

S 2542

A bill to clarify the effect of State statutes of repose on the required commencement date for actions under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980.

Congress: 113 (2013–2015, Ended)

Chamber: Senate

Policy Area: Environmental Protection

Introduced: Jun 26, 2014

Current Status: Read twice and referred to the Committee on Environment and Public Works.

Latest Action: Read twice and referred to the Committee on Environment and Public Works. (Jun 26, 2014)

Official Text: <https://www.congress.gov/bill/113th-congress/senate-bill/2542>

Sponsor

Name: Sen. Hagan, Kay R. [D-NC]

Party: Democratic • **State:** NC • **Chamber:** Senate

Cosponsors

No cosponsors are listed for this bill.

Committee Activity

Committee	Chamber	Activity	Date
Environment and Public Works Committee	Senate	Referred To	Jun 26, 2014

Subjects & Policy Tags

Policy Area:

Environmental Protection

Related Bills

Bill	Relationship	Last Action
113 HR 4993	Identical bill	Jul 21, 2014: Referred to the Subcommittee on the Constitution and Civil Justice.

Summary (as of Jun 26, 2014)

Amends the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA) to preempt a state statute of repose for actions brought under state law for personal injury or property damages caused from or contributed to by exposure to any hazardous substance, pollutant, or contaminant, if the state statute provides a commencement date that is earlier than the federally required commencement date. (Currently, CERCLA preempts state statutes of limitations, which limit the amount of time a lawsuit can commence from the time the contamination is discovered. The Supreme Court ruled in *CTS Corp. v. Waldburger* that North Carolina's statute of repose was not preempted by CERCLA. That statute of repose limits the amount of time a lawsuit can commence to 10 years from the defendant's last action, regardless of when the contamination is discovered.)

Actions Timeline

- **Jun 26, 2014:** Introduced in Senate
- **Jun 26, 2014:** Read twice and referred to the Committee on Environment and Public Works.