

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2001

H

1

HOUSE BILL 1057

Short Title: Labor Commissioner Fee Authority.

(Public)

Sponsors: Representative Mitchell.

Referred to: Finance.

April 10, 2001

A BILL TO BE ENTITLED

AN ACT AUTHORIZING THE COMMISSIONER OF LABOR TO ESTABLISH  
FEES RELATING TO ELEVATOR AND AMUSEMENT DEVICE  
INSPECTIONS AND CERTIFICATIONS.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 95-105 and G.S. 95-106 are repealed.

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

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

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

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

"§ 95-108. **Disposition of fees.**

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

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

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