



SENATE BILL 581: Study/Subdivision Street Maintenance

2015-2016 General Assembly

Committee: Senate Transportation
Introduced by: Sen. Pate
Analysis of: First Edition

Date: April 29, 2015
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SUMMARY: *Senate Bill 581 would direct the Department of Transportation to study the process and requirements for the Department to accept subdivision streets into the State highway system for maintenance. The Department would be required to report its findings by February 1, 2016.*

CURRENT LAW: G.S. 136-102.6 governs how/when subdivision streets will be taken into the State highway system for maintenance. The statute provides that any street on land subdivided on or after October 1, 1975 must be built to the minimum right of way and construction standards established by the Department of Transportation, or it will not be accepted into the State system. In addition, it requires a disclosure statement by the developer and seller to inform a buyer that the road is either public and meets requirements for acceptance into the State system, or that it is private along with an explanation of the consequences and responsibilities as to maintenance. The statute states its purpose to ensure that, from October 1, 1975, forward, new subdivision roads would be built to State standards or full and accurate disclosure of the responsibility for those roads would be made.

BILL ANALYSIS: Senate Bill 581 would direct the Department of Transportation to study requirements for accepting subdivision streets into the State highway system for maintenance, including:

- Whether the process is efficient and timely.
- Whether the standards for acceptance are reasonable.
- Financial impact to the State and homeowners.
- Any other matters the Department deems relevant.

The Department would be required to report its findings and recommendations to the Joint Legislative Transportation Oversight Committee by February 1, 2016.

EFFECTIVE DATE: The act would be effective when it becomes law.

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Director



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