

Session 116 - (2005-2006)

S 0172 General Bill, By Leventis and Ford

Summary: DHEC to develop strategy for preserving and protecting the environment and public health

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 48-1-25 SO AS TO REQUIRE THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL TO DEVELOP AND IMPLEMENT A LONG RANGE STRATEGY FOR PRESERVING AND PROTECTING THE ENVIRONMENT AND PUBLIC HEALTH, TO REQUIRE THE DEPARTMENT TO CERTIFY THAT EVERY MAJOR ENVIRONMENTAL PERMITTING ACTION IS CONSISTENT WITH THIS STRATEGY AND OTHER STATE AND LOCAL PLANS, AND TO EVALUATE THE IMPACT OF THE ACTION ON THE ENVIRONMENT AND ON LOW-INCOME AND MINORITY PERSONS; TO AMEND SECTION 44-1-20, RELATING TO THE CREATION OF THE DEPARTMENT AND BOARD OF HEALTH AND ENVIRONMENTAL CONTROL, SO AS TO PRESCRIBE CERTAIN FACTORS THAT MUST BE CONSIDERED IN APPOINTING MEMBERS TO THE BOARD; AND TO AMEND SECTION 48-1-50, RELATING TO THE POWERS OF THE DEPARTMENT UNDER THE POLLUTION CONTROL ACT, SO AS TO AUTHORIZE THE DEPARTMENT TO REVIEW AND CONSIDER THE PAST ENVIRONMENTAL COMPLIANCE HISTORY OF AN APPLICANT WHEN MAKING A PERMIT DECISION AND TO CONSIDER REPEAT VIOLATIONS WHEN DETERMINING COMPLIANCE AND ENFORCEMENT PENALTIES.

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