

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011**

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SENATE BILL 213

Short Title: Waccamaw River/Isolated River Basin. (Public)

Sponsors: Senators Rabon; Bingham, Blake, Davis, Forrester, Hise, Jackson, Preston, Rouzer, Tillman, and Tucker.

Referred to: Agriculture/Environment/Natural Resources.

March 7, 2011

A BILL TO BE ENTITLED
AN ACT TO DESIGNATE THE WACCAMAW RIVER BASIN AS AN ISOLATED RIVER
BASIN FOR PURPOSES OF CERTIFICATION OF TRANSFERS OF SURFACE
WATER FROM A RIVER BASIN TO AN ISOLATED RIVER BASIN.

The General Assembly of North Carolina enacts:

SECTION 1. Section 7 of S.L. 2007-518, as rewritten by Section 4 of S.L. 2010-155, reads as rewritten:

"SECTION 7.(a) Except as provided in subsections (b), (c) and (d) of this section, this act becomes effective when it becomes law and applies to any petition for a certificate for a transfer of surface water from one river basin to another river basin first made on or after that date.

"SECTION 7.(b) For a petition for a certificate for transfer of surface water from one river basin to another river basin to supplement ground water supplies in the fifteen counties designated as the Central Coastal Plain Capacity Use Area under 15A NCAC 2E .0501, this act becomes effective 1 January 2013. Prior to 1 January 2013, a petition for a certificate for transfer of surface water from one river basin to another river basin to supplement ground water supplies in the fifteen counties designated as the Central Coastal Plain Capacity Use Area shall be considered and acted upon by the Environmental Management Commission pursuant to the procedures and standards set out in G.S. 143-215.22I on 1 July 2007.

"SECTION 7.(c) For purposes of this subsection, "isolated river basin" means each of the following river basins set out in G.S. 143-215.22G(1):

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| g. | 2-6 | New River. |
| u. | 9-3 | <u>Waccamaw River.</u> |
| v. | 9-4 | Shallotte River. |
| aa. | 12-1 | Albemarle Sound. |
| hh. | 17-1 | White Oak River. |

For a petition for a certificate for transfer of surface water from a river basin to an isolated river basin, this act becomes effective 1 July 2020. Prior to 1 July 2020, a petition for a certificate for transfer of surface water from a river basin to an isolated river basin shall be considered and acted upon by the Environmental Management Commission pursuant to the procedures and standards set out in G.S. 143-215.22I on 1 July 2007.

"SECTION 7.(d) Notwithstanding subsection (c) of this section, an applicant for a certificate for transfer of surface water from a river basin to an isolated river basin may request that the applicant be subject to the certification process that would apply if the transfer was not into an isolated river basin."

SECTION 2. This act is effective when it becomes law.

