GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 2007

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SENATE BILL 396

Short Title:	Restriction on EMC Rulemaking Authority.	(Public)
Sponsors:	Senator Hoyle.	
Referred to:	Commerce, Small Business and Entrepreneurship.	

February 28, 2007

A BILL TO BE ENTITLED

AN ACT TO LIMIT THE RULES THAT MAY BE ADOPTED BY THE ENVIRONMENTAL MANAGEMENT COMMISSION.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 143-214.1(e) reads as rewritten:

"(e) Chapter 150B of the General Statutes governs the adoption and publication of rules under this Article. <u>The Commission may not adopt rules that condition the granting of any permit, approval, or certification on the fulfillment of a requirement that is beyond the authority of the applicant and that is within the authority of someone other than the applicant.</u>"

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