

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL NO. 276

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike line 2 in its entirety and substitute “Environment - Sanitary Sewer Overflows - Reporting”; strike beginning with “Department” in line 3 down through “emergencies” in line 10 and substitute “owner or operator of certain sewer systems or wastewater treatment plants to provide certain reports of certain overflows or treatment plant bypasses within certain periods of time to the Department of the Environment; requiring the Department, in cooperation with certain agencies, to develop procedures for requiring the owner or operator of certain sewer systems or wastewater treatment plants to provide certain public notification of certain sewage overflows; requiring the Department to adopt regulations implementing the requirements of this Act; and generally relating to the reporting of sewer overflows”; and in line 13, strike “4-405(b), 9-302, 9-313, and 9-314” and substitute “9-331.1”.

AMENDMENT NO. 2

On pages 1 through 6, strike in their entirety the lines beginning with line 19 on page 1 through line 3 on page 6, inclusive, and substitute:

“9-331.1.”

(A) (1) THE OWNER OR OPERATOR OF ANY SANITARY SEWER SYSTEM, COMBINED SEWER SYSTEM, OR WASTEWATER TREATMENT PLANT SHALL REPORT TO THE DEPARTMENT ANY SEWER OVERFLOW OR TREATMENT PLANT BYPASS THAT RESULTS IN THE DIRECT OR POTENTIAL DISCHARGE OF RAW OR DILUTED SEWAGE INTO THE SURFACE WATERS OR GROUND WATERS OF THE STATE.

(2) THE REPORT SHALL BE MADE BY TELEPHONE AS SOON AS PRACTICABLE BUT NO LATER THAN 24 HOURS AFTER THE TIME THAT THE OPERATOR OR OWNER BECAME AWARE OF THE EVENT.

(Over)

(3) WITHIN 5 CALENDAR DAYS AFTER THE TELEPHONE NOTIFICATION OF THE EVENT, THE OWNER OR OPERATOR SHALL PROVIDE THE DEPARTMENT WITH A WRITTEN REPORT REGARDING THE INCIDENT THAT INCLUDES ANY INFORMATION REQUIRED BY THE DEPARTMENT.

(B) THE DEPARTMENT, IN COOPERATION WITH THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE, THE LOCAL HEALTH DEPARTMENTS, AND LOCAL ENVIRONMENTAL HEALTH DIRECTORS, SHALL DEVELOP PROCEDURES FOR REQUIRING THE OWNER OR OPERATOR OF ANY SANITARY SEWER SYSTEM, COMBINED SEWER SYSTEM, OR WASTEWATER TREATMENT PLANT TO PROVIDE PUBLIC NOTIFICATION OF A SEWAGE OVERFLOW.

(C) THE DEPARTMENT SHALL ADOPT REGULATIONS TO IMPLEMENT THE REQUIREMENTS OF THIS SECTION.”.

On page 6, in line 4, strike “3.” and substitute “2.”.