

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2017

H.B. 666
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HOUSE PRINCIPAL CLERK

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HOUSE BILL DRH40394-MH-43 (02/10)

Short Title: Revise Volunteer Fire Department Req'ts. (Public)

Sponsors: Representatives Brenden Jones and Saine (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR A WAIVER OF MINIMUM PERSONNEL REQUIREMENTS.
3 The General Assembly of North Carolina enacts:
4 **SECTION 1.(a)** Definitions. – "Primary Personnel Rule" means 11 NCAC 05A
5 .0504 (Primary Personnel) for purposes of this act and its implementation.
6 **SECTION 1.(b)** Primary Personnel Rule. – Until the effective date of the revised
7 permanent rule that the Department of Insurance is required to adopt pursuant to subsection (d)
8 of this section, the Department shall implement the Primary Personnel Rule, as provided in
9 subsection (c) of this section.
10 **SECTION 1.(c)** Implementation. – The Department shall provide that for the
11 purpose of satisfying certification inspection requirements, a fire department may apply to the
12 Department for a waiver from the requirement that the department maintain 20 primary
13 personnel in order to satisfy certification inspection requirements upon a showing satisfactory
14 to the Department's Office of State Fire Marshall that the waiver is justified by the volume of
15 calls received by the fire department and would not cause a significant deterioration in the
16 response capability of the fire department. A waiver granted by the Department under this
17 subsection shall not reduce the primary personnel requirement below 15.
18 **SECTION 1.(d)** Additional Rule-Making Authority. – The Commission shall
19 adopt a rule to amend the Primary Personnel Rule consistent with subsection (c) of this section
20 and may adopt temporary rules. Notwithstanding G.S. 150B-19(4), the rule adopted by the
21 Commission, pursuant to this section, shall be substantively identical to the provisions of
22 subsection (c) of this section. Rules adopted pursuant to this section are not subject to Part 3 of
23 Article 2A of Chapter 150B of the General Statutes.
24 **SECTION 1.(e)** Sunset. – This section expires when permanent rules adopted as
25 required by subsection (d) of this section become effective.
26 **SECTION 2.** This act is effective when it becomes law.

