

# ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
House Bill 489

AMENDMENT NO. A1  
(to be filled in by  
Principal Clerk)

H489-ABG-34 [v.10]

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Amends Title [NO]  
Fourth Edition

Date \_\_\_\_\_, 2021

Senator Sawyer

1 moves to amend the bill on page 9, line 23, through page 10, line 11, by rewriting those lines to  
2 read:

3 "SECTION 9.(a) G.S. 136-102.6 reads as rewritten:

4 "§ 136-102.6. Compliance of subdivision streets with minimum standards of the Board of  
5 Transportation required of developers.

6 ...

7 (d) The right-of-way and construction plans for such public streets in residential  
8 subdivisions, including plans for street drainage, shall be submitted to the Division of Highways  
9 for review and approval, prior to the recording of the subdivision plat in the office of the register  
10 of deeds. The plat or map required by this section shall not be recorded by the register of deeds  
11 without a certification pursuant to G.S. 47-30.2 and, if determined to be necessary by the Review  
12 Officer, a certificate of approval by the Division of Highways of the plans for the public street as  
13 being in accordance with the minimum standards of the Board of Transportation for acceptance  
14 of the subdivision street on the State highway system for maintenance. The Review Officer shall  
15 not certify a map or plat subject to this section unless the new streets or changes in existing streets  
16 are designated either public or private. The certificate of approval shall not be deemed an  
17 acceptance of the dedication of the streets on the subdivision plat or map. Final acceptance by  
18 the Division of Highways of the public streets and placing them on the State highway system for  
19 maintenance shall be conclusive proof that the streets have been constructed according to the  
20 minimum standards of the Board of Transportation. The Board of Transportation must approve  
21 the addition of subdivision street improvements designated as public to the State highway system  
22 for maintenance pursuant to this subsection within 90 days after the Department of  
23 Transportation receives a petition for road addition and the Department determines those  
24 subdivision streets meet the minimum standards of the Board of Transportation.

25 ...."

26 SECTION 9.(b) This section becomes effective January 1, 2022, and applies to  
27 petitions for road addition for subdivision street improvements submitted to the Department of  
28 Transportation on or after that date."  
29  
30  
31



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SIGNED \_\_\_\_\_  
Amendment Sponsor

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

ADOPTED \_\_\_\_\_ FAILED \_\_\_\_\_ TABLED \_\_\_\_\_

**The official copy of this document, with signatures  
and vote information, is available in the  
Senate Principal Clerk's Office**