

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2017

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BILL DRAFT 2017-MWz-20 [v.8] (03/19)

(THIS IS A DRAFT AND IS NOT READY FOR INTRODUCTION)  
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Short Title: Replacement ROW for Utility Relocation.

(Public)

Sponsors:

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT TO AUTHORIZE THE DEPARTMENT OF TRANSPORTATION TO ACQUIRE  
3 REPLACEMENT RIGHT-OF-WAY AND TO ASSIGN THE EASEMENT RIGHTS OF  
4 THE REPLACEMENT RIGHT-OF-WAY TO A UTILITY, AS RECOMMENDED BY  
5 THE HOUSE SELECT COMMITTEE ON STRATEGIC TRANSPORTATION  
6 PLANNING AND LONG TERM FUNDING SOLUTIONS.

7 The General Assembly of North Carolina enacts:

8 **SECTION 1.** G.S. 136-19.5(c) reads as rewritten:

9 "(c) Whenever the Department of Transportation requires the relocation of utilities,  
10 including cable service as defined in G.S. 105-164.3, located in a right-of-way for which the  
11 utility owner contributed to the cost of acquisition, the Department of Transportation shall  
12 reimburse the utility owner for the cost of moving those ~~utilities~~ utilities, or the Department  
13 may, with the agreement of the utility, acquire a replacement right-of-way and assign the  
14 easement rights of the replacement right-of-way to the utility."

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



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