

**One Hundred Seventh Legislature - Second Session - 2022**

**Introducer's Statement of Intent**

**LB1102**

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**Chairperson: Senator Bruce Bostelman**

**Committee: Natural Resources**

**Date of Hearing: February 03, 2022**

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

This bill is introduced at the request of the Nebraska Department of Environment and Energy. LB1102 creates additional authorities to improve protection of the environment.

LB 1102 accomplishes this by:

Creating the Nebraska Environmental Response Act and establishes a fund to clean up contaminated sites where the responsible party fails or refuses to act. The Act gives the director additional authority to issue orders to undertake a cleanup of a release. In situations where the state steps in to remediate, the director is authorized to assess the costs of cleanup, pursue cost recovery and assess administrative penalties. The bill also establishes an environmental lien which may be placed on the property owned by a responsible party and subject to the cleanup to aid the state in recovering its remediation costs.

Authorize the director to issue cease and desist orders that take effect immediately to stop an act or practice that presents substantial harm to the environment or to take action to come into compliance with environmental laws.

**Principal Introducer:** \_\_\_\_\_

**Senator Bruce Bostelman**