

SB0636/654236/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 636

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Damage” and substitute “Contamination”; strike beginning with “and” in line 8 down through “area” in line 10; strike beginning with “establishing” in line 13 down through “circumstances,” in line 16 and substitute “authorizing the permittee to avoid restoration under certain circumstances;”; in line 17, strike “or repair”; in line 18, strike “for other damage”; in the same line, strike “requiring” and substitute “authorizing”; in line 22, strike “clear and convincing” and substitute “a preponderance of the”; strike beginning with “stating” in line 22, down through “intent;” in line 23 and substitute “defining a certain term;”; in line 24, strike “damage” and substitute “contamination”; and in line 28, strike “and 14-110.2”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 5 through 26, inclusive; after line 26, insert:

“(A) IN THIS SECTION, “WATER SUPPLY” MEANS A SOURCE OF WATER USED FOR DRINKING OR OTHER DOMESTIC PURPOSE OR FOR AGRICULTURE, INCLUDING LIVESTOCK.”;

in line 27, strike “(A)” and substitute “**(B)**”; in line 31, strike beginning with “WELL” through “WERE” and substitute “**WAS**”.

On page 3, in lines 1, 6, 16, and 24, strike “(B)”, “(C)”, “(D)”, and “(E)”, respectively, and substitute “**(C)**”, “**(D)**”, “**(E)**”, and “**(F)**”, respectively; in line 2, strike “2,640” and substitute “**2,500**”; in line 7, strike “(A) AND (B)” and substitute “**(B) AND (C)**”; strike beginning with the colon in line 7 down through “**REPLACE**” in line 8, and substitute “**REPLACE**”; in line 9, strike “DAMAGED” and substitute

(Over)

“CONTAMINATED”; strike beginning with “AND” in line 10 down through “WELL” in line 15; and in line 23, strike “DAMAGE TO” and substitute “CONTAMINATION OF”.

On pages 3 and 4, strike beginning with “(1)” in line 24 on page 3 down through the first “THE” in line 4 on page 4 and substitute “THE”.

On page 4, in lines 6, 15, 17, 24, and 26, strike “(F)”, “(G)”, “(H)”, “(I)”, and “(J)”, respectively, and substitute “(G)”, “(H)”, “(I)”, “(J)”, and “(K)”, respectively; in line 7, strike “OR REPAIR”; in the same line, strike “AN” and substitute “A PROPERTY”; in the same line, strike “FOR OTHER DAMAGE”; in line 9, strike “CLEAR AND CONVINCING” and substitute “A PREPONDERANCE OF THE”; in line 10, strike “PROXIMATE CAUSE OF THE DAMAGE” and substitute “CONTAMINATION”; in line 12, strike “OR DAMAGE”; in line 15, strike “SHALL” and substitute “MAY”; in line 18, strike “WELL”; and in lines 20, 21, and 23, in each instance, strike “LANDOWNER” and substitute “PROPERTY OWNER”.

On page 5, strike beginning with “CLEAR” in line 3 down through “CONVINCING” in line 4 and substitute “A PREPONDERANCE OF THE”; and in line 6, strike “October” and substitute “July”.