

BY: Economic and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL NO. 744
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “requiring” insert “certain community water systems.”; in the same line, strike “water-related” and substitute “water appropriation”; in the same line, after “permits” insert a comma; in lines 8 and 9, strike “providing for the application of this Act;” and substitute “requiring the Department to encourage certain voluntary practices; requiring the Department to consider certain matters in reviewing and approving certain water conservation plans; requiring the Department to demonstrate affirmatively that certain submitted plans do not meet certain goals;”; in line 11, after “regulations” insert “, in consultation with a certain board on certain issues.”; in line 13, after the semicolon insert “providing for the application of this Act;”; and in line 17, strike “5-5B-06” and substitute “5-5B-05”.

AMENDMENT NO. 2

On page 1, in line 27, strike “nearly \$1,800,000,000” and substitute “more than \$2,000,000,000”.

AMENDMENT NO. 3

On page 2, in line 6, strike “wastewater”; in lines 15 and 16, strike beginning with “MEANS” in line 15 down through “PUBLIC” in line 16 and substitute “HAS THE MEANING STATED IN § 9-401 OF THIS ARTICLE AND IS A WATER SYSTEM THAT IS LOCATED IN THE STATE”; and in line 22, strike “WASTEWATER” and substitute “WATER”.

On page 3, in line 9, strike “THAT SERVES” and substitute “SERVING”; in lines 10 and 11, strike beginning with “AS” in line 10 down through the second “PERMIT” in line 11 and substitute “THAT:”

(I) DOES NOT HAVE A WATER APPROPRIATION PERMIT; OR

(Over)

(II) APPLIES FOR A NEW OR AMENDED WATER APPROPRIATION PERMIT OR FOR THE RENEWAL OF AN EXISTING PERMIT, AS A CONDITION OF RECEIVING THE PERMIT OR PERMIT RENEWAL”;

in line 12, after “(2)” insert “EXCEPT FOR AN AGRICULTURAL OPERATION,”; in lines 12 and 13, strike “OR WASTEWATER”; in line 16, after “SYSTEM” strike the comma and substitute “OR”; in line 17, after “ASSISTANCE” strike “, OR AN APPLICANT FOR AN NPDES PERMIT”; in the same line, strike “DEVELOPS” and substitute “IS REQUIRED TO DEVELOP”; and in line 18, strike “IMPLEMENTS” and substitute “IMPLEMENT”.

AMENDMENT NO. 4

On page 3, in line 36, strike “SHALL” and substitute “MAY”.

AMENDMENT NO. 5

On page 4, strike in their entirety lines 22 through 25, inclusive.

On page 5, in line 8, after “3.” insert “AND BE IT FURTHER ENACTED, That the provisions of Section 1 of this Act shall be applicable:

(1) as of January 1, 2003, to a community water system that does not have a water appropriation permit on that date; and

(2) to a water appropriation permit application or an application for State financial assistance for a water project that is filed on or after January 1, 2003.

SECTION 4.”.

AMENDMENT NO. 6

On page 4, in line 26, before “THE DEPARTMENT” insert “(A)”; in the same line, after “REGULATIONS” insert “, IN CONSULTATION WITH THE STATE PLUMBING BOARD ON ISSUES OF MUTUAL INTEREST,”; and after line 27, insert:

“(B) THE DEPARTMENT SHALL ENCOURAGE WATER SUPPLIERS TO ADOPT VOLUNTARILY WATER CONSERVATION PRACTICES, INCLUDING THOSE STATED IN § 5-5B-04 OF THIS SUBTITLE, BEFORE THE EFFECTIVE DATE OF THIS SUBTITLE.

(C) IN REVIEWING AND APPROVING WATER CONSERVATION PLANS, THE DEPARTMENT SHALL CONSIDER LOCAL INITIATIVES, PREFERENCES, AND EXISTING VOLUNTARY WATER CONSERVATION EFFORTS THAT MEET THE GOALS OF THIS SUBTITLE.

(D) IF THE DEPARTMENT DISAPPROVES A SUBMITTED WATER CONSERVATION PLAN, THE DEPARTMENT SHALL AFFIRMATIVELY DEMONSTRATE THAT THE PLAN FAILS TO MEET THE GOALS OF THIS SUBTITLE.”.

AMENDMENT NO. 7

On page 4, in line 31, after “of” insert “best management practices,”; in line 32, strike “standards” and substitute “standards,”; and in the same line, strike “development” and substitute “development, approval,”.