



HOUSE BILL 526: Town of Norwood/Deannexation

**This Bill Analysis
reflects the contents
of the bill as it was
presented in
committee.**

2015-2016 General Assembly

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| Committee: | House Finance, Subcommittee on Annexation and Deannexation | Date: | June 3, 2015 |
| Introduced by: | Rep. Burr | Prepared by: | Greg Roney Committee Counsel |
| Analysis of: | PCS to First Edition H526-CSTMxr-27 | | |

SUMMARY: *The Proposed Committee Substitute (PCS) to House Bill 526 would deannex property from the corporate limits of the Town of Norwood that meets all of the following requirements:*

- *Annexed by S.L. 2004-43.*
- *Leased from or owned by Duke Energy Corporation.*
- *Regulated by the Federal Energy Regulatory Commission (FERC).*

The PCS removes a parcel from the tract being deannexed and corrects the effective date.

CURRENT LAW: Under Section 1 of Article VII of the NC Constitution, the General Assembly is empowered to "provide for the organization and government and the fixing of boundaries of counties, cities and towns, and other governmental subdivisions, and, except as otherwise prohibited by this Constitution, may give such powers and duties to counties, cities and towns, and other governmental subdivisions as it may deem advisable."

Pursuant to this Section, the General Assembly enacted Article 4A of Chapter 160A of the General Statutes, which governs municipal annexations. The General Assembly has not enacted any method for municipalities to *deannex* property — that power remains with the General Assembly.

In 2004, the General Assembly legislatively extended the corporate limits of the Town of Norwood to include certain described property, totaling approximately 1,025 acres.

BILL ANALYSIS: The PCS to House Bill 526 would remove all of the property described in S.L. 2004-43 that is both (i) leased from or owned by Duke Energy Corporation and (ii) regulated by the Federal Energy Regulatory Commission (FERC), including that portion of Lake Tillery that is shown on a map of the corporate limits of the Town of Norwood recorded in the Stanly County Registry, Book 19, Page 40.

BACKGROUND: The property description includes a portion of Lake Tillery.

EFFECTIVE DATE: The PCS to House Bill 526 would be effective June 30, 2015.

Erika Churchill with the Research Division substantially contributed to this summary.

O. Walker Reagan
Director



Research Division
(919) 733-2578