

HOUSE BILL 303

J1, M3

(8lr1748)

ENROLLED BILL

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

Introduced by ~~Delegate Love~~ **Anne Arundel County Delegation**

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 **Anne Arundel County - Well Drillers - Permit Fee**

3 FOR the purpose of requiring the Anne Arundel County Board of Health to set the
4 permit ~~fee~~ fees for well drillers so as to produce funds to ~~approximate the~~ reflect
5 the actual cost of certain services; establishing a certain limitation on the
6 amount of the fee charged for a well drilled to replace an existing well; and
7 generally relating to the well drillers permit fee in Anne Arundel County.

8 BY repealing and reenacting, with amendments,
9 Article – Environment
10 Section 9–1307
11 Annotated Code of Maryland
12 (2007 Replacement Volume and 2007 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber / conference committee amendments.



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 9–1307.

5 (a) In applying for a permit to drill a well, the well driller shall give the
6 Department any information the Department requires.

7 (b) As a condition to issuing a permit to drill a well, the Department may
8 require that samples of the materials encountered in drilling the well be preserved
9 and submitted to the Department.

10 (c) (1) (i) A county board of health may establish a permit fee to
11 defray county expenses in inspecting wells, collecting water samples, and issuing
12 certificates of potability.

13 (ii) For an interim certificate of potability, a county board of
14 health shall accept initial test results prepared by a private State certified laboratory.

15 (2) (i) The fee may be charged before a permit required under §
16 9–1306 of this subtitle is issued.

17 (ii) [The] **EXCEPT AS PROVIDED IN SUBPARAGRAPH (III) OF**
18 **THIS PARAGRAPH, THE** fee may not exceed \$160 per well or \$160 per cluster of wells
19 to be used exclusively to transfer heat to or from the ground or groundwater.

20 **(III) IN ANNE ARUNDEL COUNTY ONLY;**

21 **1. SUBJECT TO ~~SUBPARAGRAPH~~ ITEM 2 OF THIS**
22 **SUBPARAGRAPH, THE FEE CHARGED SHALL BE SET SO AS TO PRODUCE FUNDS**
23 **TO ~~APPROXIMATE THE~~ REFLECT THE ACTUAL COST OF INSPECTING WELLS,**
24 **COLLECTING WATER SAMPLES, AND ISSUING CERTIFICATES OF POTABILITY BY**
25 **THE ANNE ARUNDEL COUNTY BOARD OF HEALTH; AND**

26 **2. FOR A WELL DRILLED TO REPLACE AN EXISTING**
27 **WELL THE FEE CHARGED SHALL BE NO MORE THAN 50% OF THE FEE AS**
28 **CALCULATED UNDER ~~SUBPARAGRAPH~~ ITEM 1 OF THIS SUBPARAGRAPH.**

29 (3) A permit shall be issued within a reasonable period of time after
30 receipt of the application and shall be valid for a period of 12 months from the date of
31 issuance by the approved delegated permitting authority.

1 (d) A county board of health may waive a fee for a well that is drilled to
2 replace a well not in conformity with the regulations adopted under § 9–1305 of this
3 subtitle.

4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
5 October 1, 2008.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.