



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 781*

AMENDMENT NO. 1
(to be filled in by
Principal Clerk)

S781-ARO-31 [v.3]

Page 1 of 1

Comm. Sub. [YES]
Amends Title [NO]
S781-PCS55316-RO-26

Date 6/14, 2011

Representative McElraft

1 moves to amend the bill on page 21, lines 33-34, by inserting the following new section
2 between the lines:
3

4 "SECTION 55.2. The Office of Administrative Hearings shall seek United States
5 Environmental Protection Agency approval to become an agency responsible for administering
6 programs under the federal Clean Water Act, 33 U.S.C. §1251 et seq., the Clean Air Act, 42
7 U.S.C. §7401 et seq., and the Resource Conservation and Recovery Act, 42 U.S.C. §6901 et
8 seq. On or before December 31, 2011, the Office of Administrative Hearings and the
9 Department of Environment and Natural Resources shall jointly develop and submit any
10 Memoranda of Agreement, delineations of programmatic responsibility, procedure for
11 coordination, and other information that United States Environmental Protection Agency may
12 require in order to effectuate the approval process.";
13

14 And on page 25, line 44, by inserting the following sentence after the word "date."
15 "With regard to contested cases affected by Section 55.2 of this act, the provisions of Sections
16 15 through 27 of this act become effective when the United States Environmental Protection
17 Agency approvals referenced in Section 55.2 have been issued or June 15, 2012, whichever
18 occurs first."
19
20

ADOPTED

SIGNED Pat McElraft
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 100-14 EV FAILED _____ TABLED _____

6/14/11 Dennis Weber



* S 7 8 1 - A R O - 3 1 - V - 3 *