



SPONSOR: Rep. D. Short

HOUSE OF REPRESENTATIVES
151st GENERAL ASSEMBLY

HOUSE AMENDMENT NO. 4
TO
HOUSE BILL NO. 82

1 AMEND House Bill No. 82 by deleting the existing enactment clause and inserting in lieu thereof the following:

2 "BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE (Three-fifths of all
3 members elected to each house thereof concurring therein):".

4 FURTHER AMEND House Bill No. 82 by deleting lines 84 through 86 as they appear therein and substituting in
5 lieu thereof the following:

6 "(2) Create a State Fire Prevention Commission Executive Director. The position will be exempt and will be
7 effective 30 days after the enactment of this Act. The Executive Director shall provide the Commission all of the
8 following:"

9 FURTHER AMEND House Bill No. 82 by deleting lines 116-119 in their entirety and inserting in lieu thereof the
10 following and by redesignating accordingly:

11 "(11) Impose any civil penalty or fine authorized under this chapter.

12 (12) Impose reasonable fees for all certifications issued by the Commission under this chapter or Chapter 67 of
13 this title. All fees issued under this section must be based on actual costs, unless otherwise specifically authorized by other
14 provisions of this title."

SYNOPSIS

This amendment adds a new Enactment Clause with a 3/5 vote requirement required when new fees are being authorized.

This amendment clarifies that the Executive Director position created by the act will be an exempt position and will become effective 30 days after enactment of the act.

Additionally the fees for certain certifications are required to be based upon actual costs unless the fee is otherwise specifically authorized by other provisions of the title.

Finally the Commission is authorized to impose civil penalties or fines that are authorized under Chapters 66 and 67 Title 16.