

Session 122 - (2017-2018)

S 0983 General Bill, By Campsen

Summary: Dams

A BILL TO AMEND ARTICLE 3, CHAPTER 11, TITLE 49 OF THE 1976 CODE, RELATING TO THE DAMS AND RESERVOIRS SAFETY ACT, BY ADDING SECTION 49-11-125, TO PROVIDE THAT AN OWNER OF A DAM MAY SUBMIT SPECIFICATIONS OF A DAM TO THE DEPARTMENT FOR A DETERMINATION THAT THE DAM IS EXCLUDED UNDER THIS ARTICLE IN ACCORDANCE WITH 49-11-120(4), AND TO PROVIDE THAT A PROPERTY OWNER INTENDING TO CONSTRUCT A DAM ON HIS PROPERTY MAY SUBMIT SPECIFICATIONS OF THE PROPOSED DAM TO THE DEPARTMENT FOR A DETERMINATION THAT THE DAM WILL BE EXCLUDED UNDER THIS ARTICLE IN ACCORDANCE WITH 49-11-120(4); TO AMEND SECTION 49-11-160 OF THE 1976 CODE, RELATING TO ORDERS TO MAINTAIN, ALTER, REPAIR, OR REMOVE A DAM OR RESERVOIR, TO PROVIDE THAT THE DEPARTMENT MAY ISSUE AN ORDER DIRECTING THE OWNER OF A DAM OR RESERVOIR TO MAKE AT HIS EXPENSE THE NECESSARY MAINTENANCE, ALTERATION, REPAIR, OR REMOVAL UPON A FINDING THAT THE DAM OR RESERVOIR IS OR HAS BECOME UNSAFE AND IS DANGEROUS TO HUMAN LIFE OR THE PROPERTY OF OTHERS; TO AMEND SECTION 49-11-200 OF THE 1976 CODE, RELATING TO APPROVAL FOR CONSTRUCTION OR ALTERATION OF A DAM OR RESERVOIR, TO PROVIDE THAT THE REQUIREMENTS OF SUBSECTION (A), SECTION 49-11-210, AND SECTION 49-11-220 DO NOT APPLY IF THE LOCATION AND SIZE OF A PROPOSED DAM OR RESERVOIR WILL POSE NO SIGNIFICANT DANGER TO HUMAN LIFE OR THE PROPERTY OF OTHERS IN CERTAIN INSTANCES, OR IF THE ENLARGEMENT, REMOVAL, OR REPAIR OF AN EXISTING DAM OR RESERVOIR WILL NOT CAUSE THE DAM TO POSE A SIGNIFICANT DANGER TO HUMAN LIFE OR THE PROPERTY OF OTHERS; AND TO DEFINE NECESSARY TERMS.

02/08/18 Senate Introduced and read first time (Senate Journal-page 6)

02/08/18 Senate Referred to Committee on Agriculture and Natural Resources (Senate Journal-page 6)