

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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HOUSE BILL 1355*
Committee Substitute Favorable 5/27/93

Short Title: Set Regulatory Charges/Raise Fees.

(Public)

Sponsors:

Referred to:

May 12, 1993

1 A BILL TO BE ENTITLED
2 AN ACT TO ESTABLISH THE PERCENTAGE RATES FOR THE PUBLIC
3 UTILITY REGULATORY FEE AND THE INSURANCE REGULATORY
4 CHARGE, TO INCREASE AMUSEMENT DEVICE INSPECTION FEES, TO
5 INCREASE ELEVATOR FEES, AND TO REMOVE THE SUNSET ON THE
6 MOTORCYCLE SAFETY EDUCATION PROGRAM.

7 The General Assembly of North Carolina enacts:

8 Section 1. The percentage rate to be used in calculating the public utility
9 regulatory fee under G.S. 62-302(b)(2) is eight and one-half hundredths percent
10 (0.085%) of each public utility's North Carolina jurisdictional revenues earned during
11 each quarter that begins on or after July 1, 1993.

12 Sec. 2. The percentage rate to be used in calculating the insurance regulatory
13 charge under G.S. 58-6-25 is seven and twenty-five hundredths percent (7.25%) for the
14 1993 calendar year.

15 Sec. 3. G.S. 95-106 reads as rewritten:

16 "§ 95-106. Amusement, aerial tramway, and inclined railroad inspection fees.

17 (a) The Department of Labor shall assess and collect the following inspection
18 service fees for annual inspections for each location within the State of amusement
19 devices, aerial passenger tramways, and inclined railroads:

Table with 2 columns: Description and Fee. Rows include Type Inspection, Amusement Devices (\$15), Gondolas, Chairlifts, and Inclined Railroads (137).

1 J- or T-Bars

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2 Rope Tows 31

3 (b) In the event that an amusement device owner or operator notifies the
4 Department of Labor pursuant to G.S. 95-111.8 that he intends to operate one or more
5 amusement devices for the public at a particular location and requests an inspection at a
6 particular time:

7 (1) When the inspector arrives and no amusement devices are present, the
8 Department shall assess a fee against the owner or operator ~~at an~~
9 ~~amount sufficient~~ to cover the cost of travel to and from the location at a
10 ~~rate not to exceed twenty three cents (23¢) per mile~~ the mileage rate set
11 forth in G.S. 138-6 plus an hourly rate of up to sixty dollars (\$60.00)
12 for each inspector for the time expended by the inspector in travelling
13 to and from the location at a rate not to exceed fifteen dollars (\$15.00) per
14 hour per inspector. ~~location.~~

15 (2) When the inspector arrives and amusement devices are ~~present but~~
16 present, are not ready for inspection, but become ready for inspection
17 before the inspector leaves, the Department shall assess a fee ~~in an~~
18 ~~amount sufficient~~ against the owner or operator to cover the time the
19 inspector must wait before ~~he can make~~ making the inspection at a ~~an~~
20 hourly rate not to exceed ~~fifteen dollars (\$15.00)~~ sixty dollars (\$60.00)
21 per hour per for each inspector.

22 (3) ~~If~~ When the inspector must make ~~an additional~~ a return trip to ~~the a~~
23 ~~location because the amusement devices were not ready for inspection~~
24 ~~at the appropriate time, when the inspector made a previous trip to the~~
25 location, the Department shall ~~add to the fees authorized under this~~
26 ~~subdivision the cost of the additional travel required at a rate not to exceed~~
27 ~~twenty three cents (23¢) per mile plus the cost of the travel time expended~~
28 ~~by the inspector at a rate not to exceed fifteen dollars (\$15.00) per hour per~~
29 ~~inspector.~~ assess a fee against the owner or operator to cover the cost of
30 travel to and from the location in the amount set in subdivision (1) of
31 this subsection.

32 (4) No fee shall be assessed pursuant to this subsection if the owner or
33 operator has notified the Department of Labor at least 24 hours in
34 advance that the amusement devices will not be present or that the
35 devices will not be ready for inspection until a later specified time.

36 (c) The Commissioner of Labor may adopt rules to implement this section. The
37 rules shall conform to Article 14B of this Chapter and shall promote the effective
38 utilization of the staff of the Commissioner.

39 (d) Fees collected under this section after July 1, 1995, shall be credited to the
40 General Fund."

41 Sec. 4. G.S. 95-105 reads as rewritten:

42 "**§ 95-105. Elevator, escalator, dumbwaiter, and special equipment inspection fees.**

43 The Department of Labor shall assess and collect the following inspection service
44 fees for the installation and alteration of elevators, escalators, dumbwaiters that are not

1 installed or altered in restaurants, and special equipment based on the cost of installation
2 or alteration:

3	Cost of Installation or Alteration		Unit Fee
4	\$0	- \$ 10,000	\$ 100
5	10,001	- 30,000	150
6	30,001	- 50,000	200
7	50,001	- 80,000	250
8	80,001	- 100,000	300
9	Over 100,000		350

10 An additional fee of one hundred dollars (\$100.00) shall be assessed for each follow-up
11 inspection of a new installation required subsequent to the original inspection.

12 The Department of Labor shall assess and collect a fee of ten dollars (\$10.00) for the
13 periodic inspection of special equipment and shall assess and collect the following fees
14 for the periodic inspection of elevators, escalators, and dumbwaiters:

15	Number of Building Floors	
16	1-5 Floors	\$20 <u>30</u>
17	6-10 Floors	30 <u>40</u>
18	11-15 Floors	40 <u>50</u>
19	16-20 Floors	50 <u>60</u>
20	21 Floors and over	60 <u>70</u>

21 Fees collected under this section shall be credited to the General Fund."

22 Sec. 5. Section 4 of Chapter 755 of the 1989 Session Laws reads as
23 rewritten:

24 "**Sec. 4.** This act ~~shall become effective October 1, 1989, and shall expire October~~
25 ~~1, 1993.~~ becomes effective October 1, 1989."

26 Sec. 6. Sections 1, 3, 4, and 5 of this act become effective July 1, 1993. The
27 remaining sections of this act are effective upon ratification.