

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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HOUSE BILL 236

Short Title: Continue Wetlands Study.

(Public)

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Sponsors: Representatives Robinson; Bowman and Gottovi.

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Referred to: Rules, Appointments and Calendar.

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March 13, 1991

1 A BILL TO BE ENTITLED  
2 AN ACT TO AUTHORIZE THE CONTINUATION OF THE WETLANDS  
3 PROTECTION STUDY COMMISSION.

4 Whereas, the social, legal and economic issues involved in the regulation of  
5 wetlands are very complex; and

6 Whereas, the Wetlands Protection Study Commission has met numerous  
7 times to develop a working knowledge of wetlands issues and the impact of existing and  
8 proposed wetlands regulations on the affected individuals, communities and industries;  
9 and

10 Whereas, many of the issues that the Commission was directed to study by  
11 the 1989 General Assembly have not been fully studied and resolved; and

12 Whereas, there is a continuing need to study wetlands protection and develop  
13 State policy for the management of activities in wetlands; Now, therefore,  
14 The General Assembly of North Carolina enacts:

15 Section 1. The Wetlands Protection Study Commission, created by Section  
16 XVI of Chapter 802 of the 1989 Session Laws, shall continue in existence until the  
17 convening of the 1993 Session of the General Assembly.

18 Sec. 2. Section 16.3 of Chapter 802 of the 1989 Session Laws reads as  
19 rewritten:

20 "Sec. 16.3. The Legislative Study Commission on Wetlands Protection shall consist  
21 of 15 members. The President Pro Tempore of the Senate shall appoint five members:  
22 three Senators, one landowner, and one commercial fisherman. The Speaker of the  
23 House shall appoint five members: three Representatives, one member associated with  
24 the homebuilding industry, and one representative of wildlife resources interests. The

1 Governor shall appoint five members: one representative of the mining industry, one  
2 representative of agriculture, one representative of an environmental organization, one  
3 representative of forestry, and one representative of the Department of Environment,  
4 Health, and Natural Resources. The President Pro Tempore of the Senate and the  
5 Speaker of the House shall each designate a cochairman from the membership of the  
6 Commission. Appointments shall be made no later than September 1, ~~1989, 1991,~~ and  
7 members shall serve until the termination of the Commission. Vacancies on the  
8 Commission shall be filled by the office making the initial appointment."

9           Sec. 3. Section 16.6 of Chapter 802 of the 1989 Session Laws reads as  
10 rewritten:

11           "Sec. 16.6. The Commission may file a report with the ~~1989-1991~~ General  
12 Assembly, ~~1990-1992~~ Regular Session. Otherwise, the Commission shall file a report  
13 with the General Assembly not later than ~~March 1, 1991,~~ the convening date of the 1993  
14 General Assembly. The Commission shall terminate upon the filing of its report."

15           Sec. 4. Unexpended funds appropriated to the Wetlands Protection Study  
16 Commission by the 1989 General Assembly shall remain available to fund the  
17 continued Wetlands Protection Study Commission. Of the funds appropriated by the  
18 1991 General Assembly, there is allocated the sum of \$10,000 for the 1991-92 fiscal  
19 year and the sum of \$15,000 for the 1992-93 fiscal year to fund the work of the  
20 Commission created by this Part.

21           Sec. 5. This act is effective upon ratification.