

**HB0925/653629/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 925

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “**Delegate Stein**” and substitute “**Delegates Stein, Behler, Foley, Holmes, Lewis, Odom, and Ziegler**”; in line 4, strike “or products containing sewage sludge”; strike beginning with “blend” in line 6 down through “sources” in line 7 and substitute “commingle sewage sludge”; and strike beginning with “or” in line 9 down through “sludge” in line 10.

AMENDMENT NO. 2

On page 4, after line 25, insert:

**“(2) “COMMINGLE” MEANS TO MIX TREATED SEWAGE SLUDGE WITH OTHER MATERIALS FOR THE PURPOSE OF REDUCING THE CONCENTRATION OF REGULATED PFAS.”;**

and in line 26, strike “**(2)**” and substitute “**(3)**”.

On page 5, in lines 4 and 5, strike “**(3)**” and “**(4)**”, respectively, and substitute “**(4)**” and “**(5)**”, respectively; in line 6, strike “**ONLY**”; in the same line, after “**TO**” insert “**THE LAND APPLICATION OF ALL**”; strike beginning with “**AND**” in line 6 down through “**APPLICATION**” in line 7 and substitute “**IN THE STATE**”; in line 8, strike “**2027**” and substitute “**2028**”; strike beginning with “**OR**” in line 9 down through “**SLUDGE**” in line 10; in line 11, strike “**OR PRODUCT CONTAINING SEWAGE SLUDGE**”; in line 14, strike “**OR A PRODUCT CONTAINING SEWAGE SLUDGE**”; strike beginning with “**OR**” in line 17 down through “**SLUDGE**” in line 18; in line 20, strike “**BEFORE SEPTEMBER 30, 2029,**” and substitute “**AFTER OCTOBER 1, 2028, IF A SEWAGE SLUDGE GENERATOR DETERMINES, THROUGH MONITORING PROTOCOLS**”

ESTABLISHED UNDER SUBSECTION (G) OF THIS SECTION, THAT ITS SEWAGE SLUDGE HAS A TOTAL CONCENTRATION OF REGULATED PFAS THAT IS EQUAL TO OR GREATER THAN 25 PARTS PER BILLION BUT LESS THAN 50 PARTS PER BILLION,”; strike beginning with “A” in line 23 down through “SOURCES” in line 24 and substitute “FOR A PERIOD OF NOT MORE THAN 2 YEARS FOLLOWING THE DATE THE DETERMINATION IS MADE, THE SEWAGE SLUDGE MAY BE COMMINGLED”; and strike beginning with “OR” in line 26 down through “BLENDED” in line 27 and substitute “COMMINGLED”.

On page 6, in line 1, strike “BLENDS OR OTHERWISE”; in lines 7, 11, and 13, in each instance, strike “BLENDED” and substitute “COMMINGLED”; in line 15, after “APPLICATION” insert “ON OR AFTER OCTOBER 1, 2028,”; in line 16, strike “OR PRODUCTS CONTAINING SEWAGE SLUDGE”; in the same line, strike “HAVE” and substitute “HAS”; in line 21, strike “AND OTHER PRODUCTS”; strike beginning with “FOR” in line 19 down through “PLAN” in line 20 and substitute “DURING THE DEVELOPMENT AND IMPLEMENTATION OF THE SOURCE TRACKING STUDY AND MITIGATION PLAN REQUIRED”; in line 24, strike “HECTARE” and substitute “ACRE”; in line 27, strike “AND”; and strike beginning with “AFTER” in line 30 down through “BOUNDARY.” in line 32 and substitute “; AND”

**3. PARAGRAPH (3) OF THIS SUBSECTION.**

**(3) AT LEAST 14 DAYS BEFORE LAND APPLYING SEWAGE SLUDGE DESCRIBED UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE LAND APPLIER SHALL PROVIDE NOTICE OF THE CONCENTRATION OF REGULATED PFAS IN THE SEWAGE SLUDGE TO:**

**(1) THE OWNER OR OPERATOR OF THE LAND ON WHICH THE SEWAGE SLUDGE WILL BE APPLIED;**

**(II) THE OWNER OF EACH PARCEL OF LAND ADJOINING THE LAND TO WHICH THE SEWAGE SLUDGE WILL BE APPLIED; AND**

**(III) THE LOCAL GOVERNMENT FOR EACH COUNTY AND MUNICIPALITY IN WHICH THE LAND TO WHICH THE SEWAGE SLUDGE WILL BE APPLIED IS LOCATED.**

On page 7, in line 33, strike “**2 YEARS**” and substitute “**5 YEARS FROM THE DATE A DETERMINATION IS MADE UNDER PARAGRAPH (2) OF THIS SUBSECTION**”.

On page 9, strike beginning with “**OR**” in line 7 down through “**SLUDGE**” in line 8; in line 14, strike “**FOR**” and substitute “**(I) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, FOR**”; in line 16, strike “**OR A PRODUCT CONTAINING SEWAGE SLUDGE**”; in line 19, strike “**(2)**” and substitute “**(II)**”; in lines 20 and 24, strike “**(I)**” and “**(III)**”, respectively, and substitute “**1.**” and “**2.**”, respectively; strike beginning with “**(II)**” in line 22 down through “**FACILITY;**” in line 23; after line 25, insert:

**“(2) FOR A PERIOD OF NOT MORE THAN 12 MONTHS FOLLOWING THE DATE THAT COMMINGLING OPERATIONS BEGIN, A COMMINGLING OPERATION MAY USE A MASS BALANCE CALCULATION TO DETERMINE THE CONCENTRATION OF REGULATED PFAS IN THE COMMINGLED PRODUCT.”;**

and strike beginning with “**USING**” in line 26 down through “**BILLION**” in line 29 and substitute “**;**”

**1. USING THE U.S. ENVIRONMENTAL PROTECTION AGENCY’S METHOD 1633A OR AN EQUIVALENT METHOD APPROVED BY THE DEPARTMENT;**

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**2. AT A CERTIFIED OR ACCREDITED LABORATORY;**

**AND**

**3. SUBJECT TO A REPORTING LEVEL ESTABLISHED  
BY THE DEPARTMENT**".

On page 10, in line 2, strike "BLENDED" and substitute "COMMINGLED"; and strike beginning with "DEVELOP" in line 15 down through "ACT" in line 19 and substitute "EVALUATE THE CONTRIBUTION FROM INDUSTRIAL USERS AND DETERMINE APPROPRIATE CONTROLS TO MEET APPLICABLE STANDARDS".