

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009**

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HOUSE BILL 1081

Short Title: Local Bds of Health/Fees. (Public)

Sponsors: Representative Goodwin.

Referred to: Health, if favorable, Finance.

April 6, 2009

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT FEES PAYABLE TO A LOCAL BOARD OF HEALTH FOR
3 SERVICES RENDERED BY A LOCAL HEALTH DEPARTMENT MAY NOT EXCEED
4 A CERTAIN AMOUNT ANNUALLY FOR EACH BUSINESS ESTABLISHMENT
5 REQUIRED TO PAY FEES TO THE LOCAL BOARD OF HEALTH.

6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** G.S. 130A-39(g) reads as rewritten:

8 "(g) A local board of health may impose a fee for services to be rendered by a local
9 health department, except where the imposition of a fee is prohibited by statute or where an
10 employee of the local health department is performing the services as an agent of the State.
11 Notwithstanding any other provisions of law, a local board of health may impose cost-related
12 fees for services performed pursuant to Article 11 of this Chapter, "Wastewater Systems," for
13 services performed pursuant to Part 10, Article 8 of this Chapter, "Public Swimming Pools", for
14 services performed pursuant to Part 11, Article 8 of this Chapter, "Tattooing", for services
15 performed pursuant to Article 8, Part 6 of this Chapter, "Regulation of Food and Lodging
16 Facilities," and for services performed pursuant to G.S. 87-97. Fees shall be based upon a plan
17 recommended by the local health director and approved by the local board of health and the
18 appropriate county board or boards of commissioners. The total amount of food and lodging
19 fees required to be paid by a permitted business establishment under this subsection shall not
20 exceed five hundred dollars (\$500.00) annually. Nothing in this section shall be construed to
21 limit the amount of permit fees required to be paid annually by a business establishment to the
22 Department.

23 The fees collected under the authority of this subsection are to be deposited to the account
24 of the local health department so that they may be expended for public health purposes in
25 accordance with the provisions of the Local Government Budget and Fiscal Control Act."

26 **SECTION 2.** This act becomes effective October 1, 2009, and applies to services
27 provided on and after that date.

