

UNOFFICIAL COPY OF SENATE BILL 531

M3

(5lr1888)

ENROLLED BILL

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

Introduced by **Senator Brochin**

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.

President.

CHAPTER _____

1 AN ACT concerning

2 **Well Drillers - Permit and License Requirements - Exceptions**

3 FOR the purpose of authorizing a person who has not been issued a certain
4 well-drilling permit by the Department of the Environment or a person who has
5 not been licensed by the State Board of Well Drillers to install a certain
6 dewatering device under certain conditions; requiring a person installing a
7 dewatering device under this Act to restore certain subsurface conditions to a
8 certain level; and generally relating to exceptions to permit and license
9 requirements for well drillers.

10 BY repealing and reenacting, with amendments,
11 Article - Environment
12 Section 9-1306 and 13-301
13 Annotated Code of Maryland
14 (1996 Replacement Volume and 2004 Supplement)

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

3 **Article - Environment**

4 9-1306.

5 (A) [A] EXCEPT AS INDICATED IN SUBSECTION (B) OF THIS SECTION, A person
6 may not drill a well in this State unless the Department issues a permit to drill the
7 well.

8 (B) A PERSON WHO HAS NOT BEEN ISSUED A PERMIT BY THE DEPARTMENT
9 MAY, AFTER HAVING NOTIFIED THE COUNTY BOARD OF HEALTH, INSTALL A
10 TEMPORARY DEWATERING DEVICE TO FACILITATE THE INSTALLATION OF
11 UNDERGROUND UTILITIES IF THE DEVICE:

12 (1) IS INSTALLED 30 FEET OR LESS BELOW THE GROUND SURFACE;

13 (2) IS NOT LOCATED IN ANY TRENCH USED FOR THE INSTALLATION OF
14 UNDERGROUND UTILITIES;

15 (3) CONTAINS NO MECHANICAL PUMPING EQUIPMENT BELOW THE
16 SURFACE; AND

17 (4) IS REMOVED NO MORE THAN 30 DAYS AFTER INSTALLATION.

18 (C) A PERSON INSTALLING A TEMPORARY DEWATERING DEVICE UNDER
19 SUBSECTION (B) OF THIS SECTION SHALL RESTORE THE SUBSURFACE CONDITIONS
20 OF THE INSTALLATION AREA AS NEARLY AS POSSIBLE TO THE CONDITIONS THAT
21 EXISTED BEFORE THE INSTALLATION.

22 13-301.

23 (A) Except as otherwise provided in this title, a person shall be licensed by the
24 Board before the person may practice well drilling in this State.

25 (B) A PERSON WHO HAS NOT BEEN LICENSED BY THE BOARD MAY, AFTER
26 HAVING NOTIFIED THE COUNTY BOARD OF HEALTH, INSTALL A TEMPORARY
27 DEWATERING DEVICE TO FACILITATE THE INSTALLATION OF UNDERGROUND
28 UTILITIES IF THE DEVICE:

29 (1) IS INSTALLED 30 FEET OR LESS BELOW THE GROUND SURFACE;

30 (2) IS NOT LOCATED IN ANY TRENCH USED FOR THE INSTALLATION OF
31 UNDERGROUND UTILITIES;

32 (3) CONTAINS NO MECHANICAL PUMPING EQUIPMENT BELOW THE
33 SURFACE; AND

34 (4) IS REMOVED NO MORE THAN 30 DAYS AFTER INSTALLATION.

1 (C) A PERSON INSTALLING A TEMPORARY DEWATERING DEVICE UNDER
2 SUBSECTION (B) OF THIS SUBSECTION SHALL RESTORE THE SUBSURFACE
3 CONDITIONS OF THE INSTALLATION AREA AS NEARLY AS POSSIBLE TO THE
4 CONDITIONS THAT EXISTED BEFORE THE INSTALLATION.

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
6 ~~October~~ June 1, 2005.