



HOUSE BILL 260: Attorney General/North Shore Rd. Payment.

2017-2018 General Assembly

Committee:		Date:	March 16, 2017
Introduced by:	Rep. Clampitt	Prepared by:	Jason Moran-Bates Staff Attorney
Analysis of:	First Edition		

OVERVIEW: *House Bill 260 would direct the Attorney General to investigate all legal methods available to Swain County and the State to ensure compliance of the federal government with a 2010 settlement agreement relating to the federal government's failure to build a road through Swain County in the 1940s. The Attorney general must report the results of this investigation to the General Assembly by June 1, 2017.*

BILL ANALYSIS:

Section 1: According to Section 1 of the bill, on July 30, 1943, the Tennessee Valley Authority (TVA) and the State entered into an agreement for the U.S. Department of the Interior to construct a road (the North Shore Road) from the eastern boundary of the Great Smoky Mountains National Park to the Fontana Dam Access Road. The North Shore Road was never fully constructed.

On February 6, 2010, the TVA and the State entered into an agreement for the federal government to pay \$8.8 million within 130 days and additional sums not to exceed \$39.2 million on or before December 31, 2020, to settle all claims related to the failure to construct the North Shore Road. The payments were to be made to Swain County. To date, Swain County has not received any of the additional sums.

Section 2 of House Bill 260 would direct the Attorney General to investigate any legal methods available to ensure the federal government pays the additional sums owed to Swain County under the February 6, 2010 agreement.

Section 3 of the bill would require the Attorney General to report his findings to the General Assembly, in accordance with G.S. 120-29.5, by June 1, 2017.

EFFECTIVE DATE: This bill is effective when it becomes law.

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Director



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