

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005**

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HOUSE BILL 1266

Short Title: DOT Relocation Assistance Change.

(Public)

Sponsors: Representatives Cole; and Faison.

Referred to: Transportation.

April 18, 2005

A BILL TO BE ENTITLED

1 AN ACT TO INCREASE THE AMOUNT THE DEPARTMENT OF
2 TRANSPORTATION WILL PAY AS RELOCATION ASSISTANCE FOR
3 REASONABLE EXPENSES FOR SEARCHING FOR A REPLACEMENT
4 BUSINESS OR FARM, AS REQUIRED BY FEDERAL REGULATION.
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6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** G.S. 133-8(a) reads as rewritten:

8 "(a) Whenever the acquisition of real property for a program or project undertaken
9 by an agency will result in the displacement of any person, such agency shall make a
10 payment to any displaced person, upon application as approved by the head of the
11 agency for:

- 12 (1) Actual reasonable expenses in moving himself, his family, business,
13 farm operation, or other personal property;
- 14 (2) Actual direct losses of tangible personal property as a result of moving
15 or discontinuing a business or farm operation, but not to exceed an
16 amount equal to the reasonable expenses that would have been
17 required to relocate such property, as determined by the relocation
18 officer; and
- 19 (3) Actual reasonable expenses in searching for a replacement business or
20 farm in accordance with criteria established by the lead agency, but not
21 to exceed ~~one thousand dollars (\$1,000);~~ two thousand five hundred
22 dollars (\$2,500); and
- 23 (4) Actual reasonable expenses necessary to reestablish a displaced farm,
24 nonprofit organization, or small business at its new site, in accordance
25 with criteria to be established by the lead agency, but not to exceed ten
26 thousand dollars (\$10,000)."

27 **SECTION 2.** This act is effective when it becomes law.