

HOUSE BILL 39

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C8

2003 Regular Session  
(3r0751)

**ENROLLED BILL**

-- Environmental Matters/Education, Health, and Environmental  
Affairs --

Introduced by **Delegates Leopold, Cadden, Dwyer, Love, V. Clagett, Costa,  
Sophocleus, Rzepkowski, McMillan, McConkey, and Boschert**

Read and Examined by Proofreaders:

\_\_\_\_\_  
Proofreader.

\_\_\_\_\_  
Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this  
\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_ o'clock, \_\_\_\_ M.

\_\_\_\_\_  
Speaker.

CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Housing and Community Development - Radium Pilot Grant Program**

3 FOR the purpose of creating a Radium Pilot Grant Program within the Department of  
4 Housing and Community Development; authorizing ~~counties~~ a county to  
5 participate in the program; ~~establishing conditions under which a county that~~  
6 ~~participates in the program and the Department may award grants to~~  
7 ~~residential well owners; establishing the purpose of and certain conditions and~~  
8 ~~criteria for a well owner to be eligible for a grant under the program; authorizing~~  
9 the Department to adopt regulations ~~necessary~~ to implement the program;  
10 requiring the Department to establish a certain formula for awarding grants;  
11 making this Act contingent on the availability of funding in the State budget;  
12 requiring the Department to send a certain certification to the Department of  
13 Legislative Services within a certain time; providing for the termination of this  
14 Act; and generally relating to the ~~creation of~~ a Radium Pilot Grant Program.

1 BY adding to  
2 Article 83B - Department of Housing and Community Development  
3 Section ~~2-314~~ 2-1601 to be under the new subtitle "Subtitle 16. Radium Pilot  
4 Grant Program"  
5 Annotated Code of Maryland  
6 (1998 Replacement Volume and 2002 Supplement)

7 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
8 MARYLAND, That the Laws of Maryland read as follows:

9 **Article 83B - Department of Housing and Community Development**

10 SUBTITLE 16. RADIUM PILOT GRANT PROGRAM.

11 ~~2-314-2-1601.~~

12 (A) THERE IS A RADIUM PILOT GRANT PROGRAM WITHIN THE DEPARTMENT.

13 (B) THE PURPOSE OF THE PROGRAM IS TO PROVIDE FINANCIAL ASSISTANCE  
14 TO RESIDENTIAL WELL OWNERS WHO INCUR THE COST OF ADDING A WATER  
15 ~~FILTRATION~~ TREATMENT SYSTEM TO REMOVE RADIUM OR GROSS ALPHA FROM  
16 WELL WATER.

17 (C) (1) A COUNTY MAY CHOOSE TO PARTICIPATE IN THE PROGRAM.

18 (2) A COUNTY THAT PARTICIPATES IN THE PROGRAM SHALL AWARD  
19 GRANTS TO RESIDENTIAL WELL OWNERS IN ACCORDANCE WITH THE PROVISIONS OF  
20 THIS SECTION.

21 (D) (1) THE DEPARTMENT MAY ONLY AWARD A GRANT UNDER THE  
22 PROGRAM TO A RESIDENTIAL WELL OWNER WHO RESIDES IN A COUNTY THAT  
23 PARTICIPATES IN THE PROGRAM.

24 (2) THE DEPARTMENT SHALL AWARD GRANTS THAT ARE EQUAL IN  
25 AMOUNT TO EACH GRANT AWARDED BY A COUNTY THAT PARTICIPATES IN THE  
26 PROGRAM.

27 (E) A COUNTY THAT CHOOSES TO PARTICIPATE IN THIS PROGRAM SHALL  
28 PROCESS GRANT APPLICATIONS FROM WELL OWNERS.

29 (F) TO BE ELIGIBLE FOR A GRANT UNDER THIS SECTION, A WELL OWNER:

30 (1) SHALL TEST A WELL AND FIND THE WELL TO CONTAIN RADIUM OR  
31 GROSS ALPHA LEVELS ABOVE THE ~~LEVEL~~ LEVELS RECOMMENDED BY THE FEDERAL  
32 ENVIRONMENTAL PROTECTION AGENCY;

33 (2) SHALL HAVE INSTALLED A WATER ~~FILTRATION~~ TREATMENT SYSTEM  
34 FOR THE PURPOSE OF REMOVING EXCESS LEVELS OF RADIUM OR GROSS ALPHA  
35 FROM WELL WATER; AND

1 (3) MAY NOT EARN MORE THAN 110% OF THE STATEWIDE OR THE  
2 WASHINGTON, D.C. METROPOLITAN STATISTICAL AREA MEDIAN INCOME.

3 (G) (1) THE DEPARTMENT SHALL MAKE AVAILABLE TO COUNTIES THAT  
4 PARTICIPATE IN THE PROGRAM A FORMULA FOR AWARDING GRANTS.

5 (2) THE FORMULA SHALL BE A SLIDING SCALE BASED ON INCOME AND  
6 IMPLEMENTED IN A MANNER SO THAT WELL OWNERS WITH LOWER INCOMES ARE  
7 ELIGIBLE FOR LARGER GRANTS AND WELL OWNERS WITH HIGHER INCOMES ARE  
8 ELIGIBLE FOR SMALLER GRANTS.

9 (H) THE COMBINED COUNTY AND STATE GRANT MAY NOT EXCEED 25% AND  
10 MAY NOT BE LESS THAN 10% OF THE COST OF THE WATER ~~FILTRATION~~ TREATMENT  
11 SYSTEM INSTALLED BY THE WELL OWNER.

12 (I) THE DEPARTMENT MAY ADOPT REGULATIONS TO IMPLEMENT  
13 PROVISIONS OF THIS SECTION.

14 SECTION 2. AND BE IT FURTHER ENACTED, That the implementation of  
15 this Act is subject to the availability of funds in the State budget. Within 30 days after  
16 this Act is implemented, the Department of Housing and Community Development  
17 shall send to the Department of Legislative Services, 90 State Circle, Annapolis,  
18 Maryland 21401 certification of the date on which the Act is implemented.

19 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
20 July 1, 2003. Upon the implementation of this Act as provided in Section 2 of this Act,  
21 this Act shall remain in effect for a period of 3 years, and on June 30 at the end of the  
22 third year after its implementation, this Act shall be abrogated and of no further force  
23 and effect.