
DIGEST

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HB 125 Engrossed

2019 Regular Session

Lyons

Abstract: Increases the assessment amounts of environmental violations that can be resolved through an expedited enforcement action.

Present law authorizes the secretary of the Dept. of Environmental Quality to use general enforcement powers with respect to environmental violations. Present law authorizes the secretary to adopt rules and regulations establishing the expedited enforcement program. Proposed law retains present law.

Present law authorizes that the citations include the assessment of civil penalties and orders requiring compliance within a specified time period. Present law authorizes the secretary to delegate the operation of the expedited enforcement program to the appropriate personnel. Present law provides that expedited enforcement actions are not subject to legal review by the department's chief legal officer. Proposed law retains present law.

Present law authorizes the secretary to issue expedited actions for minor and moderate violations and issue a fine not to exceed \$1,500 per violation or \$3,000 per violator.

Proposed law increases the maximum penalty from \$1,500 per violation to \$3,000 per violation or from \$3,000 per violator to \$5,000 per violator.

(Amends R.S. 30:2025(D)(1))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Natural Resources and Environment to the original bill:

1. Make technical changes