

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2001

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HOUSE BILL 1584
Committee Substitute Favorable 6/19/02

Short Title: Extend Certain Compliance Deadlines.

(Public)

Sponsors:

Referred to:

June 6, 2002

1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE THE STATE DEADLINE FOR APPROVAL OF HAZARD
3 MITIGATION PLANS CONSISTENT WITH THE FEDERAL DEADLINE FOR
4 APPROVAL OF THESE PLANS, AS RECOMMENDED BY THE
5 ENVIRONMENTAL REVIEW COMMISSION, AND TO EXTEND THE DATE
6 BY WHICH CERTAIN SMALL MUNICIPAL WASTE COMBUSTION UNITS
7 MUST ACHIEVE COMPLIANCE WITH CERTAIN REQUIREMENTS
8 RELATED TO THE EMISSION OF AIR POLLUTANTS.

9 The General Assembly of North Carolina enacts:

10 **SECTION 1.** G.S. 166A-6.01(b)(2) reads as rewritten:

11 "(2) Public assistance. – State disaster assistance in the form of public
12 assistance grants may be made available to eligible entities located
13 within the disaster area on the following terms and conditions:

14 a. Eligible entities shall meet the following qualifications:

- 15 1. The eligible entity suffers a minimum of ten thousand
16 dollars (\$10,000) in uninsurable losses;
- 17 2. The eligible entity suffers uninsurable losses in an
18 amount equal to or exceeding one-half percent (0.5%) of
19 the annual operating budget;
- 20 3. For a state of disaster proclaimed pursuant to G.S.
21 166A-6(a) after ~~August 1, 2002~~, November 1, 2003, the
22 eligible entity shall have a hazard mitigation plan
23 approved pursuant to the Stafford Act; and
- 24 4. For a state of disaster proclaimed pursuant to G.S.
25 166A-6(a) after August 1, 2002, the eligible entity shall
26 be participating in the National Flood Insurance Program
27 in order to receive public assistance for flooding damage.

- 1 b. Eligible entities shall be required to provide non-State matching
2 funds equal to twenty-five percent (25%) of the eligible costs of
3 the public assistance grant.
4 c. An eligible entity that receives a public assistance grant
5 pursuant to this subsection may use the grant for the following
6 purposes only:
7 1. Debris clearance.
8 2. Emergency protective measures.
9 3. Roads and bridges.
10 4. Crisis counseling.
11 5. Assistance with public transportation needs."

12 **SECTION 2.** Notwithstanding the provisions of Section 3.4 of S.L.
13 2001-440 to the contrary, rules adopted by the Environmental Management
14 Commission pursuant to Section 3.4 of S.L. 2001-440 shall include a compliance
15 schedule that requires existing small municipal waste combustion units to achieve final
16 compliance with the rules on and after 1 December 2004. The Environmental
17 Management Commission shall amend rules adopted pursuant to Section 3.4 of S.L.
18 2001-440 to conform to the requirements of this section.

19 **SECTION 3.** This act is effective when it becomes law.