



HB0198/553728/1

AMENDMENTS
PREPARED
BY THE
DEPT. OF LEGISLATIVE
SERVICES

16 FEB 23
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BY: Delegate R. Long

(To be offered in the Environment and Transportation Committee)

AMENDMENTS TO HOUSE BILL 198

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after “party;” insert “requiring the Department to investigate certain noncompliance in a certain manner;”; in line 12, after “plant;” insert “establishing certain duties and responsibilities of owners or operators of wastewater treatment plants;”; and in line 16, after “9-255.1” insert “, 9-255.2.”.

AMENDMENT NO. 2

On page 2, in line 10, strike “**THE**” and substitute “**SUBJECT TO THE DIRECTION OF THE DEPARTMENT, THE**”; in line 12, after “**(1)**” insert “**(I)**”; in lines 14 and 16, strike “**(2)**” and “**(3)**”, respectively, and substitute “**(II)**” and “**(III)**”, respectively; in line 18, after “**LARVAE**” insert “**; AND**”

(2) REMAIN ON-SITE AT THE WASTEWATER TREATMENT PLANT UNTIL THE OWNER OR OPERATOR OF THE WASTEWATER TREATMENT PLANT AND THE DEPARTMENT AGREE IN WRITING ON AN ACTION PLAN THAT DEMONSTRATES, TO THE SATISFACTION OF THE DEPARTMENT, THAT THE OWNER OR OPERATOR WILL MAINTAIN AND OPERATE THE WASTEWATER TREATMENT PLANT IN ACCORDANCE WITH THE APPLICABLE DISCHARGE PERMIT;

and after line 22, insert:

9-255.2.

(A) IF A WASTEWATER TREATMENT PLANT IS NOT IN COMPLIANCE WITH THE APPLICABLE DISCHARGE PERMIT, THE DEPARTMENT SHALL INVESTIGATE

THE TREATMENT PLANT IMMEDIATELY ON RECEIPT OF NOTIFICATION OF NONCOMPLIANCE.

(B) THE DEPARTMENT MAY SELECT AND OVERSEE AN INDEPENDENT THIRD PARTY UNDER § 9-255.1 OF THIS SUBTITLE TO MANAGE ACTIONS REQUIRED TO CORRECT NONCOMPLIANCE UNDER THIS SECTION.”.

On page 3, in line 2, strike the second “AND”; and in line 6, after “PRACTICABLE” insert “;

(3) ON NOTIFICATION OF A WATER QUALITY TEST RESULT THAT IS NOT IN COMPLIANCE WITH THE APPLICABLE DISCHARGE PERMIT AND AT THE EXPENSE OF THE OWNER OR OPERATOR, NOTIFY THE DEPARTMENT AND TAKE IMMEDIATE STEPS TO CORRECT ANY DEFICIENCIES IN THE OPERATION AND TREATMENT OF WATER DISCHARGE; AND

(4) BE RESPONSIBLE FOR THE COST OF:

(I) MONITORING WATER DISCHARGE; AND

(II) MAINTENANCE AND REPAIRS PERFORMED BY A THIRD PARTY THAT ARE NECESSARY TO KEEP THE WASTEWATER TREATMENT PLANT IN COMPLIANCE WITH AN APPLICABLE DISCHARGE PERMIT”.