

February 25, 2009

H 320. REGULATION OF GOLF CARTS BY LOCAL GOVERNMENTS. Filed 2/25/09. *TO ALLOW ALL UNITS OF LOCAL GOVERNMENT TO REGULATE GOLF CARTS.*

As the title indicates, repeals GS 160A-300.5(c) authorizing all local units of government to regulate golf carts.

Makes conforming changes to repeal the following which authorized various individual towns, cities, and associations to regulate golf carts: (1) SL 2001-356, Section 6; (2) SL 2005-11, Section 1, as amended by SL 2007-18; (3) SL 2005-58; (4) Section 9.4 of the Town of Cary Charter as enacted by SL 2005-117, Section 1; and (5) Section 5.2 of the Town of Whispering Pines Charter as enacted by SL 2008-105.

Makes additional conforming changes to: (1) SL 2001-132, Section 1(a); (2) Chapter 33, Section 3 of the 1995 Session Laws, as amended by SL 2002-82, Section 2; (3) SL 2003-124, Section 1, as amended; (4) SL 2004-38, Section 1; and (5) SL 2005-11, Section 3, as amended.

Effective October 1, 2009.

Intro. by Neumann.

GS 160A

March 11, 2009

H 320. REGULATION OF GOLF CARTS BY LOCAL GOVERNMENTS. Filed 2/25/09. House committee substitute makes the following changes to 1st edition.

Enacts new GS 153A-245 (Regulation of golf carts on streets, roads, and highways). Provides that notwithstanding GS 20-50 (regarding motor vehicle registration and certificates of title) and GS 20-54 (regarding the Division of Motor Vehicle's authority to refuse registration or certificate of title), a county may regulate the operation of golf carts on any public roadway within its county that is located in any unincorporated areas of the county, or on any property owned or leased by the county. Permits a county to by ordinance: (1) require the registration of golf carts; (2) charge a fee for the registration; (3) specify who is authorized to operate golf carts; and (4) specify the required equipment, load limits, and the hours and methods of operation of golf carts. Enacts new GS 160A-300.6 to confer the same authority to regulate golf carts on public roadways to a municipality within its municipal limits, or on any property owned or leased by the municipality.

Repeals GS 160A-300.5, conferring authority to regulate golf carts on public streets in certain localities [was, repealed subsection (c) of GS 160A-300.5].

Makes conforming changes to repeal the following, which authorized various individual towns, cities, and associations to regulate golf carts: (1) SL 2006-27, (2) SL 2006-149, (3) SL 2006-152, (4) SL 2007-18, (5) SL 2007-72, (6) SL 2007-336, and (7) SL 2008-71.

Deletes the provision repealing SL 2005-58 (authorizing Caswell Beach to regulate golf carts) and the amendment to Section 3 of SL 1995-33, as amended, deleting provisions related to the regulation of golf carts in the Seven Lakes Community.

Makes organizational changes.