

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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HOUSE BILL 1216*
Committee Substitute Favorable 6/29/93

Short Title: Temporary Budget Continuation.

(Public)

Sponsors:

Referred to:

April 29, 1993

A BILL TO BE ENTITLED

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

1 Session Laws that applied to appropriations to particular agencies or for particular
2 purposes apply to the funds appropriated and authorized for expenditure under this
3 section.

4 **—EMPLOYEE SALARIES**

5 Sec. 2. The salary schedules and specific salaries established for fiscal year
6 1992-93 by or under Sections 33, 34, 38, 39, 40, 42, 43, 44, 45, 46, 47, 48, and 72 of
7 Chapter 900 of the 1991 Session Laws, for offices and positions shall remain in effect
8 until the effective date of the Current Operations Appropriations Act of 1993.

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

12 **—SALARY-RELATED CONTRIBUTIONS/EMPLOYERS**

13 Sec. 3. The State's employer contribution rates budgeted for retirement and
14 related benefits for the 1993-94 fiscal year shall remain the same as they were on June
15 30, 1993.

16 **—BRANCH AGENT TRANSACTION RATE**

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

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

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

42 **—CASH FLOW HIGHWAY FUND AND HIGHWAY TRUST FUND**
43 **APPROPRIATIONS**

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

3 For Fiscal Year 1995-96 \$969,300,000

4 For Fiscal Year 1996-97 \$979,400,000.

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

7 For Fiscal Year 1995-96 \$578,200,000

8 For Fiscal Year 1996-97 \$590,200,000.

9 —CONTINUED NONBINDING ARBITRATION AND CUSTODY AND
10 VISITATION MEDIATION

11 Sec. 6. From funds appropriated to the Judicial Department in the certified
12 budget for the 1992-93 fiscal year, the Administrative Office of the Courts may transfer
13 within its budget funds to continue nonbinding arbitration procedures pursuant to G.S.
14 7A-37.1 and local custody mediation and visitation programs pursuant to G.S. 7A-494.

15 —EFFECTIVE DATE

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