

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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SENATE BILL 84*

Environment and Natural Resources Committee Substitute Adopted 5/13/91

Short Title: Water Projects Plan.

(Public)

Sponsors:

Referred to:

February 18, 1991

A BILL TO BE ENTITLED

1 AN ACT TO REQUIRE THAT THE DEPARTMENT OF ENVIRONMENT,
2 HEALTH, AND NATURAL RESOURCES PREPARE A WATER RESOURCES
3 DEVELOPMENT PROJECTS PLAN AND TO REQUIRE THE DIRECTOR OF
4 THE BUDGET TO REVIEW THE PLAN IN MAKING RECOMMENDATIONS
5 TO THE GENERAL ASSEMBLY FOR FUNDING OF WATER RESOURCES
6 DEVELOPMENT PROJECTS.
7

8 The General Assembly of North Carolina enacts:

9 Section 1. Article 21 of Chapter 143 of the General Statutes is amended by
10 adding a new Part to read:

11 **“PART 8A. WATER RESOURCES DEVELOPMENT PROJECTS.**

12 **“§ 143-215.73A. Water Resources Development Plan.**

13 (a) Plan prepared. - Before 1 July in each calendar year, the Department of
14 Environment, Health, and Natural Resources shall prepare a statewide plan for water
15 resources development projects for a period of six years into the future. The plan shall
16 be known as the Water Resources Development Plan. If the plan differs from the Water
17 Resources Development Plan adopted for the preceding calendar year, the Department
18 shall indicate the changes and the reasons for such changes. The Department shall
19 submit the plan to the Director of the Budget for review.

20 (b) Projects listed. - The plan shall list the following water resources
21 development projects based on their status as of 1 May of the year in which the plan is
22 prepared:

23 (1) Projects approved by the Congress of the United States.

- 1 (2) Projects for which the Congress of the United States has appropriated
2 funds.
- 3 (3) Projects for which grant applications have been submitted under Part 8
4 of Article 21 of Chapter 143 of the General Statutes.
- 5 (4) Projects for which grant applications have been submitted under
6 Article 4 of Chapter 139 of the General Statutes.
- 7 (5) Projects planned as federal reservoir projects but for which no federal
8 funds are scheduled and for which local governments are seeking State
9 financial assistance.

10 (c) Project priorities and funding recommendations. - The Department shall
11 assign a priority to each project listed under subsection (b) of this section either by
12 giving the project a number, with '1' assigned to the highest priority, or by
13 recommending no funding. The Department shall state its reasons for recommending
14 the funding, deferral, or elimination of a project. The Department shall determine the
15 priority of a project based on the following criteria: local interest in the project, the cost
16 of the project to the State, the benefit of the project to the State, and the environmental
17 impact of the project.

18 (d) Project information. - For each project listed under subsection (b) of this
19 section, the Water Resources Development Plan shall:

- 20 (1) Provide a brief description.
- 21 (2) If federal, list the estimated cost of each of the following phases that
22 have not been completed as of 1 July, (i) feasibility study, (ii)
23 construction, (iii) operation and maintenance, and the amount of State
24 funds required to match the federal funds needed.
- 25 (3) If State or local, list the estimated cost to complete the project and
26 amount of State funds required under G.S. 143-215.71 or G.S. 139-54.
- 27 (4) Indicate the total cost to date and the State share of that cost.
- 28 (5) Indicate the status.
- 29 (6) Indicate the estimated completion date.

30 (e) Distribution of the plan. - The Director of the Budget shall provide copies of
31 the plan to the members of the Advisory Budget Commission when the Advisory
32 Budget Commission meets to deliberate on the biennial budget or on the revised budget
33 for the second year of the biennium. The Director of the Budget shall also provide
34 copies of the plan to the General Assembly along with the recommended biennial
35 budget and the recommended revised budget for the second year of the biennium.

36 (f) Budget recommendations. - The Director of the Budget shall determine which
37 projects, if any, will be included in the recommended biennial budget and in the
38 recommended revised budget for the second year of the biennium. The budget
39 document transmitted to the General Assembly shall identify the projects or types of
40 projects recommended for funding."

41 Sec. 2. This act is effective upon ratification.