



SENATE BILL 301: DOT/Purchase of Contaminated Land.-AB

2015-2016 General Assembly

Committee:	House Transportation, if favorable, Judiciary I	Date:	May 12, 2015
Introduced by:	Sen. Meredith	Prepared by:	Giles S. Perry
Analysis of:	First Edition		Committee Counsel

SUMMARY: *Senate Bill 301 exempts DOT from the State law requirement for approval by the Governor and Council of State prior to purchase of contaminated property.*

CURRENT LAW: Under current G.S. 133-40, the State and the Community College System are prohibited from purchasing any real property with known contamination¹, unless they obtain the approval of the Governor and the Council of State.

BILL ANALYSIS: Senate Bill 301 exempts DOT from the State law requirement for approval by the Governor and Council of State prior to purchase of contaminated property.

EFFECTIVE DATE: This act is effective when it becomes law.

BACKGROUND: According to Mike Holder, Chief Engineer, Division of Highways, DOT is buying contaminated properties only when necessary for DOT construction projects.

¹ "Contamination" is defined in G.S. 130A -310.65

"§ 130A-310.65. Definitions.

As used in this Part:

...
(3) "Contaminant" means any substance regulated under any program listed in G.S. 130A-310.67(a).
...

(5) "Contamination" means a contaminant released into an environmental medium that has resulted in or has the potential to result in an increase in the concentration of the contaminant in the environmental medium in excess of unrestricted use standards.
..."

O. Walker Reagan
Director



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