

SB0121/224134/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 121

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “requiring” and substitute “authorizing”; in the same line, strike “application by a property owner” and substitute “receipt of an application”; in line 4, strike “landfill” and substitute “certain permitted facility”; strike beginning with the first “of” in line 5 down through “assessments” in line 7 and substitute “, at the expense of the applicant, of a detailed statement and analysis of certain environmental and public health impacts; authorizing a local governing body to deny or condition the approval of a certain application based on certain environmental or public health impacts”; and in lines 10 and 11, strike “oversight of, and involvement in, local zoning decisions that present” and substitute “support of local governments and communities in addressing”.

AMENDMENT NO. 2

On page 2, in line 24, strike “**LANDFILLS**” and substitute “**PERMITTED FACILITIES**”.

On page 3, in line 18, strike “**LANDFILLS**” and substitute “**PERMITTED FACILITIES**”; strike in its entirety line 19 and substitute:

**“(A) IN THIS SECTION, “PERMITTED FACILITY” MEANS A FACILITY FOR WHICH ANY OF THE FOLLOWING ENVIRONMENTAL PERMITS IS REQUIRED:**

**(1) AN AIR QUALITY PERMIT TO CONSTRUCT OR PERMIT TO OPERATE ISSUED UNDER TITLE 2, SUBTITLE 4 OF THE ENVIRONMENT ARTICLE;**

(Over)

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**(2) A REFUSE DISPOSAL PERMIT ISSUED UNDER § 9-204 OF THE ENVIRONMENT ARTICLE; OR**

**(3) A CONTROLLED HAZARDOUS SUBSTANCE FACILITY PERMIT ISSUED UNDER § 7-232 OF THE ENVIRONMENT ARTICLE.”;**

and in lines 22 and 25, in each instance, strike “LANDFILL” and substitute “**PERMITTED FACILITY**”.

On pages 3 and 4, strike in their entirety the lines beginning with line 26 on page 3 through line 19 on page 4, inclusive, and substitute:

**“(C) ON RECEIPT OF AN APPLICATION DESCRIBED IN SUBSECTION (B) OF THIS SECTION, A LOCAL GOVERNING BODY MAY REQUIRE THE PREPARATION, AT THE EXPENSE OF THE APPLICANT, OF A DETAILED STATEMENT AND ANALYSIS OF THE ENVIRONMENTAL AND PUBLIC HEALTH IMPACTS OF THE PERMITTED FACILITY ON THE SURROUNDING COMMUNITY.**

**(D) A LOCAL GOVERNING BODY MAY DENY OR CONDITION THE APPROVAL OF AN APPLICATION DESCRIBED IN SUBSECTION (B) OF THIS SECTION BASED ON THE ACTUAL OR ANTICIPATED ENVIRONMENTAL OR HEALTH IMPACTS OF THE PERMITTED FACILITY ON THE SURROUNDING COMMUNITY.”.**

On page 5, in line 10, strike “LANDFILLS” and substitute “**PERMITTED FACILITIES**”.

**AMENDMENT NO. 3**

On page 5, in lines 20 and 21, strike “oversight of, and involvement in, local zoning decisions that present” and substitute “**support of local governments and**

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communities in addressing"; in line 22, strike "December 1, 2021" and substitute "June 1, 2022"; in line 25, after "regarding" insert ":

(i);

in line 27, strike ", through State permitting processes or other means,"; and in line 28, strike "created or exacerbated by local zoning decisions" and substitute "in collaboration with local governments and communities; and

(ii) options and strategies, including the identification of model ordinances, for incorporating environmental justice considerations into local land use and zoning decisions".