



2017-2018 General Assembly

SENATE BILL 711: NC Farm Act of 2018, Sec. 9: Mandatory Record Notice of Proximity to Farmlands

Committee:		Date:	July 3, 2018
Introduced by:		Prepared by:	Chris Saunders Staff Attorney
Analysis of:	Sec. 9 of S.L. 2018-113		

OVERVIEW: *Sec. 9 of S.L. 2018-113 directs all counties in the State to require that land records include some form of notice reasonably calculated to alert a person researching the title of a particular tract that the tract is located within one half-mile of a poultry, swine, or dairy qualifying farm or other qualifying farm or a voluntary agricultural district, or within 600 feet of any other type of qualifying farm. For purposes of this section, a qualifying farm means a farm that qualifies for inclusion in a voluntary agricultural district or an enhanced voluntary agricultural district. Under prior law, any county that has a computerized land records system had the option to require such notice.*

This section also provides that no cause of action shall arise out of the failure of a person licensed by the North Carolina Real Estate Commission or the North Carolina Appraisal Board for failure to report to any person the proximity of a tract to a qualifying farm or voluntary agricultural district.

This bill was vetoed by the Governor on June 25, 2018, and that veto was overridden by the General Assembly on June 27, 2018. This section became effective June 27, 2018.

Karen Cochrane-Brown
Director



Legislative Analysis
Division
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