

GENERAL ASSEMBLY OF NORTH CAROLINA
1987 SESSION

CHAPTER 879
HOUSE BILL 1187

AN ACT TO MAKE TECHNICAL CORRECTIONS IN THE 1987 SESSION LAWS
AND TO CLARIFY WHEN AN AGGRIEVED PERSON MAY COMMENCE A
CONTESTED CASE UNDER THE ADMINISTRATIVE PROCEDURES ACT.

The General Assembly of North Carolina enacts:

Section 1. Section 6 of Chapter 172, Session Laws of 1987, reads as rewritten:

"Sec. 6. Henderson Travel and Tourism Committee. When the board of commissioners adopts a resolution levying a room occupancy tax under this act, it shall also adopt a resolution creating the Henderson Travel and Tourism Committee, ~~which shall be a public authority under the Local Government Budget and Fiscal Control Act.~~ The Committee shall consist of nine voting members as follows:

- (1) Four members who are registered to vote in Henderson County, appointed by the Henderson County Board of Commissioners;
- (2) Four members who are registered to vote in Henderson County, appointed by the Hendersonville City Council; and
- (3) The President of the Greater Hendersonville Chamber of Commerce, or his designee, to serve ex officio.

The board of commissioners shall designate one member of the Committee as chair and shall determine the compensation, if any, to be paid to members of the Committee. The Committee shall meet at the call of the chair and shall adopt rules of procedure to govern its meetings. The finance officer for Henderson County shall be the ex officio finance officer of the Committee. The Committee shall administer the Travel and Tourism Fund as provided in Section 1(e) of this act. The Committee shall report quarterly and at the close of the fiscal year to the board of commissioners on its expenditures for the preceding quarter and for the year in such detail as the board may require."

Sec. 1.1. Section 1 of Chapter 236, Session Laws of 1987, is amended by deleting "Session Laws of 1983" and substituting "Session Laws of 1973".

Sec. 1.2. Sections 3, 4, and 5 of Chapter 7, Session Laws of 1987 are amended by deleting "is rewritten to read", and substituting "reads as rewritten".

Sec. 2. G.S. 153A-19 as rewritten by Section 1 of Chapter 715, Session Laws of 1987, is amended by adding a new subsection to read:

"(c) Township boundaries and changes in those boundaries shall be reported to the United States Bureau of the Census in the Boundary and Annexations Survey. In

responding to the surveys, each county shall consult with the county board of elections and other appropriate local agencies as to the location of township boundaries."

Sec. 3. G.S. 160A-29, G.S. 160A-39, and G.S. 160A-51, as rewritten by Chapter 715, Session Laws of 1987, are each amended by adding the following at the end: "Any annexation shall be reported as part of the Boundary and Annexation Survey of the United States Bureau of the Census."

Sec. 4. Part 4 of Article 4A of Chapter 160A of the General Statutes is amended by adding a new section to read:

"§ 160A-58.8. Recording and Reporting.—Annexations made under this part shall be recorded and reported in the same manner as under G.S. 160A-29."

Sec. 5. G.S. 163-132.2(a), as rewritten by Chapter 715, Session Laws of 1987, is amended by adding the following at the end: "Provided, where a precinct boundary has been or is to be altered because of the operation of G.S. 163-132.5A, the boundary on the map shall be shown as in effect on January 1, 1988, the reporting date of the underlying municipal boundary on the map, but the fact that the boundary has been or is to be moved because of an intervening annexation shall be reported to the State Board of Elections and Legislative Services Office."

Sec. 6. G.S. 163-132.2(a)(2) as rewritten by Chapter 715, Session Laws of 1987, is amended by deleting "or by G.S. 163-132.5A".

Sec. 6.1. G.S. 150B-23(a) is amended by adding a new sentence at the end of the first paragraph of that subsection as follows: "Any person aggrieved may commence a contested case hereunder".

Sec. 6.2. Chapter 430 of the 1987 Session Laws is amended by rewriting Section 16 to read:

"Sec. 16. Sections 1-14 of this act shall become effective January 1, 1988 and Section 15 of this act is effective upon ratification and shall expire on July 1, 1989."

Sec. 7. This act is effective upon ratification.

In the General Assembly read three times and ratified this the 14th day of August, 1987.