

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

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HOUSE BILL 813*
Committee Substitute Favorable 6/1/11
PROPOSED SENATE COMMITTEE SUBSTITUTE H813-PCS90251-RF-57

Short Title: Bldg. Code Inspections/Industrial Machinery.

(Public)

Sponsors:

Referred to:

April 7, 2011

1 A BILL TO BE ENTITLED
2 AN ACT TO EXPAND THE DEFINITION OF INDUSTRIAL MACHINERY EXEMPT
3 FROM BUILDING CODE INSPECTION TO INCLUDE EQUIPMENT AND
4 MACHINERY ACQUIRED BY STATE-SUPPORTED CENTERS PROVIDING
5 TESTING, RESEARCH, AND DEVELOPMENT SERVICES TO MANUFACTURING
6 CLIENTS.

7 The General Assembly of North Carolina enacts:

8 **SECTION 1.** G.S. 143-138(b9) reads as rewritten:

9 "(b9) Nothing in this Article shall extend to or be construed as being applicable to the
10 regulation of the design, construction, location, installation, or operation of industrial
11 machinery. However, if during the building code inspection process, an electrical inspector has
12 any concerns about the electrical safety of a piece of industrial machinery, the electrical
13 inspector may refer that concern to the Occupational Safety and Health Division in the North
14 Carolina Department of Labor but shall not withhold the certificate of occupancy nor mandate
15 third-party testing of the industrial machinery based solely on this concern. For the purposes of
16 this paragraph, "industrial machinery" means equipment and machinery used in a system of
17 operations for the explicit purpose of producing a ~~product~~ product or acquired by a
18 State-supported center providing testing, research, and development services to manufacturing
19 clients. The term does not include equipment that is permanently attached to or a component
20 part of a building and related to general building services such as ventilation, heating and
21 cooling, plumbing, fire suppression or prevention, and general electrical transmission."

22 **SECTION 2.** This act is effective when it becomes law.



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