



Bill Draft 2017-MWz-24A: Airport Prop. Purchase/NCEPA waiver.

2017-2018 General Assembly

Committee: House Select Committee on Strategic Date: March 28, 2018
Transportation Planning and Long Term
Funding Solutions

Introduced by: **Prepared by:** Luke Gillenwater
Analysis of: 2017-MWz-24A Staff Attorney

OVERVIEW: 2017-MWz-24A requires the Department of Transportation ("Department") to waive the North Carolina Environmental Policy Act (NCEPA) environmental documentation requirement for certain acquisitions of property for future airport development.

CURRENT LAW: G.S. 113A-11 authorizes the Department to adopt rules that establish minimum criteria for compliance with the provisions of the NCEPA. 19A NCAC 02F .0102 lists the types and thresholds of activities in which environmental documentation under the NCEPA is not required. One activity in which environmental documentation under the NCEPA is not required is the acquisition of 10 acres or less of property for future airport development.

BILL ANALYSIS: 2017-MWz-24A does the following:

- **Section 1:** Provides that the Department shall not require environmental documentation under the NCEPA from any airport meeting all of the following requirements:
 - The airport is acquiring 40 acres or less of property for future airport development.
 - The airport is located in a county with a population of greater than 1,000,000 people.
 - The airport has a total annual enplanement of over 20,000,000 passengers.
- **Section 2:** Authorizes the Department to adopt temporary rules to implement the provisions of the act.

EFFECTIVE DATE: 2017-MWz-24A is effective when it becomes law, and expires July 1, 2020.

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Legislative Drafting
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