

ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 14

AMENDMENT NO. A4
(to be filled in by
Principal Clerk)

S14-ASB-5 [v.1]

Page 1 of 2

Comm. Sub. [YES]
Amends Title [YES]
Second Edition

Date _____, 2015

Representative Millis

1 moves to amend the bill on page 1, lines 8 through 10,
2 by rewriting those lines to read:

3
4 "CLARIFY COAL ASH MANAGEMENT COMMISSION APPROPRIATIONS; TO
5 CLARIFY WHEN A DOWNSTREAM INUNDATION MAP MUST BE PREPARED BY A
6 LICENSED PROFESSIONAL ENGINEER; TO EXTEND THE";

7
8 and, on page 3, line 39, through page 4, line 27,
9 by rewriting those lines to read:

10
11 "SECTION 9.(a) G.S. 143-215.31(a1) reads as rewritten:

12 "(a1) The owner of a dam classified by the Department as a high-hazard dam or an
13 intermediate-hazard dam shall develop an Emergency Action Plan for the dam as provided in
14 this subsection;

15 (1) The owner of the dam shall submit a proposed Emergency Action Plan for
16 the dam within 90 days after the dam is classified as a high-hazard dam or an
17 intermediate-hazard dam to the Department and the Department of Public
18 Safety for their review and approval. The Department and the Department of
19 Public Safety shall approve the Emergency Action Plan if they determine
20 that it complies with the requirements of this subsection and will protect
21 public health, safety, and welfare; the environment; and natural resources.

22 (2) The Emergency Action Plan shall include, at a minimum, all of the
23 following:

- 24 a. A description of potential emergency conditions that could occur at
- 25 the dam, including security risks.
- 26 b. A description of actions to be taken in response to an emergency
- 27 condition at the dam.
- 28 c. Emergency notification procedures to aid in warning and evacuations
- 29 during an emergency condition at the dam.
- 30 d. A downstream inundation map depicting areas affected by a dam
- 31 failure and sudden release of the impoundment. A downstream
- 32 inundation map prepared pursuant to this section does require



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1 preparation by a licensed professional engineer or a person under the
2 responsible charge of a licensed professional engineer unless the dam
3 is associated with a coal combustion residuals surface impoundment,
4 as defined by G.S. 130A-309.201."
5

6 and on page 4, lines 39 and 40,
7 by inserting between those lines:
8

9 "SECTION 9.(c) The Department of Environment and Natural Resources shall
10 study whether, under certain circumstances, downstream inundation maps prepared pursuant to
11 G.S. 143-215.31 should be prepared by a licensed professional engineer or a person under the
12 responsible charge of a licensed professional engineer. The Department shall consult with the
13 State Board of Examiners for Engineers and Surveyors in the conduct of this study. The
14 Department shall report the results of this study to the Environmental Review Commission no
15 later than March 31, 2016."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

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and vote information, is available in the
House Principal Clerk's Office**