

**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2007**

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**HOUSE BILL 1868**

Short Title: Erosion/Sedimentation Control Fee/Positions. (Public)

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Sponsors: Representatives Harrison; Alexander, Bordsen, Brown, Bryant, Coleman, Cotham, Faison, Farmer-Butterfield, Fisher, Glazier, Goodwin, Hall, T. Harrell, Insko, Martin, McAllister, Mobley, Rapp, Ross, Underhill, Weiss, Wilkins, Womble, and Wray.

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Referred to: Environment and Natural Resources, if favorable, Finance.

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April 24, 2007

A BILL TO BE ENTITLED

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2 AN ACT TO INCREASE THE FEE FOR THE REVIEW OF EROSION AND  
3 SEDIMENTATION CONTROL PLANS TO AN AMOUNT SUFFICIENT TO  
4 PROVIDE THE FUNDS NEEDED TO ESTABLISH AND SUPPORT SEVEN  
5 EROSION AND SEDIMENTATION CONTROL INSPECTOR POSITIONS IN  
6 THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES.

7 The General Assembly of North Carolina enacts:

8 **SECTION 1.** G.S. 113A-54.2(a) reads as rewritten:

9 "(a) ~~The Commission may establish a fee schedule for the review and approval of~~  
10 ~~erosion and sedimentation control plans under this Article. In establishing the fee~~  
11 ~~schedule, the Commission shall consider the administrative and personnel costs incurred~~  
12 ~~by the Department for reviewing the plans and for related compliance activities. An~~  
13 ~~application fee may not exceed fifty dollars (\$50.00) of sixty-five dollars (\$65.00) per~~  
14 ~~acre of disturbed land shown on an erosion and sedimentation control plan or of land~~  
15 ~~actually disturbed during the life of the project.~~ project shall be charged for the review of  
16 erosion and sedimentation control plans."

17 **SECTION 2.** Of the fees collected under G.S. 113A-54.2 and credited to the  
18 Sedimentation Account established under G.S. 113A-54.2 for the costs of administering  
19 Article 4 of Chapter 113A of the General Statutes, the Department of Environment and  
20 Natural Resources shall use the sum of four hundred seventy-two thousand five hundred  
21 dollars (\$472,500) for the 2007-2008 fiscal year and the sum of four hundred  
22 seventy-two thousand five hundred dollars (\$472,500) for the 2008-2009 fiscal year for  
23 the Division of Land Resources to establish and support seven erosion and  
24 sedimentation control inspector positions.

25 **SECTION 3.** This act becomes effective July 1, 2007.