



# HOUSE BILL 181: Repeal Yanceyville Annexation.

2019-2020 General Assembly

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<b>Committee:</b> Senate Rules and Operations of the Senate	<b>Date:</b> October 1, 2019
<b>Introduced by:</b> Rep. Conrad	<b>Prepared by:</b> Nicholas Giddings
<b>Analysis of:</b> Second Edition	Staff Attorney

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**OVERVIEW:** *House Bill 181 would repeal a legislative annexation of territory into the Town of Yanceyville prior to that annexation becoming effective.*

[As introduced, this bill was identical to S84, as introduced by Sen. Krawiec, which has been chaptered into law as S.L. 2019-61.]

**CURRENT LAW:** Under Section 1 of Article VII of the North Carolina 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." The General Assembly has enacted Article 4A of Chapter 160A of the General Statutes which governs municipal annexations, authorizing a statutory process for municipalities to follow in order to expand their corporate limits if they so choose. Additionally, the General Assembly has the authority to legislatively annex territory into a municipality's corporate limits by local act.

The General Assembly has not provided any statutory method for municipalities to deannex property. Only the General Assembly may deannex property.

**BILL ANALYSIS:** Section 2 of S.L. 2019-160, effective June 30, 2020, added certain described territory totaling approximately 21.178 acres to the Town of Yanceyville's municipal boundaries. The bill would repeal that legislative annexation, which has not yet become effective.

**EFFECTIVE DATE:** Effective when it becomes law.

*Erika Churchill, Staff Attorney, substantially contributed to this summary.*

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