

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2001

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SENATE BILL 897

Short Title: Labor Commissioner Fee Authority.

(Public)

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Sponsors: Senators Weinstein; and Foxx.

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Referred to: Finance.

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April 5, 2001

1 A BILL TO BE ENTITLED  
2 AN ACT AUTHORIZING THE COMMISSIONER OF LABOR TO ESTABLISH  
3 FEES RELATING TO ELEVATOR AND AMUSEMENT DEVICE  
4 INSPECTIONS AND CERTIFICATIONS.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. G.S. 95-105 and G.S. 95-106 are repealed.

7 SECTION 2. G.S. 95-107 reads as rewritten:

8 "**§ 95-107. Assessment and collection of fees; certificates of safe operation.**

9 The assessment of the fees ~~pursuant to this Article~~ adopted by the Commissioner  
10 pursuant to G.S. 95-110.5 and G.S. 95-111.4 shall be made against the owner or  
11 operator of ~~such~~ the equipment and may be collected at the time of inspection. If the  
12 fees are not collected at the time of inspection, the Department must bill the owner or  
13 operator of the equipment for the amount of the fee assessed ~~under this Article~~ for the  
14 inspection of the equipment and the amount assessed is payable by the owner or  
15 operator of the equipment upon receipt of the bill. Certificates of safe operation may be  
16 withheld by the Department of Labor until such time as the assessed fees are collected."

17 SECTION 3. G.S. 95-108 reads as rewritten:

18 "**§ 95-108. Disposition of fees.**

19 All fees collected by the Department of Labor pursuant to ~~this Article~~ G.S. 95-110.5  
20 and G.S. 95-111.4 shall be deposited with the State Treasurer and shall be used  
21 exclusively for inspection ~~purposes of the equipment referenced in this Article.~~ and  
22 certification purposes."

23 SECTION 4. G.S. 95-110.5 is amended by adding new subdivisions to read:

24 "(20) To establish reasonable fees for the inspection and issuance of  
25 certificates of operation for all devices and equipment subject to this  
26 Article upon installation or alteration, for each follow-up inspection,  
27 and for periodic inspections thereafter."

1           (21) To establish reasonable fees for the examination and certification of  
2           inspectors."

3           **SECTION 5.** G.S. 95-111.4 is amended by adding new subdivisions to read:

4           "(19) To establish reasonable fees for the inspection and issuance of  
5           certificates of operation for devices subject to this Article that are in  
6           use.

7           (20) To establish reasonable fees for the examination and certification of  
8           inspectors."

9           **SECTION 6.** Section 1 of this act becomes effective October 1, 2001. The  
10 remainder of this act is effective when it becomes law.