

SB0324/984435/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 324
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 5 and 7, in each instance, strike “suspected environmental” and substitute “alleged”; in line 5, after “violations” insert “of certain air and water quality requirements”; in the same line, after “manner;” insert “requiring the Department of the Environment to keep an electronic record of certain complaints for a certain number of years;”; in line 7, after “violations” insert “of certain air and water quality requirements; requiring the Department of the Environment to update and publish on its website a certain list that includes certain information”; in line 14, after “Act;” insert “providing for the application of certain provisions of this Act;”; in the same line, strike “a”; and in the same line, strike “term” and substitute “terms”.

AMENDMENT NO. 2

On page 2, in line 5, after “(A)” insert “**(1)**”; in the same line, strike the comma and substitute “**THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.**”

(2);

in the same line, strike the first “SUSPECTED” and substitute “**ALLEGED**”; in the same line, strike “A SUSPECTED” and substitute “**AN ALLEGED**”; after line 8, insert:

“(3) “COMPLAINT” MEANS A COMPLAINT REGARDING AN ALLEGED VIOLATION OF ANY AIR OR WATER QUALITY REQUIREMENT IN THIS ARTICLE OR ANY AIR OR WATER QUALITY REGULATION AUTHORIZED BY A PROVISION OF THIS ARTICLE, INCLUDING FEDERAL REQUIREMENTS AND STANDARDS DELEGATED TO THE STATE.

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(B) THIS SECTION APPLIES ONLY TO:

(1) BEGINNING OCTOBER 1, 2021, WATER QUALITY PROGRAMS WITHIN THE DEPARTMENT'S WATER AND SCIENCE ADMINISTRATION THAT ARE TRACKED THROUGH THE DEPARTMENT'S ENVIRONMENTAL TRACKING SYSTEM OR A COMPARABLE DATABASE; AND

(2) BEGINNING JUNE 30, 2022:

(i) WATER QUALITY PROGRAMS WITHIN THE DEPARTMENT'S LAND AND MATERIALS ADMINISTRATION THAT ARE TRACKED THROUGH THE DEPARTMENT'S ENVIRONMENTAL TRACKING SYSTEM OR A COMPARABLE DATABASE; AND

(ii) AIR QUALITY PROGRAMS WITHIN THE DEPARTMENT'S AIR AND RADIATION ADMINISTRATION THAT ARE TRACKED THROUGH THE DEPARTMENT'S ENVIRONMENTAL TRACKING SYSTEM OR A COMPARABLE DATABASE.”;

in line 9, strike “(B)” and substitute “(C)”; in line 13, after “SECTION” insert “FOR 10 YEARS”; and in line 28, strike “RECENTLY”.

On page 2 in lines 10, 14, 17, 21, 23, and 26 and on page 3 in lines 14 and 17, in each instance, strike “SUSPECTED” and substitute “ALLEGED”.

AMENDMENT NO. 3

On page 3, in lines 1 and 9, strike “(C)” and “(D)”, respectively, and substitute “(D)” and “(E)”, respectively; in line 1, after “UPDATE” insert “AND PUBLISH ON ITS WEBSITE”; in line 2, strike “NEW”; in the same line, strike “PROPOSED” and substitute “FINALIZED”; in lines 3, 6, and 8, in each instance, strike “SUSPECTED”; in line 4, strike

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“THE” and substitute “A”; in the same line, strike “PROPOSED” and substitute “FINALIZED”; in line 6, strike “AND”; in line 8, after “VIOLATION” insert “;”

(4) THE NAME OF THE SITE OR REGULATED ENTITY AND THE LOCATION OF THE SITE AT ISSUE;

(5) THE AMOUNT OF ANY PENALTY ASSESSED;

(6) A DESCRIPTION OF THE VIOLATION; AND

(7) A LINK TO A DOWNLOADABLE DOCUMENT CONTAINING THE FINAL SETTLEMENT AGREEMENT;

in line 17, strike “AND”; in line 18, after the semicolon insert “AND”

(v) IF A COMPLAINT HAS BEEN CLOSED, THE DATE ON WHICH THE COMPLAINT WAS CLOSED;;

in line 22, strike “AMBIENT AIR QUALITY OR WATER QUALITY” and substitute “THE ENVIRONMENT”; in line 26, strike “THE” and substitute “IF APPLICABLE, THE”; in line 28, strike “THE FINDINGS OF THE INSPECTOR ON WHETHER” and substitute “WHETHER”; and in line 29, after “OR” insert “WHETHER”.

AMENDMENT NO. 4

On page 4, strike beginning with “WHETHER” in line 2 down through “MEDIA” in line 3 and substitute “THE MEDIA BASIS FOR THE INSPECTION”; in line 7, strike “A” and substitute “THE ENVIRONMENTAL TRACKING SYSTEM OR A COMPARABLE”; in line 11, strike “AMBIENT AIR QUALITY OR WATER QUALITY” and substitute “THE ENVIRONMENT”; in line 17, after “FURTHER” insert “ENFORCEMENT”; in line 22, strike “THE” and substitute “IF APPLICABLE, THE”; in

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line 24, strike “AND”; in line 27, strike the first comma and substitute “OR”; strike beginning with “, OR” in line 27 down through “CONCERN” in line 28; and in line 30, strike “AN ELEVATED STATUS OF CONCERN” and substitute ““SIGNIFICANT NONCOMPLIANCE” OR A “HIGH-PRIORITY VIOLATION””.

AMENDMENT NO. 5

On page 5, in line 1, strike “FACILITY” and substitute “SITE OR REGULATED ENTITY”; in line 4, strike “SUSPECTED”; in line 6, after the semicolon insert “AND”; in lines 9, 12, 13, 14, 15, 17, 21, and 23, strike “(VI)”, “1.”, “2.”, “3.”, “4.”, “5.”, “(VII)”, and “(E)”, respectively, and substitute “(6)”, “(I)”, “(II)”, “(III)”, “(IV)”, “(V)”, “(7)”, and “(F)”, respectively; in line 10, strike “ISSUED BY THE DEPARTMENT” and substitute “SUBJECT TO THIS SECTION”; in line 12, strike “FACILITY NAME” and substitute “NAME OF THE PERMITTEE”; in line 16, strike “FACILITY” and substitute “SITE OR REGULATED ENTITY”; and in line 24, strike “SUBSECTION (D)” and substitute “SUBSECTIONS (D) AND (E)”.