

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2005**

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**HOUSE BILL 736  
Senate Finance Committee Substitute Adopted 8/9/05  
Third Edition Engrossed 8/11/05**

Short Title: Code Enforcement Official Exam Fees.-AB

(Public)

Sponsors:

Referred to:

March 17, 2005

A BILL TO BE ENTITLED

AN ACT TO ALLOW THE ADMINISTERING OF THE CODE ENFORCEMENT OFFICIAL BOARD'S EXAMINATION AT REGIONAL LOCATIONS AND MORE FREQUENTLY THAN QUARTERLY BY THE AUTHORIZING OF CODE ENFORCEMENT OFFICIAL EXAMINATION FEES, BY REPEALING THE SUNSET ON PROVISIONS RELATING TO TRAVEL DISTANCE BETWEEN PUBLIC USE TOILETS IN MALLS, AND BY CLARIFYING THAT CERTAIN ELECTRIC GENERATING FACILITIES ARE NOT PLUMBING, HEATING, OR FIRE SPRINKLER CONTRACTORS.

The General Assembly of North Carolina enacts:

**PART I. CODE ENFORCEMENT EXAMINATION FEES.**

**SECTION 1.** G.S. 143-151.16 reads as rewritten:

**"§ 143-151.16. Certification fees; renewal of ~~certificates.~~ certificates; examination fees.**

(a) The Board shall establish a schedule of fees to be paid by each applicant for certification as a qualified Code-enforcement official. Such fee shall not exceed twenty dollars (\$20.00) for each applicant.

(b) A certificate, other than a probationary certificate, as a qualified Code-enforcement official issued pursuant to the provisions of this Article must be renewed annually on or before the first day of July. Each application for renewal must be accompanied by a renewal fee to be determined by the Board, but not to exceed ten dollars (\$10.00). The Board is authorized to charge an extra two dollar (\$2.00) late renewal fee for renewals made after the first day of July each year.

(c) Any person who fails to renew his certificate for a period of two consecutive years may be required by the Board to take and pass the same examination as unlicensed applicants before allowing such person to renew his certificate.

1       (d) The Board may establish and collect a fee to be paid by each applicant for  
2 examination in an amount not to exceed one hundred twenty-five dollars (\$125.00). In  
3 addition, the Board may establish and collect a fee to be paid by each applicant applying  
4 for a review of the applicant's examination. The amount of the examination review fee  
5 shall not exceed fifty dollars (\$50.00). Examination and examination review fees may  
6 be paid directly to approved testing services that maintain regional facilities for the  
7 purpose of administering the Board's examinations."  
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9 **PART II. PUBLIC USE TOILETS IN COVERED MALL BUILDINGS.**

10 **SECTION 2.** Section 37 of S.L. 2004-199 reads as rewritten:

11 "SECTION 37.(a) Article 9 of Chapter 143 of the General Statutes is amended by  
12 adding the following new section to read:

13 "§ 143 143.5. **Access to toilets in shopping malls.**

14 Notwithstanding any other law or rule, a horizontal travel distance of 300 feet for  
15 access to public use toilets in covered mall buildings shall be allowed.

16 **SECTION 37.(b)** This section is effective when it becomes law and applies  
17 to covered mall buildings for which building permits are issued on or before December  
18 1, 2005. This section expires December 1, 2005.law."  
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20 **PART III. ELECTRIC GENERATING FACILITIES EXEMPTION.**

21 **SECTION 3.** G.S. 87-21 is amended by adding the following subsection to  
22 read:

23 "(c2) Exemption. – The provisions of this Article shall not apply to electric  
24 generating facilities that are subject to G.S. 62-110.1 or that provide power sold at  
25 wholesale that is regulated by the Federal Energy Regulatory Commission."

26 **SECTION 4.** Part I of this act becomes effective October 1, 2005, and  
27 applies to applications made on or after that date. The remainder of this act is effective  
28 when it becomes law.