

March 14, 2007

H 819. AMEND ENVIRONMENTAL LAWS 2007. Filed 3/14/07. *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.*

Amends GS 87-97 to require a construction permit application to be accompanied by a plat or site plan (was plat) when a private drinking water well is located on a site on which a wastewater system is located. Amends GS 87-98.7 to require proof of completion of professional development hours required by the Well Contractors Certification Commission to renew a well contractor certification.

Intro. by Allen, Gibson.

GS 87

May 10, 2007

H 819. AMEND ENVIRONMENTAL LAWS 2007. Filed 3/14/07. House 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 10, 2008

H 819. ELECTRONIC RECYCLING AMENDS/ADD TVS (NEW). Filed 3/14/07. Senate committee substitute deletes all provisions of the 2nd edition and replaces it with *AN ACT TO AMEND THE REQUIREMENTS GOVERNING MANAGEMENT OF DISCARDED COMPUTER EQUIPMENT, TO PROVIDE FOR MANAGEMENT OF DISCARDED TELEVISIONS, TO DELAY THE EFFECTIVE DATE UNTIL 1 JANUARY 2010, AND TO MAKE OTHER CONFORMING AND TECHNICAL CHANGES, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.* Amends Part 2E of Article 9 of GS Chapter 130A to add discarded television equipment to the existing discarded computer equipment management program. Expands the findings in GS 130A-309.90. Provides for definitions of *covered device*, *discarded television*, *market share*, *television*, and *television manufacturer* and makes conforming and stylistic changes in GS 130A-309.91.

Enacts a new GS 130A-309.93A to require manufacturers selling or offering for sale televisions in the state to register with the Department of Environment and Natural Resources (DENR) and pay an initial \$2,500 fee and an annual \$2,500 registration renewal fee, unless the manufacturer sells less than 1,000 televisions per year. Allows DENR to charge an administrative fee up to \$150 for failure to pay the annual fee by June 30 of each year. Sets forth recycling requirements for the manufacturer, including labeling and reporting to DENR by October 1 of each year the total weight of televisions the manufacturer collected and recycled during the previous year. Enacts a new GS 130A-309.93B that sets forth requirements for retailers in selling televisions from certain manufacturers.

Amends GS 130A-309.95 to require DENR to use national television sales data in determining a manufacturer's recovery responsibilities based on its market share. Makes conforming changes.

Amends GS 130A-309.98 to change DENR's reporting date on recycling of computer and television equipment from April 1 to January 15 of each year. Makes conforming changes to Section 16.1(b) of SL 2007-550.

Enacts a new GS 130A-309.99 to clarify that this Part does not limit the power of local government to manage computer and television equipment that are solid waste.

Amends GS 147-33.104 to require state agencies to purchase televisions from manufacturers in compliance with the management program. Allows the Secretary of DENR to issue written findings upon a determination of noncompliance.

Amends Sections 16 of SL 2007-550 to adjust effective dates of sections in Part 2E of Article 9 of GS Chapter 130A and make conforming changes.

Makes conforming changes to GS 130A-309.92, GS 130A-309.93, GS 130A-309.34, GS 130A-309.09A and GS 130A-309.10.

Amendments made to GS 130A-309.10(f) and (f1) and GS 147-33.104 are effective January 1, 2011, with the remainder of the act effective when it becomes law.

August 20, 2008

SL 2008-208 (H 819). ELECTRONIC RECYCLING AMENDMENTS/ADD TVS. AN ACT TO AMEND THE REQUIREMENTS GOVERNING MANAGEMENT OF DISCARDED COMPUTER EQUIPMENT, TO PROVIDE FOR MANAGEMENT OF DISCARDED TELEVISIONS, TO DELAY THE EFFECTIVE DATE UNTIL 1 JANUARY 2010, AND TO MAKE OTHER CONFORMING AND TECHNICAL CHANGES, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION. Summarized in *Daily Bulletin* 7/10/08. Enacted August 9, 2008. Sections 3–5 are effective January 1, 2011. The remainder is effective August 9, 2008.