

March 24, 2005

S 927. UNDERGROUND STORAGE TANK AMENDMENTS. *TO MAKE CLARIFYING AND CONFORMING AMENDMENTS TO G.S. 143-215.94E, WHICH GOVERNS THE RIGHTS AND OBLIGATIONS OF OWNERS AND OPERATORS OF UNDERGROUND STORAGE TANKS, AND TO REMOVE THE SUNSET APPLICABLE TO, AMEND, AND CODIFY SECTION 10 OF S.L. 2003-352, AS AMENDED BY SUBSECTION (E) OF SECTION 30.10 OF S.L. 2004-124.* As title indicates. The Session Law section amended and codified as various provisions of GS 143-215.94E directs that Department of Environment and Natural Resources establish degree of risk to health and environment posed by release of petroleum from either commercial or noncommercial tank and determine a schedule for assessment and further cleanup based on risk and availability of funding from either commercial or noncommercial funds. Specifies that lack of funds does not relieve owner of obligation to engage in cleanup activities and establishes process for owners to obtain preapproval and approval before engaging in activity that will be reimbursed.

Intro. by Clodfelter.

Ref. to Agriculture

GS 143

May 31, 2005

S 927. UNDERGROUND STORAGE TANK AMENDMENTS. Intro. 3/24/05. Senate committee substitute makes the following changes to 1st edition. Makes a number of technical changes. Also amends process for owners to obtain preapproval before engaging in activity that will be reimbursed.

July 13, 2006

S 927. RISK-BASED ENVIRONMENTAL REMEDIATION/FUND (NEW). Filed 3/23/05. House committee substitute deletes all provisions of the 2nd edition and replaces it with the provisions of the second edition of H 1778, *AN ACT TO EXPAND AND MAKE CONSISTENT THE CIRCUMSTANCES UNDER WHICH THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES SHALL ALLOW FOR RISK-BASED REMEDIAL ACTIONS*, digested in today's *Daily Bulletin*.

July 26, 2006

S 927. NUTRIENT OFFSET PAYMENTS (NEW). Filed 3/23/05. House committee substitute deletes all provisions of 3rd edition and replaces it with *AN ACT TO ALLOW THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO DECLINE TO ACCEPT A NUTRIENT OFFSET PAYMENT FOR PHOSPHOROUS FOR THE TAR-PAMLICO RIVER BASIN IF THE DEPARTMENT FINDS THAT THE PAYMENT IS NOT SUFFICIENT TO COVER THE FULL COSTS OF NUTRIENT REDUCTION MEASURES NEEDED TO COMPLY WITH THE NUTRIENT SENSITIVE WATERS MANAGEMENT STRATEGY*. If SB 1862 (Limit Nutrient Offset Payments) becomes law, amends SB 1862 to authorize the Department of Environment and Natural Resources (DENR) to decline to accept a nutrient offset payment for phosphorous for the Tar-Pamlico River Basin if DENR finds that the payment is not sufficient to cover the costs of nutrient reduction measures. Requires DENR to provide an estimate of the full cost of reduction measures if it declines to accept a payment. Authorizes DENR to enter into contracts to provide nutrient reduction measures needed, based on the full cost of providing the measures for the Tar-Pamlico River Basin.

August 14, 2006

SL 2006-218 (S 927). NUTRIENT OFFSET PAYMENTS. *AN ACT TO ALLOW THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO DECLINE TO ACCEPT A NUTRIENT OFFSET PAYMENT FOR PHOSPHOROUS FOR THE TAR-PAMLICO RIVER BASIN IF THE DEPARTMENT FINDS THAT THE PAYMENT IS NOT SUFFICIENT TO COVER THE FULL COSTS OF NUTRIENT REDUCTION MEASURES NEEDED TO COMPLY WITH THE NUTRIENT SENSITIVE WATERS MANAGEMENT STRATEGY*. Summarized in *Daily Bulletin* 7/26/06. Enacted August 8, 2006. Effective August 8, 2006.

