

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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SENATE BILL 84\*

Environment and Natural Resources Committee Substitute Adopted 5/13/91  
Third Edition Engrossed 5/15/91

Short Title: Water Projects Plan.

(Public)

Sponsors:

Referred to:

February 18, 1991

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THAT THE DEPARTMENT OF ENVIRONMENT,  
HEALTH, AND NATURAL RESOURCES PREPARE A WATER RESOURCES  
DEVELOPMENT PROJECTS PLAN AND TO REQUIRE THE DIRECTOR OF  
THE BUDGET TO REVIEW THE PLAN IN MAKING RECOMMENDATIONS  
TO THE GENERAL ASSEMBLY FOR FUNDING OF WATER RESOURCES  
DEVELOPMENT PROJECTS.

The General Assembly of North Carolina enacts:

Section 1. Article 21 of Chapter 143 of the General Statutes is amended by  
adding a new Part to read:

**“PART 8A. WATER RESOURCES DEVELOPMENT PROJECTS.**

**“§ 143-215.73A. Water Resources Development Plan.**

(a) Plan prepared. - Before 1 July in each calendar year, the Department of  
Environment, Health, and Natural Resources shall prepare a statewide plan for water  
resources development projects for a period of six years into the future. The plan shall  
be known as the Water Resources Development Plan. If the plan differs from the Water  
Resources Development Plan adopted for the preceding calendar year, the Department  
shall indicate the changes and the reasons for such changes. The Department shall  
submit the plan to the Director of the Budget for review.

(b) Projects listed. - The plan shall list the following water resources  
development projects based on their status as of 1 May of the year in which the plan is  
prepared:

- 1           (1) Projects approved by the Congress of the United States.
- 2           (2) Projects for which the Congress of the United States has appropriated  
3 funds.
- 4           (3) Projects for which grant applications have been submitted under Part 8  
5 of Article 21 of Chapter 143 of the General Statutes.
- 6           (4) Projects for which grant applications have been submitted under  
7 Article 4 of Chapter 139 of the General Statutes.
- 8           (5) Projects planned as federal reservoir projects but for which no federal  
9 funds are scheduled and for which local governments are seeking State  
10 financial assistance.

11       (c) Project priorities and funding recommendations. - The Department shall  
12 assign a priority to each project within each of the five categories listed under  
13 subsection (b) of this section either by giving the project a number, with '1' assigned to  
14 the highest priority, or by recommending no funding. The Department shall state its  
15 reasons for recommending the funding, deferral, or elimination of a project. The  
16 Department shall determine the priority of a project based on the following criteria:  
17 local interest in the project, the cost of the project to the State, the benefit of the project  
18 to the State, and the environmental impact of the project.

19       (d) Project information. - For each project listed under subsection (b) of this  
20 section, the Water Resources Development Plan shall:

- 21           (1) Provide a brief description.
- 22           (2) If federal, list the estimated cost of each of the following phases that  
23 have not been completed as of 1 July, (i) feasibility study, (ii)  
24 construction, (iii) operation and maintenance, and the amount of State  
25 funds required to match the federal funds needed.
- 26           (3) If State or local, list the estimated cost to complete the project and  
27 amount of State funds required under G.S. 143-215.71 or G.S. 139-54.
- 28           (4) Indicate the total cost to date and the State share of that cost.
- 29           (5) Indicate the status.
- 30           (6) Indicate the estimated completion date.

31       (e) Distribution of the plan. - The Director of the Budget shall provide copies of  
32 the plan to the members of the Advisory Budget Commission when the Advisory  
33 Budget Commission meets to deliberate on the biennial budget or on the revised budget  
34 for the second year of the biennium. The Director of the Budget shall also provide  
35 copies of the plan to the General Assembly along with the recommended biennial  
36 budget and the recommended revised budget for the second year of the biennium.

37       (f) Budget recommendations. - The Director of the Budget shall determine which  
38 projects, if any, will be included in the recommended biennial budget and in the  
39 recommended revised budget for the second year of the biennium. The budget  
40 document transmitted to the General Assembly shall identify the projects or types of  
41 projects recommended for funding."

42           Sec. 2. This act is effective upon ratification.