

LOST

Senators Mallow of the 2nd, Strickland of the 17th, Hufstetler of the 52nd, Harbison of the 15th, and Sims of the 12th offered the following amendment:

1 *Amend the substitute to HB 273 (LC 44 2358S) in line 2 by inserting "authorize the*
2 *Environmental Protection Division to revoke or to refuse to issue permits as a result of*
3 *certain misrepresentation or noncompliance on behalf of the applicant; to" after "so as to".*

4 *By replacing line 15 with the following:*

5 applications, and inspections, by revising paragraph (5) of subsection (c) and adding a new
6 subparagraph in paragraph (1) of subsection (c) to read as follows:

7 "(C) The director may revoke or to refuse to issue permits if the director determines by
8 clear and convincing evidence that the applicant for a permit or, in the case of a
9 corporation or partnership, an officer, director, manager, partner, or any person owning
10 stock or having an ownership interest of 5 percent or more of such corporation or
11 partnership has:

12 (i) Intentionally misrepresented or concealed any material fact in the application
13 submitted to the director;

14 (ii) Obtained or attempted to obtain another permit from the director by
15 misrepresentation or concealment; or

16 (iii) Any history of substantial noncompliance with state or federal laws pertaining
17 to environmental protection, or is wholly owned by any parent corporation or
18 partnership with any history of substantial noncompliance with state or federal laws
19 pertaining to environmental protection."