

ADOPTED



CHANGES TITLE

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1973

AMENDMENT NO. 4
(to be filled in by
Principal Clerk)

H1973-ARB-80 [v.1]

Page 1 of 2

Comm. Sub. [YES]
Amends Title [YES]
Fifth Edition

Date 7-6, 2010

Senator Clodfelter

1 moves to amend the bill on page 1, line 6, by rewriting the line to read:
2 "TO PROVIDE FUNDING FOR THE DNA DATABASE AND DATABANK; AND TO
3 CLARIFY THE APPLICATION OF THE ENVIRONMENTAL POLICY ACT TO CERTAIN
4 ECONOMIC DEVELOPMENT INCENTIVE PAYMENTS.";

5
6 And on page 17, lines 41 through 44, by rewriting the lines to read:
7 "**PART X. CLARIFY THE APPLICABILITY OF THE STATE ENVIRONMENTAL**
8 **POLICY ACT TO CERTAIN ECONOMIC DEVELOPMENT INCENTIVE**
9 **PAYMENTS.**

10
11 **SECTION 10.1.** G.S. 113A-12 reads as rewritten:

12 **'§ 113A-12. Environmental document not required in certain cases.**

13 No environmental document shall be required in connection with:

- 14 (1) The construction, maintenance, or removal of an electric power line, water
15 line, sewage line, stormwater drainage line, telephone line, telegraph line,
16 cable television line, data transmission line, or natural gas line within or
17 across the right-of-way of any street or highway.
- 18 (2) An action approved under a general permit issued under G.S. 113A-118.1,
19 143-215.1(b)(3), or 143-215.108(c)(8).
- 20 (3) A lease or easement granted by a State agency for:
 - 21 a. The use of an existing building or facility.
 - 22 b. Placement of a wastewater line on or under submerged lands
23 pursuant to a permit granted under G.S. 143-215.1.
 - 24 c. A shellfish cultivation lease granted under G.S. 113-202.
- 25 (4) The construction of a driveway connection to a public roadway."
- 26 (5) A project for which public monies are expended if the expenditure is solely
27 for the payment of incentives pursuant to an agreement that makes the
28 incentive payments contingent on prior completion of the project or activity,
29 or completion on a specified timetable, and a specified level of job creation
30 or new capital investment.'

31 **SECTION 10.2.** This Part becomes effective May 1, 2010, but does not apply to
32 any pending litigation or orders issued by a court of competent jurisdiction prior to that date.
33



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1 **PART IX: EFFECTIVE DATE**


2
3
4

SECTION 11. Except as otherwise provided, this act is effective when it becomes law."

SIGNED 
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 45-3 FAILED _____ TABLED _____

7-6-10


ADOPTED