

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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HOUSE BILL 413\*

Short Title: Increase Air Quality Civil Penalty.

(Public)

Sponsors: Representatives DeVane; N. J. Crawford and Privette.

Referred to: Environment.

April 1, 1991

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE MAXIMUM CIVIL PENALTY WHICH MAY BE ASSESSED FOR VIOLATIONS OF AIR QUALITY STANDARDS OR LIMITATIONS AND TO CORRECT A CROSS-REFERENCE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143-215.114A(a) reads as rewritten:

"(a) A civil penalty of not more than ~~five~~ten thousand dollars (~~\$5,000~~)(\$10,000) may be assessed by the Secretary against any person who:

- (1) Violates any classification, standard or limitation established pursuant to G.S. 143-215.107;
- (2) Is required but fails to apply for or to secure a permit required by G.S. 143-215.108 or who violates or fails to act in accordance with the terms, conditions, or requirements of such permit;
- (3) Violates or fails to act in accordance with the terms, conditions, or requirements of any special order or other appropriate document issued pursuant to G.S. 143-215.110;
- (4) Fails to file, submit, or make available, as the case may be, any documents, data or reports required by this Article or Article 21 of this Chapter;
- (5) Violates a rule of the Commission or a local governing body implementing this ~~Article~~Article or Article 21 of this Chapter.
- (6) Violates the offenses set out in G.S. 143-215.114B."

Sec. 2. This act is effective upon ratification and applies to violations which occur on or after the date this act becomes effective.