

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S

4

SENATE BILL 798
Second Edition Engrossed 5/4/95
Finance Committee Substitute Adopted 5/9/95
House Committee Substitute Favorable 6/14/95

Short Title: Sanitary District Services.

(Public)

Sponsors:

Referred to:

April 24, 1995

1 A BILL TO BE ENTITLED
2 AN ACT AUTHORIZING SANITARY DISTRICTS TO PROVIDE STREETS AND
3 LAW ENFORCEMENT SERVICES AND ALLOWING SMALL SANITARY
4 DISTRICTS TO COMPENSATE BOARD MEMBERS IN THE SAME MANNER
5 AS LARGE SANITARY DISTRICTS.

6 The General Assembly of North Carolina enacts:

7 Section 1. G.S. 130A-55 is amended by adding two new subdivisions to read:

8 "(23) To acquire (by purchase, lease, gift, or otherwise, but not by
9 condemnation), construct, maintain, operate, and regulate roads and
10 streets within the sanitary district which are not State-maintained. Not
11 all of these powers need be exercised.

12 (24) To contract for security personnel or to provide for law enforcement
13 within the district to the same extent that a city or town is authorized to
14 provide for law enforcement pursuant to Article 13 of Chapter 160A of
15 the General Statutes. For the purpose of this subdivision, any reference
16 in Article 13 of Chapter 160A of the General Statutes to 'city' is to be
17 interpreted to include a sanitary district."

1 Sec. 2. G.S. 130A-55(15) reads as rewritten:

2 "(15) To use the income of the district, and if necessary, to levy and collect
3 taxes upon all the taxable property within the district sufficient to pay
4 the costs of collecting and disposing of garbage, waste and other refuse,
5 ~~and to provide fire protection and rescue services in the district.~~district,
6 to acquire, construct, maintain, operate, and regulate roads and streets
7 within the district which are not State-maintained, and to provide for
8 law enforcement within the district. Taxes shall be levied and collected
9 at the same time and in the same manner as taxes for debt service as
10 provided in G.S. 130A-62."

11 Sec. 3. G.S. 130A-55(24), as enacted by this act, shall expire on July 1, 1997.

12 Sec. 4. Effective July 1, 1997, G.S. 130A-55(15), as amended by this act,
13 reads as rewritten:

14 "(15) To use the income of the district, and if necessary, to levy and collect
15 taxes upon all the taxable property within the district sufficient to pay
16 the costs of collecting and disposing of garbage, waste and other refuse,
17 to provide fire protection and rescue services in the district, and to
18 acquire, construct, maintain, operate, and regulate roads and streets
19 within the ~~district, and to provide for law enforcement within the district.~~"

20 Sec. 5. G.S. 130A-56 reads as rewritten:

21 "**§ 130A-56. Election of officers; board staff compensation.**

22 (a) Upon election, a sanitary district board shall meet and elect one of its members
23 as chairperson and another member as secretary. ~~In sanitary districts with a population of~~
24 ~~less than 15,000, each member of the board may receive a per diem compensaton and other~~
25 ~~compensation as provided for members of State boards under G.S. 138-5, payable from the funds~~
26 ~~of the district.~~

27 (b) The board may employ a ~~clerk, stenographer~~ clerk or other assistants as
28 necessary and may fix duties of and compensation for employees. A sanitary district
29 board may remove employees and fill vacancies.

30 (c) The board may, by ordinance, fix the compensation of its members in an
31 amount not to exceed one hundred fifty dollars (\$150.00) per month, payable from the
32 funds of the district, but no increase may become effective earlier than the first meeting
33 of the board following the next election of board members after adoption of the
34 ordinance. Until adoption of an ordinance under this subsection, ~~the compensation of~~
35 ~~members of sanitary district boards shall remain at the amount payable by law immediately prior~~
36 ~~to March 25, 1985. This subsection applies only to sanitary districts with a population of 15,000~~
37 ~~or over.~~ each member of the board may receive compensation as provided for members of
38 State boards under G.S. 138-5, payable from funds of the district."

39 Sec. 6. This act is effective upon ratification.