

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011**

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**SENATE BILL 572
Second Edition Engrossed 6/15/11**

Short Title: Omnibus County Bill. (Public)

Sponsors: Senator Davis.

Referred to: State and Local Government.

April 14, 2011

1 A BILL TO BE ENTITLED
2 AN ACT TO ENACT THE OMNIBUS COUNTY BILL OF 2011.
3 The General Assembly of North Carolina enacts:

4 **SECTION 1.1.** Commission Established. – There is created the Records
5 Preservation Modernization Commission. The Commission shall consist of 13 members to be
6 appointed as follows:

- 7 (1) Three members of the House of Representatives appointed by the Speaker of
8 the House of Representatives.
9 (2) Three members of the Senate appointed by the President Pro Tempore of the
10 Senate.
11 (3) The Secretary of Cultural Resources, or the Secretary's designee.
12 (4) Three members of the public appointed by the Speaker of the House of
13 Representatives with two of the appointments based on the recommendation
14 of the North Carolina Association of County Commissioners and one of the
15 appointments based on the recommendation of the North Carolina League of
16 Municipalities.
17 (5) Three members of the public appointed by the President Pro Tempore of the
18 Senate with two of the appointments based on the recommendation of the
19 North Carolina Association of County Commissioners and one of the
20 appointments based on the recommendation of the North Carolina League of
21 Municipalities.

22 **SECTION 1.2.** Administration. – The Speaker of the House of Representatives
23 shall designate one representative as cochair, and the President Pro Tempore of the Senate shall
24 designate one senator as cochair. Vacancies on the Commission shall be filled by the same
25 appointing authority making the initial appointment.

26 The Commission, while in the discharge of its official duties, may exercise all
27 powers provided for under G.S. 120-19 and G.S. 120-19.1 through G.S. 120-19.4. The
28 Commission may meet at any time upon the joint call of the cochairs. The Commission may
29 meet in the Legislative Building or the Legislative Office Building. The Commission may
30 contract for professional, clerical, or consultant services as provided by G.S. 120-32.02.

31 The Legislative Services Commission, through the Legislative Services Officer,
32 shall assign professional staff to assist the Commission in its work. The House of
33 Representatives and the Senate's Directors of Legislative Assistants shall assign clerical staff to
34 the Commission, and the expenses relating to the clerical employees shall be borne by the
35 Commission. Members of the Commission shall receive subsistence and travel expenses at the
36 rates set forth in G.S. 120-3.1, 138-5, or 138-6, as appropriate.



1 **SECTION 1.3.** Duties. – The Commission shall study issues relating to records
2 preservation standards, procedures, and techniques and consider any other issues the
3 Commission deems relevant.

4 **SECTION 1.4.** Report. – The Commission may make a report, including any
5 proposed legislation, to each regular session of the General Assembly upon its convening.

6 **SECTION 2.** G.S. 105-282.1(a1) reads as rewritten:

7 "(a1) Late Application. – ~~Upon a showing of good cause by the applicant for failure to~~
8 ~~make a timely application, an application for exemption or exclusion filed after the close of the~~
9 ~~listing period may be approved by the Department of Revenue, the board of equalization and~~
10 ~~review, the board of county commissioners, or the governing body of a municipality, as~~
11 ~~appropriate. An untimely application for exemption or exclusion approved under this~~
12 ~~subsection applies only to property taxes levied by the county or municipality in the calendar~~
13 ~~year in which the untimely application is filed.~~An application for a property tax exemption or
14 exclusion provided by this section should be filed during the regular listing period but may be
15 filed and must be accepted through June 1 preceding the tax year for which the exemption or
16 exclusion is claimed."

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