

**HB0136/440410/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 136

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 13 and 14, strike “regulations to carry out the provisions of this Act” and substitute “certain regulations on or before a certain date”; in line 14, after “regulations” insert “proposed by the Department; requiring the Board to establish a certain code of ethics for certain individuals”; in line 17, strike “Board” and substitute “Department, in consultation with the Board,”; in the same line, after “set” insert “by regulation”; strike beginning with “requiring” in line 15 down through “systems;” in line 16; in line 17, strike “reasonable” and substitute “certain”; in the same line, strike “a”; in the same line, strike “purpose” and substitute “purposes”; in line 18, after “Board” insert “and the Department”; in line 26, after “requiring” insert “, subject to a certain exception,”; in line 27, after “State;” insert “authorizing a certain individual to continue to perform certain services until certain license requirements are established if the individual pays a certain fee to the Department;”; in line 28, after “by” insert “the Department by”; and in line 31, after “Board;” insert “specifying that a certain license is valid for a certain period of time;”.

On page 2, in line 17, after “Board;” insert “requiring the Department, in consultation with the Board, to adopt certain regulations on or before a certain date;”; and in line 22, strike “9-11A-22” and substitute “9-11A-21”.

AMENDMENT NO. 2

On page 3, in line 3, after “**DEFINITIONS**” insert “**GENERAL PROVISIONS**”.

On page 4, in line 18, after “**FOLLOWING**” insert “**NINE**”.

On page 5, in line 1, strike “**SEVEN**” and substitute “**AT LEAST SIX**”; in lines 6 and 20, in each instance, strike “**SEVEN**”; in line 29, strike “**, CALVERT COUNTY,**”

(Over)

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**CHARLES COUNTY,**” and substitute “AND”; and in line 30, strike “, **AND ST. MARY’S COUNTY; AND**” and substitute a semicolon.

On page 6, in line 4, after the second “**COUNTY**” insert “;AND”

**5. AT LEAST ONE SHALL BE FROM THE AREA THAT CONSISTS OF CALVERT COUNTY, CHARLES COUNTY, AND ST. MARY’S COUNTY**”;

and strike beginning with “**ON**” in line 5 down through “**(5)**” in line 7.

On page 7, in line 28, after “**MASTER**” insert “ON-SITE WASTEWATER”.

On page 8, in line 1, after “**JOURNEY**” insert “ON-SITE WASTEWATER”; in line 2, after “**PUMPER;**” insert “AND”; strike beginning with the third “**AND**” in line 4 down through “**INSPECTOR;**” in line 6; in line 20, after “**TECHNOLOGY;**” insert “AND”; and strike beginning with “**LICENSING**” in line 21 down through “**(IV)**” in line 24.

On page 9, in line 1, strike “**AND**”; in line 2, after “**PROPOSED**” insert “BY THE DEPARTMENT”; in line 3, after “**SUBTITLE**” insert “;AND”

**(3) ESTABLISH A CODE OF ETHICS PROVIDED BY THE DEPARTMENT FOR:**

**(I) MEMBERS OF THE BOARD; AND**

**(II) INDIVIDUALS LICENSED BY THE BOARD**”;

in line 6, strike “**2024**” and substitute “2022”; strike in their entirety lines 14 through 26, inclusive; in line 27, strike “**BOARD**” and substitute “DEPARTMENT”; in the same

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line, strike “**DEPARTMENT**” and substitute “**BOARD**”; and in line 28, after “**SET**” insert “**BY REGULATION**”.

On page 10, in lines 5 and 6, strike “**9-11A-12**” and “**9-11A-12.**”, respectively, and substitute “**9-11A-11**” and “**9-11A-11.**”, respectively.

On page 11, in lines 11, 25, 26, and 28, strike “**9-11A-13.**”, “**9-11A-14.**”, “**9-11A-15.**”, and “**9-11A-16.**”, respectively, and substitute “**9-11A-12.**”, “**9-11A-13.**”, “**9-11A-14.**”, “**9-11A-15.**”, respectively; in lines 18 and 20, in each instance, after “**ADOPTED**” insert “**BY THE DEPARTMENT**”; and in line 24, strike “**BOARD**” and substitute “**DEPARTMENT BY REGULATION**”.

**AMENDMENT NO. 3**

On page 12, in line 1, after “**(A)**” insert “**(1)**”; in the same line strike “**AN INDIVIDUAL MUST**” and substitute “**EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, AN INDIVIDUAL SHALL**”; after line 3, insert:

**“(2) (1) AN INDIVIDUAL WHO, AS OF JANUARY 1, 2020, HOLDS A LICENSE, REGISTRATION, OR CERTIFICATION TO PERFORM ON-SITE WASTEWATER SERVICES IN THE STATE MAY CONTINUE TO PERFORM ON-SITE WASTEWATER SERVICES UNTIL THE LICENSING REQUIREMENTS ARE ESTABLISHED BY THE DEPARTMENT BY REGULATION IF THE INDIVIDUAL:**

**1. ON OR BEFORE DECEMBER 31, 2020, PAYS TO THE DEPARTMENT A FEE OF \$150; AND**

**2. EVERY 2 YEARS THEREAFTER UNTIL THE DEPARTMENT SETS FEES IN ACCORDANCE WITH § 9-11A-10 OF THIS SUBTITLE, PAYS TO THE DEPARTMENT A RENEWAL FEE OF \$150.**

(Over)

(II) THE DEPARTMENT SHALL PAY ALL FUNDS COLLECTED UNDER PARAGRAPH (2)(I) OF THIS SUBSECTION INTO THE ON-SITE WASTEWATER PROFESSIONALS FUND ESTABLISHED UNDER § 9-11A-11 OF THIS SUBTITLE.”;

in line 5, after “ESTABLISHED” insert “BY THE DEPARTMENT”; in line 10, strike “BOARD” and substitute “DEPARTMENT BY REGULATION”; after line 14, insert:

“(E) A LICENSE ISSUED BY THE BOARD IN ACCORDANCE WITH THIS SUBTITLE IS VALID FOR 2 YEARS.”;

and in lines 15, 16, 26, and 29 strike “~~9-11A-17.~~”, “~~9-11A-18~~”, “~~9-11A-18.~~”, and “~~9-11A-17~~”, respectively, and substitute “9-11A-16.”, “9-11A-17”, “9-11A-17.”, and “9-11A-16”, respectively.

On page 13, in lines 13, 14, 16, and 22, strike “~~9-11A-19.~~”, “~~9-11A-20.~~”, “~~9-11A-21.~~”, and “~~9-11A-22.~~”, respectively, and substitute “9-11A-18.”, “9-11A-19.”, “9-11A-20.”, “9-11A-21.”, respectively; and in line 17, strike “AN” and substitute “EXCEPT AS PROVIDED IN § 9-11A-15(A) OF THIS SUBTITLE, AN”.

On page 14, in line 12, strike “~~9-11A-12~~” and substitute “9-11A-11”.

AMENDMENT NO. 4

On page 15, after line 4, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That, on or before July 1, 2023, the Department of the Environment, in consultation with the State Board of On-Site Wastewater Professionals, shall adopt regulations to implement Section 1 of this Act.

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SECTION 5. AND BE IT FURTHER ENACTED, That, on or before July 1, 2024, all individuals who perform on-site wastewater services in the State shall be licensed by the State Board of On-Site Wastewater Professionals.”;

and in line 5, strike “4.” and substitute “6.”.