

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 977

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “a” in line 4 down through “has” in line 5 and substitute “certain persons that possess certain”; in line 5, strike “discharge or”; in line 6, after “substance” insert “under certain circumstances”; in the same line, strike “incident” and substitute “finding immediately”; in the same line, after “Environment;” insert “requiring the Department to consider certain factors in determining certain thresholds for reporting a release of a hazardous substance;”; in line 7, strike “authorizing” and substitute “requiring”; in the same line, after “regulations” insert “on or before a certain date”; and strike in their entirety lines 18 through 23, inclusive.

AMENDMENT NO. 2

On page 2, in lines 1, 22, and 24, in each instance, strike the bracket; in lines 1, 22, and 24, strike “(B)”, “(C)”, and “(D)”, respectively; and strike in their entirety lines 28 and 29 and substitute:

**“(D) (1) ON OR AFTER OCTOBER 1, 2009, A RESPONSIBLE PERSON THAT POSSESSES A SAMPLE RESULT OR OTHER ENVIRONMENTAL ASSESSMENT THAT INDICATES THE RELEASE OF A HAZARDOUS SUBSTANCE INTO THE ENVIRONMENT, AT OR ABOVE A THRESHOLD ESTABLISHED IN ACCORDANCE WITH PARAGRAPH (2) OF THIS SUBSECTION, SHALL REPORT THE FINDING IMMEDIATELY TO THE DEPARTMENT.**

**(2) IN DETERMINING A REPORTABLE THRESHOLD OF A RELEASE OF A HAZARDOUS SUBSTANCE, THE DEPARTMENT SHALL CONSIDER:**

**(1) THE QUANTITY OF A HAZARDOUS SUBSTANCE;**

(Over)

**(II) THE ASSOCIATED RISK FACTORS OF A HAZARDOUS  
SUBSTANCE; AND**

**(III) ANY OTHER FACTOR DETERMINED NECESSARY BY THE  
DEPARTMENT.**

**(3) ON OR BEFORE JUNE 30, 2009, THE DEPARTMENT SHALL  
ADOPT REGULATIONS TO IMPLEMENT THE PROVISIONS OF THIS SUBSECTION.”.**