

April 4, 2005

H 1095. ENVIRONMENTAL REPORTS AMENDMENTS (=S 1123). TO MODIFY

ENVIRONMENTAL REPORTING REQUIREMENTS. Identical to S 1123, introduced 3/24/05.

Intro. by Gibson, Harrell, Justice, McComas.

Ref. to Environment

GS 143

August 10, 2005

H 1095. CLARIFY CLEAN WATER FUNDING AND PROCEDURE (NEW). Intro. 4/4/05. Senate committee substitute makes the following changes to 1st edition. Replaces original bill with bill entitled *AN ACT TO ESTABLISH UNIFORM CRITERIA FOR DRINKING WATER, WASTEWATER, AND STORMWATER LOANS AND GRANTS, TO CLARIFY AND REVISE THE PROCEDURES THAT APPLY TO THESE LOANS AND GRANTS TO REFLECT THE EXHAUSTION OF THE 1998 CLEAN WATER BOND PROCEEDS, AND TO PROVIDE FOR GREATER COORDINATION AMONG AGENCIES THAT MAKE LOANS AND GRANTS FOR WATER PROJECTS BY ESTABLISHING THE WATER INFRASTRUCTURE COMMISSION.* Repeals Clean Water Revolving Loan and Grant Act of 1987. Creates Article 1 of GS Chapter 159G regarding general provisions for water infrastructure loan and grant program. Creates Water Infrastructure Fund, with accounts for the Clean Water State Revolving Fund, the Drinking Water State Revolving Fund, the Wastewater Reserve, and the Drinking Water Reserve. Sets common criteria for loans and grants from the Wastewater and Drinking Water Reserves. Criteria include public necessity, effect on impaired waters, efficiency, the presence of a comprehensive land use plan, a flood hazard ordinance, a sound local fiscal management policy, a capital improvement plan, and implementation programs for the Coastal Habitat Protection Plan. Sets fees for loans. Allows use of Wastewater Reserve Fund for emergency corrective actions. Requires Dep't of Environment and Natural Resources to prepare an annual report on the Water Infrastructure Fund and specifies the content and distribution of the report. Creates Article 2 of GS Chapter 159G regarding program administration. Allows loan and grant applications to be made by local governments and nonprofit water corporations. Defines eligible projects and types of loans and grants to be made available, with criteria and limits specified. Sets requirements for review of compliance with environmental assessments required under the state Environmental Policy Act and provides for public hearings on applications when deemed appropriate by the state reviewing agency. Sets provisions for review of applications and administration of loans and grants. Authorizes implementing administrative rules. Creates Article 4 of GS Chapter 159G to create a 13-member State Water Infrastructure Commission to identify needs, develop a plan to meet those needs, and monitor implementation of the plan. Sets membership of commission, specifies its duties, and requires it to submit an annual report. Repeals State Infrastructure Council in Article 7 of GS Chapter 143B. Amends GS 113A-253 to specify that the Clean Water Management Trust Fund the Fund receives revenue from annual appropriations and Scenic River special registration plates. Makes other conforming changes. Effective January 1, 2006.

August 12, 2005

H 1095. CLARIFY CLEAN WATER FUNDING AND PROCEDURE. Intro. 4/4/05. Senate committee substitute makes the following changes to 2nd edition. Modifies proposed GS 159G-23(8) (criteria for loan or grant from Wastewater Reserve or Drinking Water Reserve) to provide that a project that implements a recommendation of a Coastal Habitat Protection Plan has priority over other projects that affect counties subject to that Plan. Revises proposed GS 113A-254(a1) to change reference from "water treatment works projects" to "wastewater treatment works projects."

October 5, 2005

SL 2005-454 (H 1095). CLARIFY CLEAN WATER FUNDING AND PROCEDURE. AN ACT TO ESTABLISH UNIFORM CRITERIA FOR DRINKING WATER, WASTEWATER, AND STORMWATER LOANS AND GRANTS, TO CLARIFY AND REVISE THE PROCEDURES THAT APPLY TO THESE LOANS AND GRANTS TO REFLECT THE EXHAUSTION OF THE 1998

CLEAN WATER BOND PROCEEDS, AND TO PROVIDE FOR GREATER COORDINATION AMONG AGENCIES THAT MAKE LOANS AND GRANTS FOR WATER PROJECTS BY ESTABLISHING THE WATER INFRASTRUCTURE COMMISSION. Summarized in *Daily Bulletin* 8/10/05 and 8/12/05. Enacted September 29, 2005. Effective January 1, 2006.