

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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SENATE BILL 798  
Second Edition Engrossed 5/4/95  
Finance Committee Substitute Adopted 5/9/95

Short Title: Sanitary District Services.

(Public)

Sponsors:

Referred to:

April 24, 1995

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

The General Assembly of North Carolina enacts:

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

"(23) To acquire (by purchase, lease, gift, or otherwise), construct, maintain, operate, and regulate roads and streets within the sanitary district. Not all of these powers need be exercised.

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

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

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1           "(15) To use the income of the district, and if necessary, to levy and collect  
2           taxes upon all the taxable property within the district sufficient to pay  
3           the costs of collecting and disposing of garbage, waste and other refuse,  
4           ~~and to provide fire protection and rescue services in the district.~~ district,  
5           to acquire, construct, maintain, operate, and regulate roads and streets  
6           within the district, and to provide for law enforcement within the  
7           district. Taxes shall be levied and collected at the same time and in the  
8           same manner as taxes for debt service as provided in G.S. 130A-62."

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

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

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

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

19           "**§ 130A-56. Election of officers; board staff.** compensation.

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

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

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

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