

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019

H.B. 468
Mar 26, 2019
HOUSE PRINCIPAL CLERK

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HOUSE BILL DRH10225-BG-5

Short Title: Sheriff Road Closure Auth. (Local)

Sponsors: Representatives Horn, Arp, and Brody (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE UNION COUNTY SHERIFF TO TEMPORARILY CLOSE
3 TRANSPORTATION INFRASTRUCTURE DUE TO DANGEROUS ROADWAY
4 CONDITIONS.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. Article 3 of Chapter 162 of the General Statutes is amended by adding
7 a new section to read:

8 "§ 162-27. Sheriff to temporarily close State transportation infrastructure due to
9 dangerous road conditions.

10 (a) Notwithstanding any law to the contrary, the sheriff may temporarily close, or cause
11 to be closed, any portion of the State transportation infrastructure under the sheriff's jurisdiction
12 if necessary to exclude public travel due to a dangerous road condition posing an immediate
13 visible threat to public safety. For the purposes of this section, a dangerous road condition shall
14 not include maintenance-related conditions. Nothing in this section shall be construed to prevent
15 the North Carolina Department of Transportation from investigating, assessing, and making the
16 final determination as to the necessity of closing, causing to be closed, or continuing the closure
17 of State transportation infrastructure.

18 (b) Prior to the temporary closure of State transportation infrastructure under this section,
19 the sheriff shall notify the North Carolina Department of Transportation of the dangerous road
20 condition.

21 (c) The sheriff shall not delegate to another person responsibility for making the final
22 decision to close State transportation infrastructure under this section, but the sheriff may appoint
23 a deputy to assist in performing the investigation of the dangerous road condition and temporary
24 closure.

25 (d) The sheriff shall maintain a list of public or private schools, community colleges,
26 colleges, or universities or providers of public transportation operating within the county that
27 request notification of closures and shall provide notification to schools and providers on the list
28 of any closures under this section.

29 (e) All traffic signs and other traffic control devices placed on a highway in the State
30 highway system must conform to the Uniform Manual as defined in G.S. 136-30(d).

31 (f) This section applies only to Union County."

32 SECTION 2. This act becomes effective October 1, 2019.

