

HOUSE No. 2209

By Mr. Petersen of Marblehead, petition of Douglas W. Petersen, Marc R. Pacheco, Carol A. Donovan and Kay Khan relative to the assessment of civil administrative penalties by the Department of Environmental Management, Natural Resources and Agriculture.

The Commonwealth of Massachusetts

In the Year Two Thousand and One.

AN ACT TO STRENGTHEN ENVIRONMENTAL ENFORCEMENT.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

- 1 Section 16 of chapter 21A of the General Laws, as appearing
2 in the 1998 Official Edition, is hereby amended by striking out
3 the full paragraph beginning at line 8 through line 46, and insert-
4 ing in place thereof the following paragraph:—
5 The department may assess a civil administrative penalty on a
6 person who fails to comply with any provision of any regulation,
7 order, license or approval issued or adopted by the department, or
8 of any law which the department has the authority or responsi-
9 bility to enforce. Any such penalty shall be an alternative to any
10 other civil penalty that may be prescribed by law.

