



HOUSE BILL 415: Hatteras Village Community Center District.

2017-2018 General Assembly

Committee:	Senate State and Local Government. If	Date:	June 13, 2017
	favorable, re-refer to Rules and Operations of		
	the Senate		
Introduced by:	Rep. Boswell	Prepared by:	Jessica Sammons
Analysis of:	First Edition		Committee Co-Counsel

OVERVIEW: *House Bill 415 would authorize the Dare County Board of Commissioners to call an election for the voters of Hatteras Village to decide whether part of the property tax revenue imposed on property in the Hatteras Village Community Center District may be used for the construction and maintenance of multiuse pathways around the Village.*

[As introduced, this bill was identical to S282, as introduced by Sen. Cook, which is currently in Senate Finance.]

CURRENT LAW: The Hatteras Village Community Center District is a special district¹ created by the General Assembly to establish, operate, and maintain the community center in Hatteras Village for the use and benefit of all the residents of the district. Chapter 212 of the 1981 Session provided for an election to be held on the question of establishing the district and the imposition of a property tax in the district for the purpose of maintaining and operating the Hatteras Community Center. The tax rate is set by the Board of County Commissioners of Dare County and cannot exceed 15 cents on every \$100 of property value. The powers and duties of the District are limited to the establishment, operation, and maintenance of the community center.

BILL ANALYSIS: House Bill 415 would provide for an election in the Hatteras Village Community Center District to submit the single question of expanding the uses of the property tax revenue to include funding the construction and maintenance of multiuse pathways around Hatteras Village. House Bill 415 would not change the maximum tax rate that may be imposed.

In accordance with G.S. 163-287, the Board of Elections of Dare County would set the date for this special election to be conducted; however, the election must be held at the same time as a general election, a primary election in any even-numbered year, or any election requiring all the precincts in the county to be open. The next point at which this issue can be voted on will be in 2018.

If a majority of the voters vote in favor of this use of the property tax revenue, local session law establishing the District would be amended to expand the powers of the District to fund the construction and maintenance of multiuse pathways and to allow the use of the property tax revenue for this purpose.

¹ The district is a special district established under Article VII of the North Carolina Constitution. Examples of other special districts include Duck District and Outer Banks District in Dare County; Currituck Outer Banks District and Coinjock Canals District in Currituck County; and Poplar Tent District in Cabarrus County.

Karen Cochran-Brown
Director



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EFFECTIVE DATE: House Bill 415 would be effective when it becomes law.

BACKGROUND: The Dare County Board of Commissioners passed a Resolution on March 6, 2017 supporting this legislation.

Greg Roney and Cindy Avrette, Staff Attorneys in the Legislative Analysis Division, substantially contributed to this summary.