



Sub. H.B. 231*

124th General Assembly

(As Reported by H. Energy and Environment)

Reps. Faber, Cates, Seitz, Calvert, Husted, Gilb, Hartnett, Raga, Schmidt, Lendrum

BILL SUMMARY

- Requires persons proposing the filling of isolated wetlands to obtain coverage under a general state isolated wetland permit issued by the Director of Environmental Protection or to obtain an individual state isolated wetland permit from the Director.
- Establishes three different categories of wetlands of varying levels of ecological significance.
- Depending on the category and size of the isolated wetland that is subject to filling, establishes different levels of review, different criteria for the approval or disapproval of a state isolated wetland permit, and different mitigation requirements.
- Requires coverage under a general state isolated wetland permit for a proposed filling of a category 1 or category 2 isolated wetland of one-half acre or less, and applies level one review requirements to the proposed filling, including the submission of a pre-activity notice prior to the filling.
- Requires persons proposing the filling of a category 1 isolated wetland of more than one-half acre or a category 2 isolated wetland of between one-

* *This analysis was prepared before the report of the House Energy and Environment Committee appeared in the House Journal. Note that the list of co-sponsors and the legislative history may be incomplete.*

half acre and three acres to apply for an individual state isolated wetland permit, and applies level two review requirements to such an application.

- Requires persons proposing the filling of a category 2 isolated wetland of more than three acres or a category 3 isolated wetland to apply for an individual state isolated wetland permit, and applies level three review requirements to such an application.
- Establishes public notice and participation requirements prior to the issuance or denial of individual state isolated wetland permits.
- Requires the Director of Natural Resources in consultation with the Director of Environmental Protection to establish an approved list of wetland mitigation banks that may be used for mitigation purposes.
- Establishes a permit application fee of \$200 and review fees for state isolated wetland permits.
- Establishes the state Dredge and Fill Fund to be used for the purpose of administering the bill.
- Declares an emergency.

HISTORY

ACTION	DATE	JOURNAL ENTRY
Introduced	04-26-01	p. 321
Reported, H. Energy and Environment	---	---

h0231-rh.124/kl