

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

H

1

HOUSE BILL 2265*

Short Title: Establish Mining Permit Fees.

(Public)

Sponsors: Representatives Colton; and Perdue.

Referred to: Finance.

June 1, 1990

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH FEES FOR PROCESSING APPLICATIONS FOR MINING PERMITS AND APPLICATIONS FOR MODIFICATIONS AND RENEWALS OF EXISTING MINING PERMITS.

The General Assembly of North Carolina enacts:

Section 1. Article 7 of Chapter 74 of the General Statutes is amended by adding a new section to read:

"§ 74-52.1. Permit fees.

(a) The Commission may establish a reasonable fee schedule for the processing of applications for permits and applications for the renewal of permits or modifications of permits issued pursuant to this Article. In determining the fee schedule, the Commission shall consider the administrative and personnel costs incurred by the Department for processing applications for permits, for processing applications for renewals and modifications of existing permits, and for related compliance activities. The total of the fees authorized by the Commission pursuant to this section in any fiscal year shall not exceed the total personnel and administrative costs incurred by the Department for processing applications for permits, for processing applications for renewals and modifications of existing permits, and for related compliance activities in that fiscal year.

(b) There is established a nonreverting account within the Department. This account shall be used to:

- (1) Defray the expenses of any project or program, including educational programs, supporting the permitting and compliance activities under this Article; and

1 (2) Establish additional permanent positions, under Chapter 126 of the
2 General Statutes, to conduct permitting and compliance activities
3 under this Article.

4 All application fees collected pursuant to this section shall be deposited in the account.

5 (c) The Department shall make a semiannual report to the Joint Legislative
6 Commission on Governmental Operations and the Director of the Fiscal Research
7 Division on the cost of the State's mining permit program. The report shall include the
8 fees established and collected under this section and any other information requested by
9 the General Assembly."

10 Sec. 2. This act is effective upon ratification.