

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL NO. 1429  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, after “5-204” insert “, 14-105(b), 15-810(e), 15-813(g), and 16-307(d)”.

AMENDMENT NO. 2

On page 4, in line 2, after “(F)” insert “(1)”; in lines 3 and 4, strike beginning with the second “AND” in line 3 down through “16” in line 4 and substitute “OR § 14-105, § 15-810, § 15-813, OR § 16-307”; in the same line, strike “BY” and substitute “AT THE REQUEST OF”; in lines 6 and 8, strike “(1)” and “(2)”, respectively, and substitute “(I)” and “(II)”, respectively; after line 10, insert:

“(2) IF A PERSON IS ENTITLED TO JUDICIAL REVIEW IN ACCORDANCE WITH PARAGRAPH (1) OF THIS SUBSECTION, JUDICIAL REVIEW SHALL BE AVAILABLE IMMEDIATELY AND A CONTESTED CASE HEARING MAY NOT OCCUR.”;

and after line 34, insert:

“14-105.

(b) The Department shall provide public notice, public informational hearings, and [contested case hearings] JUDICIAL REVIEW in accordance with the provisions of § 5-204 of this article.

15-810.

(e) Public notice, informational hearings, and [contested case hearings] JUDICIAL REVIEW shall be conducted in accordance with the provisions of § 5-204 of this article.

(Over)

15-813.

(g) The Department shall provide opportunity for [a contested case hearing] JUDICIAL REVIEW in accordance with the provisions of § 5-204 of this article.

16-307.

(d) The Secretary shall provide opportunity for [a contested case hearing] JUDICIAL REVIEW in accordance with the provisions of § 5-204(f) through (h) of this article.”.