

SB0710/983929/1

BY: Senator Frosh

AMENDMENTS TO SENATE BILL 710
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “altering” and substitute “authorizing the Secretary of the Environment to extend”; and in line 5, after “phosphorus” insert “if a certain person pays to a certain fund certain costs; providing that the Secretary is solely responsible for making certain determinations”.

AMENDMENT NO. 2

On page 2, in line 30, after “(c)” insert “(1)”; in the same line, strike “After” and substitute “EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, AFTER”; in the same line, strike the brackets; in the same line, strike “JULY 1, 2010”; and after line 33, insert:

“(2) (I) THE SECRETARY MAY EXTEND UNTIL JULY 1, 2010, THE PERIOD FOR THE MANUFACTURE, DISTRIBUTION, SALE, AND USE OF A DETERGENT FOR USE IN A HOUSEHOLD DISHWASHING MACHINE THAT CONTAINS MORE THAN 0.5 PERCENT PHOSPHORUS BY WEIGHT IF THE MANUFACTURER OF THE DETERGENT PAYS TO THE CHESAPEAKE BAY 2010 TRUST FUND ESTABLISHED UNDER § 8-2A-01 OF THE NATURAL RESOURCES ARTICLE:

1. THE COST OF REMEDIATING THE IMPACT OF THE PHOSPHORUS IN THAT DETERGENT THAT EXCEEDS 0.5 PERCENT, DURING THE PERIOD OF THE EXTENSION, ON THE CHESAPEAKE BAY, AS DETERMINED BY THE SECRETARY UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH; AND

(Over)

2. THE COST INCURRED BY THE DEPARTMENT IN MAKING THE DETERMINATION OF THE IMPACT ON THE CHESAPEAKE BAY UNDER SUBPARAGRAPH (II) 1 OF THIS PARAGRAPH.

(II) IN ESTABLISHING THE AMOUNT OF A PAYMENT BY A MANUFACTURER TO THE CHESAPEAKE BAY 2010 TRUST FUND, THE SECRETARY SHALL BE SOLELY RESPONSIBLE FOR DETERMINING:

1. THE COST OF REMEDIATING THE IMPACT OF THE PHOSPHORUS IN A DETERGENT THAT EXCEEDS 0.5 PERCENT ON THE CHESAPEAKE BAY; AND

2. THE COST TO THE DEPARTMENT IN MAKING THE DETERMINATION UNDER ITEM 1 OF THIS SUBPARAGRAPH.”