

**SB0706/234936/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 706  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “Environment” insert “to require a certain applicant”; in the same line, after “conduct” insert “and submit to the Department”; in line 4, strike “preparing” and substitute “the Department prepares”; in the same line, after “on” insert “a”; in line 5, strike “applications” and substitute “application”; in line 9, strike “include” and substitute “provide”; in line 11, strike “certain tentative or final permit determinations” and substitute “a certain manner under certain circumstances”; and in the same line, strike “requiring” and substitute “authorizing”.

AMENDMENT NO. 2

On page 2, in line 10, strike “A” and substitute “IF APPLICABLE, A”.

On page 3, in line 22, strike “SECTION” and substitute “SUBTITLE”; in the same line, strike “ONLY TO” and substitute “ONLY:”

**(1) TO APPLICATIONS FOR**;

in line 24, strike “(1)” and substitute “(I)”; in line 25, after “ARTICLE” insert “FOR A NEW SOURCE OR A MAJOR MODIFICATION TO AN EXISTING SOURCE THAT IS SUBJECT TO 40 C.F.R. § 52.21 OR COMAR 26.11.17”; after line 25, insert:

**“(II) AIR QUALITY PERMITS TO CONSTRUCT SUBJECT TO MINOR NEW SOURCE REVIEW**”;

in line 26, strike “(2)” and substitute “(III)”; in line 27, strike “OR”; in line 28, strike “LANDFILLS” and substitute “LANDFILLS, SOLID WASTE TRANSFER STATIONS, OR”

(Over)

SOLID WASTE PROCESSING FACILITIES"; in line 29, strike "(3)" and substitute "(IV)"; in line 30, after "ISSUED" insert "FOR NEW INDUSTRIAL FACILITIES"; and in the same line, strike "§ 9-323" and substitute "§ 9-323(A)".

On page 4, in lines 1, 5, 8, and 11, strike "(4)", "(5)", "(6)", and "(7)", respectively, and substitute "(V)", "(VI)", "(VII)", and "(VIII)", respectively; in line 3, strike "ISSUED, RENEWED, OR AMENDED" and substitute "ISSUED"; in lines 5, 8, and 11, in each instance, after "A" insert "NEW"; in line 13, strike "ARTICLE." and substitute "ARTICLE; AND

**(2) WHEN THE PROPOSED FACILITY OR ACTIVITY AUTHORIZED UNDER THE PERMIT WOULD BE LOCATED IN AN UNINCORPORATED COMMUNITY IN PRINCE GEORGE'S COUNTY THAT:**

**(I) IS BORDERED TO THE NORTH BY A U.S. HIGHWAY AND TO THE SOUTH BY A STATE HIGHWAY;**

**(II) IS WITHIN 2 MILES OF A PARKWAY MAINTAINED BY THE NATIONAL PARK SERVICE;**

**(III) IS WITHIN 1 MILE OF A METRO STATION;**

**(IV) IS WITHIN 1.5 MILES OF THE DISTRICT OF COLUMBIA;**

**(V) HAS EXPERIENCED AIR QUALITY ALERT DAYS OF DANGEROUS AIR QUALITY FOR SENSITIVE POPULATIONS; AND**

**(VI) IS LOCATED NEAR SEVERAL HEAVILY TRAFFICKED STATE AND COUNTY ROADS THAT CARRY BOTH TRUCK AND AUTOMOBILE TRAFFIC.**";

in line 16, after “SHALL” insert “REQUIRE THE PERMIT APPLICANT TO”; in line 19, after the second “THE” insert “PROPOSED FACILITY OR”; strike beginning with “PAST,” in line 20 down through “FUTURE” in line 21 and substitute “PAST AND PRESENT”; after line 21, insert:

**“(3) THE APPLICANT SHALL SUBMIT THE CUMULATIVE IMPACT ASSESSMENT TO THE DEPARTMENT WITHIN A TIMEFRAME DETERMINED BY THE DEPARTMENT.**

**(C) THE DEPARTMENT SHALL REVIEW THE CUMULATIVE IMPACT ASSESSMENT SUBMITTED BY AN APPLICANT UNDER THIS SECTION.**”;

in lines 22 and 29, strike “(C)” and “(D)”, respectively, and substitute “(D)” and “(E)”, respectively; after line 23, insert:

**“(1) REQUIRE ADDITIONAL ASSESSMENT, AS THE DEPARTMENT CONSIDERS NECESSARY;**”;

in lines 24 and 26, strike “(1)” and “(2)”, respectively, and substitute “(2)” and “(3)”, respectively; in line 29, strike “INCLUDE” and substitute “PROVIDE”; in lines 30 and 31, strike “SECTION IN ANY” and substitute “SECTION:”

**(1) WHEN ISSUING A**”;

in line 31, strike “OR FINAL”; and in line 32, strike “TITLE.” and substitute “TITLE;  
OR”

**(2) FOR A PERMIT ISSUED UNDER SUBSECTION (A)(1)(II) OF THIS SECTION, BY POSTING THE RESULTS OF THE ASSESSMENT ON THE WEB SITE OF THE DEPARTMENT FOR AT LEAST 2 WEEKS BEFORE ISSUING THE PERMIT.**

**(F) THE DEPARTMENT SHALL PROVIDE A SUMMARY OF THE RESULTS OF A CUMULATIVE IMPACT ASSESSMENT CONDUCTED UNDER THIS SECTION TO THE LOCAL GOVERNMENT PLANNING AND ZONING AUTHORITY IN THE JURISDICTION WHERE THE PROPOSED ACTIVITY OR FACILITY AUTHORIZED UNDER THE PERMIT WILL BE LOCATED, FOR REVIEW AND CONSIDERATION IN ANY FUTURE LAND USE DECISIONS.”.**

On page 5, in line 1, strike “SHALL” and substitute “MAY”.