

March 15, 2007

**S 844. AMEND ENVIRONMENTAL LAWS 2007 (=H 819).** Filed 3/15/07. *TO AMEND CERTAIN ENVIRONMENTAL LAWS TO PROVIDE THAT AN APPLICATION FOR A CONSTRUCTION PERMIT FOR A PRIVATE DRINKING WATER WELL THAT IS TO BE LOCATED ON A SITE ON WHICH A WASTEWATER SYSTEM IS LOCATED MAY BE ACCOMPANIED BY A SITE PLAN RATHER THAN A PLAT AND TO PROVIDE THAT PROOF OF COMPLETION OF ANY REQUIRED PROFESSIONAL DEVELOPMENT IS REQUIRED FOR RENEWAL OF A WELL CONTRACTOR CERTIFICATE, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.*

Identical to H 819, filed 3/14/07.

**Intro. by Albertson.**

GS 87

May 10, 2007

**S 844. AMEND ENVIRONMENTAL LAWS 2007.** Filed 3/15/07. Senate committee substitute makes the following changes to 1st edition. Amends GS 113A-64(a)(5) to provide that civil penalties collected by a local government under the Sedimentation and Pollution Control Act of 1973 must be used as provided in Section 7 of Article IX of the NC Constitution (clear proceeds of penalties belong to the counties for use exclusively for public schools). Changes the title to *AN ACT TO AMEND CERTAIN ENVIRONMENTAL LAWS TO PROVIDE THAT: (1) AN APPLICATION FOR A CONSTRUCTION PERMIT FOR A PRIVATE DRINKING WATER WELL THAT IS TO BE LOCATED ON A SITE ON WHICH A WASTEWATER SYSTEM IS LOCATED MAY BE ACCOMPANIED BY A SITE PLAN RATHER THAN A PLAT; (2) PROOF OF COMPLETION OF ANY REQUIRED PROFESSIONAL DEVELOPMENT IS REQUIRED FOR RENEWAL OF A WELL CONTRACTOR CERTIFICATE, AND (3) CIVIL PENALTIES COLLECTED BY THE DEPARTMENT OR OTHER STATE AGENCY UNDER ARTICLE 4 OF CHAPTER 113A OF THE GENERAL STATUTES SHALL BE USED AS PROVIDED IN SECTION 7 OF ARTICLE IX OF THE CONSTITUTION OF NORTH CAROLINA, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.*

July 28, 2007

**S 844. AMEND ENV. LAWS/ENV. TECH CORRECTS 2007 (NEW).** Filed 3/15/07. House committee substitute makes the following changes to 2nd edition. Delete proposed amendment to GS 113A-64(a)(5) requiring that the clear proceeds of civil penalties be remitted to the Civil Penalty and Forfeiture Fund to be used as provided in Section 7 of Article IX of the N.C. Constitution. Adds new subsection to GS 113-203 to specify that it is lawful to transplant certain seed clams and seed oysters. Amends GS 143B-344.18 to change the terms of members appointed by the Governor to the Advisory Commission for the North Carolina State Museum of Natural Sciences from two years, to four-year staggered terms, outline the transition from two to four-year staggered terms, and prohibit such members from serving more than three consecutive four-year terms.

Amends Section 5 of SL 2001-440 to provide that Section 1.3 of the Act (exemption for certain well contractors from continuing education requirements) expires September 1, 2010 instead of September 1, 2008.

Amends GS 113-182.1(c1) to specify that Fishery Management Plans are not submitted for review to the Environmental Review Commission.

Amends GS 113-182.1(e) to eliminate requirement that the Joint Legislative Commission on Seafood and Aquaculture review each proposed Fishery Management Plan concurrently. Makes technical changes to various statutes and session laws related to the environment and natural resources.

Amends Section 12.7(d) of SL 2006-66 to require the Department of Commerce to report to the House Appropriations Subcommittee on Natural and Economic Resources by May 1, 2007, and require the Commissioner of Agriculture to file a report by March 31 of each year with the Chairs of the House of Representatives Appropriations Subcommittee on Natural and Economic Resources and the Senate Appropriations Committee.

Amends GS 77-98 to require that the Roanoke River Basin Bi-State Commission submit an annual report on or before October 1 of each year.

Amends GS 106-744 to require the North Carolina Agricultural Development and Farmland Preservation Trust Fund and Advisory Committee to report by May 1 of each year to the Environmental Review Commission.

Amends GS 130A-294.1 to require the Department of Environment and Natural Resources to report before October 1 of each year to the General Assembly and its Fiscal Research Division on the cost of the hazardous waste management program. Makes conforming changes to title.

September 4, 2007

**SL 2007-495 (S 844). AMEND ENVIRONMENTAL LAWS/ENVIRONMENTAL TECHNICAL CORRECTIONS 2007.** *AN ACT TO AMEND CERTAIN ENVIRONMENTAL AND NATURAL RESOURCES LAWS TO PROVIDE THAT: (1) AN APPLICATION FOR A CONSTRUCTION PERMIT FOR A PRIVATE DRINKING WATER WELL THAT IS TO BE LOCATED ON A SITE ON WHICH A WASTEWATER SYSTEM IS LOCATED MAY BE ACCOMPANIED BY A SITE PLAN RATHER THAN A PLAT; (2) PROOF OF COMPLETION OF ANY REQUIRED PROFESSIONAL DEVELOPMENT IS REQUIRED FOR RENEWAL OF A WELL CONTRACTOR CERTIFICATE; (3) THE TRANSPLANT OF SEED CLAMS AND SEED OYSTERS OF A CERTAIN SIZE THAT ORIGINATE FROM AN AQUACULTURE OPERATION PERMITTED BY THE SECRETARY OF ENVIRONMENT AND NATURAL RESOURCES IS LAWFUL; (4) MEMBERS OF THE ADVISORY COMMISSION FOR THE NORTH CAROLINA STATE MUSEUM OF NATURAL SCIENCES SHALL SERVE FOUR-YEAR STAGGERED TERMS; (5) TO EXTEND THE EXEMPTION FOR CERTAIN WELL CONTRACTORS FROM CONTINUING EDUCATION REQUIREMENTS FOR TWO YEARS; (6) DRAFT FISHERY MANAGEMENT PLANS ARE NOT SUBMITTED FOR REVIEW TO THE ENVIRONMENTAL REVIEW COMMISSION; (7) TO MAKE CLARIFYING, CONFORMING, AND TECHNICAL AMENDMENTS TO VARIOUS LAWS RELATED TO THE ENVIRONMENT AND NATURAL RESOURCES; AND (8) TO AMEND OR REPEAL VARIOUS ENVIRONMENTAL REPORTING REQUIREMENTS.* Summarized in *Daily Bulletin* 3/15/07, 5/10/07, and 7/28/07. Enacted August 30, 2007. Effective August 30, 2007.