

NORTH CAROLINA GENERAL ASSEMBLY
1961 SESSION

CHAPTER 472
HOUSE BILL 266

1 AN ACT TO AMEND CHAPTER 62 OF THE GENERAL STATUTES RELATING TO
2 PUBLIC UTILITIES.

3
4 The General Assembly of North Carolina do enact:

5
6 **Section 1.** G.S. 62-26.4 is hereby amended by rewriting the second sentence
7 thereof, as the same appears in 1960 Replacement Volume 2B, to read as follows:

8 "Such order shall take effect and become operative when issued unless otherwise
9 designated therein and shall continue in force either for a period which may be designated
10 therein or until changed or revoked by the Commission. It shall not be necessary, however, to
11 obtain relief from an outstanding order of the Commission except in the case of transportation
12 rates where the rates have been in effect less than one year."

13 **Sec. 2.** G.S. 62-26.16(4) is hereby amended by inserting immediately following the
14 word "facilities" and immediately preceding the period at the end thereof the words:

15 "and with each application by a motor carrier of passengers for the abandonment or
16 permanent or temporary discontinuance of transportation service previously authorized in a
17 certificate".

18 **Sec. 3.** G.S. 62-26.16(7) is hereby amended by changing the period at the end
19 thereof to a semicolon and adding the following:

20 "nor shall this fee apply to applications or petitions made by individuals seeking service
21 from a public utility."

22 **Sec. 4.** G.S. 62-26.16 is hereby amended by inserting immediately following
23 subdivision (10) the following new subdivision:

24 "(11) Twenty cents (20¢) for each page reproduced by photostatic or similar
25 process and for each page of an order which can be made available without
26 the necessity of copying or reproduction."

27 **Sec. 5.** G.S. 62-121.18 is hereby rewritten to read as follows:

28 "**62-121.18. Issuance of partnership certificates or permits.** No certificate or permit shall be
29 issued under this Article to two or more individuals until such individuals shall have executed a
30 partnership agreement, filed a copy of said agreement with the Commission, and indicated to
31 the Commission, in writing, that they have complied with Article 14 of Chapter 66 relating to
32 doing business under an assumed name."

33 **Sec. 6.** G.S. 62-121.26 is hereby amended by inserting immediately following the
34 second comma in line 3 thereof and immediately preceding the words "or any" the following:

35 "or control changed through stock transfer or otherwise,".

36 **Sec. 7.** G.S. 62-121.26 is further amended by inserting immediately following the
37 word "Commission" and immediately preceding the comma in line 6 thereof the words and
38 punctuation ", provided that the above provisions shall not apply to regular trading in listed
39 securities on recognized markets".

40 **Sec. 8.** G.S. 62-121.34(d) is hereby amended by adding at the end thereof the
41 following new sentence:

42 "Nothing in this Section or in this Article shall be construed to prevent the disclosure of any
43 information contained in annual reports filed with the Commission by any carrier."

1 **Sec. 9.** G.S. 62-121.48(9) is hereby amended by inserting immediately preceding
2 the last sentence thereof the following new sentence:

3 "It shall not be necessary for the Commission to give notice to the carriers affected or to
4 hold a hearing prior to a revision in the rules regarding procedures to be followed in filing rates,
5 charges or tariffs."

6 **Sec. 10.** G.S. 62-121.67(b) is hereby amended by striking out the words "upon ten
7 (10) days' notice by registered mail" in line 9 thereof and by substituting in lieu thereof the
8 words "without notice or hearing".

9 **Sec. 11.** G.S. 62-121.72(d) is hereby amended by adding at the end thereof the
10 following new sentence:

11 "Nothing in this Section or in this Article shall be construed to prevent the disclosure of any
12 information contained in annual reports filed with the Commission by any carrier."

13 **Sec. 12.** All laws and clauses of laws in conflict with this Act are hereby repealed.

14 **Sec. 13.** This Act shall become effective upon its ratification.

15 In the General Assembly read three times and ratified, this the 23rd day of May, 1961.