

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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HOUSE BILL 528

Senate Environment and Natural Resources Committee Substitute Adopted 7/16/92

Short Title: Amend. Reporting Requirements.

(Public)

Sponsors:

Referred to:

April 1, 1991

A BILL TO BE ENTITLED

AN ACT TO AMEND THE FREQUENCY OF REPORTS PREPARED FOR THE GENERAL ASSEMBLY, THE ENVIRONMENTAL REVIEW COMMISSION, AND THE JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS RELATING TO VARIOUS ENVIRONMENTAL PROGRAMS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143B-282 is amended by designating the existing text as subsection (a) and by adding a new subsection to read:

"(b) The Environmental Management Commission shall submit quarterly written reports as to its operation, activities, programs, and progress to the Environmental Review Commission. The Environmental Management Commission shall supplement the written reports required by this subsection with additional written and oral reports as may be requested by the Environmental Review Commission."

Sec. 2. Section 6 of Chapter 426 of the 1989 Session Laws is repealed.

Sec. 3. Section 3 of Chapter 603 of the 1989 Session Laws, as amended by Section 222 of Chapter 727 of the 1989 Session Laws, reads as rewritten:

"Sec. 3. The Department of Environment, Health, and Natural Resources shall report ~~semi-annually beginning 1 October 1989 to the Joint Legislative Commission on Governmental Operations and~~ on an annual basis beginning 1 September 1992 to the Environmental Review Commission as to progress in the implementation of this act."

Sec. 4. G.S. 120-70.43 is amended by designating the existing text as subsection (a). Section 225(a) of Chapter 727 of the 1989 Session Laws is codified as

1 G.S. 120-70.43(b). Section 46(b) of Chapter 168 of the 1989 Session Laws is codified
2 as G.S. 120-70.43(c).

3 Sec. 5. G.S. 143B-279.5 reads as rewritten:

4 **"§ 143B-279.5. Biennial State of the Environment Report.**

5 (a) The Secretary of Environment, Health, and Natural Resources shall report on
6 the state of the environment to the General Assembly and the Environmental Review
7 Commission no later than ~~1 January~~ 15 February of each odd-numbered ~~year beginning 1~~
8 ~~January 1991~~ year. The report shall include:

- 9 (1) An identification and analysis of current environmental protection
10 issues and problems within or affecting the State and its people;
- 11 (2) Trends in the quality and use of North Carolina's air and water
12 resources;
- 13 (3) An inventory of areas of the State where air or water pollution is in
14 evidence or may occur during the upcoming biennium;
- 15 (4) Current efforts and resources allocated by the Department to correct
16 identified pollution problems and an estimate, if necessary, of
17 additional resources needed to study, identify, and implement solutions
18 to solve potential problems;
- 19 (5) Departmental goals and strategies to protect the natural resources of
20 the State;
- 21 (6) Any information requested by the General Assembly or the
22 Environmental Review Commission;
- 23 (7) Suggested legislation, if necessary; and
- 24 (8) Any other information on the state of the environment the Secretary
25 considers appropriate.

26 (b) Other State agencies involved in protecting the State's natural resources and
27 environment shall cooperate with the Department of Environment, Health, and Natural
28 Resources in preparing this report."

29 Sec. 6. Section 47(c) of Chapter 168 of the 1989 Session Laws reads as
30 rewritten:

31 "(c) All information received pursuant to G.S. 130A-294(k), G.S. 143-
32 215.1(g) and G.S. 143-215.108(c) shall be transmitted to the Solid Waste Management
33 Division of the Department for review and analysis. The Solid Waste Management
34 Division shall consider this information in the development of the comprehensive
35 hazardous waste management plan required by G.S. 130A-294(i) and shall prepare a
36 report on the feasibility of incorporating waste reduction requirements into existing
37 solid and hazardous waste permitting processes. The Solid Waste Management
38 Division shall report to the Environmental Review Commission as to progress in
39 implementing this section ~~on a quarterly basis beginning 1 January 1990~~ annually
40 beginning 1 January 1993."

41 Sec. 7. G.S. 130A-309.12(c) reads as rewritten:

42 "(c) The Department shall report ~~on a quarterly basis~~ on an annual basis beginning
43 1 September 1992 to the Joint Legislative Commission on Governmental Operations
44 and to the Environmental Review Commission as to the condition of the Solid Waste

1 Management Trust Fund and as to the use of all funds allocated from the Solid Waste
2 Management Trust Fund. ~~Quarterly reports required under this subsection shall be made not~~
3 ~~later than 60 days after the last day of each calendar quarter beginning with the quarter ending~~
4 ~~31 December 1989."~~

5 Sec. 8. Section 2 of Chapter 1082 of the 1989 Session Laws, as amended by
6 Section 1 of Chapter 20 of the 1991 Session Laws, reads as rewritten:

7 "Sec. 2. The Department of Environment, Health, and Natural Resources shall
8 report ~~quarterly~~ to the Joint Legislative Commission on Governmental Operations and
9 the Environmental Review Commission on an annual basis beginning 1 July 1991 1
10 September 1992 on the implementation of the resident inspectors program. The receipts
11 and expenditures provided for by this act shall appear as a separate expansion budget
12 request for the 1991-93 biennium."

13 Sec. 9. This act is effective upon ratification.