

1 S.215

2 Introduced by Senator Watson

3 Referred to Committee on

4 Date:

5 Subject: Conservation and development; solid waste; brownfields; consultant  
6 certification; late fees

7 Statement of purpose of bill as introduced: This bill proposes to require the  
8 imposition of late fees on a person who fails to comply with the time frames of  
9 a corrective action plan for a hazardous materials release. The bill would also  
10 allow the Secretary of Natural Resources to establish by rule a program for the  
11 certification of environmental professionals providing services related to the  
12 identification, investigation, and remediation of properties impacted by a  
13 release of a hazardous material.

14 An act relating to the timelines for remediating contaminated properties

15 It is hereby enacted by the General Assembly of the State of Vermont:

16 Sec. 1. 10 V.S.A. § 6603 is amended to read:

17 § 6603. SECRETARY; POWERS

18 In addition to any other powers conferred on ~~him or her~~ the Secretary by  
19 law, the Secretary shall have the power to:



1 period of time established by an alternative schedule approved by the  
2 Secretary. The site investigation shall define the nature, degree, and extent of  
3 the contamination, and shall assess potential impacts on human health and the  
4 environment.

5 (2) Perform the site investigation within 90 days ~~of~~ after receiving  
6 written approval of the work plan by the Secretary, or within a period of time  
7 established by an alternative schedule approved by the Secretary. A report  
8 detailing the findings of this work shall be sent to the Secretary for review.

9 (3) Submit a corrective action plan, within 30 days from the date of final  
10 acceptance of the site investigation report by the Secretary, or within a period  
11 of time established by an alternative schedule approved by the Secretary.

12 (4) Implement the corrective action plan within 90 days upon approval  
13 of the plan by the Secretary, or within a period of time established by an  
14 alternative schedule approved by the Secretary. The corrective action activity  
15 shall be continued until the contamination is remediated to levels approved by  
16 the Secretary. The Secretary may allow for the remediation of a site  
17 contaminated with a hazardous material without requiring certification and  
18 permitting under sections 556, 6605, and 6606 of this title, provided such  
19 activity will not, in the Secretary's opinion, adversely affect either public  
20 health and safety or the environment, and provided such activity is conducted  
21 in accordance with standards developed by the Secretary.



1       Sec. 4. EFFECTIVE DATE

2       This act shall take effect on passage.