

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2013

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HOUSE BILL 1105

Short Title: Local Erosion Prgms/Takeover Existing Plans. (Public)

Sponsors: Representatives Torbett and Brody (Primary Sponsors).

For a complete list of Sponsors, refer to the North Carolina General Assembly Web Site.

Referred to: Regulatory Reform, if favorable, Environment.

May 19, 2014

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THE SEDIMENTATION CONTROL COMMISSION TO TRANSFER ITS RESPONSIBILITY FOR ADMINISTERING AND ENFORCING EXISTING SOIL EROSION AND SEDIMENTATION CONTROL PLANS TO LOCAL GOVERNMENTS WHEN APPROVING LOCAL EROSION AND SEDIMENTATION CONTROL PROGRAMS, AS RECOMMENDED BY THE LRC COMMITTEE ON LAND DEVELOPMENT.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 113A-60(b) reads as rewritten:

"§ 113A-60. **Local erosion and sedimentation control programs.**

...

(b) The Commission shall review each program submitted and within 90 days of receipt thereof shall notify the local government submitting the program that it has been approved, approved with modifications, or disapproved. The Commission shall only approve a program upon determining that its standards equal or exceed those of this Article and rules adopted pursuant to this Article. Upon the approval of a program under this subsection, the Commission shall transfer responsibility for the administration and enforcement of any soil erosion and sedimentation plan previously approved under G.S. 113A-54(d)(4) and applicable to land-disturbing activity occurring within the territorial jurisdiction of the local government."

SECTION 2. This act becomes effective October 1, 2014.



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