

BY: Environmental Matters Committee

AMENDMENTS TO SENATE BILL NO. 246

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “- State Primary Drinking Water Regulations” and substitute “Security Act”; strike beginning with “prohibiting” in line 3 down through the period in line 9 and substitute “authorizing the Secretary of the Department of the Environment to adopt and enforce State primary drinking water regulations for a contaminant if the Secretary determines that the contaminant poses a significant risk to public health and that certain federal regulations concerning the contaminant are not in effect; requiring the Secretary to prepare a certain report concerning the proposed regulations for the contaminant; providing for the construction of a certain provision of law; and generally relating to drinking water standards.”

BY adding to

Article - Environment

Section 9-406(c)

Annotated Code of Maryland

(1996 Replacement Volume and 2001 Supplement)”;

and in line 10, strike “with” and substitute “without”.

AMENDMENT NO. 2

On page 1, after line 17, insert:

“9-406.

(C) (1) NOTWITHSTANDING § 9-407(B) OF THIS SUBTITLE, THE SECRETARY MAY ADOPT AND ENFORCE REGULATIONS FOR A CONTAMINANT IF THE SECRETARY DETERMINES THAT THE CONTAMINANT POSES A SIGNIFICANT RISK TO PUBLIC HEALTH AND FOR WHICH COMPLETE INTERIM OR REVISED

(Over)

NATIONAL PRIMARY DRINKING WATER REGULATIONS ARE NOT IN EFFECT.

(2) AS PART OF THE SECRETARY'S DETERMINATION UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE SECRETARY SHALL PREPARE A REPORT THAT INCLUDES:

(I) 1 YEAR OF STATEWIDE MONITORING DATA FOR THE CONTAMINANT, WHICH IDENTIFIES LOCATIONS IN THE STATE WHERE THE CONTAMINANT LEVEL MAY POSE A SIGNIFICANT RISK TO PUBLIC HEALTH;

(II) PEER REVIEWED ASSESSMENTS, METHODOLOGIES, AND DATA CONCERNING THE PARTICULAR CONTAMINANT; AND

(III) A COST/BENEFIT ANALYSIS OF IMPLEMENTING THE PROPOSED STANDARD FOR THE CONTAMINANT CONDUCTED BY THE DEPARTMENT THAT INCLUDES:

1. REVIEW AND COMMENT BY THE DEPARTMENT OF BUSINESS AND ECONOMIC DEVELOPMENT; AND

2. AFTER THE DEPARTMENT PROVIDES NOTICE OF THE ANALYSIS AND A REASONABLE OPPORTUNITY TO COMMENT TO THE AFFECTED PUBLIC WATER SYSTEMS, ANY SUBMITTED WRITTEN STATEMENTS FROM PUBLIC WATER SYSTEMS AFFECTED BY THE PROPOSED STANDARD.

(3) NOTHING IN THIS SUBSECTION AFFECTS THE DEPARTMENT'S AUTHORITY TO ADOPT AND ENFORCE COMPLETE INTERIM OR REVISED NATIONAL PRIMARY DRINKING WATER REGULATIONS.”.

On page 2, in line 3, strike “(1)”; in line 4, strike “(I)” and substitute “(1)”; in line 8, strike “(II)” and substitute “(2)”; and strike in their entirety lines 10 through 13, inclusive.