

GENERAL ASSEMBLY OF NORTH CAROLINA
1989 SESSION

CHAPTER 1075
SENATE BILL 917

AN ACT TO REQUIRE PROPER TREATMENT AND DISPOSAL OF SEWAGE
AND OTHER WASTE FROM CHEMICAL AND PORTABLE TOILETS AND
TO CLEAN UP VARIOUS TECHNICAL ERRORS IN THE GENERAL
STATUTES AND THE SESSION LAWS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 130A-29(c) as amended by Section 50 of Chapter 1004 of the 1989 Session Laws, 1990 Regular Session, reads as rewritten:

"(c) The Commission shall adopt rules:

- (1) Repealed by Session Laws 1983 (Regular Session, 1984), c. 1022, s. 5.
- (2) Establishing standards for approving sewage-treatment devices and holding tanks for marine toilets as provided in G.S. 75A-6(o);
- (3) Establishing specifications for sanitary privies for schools where water-carried sewage facilities are unavailable as provided in G.S. 115C-522;
- (4) Establishing requirements for the sanitation of local confinement facilities as provided in Part 2 of Article 10 of Chapter 153A of the General Statutes; and
- (5) ~~Governing environmental impact statements and information required in applications to determine eligibility for water supply systems under the provisions of the North Carolina Clean Water Bond Act of 1977, Chapter 677 of the 1977 Session Laws.~~
- (6) Requiring proper treatment and disposal of sewage and other waste from chemical and portable toilets."

Sec. 2. G.S. 130A-335 is amended by adding a new subsection to read:

"(h) It shall be unlawful to discharge sewage or other waste from chemical or portable toilets used for human waste at places of public assembly, construction sites, or labor camps except into a sanitary sewage system which has been approved by the Department."

Sec. 3. G.S. 162A-7(c1), as amended by Section 44 of Chapter 1004 of the 1989 Session Laws, 1990 Regular Session, reads as rewritten:

~~"(c1) Upon~~ Based upon the considerations set out ~~is~~ in subsection (c) of this section, the Commission may grant its certificate in whole or in part or it may refuse the same."

Sec. 4. Notwithstanding Section 59 of Chapter 1004 of the 1989 Session Laws, 1990 Regular Session, Sections 1, 2, and 36 of Chapter 1004 of the 1989 Session

Laws, 1990 Regular Session, and the amendments to G.S. 113-28.23, recodified as G.S. 108B-23, made by Section 35 of Chapter 1004 of the 1989 Session Laws, 1990 Regular Session, are effective 1 July 1989. Section 33 of Chapter 1004 of the 1989 Session Laws, 1990 Regular Session, applies to this section and the sections of Chapter 1004 of the 1989 Session Laws, 1990 Regular Session, referred to in this section.

Sec. 5. Notwithstanding Section 59 of Chapter 1004 of the 1989 Session Laws, 1990 Regular Session, Section 47 of Chapter 1004 of the 1989 Session Laws, 1990 Regular Session, is effective 11 July 1990.

Sec. 6. G.S. 143-215.6(a)(6), as enacted by Section 1 of Chapter 951 of the 1989 Session Laws, 1990 Regular Session, is recodified as G.S. 143-215.6A(i). G.S. 143-215.6A as enacted by Section 2 of Chapter 951 of the 1989 Session Laws, 1990 Regular Session, is recodified as G.S. 143-215.6D.

Sec. 7. G.S. 143B-181.9A(d)(1), as amended by Section 57 of Chapter 1004 of the 1989 Session Laws, 1990 Regular Session, reads as rewritten:

"(1) One member each appointed by the Secretary of the Department of Human Resources from the Divisions of Aging, of Medical Assistance, of Mental Health, ~~Mental Retardation, Developmental Disabilities,~~ and Substance Abuse Services, of Social Services, and one director of an area agency on aging elected from among all the directors of the area agencies on aging. One member appointed by the Secretary of Environment, Health, and Natural ~~Resources from the Division of Health Services.~~ Resources."

Sec. 8. The catch line to G.S. 143-215.88A, as set out in Section 7 of Chapter 1045 of the 1989 Session Laws, 1990 Regular Session, reads as rewritten:

"~~§ 143-215.88A.~~ **143-215.88A. Enforcement procedures: civil penalties.**"

Sec. 9. This act is effective upon ratification.

In the General Assembly read three times and ratified this the 28th day of July, 1990.