



# SENATE BILL 469: Technical Corrections.

**This Bill Analysis  
reflects the contents  
of the bill as it was  
presented in  
committee.**

2017-2018 General Assembly

<b>Committee:</b>	House Rules, Calendar, and Operations of the House	<b>Date:</b>	December 3, 2018
<b>Introduced by:</b>	Sen. Brown	<b>Prepared by:</b>	Luke Gillenwater Staff Attorney
<b>Analysis of:</b>	PCS to Fourth Edition S469-CSMLfa-25		

**OVERVIEW:** *The PCS to Senate Bill 469 makes various technical, clarifying, and conforming changes to the General Statutes and Session Laws.*

**BILL ANALYSIS:** The PCS to Senate Bill 469 does the following:

- **Section 1** - Repeals required annual service report that must be filed with the Secretary of State by cable service franchises.
- **Section 2** – Does the following:
  - **Subsection (a)** - Changes existing budget provision for funds to the Dragonfly House to use the Davie County Sheriff to pass-through funds to the nonprofit. The nonprofit entity is part of a larger network that has restrictions on receipt of grant funds for a single member of its network.
  - **Subsection (b)** – Corrects the name of the recipient of a grant-in-aid from Patriot’s Charity to the Patriot Military Family Foundation. This is necessary because Patriot’s Charity merged with another nonprofit to form Patriot Military Family Foundation.
  - **Subsection (c)** – Revises language in the Budget Bill to provide a grant-in-aid of \$15,000 to the Bryson City Fire Department for equipment upgrades instead of the Bryson City Police Department for a K-9 transport unit.
  - **Subsection (d)** - Reallocates grant-in-aid funds provided in the Budget Bill from the Town of Cedar Point to Carteret County to enable completion of the intended projects.
- **Section 3** - Expands eligibility for the principal bonus program’s “double bonus” to include principals who supervised a school with a grade of D or F in the 2016-2017 school year.
- **Section 4** - Prohibits cities from collecting certain application and technical consulting fees they otherwise would be able to collect from entities that provide telecommunications services for the collocation of certain small wireless facilities.
- **Section 5** – Does the following:
  - **Subsection (a)** - Corrects an inconsistency in the number of Assistant District Attorneys allocated to Montgomery and Stanly Counties.
  - **Subsection (b)** - S.L. 2018-121 reduced the number of judicial divisions from eight to five, effective January 1, 2019. G.S. 1-267.1, providing for a three-judge panel to hear certain constitutional challenges, specifically references the judicial divisions by number. This subsection updates that statute to reflect the reduction in the number of judicial divisions.
- **Section 6** - Corrects erroneous dates included in enacting legislation.

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- **Section 7** - Corrects an erroneous internal cross-reference.
- **Section 8** - Corrects effective dates and eliminates language that is inconsistent with another piece of legislation that was enacted.
- **Section 9** - Corrects issue where funds will not be released to non-State entities that do not certify that they are non-profits or exempt under Section 501(c)(3) of the Internal Revenue Code.
- **Section 10** - Corrects an issue cited as the reasoning for preventing the transfer required by law for the Veterans Life Center.
- **Section 11** - Modifies the calculation of 2018 bonus leave awarded to eligible State employees to be carried forward to 2019 and each subsequent year to eliminate the issue of “double loss” where someone loses both a vacation day and a 2018 bonus leave day when they use a day of 2018 bonus leave and finish the year with over 30 days of vacation. Also states that no employee may be required to use the 2018 bonus leave, which gives the employee a basis for filing a grievance if someone pressures them to use the bonus leave.
- **Section 12** - Allows the ABC Commission to issue a special one-time permit to a professional sports organization to allow the retail sale of malt beverages, unfortified wine, fortified wine, or mixed beverages for consumption on the premises at a professional sporting event held at a college-owned or leased stadium.
- **Section 13** - Allows the Industrial Commission to use up to \$1.2 million in receipts for replacing and maintaining the Industrial Commission's case management systems and related expenditures.
- **Section 14** – Corrects the name of a facility to add one word that was mistakenly omitted.
- **Section 15** – Provides the Outdoor Heritage Advisory Council the authority to set the salary and salary schedule of the Council's Executive Director similar to the flexibility provided to the Wildlife Resources Commission in setting the salary of that Commission's Executive Director.
- **Section 16** – Corrects an erroneous internal cross-reference.
- **Section 17** – Revises date for submission of recommendations from the Wildlife Resources Commission on how to address derelict and abandoned vessels.
- **Section 18** - Expands eligibility for Principal ADM Hold Harmless from schools closed for at least 15 school days in September, October, and November 2018 due to Hurricane Florence to schools closed for at least 10 school days.
- **Section 19** - Permits public school buses to travel outside the State if the superintendent determines that the travel is the most direct route to and from a school. Clarifies that the State Tort Claims Act is applicable to out-of-state accidents involving public school buses traveling pursuant to those routes.
- **Section 20** - Allows the local board of education of an innovative school to be selected by the State Board of Education as the innovative school operator, to operate the school according to the terms of a plan approved by the State Board.
- **Section 21** - Extends the application deadline for the Hurricane Florence Agriculture Disaster Program of 2018, as enacted by S.L. 2018-136, from December 10, 2018 to December 20, 2018.
- **Section 22** – Creates a new way for students to qualify for a student with disabilities scholarship by making eligible students currently enrolled in a nonpublic school who were enrolled for the entire prior school year in a NC public school, and makes other technical revisions.

**EFFECTIVE DATE:** Except as otherwise provided, this act is effective when it becomes law.