

Proposed Amendments to S.52 Compliance Procedure (amendments to draft 2.2)

P 2 line 3, change to read: the Board, with copies to the affected municipality, adjoining landowners, the complainant if any, and parties to the docket in which a CPG for the affected facility was issued. The Department shall also post the NOAV on its website for public comment for a period of 30 days.

p. 2 line 10 change \$3000 to \$5,000.

p. 2 line 14 new section (2): Following the conclusion of the public comment period, the Department may file a revised NOAV with the Board. Should the Department revise the NOAV, the 15-day period provided for under section (3), below, shall commence when the Department files the revised NOAV.

p. 2 line 14 new section (3): Within 15 days following the public comment period the Board may on its own motion open a proceeding under this section to investigate the alleged violation, and may impose a civil penalty under §§ (a) or (b) above, order remedial action, or both. If opened, a Board proceeding shall supersede the Department's NOAV.

Old § 2 now § 4: strike first clause, replace with: if the Board has not opened a proceeding to investigate the violation within time period provided for under Subsections (2) or (3), above, the person
[continue as written]

p. 3 line 9 change \$3000 to \$5,000.

p. 3 lines 11 and 14, insert "alleged" before "violation" for consistency.

Strike sub§ (i) and sections 7b and 7c.