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SENATE BILL 553

Short Title: Regulatory Reform Act of 2019. (Public)
Sponsors: Senators Sanderson and Wells (Primary Sponsors).
Referred to: Rules and Operations of the Senate

April 3, 2019

A BILL TO BE ENTITLED
AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH CAROLINA.

The General Assembly of North Carolina enacts:

CLARIFY LANDFILL LIFE-OF-SITE FRANCHISE REQUIREMENTS

SECTION 1. G.S. 130A-294(a4) reads as rewritten:
"(a4) In order to preserve long-term disposal capacity, a life-of-site permit issued for a sanitary landfill shall survive the expiration of a local government approval or franchise, and the local government shall allow the sanitary landfill to continue to operate until the term of the landfill's life-of-site permit expires provided that the owner or operator has complied with the terms of the local government approval or franchise agreement, and remains in substantial compliance with the nonfinancial terms of the franchise and full compliance with the financial terms of the franchise after expiration of the approval or agreement until the life-of-site permit has expired. In order to preserve any economic benefits included in the franchise, the County may extend the franchise under the same terms and conditions for the term of the life-of-site permit. The extension of the franchise hereby shall not trigger the requirements for a new permit, a major permit modification, or a substantial amendment to the permit. This subsection only applies to valid and operative franchise agreements in effect on October 1, 2015."

REMOVE REAL ESTATE LICENSING REQUIREMENT FOR TIMESHARE SALESPEOPLE

SECTION 2. G.S. 93A-40(a) reads as rewritten:
"(a) It shall be unlawful for any person in this State to engage or assume to engage in the business of a time share salesperson without first obtaining a real estate broker license issued by the North Carolina Real Estate Commission under the provisions of Article 1 of this Chapter, and it shall be unlawful for a time share developer to sell or offer to sell a time share located in this State without first obtaining a certificate of registration for the time share project to be offered for sale issued by the North Carolina Real Estate Commission under the provisions of this Article."

STUDY EXPRESS PERMITTING EXPANSION

SECTION 3. The Department of Environmental Quality shall study and report on additional positions and funding needed as well as any changes in State or federal laws and regulations necessary to expand the Department's express permitting programs to include...
additional types of permits typically required for job creating and real estate development or
redevelopment activities. Additional permits considered in the study shall include, at a minimum,
permits for facilities not discharging to the surface waters of the State under Article 21 of Chapter
143 of the General Statutes, and permits to apply petroleum contaminated soil to land authorized
under G.S. 143-215.1. The Department shall provide its report and recommendations to the Joint
Legislative Oversight Committee on Agriculture and Natural and Economic Resources and the
Fiscal Research Division no later than December 1, 2019.

SEVERABILITY CLAUSE AND EFFECTIVE DATE

SECTION 4. If any section or provision of this act is declared unconstitutional or
invalid by the courts, it does not affect the validity of this act as a whole or any part other than
the part declared to be unconstitutional or invalid.

SECTION 5. Except as otherwise provided, this act is effective when it becomes
law.