

NORTH CAROLINA GENERAL ASSEMBLY
1981 SESSION

CHAPTER 193
HOUSE BILL 277

AN ACT TO AMEND CERTAIN PROVISIONS OF CHAPTER 62 OF THE GENERAL
STATUTES, THE PUBLIC UTILITIES ACT.

The General Assembly of North Carolina enacts:

Section 1. G.S. 62-67 is repealed.

Sec. 2. G.S. 62-79(b), as the same appears in the 1975 Replacement to Volume 2B of the General Statutes, is hereby amended by changing the semicolon on line 7 thereof to a period and deleting the following words:

"provided, upon filing of new, changed or additional rates, it shall not be necessary to obtain relief from an outstanding order of the Commission fixing rates except in the case of transportation rates where the rates have been in effect less than one year."

Sec. 3. G.S. 62-81(c), as the same appears in the 1979 Cumulative Supplement to the 1975 Replacement Volume 2B, is hereby amended by deleting on line 3 the phrase "one hundred thousand dollars (\$100,000)" and inserting in lieu thereof the phrase "three hundred thousand dollars (\$300,000)."

Sec. 4. G.S. 62-262(d), as the same appears in the 1975 Replacement to Volume 2B of the General Statutes, is hereby amended by rewriting the fourth sentence thereof to read as follows:

"When no protest is filed with the Commission within the time herein limited, or as extended by order of the Commission, the Commission may proceed to decide the application on the basis of testimony taken at a hearing, or on the basis of information contained in the application and sworn affidavits, and make the necessary findings of fact and issue or decline to issue the certificate or permit applied for without further notice."

Sec. 5. This act is effective upon ratification.

In the General Assembly read three times and ratified, this the 13th day of April, 1981.