

BY: Senator Kasemeyer

AMENDMENTS TO HOUSE BILL 508
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Management Charges - State Property” and substitute “Remediation Fees”; strike beginning with “providing” in line 15 down through “date” in line 24 and substitute “prohibiting a certain county or municipality from assessing or collecting a certain stormwater remediation fee before a certain date, with a certain exception; requiring a county or municipality to provide public notice of a certain schedule of fees on or before a certain date; establishing the Workgroup to Study Current Stormwater Management and Remediation Actions for State and Local Property; providing for the composition, chair, and staffing of the Workgroup; prohibiting a member of the Workgroup from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Workgroup to study certain matters and make a certain determination; requiring the Workgroup to report its findings and recommendations to the General Assembly on or before a certain date; providing for the termination of certain provisions of this Act”; in line 25, after “to” insert “local”; and in the same line, after “management” insert “and remediation”.

On page 2, after line 5, insert:

“BY repealing and reenacting, without amendments,
Article - Environment
Section 4-202.1(a)
Annotated Code of Maryland
(2007 Replacement Volume and 2012 Supplement)”;

in line 8, strike “4-202.1(e)” and substitute “4-202.1(b) and (e)”; and in the same line, strike “and (f)(1)”.

(Over)

AMENDMENT NO. 2

On page 5, after line 6, insert:

“(a) (1) Except as provided in paragraph (2) of this subsection, this section applies to a county or municipality that is subject to a national pollutant discharge elimination system Phase I municipal separate storm sewer system permit.

(2) This section does not apply to a county or municipality that, on or before July 1, 2012, has enacted and implemented a system of charges under § 4–204 of this subtitle for the purpose of funding a watershed protection and restoration program, or similar program, in a manner consistent with the requirements of this section.

(b) [On] SUBJECT TO SUBSECTION (E)(1) OF THIS SECTION, ON or before July 1, 2013, a county or municipality shall adopt and implement local laws or ordinances necessary to establish a watershed protection and restoration program.”;

after line 10, insert:

“(2) UNLESS A STORMWATER REMEDIATION FEE WAS ADOPTED UNDER THIS SECTION BEFORE JANUARY 1, 2013, A FEE MAY NOT BE ASSESSED OR COLLECTED UNDER THIS SECTION BEFORE JULY 1, 2015.”;

in line 11, strike “(2)” and substitute “(3)”; and strike in their entirety lines 15 through 21, inclusive.

On page 6, strike in their entirety lines 3 through 10, inclusive, and substitute:

“(5) ON OR BEFORE JULY 1, 2014, A COUNTY OR MUNICIPALITY SHALL PROVIDE PUBLIC NOTICE OF THE SCHEDULE OF FEES ESTABLISHED BY THE COUNTY OR MUNICIPALITY UNDER THIS SECTION.”.

AMENDMENT NO. 3

On page 6, after line 10, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) There is a Workgroup to Study Current Stormwater Management and Remediation Actions for State and Local Property.

(b) The Workgroup consists of the following members:

(1) three members of the Senate of Maryland, appointed by the President of the Senate;

(2) three members of the House of Delegates, appointed by the Speaker of the House;

(3) the Secretary of the Environment, or the Secretary’s designee;

(4) the Secretary of Budget and Management, or the Secretary’s designee;

(5) two representatives of the Maryland Municipal League, appointed by the Maryland Municipal League; and

(6) two representatives of the Maryland Association of Counties, appointed by the Maryland Association of Counties.

(c) The members of the Workgroup shall elect a chair from among its members.

(Over)

(d) The Department of the Environment shall provide staff for the Workgroup.

(e) A member of the Workgroup:

(1) may not receive compensation as a member of the Workgroup; but

(2) is entitled to reimbursement for expenses under the Standard State Travel Regulations, as provided in the State budget.

(f) The Workgroup shall:

(1) study stormwater management and remediation actions currently undertaken for property owned by units of State, county, and municipal government; and

(2) determine whether it is appropriate for local governments to impose a stormwater remediation fee on property owned by units of State, county, and municipal government.

(g) On or before December 31, 2013, the Workgroup shall report its findings and recommendations to the General Assembly in accordance with § 2-1246 of the State Government Article.”;

in line 11, strike “2.” and substitute “3.”; and in line 12, strike “July 1, 2014” and substitute “June 1, 2013. Section 2 of this Act shall remain effective for a period of 1 year and, at the end of May 31, 2014, with no further action required by the General Assembly, Section 2 of this Act shall be abrogated and of no further force and effect”.