

SB0554/324537/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 554

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “system” insert “to service a newly constructed building”; in line 4, after “technology;” insert “prohibiting the repair or replacement of an on-site sewage disposal system in the Chesapeake and Atlantic Coastal Bays Critical Area unless the repaired or replacement on-site sewage disposal system utilizes nitrogen removal technology;”; in line 6, after “costs” insert “under certain circumstances”; in the same line, strike “a”; in the same line, strike “penalty” and substitute “penalties and enforcement mechanisms”; and in the same line, after “violation;” insert “requiring the Department to adopt certain regulations;”.

AMENDMENT NO. 2

On page 2, in line 4, strike “INSTALL” and substitute “:

(1) INSTALL, OR HAVE INSTALLED, ON PROPERTY A PERSON OWNS IN THE STATE;

in line 5, strike “IN THE STATE” and substitute “TO SERVICE A NEWLY CONSTRUCTED BUILDING;”; in line 6, after “TECHNOLOGY” insert “; OR

(2) REPAIR OR REPLACE, OR HAVE REPAIRED OR REPLACED, AN EXISTING ON-SITE SEWAGE DISPOSAL SYSTEM ON PROPERTY A PERSON OWNS IN THE STATE IN THE CHESAPEAKE AND ATLANTIC COASTAL BAYS CRITICAL AREA, UNLESS THE REPAIRED OR REPLACEMENT ON-SITE SEWAGE DISPOSAL SYSTEM UTILIZES NITROGEN REMOVAL TECHNOLOGY”.

(Over)

AMENDMENT NO. 3

On page 2, in line 11, after “**FUND**” insert “**, IF SUFFICIENT FUNDS ARE AVAILABLE**”; in line 12, after “**(D)**” insert “**(1)**”; in the same line, strike “**A**” and substitute “**SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, A**”; and strike in their entirety lines 13 and 14 and substitute “**SUBJECT TO THE CIVIL AND ADMINISTRATIVE PENALTIES AND THE ENFORCEMENT MECHANISMS PROVIDED IN §§ 9-334 THROUGH 9-342 OF THIS TITLE.**”

(2) THE PENALTIES IMPOSED UNDER THIS SECTION MAY NOT EXCEED \$1,000 PER DAY.

(3) EACH DAY THAT A VIOLATION CONTINUES IS A SEPARATE OFFENSE UNDER THIS SECTION.

(E) (1) THE DEPARTMENT SHALL ADOPT REGULATIONS TO IMPLEMENT THIS SECTION.

(2) THE REGULATIONS ADOPTED IN ACCORDANCE WITH PARAGRAPH (1) OF THIS SUBSECTION SHALL INCLUDE PROVISIONS TO ENSURE THAT APPROPRIATE MANAGEMENT MEASURES ARE PROVIDED FOR THE OPERATION AND MAINTENANCE OF NITROGEN REMOVAL TECHNOLOGY.”