

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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HOUSE BILL 683
Senate Rules and Operations of the Senate Committee Substitute Adopted 6/15/10
Third Edition Engrossed 6/23/10

Short Title: Prepaid Wireless Sunset/Permit Extensions.

(Public)

Sponsors:

Referred to:

March 19, 2009

A BILL TO BE ENTITLED

AN ACT EXTENDING THE SUNSET ON THE COLLECTION OF SERVICE CHARGES FOR PREPAID WIRELESS TELEPHONE SERVICE; AND TO AMEND THE PERMIT EXTENSIONS ACT OF 2009.

The General Assembly of North Carolina enacts:

SECTION 1. Section 7(c) of S.L. 2007-383, as amended by Section 1(d) of S.L. 2008-134, and S.L. 2009-90, reads as rewritten:

"**SECTION 7.(c)** Notwithstanding G.S. 62A-43, the charge imposed by that section does not apply to prepaid wireless telephone service for the 2008, 2009, ~~and 2010 calendar years.~~ 2010, and 2011 calendar years."

SECTION 2. Section 4 of S.L. 2009-406 reads as rewritten:

"**SECTION 4.** For any development approval that is current and valid at any point during the period beginning January 1, 2008, and ending December 31, 2010, the running of the period of the development approval and any associated vested right under G.S. 153A-344.1 or G.S. 160A-385.1 is suspended during the period beginning January 1, 2008, and ending ~~December 31, 2010.~~ December 31, 2012."

SECTION 3. Section 5 of S.L. 2009-406, as amended by Section 5.1 of S.L. 2009-484, applies to the provisions of this act.

SECTION 4. Subdivision (3) of Section 5.2(b) of S.L. 2009-406, as enacted by Section 2 of S.L. 2009-572, reads as rewritten:

"(3) Does not reallocate capacity to exceed the amount of the ~~reserved~~ requested capacity."

SECTION 5. Subdivision (1) of Section 3 of S.L. 2009-406 reads as rewritten:

"**SECTION 3.** Definitions. – As used in this act, the following definitions apply:

(1) Development approval. – Any of the following approvals issued by the State, any agency or subdivision of the State, or any unit of local government, regardless of the form of the approval, that are for the development of land or for the provision of water or wastewater ~~services~~ services, including water and wastewater service capacity allocations, by a government entity:

...."

SECTION 6. S.L. 2009-406, as amended by S.L. 2009-484, S.L. 2009-550, S.L. 2009-572, and by this act, shall not be interpreted or applied to modify any person's obligations or to impair the rights of any party under any contract, including any bond or other similar undertaking."

SECTION 7. This act is effective when it becomes law.

