

FAILED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 97

AMENDMENT NO. A5
(to be filled in by
Principal Clerk)

H97-AMH-33 [v.10]

Page 1 of 2

Amends Title [NO]
H97-PCS10387-SVxf-25

Date _____, 2015

Representative Harrison

1 moves to amend the bill on page 166, line 44, by inserting after that line a new provision to
2 read:

3 **"SEDIMENTATION FEES**

4 **SECTION 14.19.(a)** G.S. 113A-54.2(a) reads as rewritten:

5 "(a) An application and compliance fee of ~~sixty five dollars (\$65.00)~~ ninety dollars
6 (\$90.00) per acre of disturbed land shown on an erosion and sedimentation control plan or of
7 land actually disturbed during the life of the project shall be charged for the review of an
8 erosion and sedimentation control plan under this Article."

9 **SECTION 14.19.(b)** G.S. 113A-54.2(a), as amended by subsection (a) of this
10 section, reads as rewritten:

11 "(a) ~~An~~ The Department shall charge an application and compliance fee to cover the
12 costs of review of an erosion and sedimentation control plan under this Article. ~~of ninety dollars~~
13 ~~(\$90.00)~~ The fee shall be no less than ninety dollars (\$90.00) and no greater than one hundred
14 seventy dollars (\$170.00) per acre of disturbed land shown on an erosion and sedimentation
15 control plan or of land actually disturbed during the life of the ~~project shall be charged for the~~
16 ~~review of an erosion and sedimentation control plan under this Article.~~ project."

17 **SECTION 14.19.(c)** The funds generated from the fees levied pursuant to
18 G.S. 113A-54.2(a), as enacted by this section, in the amount of five hundred thirty thousand
19 dollars (\$530,000) in each year of the 2015-2017 fiscal biennium, shall be credited to the
20 Sedimentation Account established by G.S.113A-54.2(b) within the Department of
21 Environment and Natural Resources. The proceeds of any fee charged by the Department under
22 G.S.113A-54.2(a) in excess of ninety dollars (\$90.00) during the 2016-2017 fiscal year are
23 subject to appropriation in a future year and shall not be used by the Department for any
24 recurring expenses."

25 **SECTION 14.19.(d)** Notwithstanding any other provision of law, the funds
26 appropriated by this act for recurring increases in funding for State water and wastewater
27 infrastructure grants shall be reduced by five hundred thirty thousand dollars (\$530,000) in
28 each year of the 2015-2017 fiscal biennium.

29 **SECTION 14.19.(e)** Subsection (b) of this section becomes effective July 1,
30 2016."



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SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

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