

ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 206

A2

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

H206-ASB-22 [v.3]

Page 1 of 2

Amends Title [NO]
Fourth Edition

Date _____, 2019

Senator McInnis

1 moves to amend the bill on page 4, lines 8 and 9,
2 by inserting between those lines:

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"NEUSE BUFFER RULES/AIRPOT IMPACTED PROPERTY

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SECTION 3.1.(a) Definitions. – As used in this section, the following definitions
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- (1) Airport Impacted Property. – Any tract of property contiguous to airports located in the Neuse River Basin served by greater than 50,000 flights annually that is impacted by a relocation of State-maintained road to accommodate expansion or relocation of airport operations.
- (2) Neuse River Basin Riparian Buffer Rule. – The Neuse River Basin: Nutrient Sensitive Waters Management Strategy: Protection and Maintenance of Existing Riparian Buffers (15A NCAC 02B .0233), including the proposed readoption and recodification of that rule as 15A NCAC 02B .0714 adopted by the Environmental Management Commission on March 14, 2019 and approved by the Rules Review Commission on May 16, 2019.

SECTION 3.1.(b) Neuse River Basin Riparian Buffer Rule. – Until the effective date of the revised permanent rules that the Environmental Management Commission is required to adopt pursuant to subsection (d) of this section, the Commission and the Department of Environmental Quality shall implement the Neuse River Basin Riparian Buffer Rule as provided in subsection (c) of this section.

SECTION 3.1.(c) Implementation. – Notwithstanding subdivision 6 (Table of Uses) of the Neuse River Basin Riparian Buffer Rule, uses of Airport Impacted Property shall be designated as Allowable with Mitigation.

SECTION 3.1.(d) Additional Rule-Making Authority. – The Commission shall adopt rules to amend the Neuse River Basin Riparian Buffer consistent with subsection (c) of this section. Notwithstanding G.S. 150B-19(4), the rules adopted by the Commission, pursuant to this section, shall be substantively identical to the provisions of subsection (c) of this section. Rules adopted pursuant to this section are not subject to Part 3 of Article 2A of Chapter 150B of the General Statutes. Rules adopted pursuant to this section shall become effective as provided in G.S. 150B-21.3(b1) as though 10 or more written objections had been received as provided by G.S. 150B-21.3(b2).



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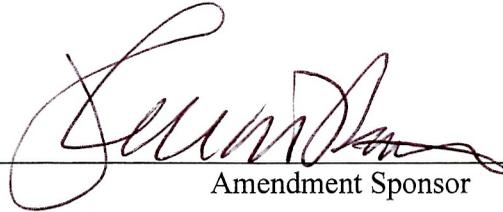
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1 **SECTION 3.1.(e)** Sunset. – This section expires when permanent rules adopted as
2 required by subsection (d) of this section become effective.".

SIGNED _____



Amendment Sponsor

SIGNED _____

Committee Chair if Senate Committee Amendment

ADOPTED _____

FAILED _____

TABLED _____

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and vote information, is available in the
Senate Principal Clerk's Office**