

From: Baker, Josh <JoshBaker@gov.sc.gov>
To: Patel, SwatiSwatiPatel@gov.sc.gov
CC: Pisarik, HollyHollyPisarik@gov.sc.gov
Date: 11/6/2015 1:56:29 PM
Subject: Re: Dam and Reservoir Safety Act - Proposed Revisions

I think so; I'll write something up for you all to look at.

On Nov 6, 2015, at 1:55 PM, Patel, Swati <SwatiPatel@gov.sc.gov> wrote:

The best day to brief the Gov on this is Monday. Can y'all be ready to do that? She just needs to know what's in this proposal, costs, and our possible concerns.

From: Pisarik, Holly
Sent: Thursday, November 05, 2015 9:16 PM
To: Patel, Swati
Cc: Veldran, Katherine; Baker, Josh; Smith, Austin
Subject: Re: Dam and Reservoir Safety Act - Proposed Revisions

Who is communicating with DHEC? I know Michael Traynham which is likely why he sent this to me, but I haven't talked with them about this. Who is communicating to DHEC not to deliver this until we review it?

Sent from my iPhone

On Nov 5, 2015, at 8:47 PM, "Patel, Swati" <SwatiPatel@gov.sc.gov> wrote:

We will need to brief the Governor on this package before DHEC delivers to legislators.

Holly and Josh - can you both analyze this please.

I suspect this will be controversial.

BTW - I happened to speak with Sen Campsen today on another topic and he is concerned about overreach with dam requirements. He also brought up possible amendments to a state Beach Control Act.

Sent from my iPhone

On Nov 5, 2015, at 4:03 PM, Pisarik, Holly <HollyPisarik@gov.sc.gov> wrote:

Sent from my iPhone

Begin forwarded message:

From: "Traynham, Michael" <traynhms@dhec.sc.gov>
Date: November 5, 2015, 3:52:44 PM EST
To: "hollypisarik@gov.sc.gov" <hollypisarik@gov.sc.gov>
Subject: Dam and Reservoir Safety Act - Proposed Revisions

Holly,

I hope you are doing well. I wanted to let you know we should be getting you a draft revision of the Dam and Reservoir Safety Act by tomorrow afternoon. I would be more than happy to go over it with you or anyone else in the Governor's office in as much or as little detail as needed. We have been asked to turn around our proposal to the statehouse by early next week for the approaching pre-filing deadline. Briefly, I wanted to touch on a few high points in the proposed revision:

1. A new proposed fee structure for dam related permits and annual registration to wholly or partially offset the cost of an expanded program, and substantially more detailed requirements for information required to obtain a permit.
2. Increased owner responsibility, including annual maintenance and inspection requirements, periodic "detailed inspection" requirements (to be performed by a professional engineer), and an annual update requirement for emergency action plans.
3. Financial assurance requirements to insure that owners of all high and significant hazard dams maintain the financial ability to safely remove the dam should it become necessary to protect life or property.
4. Expanded civil and criminal penalty provisions to make the Dam Act consistent with the Pollution Control Act.

As I said, we should have the draft to you by tomorrow afternoon. If you'd like to discuss it, feel free to give me a call. My cell phone is (803)730-1780.

Kindest Regards,

Michael S. Traynham
Assistant General Counsel
SC Department of Health and Environmental Control
2600 Bull Street
Columbia, SC 29201
Office: 803-898-3350
Fax: 803-898-3367

PRIVACY NOTICE: The information contained in this message and all attachments transmitted with it may contain legally privileged and/or confidential information intended solely for the use of the individual or entity to whom it is addressed. Access to this information by any other individual is unauthorized and may be unlawful. If the reader of this message is not the intended recipient, you are hereby notified that any reading, dissemination, distribution, copying, or other use of this message or its attachments is strictly prohibited. If you have received this message in error, please notify the sender immediately and delete the information without retaining any copies. Thank you.