

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2019

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SENATE BILL DRS45219-MH-105

Short Title: Regulatory Reform Act of 2019.

(Public)

Sponsors: Senators Sanderson and Wells (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH  
3 CAROLINA.

4 The General Assembly of North Carolina enacts:

5  
6 **CLARIFY LANDFILL LIFE-OF-SITE FRANCHISE REQUIREMENTS**

7 **SECTION 1.** G.S. 130A-294(a4) reads as rewritten:

8 "(a4) In order to preserve long-term disposal capacity, a life-of-site permit issued for a  
9 sanitary landfill shall survive the expiration of a local government approval or franchise, and the  
10 local government shall allow the sanitary landfill to continue to operate until the term of the  
11 landfill's life-of-site permit expires provided that the owner or operator ~~has complied~~ is in  
12 substantial compliance with the terms of the local government approval or franchise agreement,  
13 and remains in substantial compliance with ~~those the nonfinancial~~ of the franchise and full  
14 compliance with the financial terms of the franchise after expiration of the approval or agreement  
15 until the life-of-site permit has expired. In order to preserve any economic benefits included in  
16 the franchise, the County may extend the franchise under the same terms and conditions for the  
17 term of the life-of-site permit. The extension of the franchise hereby shall not trigger the  
18 requirements for a new permit, a major permit modification, or a substantial amendment to the  
19 permit. This subsection only applies to valid and operative franchise agreements in effect on  
20 October 1, 2015."

21  
22 **REMOVE REAL ESTATE LICENSING REQUIREMENT FOR TIMESHARE**  
23 **SALESPEOPLE**

24 **SECTION 2.** G.S. 93A-40(a) reads as rewritten:

25 "(a) It shall be unlawful ~~for any person in this State to engage or assume to engage in the~~  
26 ~~business of a time share salesperson without first obtaining a real estate broker license issued by~~  
27 ~~the North Carolina Real Estate Commission under the provisions of Article 1 of this Chapter,~~  
28 ~~and it shall be unlawful~~ for a time share developer to sell or offer to sell a time share located in  
29 this State without first obtaining a certificate of registration for the time share project to be offered  
30 for sale issued by the North Carolina Real Estate Commission under the provisions of this  
31 Article."

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33 **STUDY EXPRESS PERMITTING EXPANSION**

34 **SECTION 3.** The Department of Environmental Quality shall study and report on  
35 additional positions and funding needed as well as any changes in State or federal laws and  
36 regulations necessary to expand the Department's express permitting programs to include



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1 additional types of permits typically required for job creating and real estate development or  
2 redevelopment activities. Additional permits considered in the study shall include, at a minimum,  
3 permits for facilities not discharging to the surface waters of the State under Article 21 of Chapter  
4 143 of the General Statutes, and permits to apply petroleum contaminated soil to land authorized  
5 under G.S. 143-215.1. The Department shall provide its report and recommendations to the Joint  
6 Legislative Oversight Committee on Agriculture and Natural and Economic Resources and the  
7 Fiscal Research Division no later than December 1, 2019.

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9 **SEVERABILITY CLAUSE AND EFFECTIVE DATE**

10 **SECTION 4.** If any section or provision of this act is declared unconstitutional or  
11 invalid by the courts, it does not affect the validity of this act as a whole or any part other than  
12 the part declared to be unconstitutional or invalid.

13 **SECTION 5.** Except as otherwise provided, this act is effective when it becomes  
14 law.