

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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HOUSE BILL 229*

Short Title: Inactive Haz. Sites/Reports & Notice.

(Public)

Sponsors: Representatives Hackney; Hightower and Culp.

Referred to: Environment.

February 17, 1997

A BILL TO BE ENTITLED

1
2 AN ACT TO REDUCE THE FREQUENCY OF THE REPORT ON THE INACTIVE
3 HAZARDOUS SUBSTANCE RESPONSE ACT OF 1987 FROM ANNUALLY TO
4 EVERY TWO YEARS AND TO CLARIFY THE PUBLIC COMMENT PERIOD
5 ON REMEDIAL ACTION PLANS, AS RECOMMENDED BY THE
6 ENVIRONMENTAL REVIEW COMMISSION.

7 The General Assembly of North Carolina enacts:

8 Section 1. G.S. 130A-310.10 reads as rewritten:

9 **"§ 130A-310.10. Annual reports.**

10 (a) The Secretary shall present ~~an annual~~ a report on inactive hazardous sites to the
11 ~~General Assembly and the Environmental Review Commission which Commission.~~ Commission. The
12 report shall include at least the following: ~~least:~~

- 13 (1) The Inactive Hazardous Waste Sites Priority List;
- 14 (2) A list of remedial action plans requiring State funding through the
15 Inactive Hazardous Sites Cleanup Fund;
- 16 (3) A comprehensive budget to implement these remedial action plans and
17 the adequacy of the Inactive Hazardous Sites Cleanup Fund to fund the
18 cost of said plans;
- 19 (4) A prioritized list of sites that are eligible for remedial action under
20 CERCLA/SARA together with recommended remedial action plans and

1 a comprehensive budget to implement such plans. The budget for
2 implementing a remedial action plan under CERCLA/SARA shall
3 include a statement as to any appropriation that may be necessary to pay
4 the State's share of such plan;

5 (5) A list of sites and remedial action plans undergoing voluntary cleanup
6 with Departmental approval;

7 (6) A list of sites and remedial action plans that may require State funding,
8 a comprehensive budget if implementation of these possible remedial
9 action plans is required, and the adequacy of the Inactive Hazardous
10 Sites Cleanup Fund to fund the possible costs of said plans;

11 (7) A list of sites which pose an imminent hazard;

12 (8) A comprehensive budget to develop and implement remedial action
13 plans for sites that pose imminent hazards and that may require State
14 funding, and the adequacy of the Inactive Hazardous Sites Cleanup
15 Fund; and

16 (9) Any other information requested by the General Assembly or the
17 Environmental Review Commission.

18 (b) ~~The annual reports report required by this section shall be made by the Secretary~~
19 ~~on 15 February of each year beginning 15 February 1990, or before 1 November of even-~~
20 ~~numbered years."~~

21 Section 2. G.S. 130A-310.4(e) reads as rewritten:

22 "(e) At least 45 days from the latest date on which notice is provided pursuant to
23 subsection ~~(e)~~(c)(1) of this section shall be allowed for the receipt of written comment on
24 the proposed remedial action plan prior to its approval. If a public hearing is held
25 pursuant to subsection (f) of this section, at least 20 days will be allowed for receipt of
26 written comment following the hearing prior to the approval of the remedial action plan."

27 Section 3. This act is effective when it becomes law. The Secretary of
28 Environment, Health, and Natural Resources shall make the first report under G.S. 130A-
29 310.10, as amended by Section 1 of this act, on or before 1 November 1998.