

April 3, 2003

S 823. ENVIRONMENTAL TECHNICAL CORRECTIONS. TO MAKE CLARIFYING, CONFORMING, AND TECHNICAL AMENDMENTS TO VARIOUS LAWS RELATED TO THE ENVIRONMENT, ENVIRONMENTAL HEALTH, AND NATURAL RESOURCES. As title indicates.

Intro. by Albertson.

Ref. to

GS 113, 130A, 143

July 14, 2004

S 823. AMEND ENVIRONMENTAL LAWS-3. Intro. 04/03/03. House committee substitute adopted 7/13/04 makes the following changes to 1st edition. (1) Changes title to *AN ACT TO AMEND VARIOUS LAWS RELATED TO THE ENVIRONMENT, ENVIRONMENTAL HEALTH, AND NATURAL RESOURCES TO: (1) MAKE CLARIFYING, CONFORMING AND TECHNICAL AMENDMENTS; (2) MODIFY ENVIRONMENTAL REPORTING REQUIREMENTS; (3) ABOLISH OBSOLETE AND INACTIVE COUNCILS; (4) EXTEND BY ONE YEAR THE TIME FOR THE DEVELOPMENT OF PERMANENT RULES RELATED TO WATER CONSERVATION PURSUANT TO SECTION 3 OF S.L. 2002-167; (5) PROVIDE FOR STAGGERED TERMS OF THE MEMBERS OF THE AGRICULTURAL FINANCE AUTHORITY AND SPECIFY THE MAXIMUM NUMBER OF SUCCESSIVE TERMS THAT MEMBERS OF THE AUTHORITY MAY SERVE; AND (6) PROHIBIT THE SALE OR DISPENSING OF RAW MILK.* (2) Deletes substantive provisions of the 1st edition in their entirety. (3) Makes technical corrections to GS 113-301.1, GS 113A-115.1(b); GS 121-34; GS 121-42; GS 143-215.1; GS 143-215.1B; GS 159G-3(18); GS 159G-10(b)(5). (4) Adds new GS 113A-67 requiring the Dep't of Environment and Natural Resources to report to the Environmental Review Commission on the implementation of Art. 4, Ch. 113A of the General Statutes and on the implementation of the Sedimentation Pollution Control Act of 1973 on Oct. 1 of each year, beginning Oct. 1, 2005. (5) Changes the reporting dates of GS 113A-235(c) and GS 113A-241(c) to October 1 of each year. (6) Amends GS 143-215.107C(b) by deleting the requirement that the Dep't of Administration report to the Environmental Review Commission on progress in purchasing alternative-fueled or low emission vehicles. (7) Amends GS 143-355.1 by adding new subsection (g) requiring the Drought Management Advisory Council to report to the Sec'y of Environment and Natural Resources, the Governor and the Environmental Review Commission on its work by Oct. 1 of each year, beginning Oct. 1, 2005. (8) Abolishes the Watershed Protection Advisory Council and the Scientific Advisory Council on Water Resources and Coastal Fisheries Management, and deletes reference to the latter in GS 143-215.8C, GS 143-215.8D(a) and GS 143-215.8D(e). (9) Amends sec. 3(c) of SL 2002-167 by changing the date by which rules related to water conservation pursuant to SL 2002-167 must be adopted to the 2006 Regular Session of the 2005 General Assembly. (10) Amends GS 122D-4 to provide for staggered terms for the members of the Agricultural Finance Authority, and provides that with the exception of the Commissioner of Agriculture or the Commissioner's designee, no member of the Authority shall serve more than two successive three-year terms. (11) Amends the definition of "milk" in GS 130A-274(2) to include the lacteal secretion of any lactating animal. (12) Amends GS 130A-279 by prohibiting not only the sale, but the dispensing of anything other than Grade A pasteurized milk to consumers, and by adding a provision providing that raw milk and raw milk products may be sold or dispensed only to a permitted milk hauler or permitted milk-processing facility.

July 17, 2004

S 823. AMEND ENVIRONMENTAL LAWS-3/APPOINTMENTS (NEW). Intro. 4/3/03. House committee substitute makes the following changes to 2nd edition. Adds provision that term limits for members of the Agricultural Finance Authority do not apply to those who are members of Authority at the time the act becomes effective. Adds amendment to GS 120-122 to provide that when the term of office for a legislative appointee expires and a successor has not been appointed, the Governor may appoint a successor (even where the previous appointee is holding over) to serve until the expiration of the term or until the General Assembly fills the vacancy.

August 18, 2004

SL 2004-195 (S 823). AMEND ENVIRONMENTAL LAWS/APPOINTMENTS. AN ACT TO AMEND VARIOUS LAWS RELATED TO THE ENVIRONMENT, ENVIRONMENTAL HEALTH, AND NATURAL RESOURCES TO: (1) MAKE CLARIFYING, CONFORMING, AND TECHNICAL AMENDMENTS; (2) MODIFY ENVIRONMENTAL REPORTING REQUIREMENTS; (3) ABOLISH OBSOLETE AND INACTIVE COUNCILS; (4) EXTEND BY ONE YEAR THE TIME FOR THE DEVELOPMENT OF PERMANENT RULES RELATED TO WATER CONSERVATION PURSUANT TO SECTION 3 OF S.L. 2002-167; (5) PROVIDE FOR STAGGERED TERMS FOR THE MEMBERS OF THE AGRICULTURAL FINANCE AUTHORITY, TO MAKE APPOINTMENTS TO THE AUTHORITY, AND SPECIFY THE MAXIMUM NUMBER OF SUCCESSIVE TERMS THAT MEMBERS OF THE AUTHORITY MAY SERVE; AND (6) PROHIBIT THE SALE OR DISPENSING OF RAW MILK, AND TO

PROVIDE FOR FILLING VACANCIES IN LEGISLATIVE APPOINTMENTS IN CERTAIN CIRCUMSTANCES.
Summarized in *Daily Bulletin* 4/3/03, 7/14/04, and 7/17/04. Enacted August 17, 2004. Effective August 17, 2004.