



HOUSE BILL 336: Extend Suspension of Spencer Mountain.

2019-2020 General Assembly

Committee:	House Rules, Calendar, and Operations of the House	Date:	April 11, 2019
Introduced by:	Rep. Torbett	Prepared by:	Samantha Yarborough*
Analysis of:	First Edition		Staff Attorney

OVERVIEW: *House Bill 336 would extend the temporary suspension of the charter of the Town of Spencer Mountain through June 30, 2023.*

CURRENT LAW: Spencer Mountain, located in Gaston County, was incorporated in 1963. According to the 2010 Census, the population was 37. According to the 2014 population estimates of the NC Office of Budget and Management, the population was 0.

In 2016, the General Assembly temporarily suspended the applicability of the Charter of the Town of Spencer Mountain for three fiscal years, from July 1, 2016 until June 30, 2019. S.L. 2016-45. During this time, compliance with the Local Government Budget and Fiscal Control Act is not required, no audit is required for any fiscal year, or portion thereof, and no elections for mayor or commissioner are to be conducted. The individuals elected in 2015 are permitted to continue to use their public titles and participate as elected officials in organizations dedicated to serving municipalities during the period of suspension.

During this time, the monies and assets held by the Town of Spencer Mountain are placed under the control of the State Treasurer, to be held for the Town of Spencer Mountain. Any monies due to the Town from the State are to be delivered to the Gaston County Board of Commissioners for use by the County. All other monies due and payable to the Town are to be collected by the State Treasurer to be held for the Town. The State Treasurer is authorized to determine how the monies and assets are held and accounted for.

BILL ANALYSIS: House Bill 336 would extend the temporary suspension of the applicability of the Charter of the Town of Spencer Mountain for an additional four fiscal years, through June 30, 2023.

EFFECTIVE DATE: Effective when it becomes law, and expires June 30, 2023.

**Jessica Sammons, Staff Attorney, substantially contributed to this summary.*

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