

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2023

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HOUSE BILL 259
Committee Substitute Favorable 4/3/23
Third Edition Engrossed 4/6/23
Senate Appropriations/Base Budget Committee Substitute Adopted with unengrossed
amendments 5/16/23
Senate Finance Committee Favorable with unengrossed amendments 5/16/23
Senate Pensions and Retirement and Aging Committee Substitute Adopted 5/16/23
Fifth Edition Engrossed 5/18/23
Proposed Conference Committee Substitute H259-CCSMQX-2 [v.2]
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Short Title: 2023 Appropriations Act.

(Public)

Sponsors:

Referred to:

March 6, 2023

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A BILL TO BE ENTITLED
AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS
OF STATE AGENCIES, DEPARTMENTS, AND INSTITUTIONS.

The General Assembly of North Carolina enacts:

PART I. TITLE AND INTRODUCTION

TITLE OF ACT

SECTION 1.1. This act shall be known as the "Current Operations Appropriations Act of 2023."

INTRODUCTION

SECTION 1.2. The appropriations made in this act are for maximum amounts necessary to provide the services and accomplish the purposes described in the budget in accordance with the State Budget Act. Savings shall be effected where the total amounts appropriated are not required to perform these services and accomplish these purposes, and the savings shall revert to the appropriate fund at the end of each fiscal year, except as otherwise provided by law.

PART II. CURRENT OPERATIONS AND EXPANSION/GENERAL FUND

GENERAL FUND APPROPRIATIONS

SECTION 2.1.(a) Appropriations from the General Fund for the budgets of the State departments, institutions, and agencies, and for other purposes as enumerated, are made for each year of the 2023-2025 fiscal biennium, according to the following schedule:

Current Operations - General Fund

FY 2023-2024

FY 2024-2025



COAL ASH MANAGEMENT ACT FEE

SECTION 12.14.(e) G.S. 62-302.1 reads as rewritten:

"§ 62-302.1. Regulatory fee for combustion residuals surface impoundments.

...

(b) Rate. – The combustion residuals surface impoundment fee shall be ~~twenty-two thousandths of one percent (0.022%)~~ three-hundredths of one percent (0.03%) of the North Carolina jurisdictional revenues of each public utility with a coal combustion residuals surface impoundment. For the purposes of this section, the term "North Carolina jurisdictional revenues" has the same meaning as in G.S. 62-302.

...."

PLAN REVIEW AND PERMIT

SECTION 12.14.(f) G.S. 130A-328 reads as rewritten:

"§ 130A-328. Public water system operating permit and permit fee.

(a) No person shall operate a community or non transient non-community water system who has not been issued an operating permit by the Department. A community or non transient non-community water system operating permit shall be valid from January 1 through December 31 of each year unless suspended or revoked by the Department for cause. The Commission shall adopt rules concerning permit issuance and renewal and permit suspension and revocation. The annual fees in subsection (b) shall be prorated on a monthly basis for permits obtained after January 1 of each year.

(b) The following fees are imposed for the issuance or renewal of a permit to operate a community or non transient non-community water system; the fees are based on the number of persons served by the system:

Non Community Water Systems:	Fee
Base Fee:	
Non transient non-community	\$150 <u>\$190</u>
Community Water Systems:	
Number of Persons Served	
50 or fewer	\$255 <u>\$320</u>
More than 50 but no more than 100	\$270 <u>\$340</u>
More than 100 but no more than 200	\$330 <u>\$410</u>
More than 200 but no more than 300	\$350 <u>\$430</u>
More than 300 but no more than 400	\$385 <u>\$480</u>
More than 400 but no more than 500	\$420 <u>\$520</u>
More than 500 but no more than 750	\$780 <u>\$970</u>
More than 750 but no more than 1000	\$810 <u>\$1,010</u>
More than 1000 but no more than 2000	\$840 <u>\$1,050</u>
More than 2000 but no more than 3000	\$870 <u>\$1,090</u>
More than 3000 but no more than 4000	\$1350 <u>\$1,690</u>
More than 4000 but no more than 5000	\$1460 <u>\$1,830</u>
More than 5000 but no more than 7500	\$1925 <u>\$2,410</u>
More than 7500 but no more than 10,000	\$2065 <u>\$2,580</u>
More than 10,000 but no more than 25,000	\$2600 <u>\$3,250</u>
More than 25,000 but no more than 50,000	\$2925 <u>\$3,660</u>
More than 50,000 but no more than 75,000	\$4250 <u>\$5,310</u>
More than 75,000 but no more than 100,000	\$4675 <u>\$5,840</u>
More than 100,000 but no more than 250,000	\$5100 <u>\$6,380</u>

1	More than 250,000 but no more than 500,000	\$5525 <u>\$6,910</u>
2	More than 500,000	\$5950 <u>\$7,440</u>
3	(c) The following fees are imposed for the review of plans, specifications, and other	
4	information submitted to the Department for approval of construction or alteration of a public	
5	water system. The fees are based on the type of constructions or alteration proposed:	
6		
7	Distribution system:	Fee
8	Construction of water lines, less than 5000 linear feet	\$150 <u>\$300</u>
9	Construction of water lines, 5000 linear feet or more	\$200 <u>\$400</u>
10	Other construction or alteration to a distribution system	\$75 <u>\$150</u>
11		
12	Ground water system:	
13	Construction of a new ground water system or adding a new well	\$200 <u>\$400</u>
14	Alteration to an existing ground water system	\$100 <u>\$200</u>
15		
16	Surface Water system:	
17	Construction of a new surface water treatment facility	\$250 <u>\$500</u>
18	Alteration to an existing surface water treatment facility	\$150 <u>\$300</u>
19	Water System Management Plan review	\$75 <u>\$150</u>
20	Miscellaneous changes or maintenance not covered above	\$50 <u>\$100</u>
21	(d) The Department may charge an administrative fee of up to one hundred fifty dollars	
22	(\$150.00) for failure to pay the permit fee by January 31 of each year.	
23"	
24		

WASTEWATER OPERATOR FEES

SECTION 12.14.(g) G.S. 90A-42 reads as rewritten:

"§ 90A-42. Fees.

(a) The Commission, in establishing procedures for implementing the requirements of this Article, shall impose the following schedule of fees:

- (1) Examination including Certificate, \$85.00;
- (2) Temporary Certificate, \$200.00;
- (3) Temporary Certification Renewal, \$300.00;
- (4) Conditional Certificate, \$75.00;
- (5) Repealed by Session Laws 1987, c. 582, s. 3.
- (6) Reciprocity Certificate, \$100.00;
- (6a) Voluntary Conversion Certificate, \$50.00;
- (7) Annual Renewal, per certification \$50.00;
- (8) Replacement of Certificate, \$20.00;
- (9) Late Payment of Annual Renewal, \$50.00 penalty in addition to all current and past due annual renewal fees plus one hundred dollars (\$100.00) penalty per year for each year for which annual renewal fees were not paid prior to the current year; and
- (10) Mailing List Charges – The Commission may provide mailing lists of certified water pollution control system operators and of water pollution control system operators to persons who request such lists. The charge for such lists shall be twenty-five dollars (\$25.00) for each such list provided.

(b) The Water Pollution Control System Account is established as a nonreverting account within the Department. Fees collected under this section shall be credited to the Account and applied to the costs of administering this Article. Interest and other income received on the Fund balance shall be treated as set forth in G.S. 147-69.1(d)."