

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

H.B. 234
Mar 12, 2015
HOUSE PRINCIPAL CLERK

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HOUSE DRH40112-LL-96 (2/23)

Short Title: Reinstatement of Mountain Island Lake Marine Commission. (Local)

Sponsors: Representative Jeter.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REINSTATE THE MOUNTAIN ISLAND MARINE COMMISSION TO ITS
3 STATUS PRIOR TO THE WITHDRAWAL OF GASTON COUNTY.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** Notwithstanding the provisions of G.S. 77-71 or any other provision
6 of law, the Mountain Island Lake Marine Commission is reinstated as it existed on June 1,
7 2014, prior to the unilateral withdrawal of Gaston County and resulting dissolution of the
8 Commission. The reinstated Mountain Island Lake Marine Commission shall be governed by
9 Article 6 of Chapter 77 of the General Statutes, as amended by this act.

10 **SECTION 2.** G.S. 77-71 reads as rewritten:

11 "**§ 77-71. ~~Authority to create Commission; withdrawal from and dissolution of~~**
12 **Commission. Creation of Commission.**

13 The three counties ~~may~~shall by joint resolution create the Mountain Island Lake Marine
14 Commission. Upon its creation the Commission has the powers, duties, and responsibilities
15 conferred upon it by joint resolution, subject to the provisions of this Article. The provisions of
16 any joint resolution may be modified, amended, or rescinded by a subsequent joint resolution. ~~A~~
17 ~~county may unilaterally withdraw from participation as provided by any joint resolution or the~~
18 ~~provisions of this Article, once the Commission has been created, and any county may~~
19 ~~unilaterally withdraw from the Commission at the end of any budget period upon 90 days prior~~
20 ~~written notice. Upon the effectuation of the withdrawal, the Commission is dissolved, and all~~
21 ~~property of the Commission must be distributed to or divided among the three counties and any~~
22 ~~other public agency or agencies serving the Mountain Island Lake area in a manner considered~~
23 ~~equitable by the Commission by resolution adopted by it prior to dissolution."~~

24 **SECTION 3.** This act is effective when it becomes law.

