

# ADOPTED

NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
House Bill 47

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

H47-ABR-5 [v.10]

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Amends Title [NO]  
Second Edition

Date \_\_\_\_\_, 2025

Representative Bell

1 moves to amend the bill on page 2, lines 1–2, by decreasing the funds allocated to the Department  
2 of Commerce, Division of Community Revitalization, in Section 2.2(1) by fifteen million dollars  
3 (\$15,000,000);

4  
5 and on page 2, line 33, by rewriting the line to read:

6 "(6) Ten million dollars (\$10,000,000) to NCEM to provide grants to any member  
7 organization of Volunteer";  
8

9 and on page 3, lines 3–4, by inserting between those lines:

10 "(10) Fifteen million dollars (\$15,000,000) to Golden L.E.A.F. (Long-Term  
11 Economic Advancement Foundation), Inc. (Golden LEAF), a nonprofit  
12 corporation, to be allocated to nonprofit organizations located in the affected  
13 area. A nonprofit organization receiving a grant from Golden LEAF pursuant  
14 to this section shall use those funds to provide grants for small business  
15 revitalization or other disaster recovery efforts. In selecting recipients, Golden  
16 LEAF shall prioritize nonprofit organizations with demonstrated expertise in  
17 small business revitalization. Any subgrant made by a nonprofit organization  
18 pursuant to this subdivision shall not exceed fifty thousand dollars  
19 (\$50,000).";  
20

21 and on page 3, lines 4–16, by rewriting those lines to read:

22 "**SECTION 2.3.(a)** Private Road and Bridge Repair and Replacement Program. –  
23 The Private Road and Bridge Repair and Replacement Program (Program) is established within  
24 NCEM for the repair and replacement of private roads and bridges damaged or destroyed by  
25 Hurricane Helene. NCEM shall consult with the Department of Transportation in administering  
26 the Program and shall develop criteria and an application process to select private roads and  
27 bridges eligible for repair or replacement consistent with this subsection. NCEM shall prioritize  
28 applications for the repair and replacement of private roads or bridges that provide the sole option  
29 for ingress and egress for (i) emergency services to a residential property that is occupied by the  
30 owner for more than six months of the calendar year, (ii) multiple residential homes, or (iii)  
31 recreation or commercial facilities. These funds may be used for program costs incurred for the  
32 engineering, design, and construction of private roads and bridges, funding to nonprofit



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1 organizations supporting bridge repairs, and may also be used to provide technical support and  
2 assistance for individuals and local governments to comply with no-rise certification  
3 requirements required by FEMA under the National Flood Insurance Program.";

4  
5 and on page 5, lines 13–17, by rewriting the lines to read:

6 "SECTION 2.4.(h) Refund of Award. – If a person receives financial assistance  
7 under this program for which the person is ineligible, or if the amount of the financial assistance  
8 received is based on inaccurate information, the person forfeits the assistance awarded under this  
9 section and is liable for the amounts received. Assistance forfeited under this section shall bear  
10 interest at the rate determined in accordance with G.S. 105-241.21 as of the date of receipt until  
11 repaid. Financial assistance forfeited but not paid shall be collected by a civil action in the name  
12 of the State, and the recipient shall pay the cost of the action. The Attorney General, at the request  
13 of the Commissioner of Agriculture, shall institute the action in the proper court for the collection  
14 of the award forfeited, including interest thereon.";

15  
16 and on page 6, line 18, by rewriting the line to read:

17 "employs 150 or fewer employees.";

18  
19 and on page 7, lines 47-50, by rewriting those lines to read:

20 "SECTION 4.1.(g) Allocation Reporting Requirements. – Beginning April 1, 2025,  
21 for the previous month, OSBM shall report to the chairs of the House of Representatives and  
22 Senate Appropriations Committees, the chairs of the House of Representatives Oversight  
23 Committee, the chairs of the House of Representatives Select Committee on Helene Relief, the  
24 chairs of the House of Representatives Select Committee on Government Efficiency, the Joint  
25 Legislative Commission on Governmental Operations, Subcommittee on Hurricane Response  
26 and Recovery and to the Fiscal Research Division of the General Assembly on the  
27 implementation of this act on a monthly basis until the end of the month in which all";

28  
29 and on page 11, lines 8–9, by inserting between those lines:

30 "**MODIFY LOCAL GOVERNMENT CASHFLOW LOAN PROGRAM**

31 "SECTION 5.6. Section 4E.5 of S.L. 2024-53, as amended by Section 1F.1 of  
32 2024-57, reads as rewritten:

33 "SECTION 4E.5.(a) Of the funds appropriated to the Department of State Treasurer  
34 (Department) from the Helene Fund, the sum of one hundred million dollars (\$100,000,000) shall  
35 be used by the Department to provide cashflow loans to local governments in the affected area.  
36 The following shall apply to the loans made under this section:

- 37 (1) The Department is authorized to administer the loan program and to develop  
38 an application process for the loans.  
39 (1a) Notwithstanding any other provision of law, in applying for a cashflow loan  
40 under this section, local governments are not required to get approval from the  
41 Local Government Commission.  
42 (2) Loans shall be used for disaster response activities only.  
43 (3) Loan recipients will not be assessed any interest on the loans.

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- 1 (4) Repayment of each loan made under this section begins no earlier than one  
2 year after that loan's initiation.  
3 (5) Except as provided in subdivision (6) of this section, Loans must be  
4 repaid within five years of initiation or by June 30, 2030, whichever is earlier.  
5 (6) The Department may forgive the remaining balance of any loan made under  
6 this section if the local government (i) applies to the Department for  
7 forgiveness on a form and in a manner prescribed by the Department, (ii)  
8 provides documentation to the Department that, in the discretion of the  
9 Department, substantiates that the local government used the loan proceeds  
10 for disaster response activities in accordance with this section, and (iii) has  
11 applied for all relevant disaster relief funding sources, including funds from  
12 insurance policies in effect and available federal aid, for which the local  
13 government is eligible.

14 "SECTION 4E.5.(b) The Department of State Treasurer may use funds appropriated for  
15 cashflow loans for administrative expenses, provided that total administrative expenses shall not  
16 exceed two percent (2%) of loan initiations.

17 "SECTION 4E.5.(c) The Department of State Treasurer shall be exempt from the  
18 rulemaking requirements in administering this section."  
19

20 **STATE AID TO PUBLIC LIBRARIES FUND HOLD HARMLESS**

21 SECTION 5.7.(a) In administering the Aid to Public Libraries Fund in the affected  
22 area, the Department of Natural and Cultural Resources shall not reduce a grant to a local library  
23 system based on reductions in local funding for the system imposed by the governing body of a  
24 unit of local government when the reduction is imposed as part of a general budget reduction  
25 reflecting negative impacts on local economic or fiscal conditions caused by Hurricane Helene.

26 SECTION 5.7.(b) This section expires on July 1 of the fiscal year that follows the  
27 date of expiration of the statewide declaration of emergency issued by the Governor in Executive  
28 Order 315, concurred to by the Council of State, and extended pursuant to S.L. 2024-51 or any  
29 other enactment of a general law.  
30

31 **RECONSTRUCTION OF NONCONFORMING RESIDENTIAL STRUCTURES**

32 SECTION 5.8.(a) Notwithstanding any local government development  
33 regulation to the contrary, and to the extent allowed by federal law, reconstruction or repair of a  
34 nonconforming residential structure in the affected area shall be allowed when all of the  
35 following criteria are met:

- 36 (1) The structure shall not be enlarged beyond its original footprint.  
37 (2) The structure shall serve the same or similar residential use.  
38 (3) There are no alternatives for replacing the structure to provide the same or  
39 similar benefits to the structure owner in compliance with current law.  
40 (4) The structure will be reconstructed so as to comply with a local government's  
41 current development regulations to the maximum extent possible.

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- 1 (5) If located in an area regulated by a unit of local government pursuant to a  
2 floodplain or flood damage prevention regulation, the structure will be  
3 compliant with the regulation.  
4 (6) Reconstruction shall comply with any federal law requiring local government  
5 implementation and enforcement.

6 **SECTION 5.8.(b)** For purposes of this section, "development regulation" means a  
7 unified development ordinance, zoning regulation, subdivision regulation, historic preservation  
8 or landmark regulation, or any other regulation adopted pursuant to Chapter 160D of the General  
9 Statutes, or a local act or charter that regulates land use or development. The term shall not  
10 include: (i) a floodplain or flood damage prevention regulation, (ii) local regulations adopted  
11 pursuant to G.S. 143-138(e) or adopted pursuant to the North Carolina State Building Code, (iii)  
12 erosion and sedimentation or stormwater control regulations adopted to comply with  
13 requirements of federal law, or (iv) any other regulations adopted to comply with requirements  
14 of federal law.

15 **SECTION 5.8.(c)** This section is effective when it becomes law and expires June 30,  
16 2030."

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

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

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

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