

May 17, 2006

H 2161. AMEND ENVIRONMENTAL LAWS 2006. Filed 5/17/06. *TO AMEND VARIOUS ENVIRONMENTAL LAWS TO: (1) CLARIFY THE REQUIREMENT THAT MOTOR VEHICLES OPERATED ON A FEDERAL INSTALLATION IN AN EMISSIONS COUNTY ARE SUBJECT TO EMISSION INSPECTION REQUIREMENTS; (2) CLARIFY THE REQUIREMENT THAT LAND-DISTURBING ACTIVITY BE CONDUCTED IN ACCORDANCE WITH AN APPROVED PLAN; (3) AUTHORIZE THE ENVIRONMENTAL REVIEW COMMISSION AND THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE TO CONTRACT FOR CONSULTANTS; (4) PROVIDE THAT A PERSON WHO INSTALLS, REPAIRS, OR PUMPS SEPTIC SYSTEMS MAY PURCHASE AND INSTALL APPROVED EFFLUENT FILTERS; AND (5) PROVIDE THAT STORMWATER CONTROL ORDINANCES THAT ARE ADOPTED BY CITIES MUST AT LEAST MEET ALL OF THE MINIMUM STATUTORY REQUIREMENTS, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.* Amends GS 20-183.2(b)(1), GS 113A-57, GS 120-70.44, GS 120-70.63, and GS 130A-335.1(a) for purposes indicated in title. Adds new GS 160A-459 to give cities explicit authority under GS Chapter 160A to adopt State-required stormwater control ordinances.

Intro. by Gibson, Harrell, Justice.

GS 20, 113A, 120, 130A, 160A

June 27, 2006

H 2161. AMEND ENV. & NAT. RESOURCES LAWS (NEW). Filed 5/18/06. House committee substitute makes the following changes to 1st edition, which result in a bill that is identical to the third edition of S 1587 (adopted 6/27/06 and also summarized in this issue). Changes the effective dates for some of the new statutes enacted by SL 2005-384 (regarding mercury switch removal). Makes GS 130A-310.53, 130A-310.54(c), and 130A-310.55 effective July 1, 2007 (was July 1, 2006). Requires vehicle manufacturers that are subject to the act to provide the information required by GS 130A-310.52(b) by January 1, 2007 (was January 1, 2006). These date changes will be effective retroactively to July 1, 2006. Deletes provision creating new GS 160A-459, authorizing cities to adopt and enforce stormwater control ordinances. Amends GS 106-581.1(3) to remove deer and elk from consideration as livestock in the definition of agriculture that is used for agricultural development and farmland preservation purposes. Amends GS 113-174.3(a) to clarify that the For Hire Blanket Coastal Recreational Fishing License is issued for the for hire boat. Amends GS 113-271(d)(9) to clarify that the Special Landholder and Guest Fishing License applies only when the guests are invited to fish at no charge. Amends GS 113-272.3(d) to authorize the Wildlife Resources Commission to adopt rules establishing a personalized series for "certain" license types. Deletes the descriptive term "sportsman combination" licenses, but does not specify what "certain" license types means. Amends GS 113-351(c)(4)a. to rename the Lifetime Unified Inland/Coastal Recreational Fishing License by adding the word "Resident" to the beginning. Rewrites GS 143-254.4, regarding the disclosure of personal identifying information obtained by the Wildlife Resources Commission. Replaces current provisions of that statute with a requirement that social security numbers and other specified identifying information be treated in accordance with GS 132-1.10 (a 2005 law sometimes referred to as the identity theft protection act for government agencies). Similarly rewrites GS 143B-289.52(h), regarding personal information obtained by the Marine Fisheries Commission or Division of Marine Fisheries. Adds a new subsection (i) to GS 143B-289.52, authorizing the Marine Fisheries Commission to adopt rules to exempt individuals who participate in certain organized fishing events from recreational fishing license requirements. Amends certain statutes in GS Chapter 130A to clarify the authority of the Secretary and Department of Environment and Natural Resources to administer and enforce the childhood lead poisoning prevention statutes and rules. Amends GS 130A-12 to clarify that information collected under the authority of the childhood lead poisoning prevention laws and maintained by local health departments, the Department of Health and Human Services, or the Department of Environment and Natural Resources is confidential and not a public record.