

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2017

H.B. 1008
May 24, 2018
HOUSE PRINCIPAL CLERK

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HOUSE BILL DRH10435-MWz-20

Short Title: Replacement ROW for Utility Relocation. (Public)

Sponsors: Representatives Torbett, Iler, Presnell, and Shepard (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE DEPARTMENT OF TRANSPORTATION TO ACQUIRE
3 REPLACEMENT RIGHT-OF-WAY AND TO ASSIGN THE EASEMENT RIGHTS OF
4 THE REPLACEMENT RIGHT-OF-WAY TO A UTILITY, AS RECOMMENDED BY
5 THE HOUSE SELECT COMMITTEE ON STRATEGIC TRANSPORTATION
6 PLANNING AND LONG TERM FUNDING SOLUTIONS.
7 The General Assembly of North Carolina enacts:
8 **SECTION 1.** G.S. 136-19.5(c) reads as rewritten:
9 "(c) Whenever the Department of Transportation requires the relocation of utilities,
10 including cable service as defined in G.S. 105-164.3, located in a right-of-way for which the
11 utility owner contributed to the cost of acquisition, the Department of Transportation shall
12 reimburse the utility owner for the cost of moving those utilities. The Department may, with the
13 agreement of the utility owner, acquire a replacement right-of-way and assign the easement rights
14 of the replacement right-of-way to the utility owner."
15 **SECTION 2.** This act is effective when it becomes law.



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