpose of submitting findings and strategic recommendations to the Governor for improving the lives of North Carolina children and adults with mental illness and substance use disorders and their families; the Governor and the General Assembly support the implementation of key recommendations that have been made by this Task Force as follows: SECTION 12F.6.(b) The sum of thirty million dollars (\$30,000,000) is appropriated to the Department of Health and Human Services, Division of Mental Health, Developmental Disabilities and Substance Abuse Services to address (1) Emergency housing for adults diagnosed with a primary substance use disorder or serious mental illness who are transitioning out of emergency departments, correctional facilities or institutions. (2) Improved connections for individuals with mental health and substance use issues by funding more proactive, regular and often face-to-face contact and support through case management services. This case management model for adults will work closely with individuals during transition periods to create personalized plans and prevent hospitalization or interactions with the justice system. For children, this type of case management will focus on those in foster care, the juvenile justice system, and children with intellectual and developmental disabilities. (3) The State’s heroin and prescription drug use epidemic by increasing access of individuals and families to publicly supported Medication Assisted Treatment (MAT) through the identification and implementation of comprehensive strategies to improve access, quality, safety, and effectiveness in intervention, treatment, and recovery services, and implementation of the NC Strategic Plan to Reduce Prescription Drug Abuse. (4) Individuals entering the justice system whose needs are better addressed through treatment by supporting therapeutic courts (mental health, substance use disorder recovery, veteran courts) and assure sustained funding of these courts and their associated treatment. Further support for diversion from criminal justice is provided through the LEAD program which is a pre-booking jail diversion program that trains law enforcement officers to divert low level drug offenders to services and treatment, rather than jail. The Administrative Office of the Courts shall conduct or contract for a study to develop the most effective program model, develop criteria and standards, and identify appropriate judicial districts of establishing new specialty courts leveraging existing resources for such courts currently operating.	H1140 12F.6.			
STATEWIDE STRATEGIC PLAN	Yes	No	No	No
There is hereby created the Prescription Drug Abuse Advisory Committee, to be housed in and staffed by the Department of Health and Human Services (DHHS). The Committee shall develop and, through its members, implement a statewide strategic plan to combat the problem of prescription drug abuse. The Committee shall include representatives from the following, as well as any other persons designated by the Secretary of Health and Human Services: (12)The Department of Public Safety (DPS), Division of Adult Correction After developing the strategic plan, the Committee shall be the State’s steering committee to monitor achievement of strategic objectives and receive regular reports on progress made toward reducing prescription drug abuse in North Carolina.	H1140 12F.16.			
TRANSFER FUNDS TO DPS FOR VETERANS LIFE CENTER	No	Yes	No	Partly
The House appropriated in the 2016-2017 fiscal year to the Department of Commerce for rural economic development grants, the sum of one million dollars (\$1,000,000) shall be transferred to the Department of Public Safety and shall be used to provide nonrecurring funding for program development and implementation of the Veterans Life Center. The final budget included no provisions but did include \$500,000 of nonrecurring pass-through appropriations.		H1030V3 15.3		Money Report PS 8
LAW ENFORCEMENT CERTIFICATION AND TRAINING CLARIFICATIONS	No	Yes	Partly	Partly
The House Verison would have allowed the State Highway Patrol to conduct specialized instructor training. A portion of this section was passed in the final budget which clarified certain law enforcement certification and training requirements.		H1030V3 18.2.	H1030V5 18.2	H1030V6 18.2



Proposed Budget Provision	Governor	House	Senate	Final
<p>AUTHORIZE THE NC GEODETIC SURVEY TO RATIFY RESULTS OF REQUESTED COUNTY BOUNDARY RE-SURVEYS</p> <p>G.S. 153A-18 reads as rewritten: "(a) If two or more counties are uncertain as to the exact location of the boundary between them, the North Carolina Geodetic Survey (NCGS) on a cooperative basis shall assist counties in defining and monumenting the location of the uncertain or disputed boundary as established in accordance with law. Upon receiving written request from all counties adjacent to the uncertain or disputed boundary, they may cause the boundary to be surveyed, marked, and mapped. The counties may appoint special commissioners to supervise the surveying, marking, and mapping. A commissioner so appointed or a person surveying or marking the boundary may enter upon private property to view and survey the boundary or to erect boundary markers. Upon ratification of the survey by the board of commissioners of each county, a map showing the surveyed boundary shall be recorded in the office of the register of deeds of each county in the manner provided by law for the recordation of maps or plats and in the Secretary of State's office. The map shall contain a reference to the date of each resolution of ratification and to the page in the minutes of each board of commissioners where the resolution may be found. Upon recordation, the map is conclusive as to the location of the boundary. Upon reestablishing all, or some portion, of a county boundary, and if after NCGS submits the results of the survey to the requesting counties, and the requesting counties have not ratified the reestablished boundary within one year of receiving the (map) survey plat denoting the location of the reestablished boundary, the survey plat will become conclusive as to the location of the boundary and will be recorded in the Register of Deeds in each affected county and in the Secretary of State's office. (1) As used in this subsection an "affected party" means: (a) The governing body of an county that the reestablished boundary denotes the extent of their jurisdiction. (c) two or more counties may establish the boundary between them pursuant to subsection (a), above, those boundaries defined by natural monuments such as rivers, streams and ridgeline by the use of base maps prepared from orthophotography may be used if said natural monuments are visible, which base maps show the monuments of the United States Geological Survey and North Carolina State Plane Coordinate System established pursuant to Chapter 102 of the General Statutes. The Orthophotography shall be prepared in compliance with the states adopted orthophotography standard. Upon ratification of the location of the boundary determined from orthophotography by the board of commissioners of each county, the map showing the boundary and the monuments of the United States Geological Survey and North Carolina State Plane Coordinate System shall be recorded in the Office of the Register of Deeds of each county and in the Secretary of State's office. The map shall contain a reference to the date of each resolution of ratification and to the page in the minutes of each board of commissioners where the resolution may be found. Upon recordation, the map is conclusive as to the location of the boundary."</p>	Yes	No	No	No
	H1140 17.A.1			
<p>TRANSFER POSITIONS TO DEPARTMENT OF MILITARY AND VETERANS AFFAIRS</p> <p>Within the funds appropriated for the Department of Public Safety, four positions shall be transferred to support the operations of the Department of Military and Veterans Affairs. Three positions with salary and benefits totaling two hundred ninety-nine thousand two hundred forty-four dollars (\$299,244) shall be transferred to the Department of Military and Veterans Affairs. One Budget Manager position with salary and benefits of ninety-one thousand five hundred fifty dollars (\$91,550) shall be transferred to the Department of Administration for support provided to the Department of Military and Veterans Affairs. This transfer shall be reflected in the 2017-2019 Base Budget as a permanent transfer of appropriation.</p>	Yes	No	No	No
	H1140 19.1			
<p>CRIMINAL HISTORY RECORD CHECKS FOR CERTAIN MEDICAID AND HEALTH CHOICE PROVIDERS</p> <p>Requires that the Department of Health and Human Services provide criminal history record checks for certain providers through the North Carolina State Bureau of Investigation.</p>	Yes	No	No	No
	H1140 12H.6.			

III. Proposed Items Related to DPS

Proposed Item	Vehicle
<p>Reserve Troopers Statute</p> <p>Would authorize the State Highway Patrol (Including State Capitol Police) to appoint retired members as volunteer reserve officers and those reserve officers would be eligible to receive workers' compensation benefits for injuries incurred while performing assigned duties.</p>	H1044V1 2&10
<p>Expand Authority of Investigative Grand Jury</p> <p>Would have expanded the crimes for which an investigative grand jury can be convened to include violations involving: bribery, obstructing justice, buying and selling of public offices, failing to discharge duties, and public officers and employees benefitting from public contracts.</p>	H1044V3 9.5
<p>Kelsey Smith Act - Pin Registry</p> <p>Would provide for warrantless access by law enforcement to telecommunications device location information under certain circumstances.</p>	H804 All
<p>Reserve SBI Agent Statute</p> <p>Would authorize the Director of the State Bureau of Investigation (SBI) to appoint volunteer reserve agents and those reserve agents would be eligible to receive workers compensation benefits for injuries incurred while performing assigned duties. And would clarify the ALE reserve statute.</p>	H1044V1 6 & 7
<p>Private Protective Services Act Changes</p> <p>Would make various changes to the Private Protective Services Board ("PPS Board") and Alarm Systems Licensing Board including the following: Authorize the PPS Board and the Alarm Systems Licensing Board to acquire, rent, or otherwise deal with real property with the approval of the Governor and the Council of State. Authorize the PPS Board and the Secretary of Public Safety to investigate activities by persons who are not licensed under Chapter 74C and to issue cease and desist letters. Modify the time within which a business entity licensed by the PPS Board must replace its qualifying agent after the agent's departure. Require certain organizations employing an armed guard to be licensed by the PPS Board. The bill was referred to House Finance because it authorizes two new late fees of up to \$100.00 for the following: A business entity licensee's failure to replace the qualifying agent within the time required. An applicant's failure to make required payments within 90 days of being notified of pending licensure approval.</p>	H299 All
<p>Enhance School Safety</p> <p>Clarify by amending and further defining G.S. 115C-47(40), to adopt School Risk Management Plans, School Safety Exercises further defined, and Anonymous tip line language changes to require LEA's to participate and date of implementation extended.</p>	H1140 17B.1
<p>Transfer positions to Department of Military and Veterans Affairs</p> <p>Within the funds appropriated for the Department of Public Safety, four positions shall be transferred to support the operations of the Department of Military and Veterans Affairs. Three positions with salary and benefits totaling two hundred ninety-nine thousand two hundred forty-four dollars (\$299,244) shall be transferred to the Department of Military and Veterans Affairs. One Budget Manager Position with salary and benefits of ninety-one thousand five hundred fifty dollars (\$91,550) shall be transferred to the Department of Administration for support provided to the Department of Military and Veterans Affairs. This transfer shall be reflected in the 2017-2019 Base Budget as a permanent transfer of appropriation.</p>	H1140 19.1
<p>Authorize the NC Geodetic Survey to Ratify Results of Requested County Boundary Resurveys</p> <p>The NC Geodetic Survey is legislative defined as the lead state agency for resurveying political boundaries. Over time, the exact positioning of political boundaries become uncertain due to historic physical markers being destroyed or lost. When jointly requested by adjacent counties, NC Geodetic Survey assisted counties in the reestablishment of their uncertain county boundaries using the process outlined in 153A-18. In some cases the counties, after requesting assistance, have not adopted the reestablished boundaries resulting in uncertainty associated with tax, emergency response, school assignment, etc. The proposed language would provide a process in 153A-18 to ensure the finalization of the reestablished boundary. The process in 153A--18. The state of SC adopted similar language a few years ago.</p>	H1140 17A.1
<p>Authorize the North Carolina Highway Patrol to Charge a Fee for Service for Non-State Supported Events</p> <p>In 2015, the NC SHP worked traffic control at 25, non-state supported events. These events cost the SHP \$1.05 million which comes directly out of their operating budget. While local police officers and sheriff deputies are often-times paid time and a half to work these same events, troopers are on official duty. Eight of the events last year were at Charlotte Motor Speedway, where Troopers accumulated 3,312 hours of comp-time, which equates to 414 days of additional leave. This has a direct negative effect on district operations, causing shortages in manpower. This language would allow Troopers to volunteer for these projects on their normal days off, and would shift costs associated with these events from the taxpayer to the private entities.</p>	H1099V1 7
<p>Expand Delegated Authority</p> <p>Amends G.S. 15A-1343.2 to make the statute concerning special probation rules and to add conditions that may be placed on an offender sentenced to community punishment or intermediate punishment to include possible conditions that the offender obtain a specific sex offender assessment and follow all recommended treatment and a mental health assessment and follow all recommended treatment. The section also provides that unless the presiding judge specifically finds in the judgment of the court that delegation is not appropriate, the Section of Community Corrections of the Division of Adult Correction of the Department of Public Safety is allowed to require an offender placed on supervised probation for a conditional discharge or deferred prosecution to comply with the conditions of (e), except the condition requiring confinement in a local confinement facility for a specified time. If any of these requirements are imposed, then the Section may later reduce or remove those requirements.</p>	H253V1 2

Proposed Item	Vehicle
Allow Probation Officer to Impose Conditions Similar to those already Imposed Through Delegated Authority in Supervised Probation Cases on Post Release and Parole Cases Amend G.S. 15A-1368.4 to add that the Section may require a post-release supervisee to abide by any of following conditions: 1. Perform up to 50 hours of community service and pay the fee for that supervision 2. Submit to a curfew requiring the offender to remain in a specified place for a specified period each day and wear a device that allows compliance to be monitored electronically 3. Submit to substance abuse assessment, monitoring, or treatment 4. Participate in an educational or vocational skills development program, including an evidence-based program 5. Submit to satellite-based monitoring, if the defendant is described by G.S. 14-208.40(a)(2); 6. Submit to house arrest with electronic monitoring. 7. Report to the offender's probation officer on a frequency determined by the officer. 8. Obtain a specific sex offender assessment and follow all recommended treatment 9. Obtain a mental health assessment and follow all recommended treatment.	H253V1 3
Allow Juvenile Justice to Share Information More Easily with Public and Private Agencies or Individuals Who Can Assist in Assessing the Juvenile's Needs and Determining the Most Appropriate Action Amend NCGS 7B-1702 and 7B-1706 to allow and clarify Juvenile Justice information sharing.	H244PCS 3
Allow Juvenile Justice to Develop and Implement Minority Sensitivity Training and Disproportionate Minority Training Amend NCGS 114-12 to allow the Juvenile Justice Section to create and implement Minority Sensitivity Training and Disproportionate Minority Training.	H244PCS 4
Allows the right to appeal for victims in Juvenile Justice cases and hearings Amend NCGS 7B-1703, 7B-1704, and 7B-1705 to allow right to appeal for victims and certain other victim rights in hearings where the Juvenile Justice Section is involved.	H244PCS 5
Updates NCGS Language to Reflect "Local Management Entity/ Managed Care Organization (LME/MCO)" Rather than "Area Mental Health, Developmental Disabilities, and Substance Abuse Director" Amend NCGS 7B-2502 to clarify language for the Juvenile Justice Section involving Mental Health language in dealing with DHHS.	H244PCS 6
Clarify Language Concerning Satellite Based Monitoring Determination Hearings for Out of State Sex Offenders Amend NCGS 14-208.40B concerning Satellite Based Monitoring determination hearings for out of state sex offenders for those offenders where the sending state did not conduct such hearing.	H244V1 3
Allows Probation Officer to Impose Additional Conditions of Supervision on Out of State Cases Being Supervised in NC Through Interstate Compact (ISC) Amend NCGS 15A-1343.2 to add additional conditions on out of state cases similar to those imposed through Delegated Authority on NC Structured Sentencing cases.	H244V1 1
Require Background Checks for Teachers Would mandate that the State Board of Education, Local Board of Education, Regional School Board of Directors and Charter Schools Board of Directors require all applicants for licensure to be checked for a criminal history against the State and National Repositories of Criminal Histories by using either the Department of Public Safety to check the State and National Repositories of Criminal History or a consumer reporting agency who must search local, state, and federal criminal repositories.	S867 All
Expand Certificate of Relief & Expunction Would allow those convicted of criminal offense no higher than a Class G felony to petition for a Certificate of Relief in the court where the individual was convicted of the most serious crime, Require 12 months to pass from the completion of the sentence if the individual was convicted of five or fewer eligible offenses or require 36 months to pass and completion of the sentence if the individual was convicted of more than five eligible offenses, and Require the applicant to pay a \$50.00 fee to the clerk of superior court at the time the petition is filed. This fee requirement would not apply to a petition filed by an indigent.	S570 All

IV. Proposed Legislation Related to DPS

Bill	Title	Last Action	Chamber
H3 (= S74)	Omnibus Constitutional Amendments.	Ref To Com On Rules, Calendar, and Operations	House
H4	Clarify Unmanned Aircraft System Law.	Re-ref Com On Agriculture/Environment/Natural Resources	Senate
H7	Amend Firearm Restoration Law.	Re-ref Com On Judiciary II	Senate
H10	Correction Enterprises/Medicaid Sales.	Ref To Com On Health	House
H31 (= S308)	0.00 Alcohol Restriction-All DWI.	Re-ref Com On Judiciary I	Senate
H32 (= S309)	Amend Habitual DWI.	Re-ref Com On Judiciary I	Senate
H33	New Judge/ADA Wake County.	Ref To Com On Appropriations	House
H38	Judicial Efficiency/Effect. Admin. of Justice.	Ref To Com On Rules and Operations	Senate
H50	Amend Mand. Retire. Age/Judges & Magistrates.	Ref To Com On Rules and Operations	Senate
H51	Justice for Rural Citizens Act.	Re-ref Com On Rules, Calendar, and Operations	House
H56 (= S6)	State Health Plan/Rehired Retiree Eligibility.	Re-ref Com On Insurance	Senate
H60	Passing Slow Moving Vehicles.	Ref To Com On Transportation	House
H98	2015 Budget Technical Corrections.	Re-ref Com On Appropriations	House
H107 (= S24)	Liquor Sales - Permitted Distilleries.	Ref to the Com on Alcoholic Beverage Control, if favorable, Finance	House
H109	Lottery Act Clarified.	Ref To Com On Judiciary II	House
H115	Prosecutor Consent To Waive Jury Trial.	Re-ref Com On Judiciary III	House
H116	Same Reqs/Officials/Early Vote & Election Day.	Ref To Com On Elections	House
H119	PED Reqs/Publicly Funded Substance Abuse Svcs.	Re-ref Com On Appropriations	House
H139	Gun On Private School Prop/Forsyth County.	Ref To Com On Judiciary I	House
H141	Stormwater/Flood Control Activities.	Ref To Com On Rules and Operations	Senate
H142 (= S144)	Require Safety Helmets / Under 21.	Re-ref Com On Rules, Calendar, and Operations	House
H144	Appropriations 2015.	Ref To Com On Appropriations	House
H165 (= S317)	Strengthen Controlled Substances Monitoring.	Ref to the Com on Health, if favorable, Judiciary II	House
H172	Fracking-Protecting the Public.	Ref to the Com on Environment, if favorable, Rules, Calendar, and Operations	House
H178 (= S171)	Spirituous Liquor Tastings/ABC Stores.	Ref To Com On Alcoholic Beverage Control	House
H187 (= S238)	Stalking by GPS/Criminal Offense.	Re-ref Com On Judiciary II	House
H193 (= S613)	Prohibit Discriminatory Profiling.	Ref to the Com on Judiciary I, if favorable, Appropriations	House
H205	Increase Retirement Age/Judges & Magistrates.	Re-ref Com On Appropriations	House
H210	Indigent Defense/Rate Increase Funds.	Ref To Com On Appropriations	House
H211	Expand Use of Toxicology Funds.	Re-ref Com On Appropriations/Base Budget	Senate
H212	Increase State Crime Lab Salaries/Funds.	Ref To Com On Appropriations	House
H213	Amend Constitution/Judicial Experience.	Ref To Com On Rules, Calendar, and Operations	House
H214	Raise Mandatory Retirement Age for Judges.	Ref To Com On Rules, Calendar, and Operations	House
H225	Collect DNA For All Felony Arrests.	Ref To Com On Judiciary I	House
H241	Destroy Firearm/Crime of Assault or Murder.	Failed 2nd Reading	House
H244	Community Corr./Interstate Compact/Fund.-AB	Re-ref to Judiciary I. If fav, re-ref to Appropriations/Base Budget	Senate
H246	Add Member/Crim. Just. Standards Comm.	Ref To Com On Judiciary II	House
H278	Increase Small Brewery Limits.	Ref To Com On Alcoholic Beverage Control	House
H282	Streamline Seized Vehicle Disposal.-AB	Serial Referral To Rules, Calendar, and Operations Added	House
H290	Prohibit Powdered Alcohol.	Ref To Com On Rules and Operations	Senate
H299	Occ.Lic./Private Protective Svcs. Act Changes-AB	Sequential Referral To Finance Added	Senate
H319 (= S43)	CDLs for Veterans Revisions.	Ref To Com On Transportation	House
H328	Highway Safety/Citizens Protection Act.	Re-ref Com On Finance	House
H338	Fail to Obtain DL/Increase Punishment.	Re-ref Com On Rules, Calendar, and Operations	House

Bill	Title	Last Action	Chamber
H380	Statewide School Safety Management.	Ref To Com On Rules and Operations	Senate
H382	Evidence/Amend Rule 411.	Ref to the Com on Insurance, if favorable, Judiciary I	House
H384	Greensboro/Police Disciplinary Actions.	Ref To Com On Rules, Calendar, and Operations	House
H385 (= S404)	Sheriffs' Supp. Pension Fund Changes.	Re-ref Com On Pensions & Retirement and Aging	Senate
H391	Reduce ABC Fees Paid by VFW Post.	Ref to the Com on Alcoholic Beverage Control, if favorable, Finance	House
H395	Body and Dashboard Cameras/Law Enforcement.	Ref To Com On Appropriations	House
H399	Young Offenders Rehabilitation Act.	Ref To Com On Judiciary II	House
H419	Protect Officers From Retaliation.	Serial Referral To Rules, Calendar, and Operations Added	House
H441	Concealed Carry/Legislative Building.	Ref to the Com on Judiciary I, if favorable, Rules, Calendar, and Operations	House
H445	Reorganize Crim. Just. Standards Comm.	Ref To Com On Judiciary II	House
H448	Extend Coal Ash Structural Fill Moratorium.	Ref To Com On Rules, Calendar, and Operations	House
H449	Strengthen Law Enforcement Access/DV Crimes.	Ref To Com On Judiciary I	House
H450 (= S662)	Appropriate Funds for Tobacco Use Prevention.	Ref To Com On Appropriations	House
H456	Clarify Weight Limits/Ag. Vehicles.	Re-ref to Agriculture/Environment/Natural Resources. If fav, re-ref to Transportation	Senate
H471	LRC/Homeland Sec. & Legislative Security.	Re-ref Com On Rules, Calendar, and Operations	House
H477 (= S516)	LEO Privacy Protection.	Re-ref Com On Judiciary II	Senate
H486	Law Enforcement Officer/Discharge Weapon.	Ref To Com On Rules, Calendar, and Operations	House
H487 (= S381)	Community Paramedicine Pilot Project/Funds.	Ref to the Com on Health, if favorable, Appropriations	House
H489	Increase School Bus Safety.	Ref To Com On Education - K-12	House
H506	911 Fund Distribution.	Re-ref Com On Finance	House
H508	Alarm Registration Info Not Public Record.	Ref To Com On Judiciary II	House
H536 (= S298)	School Bus Cameras/Civil Penalties.	Re-ref to the Com on Judiciary III, if favorable, Finance	House
H537	Protect Law Enforcement & Comm. Relationships.	Ref To Com On Appropriations	House
H551	DOT Sales of Unused Property.	Re-ref to Transportation. If fav, re-ref to Finance	Senate
H554	Protect Public from Dangerous Wild Animals.	Ref To Com On Rules and Operations	Senate
H555	Probation/Parole Officers Retirement.	Re-ref Com On Appropriations	House
H563	Strengthen Firearms Background Checks.	Ref To Com On Judiciary I	House
H565	Threaten LEO or Correctional Officer.	Re-ref Com On Rules and Operations	Senate
H585	Use of Deadly Force/SBI Investigations.	Ref To Com On Judiciary I	House
H613	Clarify Signs on Highways and Roads.	Re-ref Com On Rules and Operations	Senate
H614	JPS Study/Crim Rules of Discovery.	Ref To Com On Rules, Calendar, and Operations	House
H615	Probation Violation Court Costs.	Ref to Judiciary II. If fav, re-ref to Finance	Senate
H618	Drivers License/Concealed Carry.	Serial Referral To Judiciary II Stricken	House
H625	Brewery Law Revisions.	Serial Referral To Finance Stricken	House
H626	Amend Prop. Damage Offenses.	Re-ref Com On Judiciary I	Senate
H631	Notice Before Automatic Contract Renewal.	Ref To Com On Rules and Operations	Senate
H641	Amend Bail Bondsmen Statutes.	Ref To Com On Rules and Operations	Senate
H642	Accountability & Transparency in Budgeting.	Ref To Com On Appropriations	House
H644	Online Driver Education.	Ref to the Com on Education - K-12, if favorable, Transportation	House
H650 (= S570)	Expunction/Boating Violation.	Ref To Com On Judiciary I	House
H656	Amend Coal Ash Management Act of 2014.	Ref To Com On Rules, Calendar, and Operations	House
H664	Safer Communities.	Ref To Com On Judiciary I	House
H666	WC/Firefighters'/Presumptive Cancer.	Re-ref Com On Rules, Calendar, and Operations	House
H671	LRC Study/Sex Offenses & Registration Laws.	Ref To Com On Rules, Calendar, and Operations	House
H682	Civil Fines and Forfeitures/Study.	Ref To Com On Rules, Calendar, and Operations	House

Bill	Title	Last Action	Chamber
H686	Repeal Death Penalty.	Ref to the Com on Judiciary I, if favorable, Rules, Calendar, and Operations	House
H696	Debts to Judgment Debtors/Pay to Sheriff.	Ref To Com On Rules and Operations	Senate
H697	Study/State Highway Patrol Staffing.	Ref To Com On Rules, Calendar, and Operations	House
H699	Gun Rights and Privacy Act.	Ref To Com On Judiciary I	House
H700	The I. Beverly Lake, Jr., Fair Trial Act.	Ref To Com On Judiciary I	House
H707	Prohibit Powdered Alcohol.	Ref to the Com on Health, if favorable, Alcoholic Beverage Control	House
H711 (= H753)	Prohibit Counterfeit/Nonfunctional Air Bags.	Ref To Com On Rules and Operations	Senate
H713	Body & Dash Cam Recording/Public Access.	Ref To Com On Rules and Operations	Senate
H714	Behavior Analyst Licensure.	Ref To Com On Rules and Operations	Senate
H719	Fortified Flavored Malt Beverages Act.	Ref to the Com on Alcoholic Beverage Control, if favorable, Judiciary I	House
H720	Judicial Appointment/Retention Elections.	Ref to the Com on Judiciary I, if favorable, Elections	House
H722 (= H740)	Allison's Law/GPS Tracking Pilot Prog/Dom Vio.	Ref To Com On Rules, Calendar, and Operations	House
H725	Gun Safety Act.	Ref To Com On Judiciary I	House
H740 (= H722)	Allison's Law/GPS Tracking Pilot Prog/Dom Vio.	Ref To Com On Rules and Operations	Senate
H744	Abuse-Deterrent Opioid Analgesics.	Re-ref Com On Insurance	House
H747	Youth Access to Kratom/Study Abuse OTC Subs.	Ref To Com On Rules, Calendar, and Operations	House
H753 (= H711)	Prohibit Counterfeit/Nonfunctional Air Bags.	Ref To Com On Judiciary II	House
H763	Military Operations Protection Act of 2016.	Ref To Com On Rules, Calendar, and Operations	House
H787	Additional Rqmts. for Fracking Operations.	Ref To Com On Rules, Calendar, and Operations	House
H793	Privacy/Up Secret Peeping Punishment.	Ref To Com On Rules and Operations	Senate
H798	Concealed Handgun Permit/Other Weapons.	Ref To Com On Judiciary I	House
H801	Same Firearm Protections for 50C as 50B Order.	Re-ref Com On Rules, Calendar, and Operations	House
H802	Ignition Interlock/Expand Scope.	Serial Referral To Finance Stricken	House
H804	Kelsey Smith Act.	Conf Com Appointed	House
H811	Law Enforcement Body-Worn Camera/Study.	Ref To Com On Rules and Operations	Senate
H815	Sexual Assault/Sexual Consent.	Re-ref Com On Rules, Calendar, and Operations	House
H820	Zero-Base Budgeting.	Ref To Com On Appropriations	House
H824	Concealed Handgun Permit/Admin. Law Judge.	Ref To Com On Rules and Operations	Senate
H825	School-to-Prison Pipeline/Study.	Ref To Com On Rules, Calendar, and Operations	House
H827	Alcohol Consumption & Overcrowding/Clubs.	Ref to the Com on Alcoholic Beverage Control, if favorable, Regulatory Reform, if favorable, Judiciary I	House
H829	Automatic License Plate Readers.	Re-ref Com On Rules, Calendar, and Operations	House
H830	North Carolina State Health Plan.	Ref To Com On Appropriations	House
H832	Revise Certain Policies/Child Care Subsidy.	Re-ref Com On Appropriations	House
H834 (= S575)	NC/SC Original Border Confirmation.	Ref To Com On Rules, Calendar, and Operations	House
H839	Pharm. Drug Cost/Utilization Reporting.	Ref to the Com on Health, if favorable, Insurance	House
H840	NCNG Members/Reemployment Asst. Priority.	Ref to the Com on Homeland Security, Military, and Veterans Affairs, if favorable, Commerce and Job Development	House
H841	Reallocation of Closed NCNG Armory Funds.	Ref To Com On Appropriations	House
H853	Consumer Fireworks Safety.	Ref to the Com on Regulatory Reform, if favorable, Finance	House
H856 (= S570)	Expunctions Changes.	Re-ref Com On Finance	House
H862 (= S3)	State Emps./No Payroll Dues Deductions.	Ref To Com On Rules, Calendar, and Operations	House
H863	Allow Employee to Solicit Donations/State PAC.	Re-ref Com On Elections	House
H865	LRC Study/Sexual Battery Registration.	Ref To Com On Rules, Calendar, and Operations	House
H867	No One-Yr Separation Req/Domestic Violence.	Ref To Com On Judiciary III	House
H868	Up Minimum Wage/Set Rates/Add COLA.	Ref To Com On Rules, Calendar, and Operations	House

Bill	Title	Last Action	Chamber
H873	Hospital Police Officers/Powers.	Ref To Com On Judiciary II	House
H876	Cell Phone Location Tracking.	Ref To Com On Judiciary II	House
H877	Ignition Interlock Req'd/All DWIs.	Re-ref Com On Rules, Calendar, and Operations	House
H887	Amend Criminal Contempt.	Ref To Com On Judiciary II	House
H890	Attract Nat'l HQs to NC.	Ref to the Com on Commerce and Job Development, if favorable, Finance	House
H891	Handgun Permit Standardization.	Ref To Com On Judiciary I	House
H895	ABC Stores/Lottery Ticket Vending Machine.	Ref To Com On Alcoholic Beverage Control	House
H896	Forcible Entry Into Car/Child Trapped Inside.	Ref To Com On Rules and Operations	Senate
H922	Video Sweepstakes Regulation and Taxation.	Ref To Com On Finance	House
H935	Criminal Procedure Changes/Drug Court Funds.	Ref To Com On Appropriations	House
H938	Comprehensive Gaming Reform.	Ref To Com On Finance	House
H939	Restore Funding for Tobacco Use Prevention.	Ref To Com On Appropriations	House
H940	2015 Governor's Budget.	Ref To Com On Appropriations	House
H975 (= S747)	State-Owned Real Property Management/PED.	Ref To Com On Regulatory Reform	House
H976 (= S789)	Enhance Oversight of Service Contracts/PED.	Ref To Com On Rules and Operations	Senate
H983	Legalize & Tax Medical Marijuana.	Ref to the Com on Health, if favorable, Finance	House
H987 (= S788)	Study/Opioid Abuse and Incapacity to Proceed.	Ref To Com On Judiciary II	House
H998 (= S780)	DHHS/Develop State Chemical Action Plan.	Ref to the Com on Environment, if favorable, Health	House
H999 (= S736)	Study Suicide Prevention.	Ref To Com On Rules, Calendar, and Operations	House
H1000 (= S734)	Statewide Standing Order/Opioid Antagonist.	Ref To Com On Health	House
H1036 (= S792)	State IT Contracts/Contractor Liability.	Ref To Com On Judiciary I	House
H1050	DOT/No Discrimination Against Motorcyclists.	Re-ref Com On Rules, Calendar, and Operations	House
H1059	Prohibit Discriminatory Profiling.	Ref to the Com on Judiciary I, if favorable, Appropriations	House
H1063 (= S822)	GSC Technical Corrections 2.	Re-ref Com On Rules, Calendar, and Operations	House
H1064 (= S821)	GSC Technical Corrections 1.	Ref To Com On Judiciary IV	House
H1066	DOT/Roadside Memorials.	Ref to the Com on Transportation, if favorable, Finance	House
H1068	CC Tuition Waiver/Military Firefighters & EMS.	Ref To Com On Appropriations	House
H1069	2016 NC Employee Protection Act.	Re-ref Com On Appropriations	House
H1070	Retirement System 4% COLAs.	Ref to the Com on Pensions and Retirement, if favorable, Appropriations	House
H1089	Reimburse. for State Inmates Housed & Transp.	Ref To Com On Appropriations	House
H1092	DOT Outside Counsel/Bidding Process.	Ref To Com On Appropriations	House
H1099	Ban Endangered Species Product Trafficking.	Ref To Com On Rules, Calendar, and Operations	House
H1109	NC Crime Laboratory Funding.	Ref To Com On Appropriations	House
H1115	Automatic Expunction/Wrongful Conviction.	Ref to the Com on Judiciary IV, if favorable, Appropriations	House
H1140 (= S885)	2016 Governor's Budget.	Ref To Com On Appropriations	House
H1148	Gun Rights Amendment.	Ref To Com On Rules, Calendar, and Operations	House
S32	Grand Jury Invest./Prosecutor Training Study.	Ref To Com On Rules and Operations	Senate
S89	Filing by Clerk/Mag. and Clerk Pilot.	Re-ref Com On Rules, Calendar, and Operations	House
S186	Appropriations Act of 2015.	Re-ref Com On Appropriations/Base Budget	Senate
S189	Appropriations Act of 2015.	Re-ref Com On Appropriations/Base Budget	Senate
S191	Dare Magistrate Funds.	Re-ref Com On Appropriations/Base Budget	Senate
S198	Persons Under 18 in Confinement Facilities.	Re-ref Com On Appropriations/Base Budget	Senate
S206	Appropriations Act of 2015.	Re-ref Com On Appropriations/Base Budget	Senate
S274	Law Enforcement/Appointed Offices.	Ref To Com On Rules and Operations	Senate
S278	Correct State Boards and Commissions.	Ref To Com On Rules and Operations	Senate

Bill	Title	Last Action	Chamber
S281	State Depts. & Agencies/Required Audits.	Re-ref to Finance. If fav, re-ref to Appropriations/Base Budget	Senate
S282	Statewide Submerged Lands Inventory.	Re-ref to Agriculture/Environment/Natural Resources. If fav, re-ref to Appropriations/Base Budget	Senate
S288	Amend Laws Regarding Mental Commitment Bars.	Ref to the Com on Rules, Calendar, and Operations , if favorable, Judiciary I	House
S295	Move Over/Waste & Recycling Trucks.	Re-ref to Transportation. If fav, re-ref to Judiciary I	Senate
S297	Prenatal Narcotic Drug Use/Criminal Offense.	Ref To Com On Rules and Operations	Senate
S303	Regulatory Reform Act of 2016.	Conf Com Appointed	House
S310	Domestic Violence/Bail & Aggravating Factor.	Re-ref Com On Judiciary I	Senate
S312	Motor Fleet Telematics Pilot Project.	Re-ref Com On Transportation	Senate
S314	Reform Abandoned Livestock Procedures.	Re-ref Com On Agriculture/Environment/Natural Resources	Senate
S318	PED Recs/Publicly Funded Substance Abuse Svcs.	Re-ref Com On Health Care	Senate
S323	Judicial Standards Commission Jurisdiction.	Ref To Com On Rules and Operations	Senate
S331	Juvenile Code Reform.	Re-ref Com On Judiciary II	Senate
S343	Student Assault on Teacher/Felony Offense.	Re-ref to the Com on Children, Youth, and Families, if favorable, Judiciary III	House
S351	Collect DNA All Violent Felony Arrests.	Re-ref Com On Appropriations/Base Budget	Senate
S352	State Crime Lab Capacity Act/Funds.	Re-ref Com On Appropriations/Base Budget	Senate
S355	Increase Safety/Professional Housemoving.	Re-ref Com On Transportation	Senate
S356	Electronic Ads/Property Seized by Police.	Re-ref Com On Judiciary II	Senate
S360	2015 President Pro Tempore's Appointments.	Ref To Com On Rules and Operations	Senate
S361	Occupational Licensing Reform Study.	Ref To Com On Rules and Operations	Senate
S364	Map Act Revisions.	Re-ref Com On Transportation	Senate
S373	Repeal Map Act.	Re-ref Com On Transportation	Senate
S377	Appropriate Funds for Drug Overdose Meds.	Re-ref to Health Care. If fav, re-ref to Appropriations/Base Budget	Senate
S378	Increase Punishment/Misd. Death by Vehicle.	Conf Com Appointed	House
S392	Left Turn on Red/DDI.	Re-ref to Transportation. If fav, re-ref to Judiciary II	Senate
S411	Additional Expunction/Dismiss or Not Guilty.	Re-ref Com On Judiciary I	Senate
S413	State Employee State of Emergency Leave.	Ref To Com On Rules and Operations	Senate
S416	No One-Yr Separation Req/Felony Conviction.	Re-ref Com On Judiciary I	Senate
S417	Habitual Impaired Driving/10-Year Period.	Re-ref to Transportation. If fav, re-ref to Judiciary I	Senate
S418	Amend Statutory Rape/15 Yrs. Old or Younger.	Re-ref Com On Judiciary II	Senate
S419	Limit Revolving Door Employment.	Re-ref Com On Rules, Calendar, and Operations	House
S425	DOT Condemnation Changes.	Re-ref to Transportation. If fav, re-ref to Judiciary I	Senate
S431	Facilitate State Purchase/Vehicles Made in NC.	Ref To Com On Rules and Operations	Senate
S432	Electronic Pawn & Metals Database.	Ref To Com On Rules and Operations	Senate
S435	Business Court Amendment.	Re-ref Com On Judiciary I	House
S437	Appropriate Funds for Poison Control.	Re-ref to Health Care. If fav, re-ref to Appropriations/Base Budget	Senate
S439	Students W/Specific Learning Disabilities.	Ref To Com On Rules and Operations	Senate
S441	Public Records - E-Mail Disclosure.	Ref To Com On Rules and Operations	Senate
S451	Penalties for Noncompliance.	Re-ref to Health Care. If fav, re-ref to Insurance	Senate
S453	Regulatory Reform Act of 2015.	Re-ref to Agriculture/Environment/Natural Resources. If fav, re-ref to Finance	Senate
S461	Eliminate Tobacco Discount.	Re-ref to Commerce. If fav, re-ref to Finance	Senate
S469	Occupational Lic. Bd. Reporting Requirements.	Ref To Com On Rules and Operations	Senate
S470	Ignition Interlock Req'd/All DWIs.	Re-ref Com On Transportation	Senate
S485	Law Enforcement Privacy/Public Web Sites.	Ref To Com On Rules and Operations	Senate

Bill	Title	Last Action	Chamber
S495	Provide Funding/NC Military Business Centers.	Re-ref Com On Appropriations/Base Budget	Senate
S499	Prevent Repeat Crime Act.	Ref To Com On Rules and Operations	Senate
S502	Prohibit Employment Disc./Poor Credit History.	Ref To Com On Rules and Operations	Senate
S503	Sex Offense With Student/Charter Schools.	Re-ref Com On Judiciary III	House
S509	Public Authority/Weight & Perm. Plates.	Re-ref Com On Finance	Senate
S515	Driver Education Funding.	Re-ref to Transportation. If fav, re-ref to Appropriations/Base Budget	Senate
S520	Amend Indecent Exposure Law.	Re-ref Com On Judiciary I	Senate
S553	Public Records/Access for NC Citizens Only.	Ref To Com On Rules and Operations	Senate
S556	Capital Improvement Reform.	Re-ref Com On Appropriations/Base Budget	Senate
S564	UI/Direct Sellers/Nonemployee Status.	Re-ref to Commerce. If fav, re-ref to Judiciary II	Senate
S565	No Revolving Door Employment.	Re-ref to State and Local Government. If fav, re-ref to Judiciary II	Senate
S571	Expand Uses of 911 Fee.	Re-ref Com On Judiciary I	Senate
S588	Remove Revocation for Certain DWLR Offenses.	Re-ref Com On Judiciary I	Senate
S589	Habitual Felons/Clarify Previous Convictions.	Re-ref Com On Judiciary I	Senate
S590	Sex Offender/Unlawfully On Premises.	Re-ref Com On Judiciary I	Senate
S595	School Safety Act.	Re-ref to Education/Higher Education. If fav, re-ref to Judiciary II	Senate
S599	Highway Quick Clearance Amendments.-AB	Re-ref Com On Transportation	Senate
S611	The I WILL Act.	Re-ref to Judiciary II. If fav, re-ref to Appropriations/Base Budget	Senate
S619	Grey's Law.	Re-ref to Judiciary I. If fav, re-ref to Finance	Senate
S620	DOT/Outside Counsel.-AB	Re-ref Com On Transportation	Senate
S622	UAS/No LEO Surveillance of Private Property.	Ref To Com On Rules and Operations	Senate
S624	Private Schools/Firearms Amendments.	Ref To Com On Rules and Operations	Senate
S625	Internet Universities/Fraudulent Degrees.	Ref To Com On Rules and Operations	Senate
S626	Amend Expunction Laws.	Re-ref Com On Judiciary I	Senate
S630	PI Access to Criminal Court Records.	Re-ref Com On Judiciary I	Senate
S632	Civil Judgment/Allow Wage Garnishment.	Ref To Com On Rules and Operations	Senate
S633	State and Local Gov. Transparency Act.	Ref To Com On Rules and Operations	Senate
S634	Use of Passing Lane/Increased Penalty.	Re-ref to Transportation. If fav, re-ref to Judiciary I	Senate
S635	Coal Ash Recycling.	Ref To Com On Rules and Operations	Senate
S636	Consolidate State Offices/Digital Docs Req'd.	Ref To Com On Rules and Operations	Senate
S641	Concealed Handgun Permit Standardization Act.	Ref To Com On Rules and Operations	Senate
S644	Death Penalty Moratorium.	Ref To Com On Rules and Operations	Senate
S648	NC Firearms Freedom Act.	Ref To Com On Rules and Operations	Senate
S655	Clarify Board Appointments.	Re-ref Com On Transportation	Senate
S660	Dispose of Remaining Toxicology Funds.	Re-ref to Judiciary I. If fav, re-ref to Appropriations/Base Budget	Senate
S661	Private Labs Must Comply with CODIS.	Re-ref Com On Rules, Calendar, and Operations	House
S684	Waive Jury Trial/Procedures.	Re-ref Com On Judiciary I	Senate
S708	Homeland Security Patriot Act.	Ref To Com On Rules and Operations	Senate
S713	2015 Governor's Budget.	Ref To Com On Appropriations/Base Budget	Senate
S730	Spay and Neuter.	Ref To Com On Agriculture/Environment/Natural Resources	Senate
S759	Funds/Youth Tobacco Use Prevention.	Ref To Com On Appropriations/Base Budget	Senate
S776	Appropriations Act of 2016.	Ref To Com On Appropriations/Base Budget	Senate
S786	Appropriations Act of 2016.	Ref To Com On Appropriations/Base Budget	Senate
S794	Authorize Needle Exchange Programs.	Ref To Com On Rules and Operations	Senate
S798	Distribution of Highway Use Tax and Fees.	Ref to Transportation. If fav, re-ref to Finance	Senate



Bill	Title	Last Action	Chamber
S801	Confirm Robert Schurmeier/SBI Director.	Ref To Com On Select Committee on Nominations	Senate
S820	Appropriations Act of 2016.	Ref To Com On Appropriations/Base Budget	Senate
S830	Add Kratom to Controlled Substance List.	Ref to Health Care. If fav, re-ref to Appropriations/Base Budget	Senate
S833	Modify Beer/Wine Permit Renewal Fees.	Ref to Commerce. If fav, re-ref to Finance	Senate
S856	Spay and Neuter.	Ref to Agriculture/Environment/Natural Resources. If fav, re-ref to Appropriations/Base Budget	Senate
S858	Amend Deferred Prosecution Statute.	Ref To Com On Rules and Operations	Senate
S859	Pilot Project: Tablets for Inmates.	Ref to Judiciary II. If fav, re-ref to Appropriations/Base Budget	Senate
S887	Admin Changes/Modernize Retirement System.	Ref To Com On Pensions & Retirement and Aging	Senate
S889	Right to Hunt and Fish.	Ref To Com On Rules and Operations	Senate

Chapter 5:

Reports

- I. Reports Submitted in 2015/2016
- II. Reports Required by DPS in 2016/2017
- III. Reports Required by Others Related to DPS

I. Reports Submitted in 2015/2016

Report	Date Submitted	Statute
Administration/Department-wide		
Positions Vacant 12 Months or More Annual Report	February 25, 2016	G.S. 120-12.1
Certification of Military Service Members and Veterans with Law Enforcement Training and Experience (NCDOJ)	March 14th, 2016	S.L. 2015-264 37(b)
Victims' Compensation Program Annual Report	March 15, 2016	G.S. 15B-21
Federal Grant Funds Annual Report	May 1, 2016	S.L. 2015-241, 16A.1(a)
Body-worn Camera Grants Guidelines and Procedures	December 1, 2015	S.L. 2015-241, 16A.8(b)
State Bureau of Investigation/Alcohol Law Enforcement		
ALE Seized Assets	July 10, 2015	S.L. 2015-241, 16B.1
ALE Seized Assets	November 3, 2015	S.L. 2015-241, 16B.1
ALE Seized Assets	November 30, 2015	S.L. 2015-241, 16B.1
2015 Expunctions Report (AOC)	September 1, 2015	G.S. 15A-160
SBI Transfer Progress Report/Final	September 29, 2015	S.L. 2014-100, 17.1.(bbbb)
Domestic Violence Homicide Report	March 30, 2016	G.S. 143B-901
Meth Annual Report	February 1, 2016	G.S. 90-113.64
ALE Seized Assets	July 1, 2016	S.L. 2015-241, 16B.1
State Highway Patrol/State Capitol Police		
SHP Seized Assets	August 10, 2015	S.L. 2015-241, 16B.1
SHP Seized Assets	September 8, 2015	S.L. 2015-241, 16B.1
SHP Seized Assets	March 8, 2016	S.L. 2015-241, 16B.1
VIPER Annual Report	March 1, 2016	S.L. 2015-241, 16B.2
GangNet Annual Report	March 1, 2016	G.S. 20-196.5
State Capitol Police Annual Position Report	March 17, 2016	S.L. 2015-241, 16B.4(b)
Division of Emergency Management		
OSHR State Emergency Management Personnel Study (OSHR)	February 1, 2016	S.L. 2015-241, 30.17
School Risk and Reponse Management System Implementation Status Report	February 1, 2016	S.L. 2015-241, 8.26
Coal Ash Commission Report	November 3, 2016	G.S.130A-309.202(m)
Coal Ash Commission Report Q2	January 29, 2016	G.S.130A-309.202(m)
Division of Adult Correction and Juvenile Justice - Prisons		
Inmate Medical Cost Containment, Quarter 1	November 1, 2015	G.S. 143B-707.3 (c)
Statewide Misdemeanant Confinement Program Annual Report (Sheriffs Asso.)	October 1, 2015	S.L. 2015-241, 16C.6(a)
Inmate Medical Cost Containment, Quarter 2	January 1, 2016	G.S. 143B-707.3 (c)
Inmate Medical Cost Containment, Quarter 3	May 1, 2016	G.S. 143B-707.3 (c)
Center for Community Transitions	February 1, 2016	S.L. 2015-241, 16C.2
Payments for Jail Backlog	February 1, 2016	S.L. 2015-241, 16C.1
Medical Release	March 1, 2016	G.S. 143B-707.2(b)
Contracts for Housing State Prisoners	March 1, 2016	G.S. 148-37(i)
Inmate Grievance Resolution Board Changes	April 5, 2016	S.L. 2015-241, 16C.13B



Report	Date Submitted	Statute
Parole Eligibility Report	March 1, 2016	G.S. 143B-721.1
Status of Execution Team Annual Report	September 28, 2015	G.S. 15-190(b)
Continuation Review Report on Inmate Road Squads and Litter Crews	April 26, 2016	S.L. 2015-241, 6.20(d)
Safekeepers Annual Report	October 1, 2015	G.S. 143B-707.4
Division of Adult Correction and Juvenile Justice - Community Corrections		
Reclassification of Vacant Positions for Community Corrections	March 1, 2016	S.L. 2014-100, 16C.11
Probation and Parole/ Electronic Monitoring Annual Report	March 1, 2016	G.S. 143B-707.1(a)(b)
Status of the Treatment for Effective Community Supervision Program	March 1, 2016	G.S. 143B-1155(c)
Substance Abuse Program Annual Report	March 1, 2016	G.S. 143B-707
Broaden Access to Community Treatment Report	September 1, 2015	S.L. 2013-360, 16C.14
Mutual Agreement Parole Program Annual Report	March 1, 2016	G.S. 143B-707.2(a)
Division of Adult Correction and Juvenile Justice - Juvenile Justice		
JCPC Grants Annual Report	February 1, 2016	G.S. 143B-852
Alternatives to Detention Report	March 1, 2016	G.S. 143B-1104(c)
Community Programs Annual Evaluation	March 1, 2016	G.S. 143B-811
Use of Community Program Funds/ Miscellaneous Contract Fund Report	October 1 2015	S.L. 2015-241, 16D.1.(c)
YDC Annual Report	September 29, 2015	G.S. 143B-810

II. Reports Required by Department of Public Safety in 2016/2017

Report	Statute	Due Date	Gov Ops	JPS Chairs	Approps Chairs	JPS Over-sight	FRD	GA
Administration/Department-wide								
Federal Grant Matching Funds	S.L. 2015-241, 16A.1(b)	Prior to use		x				
Governor's Crime Commission Grants	G.S. 143B-602(7)	Prior to grant notification			x			
Utilization of Bond Proceeds Quarterly Report	S.L. 2015-280, 2	Quarterly January 1, 2017			x			
Positions Vacant 12 Months or More Annual Report	G.S. 120-12.1	February 1		x	x			
Victims' Compensation Program Annual Report	G.S. 15B-21	March 15		x		x		
Federal Grant Funds Annual Report	S.L. 2015-241, 16A.1(a)	May 1		x				
Body-worn Camera Grants FY 2015-16 Grant Awards	S.L. 2015-241, 16A.8(b)	August 1, 2016		x		x		
Body-worn Camera Grants FY 2016-17 Grant Awards	S.L. 2015-241, 16A.8(b)	August 1, 2017		x		x		
State Bureau of Investigation/Alcohol Law Enforcement								
Federal Seized/Forfeited Assets	S.L. 2015-241, 16B.1	Upon Receipt/Prior to use	x					
Background Checks for Private Transfer of Firearms	S.L. 2015-195, 10.5	January 1, 2019				x		
Meth Annual Report (to Leg. Comm. on Methamphetamine Abuse)	G.S. 90-113.64	March 1				x		
Domestic Violence Homicide Report	G.S. 143B-901	April 1				x		
Expunction Report	G.S. 15A-160	September 1				x		
SBI/ALE/Increases	S.L. 2016-94, 36.13	September 1, 2016				x	x	
SBI Needle Disposal Pilot Project	S.L. 2015-284	December 1, 2016				x		
State Highway Patrol/State Capitol Police								
Federal Seized/Forfeited Assets	S.L. 2015-241, 16B.1	Upon Receipt/Prior to use	x					
State Capitol Police Receipt Supported Position Creation	S.L. 2015-241, 16B.4(c)	Within 30 days		x				x
VIPER Quarterly Report	S.L. 2015-241, 16B.2	Quarterly				x		
Off-Highway Parking for Tracker-Trailers & Semi-Trailers	S.L. 2016-94, 36.13	February 1, 2017						DOT
GangNet Annual Report	G.S. 20-196.5	March 1		x		x		
State Capitol Police Annual Position Report	S.L. 2015-241, 16B.4(b)	September 1				x		
Division of Emergency Management								
Coal Ash Commission Report	G.S.130A-309.202(m)	Quarterly						ERC
National Guard								
National Guard Non-General Fund Project Expenditures	G.S.143C-8-12	As needed	x					
Armory and Facility Development Project Plan	G.S. 127A-210	July 1						x
Family Assistance Centers Annual Report	S.L. 2011-185, 1(b)	September 1		x				

Report	Statute	Due Date	Gov Ops	JPS Chairs	Approps Cr	JPS Over-s	FRD	GA
Division of Adult Correction and Juvenile Justice - Prisons								
Inmate Medical Cost Containment	G.S. 143B-707.3 (c)	November 1, Quarterly		x		x		
Center for Community Transitions	S.L. 2015-241, 16C.2	February 1		x				
Payments for Jail Backlog	S.L. 2015-241, 16C.1	February 1		x		x		
Medical Release	G.S. 143B-707.2(b)	March 1		x		x		
Contracts for Housing State Prisoners	G.S. 148-37(i)	March 1	x			x		
Mutual Agreement Parole Program Annual Report	G.S. 143B-707.2(a)	March 1		x		x		
Parole Eligibility Report (Parole Commission)	G.S. 143B-721.1	April 1		x		x		
Inmate Grievance Resolution Board Changes	S.L. 2016-94, 17C.2.	October 1		x		x		
Status of Execution Team Annual Report	G.S. 15-190(b)	October 1					x	
Safekeepers Annual Report	G.S. 143B-707.4	October 1		x		x		
Division of Adult Correction and Juvenile Justice - Community Corrections								
Reclassification of Vacant Positions for Community Corrections	S.L. 2014-100, 16C.11	March 1, 2015		x				
Electronic Monitoring/Global Positioning Systems for Sex Offender	G.S. 143B-707.1(b)	March 1		x		x		
Probation and Parole Annual Report	G.S. 143B-707.1(a)	March 1		x		x		
Status of the Treatment for Effective Community Supervision Program	G.S. 143B-1155(c)	March 1		x	x	x		
Substance Abuse Program Annual Report	G.S. 143B-707	March 1		x	x			
Broaden Access to Community Treatment Report	S.L. 2013-360, 16C.14	September 1, 2015 & 2016		x				
Probation and Parole Officers Vehicle Study	S.L. 2016-94, 17C.3	March 1, 2017					x	
Division of Adult Correction and Juvenile Justice - Juvenile Justice								
Closure of Youth Development Center	G.S. 143B-806(b)(2)	Prior to Closure	x					
Federal Grant Matching Funds	S.L. 2013-360, 16D.8	Prior to allocation	x	x				
Monthly Commitment Report	G.S. 143B-822	First of the month						x
JCPC Grants Annual Report	G.S. 143B-852	February 1	x		x			x
Alternatives to Detention Report	G.S. 143B-1104(c)	March 1		x				
Community Programs Annual Evaluation	G.S. 143B-811	March 1		x		x		
Use of Community Program Funds	S.L. 2015-241, 16D.1.(c)	October 1 2015 & 16		x				x
YDC Annual Report	G.S. 143B-810	October 1		x		x		x

III. Reports Required by Others Related to DPS in 2016/2017

Report	Statute	Due Date	Gov Ops	JPS Chairs	Approps Chairs	JPS Over-sight	FRD	GA
North Carolina Forest Services								
Annual BRIDGE Report	S.L. 2012-142, 11.1(b)	October 1	x	x		x		
Sentencing Commission								
Adult Offender Recidivism	G.S. 164-47	April 15, Even Years		x	x			
Implementation of JRA Annual Report	G.S. 164-50	April 15		x		x		
JCPC Effectiveness Report	G.S. 164-49	May 1, Odd Years		x	x			
Juvenile Recidivism Report	G.S. 164-48	May 1, Odd Years		x	x			
Sentencing Modifications Annual Recommendations	G.S. 164-36	No Date						x
Sheriff's Association								
Statewide Misdemeanant Confinement Fund Monthly Report	S.L. 2015-241, 16C.6 (b)	15th of Every Month						x
Statewide Misdemeanant Confinement Fund Annual Report	S.L. 2015-241, 16C.6(a)	October 1		x		x		
Department of Health and Human Services								
Participation with the Prescription Behavior Surveillance System	S.L. 2015-241, 12F.16(k)	September 1, 2016						x
Prescription Drug Abuse Monitoring	S.L. 2015-241, 12F.16(q)	December 1, 2016						x
Department of Administration								
Probation and Parole Vehicle Exemption Final Report	S.L. 2015-241, 27.6(b)	January 1, 2017						x
DPS Vehicles Quarterly Report	S.L. 2015-241, 27.6(c)	Quarterly, December 1						x