

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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SENATE BILL 813

Environment and Natural Resources Committee Substitute Adopted 4/29/91

Finance Committee Substitute #2 Adopted 6/24/91

Short Title: Study Env. Policy Act/Landfills.

(Public)

Sponsors:

Referred to:

April 24, 1991

A BILL TO BE ENTITLED

AN ACT TO DIRECT THE ENVIRONMENTAL REVIEW COMMISSION TO  
STUDY CURRENT STATE REGULATORY POLICIES CONCERNING PUBLIC  
LANDFILLS.

The General Assembly of North Carolina enacts:

Section 1. The Environmental Review Commission shall study the North Carolina Environmental Policy Act of 1971, Article 1 of Chapter 113A of the General Statutes, G.S. 113A-1 **et seq.** in relation to the permitting of public landfills pursuant to G.S. 130A-294 to determine whether the issuance of a permit for a public landfill should be subject to the requirements of G.S. 113A-4 regarding the preparation of an environmental impact statement. The Commission shall examine the following issues:

- (1) All current State regulatory and administrative requirements pertaining to the siting and operation of solid waste management facilities;
- (2) The adequacy of current State laws authorizing local governments to regulate private solid waste management activities, including control over the flow of the waste stream;
- (3) The potential role of the State in developing markets for recyclable materials and compost produced from solid waste; and
- (4) Other matters as may be pertinent to the environmentally sound and economically efficient management of solid waste in North Carolina.

Sec. 2. The Environmental Review Commission may request any appropriate committee, commission, or State agency to conduct all or any part of the study

1 authorized by this act and to report its findings and recommendations either to the  
2 Environmental Review Commission or directly to the General Assembly. If the  
3 committee, commission, or State agency agrees to conduct the study, the committee,  
4 commission, or State agency shall do so using funds already appropriated or otherwise  
5 available to it.

6           Sec. 3. The Environmental Review Commission shall report its findings,  
7 recommendations, and any proposed legislation to the 1991 General Assembly (1992  
8 Regular Session) and, if the Commission determines that more study is needed, to the  
9 1993 General Assembly.

10           Sec. 4. This act is effective upon ratification.