

Senate Bill No. 1834

CHAPTER 205

An act to amend Section 12240 of the Business and Professions Code, and to amend Section 630 of the Harbors and Navigation Code, relating to marinas.

[Approved by Governor July 20, 1998. Filed with Secretary of State July 21, 1998.]

LEGISLATIVE COUNSEL'S DIGEST

SB 1834, Mountjoy. Marinas: electric service.

(1) Existing law permits the board of supervisors of a county to charge an annual device registration fee to recover the costs of inspecting or testing those devices by the county sealer. Existing law also provides that, for mobilehome parks, recreational vehicle parks, and apartment complexes, where the owner of the park or complex owns and is responsible for the utility meters, the annual fee shall not exceed \$60 per park or complex and a fee of up to \$2 per device per space or apartment. Existing law requires the mobilehome parks, recreational vehicle parks, and apartment complexes for which those fees are assessed to be inspected and tested as frequently as required by regulation.

This bill would apply those provisions to marinas.

(2) Existing law allows the operator of a privately or publicly owned marina or small craft harbor, or facilities in connection therewith, that furnishes electrical power to slips or berths for use aboard any vessel, to provide facilities for submetering to measure the electrical power actually used by or aboard each vessel and to base charges upon that use.

This bill would allow the operator to include within those charges the actual cost of inspection, testing, and registration of submeters that may be charged by any authority having jurisdiction over the marina or small craft harbor, or facilities in connection therewith.

The people of the State of California do enact as follows:

SECTION 1. Section 12240 of the Business and Professions Code is amended to read:

12240. (a) Except as otherwise provided in this section, the board of supervisors, by ordinance, may charge an annual device registration fee, not to exceed the county's total cost of actually inspecting or testing the devices as required by law, to recover the costs of inspecting or testing weighing and measuring devices



required of the county sealer pursuant to Section 12210, and to recover the cost of carrying out Section 12211.

(b) Except as otherwise provided in this section, the device registration fee shall not exceed the amount prescribed in the Table of Maximum Annual Charges set forth in subdivision (f).

(c) The county may collect the fees biennially, in which case they shall not exceed twice the amount of an annual fee. The ordinance shall be adopted pursuant to Article 7 (commencing with Section 25120) of Chapter 1 of Part 2 of Division 2 of Title 2 of the Government Code.

(d) Retail gasoline pump meters, for which the above fees are assessed, shall be inspected as frequently as required by regulation, but not less than once every two years.

(e) Livestock scales, animal scales and scales used primarily for weighing feed and seed, for which the above fees are assessed, shall be inspected as frequently as required by regulation.

(f) Table of Maximum Annual Charges:

Number of Devices	Charge Per Location
1 to 3	\$ 40
4 to 9	\$ 80
10 to 19	\$120
20 to 25	\$160
Over 25	\$200

(g) For marinas, mobilehome parks, recreational vehicle parks, and apartment complexes, where the owner of the marina, park, or complex owns and is responsible for the utility meters, the annual fee shall not exceed sixty dollars (\$60) per marina, park, or complex, and a fee of up to two dollars (\$2) per device per space or apartment. Marinas, mobilehome parks, recreational vehicle parks, and apartment complexes for which the above fees are assessed shall be inspected and tested as frequently as required by regulation.

(h) For weighing devices, other than livestock and motor truck scales, with capacities of 20,000 pounds or greater, the registration fee shall be two hundred dollars (\$200) per device.

(i) For motor truck scales, the registration fee shall be one hundred dollars (\$100) per device.

(j) This section does not apply to farm milk tanks.

(k) A scale or device used in a certified farmers' market, as defined by Section 113745 of the Health and Safety Code, is not required to be registered in the county where the market is conducted, if the scale or device has an unexpired seal for the current year, issued by a licensed California county sealer.



(l) For livestock scales with capacities of 20,000 pounds or more, the registration fee shall be one hundred dollars (\$100) per device, except that the fee for not more than three devices at a single location shall be one hundred dollars (\$100).

SEC. 2. Section 630 of the Harbors and Navigation Code is amended to read:

630. The operator of every privately or publicly owned marina or small craft harbor, or facilities in connection therewith, furnishing electrical power to slips or berths for use aboard any vessel, may provide facilities for submetering to measure the electrical power actually used by or aboard each vessel and may base charges therefor upon that use including the actual cost of inspection, testing, and registration of submeters that may be charged by any authority having jurisdiction thereof.

