

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

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**SENATE BILL 838\***

Short Title: Environmental Technical Corrections 2009. (Public)

Sponsors: Senator Albertson.

Referred to: Agriculture/Environment/Natural Resources.

March 25, 2009

A BILL TO BE ENTITLED  
AN ACT TO MAKE CLARIFYING, CONFORMING, AND TECHNICAL AMENDMENTS  
TO VARIOUS LAWS RELATED TO THE ENVIRONMENT.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 120-70.61(c) reads as rewritten:

**"§ 120-70.61. Membership; cochairs; vacancies; quorum.**

(c) Except as otherwise provided in this section, a legislative member of the Commission shall continue to serve for so long as the member remains a member of the General Assembly and no successor has been appointed. A member of the General Assembly who does not seek reelection or is not reelected to the General Assembly may complete a term of service on the Commission until the day on which a new General Assembly convenes. A legislative member of the Commission who resigns or is removed from service in the General Assembly shall be deemed to have resigned or been removed from office on the Commission. Any vacancy that occurs on the Commission shall be filled in the same manner as the original appointment."

**SECTION 2.** G.S. 146-64 reads as rewritten:

**"§ 146-64. Definitions.**

As used in this Chapter:

...

(8) "Swamplands" means lands too wet for cultivation except by drainage, and includes

a. All State lands which have been or are known as "swamp" or "marsh" lands, "pocosin bay," "briary bay" or "savanna," and which are a part of one swamp exceeding 2,000 acres in area, or which are a part of one swamp 2,000 acres or less in area which has been surveyed by the State; and

b. All State lands which are covered by the waters of any state-owned lake or pond.

(9) "Vacant and unappropriated lands" means all State lands title to which is vested in the State as sovereign, and land acquired by the State by virtue of being sold for taxes, except ~~swamplands as hereinafter defined.~~ swamplands.

...."

**SECTION 3.** This act is effective when it becomes law.

