



HOUSE BILL 397: Carolina Shores Deannexation.

2017-2018 General Assembly

Committee:	House State and Local Government I. If favorable, re-refer to Finance	Date:	March 26, 2017
Introduced by:	Rep. Iler	Prepared by:	Giles Perry
Analysis of:	First Edition		Staff Attorney

OVERVIEW: House Bill 397 removes a small (0.04 acre) tract from the Town of Carolina Shores.

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. In addition, the General Assembly may annex property by local act. The General Assembly has not enacted any method for municipalities to *deannex* property; that power remains with the General Assembly.

BILL ANALYSIS: House Bill 397 removes a small (0.04 acre) tract from the Town of Carolina Shores. The bill includes standard language preserving any outstanding property tax liens or special assessments of the Town on the deannexed property.

EFFECTIVE DATE: This act becomes effective July 1, 2017.

Karen Cochrane-Brown
Director



Legislative Analysis
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