

GENERAL ASSEMBLY OF NORTH CAROLINA
1993 SESSION

CHAPTER 253
HOUSE BILL 1216

AN ACT TO AUTHORIZE THE DIRECTOR OF THE BUDGET TO CONTINUE EXPENDITURES FOR THE OPERATION OF GOVERNMENT AT THE LEVEL IN EFFECT ON JUNE 30, 1993.

The General Assembly of North Carolina enacts:

—BUDGET CONTINUATION

Section 1. The Director of the Budget may continue to allocate funds for expenditure for current operations by State departments, institutions, and agencies at the level not to exceed the level at which those operations were authorized by the General Assembly as of June 30, 1993. The Director of the Budget shall not allocate funds for any of the purposes set out in the base budget reductions contained in Senate Bill 27, 4th edition, and Senate Bill 27, 5th edition, that are not in controversy.

To the extent necessary to implement this authorization, there is appropriated from the appropriate State funds and cash balances, federal receipts, and departmental receipts for the 1993-94 fiscal year, funds necessary to carry out this section.

This appropriation and this authorization to allocate and spend funds shall remain in effect until ratification of the Current Operations Appropriations Act of 1993, at which time that act shall become effective and shall govern appropriations and expenditures. Upon ratification of the Current Operations Appropriations Act of 1993, the Director of the Budget shall adjust allocations to give effect to that act from July 1, 1993.

Except as otherwise provided by this act, the limitations and directions for the 1992-93 fiscal year in Chapters 689, 742, 760, 761, 812, 900, and 1044 of the 1991 Session Laws that applied to appropriations to particular agencies or for particular purposes apply to the funds appropriated and authorized for expenditure under this section.

—HOUSING PROGRAM CONTINUATION PENDING TRANSFER

Sec. 1.1. Notwithstanding the second sentence of the first paragraph of Section 1 of this act, the Department of Commerce may continue to expend funds for the housing programs proposed to be transferred to the Housing Finance Agency by both the 4th and 5th editions of Senate Bill 27.

—EMPLOYEE SALARIES

Sec. 2. The salary schedules and specific salaries established for fiscal year 1992-93 by or under Sections 33, 34, 38, 39, 40, 42, 43, 44, 45, 46, 47, 48, and 72 of Chapter 900 of the 1991 Session Laws, for offices and positions shall remain in effect until the effective date of the Current Operations Appropriations Act of 1993.

Teachers and other employees shall not move up on these salary schedules or receive automatic, annual, performance, merit, or other increments until authorized by the General Assembly.

—SALARY-RELATED CONTRIBUTIONS/EMPLOYERS

Sec. 3. The State's employer contribution rates budgeted for retirement and related benefits for the 1993-94 fiscal year shall remain the same as they were on June 30, 1993.

—BRANCH AGENT TRANSACTION RATE

Sec. 4. The Division of Motor Vehicles of the Department of Transportation shall compensate a contractor with whom it has a contract under G.S. 20-63(h) at the rate of ninety-two cents (92¢) for each transaction performed in accordance with the requirements set by the Division. A transaction is any of the following activities:

- (1) Issuance of a registration plate, a registration card, a registration renewal sticker, or a certificate of title.
- (2) Issuance of a handicapped placard or handicapped identification card.
- (3) Acceptance of an application for a personalized registration plate.
- (4) Acceptance of a surrendered registration plate, registration card, or registration renewal sticker, or acceptance of an affidavit stating why a person cannot surrender a registration plate, registration card, or registration renewal sticker.
- (5) Cancellation of a title because the vehicle has been junked.
- (6) Acceptance of an application for, or issuance of, a refund for a fee or a tax, other than the highway use tax.
- (7) Receipt of the civil penalty imposed by G.S. 20-309 for a lapse in financial responsibility or receipt of the restoration fee imposed by that statute.
- (8) Acceptance of a notice of failure to maintain financial responsibility for a motor vehicle.
- (9) Collection of the highway use tax.

Performance at the same time of any combination of the items that are listed within each subdivision or are listed within subdivisions (1) through (8) of this section is a single transaction. Performance of the item listed in subdivision (9) of this section in combination with any other items listed in this section is a separate transaction.

—CASH FLOW HIGHWAY FUND AND HIGHWAY TRUST FUND
APPROPRIATIONS

Sec. 5. (a) The General Assembly authorizes and certifies anticipated revenues of the Highway Fund as follows:

For Fiscal Year 1995-96	\$969,300,000
For Fiscal Year 1996-97	\$979,400,000.

(b) The General Assembly authorizes and certifies anticipated revenues of the Highway Trust Fund as follows:

For Fiscal Year 1995-96	\$578,200,000
For Fiscal Year 1996-97	\$590,200,000.

—SENTENCING COMMISSION EXTENDED

Sec. 5.1. (a) Section 8 of Chapter 1076 of the 1989 Session Laws, as amended by Chapters 812 and 816 of the 1991 Session Laws, reads as rewritten:

"Sec. 8. This act is effective upon ratification, and shall expire ~~July 8, 1993~~ August 1, 1993."

—CONTINUED NONBINDING ARBITRATION AND CUSTODY AND VISITATION MEDIATION

Sec. 6. From funds appropriated to the Judicial Department in the certified budget for the 1992-93 fiscal year, the Administrative Office of the Courts may transfer within its budget funds to continue nonbinding arbitration procedures pursuant to G.S. 7A-37.1 and local custody mediation and visitation programs pursuant to G.S. 7A-494.

—EFFECTIVE DATE

Sec. 7. This act becomes effective July 1, 1993, except that Section 6 becomes effective June 30, 1993. This act expires August 1, 1993.

In the General Assembly read three times and ratified this the 30th day of June, 1993.

Dennis A. Wicker
President of the Senate

Daniel Blue, Jr.
Speaker of the House of Representatives