



2021-2022 General Assembly

SENATE BILL 389: Department of Environmental Quality/Department of Natural and Cultural Resources Omnibus, Sec. 5: Conform Sedimentation and Erosions Control Program Penalty Remission Request Timeline

Committee:
Introduced by:
Analysis of: Sec. 5 of S.L. 2021-158

Date: February 9, 2022
Prepared by: Kyle Evans
Staff Attorney

OVERVIEW: *Section 5 of S.L. 2021-158 shortens the deadline to request a civil penalty remission under the Sedimentation and Erosion Control Program from 60 to 30 days.*

This section became effective October 1, 2021 and applies to penalties assessed on or after that date.

PRIOR LAW/BILL ANALYSIS:

Prior to the enactment of S.L. 2021-158, the Sedimentation Pollution Control Act provided that a person assessed a civil penalty has 60 days from the receipt of notice of the assessment to request a remission of that civil penalty.

Section 5 of S.L. 2021-158 shortens the deadline to request a civil penalty remission from 60 to 30 days.

EFFECTIVE DATE: This section became effective October 1, 2021 and applies to penalties assessed on or after that date.

Jeffrey Hudson
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Legislative Analysis
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