

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

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**SENATE BILL 761  
Commerce Committee Substitute Adopted 4/28/09  
House Committee Substitute Favorable 7/6/10**

Short Title: Street Construction/Developer Responsibility.

(Public)

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Sponsors:

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Referred to:

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March 24, 2009

A BILL TO BE ENTITLED

1 AN ACT TO STUDY REIMBURSING A DEVELOPER FOR IMPROVEMENTS MADE TO  
2 PUBLIC STREETS OR HIGHWAYS FOR A DEVELOPMENT AND TO APPORTION  
3 SUCH COSTS TO ANY OTHER DEVELOPERS THAT HAVE ACCESS TO SUCH  
4 IMPROVEMENTS BEFORE OR AFTER THE IMPROVED PORTION OF THE PUBLIC  
5 STREET OR HIGHWAY HAS BEEN ACCEPTED BY THE STATE OR LOCAL  
6 GOVERNMENT FOR MAINTENANCE AS A PUBLIC STREET OR HIGHWAY.  
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8 The General Assembly of North Carolina enacts:

9 **SECTION 1.** The Joint Legislative Transportation Oversight Committee shall  
10 study methods for reimbursing a developer for improvements made to public streets or  
11 highways for ingress and egress to a development and identify cost-effective ways to apportion  
12 such costs to any other developers that have access to such improvements for ingress and  
13 egress to additional developments before or after the improved portion of the public street or  
14 highway has been accepted by the State or local government for maintenance as a public street  
15 or highway. The Committee may consult with the Department of Transportation, the North  
16 Carolina Home Builders Association, local governments, the Business Alliance for a Sound  
17 Economy, Chambers of Commerce, the League of Municipalities, the Association of County  
18 Commissioners, and any other person or group that may provide information relevant to the  
19 study.

20 **SECTION 2.** The Joint Legislative Transportation Oversight Committee shall  
21 report its findings, together with any recommended legislation, to the 2011 Regular Session of  
22 the General Assembly upon its convening.

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

