

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2023

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HOUSE BILL 132
PROPOSED COMMITTEE SUBSTITUTE H132-PCS40324-RNf-5

Short Title: Govt. Agencies/Delivery of Permits.

(Public)

Sponsors:

Referred to:

February 16, 2023

1 A BILL TO BE ENTITLED
2 AN ACT PROVIDING THAT STATE AND LOCAL GOVERNMENT AGENCIES WILL
3 DELIVER PERMITS ISSUED TO PERMITTEES BY MAIL OR A DESIGNATED
4 DELIVERY SERVICE INSTEAD OF IN-PERSON DELIVERY AT AN AGENCY OR
5 OTHER PHYSICAL LOCATION UNLESS A PERMITTEE OPTS TO RECEIVE
6 DELIVERY OF THE PERMIT IN PERSON.

7 The General Assembly of North Carolina enacts:

8 **SECTION 1.** Article 10 of Chapter 143 of the General Statutes is amended by adding
9 a new section to read:

10 "**§ 143-162.6. Delivery of permits issued by State agencies.**

11 (a) Notwithstanding any provision of law to the contrary, each executive branch agency
12 within State government shall establish a policy to send any permits issued by the agency to
13 permittees using one of the following methods instead of requiring the permittee to receive
14 in-person delivery of the permit at an agency office or other physical location:

15 (1) Via United States mail or a designated delivery service authorized pursuant to
16 26 U.S.C. § 7502(f)(2). An agency may charge the permittee for costs of
17 delivery.

18 (2) By electronic mail, as appropriate, if the permittee consents to such delivery
19 in advance.

20 (b) A permittee may opt to receive a permit from an executive branch agency in person,
21 however, a permittee shall not be required by the agency to do so.

22 (c) Nothing in this section shall be construed to prohibit an agency from adopting policies
23 to exercise due diligence in verifying a permittee's identity.

24 (d) This section does not apply to the legislative or judicial branch of government."

25 **SECTION 2.** Article 23 of Chapter 153A of the General Statutes is amended by
26 adding a new section to read:

27 "**§ 153A-461. Delivery of permits issued by county agency.**

28 (a) Notwithstanding any provision of law to the contrary, each county agency shall
29 establish a policy to send any permits issued by the agency to permittees using one of the
30 following methods instead of requiring the permittee to receive in-person delivery of the permit
31 at an agency office or other physical location:

32 (1) Via United States mail or a designated delivery service authorized pursuant to
33 26 U.S.C. § 7502(f)(2). An agency may charge the permittee for costs of
34 delivery.

35 (2) By electronic mail, as appropriate, if the permittee consents to such.



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1 (b) A permittee may opt to receive a permit from a county agency in person, however, a
2 permittee shall not be required by the agency to do so.

3 (c) Nothing in this section shall be construed to prohibit an agency from adopting policies
4 to exercise due diligence in verifying a permittee's identity.

5 (d) This section does not apply to any permit issued pursuant to Chapter 14, Article 54B
6 of the General Statutes."

7 **SECTION 3.** Article 21 of Chapter 160A of the General Statutes is amended by
8 adding a new section to read:

9 "**§ 160A-499.6. Delivery of permits issued by city agency.**

10 (a) Notwithstanding any provision of law to the contrary, each city agency shall establish
11 a policy to send any permits issued by the agency to permittees using one of the following
12 methods instead of requiring the permittee to receive in-person delivery of the permit at an
13 agency office or other physical location:

14 (1) Via United States mail or a designated delivery service authorized pursuant to
15 26 U.S.C. § 7502(f)(2). An agency may charge the permittee for costs of
16 delivery.

17 (2) By electronic mail, as appropriate, if the permittee consents to such delivery.

18 (b) A permittee may opt to receive a permit from a city agency in person, however, the
19 permittee shall not be required by the agency to do so.

20 (c) Nothing in this section shall be construed to prohibit an agency from adopting policies
21 to exercise due diligence in verifying a permittee's identity."

22 **SECTION 4.** Each executive branch agency, county agency, and city agency shall
23 adopt the policy required by G.S. 143-162.6, 153A-461, and 160A-499.6, as enacted by this act,
24 no later than July 1, 2023.

25 **SECTION 5.** This act becomes effective May 1, 2023.