

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2017

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HOUSE BILL 1047

Short Title: LRC HOA Dispute Resolution/PED Study. (Public)

Sponsors: Representative Stevens.

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

Referred to: Judiciary II

May 31, 2018

A BILL TO BE ENTITLED

AN ACT TO DIRECT THE PROGRAM EVALUATION DIVISION TO STUDY THE
CREATION OF A PROCESS FOR MEDIATION, ARBITRATION, OR OTHER
ALTERNATIVE DISPUTE RESOLUTION METHODS FOR DISPUTES ARISING
BETWEEN PROPERTY OWNERS AND PROPERTY OWNERS ASSOCIATIONS AND
THEIR RESPECTIVE GOVERNING ENTITIES, AS RECOMMENDED BY THE
LEGISLATIVE RESEARCH COMMISSION.

The General Assembly of North Carolina enacts:

SECTION 1. The Joint Legislative Program Evaluation Oversight Committee shall include in the work plan of the Program Evaluation Division an evaluation of possible alternative dispute resolution (ADR) methods, including arbitration and mediation, for disputes arising between property owners and property owners associations and their respective governing entities. The study shall determine the following: (i) the potential financial burdens of ADR methods and which party should bear the burden, (ii) whether the ADR process should be binding upon the parties, (iii) whether a body should be established to administer ADR matters, and (iv) what role the State should have in establishing a framework for managing disputes. The Program Evaluation Division shall report its findings and recommendations to the Joint Legislative Program Evaluation Oversight Committee on or before October 1, 2018.

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



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