

April 10, 2001

H 1061. EXEMPT WATER RESALE FROM DRINKING WATER ACT (=S 921). *TO EXEMPT CERTAIN PUBLIC WATER SYSTEMS THAT RESELL WATER FROM THE NORTH CAROLINA DRINKING WATER ACT.* Identical to S 921, introduced 4/5/01.

Intro. by Gibson.

Ref. to Public Health

GS 130A

October 3, 2001

H 1061. ALLOCATION OF WATER/SEWER SERVICE COSTS. Intro. 4/10/01. Senate committee substitute makes the following changes to 1st edition. Completely replaces original bill with *AN ACT TO SPECIFY THE PROCESS BY WHICH THE COST OF PROVIDING WATER AND SEWER SERVICE MAY BE ALLOCATED TO A DWELLING UNIT.* Authorizes NC Utilities Comm'n to adopt procedures that allow for the allocation of costs for providing water and sewer service on a use basis to persons who occupy the same contiguous premises. Provides that rates may not exceed the actual purchase price of the service to the provider plus a reasonable administrative fee. Provides that a written rental agreement for a dwelling unit may establish a variable monthly rent that is the sum of a base rent specified in the agreement and the amount of water and sewer service allocated to the dwelling unit.

November 29, 2001

H 1061. ALLOCATION OF WATER/SEWER SERVICE COSTS. Intro. 4/10/01. Conference report recommends the following changes to 2nd edition to reconcile matters in controversy. Completely rewrites bill. Rewrites GS 62-110(g) to (1) authorize the Utilities Commission to adopt procedures that allow a lessor, pursuant to a written rental agreement, to allocate the costs for providing water and sewer service on a metered use basis to persons who occupy the same contiguous premises and (2) require that the rental agreement specify a monthly rent that is the sum of the base rent plus additional rent at a rate that does not exceed the actual purchase price of the water and sewer service to the provider plus a reasonable administrative fee. Rewrites GS 42-3 to provide that for purposes of forfeiture for nonpayment of rent, the terms "rent" and "rental payment" mean the base rent only. Rewrites GS 42-26 to provide that an arrearage in additional rent owed by a tenant for water and sewer services shall not be used as a basis for termination of a lease, and to require that any partial payment of monthly rent be applied first to the base rent. Rewrites GS 42-46 to provide that a lessor may not charge a late fee to a lessee because of the lessee's failure to pay additional rent for water and sewer services. Rewrites GS 42-51 to provide that security deposits for residential dwelling units are permitted for tenant's possible nonpayment of base rent and additional rent for water and sewer services. Makes conforming amendment to GS 130A-315(d).

January 9, 2002

SL 2001-502 (H 1061). ALLOCATION OF WATER/SEWER SERVICE COSTS. *AN ACT TO CLARIFY THE PROCEDURE UNDER WHICH A LESSOR, IN ORDER TO ENCOURAGE WATER CONSERVATION, MAY ALLOCATE THE COST OF PROVIDING WATER AND SEWER SERVICE AS RENT ON A METERED USE BASIS.* Summarized in *Daily Bulletin* 10/3/01 and 11/29/01. Enacted Dec. 19, 2001. Effective Dec. 19, 2001.