

BY: Economic and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL NO. 340

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 24, after “circumstances;” insert “requiring MDE to send a copy of a certificate of completion to the Director of the Department of Assessments and Taxation within a certain time period;”.

On page 2, in line 5, after “amount;” insert “authorizing a State property tax credit under certain circumstances;”; in line 9, after “jurisdictions;” insert “requiring certain taxing jurisdictions to terminate certain property tax credits under certain circumstances;”; strike beginning with “requiring” in line 14 down through “funds” in line 15 and substitute “providing for the construction of certain provisions of this Act”; and in line 37, strike “9-109” and substitute “9-229”.

AMENDMENT NO. 2

On page 13, in line 36, strike “ONCE COMPLETED”.

On page 14, in line 8, after “(2)” insert “MEASURABLE”; and strike beginning with “BASED” in line 33 down through “SITE” in line 34 and substitute “IF THE RESPONSE ACTION PLAN IS NOT COMPLETED”.

On page 15, in line 18, strike “ON A SITE”.

On page 16, in line 2, after “PUBLICATION” insert “AND POSTING”; and in line 19, after the second “RESIDENTIAL” insert “PURPOSES”.

On page 17, in line 16, strike “MAY” and substitute “, IF APPLICABLE, SHALL”; and strike beginning with “AN” in line 21 down through “INCLUDING” in line 22 and substitute “FROM THE PROGRAM AT THE TIME OF A PENDING APPLICATION OR RESPONSE ACTION PLAN, OR”.

(Over)

On page 18, in line 22, strike the comma and substitute “:

(I) THE RESPONSIBLE PERSON SHALL STABILIZE AND SECURE THE ELIGIBLE PROPERTY TO ENSURE PROTECTION OF THE PUBLIC HEALTH AND THE ENVIRONMENT; AND

(II)”.

On page 19, in line 11, after “THE” insert “APPLICABLE”; and in the same line, strike “SELECTED”.

On page 20, in line 31, after “(7)” insert “SUBJECT TO THE PROVISIONS OF § 7-512 OF THIS SUBTITLE,”.

AMENDMENT NO. 3

On page 19, in line 21, after “(C)” insert “WITHIN 10 DAYS AFTER THE ISSUANCE OF A CERTIFICATE OF COMPLETION, THE DEPARTMENT SHALL SEND A COPY OF THE CERTIFICATE OF COMPLETION TO THE DIRECTOR OF THE DEPARTMENT OF ASSESSMENTS AND TAXATION.

(D)”.

AMENDMENT NO. 4

On page 21 in line 34, on page 22 in line 6, and on page 24 in lines 9 and 29, in each instance, strike “9-109” and substitute “9-229”.

AMENDMENT NO. 5

On page 26, after line 8, insert:

“(J) A TAXING JURISDICTION SHALL TERMINATE ANY PROPERTY TAX CREDIT UNDER THIS SECTION IF:

(1) A PERSON RECEIVING A CREDIT UNDER THIS SECTION WITHDRAWS FROM THE VOLUNTARY CLEANUP PROGRAM UNDER § 7-512 (A) OR (B) OF THE ENVIRONMENT ARTICLE; OR

(2) THE DEPARTMENT OF THE ENVIRONMENT WITHDRAWS APPROVAL OF A RESPONSE ACTION PLAN, OR A CERTIFICATE OF COMPLETION UNDER § 7-512(E) AND (F) OF THE ENVIRONMENT ARTICLE.”.

AMENDMENT NO. 6

On page 24, strike beginning with “THE” in line 35 down through “(2)” in line 36.

On page 25, in line 1, strike “(3)” and substitute “(2)”; and after line 11, insert:

“(3) IF A TAXING JURISDICTION ELECTS TO PARTICIPATE IN THE BROWNFIELDS REVITALIZATION INCENTIVE PROGRAM, THE PROPERTY TAX CREDITS UNDER THIS SECTION SHALL ALSO APPLY TO THE STATE PROPERTY TAX IN THAT JURISDICTION IN THE SAME PERCENTAGE AND FOR THE SAME DURATION AS PROVIDED FOR THE PROPERTY TAX OF THE TAXING JURISDICTION.”.

On page 26, in line 1, strike “THE STATE OR”.

AMENDMENT NO. 7

On page 17, in line 30, after “ANY” insert “EXPENDED”.

On page 21, in line 7, after “(E)” insert “SUBJECT TO § 7-516(A) OF THIS SUBTITLE,”.

On page 27, in line 9, after “That” insert “Title 7,”; in line 10, after “Article” insert “as enacted by this Act”; strike in their entirety lines 13 through 20, inclusive; and in lines 21 and 23, strike “6.” and “7.”, respectively, and substitute “5.” and “6.”, respectively.