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HOUSE FLOOR AMENDMENTS

2019 Regular Session

Amendments proposed by Representative Connick to Engrossed House Bill No. 615 by Representative Bishop

1 AMENDMENT NO. 1

2 On page 1, line 12, after "A." insert "(1)"

3 AMENDMENT NO. 2

4 On page 2, between lines 4 and 5, insert the following:

5 "(2) Prior to conducting a voluntary health, safety, and environmental audit,
6 the owner or operator of a facility shall give notice of the commencement date of the
7 audit to the department. Unless an extension is approved by the department based
8 on reasonable grounds, the audit shall be completed within a reasonable time not to
9 exceed six months after the date the audit is initiated."

10 AMENDMENT NO. 3

11 On page 2, line 27, after "Section" change "or" to a comma ","

12 AMENDMENT NO. 4

13 On page 2, line 28, after "Section," insert "or for the limited purpose provided for in
14 Paragraph 3 of this Subsection,"

15 AMENDMENT NO. 5

16 On page 3, between lines 6 and 7, insert the following:

17 "(3) A court or administrative hearings official with competent jurisdiction
18 may require disclosure of a portion of an voluntary environmental audit report in a
19 civil or administrative proceeding if the court or administrative hearings official
20 determines, after an in camera review consistent with the appropriate rules of
21 procedure, one or more of the following:
22 (a) The privilege is asserted for a fraudulent purpose.
23 (b) The portion of the voluntary environmental audit report is not subject to
24 the privilege under this Subsection.
25 (c) The portion of the voluntary environmental audit report shows evidence
26 of noncompliance with an environmental or health and safety law and appropriate
27 efforts to achieve compliance with the law were not promptly initiated and pursued
28 with reasonable diligence after discovery of noncompliance."

29 AMENDMENT NO. 6

30 On page 3, at the beginning of line 7, change "(3)" to "(4)" and at the beginning of line 12,
31 change "(4)" to "(5)"