

April 3, 2003

H 849. ENVIRONMENTAL ENFORCEMENT ACCOUNTABILITY ACT. *TO DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO ESTABLISH AND MAINTAIN A LIST OF CHRONIC VIOLATORS AND A DATABASE OF ENFORCEMENT ACTIONS AND TO FURTHER DISCOURAGE VIOLATIONS RELATING TO THE ENVIRONMENT.* Enacts new GS 143B-279.12 as title indicates. List of violators will be made available to public by publishing it on DENR web site. Names will be removed from list if permittee or licensee has complied with all enforcement actions for past violations or crimes and has not been subject of enforcement action or convicted of crime regarding violation for at least two years. Requires permittees and licensees to notify DENR regarding convictions of crimes regarding violations. Requires DENR to establish, maintain, and make public an enforcement database of violations and enforcement actions taken by DENR. Requires DENR to report to Environmental Review Comm'n by Jan. 1, 2004, on DENR's ability to implement foregoing provisions. Amends GS 143B-279.2 to require DENR, when considering amount of civil penalty, to consider amount of money saved by noncompliance. Enacts new GS 143-59.3 prohibiting state contracts with chronic environmental violators. Effective Sept. 1, 2003.

Intro. by Weiss, Hackney.

Ref. to Environment	GS 143, 143B
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June 10, 2003

H 849. STUDY ENVIRONMENTAL ENFORCEMENT (NEW). Intro. 4/3/03. House committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO AUTHORIZE THE ENVIRONMENTAL REVIEW COMMISSION TO STUDY ISSUES RELATED TO THE ESTABLISHMENT OF A LIST OF CHRONIC ENVIRONMENTAL VIOLATORS, THE ESTABLISHMENT OF A DATABASE OF ENFORCEMENT ACTIONS, AND OTHER MEASURES TO REDUCE VIOLATIONS OF ENVIRONMENTAL LAWS.* Deletes new GS 143B-279.12 and 143-59.3, and amendments to GS 143B-279.2, and authorizes a study as title indicates, findings and recommendations to be reported to the 2004 Regular Session of the 2003 General Assembly.