

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2021

H.B. 1136
May 26, 2022
HOUSE PRINCIPAL CLERK

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HOUSE BILL DRH40772-MHfap-195

Short Title: NC Working Families Act.

(Public)

Sponsors: Representative Reives.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO INVEST IN NORTH CAROLINA FAMILIES BY STRENGTHENING PUBLIC
3 EDUCATION, EXPANDING PHYSICAL AND MENTAL HEALTH RESOURCES,
4 INCREASING PAY FOR PUBLIC WORKERS AND INVESTING IN THE
5 ENVIRONMENT, CLEAN ENERGY AND CLEAN TRANSPORTATION.

6 The General Assembly of North Carolina enacts:

7
8 **PART I. INVESTMENTS IN PUBLIC EDUCATION**

9
10 **TEACHER SALARY SCHEDULE**

11 **SECTION 1.1.(a)** The following monthly teacher salary schedule shall apply for the
12 2022-2023 fiscal year to licensed personnel of the public schools who are classified as teachers.
13 The salary schedule is based on years of teaching experience.

14 **2022-2023 Teacher Monthly Salary Schedule**

15	Years of Experience	"A" Teachers
16	0	\$3,660
17	1	\$3,760
18	2	\$3,860
19	3	\$3,960
20	4	\$4,060
21	5	\$4,125
22	6	\$4,215
23	7	\$4,350
24	8	\$4,450
25	9	\$4,550
26	10	\$4,650
27	11	\$4,750
28	12	\$4,850
29	13	\$4,950
30	14	\$5,100
31	15	\$5,200
32	16	\$5,295
33	17-18	\$5,375
34	19-20	\$5,400
35	21-22	\$5,425
36	23-24	\$5,450



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1	25-26	\$5,475
2	27-28	\$5,590
3	29-30	\$5,650.

4 **SECTION 1.1.(b)** Salary Supplements for Teachers Paid on This Salary Schedule.

- 5 (1) Licensed teachers who have NBPTS certification shall receive a salary
6 supplement each month of twelve percent (12%) of their monthly salary on
7 the "A" salary schedule.
- 8 (2) Licensed teachers who are classified as "M" teachers shall receive a salary
9 supplement each month of ten percent (10%) of their monthly salary on the
10 "A" salary schedule.
- 11 (3) Licensed teachers with licensure based on academic preparation at the
12 six-year degree level shall receive a salary supplement of one hundred
13 twenty-six dollars (\$126.00) per month in addition to the supplement provided
14 to them as "M" teachers.
- 15 (4) Licensed teachers with licensure based on academic preparation at the
16 doctoral degree level shall receive a salary supplement of two hundred
17 fifty-three dollars (\$253.00) per month in addition to the supplement provided
18 to them as "M" teachers.
- 19 (5) Certified school nurses shall receive a salary supplement each month of ten
20 percent (10%) of their monthly salary on the "A" salary schedule.
- 21 (6) School counselors who are licensed as counselors at the master's degree level
22 or higher shall receive a salary supplement each month of one hundred dollars
23 (\$100.00).

24 **SECTION 1.1.(c)** For school psychologists, school social workers who are licensed
25 as social workers at the master's degree level or higher, school speech pathologists who are
26 licensed as speech pathologists at the master's degree level or higher, and school audiologists
27 who are licensed as audiologists at the master's degree level or higher, the following shall apply:

- 28 (1) The first step of the salary schedule shall be equivalent to the sixth step of the
29 "A" salary schedule.
- 30 (2) These employees shall receive the following salary supplements each month:
31 a. Ten percent (10%) of their monthly salary, excluding the supplement
32 provided pursuant to sub-subdivision b. of this subdivision.
33 b. Three hundred fifty dollars (\$350.00).
- 34 (3) These employees are eligible to receive salary supplements equivalent to those
35 of teachers for academic preparation at the six-year degree level or the
36 doctoral degree level.
- 37 (4) The twenty-sixth step of the salary schedule shall be seven and one-half
38 percent (7.5%) higher than the salary received by these same employees on
39 the twenty-fifth step of the salary schedule.

40 **SECTION 1.1.(d)** Beginning with the 2014-2015 fiscal year, in lieu of providing
41 annual longevity payments to teachers paid on the teacher salary schedule, the amounts of those
42 longevity payments are included in the monthly amounts under the teacher salary schedule.

43 **SECTION 1.1.(e)** A teacher compensated in accordance with this salary schedule
44 for the 2022-2023 school year shall receive an amount equal to the greater of the following:

- 45 (1) The applicable amount on the salary schedule for the applicable school year.
46 (2) For teachers who were eligible for longevity for the 2013-2014 school year,
47 the sum of the following:
48 a. The salary the teacher received in the 2013-2014 school year pursuant
49 to Section 35.11 of S.L. 2013-360.

- 1 b. The longevity that the teacher would have received under the longevity
2 system in effect for the 2013-2014 school year provided in Section
3 35.11 of S.L. 2013-360 based on the teacher's current years of service.
4 c. The annual bonus provided in Section 9.1(e) of S.L. 2014-100.
5 (3) For teachers who were not eligible for longevity for the 2013-2014 school
6 year, the sum of the salary and annual bonus the teacher received in the
7 2014-2015 school year pursuant to Section 9.1 of S.L. 2014-100.

8 **SECTION 1.1.(f)** As used in this section, the term "teacher" shall also include
9 instructional support personnel.

10 **SECTION 1.1.(g)** Subsection (h) of Section 7A.1 of S.L. 2021-180 is repealed.

11

12 **RESTORE MASTERS PAY**

13 **SECTION 1.2.(a)** G.S. 115C-302.10, as amended by Section 7A.1(h) of S.L.
14 2021-180, is repealed.

15 **SECTION 1.2.(b)** Notwithstanding any other provision of law, for the 2022-2023
16 fiscal year, State Board of Education policy TCP-A-006, as it was in effect on June 30, 2013,
17 shall be used to determine (i) whether teachers and instructional support personnel are paid on
18 the "M" salary schedule and (ii) whether they receive a salary supplement for academic
19 preparation at the six-year or doctoral degree level.

20

21 **SUPPLEMENTAL FUNDS FOR TEACHER COMPENSATION**

22 **SECTION 1.3.(a)** Section 7A.12.(b) of S.L. 2021-180 reads as rewritten:

23 **"SECTION 7A.12.(b)** Definitions. – As used in this section, the following definitions shall
24 apply:

- 25 ...
- 26 (5) Effective tax rate factor. – For each eligible county, the effective tax rate for
27 that county divided by the median effective tax rate in the State.
- 28 (6) Eligible county. - ~~A county that meets the following criteria:~~
- 29 a. ~~For the 2021-2022 fiscal year, has an adjusted market value of taxable~~
30 ~~real property of less than forty billion dollars (\$40,000,000,000).~~
- 31 b. ~~For the 2022-2023 fiscal year, has an adjusted market value of taxable~~
32 ~~real property of less than fortyone billion four hundred million dollars~~
33 ~~(\$41,400,000,000). Any North Carolina county.~~
- 34 (7) Eligible local school administrative unit. – A local school administrative unit
35 located in whole or in part in an eligible county.

36 "

37 **SECTION 1.3.(b)** Section 7A.12.(c) of S.L. 2021-180 reads as rewritten:

38 **"SECTION 7A.12.(c)** Allocation of Funds. – The State Board of Education shall allocate
39 funds for salary supplements to eligible local school administrative units according to the
40 following procedure:

- 41 ...
- 42 (4) Allocation and funding cap. – The State Board shall allocate the amount
43 determined pursuant to subdivision (3) of this subsection, up to a maximum
44 of ~~four thousand two hundred fifty dollars (\$4,250)~~ five thousand dollars
45 (\$5,000) per State-funded teacher, to each eligible local school administrative
46 unit for each applicable fiscal year."

47

48 **BONUSES FOR TEACHERS AND SCHOOL-BASED ADMINISTRATORS**

49 **SECTION 1.4.(a)** The Department of Public Instruction shall administer a bonus of
50 five hundred dollars (\$500.00) to every teacher and school-based administrator regardless of
51 funding source and who, as of October 31, 2022, is employed as a teacher or school-based

1 administrator in a qualifying public school unit and has been continuously employed by a public
 2 school unit since September 1, 2022. This bonus shall be paid in November 2022 and may be
 3 paid together with the bonus provided in Section 38.2 of this act.

4 **SECTION 1.4.(b)** The Department of Public Instruction shall administer a bonus of
 5 five hundred dollars (\$500.00) to every teacher and school-based administrator regardless of
 6 funding source and who, as of March 31, 2023, is employed as a teacher or school-based
 7 administrator in a qualifying public school unit and has been continuously employed by a public
 8 school unit since November 1, 2022. This bonus shall be paid in April 2023 and may be paid
 9 together with the bonus provided in Section 38.2 of this act.

10 **SECTION 1.4.(c)** As used in this section, the following definitions shall apply:

- 11 (1) Teacher. – Teachers and instructional support personnel.
- 12 (2) School-based Administrator. – Assistant principals and principals
- 13 (3) Qualifying public school unit. – Any of the following:
 - 14 a. A local school administrative unit.
 - 15 b. A charter school.
 - 16 c. A regional school.
 - 17 d. An innovative school.
 - 18 e. A laboratory school under Article 29A of Chapter 116 of the General
 19 Statutes.

20 **SECTION 1.4.(d)** The bonuses awarded pursuant to this section shall be in addition
 21 to any regular wage or other bonus the teacher or school-based administrator receives or is
 22 scheduled to receive.

23 **SECTION 1.4.(e)** Notwithstanding G.S. 135-1(7a), the bonuses awarded pursuant
 24 to this section are not compensation under Article 1 of Chapter 135 of the General Statutes,
 25 Retirement System for Teachers and State Employees.

26 **SECTION 1.4.(f)** For charter schools, regional schools, innovative schools, and
 27 laboratory schools, the Department of Public Instruction shall allocate funds for the bonuses
 28 provided pursuant to this section on the basis of the funded average daily membership of each
 29 school.
 30

31 **PRINCIPAL SALARY SCHEDULE**

32 **SECTION 1.5.(a)** The following annual salary schedule for principals shall apply
 33 for the 2022-2023 fiscal year, beginning July 1, 2022:

34 **2022-2023 Principal Annual Salary Schedule**

35 Avg. Daily Membership	Base	Met Growth	Exceeded Growth
36 0-200	\$73,319	\$80,652	\$87,984
37 201-400	\$76,985	\$84,684	\$92,382
38 401-700	\$80,652	\$88,717	\$96,782
39 701-1,000	\$84,917	\$92,749	\$101,180
40 1,001-1,600	\$87,984	\$96,782	\$105,581
41 1,601+	\$91,649	\$100,815	\$109,979

42 A principal's placement on the salary schedule shall be determined according to the
 43 average daily membership of the school supervised by the principal, as described in subsection
 44 (b) of this section, and the school growth scores, calculated pursuant to G.S. 115C-83.15(c), for
 45 each school the principal supervised in at least two of the prior three school years, as described
 46 in subsection (c) of this section, regardless of a break in service, and provided the principal
 47 supervised each school as a principal for at least a majority of the school year, as follows:

- 48 (1) A principal shall be paid according to the Exceeded Growth column of the
 49 schedule if the school growth scores show the school or schools exceeded
 50 expected growth in at least two of the prior three school years.

- 1 (2) A principal shall be paid according to the Met Growth column of the schedule
2 if any of the following apply:
3 a. The school growth scores show the school or schools met expected
4 growth in at least two of the prior three school years.
5 b. The school growth scores show the school or schools met expected
6 growth in at least one of the prior three school years and exceeded
7 expected growth in one of the prior three school years.
8 c. The principal supervised a school in at least two of the prior three
9 school years that was not eligible to receive a school growth score.
- 10 (3) A principal shall be paid according to the Base column if either of the
11 following applies:
12 a. The school growth scores show the school or schools did not meet
13 expected growth in at least two of the prior three school years.
14 b. The principal has not supervised any school as a principal for a
15 majority of the school year in at least two of the prior three school
16 years.

17 **SECTION 1.5.(b)** For purposes of determining the average daily membership of a
18 principal's school, the following amounts shall be used during the following time periods:

- 19 (1) Between July 1, 2022, and December 31, 2022, the average daily membership
20 for the school from the 2020-2021 school year. If the school did not have an
21 average daily membership in the 2020-2021 school year, the projected average
22 daily membership for the school for the 2022-2023 school year.
23 (2) Between January 1, 2023, and June 30, 2023, the average daily membership
24 for the school for the 2022-2023 school year.

25 **SECTION 1.5.(c)** For purposes of determining the school growth scores for each
26 school the principal supervised in at least two of the prior three school years, school growth
27 scores from the three most recent available school years, up to the 2018-2019 school year, shall
28 be used.

29 **SECTION 1.5.(d)** Beginning with the 2017-2018 fiscal year, in lieu of providing
30 annual longevity payments to principals paid on the principal salary schedule, the amounts of
31 those longevity payments are included in the annual amounts under the principal salary schedule.

32 **SECTION 1.5.(e)** A principal compensated in accordance with this section for the
33 2022-2023 fiscal year shall receive an amount equal to the greater of the following:

- 34 (1) The applicable amount on the salary schedule for the applicable year.
35 (2) For principals who were eligible for longevity in the 2016-2017 fiscal year,
36 the sum of the following:
37 a. The salary the principal received in the 2016-2017 fiscal year pursuant
38 to Section 9.1 or Section 9.2 of S.L. 2016-94.
39 b. The longevity that the principal would have received as provided for
40 State employees under the North Carolina Human Resources Act for
41 the 2016-2017 fiscal year based on the principal's current years of
42 service.
43 (3) For principals who were not eligible for longevity in the 2016-2017 fiscal
44 year, the salary the principal received in the 2016-2017 fiscal year pursuant to
45 Section 9.1 or Section 9.2 of S.L. 2016-94.
46

47 ASSISTANT PRINCIPAL SALARIES

48 **SECTION 1.6.(a)** For the 2022-2023 fiscal year, beginning July 1, 2022, assistant
49 principals shall receive a monthly salary based on the salary schedule for teachers who are
50 classified as "A" teachers plus nineteen percent (19%). An assistant principal shall be placed on
51 the step on the salary schedule that reflects the total number of years of experience as a certified

1 employee of the public schools. For purposes of this section, an administrator with a one-year
 2 provisional assistant principal's certificate shall be considered equivalent to an assistant principal.

3 **SECTION 1.6.(b)** Assistant principals with certification based on academic
 4 preparation at the six-year degree level shall be paid a salary supplement of one hundred
 5 twenty-six dollars (\$126.00) per month and at the doctoral degree level shall be paid a salary
 6 supplement of two hundred fifty-three dollars (\$253.00) per month.

7 **SECTION 1.6.(c)** Participants in an approved full-time master's in school
 8 administration program shall receive up to a 10-month stipend during the internship period of the
 9 master's program. The stipend shall be at the beginning salary of an assistant principal or, for a
 10 teacher who becomes an intern, at least as much as that person would earn as a teacher on the
 11 teacher salary schedule. The North Carolina Principal Fellows and Transforming Principal
 12 Preparation Program or the school of education where the intern participates in a full-time
 13 master's in school administration program shall supply the Department of Public Instruction with
 14 certification of eligible full-time interns.

15 **SECTION 1.6.(d)** Beginning with the 2017-2018 fiscal year, in lieu of providing
 16 annual longevity payments to assistant principals on the assistant principal salary schedule, the
 17 amounts of those longevity payments are included in the monthly amounts provided to assistant
 18 principals pursuant to subsection (a) of this section.

19 **SECTION 1.6.(e)** An assistant principal compensated in accordance with this section
 20 for the 2022-2023 fiscal year shall receive an amount equal to the greater of the following:

- 21 (1) The applicable amount on the salary schedule for the applicable year.
- 22 (2) For assistant principals who were eligible for longevity in the 2016-2017 fiscal
 23 year, the sum of the following:
 - 24 a. The salary the assistant principal received in the 2016-2017 fiscal year
 25 pursuant to Section 9.1 or Section 9.2 of S.L. 2016-94.
 - 26 b. The longevity that the assistant principal would have received as
 27 provided for State employees under the North Carolina Human
 28 Resources Act for the 2016-2017 fiscal year based on the assistant
 29 principal's current years of service.
- 30 (3) For assistant principals who were not eligible for longevity in the 2016-2017
 31 fiscal year, the salary the assistant principal received in the 2016-2017 fiscal
 32 year pursuant to Section 9.1 or Section 9.2 of S.L. 2016-94.

33
 34 **CENTRAL OFFICE SALARIES**

35 **SECTION 1.7.(a)** For the 2022-2023 fiscal year, beginning July 1, 2022, the annual
 36 salary for superintendents, assistant superintendents, associate superintendents,
 37 directors/coordinators, supervisors, and finance officers, whose salaries are supported from State
 38 funds, shall be increased by five percent (5.0%).

39 **SECTION 1.7.(b)** The monthly salary maximums that follow apply to assistant
 40 superintendents, associate superintendents, directors/coordinators, supervisors, and finance
 41 officers for the 2022-2023 fiscal year, beginning July 1, 2022:

	2022-2023 Fiscal Year
	Maximum
44 School Administrator I	\$7,137
45 School Administrator II	\$7,562
46 School Administrator III	\$8,014
47 School Administrator IV	\$8,327
48 School Administrator V	\$8,658
49 School Administrator VI	\$9,173
50 School Administrator VII	\$9,538.

1 The local board of education shall determine the appropriate category and placement
 2 for each assistant superintendent, associate superintendent, director/coordinator, supervisor, or
 3 finance officer within the maximums and within funds appropriated by the General Assembly
 4 for central office administrators and superintendents. The category in which an employee is
 5 placed shall be included in the contract of any employee.

6 **SECTION 1.7.(c)** The monthly salary maximums that follow apply to
 7 superintendents for the 2022-2023 fiscal year, beginning July 1, 2022:

8 **2022-2023 Fiscal Year**

9 **Maximum**

10 Superintendent I	\$10,110
11 Superintendent II	\$10,713
12 Superintendent III	\$11,356
13 Superintendent IV	\$12,038
14 Superintendent V	\$12,763.

15 The local board of education shall determine the appropriate category and placement
 16 for the superintendent based on the average daily membership of the local school administrative
 17 unit and within funds appropriated by the General Assembly for central office administrators and
 18 superintendents.

19 **SECTION 1.7.(d)** Longevity pay for superintendents, assistant superintendents,
 20 associate superintendents, directors/coordinators, supervisors, and finance officers shall be as
 21 provided for State employees under the North Carolina Human Resources Act.

22 **SECTION 1.7.(e)** Superintendents, assistant superintendents, associate
 23 superintendents, directors/coordinators, supervisors, and finance officers with certification based
 24 on academic preparation at the six-year degree level shall receive a salary supplement of one
 25 hundred twenty-six dollars (\$126.00) per month in addition to the compensation provided
 26 pursuant to this section. Superintendents, assistant superintendents, associate superintendents,
 27 directors/coordinators, supervisors, and finance officers with certification based on academic
 28 preparation at the doctoral degree level shall receive a salary supplement of two hundred
 29 fifty-three dollars (\$253.00) per month in addition to the compensation provided for under this
 30 section.

31 **SECTION 1.7.(f)** The State Board of Education shall not permit local school
 32 administrative units to transfer State funds from other funding categories for salaries for public
 33 school central office administrators.

34
 35 **NONCERTIFIED PERSONNEL SALARIES**

36 **SECTION 1.8.** For the 2022-2023 fiscal year, beginning July 1, 2022, the annual
 37 salary for noncertified public school employees whose salaries are supported from State funds
 38 shall be increased as follows:

- 39 (1) For permanent, fulltime employees on a 12-month contract, by the greater of
 40 the following:
 - 41 a. Five percent (5.0%).
 - 42 b. An amount necessary to increase the minimum hourly compensation
 43 rate of the employee to fifteen dollars (\$15.00) per hour.
- 44 (2) For the following employees, by an equitable amount based on the amounts
 45 specified in subdivision (1) of this subsection:
 - 46 a. Permanent, fulltime employees on a contract for fewer than 12 months.
 - 47 b. Permanent, part-time employees.
 - 48 c. Temporary and permanent hourly employees.

49
 50 **ADDITIONAL APPROPRIATION FOR SCHOOL EMPLOYEE COMPENSATION**
 51 **INCREASES PURSUANT TO THIS PART**

1 **SECTION 1.9.** There is appropriated from the General Fund to the Department of
2 Public Instruction for the 2022-2023 fiscal year the sum of three hundred fifty million eight
3 thousand dollars (\$350,008,000) in additional recurring funds and one hundred twenty-two
4 million dollars (\$122,000,000) in additional nonrecurring funds to increase compensation for
5 public school employees pursuant to Sections 1.1, 1.2, 1.3, 1.4, 1.5, 1.6, 1.7, and 1.8 of this Part.
6

7 **INCREASE BEHAVIORAL HEALTH SUPPORT STAFF IN PUBLIC SCHOOL UNITS**

8 **SECTION 1.10.(a)** There is appropriated from the General Fund to the Department
9 of Public Instruction the sum of fifty-two million six hundred fifty thousand dollars
10 (\$52,650,000) in recurring funds for the 2022-2023 fiscal year to be allocated to the instructional
11 support allotment. It is the intent of the General Assembly that these funds shall be used to
12 improve student mental health by increasing the number of school mental health support
13 personnel, as defined in G.S. 115C-316.2(a), in each public school unit.

14 **SECTION 1.10.(b)** There is appropriated from the General Fund to the Department
15 of Public Instruction the sum of seventeen million five hundred fifty thousand dollars
16 (\$17,550,000) in recurring funds for the 2022-2023 fiscal year to be allocated to the school
17 psychologist allotment established by G.S. 115C-316.5. This appropriation to the school
18 psychologist allotment shall be used to satisfy or exceed the requirements of G.S. 115C-47(67).
19

20 **FUNDS TO SUPPORT THE WAGES PROGRAM**

21 **SECTION 1.11.** There is appropriated from the General Fund to the Department of
22 Health and Human Services, Division of Child Development and Early Education, the sum of
23 ten million dollars (\$10,000,000) in recurring funds for the 2022-2023 fiscal year to expand the
24 Child Care WAGES program, which provides salary supplements for early childhood educators.
25 The funds shall be used to provide education-based supplements to low-wage educators and
26 expand the program to all 100 counties in this State.
27

28 **PART II. INVESTMENTS IN HEALTHCARE**

29 **REDUCE INNOVATIONS WAIVER WAITLIST**

30 **SECTION 2.1.(a)** In order to eliminate the North Carolina Innovations waiver
31 waitlist, the Department of Health and Human Services, Division of Health Benefits (DHB), shall
32 amend the North Carolina Innovations waiver to increase the number of slots by 5,000.
33

34 **SECTION 2.1.(b)** There is appropriated from the General Fund to DHB the sum of
35 thirty-nine million dollars (\$39,000,000) in recurring funds, and all federal matching funds, for
36 the 2022-2023 fiscal year for implementation of this section.
37

38 **RESIDENTIAL ADDICTION TREATMENT FUNDING**

39 **SECTION 2.2.** There is appropriated from the General Fund to the Department of
40 Health and Human Services, Division of State Operated Healthcare Facilities, the sum of
41 nineteen million dollars (\$19,000,000) in nonrecurring funds for the 2022-2023 to be used to
42 support the State-operated alcohol and drug abuse treatment centers (ADATCs).
43

44 **FUNDING FOR MENTAL HEALTH PROFESSIONALS TO ASSIST LAW** 45 **ENFORCEMENT OFFICERS**

46 **SECTION 2.3.(a)** There is appropriated from the General Fund to the Governor's
47 Crime Commission within the Department of Public Safety the sum of ten million dollars
48 (\$10,000,000) in nonrecurring funds for the 2022-2023 fiscal year to provide competitive grants
49 to North Carolina municipal police departments for the purpose of funding permanent or
50 contracted mental health professional positions for the utilization of mental health professionals
51 to assist law enforcement officers in responding to criminal and noncriminal incidents when such

1 assistance is deemed appropriate by the municipal police department. These mental health
2 professionals should utilize a "care and safety first, enforcement last" approach; should respond
3 with kindness, compassion, equity, and cultural competency; and should not be deployed to
4 active scenes where armed persons are present. These mental health professionals should also, at
5 a minimum, provide one or more of the following services:

- 6 (1) Field services for individuals requesting services or experiencing crisis.
- 7 (2) Nonemergency transportation for individuals experiencing crisis.
- 8 (3) Response to referrals for service.
- 9 (4) Field support to Crisis Intervention Team law enforcement officers
10 responding to incidents involving a behavioral crisis or substance abuse crisis,
11 or both.
- 12 (5) Proactive follow up and referrals involving persons with a history of
13 behavioral health issues resulting in police response.
- 14 (6) Referral, educational, and support services information for family, friends,
15 and members of the consumer's support network.
- 16 (7) Collaborative responses to calls for service concerning community members
17 experiencing a behavioral health crisis.

18 **SECTION 2.3.(b)** It is the intent of the General Assembly that any permanent or
19 contracted municipal mental health professional positions funded in whole or in part from grant
20 funds distributed pursuant to this section rely upon municipality funding once awarded grant
21 funds have been expended.

22 **SECTION 2.3.(c)** The Governor's Crime Commission shall develop guidelines and
23 procedures for the administration and distribution of grants under this section. The Commission
24 may use no more than three percent (3%) of the funds appropriated in this section toward costs
25 associated with administering and distributing grants funded by this section.

26 **SECTION 2.3.(d)** No municipal police department shall receive more than three
27 hundred thousand dollars (\$300,000) in grant funds distributed pursuant to this section.

28 **PART III. INVESTMENTS IN PUBLIC WORKERS**

29 **ELIGIBLE STATE-FUNDED EMPLOYEES AWARDED LEGISLATIVE SALARY** 30 **INCREASE/EFFECTIVE JULY 1, 2022**

31 **SECTION 3.1.** Subsection (a1) of Section 39.1 of S.L. 2021-180 reads as rewritten:
32 "SECTION 39.1.(a1) Effective July 1, 2022, except as provided by subsection (b) of this
33 section, a person (i) whose salary is set by this Part, pursuant to the North Carolina Human
34 Resources Act, or as otherwise authorized in this act and (ii) who is employed in a State funded
35 position on June 30, 2022, is awarded:
36
37

- 38 (1) A legislative salary increase in the amount of ~~two and one-half percent (2.5%)~~
39 five percent (5%) of annual salary in the 2022-2023 fiscal year.
- 40 (2) Any salary adjustment otherwise allowed or provided by law."

41 **ADDITIONAL LEGISLATIVE SALARY INCREASE AWARDED TO STATE LAW** 42 **ENFORCEMENT OFFICERS AND HEALTHCARE PROFESSIONALS**

43 **SECTION 3.2.** In addition to the compensation increase provided in Section 1 of
44 this act, a person (i) whose salary is set by this Part, pursuant to the North Carolina Human
45 Resources Act, or as otherwise authorized in this act and (ii) who is employed in a State funded
46 position on June 30, 2022, shall receive an additional legislative salary increase in the amount of
47 two and one half percent (2.5%) in the 2022-2023 fiscal year if they meet at least one of the
48 following eligibility criteria:
49

- 50 (1) The employee is employed as a law enforcement officer.
- 51 (2) The employee is employed as a healthcare professional.

ASSISTANT AND DEPUTY CLERKS OF SUPERIOR COURT

SECTION 3.7. Subsection (a1) of Section 39.7 of S.L. 2021-180 reads as rewritten:
"SECTION 39.7.(a1) Effective July 1, 2022, G.S. 7A-102(c1), as amended by subsection (a) of this section, reads as rewritten:

"(c1) A full-time assistant clerk or a full-time deputy clerk, and up to one full-time deputy clerk serving as head bookkeeper per county, shall be paid an annual salary subject to the following minimum and maximum rates:

Assistant Clerks and Head Bookkeeper	Annual Salary
Minimum	\$ 35,650 <u>36,519</u>
Maximum	65,864 <u>69,157</u>
Deputy Clerks	Annual Salary
Minimum	\$ 31,980 <u>32,760</u>
Maximum	51,728 <u>54,314</u> "

MAGISTRATES

SECTION 3.8. Subsection (a1) of Section 39.8 of S.L. 2021-180 reads as rewritten:
"SECTION 39.8.(a1) Effective July 1, 2022, G.S. 7A-171.1(a)(1), as amended by subsection (a) of this section, reads as rewritten:

"(a) The Administrative Officer of the Courts, after consultation with the chief district judge and pursuant to the following provisions, shall set an annual salary for each magistrate:

- (1) A full-time magistrate shall be paid the annual salary indicated in the table set out in this subdivision. A full-time magistrate is a magistrate who is assigned to work an average of not less than 40 hours a week during the term of office. The Administrative Officer of the Courts shall designate whether a magistrate is full-time. Initial appointment shall be at the entry rate. A magistrate's salary shall increase to the next step every two years on the anniversary of the date the magistrate was originally appointed for increases to Steps 1 through 3, and every four years on the anniversary of the date the magistrate was originally appointed for increases to Steps 4 through 6.

Table of Salaries of Full-Time Magistrates

Step Level	Annual Salary
Entry Rate	\$ 41,590 <u>43,670</u>
Step 1	\$ 44,660 <u>46,893</u>
Step 2	\$ 47,972 <u>50,371</u>
Step 3	\$ 51,478 <u>54,052</u>
Step 4	\$ 55,680 <u>58,464</u>
Step 5	\$ 60,740 <u>63,777</u>
Step 6	\$ 66,412 <u>69,733</u> "

LEGISLATIVE EMPLOYEES

SECTION 3.9. Subsection (a1) of Section 39.9 of S.L. 2021-180 reads as rewritten:
"SECTION 39.9.(a1) Effective July 1, 2022, the annual salaries of the Legislative Services Officer and of nonelected employees of the General Assembly in effect on June 30, 2022, shall be legislatively increased by ~~two and one-half percent (2.5%)~~five percent (5%)."

GENERAL ASSEMBLY PRINCIPAL CLERKS

SECTION 3.10. Subsection (b) of Section 39.10 of S.L. 2021-180 reads as rewritten:

1 "SECTION 39.10.(b) Effective July 1, 2022, G.S. 120-37(c), as amended by subsection (a)
 2 of this section, reads as rewritten:

3 "(c) The principal clerks shall be full-time officers. Each principal clerk shall be entitled
 4 to other benefits available to permanent legislative employees and shall be paid an annual salary
 5 of ~~one hundred nineteen thousand six hundred fifty dollars (\$119,650)~~, one hundred twenty five
 6 thousand six hundred thirty three dollars (\$125,633), payable monthly. Each principal clerk shall
 7 also receive such additional compensation as approved by the Speaker of the House of
 8 Representatives or the President Pro Tempore of the Senate, respectively, for additional
 9 employment duties beyond those provided by the rules of their House. The Legislative Services
 10 Commission shall review the salary of the principal clerks prior to submission of the proposed
 11 operating budget of the General Assembly to the Governor and shall make appropriate
 12 recommendations for changes in those salaries. Any changes enacted by the General Assembly
 13 shall be by amendment to this paragraph."
 14

15 **SERGEANTS-AT-ARMS/READING CLERKS**

16 **SECTION 3.11.** Subsection (b) of Section 39.11 of S.L. 2021-180 reads as rewritten:

17 "SECTION 39.11.(b) Effective July 1, 2022, G.S. 120-37(b), as amended by subsection (a)
 18 of this section, reads as rewritten:

19 "(b) The sergeant at arms and the reading clerk in each house shall be paid a salary of ~~four~~
 20 ~~hundred seventy two dollars (\$472.00)~~ four hundred ninety-five dollars (\$495.00) per week plus
 21 subsistence at the same daily rate provided for members of the General Assembly, plus mileage
 22 at the rate provided for members of the General Assembly for one round trip only from their
 23 homes to Raleigh and return. The sergeants at arms shall serve during sessions of the General
 24 Assembly and at such time prior to the convening of, and subsequent to adjournment or recess
 25 of, sessions as may be authorized by the Legislative Services Commission. The reading clerks
 26 shall serve during sessions only."
 27

28 **COMMUNITY COLLEGES**

29 **SECTION 3.12.(a)** Subsection (a) of Section 39.12 of S.L. 2021-180 reads as
 30 rewritten:

31 "SECTION 39.12.(a) Community college personnel shall receive the following legislative
 32 salary increases:

- 33 (1) Effective July 1, 2021, the State Board of Community Colleges shall provide
 34 community college faculty and non-faculty personnel with an
 35 across-the-board salary increase in the amount of two and one-half percent
 36 (2.5%).
- 37 (2) Effective July 1, 2022, the State Board of Community Colleges shall provide
 38 community college faculty and non-faculty personnel with an
 39 across-the-board salary increase in the amount of ~~two and one-half percent~~
 40 ~~(2.5%)~~, five percent (5.0%)."

41 **SECTION 3.12.(b)** Subsection (b1) of Section 39.12 of S.L. 2021-180 reads as
 42 rewritten:

43 "SECTION 39.12.(b1) The minimum salaries for nine-month, full-time curriculum
 44 community college faculty for the 2022-2023 fiscal year are as follows:

Education Level	Minimum Salary 2022-2023
Vocational Diploma/Certificate or Less	<u>\$39,48440,447</u>
Associate Degree or Equivalent	<u>40,03241,008</u>
Bachelor's Degree	<u>42,41543,449</u>
Master's Degree or Education Specialist	<u>44,52845,614</u>
Doctoral Degree	<u>47,57448,735"</u>

THE UNIVERSITY OF NORTH CAROLINA

SECTION 3.13. Section 39.13 of S.L. 2021-180 reads as rewritten:

"**SECTION 39.13.** The University of North Carolina shall receive the following legislative salary increases:

- (1) Effective July 1, 2021, the Board of Governors of The University of North Carolina shall provide SHRA employees, EHRA employees, and teachers employed by the North Carolina School of Science and Mathematics with an across-the-board salary increase in the amount of two and one half percent (2.5%).
- (2) Effective July 1, 2022, the Board of Governors of The University of North Carolina shall provide SHRA employees, EHRA employees, and teachers employed by the North Carolina School of Science and Mathematics with an across-the-board salary increase in the amount of ~~two and one half percent (2.5%)~~, five percent (5.0%)."

CORRECTIONAL OFFICER SALARY SCHEDULE

SECTION 3.14. Subsection (b) of Section 39.14 of S.L. 2021-180 reads as rewritten:

"**SECTION 39.14.(b)** The following annual salary schedule applies under subsection (a) of this section for the 2021-2023 fiscal biennium, effective for each year on July 1, 2021, and July 1, 2022, respectively:

Experience	FY 2021-22		
	COI	COII	COIII
0	\$33,130	\$34,220	\$36,598
1	\$35,449	\$36,615	\$39,160
2	\$37,576	\$38,812	\$41,510
3	\$39,455	\$40,753	\$43,586
4	\$41,033	\$42,383	\$45,329
5	\$42,264	\$43,654	\$46,689
6+	\$43,109	\$44,527	\$47,623

Experience	FY 2021-22			FY 2022-23		
	COI	COII	COIII	COI	COII	COIII
0	\$33,958	\$35,076	\$37,513	\$34,787	\$35,931	\$38,428
1	\$36,335	\$37,530	\$40,139	\$37,221	\$38,446	\$41,118
2	\$38,515	\$39,782	\$42,548	\$39,455	\$40,753	\$43,586
3	\$40,441	\$41,772	\$44,676	\$41,428	\$42,791	\$45,765
4	\$42,059	\$43,443	\$46,462	\$43,085	\$44,502	\$47,595
5	\$43,321	\$44,745	\$47,856	\$44,377	\$45,837	\$49,023
6+	\$44,187	\$45,640	\$48,814	\$45,264	\$46,753	\$50,004"

STATE LAW ENFORCEMENT OFFICER SALARY SCHEDULE

SECTION 3.15. Subsection (b) of Section 39.15 of S.L. 2021-180 reads as rewritten:

"**SECTION 39.15.(b)** The following annual salary schedule applies under subsection (a) of this section for the 2021-2023 fiscal biennium, effective July 1, 2021, and July 1, 2022, for each respective fiscal year:

Years of Experience	FY 2021-22	FY 2022-23
0	47,384	48,56950,938

1	1	50,464	51,72654,249
2	2	53,744	55,08857,775
3	3	57,237	58,66961,530
4	4	60,957	62,48265,529
5	5	64,919	66,54369,788
6	6+	69,139	70,86874,324"

PROBATION AND PAROLE OFFICER SALARY SCHEDULE

SECTION 3.16 Section 39.15A of S.L. 2021-180 reads as rewritten:

"...

SECTION 39.15A.(b) The following annual salary schedule applies under subsection (a) of this section for the 2021-2023 fiscal biennium, effective July 1, 2021, and July 1, 2022, for each respective fiscal year:

Years of Experience	FY 2021-22	FY 2022-23
0	40,000	41,00043,000
1	42,600	43,66545,795
2	45,369	46,50348,772
3	48,318	49,52651,942
4	51,549	52,74555,415
5	54,804	56,51358,914
6+	58,366	59,82462,743

SECTION 39.15A.(c) Effective for the 2022-2023 fiscal year, employees of the Division of Juvenile Justice and Delinquency Prevention may receive the greater of their current pay level or the pay level reflected in the schedule set forth in subsection (b) of this section."

APPROPRIATION FOR SALARY ADJUSTMENTS

SECTION 3.17 There is appropriated from the General Fund to the Reserve for Salary Adjustments the sum of two hundred eighteen million five hundred five thousand five hundred dollars (\$218,505,500) in recurring funds for the 2022-2023 fiscal year to implement the salary adjustments authorized by Sections 3.1 through 3.16 of this act.

COST OF LIVING ADJUSTMENT FOR STATE RETIREES

SECTION 3.18.(a) G.S. 135-5 is amended by adding a new subsection to read:

"(zzz) From and after July 1, 2022, the retirement allowance to or on account of beneficiaries whose retirement commenced on or before July 1, 2021, shall be increased by three percent (3%) of the allowance payable on June 1, 2022, in accordance with subsection (o) of this section. Furthermore, from and after July 1, 2022, the retirement allowance to or on account of beneficiaries whose retirement commenced after July 1, 2021, but before June 30, 2022, shall be increased by a prorated amount of three percent (3%) of the allowance payable as determined by the Board of Trustees based upon the number of months that a retirement allowance was paid between July 1, 2021, and June 30, 2022."

SECTION 3.18.(b) G.S. 135-65 is amended by adding a new subsection to read:

"(kk) From and after July 1, 2022, the retirement allowance to or on account of beneficiaries whose retirement commenced on or before July 1, 2021, shall be increased by three percent (3%) of the allowance payable on June 1, 2022. Furthermore, from and after July 1, 2022, the retirement allowance to or on account of beneficiaries whose retirement commenced after July 1, 2021, but before June 30, 2022, shall be increased by a prorated amount of three percent (3%) of the allowance payable as determined by the Board of Trustees based upon the number of months that a retirement allowance was paid between July 1, 2021, and June 30, 2022."

SECTION 3.18.(c) G.S. 120-4.22A is amended by adding a new subsection to read:

1 "(ee) In accordance with subsection (a) of this section, from and after July 1, 2022, the
2 retirement allowance to or on account of beneficiaries whose retirement commenced on or before
3 January 1, 2022, shall be increased by three percent (3%) of the allowance payable on June 1,
4 2022. Furthermore, from and after July 1, 2022, the retirement allowance to or on account of
5 beneficiaries whose retirement commenced after January 1, 2022, but before June 30, 2022, shall
6 be increased by a prorated amount of three percent (3%) of the allowance payable as determined
7 by the Board of Trustees based upon the number of months that a retirement allowance was paid
8 between January 1, 2022, and June 30, 2022."

9 **SECTION 3.18.(d)** There is appropriated from the General Fund to the Reserve for
10 Retiree Cost-of-Living Adjustments the sum of one hundred fifty-three million dollars
11 (\$153,000,000) in recurring funds for the 2022-2023 fiscal year to implement the cost-of-living
12 adjustments authorized by this act.

13 14 **PAID PARENTAL LEAVE FOR STATE EMPLOYEES AND STATE-SUPPORTED** 15 **PERSONNEL**

16 **SECTION 3.19.(a)** Article 2 of Chapter 126 of the General Statutes is amended by
17 adding a new section to read:

18 **"§ 126-8.6. Paid parental leave for State employees and State-supported personnel.**

19 (a) Full-Time Employees. – The State Human Resources Commission shall adopt rules
20 and policies to provide that a permanent, full-time State employee may take up to twelve weeks
21 of paid parental leave in addition to any other leave available to the employee. The employee
22 must have been continuously employed by the State for at least 12 months immediately preceding
23 the first request for paid parental leave.

24 (b) Part-Time Employees. – The State Human Resources Commission shall adopt rules
25 and policies to provide that a permanent, part-time State employee may take a prorated amount
26 of up to six weeks of paid parental leave in addition to any other leave available to the employee.
27 The employee must have been continuously employed by the State for at least 12 months
28 immediately preceding the first request for paid parental leave.

29 (c) Program Requirements. – The paid parental leave authorized by this section:

- 30 (1) Is provided (i) for the birth of the parent's child and to care for the newborn or
31 (ii) for placement and adoption of a child and time for bonding.
- 32 (2) Is available without exhaustion of the employee's sick and vacation leave.
- 33 (3) Is in addition to, and not in lieu of, shared leave under G.S. 126-8.3, or other
34 leave authorized by federal or State law.
- 35 (4) May not be used for retirement purposes.
- 36 (5) Has no cash value upon termination from employment.

37 (d) Applicability. – This section applies to all (i) State employees and (ii) State-supported
38 personnel with the appropriate governing board adopting rules and policies to provide paid
39 parental leave to its employees as provided by this section.

40 (e) Reporting. – By May 1, 2023, and then annually thereafter, the State Human
41 Resources Commission, the State Board of Education, the State Board of Community Colleges,
42 and all State agencies, departments, and institutions shall annually report to the Office of State
43 Human Resources on the paid parental leave program."

44 **SECTION 3.19.(b)** G.S. 126-5 is amended by adding a new subsection to read:

45 "(c17) The provisions of G.S. 126-8.6 shall apply to all State employees in the judicial,
46 legislative, and executive branches."

47 **SECTION 3.19.(c)** There is appropriated from the General Fund to a Reserve for
48 Compensation the sum of fifteen million dollars (\$15,000,000) in recurring funds for the
49 2022-2023 fiscal year to fund the paid parental leave authorized by G.S. 126-8.6, as enacted by
50 this section.

RETENTION BONUSES AWARDED FOR FISCAL YEAR

SECTION 3.20.(a) Any person (i) whose salary is set by this act in Part 7A or this Part, pursuant to the North Carolina Human Resources Act, or as otherwise authorized in this act and (ii) who is continuously employed by the State or a public school unit from July 1, 2022 to October 31, 2022 shall be awarded a retention bonus for the 2022-23 fiscal year in the amount of seven hundred fifty dollars (\$750.00), payable during the month of November 2022. For otherwise eligible local education employees, eligibility for the bonus shall be measured beginning not on July 1, 2022, but on the first day when staff report for the 2022-2023 school year.

SECTION 3.20.(b) Any person (i) whose salary is set by this act in Part 7A or this Part, pursuant to the North Carolina Human Resources Act, or as otherwise authorized in this act and (ii) who is continuously employed by the State or a public school unit from November 1, 2022, to March 31, 2023, shall be awarded an additional retention bonus for the 2022-23 fiscal year in the amount of seven hundred fifty dollars (\$750.00), payable during the month of April 2023.

SECTION 3.20.(c) Employers of State employees and local education employees shall provide an additional retention bonus of two hundred fifty dollars (\$250.00) to all permanent full-time State employees and local education employees who are continuously employed by the State or a public school unit from July 1, 2022, to October 31, 2022, and who meet at least one of the following eligibility criteria for the additional bonus:

- (1) The employee earns an annual salary that does not exceed seventy-five thousand dollars (\$75,000).
- (2) The employee is employed as a law enforcement officer.
- (3) The employee is an employee in the Division of Adult Correction and Juvenile Justice of the Department of Public Safety with job duties requiring frequent in-person contact.
- (4) The employee is employed in a position at a 24-hour residential or treatment facility operated by the Department of Health and Human Services.

SECTION 30.20.(d) Employers of State employees and local education employees shall provide an additional retention bonus of two hundred fifty dollars (\$250.00) to all permanent full-time State employees and local education employees who are employed by the State or a public school unit from November 1, 2022, to March 31, 2023, and who meet at least one of the following eligibility criteria for the additional bonus:

- (1) The employee earns an annual salary that does not exceed seventy-five thousand dollars (\$75,000).
- (2) The employee is employed as a law enforcement officer.
- (3) The employee is an employee in the Division of Adult Correction and Juvenile Justice of the Department of Public Safety with job duties requiring frequent in-person contact.
- (4) The employee is employed in a position at a 24-hour residential or treatment facility operated by the Department of Health and Human Services.

SECTION 3.20.(e) For purposes of Section 38.2 of this Act only:

- (1) "Continuously employed by the State or a public school unit" means either (i) being employed for the entire listed time by one or more State, University, or Community College employers, without a break in service of at least one business day if the employee transfers between one or more such employers, or (ii) being employed by one or more public school units for the entire listed time.
- (2) "State, university, or community college employer" means State agencies, boards, commissions, institutions, or bureaus, the University of North Carolina System Office, the University of North Carolina Health Care System,

1 institutions established under Chapter 116 of the General Statutes, the North
2 Carolina Community Colleges System Office, or community colleges
3 established under Chapter 115D of the General Statutes. For avoidance of
4 doubt, "State, university, or community college employer" shall not include
5 independent entities such as the Golden LEAF Foundation or any nonprofit
6 corporation that assists the Department of Commerce under
7 G.S. 143B-431.01.

8 **SECTION 3.20.(f)** Notwithstanding Subsection (d) of Section 39.18 of SL
9 2021-180, any funds appropriated for retention bonuses in excess of the amounts required to
10 implement the bonuses shall revert and not be credited to the Pay Plan Reserve.

11 **SECTION 3.20.(g)** Notwithstanding G.S. 135-1(7a), the compensation bonuses
12 awarded by this section are not compensation under Article 1 of Chapter 135 of the General
13 Statutes, the Teachers' and State Employees' Retirement System.

14 **SECTION 3.20.(h)** The compensation bonuses awarded by this section are not part
15 of annual salary and shall be paid out separately. The compensation bonus shall be awarded to
16 eligible permanent employees without regard to an employee's placement within the salary range,
17 including employees at the top of the salary range. The compensation bonus shall be adjusted pro
18 rata for otherwise eligible part-time employees.

19 **SECTION 3.20.(i)** There is appropriated from the General Fund to a Reserve for
20 Bonuses the sum of seven hundred five million dollars (\$705,000,000) in nonrecurring funds for
21 the 2022-2023 fiscal year to fund the paid parental leave authorized by G.S. 126-8.6, as enacted
22 by this section.

23 24 **PART IV. INVESTMENTS IN THE ENVIRONMENT, CLEAN ENERGY, AND CLEAN** 25 **TRANSPORTATION**

26 27 **SWINE FLOODPLAIN BUYOUT PROGRAM**

28 **SECTION 4.1.** The sum of eighteen million dollars (\$18,000,000) in nonrecurring
29 funds for the 2022-2023 fiscal year is appropriated to the Department of Agriculture and
30 Consumer Services. The Department shall use these funds to purchase permanent conservation
31 easements on properties currently used for swine production that are within the 100-year
32 floodplain. These funds leverage \$5 million of state and federal funds already committed to a
33 regional partnership. As used in this section, "100-year floodplain" means any area subject to
34 inundation by the one percent (1%) annual chance flood event, as indicated on the most recent
35 Flood Insurance Rate Map prepared by the Federal Emergency Management Agency under the
36 National Flood Insurance Program.

37 38 **DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES ENERGY** 39 **EFFICIENCY AND EMERGENCY RESPONSE POSITIONS**

40 **SECTION 4.2.** There is appropriated the sum of five hundred forty-three thousand
41 seven hundred fifty dollars (\$543,750) in recurring funds for the 2022-2023 fiscal year from the
42 General Fund to the Department of Agriculture and Consumer Services to establish five
43 positions, to be allocated as follows: three positions for infrastructure and energy efficiency staff
44 to enhance the department's capital planning, ensure more timely building maintenance and
45 repairs, and improve energy efficiency in state building, and two positions to support emergency
46 response, including preparation for and response to emergencies such as natural disasters and
47 animal diseases that impact the state's agriculture industry.

48 49 **PROVIDE FUNDING FOR EMERGING COMPOUNDS**

50 **SECTION 4.3.(a)** The sum of two million four hundred ninety-two thousand two
51 hundred fifty-nine dollars (\$2,492,259) in recurring funds and four hundred eighty-three

1 thousand three hundred sixty dollars (\$483,360) in nonrecurring funds for the 2022-2023 fiscal
2 year is appropriated to the Department of Environmental Quality to fund the agency's work with
3 emerging compounds in permitting activities, meet additional demand for technical support
4 related to emerging compounds at regional offices, and support the growing need for groundwater
5 testing capability. These funds may be used to establish up to nineteen full time equivalent
6 positions for highly skilled staff, including chemists, hydrogeologists, engineers, and
7 environmental specialists.

8
9 **PROVIDE INCREASED FUNDING TO SUPPORT ENVIRONMENTAL PERMIT AND**
10 **APPROVAL PROGRAMS**

11 **SECTION 4.4.** There is appropriated to the Department of Environmental Quality the sum
12 of four million three hundred thousand dollars (\$4,300,000) in recurring funds for the 2022-2023
13 fiscal year. These funds will hold the Department harmless with respect to the fee increases
14 requested by the Department in the Department's report to the Joint Legislative Oversight
15 Committee on Agriculture and Natural and Economic Resources required by Section 12.2 of S.L.
16 2021-180. These funds will fund additional permitting staff to provide better customer service,
17 expand express permit options, and allow faster turnaround times for various permits and
18 approvals. The Department is authorized to create up to 35 full-time equivalent positions with
19 the funds appropriated by this section.

20
21 **DRY CLEANING SOLVENT CLEAN UP FUND CHANGES**

22 **SECTION 4.5.(a)** G.S. 143-215.104C(d) reads as rewritten:

23 **"§ 143-215.104C. Dry-Cleaning Solvent Cleanup Fund.**

24 (d) Up to ~~one percent (1%)~~three percent (3%) of the amount of the Fund balance may be
25 used by the Department in each fiscal year for investigation of inactive hazardous substance
26 disposal sites that the Department reasonably believes to be contaminated by dry-cleaning
27 solvent. If the contamination is determined to originate from a dry-cleaning facility, a potentially
28 responsible party may petition for certification of the facility or abandoned facility site.
29 Acceptance of a petition shall be conditioned upon the written acceptance by the petitioner of
30 responsibility for the costs of investigation incurred by the Department pursuant to this
31 subsection. Costs of investigation that are recovered pursuant to this subsection shall not exceed,
32 and shall be credited toward, the financial responsibility of the petitioner pursuant to
33 G.S. 143-215.104F(f). If a potentially responsible party does not petition for certification of the
34 facility or abandoned facility site, the Commission may request the Attorney General to
35 commence a civil action to secure reimbursement of costs incurred under this subsection."

36 **SECTION 4.5.(b)** G.S. 143-215.104P reads as rewritten:

37 **"§ 143-215.104P. Enforcement procedures; civil penalties.**

38 (a) The Secretary may assess a civil penalty of not more than ten thousand dollars
39 (\$10,000) or, if the violation involves a hazardous ~~waste, as defined in G.S. 130-290,~~waste of not
40 more than ~~twenty five thousand dollars (\$25,000)~~thirty-two thousand five hundred dollars
41 (\$32,500) against any person who:

42 ...

43 (b) If any action or failure to act for which a penalty may be assessed under subsection
44 (a) of this section is continuous, the Secretary may assess a penalty not to exceed ten thousand
45 dollars (\$10,000) per day or, if the violation involves a hazardous ~~waste, as defined in G.S.~~
46 ~~130-290, not exceed twenty five thousand dollars (\$25,000)~~waste not to exceed thirty-two
47 thousand five hundred dollars (\$32,500) per day. A penalty for a continuous violation shall not
48 exceed two hundred thousand dollars (\$200,000) for each period of 30 days during which the
49 violation continues."

1 **SECTION 4.5.(c)** The funds generated by the statutory changes in this section will
2 address increased demand for dry-cleaning contamination cleanup, identify contamination
3 sources, and support site redevelopment.
4

5 **PROJECT LIAISON POSITION**

6 **SECTION 4.6.** There is appropriated the sum of one hundred sixty thousand dollars
7 (\$160,000) in recurring funds for the 2022-2023 fiscal year from the General Fund to the
8 Department of Environmental Quality to create a dedicated Project Liaison at the Department of
9 Environmental Quality (DEQ) to work in collaboration with the Department of Commerce and
10 the Economic Development Partnership of North Carolina to ensure efficient communication and
11 coordination on site development related to DEQ's environmental programs and permitting
12 requirements.
13

14 **COASTAL HABITAT ASSESSMENT PROGRAM**

15 **SECTION 4.7.** There is appropriated the sum of seven hundred twenty thousand five
16 hundred twenty-six dollars (\$720,526) in recurring funds and one hundred twenty-two thousand
17 five hundred dollars (\$122,500) in nonrecurring funds for the 2022-2023 fiscal year from the
18 General Fund to the Department of Environmental Quality to establish the Coastal Habitat
19 Assessment Program within the Division of Coastal Management. This program will assess
20 coastal habitats through site mapping, vegetation assessments, and observation of wetlands.
21

22 **RESILIENT COMMUNITIES PROGRAM**

23 **SECTION 4.8.** There is appropriated the sum of four million dollars (\$4,000,000) in
24 nonrecurring funds for the 2022-2023 fiscal year from the General Fund to the Department of
25 Environmental Quality for the Resilient Communities Program. These funds will be used to
26 expand the program to additional communities, enabling regions and local governments to reduce
27 flood risk and promote long-term resilience.
28

29 **CLEAN ENERGY GRANTS**

30 **SECTION 4.9.(a)** There is appropriated from the General Fund to the Department
31 of Commerce the sum of fifteen million dollars (\$15,000,000) in nonrecurring funds for the
32 2022-2023 fiscal year to be allocated to the NC Clean Energy Innovation and Research Fund
33 established by G.S. 143B-437.105, as enacted by subsection (c) of this subsection, for clean
34 energy innovation and research grants.
35

36 **SECTION 4.9.(b)** There is appropriated from the General Fund to the Department
37 of Commerce the sum of four million five hundred thousand dollars (\$4,500,000) in nonrecurring
38 funds for the 2022-2023 fiscal year for the One North Carolina Fund established in PartArticle
39 10 of Chapter 143B of the General Statutes to provide competitive grants in the manner set forth
40 in that Part for support of clean energy and energy efficiency innovation, entrepreneurship, and
41 small business development in the clean energy sector.
42

43 **SECTION 4.9.(c)** Article 10 of Chapter 143B of the General Statutes is amended by
44 adding a new Part to read:

45 "Part 2L. Clean Energy Innovation and Research Fund.

46 "§ 143B-437.105. NC Clean Energy Innovation and Research (CLEIR) fund and grant
47 program.

48 (a) Fund. – The NC Clean Energy Innovation and Research Fund is established as a
49 special revenue fund in the Department of Commerce, and the Office of Science, Technology
50 and Innovation in the Department shall be responsible for administering the Fund.

51 (b) Purposes. – Moneys in the NC Clean Energy Innovation and Research Fund shall be
allocated pursuant to this subsection. The Department of Commerce shall make grants from the
Fund to private businesses with fewer than 100 employees, nonprofit organizations, local

1 governments, and State agencies to encourage the expansion of small to medium size businesses
2 with fewer than 100 employees that will help grow a green economy in the State. The NC Clean
3 Energy Innovation and Research Fund shall be used for clean energy and energy efficiency
4 innovations and research and for the development of small businesses and encouragement of
5 entrepreneurship in these areas.

6 The priority areas are:

- 7 (1) To encourage the development and deployment of renewable energy and
8 energy efficient and environmentally conscious clean technologies and
9 products in the State. The Department of Commerce may make grants
10 available to maximize development, production, distribution, retail
11 infrastructure, deployment, and consumer purchase of such technologies and
12 products in North Carolina, including grants to enhance related workforce
13 development.
- 14 (2) To encourage the development of the clean energy industry in the State. The
15 Department of Commerce may make grants available to assist in the
16 development and growth of a market for environmentally conscious and
17 energy efficient green building processes.
- 18 (3) To attract and leverage private-sector investments and entrepreneurial growth
19 in renewable energy and energy efficient and environmentally conscious clean
20 technologies, products, and businesses, including grants to enhance workforce
21 development in such businesses.

22 (c) Cap and Matching Funds. – The Department of Commerce, Office of Science,
23 Technology and Innovation, may set a cap on a grant from the NC Clean Energy Innovation and
24 Research Fund and may require a private business to provide matching funds for a grant from
25 the Fund.

26 (d) Administration and Expenses. – The Department of Commerce may adopt rules
27 providing for the administration of the Fund. Of the funds appropriated to the Fund, the
28 Department may use up to one hundred thousand dollars (\$100,000) or five percent (5%)
29 annually, whichever is greater, to administer the Fund."

30 **SECTION 4.9.(d)** Funds appropriated by this section that are not spent or
31 encumbered by June 30, 2026, shall revert to the General Fund.

32 **ENERGY EFFICIENCY IN SCHOOLS AND BUSES**

34 **SECTION 4.10.** There is appropriated from the General Fund to the Department of
35 Public Instruction for the 2022-2023 fiscal year the sum of two billion dollars (\$2,000,000,000)
36 in nonrecurring funds, to be allocated to local school administrative units on the basis of average
37 daily membership to make improvements to public school buildings as follows:

- 38 (1) \$1,000,000,000 to make needed improvements to all school buildings for
39 energy efficiency, including the following:
- 40 a. Installing high-efficiency lighting.
 - 41 b. Replacing pipe insulation.
 - 42 c. Weatherizing doors, windows, and other internal and external
43 openings.
 - 44 d. Repairing, replacing, and upgrading heating, ventilation, and air
45 conditioning systems, including programmable thermostats, chillers,
46 boilers, and fuel-switching systems.
 - 47 e. Upgrading plug load management systems.
 - 48 f. Repairing, replacing, and upgrading water and wastewater systems
49 and controls.
 - 50 g. Upgrading electric water coolers.

- 1 h. Installing open-platform, internet-based controls for building
2 management systems.
- 3 (2) \$500,000,000 to install solar photovoltaic panels on each school building that
4 would benefit from solar photovoltaic panels and to make necessary roof
5 repairs to support the installation of solar photovoltaic panels.
- 6 (3) \$500,000,000 to replace all qualifying school buses with new school buses
7 that are operated exclusively on electric fuel and assembled in the State. For
8 purposes of this subdivision, a qualifying school bus is a school bus owned by
9 a local school administrative unit that meets all of the following criteria:
- 10 a. Is more than 10 years old by model year as of the effective date of this
11 act.
- 12 b. Is operated in whole or in part on motor fuel, as defined in
13 G.S. 105-449.60(31).
14

15 **DEPARTMENT OF NATURAL AND CULTURAL RESOURCES ENERGY**
16 **EFFICIENCY POSITIONS**

17 **SECTION 4.11.** There is appropriated the sum of three hundred fifty-three thousand
18 seven hundred fifty dollars (\$353,750) in recurring funds for the 2022-2023 fiscal year from the
19 General Fund to the Department of Natural and Cultural Resources to establish three positions
20 for infrastructure and energy efficiency staff to enhance the department's capital planning, ensure
21 more timely building maintenance and repairs, and improve energy efficiency in state buildings.
22 Funds will also be used for utility monitoring software, enabling the department to conserve
23 energy, reduce consumption and cost, and support the state's energy efficiency goals.
24

25 **DEPARTMENT OF NATURAL AND CULTURAL RESOURCES NATURAL**
26 **HERITAGE AND HISTORIC PRESERVATION POSITIONS**

27 **SECTION 4.12.** There is appropriated the sum of one hundred seventy thousand
28 dollars (\$170,000) in recurring funds for the 2022-2023 fiscal year from the General Fund to the
29 Department of Natural and Cultural Resources to establish two positions, to be allocated as
30 follows: one position in the Natural Heritage program and one in the State Historic Preservation
31 Office. The Natural Heritage position will update and maintain the state's inventory of natural
32 resources and will work with partners to establish nature preserves to protect vital natural areas.
33 The State Historic Preservation Office Environmental Review Specialist will conduct
34 environmental reviews and provide technical assistance to constituents for disaster planning,
35 recovery, response, and mitigation.
36

37 **DEPARTMENT OF NATURAL AND CULTURAL RESOURCES PRESCRIBED FIRE**
38 **CREW POSITIONS**

39 **SECTION 4.13.** There is appropriated the sum of three hundred thousand dollars
40 (\$170,000) in recurring funds and four hundred thousand dollars (\$400,000) in nonrecurring
41 funds for the 2022-2023 fiscal year from the General Fund to the Department of Natural and
42 Cultural Resources to establish four positions to the Division of Parks and Recreation to conduct
43 prescribed fires and to respond to wildfires in state parks. Nonrecurring funds will be used for
44 supplies and equipment to support the work of the crew, including personal protective equipment,
45 chainsaws, and vehicles. Prescribed fires are essential to maintain healthy ecosystems that
46 support habitats for rare, threatened, and endangered species; reduce risk of future fires; and
47 protect both parks and neighboring structures.
48

49 **INCREASE FUNDING FOR PARKS AND RECREATION TRUST FUND**

50 **SECTION 4.14** There is appropriated the sum of three million seven hundred
51 fifty-seven thousand one hundred and sixteen dollars (\$3,757,116) in recurring funds and twenty

1 million dollars (\$20,000,000) in nonrecurring funds for the 2022-2023 fiscal year from the
2 General Fund to the Department of Natural and Cultural Resources for the Parks and Recreation
3 Trust Fund, which provides grants to support projects in state parks, the development and
4 renovation of local parks, and beach access. This funding increases the recurring support of
5 PARTF to \$20 million and provides a total of \$40 million in funding in the 2022-2023 fiscal
6 year.

7 8 **INCREASE FUNDING FOR NORTH CAROLINA LAND AND WATER FUND**

9 **SECTION 4.15** There is appropriated the sum of six million eight hundred forty-two
10 thousand four hundred and seventy dollars (\$6,842,470) in recurring funds and twenty million
11 dollars (\$20,000,000) in nonrecurring funds for the 2022-2023 fiscal year from the General Fund
12 to the Department of Natural and Cultural Resources for the North Carolina Land and Water
13 Fund, which funds grants to protect and restore the state's land and water resources, preserve
14 military buffers, restore degraded streams, and develop and improve stormwater treatment. This
15 funding increases the recurring support of the Fund to \$20 million annually and provides a total
16 of \$40 million in funding in the 2022-2023 fiscal year.

17 18 **PEATLANDS AND POCOSINS CONSERVATION AND INVENTORY**

19 **SECTION 4.16** There is appropriated the sum of ten million dollars (\$10,000,000)
20 in nonrecurring funds for the 2022-2023 fiscal year from the General Fund to the Department of
21 Natural and Cultural Resources, to be allocated to the North Carolina Land and Water Fund for
22 peatlands and pocosins acquisition and restoration to reduce carbon emissions and wildfire risk,
23 provide flood resilience, and improve water quality.

24 25 **INTEGRATED MOBILITY FUNDS FOR INNOVATIVE TECHNOLOGIES AND** 26 **INITIATIVES**

27 **SECTION 4.17.** There is appropriated the sum of two million dollars (\$2,000,000)
28 in recurring funds from the Highway Fund to the Department of Transportation for integrated
29 mobility initiatives within the Department. These funds will enable the Department to respond
30 to new technologies to provide affordable and equitable access to transportation, and may also
31 be used to support pilot programs and match Federal grants, including grants to increase access
32 to on-demand transit in rural areas.

33 34 **S-LINE FEDERAL GRANT MATCH**

35 **SECTION 4.18.** There is appropriated the sum of ten million dollars (\$10,000,000)
36 in recurring funds from the Highway Fund to the Department of Transportation for the
37 Department's Rail Division. The funds will provide matching funds to leverage federal grants
38 available under the bipartisan Infrastructure Investment and Jobs Act (IIJA) to fund the first
39 portion of the S-Line, connecting Wake, Franklin, Vance and Warren Counties, increasing rail
40 capacity and resilience and creating economic development and environmental benefits.

41 42 **BICYCLE AND PEDESTRIAN FUNDS**

43 **SECTION 4.19.(a)** G.S. 136-189.11(d)(3)(c) is repealed.

44 **SECTION 4.19.(b)** There is appropriated the sum of ten million dollars
45 (\$10,000,000) in recurring funds from the Highway Fund to the Department of Transportation to
46 establish a local government grant program to match federal funds for bicycle and pedestrian
47 projects, such as shared use paths, bicycle lanes, integrated mobility, and bicycle and pedestrian
48 bridges.

49 50 **PART V. GENERAL PROVISIONS** 51

1 **SEVERABILITY CLAUSE**

2 **SECTION 5.1.** If any section or provision of this act is declared unconstitutional or
3 invalid by the courts, it does not affect the validity of this act as a whole or any part other than
4 the part so declared to be unconstitutional or invalid.

5

6 **EFFECTIVE DATE**

7 **SECTION 5.2.** Except as otherwise provided, this act is effective July 1, 2022.