



SENATE BILL 122: Town of Spruce Pine/Deannexation.

2021-2022 General Assembly

Committee:	Senate Finance. If favorable, re-refer to Rules and Operations of the Senate	Date:	March 10, 2021
Introduced by:	Sen. Hise	Prepared by:	Nicholas Giddings
Analysis of:	First Edition		Staff Attorney

OVERVIEW: *Senate Bill 122 would remove one tract of land from the corporate limits of the Town of Spruce Pine.*

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." 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. However, the General Assembly has not enacted any method for municipalities to deannex property. Only the General Assembly may deannex property.

BILL ANALYSIS: Senate Bill 122 would deannex one tract of land from the corporate limits of the Town of Spruce Pine.

EFFECTIVE DATE: The bill would become effective June 30, 2021, and would apply to tax years beginning July 1, 2021.

Brad Krehely, counsel to Senate State and Local Government, substantially contributed to this summary.

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