

MEMORANDUM

TO: Joint Legislative Committee on Governmental Operations
DATE: October 9, 2009
FROM: Rose Vaughn Williams, Legislative Counsel
Department Of Insurance
RE: Review of Proposed Fee by the Office of the State Fire Marshal,
11 NCAC 5D .0110 – Fees

The Office of the State Fire Marshal (OSFM) is a division of the Department of Insurance charged with the responsibility of permitting and licensing applicants relating to safe practices for the storage, use, handling, discharge and display of pyrotechnics in the State of North Carolina. The powers and duties of the Office of the State Fire Marshal are set forth in Chapter 58 of the General Statutes.

The Office of the State Fire Marshal's authority to charge fees for pyrotechnic permits is found in newly enacted Session Law 2009-507, N.C.G.S. 58-82A-1. Applicants and permittees shall pay the nonrefundable fees to OSFM for administration of pyrotechnics training, permitting and enforcement.

The fees proposed for adoption in 11 NCAC 5D .0110 are as follows:

- (1) Display operator initial permit application.....\$100.00
- (2) Display operator permit renewal application.....\$100.00

The fee is to promote public safety and health. The funds generated by the fee will not exceed 3 million dollars.