

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2005

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HOUSE DRH50238-LK-114 (3/9)

Short Title: Nonbetterment Relocation of Utility Lines. (Public)

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Sponsors: Representatives Almond, Goodwin, and Kiser (Primary Sponsors).

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Referred to:

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A BILL TO BE ENTITLED

AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO PAY  
THE COSTS OF NONBETTERMENT RELOCATION OF SOME WATER AND  
SEWER LINES.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 136-27.1 reads as rewritten:

**"§ 136-27.1. Relocation of water and sewer lines of municipalities and nonprofit water or sewer corporations or associations.**

The Department of Transportation shall pay the nonbetterment cost for the relocation of water and sewer lines, located within the existing State highway right-of-way, that are necessary to be relocated for a State highway improvement project and that are owned by: (i) a municipality with a population of ~~5,500~~25,000 or less according to the latest decennial census; (ii) a nonprofit water or sewer association or corporation; (iii) any water or sewer system organized pursuant to Chapter 162A of the General Statutes; (iv) a rural water system operated by county as an enterprise system; (v) any sanitary district organized pursuant to Part 2 of Article 2 of Chapter 130A of the General Statutes; or (vi) constructed by a water or sewer system organized pursuant to Chapter 162A of the General Statutes and then sold or transferred to a municipality with a population of greater than 5,500 according to the latest decennial census."

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