

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019**

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HOUSE BILL 836

Short Title: LRC Study - Navigable Waters. (Public)

Sponsors: Representative Hanig.

For a complete list of sponsors, refer to the North Carolina General Assembly web site.

Referred to: Rules, Calendar, and Operations of the House

April 18, 2019

1 A BILL TO BE ENTITLED
2 AN ACT TO DIRECT THE LEGISLATIVE RESEARCH COMMISSION TO STUDY
3 ADDITIONAL REGULATION OF NAVIGABLE WATERS BY LOCAL
4 GOVERNMENTS.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.(a)** The Legislative Research Commission (LRC) shall study the
7 availability of affordable housing in this State. As part of its study, the LRC shall do all of the
8 following:

- 9 (1) Examine the current federal and State law regarding regulation of navigable
10 waters, including all of the following:
11 a. The operation of boats and vessels, including restrictions concerning
12 speed zones, no-wake zones, and types of activities conducted on the
13 navigable waters within the municipal limits of the municipality.
14 b. The anchoring and mooring of boats and vessels as to location and
15 length of time anchored or moored.
16 c. The placement and maintenance of channel aids and markers,
17 anchoring aids and markers, and navigational aids and markers.
18 d. Reasonable rules and regulations for the occupants of boats, vessels,
19 swimmers, fisherman, and others using navigable waters.
20 (2) Examine the challenges facing local governments adjacent to, or including,
21 navigable waters with respect to abandoned boats and vessels, with a specific
22 focus on natural disasters and recovery therefrom.
23 (3) Assess the ability of local governments to adopt and enforce local ordinances
24 to regulate navigable waters, and the need of boaters, fishermen, and other
25 using navigable waters to have consistency in laws and regulations.
26 (4) Examine any unique challenges faced by local governments across the State
27 adjacent to, or including, navigable waters with respect to tourism and use of
28 said navigable waters.
29 (5) Examine the best practices of other states with respect to regulation of
30 navigable waters.
31 (6) Any other matters the LRC deems relevant to its efforts.

32 **SECTION 1.(b)** The LRC shall report its findings, together with any proposed
33 legislation, to the 2020 Regular Session of the 2019 General Assembly upon its convening.

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

