

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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HOUSE BILL 2035*

Short Title: OAH Hearing Facilities. (Public)

Sponsors: Representatives Stiller, Goodwin (Primary Sponsors); Alexander and Faison.

Referred to: Judiciary I.

May 17, 2006

1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE SENIOR RESIDENT SUPERIOR COURT JUDGES TO
3 PROVIDE FACILITIES FOR HEARINGS CONDUCTED BY THE OFFICE OF
4 ADMINISTRATIVE HEARINGS.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. G.S. 150B-24 reads as rewritten:

7 "§ 150B-24. Venue of hearing.

8 (a) The hearing of a contested case shall be conducted:

9 (1) In the county in this State in which any person whose property or
10 rights are the subject matter of the hearing maintains his residence;

11 (2) In the county where the agency maintains its principal office if the
12 property or rights that are the subject matter of the hearing do not
13 affect any person or if the subject matter of the hearing is the property
14 or rights of residents of more than one county; or

15 (3) In any county determined by the administrative law judge in his
16 discretion to promote the ends of justice or better serve the
17 convenience of witnesses.

18 (b) Any person whose property or rights are the subject matter of the hearing
19 waives his objection to venue by proceeding in the hearing.

20 (c) To the extent practicable, the senior resident superior court judge may
21 provide suitable facilities for the conduct of hearings under this Article in the county or
22 counties within the judge's district at the time that a hearing is scheduled therein. The
23 senior resident superior court judge may, to the extent the judge determines necessary
24 and practicable, provide or arrange for security at hearings upon the request of an
25 administrative law judge."

26 SECTION 2. This act becomes effective October 1, 2006.