



NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
House Bill 945

AMENDMENT NO. 1  
(to be filled in by  
Principal Clerk)

H945-ARW-19 [v.2]

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Comm. Sub. [YES]  
Amends Title [NO]  
Third Edition

Date 8-7, 2009

Senator Rand

1 moves to amend the bill on page 24, line 31, by rewriting that line to read:

2  
3 **"PART XLIII. LEGISLATIVE STUDY COMMISSION ON WATER AND**  
4 **WASTEWATER INFRASTRUCTURE (Crawford, Owens)**

5 **SECTION 43.1.** There is created the Legislative Study Commission on Water and  
6 Wastewater Infrastructure. The Commission shall consist of 17 members appointed as follows:

- 7 (1) Four members of the House of Representatives, appointed by the Speaker of
- 8 the House of Representatives.
- 9 (2) Four members of the Senate, appointed by the President Pro Tempore of the
- 10 Senate.
- 11 (3) Two members appointed by the Governor.
- 12 (4) The Secretary of the North Carolina Department of Environment and Natural
- 13 Resources or the Secretary's designee.
- 14 (5) The Secretary of the North Carolina Department of Commerce or the
- 15 Secretary's designee.
- 16 (6) The President of the North Carolina Rural Economic Development Center or
- 17 the President's designee.
- 18 (7) The Executive Director of the North Carolina Clean Water Management
- 19 Trust Fund or the Executive Director's designee.
- 20 (8) The Executive Director of the North Carolina League of Municipalities or
- 21 the Executive Director's designee.
- 22 (9) The Executive Director of the North Carolina Association of County
- 23 Commissioners or the Executive Director's designee.
- 24 (10) The Chair of the State Water Infrastructure Commission.

25 **SECTION 43.2.** The Speaker of the House of Representatives and the President  
26 Pro Tempore of the Senate shall each designate a cochair. The Commission may meet at any  
27 time upon the joint call of the cochairs. A quorum of the Commission shall be a majority of its  
28 members.

29 Vacancies on the Commission shall be filled by the same appointing authority that  
30 made the initial appointment.

31 Subject to the approval of the Legislative Services Commission, the Commission  
32 may meet in the Legislative Building or the Legislative Office Building.



\* H 9 4 5 - A R W - 1 9 - V - 2 \*

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1           The Legislative Services Commission, through the Legislative Services Officer,  
2 shall assign professional staff to assist the Commission in its work. The House of  
3 Representatives' and the Senate's Director of Legislative Assistants shall assign clerical support  
4 staff to the Commission, and the expenses relating to the clerical employees shall be borne by  
5 the Commission.

6           In addition, the State agencies and nonprofits serving on the Commission shall  
7 cooperate in providing information and additional staff resources as needed to accomplish the  
8 work of the Commission.

9           The Commission, while in the discharge of its official duties, may exercise all  
10 powers provided for under G.S. 120-19 and G.S. 120-19.1 through G.S. 120-19.4. The  
11 Commission may contract for professional, clerical, or consultant services as provided by  
12 G.S. 120-32.02.

13           Members of the Commission shall receive subsistence and travel expenses at the  
14 rates set forth in G.S. 120-3.1, 138-5, or 138-6, as appropriate.

15           **SECTION 43.3.** The Legislative Study Commission on Water and Wastewater  
16 Infrastructure shall focus on the development of an ongoing process to identify and regularly  
17 report to the North Carolina General Assembly on statewide water and wastewater  
18 infrastructure needs and to improve the delivery of State appropriated water and wastewater  
19 programs. The Commission shall specifically do all of the following:

- 20           (1) Evaluate the information provided through the drinking water and  
21 wastewater needs assessment prepared by the Environmental Protection  
22 Agency (EPA) every four years; the drinking water and wastewater needs  
23 surveys currently done by the North Carolina Department of Environment  
24 and Natural Resources in support of the EPA needs assessment; the data  
25 compiled as part of Water 2030 by the North Carolina Rural Economic  
26 Development Center, Inc.; and any other existing data sets in order to  
27 determine what information currently exists and where there may be gaps in  
28 the data.
- 29           (2) Study an ongoing method for regularly determining and reporting on the  
30 State's water and wastewater infrastructure needs, including the subject of  
31 small towns whose water or sewer rates exceed the high-unit-cost threshold  
32 as defined in G.S. 159G-20.
- 33           (3) Select a method for identifying and reporting on infrastructure needs in the  
34 future.
- 35           (4) Review infrastructure funding priorities currently set out in State law to  
36 determine whether the priorities appropriately reflect the State's most  
37 pressing needs in light of future growth projections.
- 38           (5) Recommend changes to infrastructure funding priorities and appropriations  
39 processes to ensure that funds are used to meet the State's most pressing  
40 needs.
- 41           (6) Ascertain the capacity and role of the State in bridging identified gaps  
42 between funding priorities and available funds.

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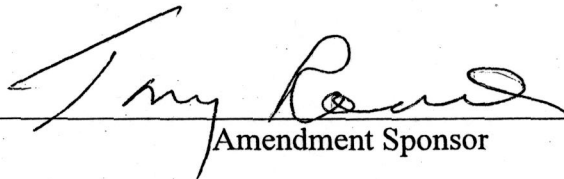
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- 1 (7) Determine what steps funding agencies can take to improve the delivery of  
2 existing funding programs, including the following options:  
3 a. Developing common application requirements;  
4 b. Scheduling regular joint meetings between funders and applicants;  
5 c. Where projects are jointly funded, exploring options to share and  
6 improve oversight responsibilities; and  
7 d. Coordinating reporting requirements to produce a single integrated  
8 funders report on an annual basis.

9 **SECTION 43.4.** As used in subdivision (7) of Section 43.3, "funding agencies"  
10 means the Department of Commerce, the Department of Environment and Natural Resources,  
11 the Clean Water Management Trust Fund, and the Rural Economic Development Center.

12 **SECTION 43.5.** On or before May 1, 2010, the Legislative Study Commission on  
13 Water and Wastewater Infrastructure shall submit an interim report to the 2009 General  
14 Assembly, Regular Session 2010. This interim report shall include any findings or  
15 recommendations of the Commission at that time. In addition, no later than the convening of  
16 the 2011 General Assembly, the Commission shall submit a final report to the General  
17 Assembly. This final report shall include the Commission's findings and recommendations  
18 under this study, including any legislative or administrative proposals. The Commission shall  
19 terminate upon the earlier of the filing of its final report or the convening of the 2011 General  
20 Assembly."  
21

SIGNED

  
Amendment Sponsor

SIGNED

\_\_\_\_\_  
Committee Chair if Senate Committee Amendment

ADOPTED \_\_\_\_\_

FAILED \_\_\_\_\_

TABLED \_\_\_\_\_

