

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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SENATE BILL 1534  
Finance Committee Substitute Adopted 7/3/90

Short Title: Mining Permit Fees.

(Public)

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Sponsors:

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Referred to:

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June 5, 1990

1 A BILL TO BE ENTITLED  
2 AN ACT TO ESTABLISH FEES FOR PROCESSING APPLICATIONS FOR  
3 MINING PERMITS AND APPLICATIONS FOR MODIFICATIONS AND  
4 RENEWALS OF EXISTING MINING PERMITS.

5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 143B-290 is amended by adding a new subdivision to read:

7 "(4) a. The Commission may establish a fee schedule for the processing of  
8 permit applications and permit renewals and modifications. The fees  
9 may vary on the basis of the acreage, size, and nature of the proposed  
10 or permitted operations or modifications. In establishing the fee  
11 schedule, the Commission shall consider the administrative and  
12 personnel costs incurred by the Department for processing applications  
13 for permits and permit renewals and modifications and for related  
14 compliance activities and safeguards to prevent unusual fee  
15 assessments which would result in serious economic burden on an  
16 individual applicant or class of applicants.

17 b. The total amount of permit fees collected for any fiscal year  
18 may not exceed one-third of the total personnel and  
19 administrative costs incurred by the Department for processing  
20 applications for permits and permit renewals and modifications  
21 and for related compliance costs in the prior fiscal year, but in  
22 no event may they exceed two thousand five hundred dollars  
23 (\$2,500) for any application for a new permit or five hundred

- 1                   dollars (\$500.00) for any application for a permit renewal or  
2                   modification.
- 3            c. Fees collected under this subdivision shall be credited to the  
4            General Fund and may be used to:
- 5                    1. Defray the expenses of any project or program, including  
6                    education programs, supporting the permitting and  
7                    compliance activities under Article 7 of Chapter 74 of  
8                    the General Statutes;
- 9                    2. Establish additional permanent positions, under Chapter  
10                   126 of the General Statutes, to conduct permitting,  
11                   compliance, and educational activities under Article 7 of  
12                   Chapter 74 of the General Statutes; and
- 13                   3. Improve the efficiency and decrease the length of the  
14                   processing period for permit applications.
- 15            d. The Department shall make an annual report to the Joint  
16            Legislative Commission on Governmental Operations and the  
17            Director of the Fiscal Research Division on the cost of the  
18            State's mining permit program. The report shall include the  
19            fees established, collected, and disbursed under this section and  
20            any other information requested by the General Assembly or the  
21            Commission."

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