

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2023**

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**HOUSE BILL 909  
Committee Substitute Favorable 5/22/24**

Short Title: Fuquay-Varina/Deannex, Wake/ID Bureau Update. (Local)

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Sponsors:

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Referred to:

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April 25, 2024

A BILL TO BE ENTITLED

AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF FUQUAY-VARINA AND TO AMEND AND RESTATE THE LOCAL LAWS RELATING TO THE BUREAU OF IDENTIFICATION FOR WAKE COUNTY.

The General Assembly of North Carolina enacts:

**SECTION 1.(a)** The following described property is removed from the corporate limits of the Town of Fuquay-Varina:

TRACT I

BEING all of Lot 1, Minor Subdivision and Recombination, Black Creek Estates, as shown on that map recorded in Book of Maps 2019, Page 1300, Wake County Registry, reference to which is hereby made for a more complete and accurate description of same. See Deed Book 17535, Page 1659, Wake County Registry.

TRACT II

BEING all of Recombined Lot 2, Black Creek Estates, according to a plat entitled LOT RECOMBINATION, BLACK CREEK ESTATES, OWNED BY, SURVEY AND MAPPED FOR MORGAN DEVELOPMENT COMPANY, LLC, TOWN OF FUQUAY VARINA, MIDDLE CREEK TOWNSHIP, WAKE COUNTY, NORTH CAROLINA, according to plat prepared by Stancil & Associates, Professional Land Surveyor, P.A., dated 07-01-2019, and recorded in Book of Maps 2019, Page 2001, Wake County Registry, reference to which is hereby made for a more complete and accurate description of same. See Deed Book 17807, Page 1547 and Deed Book 16641, Page 694, Wake County Registry.

TRACT III

BEING all of Lot 3, Black Creek Estates, as shown on that recombination map recorded in Book of Maps 2019, Page 2001, Wake County Registry.

TRACT IV

BEING all of Lot 4 as shown on that plat entitled "Lot Recombination Black Creek Estates" recorded in Book of Maps 2019, Page 2001, Wake County Registry.

TRACT V

BEING all of Lot 5 as shown on that plat entitled "Lot Recombination Black Creek Estates" recorded in Book of Maps 2019, Page 2001, Wake County Registry.

TRACT VI

Lots 6 and 7 as depicted on that plat entitled "Lot Recombination and Buffer Removal Black Creek Estates" recorded in Book of Maps 2019, Page 1889, Wake County Registry.

TRACT VII



1 Lot 7, as shown on the map entitled "Lot Recombination and Buffer Removal, Black Creek  
2 Estates", recorded in Book of Maps 2019, Page 1889, Wake County Registry.

3 TRACT VIII

4 BEING all of Lot 8, as shown on the map entitled "Lot Recombination and Buffer Removal  
5 Black Creek Estates", recorded in Book of Maps 2019, Page 1889, Wake County Registry.

6 TRACT IX

7 BEING all of Lot 9, Black Creek Estates, as shown on the map recorded in Book of Maps  
8 2019, Page 1889, Wake County Registry.

9 **SECTION 1.(b)** This section has no effect upon the validity of any liens of the Town  
10 of Fuquay-Varina for ad valorem taxes or special assessments outstanding before the effective  
11 date of this section. Such liens may be collected or foreclosed upon after the effective date of this  
12 section as though the property were still within the corporate limits of the Town of  
13 Fuquay-Varina.

14 **SECTION 1.(c)** This section becomes effective June 30, 2024. Property in the  
15 territory described in Section 1(a) of this act as of January 1, 2024, is no longer subject to  
16 municipal taxes for taxes imposed for taxable years beginning on or after July 1, 2024.

17 **SECTION 2.** Chapter 535 of the Public-Local Laws of 1937, as amended by Chapter  
18 860 of the 1961 Session Laws, by Chapter 505 of the 1975 Session Laws, by Chapter 350 of the  
19 1977 Session Laws, and by Chapter 914 of the 1987 Session Laws, is rewritten to read:

20 "SECTION 1. That in order to provide for the performance of the duties hereinafter  
21 designated and defined for the better enforcement of the criminal laws in Wake County, there is  
22 hereby created and established a Bureau of Identification for Wake County. The Bureau may  
23 hereafter be referred to as a multidisciplinary forensic services agency and is authorized to adopt  
24 any department name in accordance with Wake County policy and subject to Wake County  
25 Manager approval pursuant to G.S. 153A-82.

26 "SECTION 2. That on the 1st day of July, 2024, the District Attorney of the Tenth  
27 Prosecutorial District and the County Manager of Wake, shall appoint a Director of the Bureau  
28 for a term of four years and then every four years thereafter, who will be under the supervision  
29 of the District Attorney for the Tenth Prosecutorial District. Whenever a vacancy occurs in this  
30 position during the term, the District Attorney for the Tenth Prosecutorial District and the County  
31 Manager of Wake shall appoint a qualified person to serve as Director for the period of the  
32 unexpired term. The Director may be terminated from appointment only by unanimous decision  
33 of the District Attorney of the Tenth Prosecutorial District and the Wake County Manager. The  
34 compensation and expenses of the Director shall be included in the annual budget prepared by  
35 the Wake County Manager.

36 "SECTION 3. As requested, the Bureau shall fingerprint and photograph all persons arrested  
37 in Wake County in accordance with NC general statutes; provide crime scene examination and  
38 other forensic services for which the Bureau has capability to all law enforcement and  
39 prosecutorial agencies for those criminal investigations having original jurisdiction within the  
40 geographical County of Wake.

41 "SECTION 4. That Wake County shall provide for and incur the cost for suitable office space,  
42 equipment, and salaries for employees of the Bureau.

43 "SECTION 5. That nothing in this act shall be construed as increasing the number of deputy  
44 sheriffs for Wake County, but any employees of the Bureau who are sworn law enforcement  
45 officers shall be eligible for annual recertification as deputy sheriffs, provided they meet the  
46 minimum requirements for LEO certification established by the Sheriffs' Training & Standards  
47 Division.

48 "SECTION 6. To the extent this Act conflicts with any provision of law, this Act supersedes  
49 that provision."

50 **SECTION 3.** Section 1 of Chapter 350 of the 1977 Session Laws is repealed.

1                   **SECTION 4.** Except as otherwise provided, this act is effective when it becomes  
2 law.