

BY: Education, Energy, and the Environment Committee

AMENDMENTS TO SENATE BILL 250
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “to” insert “mitigating and”; strike beginning with “authorizing” in line 10 down through “Fund” in line 12 and substitute “altering the recipients of a certain reporting requirement”; strike beginning with “repealing” in line 16 down through “manner;” in line 20; and in line 28, after “registration” insert “fees, subject to a certain waiver.”.

On page 2, strike beginning with “altering” in line 2 down through “circumstances;” in line 10; strike beginning with “altering” in line 12 down through “fees;” in line 13; in line 17, strike “4–104;”; in the same line, strike “5–203.1,” and substitute “and 5–514”; strike line 18 in its entirety; in line 21, after “repealing” insert “and reenacting, without amendments,”; strike in their entirety lines 31 through 35, inclusive; in line 38, after “9–320(b),” insert “and”; and in the same line, strike “, 15–807, 15–815, and 15–816”.

On page 3, strike in their entirety lines 15 through 20, inclusive.

AMENDMENT NO. 2

On page 3, in line 35, after “identifying,” insert “MITIGATING,”.

On page 6, in line 26, after “Legislative Policy Committee” insert “, THE SENATE COMMITTEE ON EDUCATION, ENERGY, AND THE ENVIRONMENT, THE SENATE BUDGET AND TAXATION COMMITTEE, THE HOUSE ENVIRONMENT AND TRANSPORTATION COMMITTEE, AND THE HOUSE APPROPRIATIONS COMMITTEE”.

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On pages 9 and 10, strike in their entirety the lines beginning with line 22 on page 9 through line 16 on page 10, inclusive.

On page 11, in lines 17, 21, 22, and 27, in each instance, strike the bracket; in line 22, strike “(G)”; and in line 27, strike “(F)”.

On pages 11 through 18, strike in their entirety the lines beginning with line 28 on page 11 through line 27 on page 18, inclusive.

AMENDMENT NO. 3

On pages 18 and 19, strike beginning with “(1)” in line 32 on page 18 down through “PERMIT” in line 3 on page 19 and substitute “**THIS SECTION DOES NOT APPLY TO A RESERVOIR, DAM, WATERWAY OBSTRUCTION, OR SMALL POND THAT IS EXEMPT FROM PERMIT REQUIREMENTS UNDER § 5-503(B) OF THIS TITLE**”.

On page 19, strike beginning with “NEW” in line 4 down through the second comma in line 5 and substitute “**DAM SAFETY PERMIT**”; in line 6, after “PROJECT” insert “**CONSTRUCTION**”; in line 7, strike “PERIODICALLY” and substitute “**PRIOR TO THE ISSUANCE OF A DAM SAFETY PERMIT**”; strike beginning with “REVIEW” in line 7 down through “THE” in line 9 and substitute “**COLLECT A**”; in line 9, after “PERMIT” insert “**FEE**”; and in line 10, after “(E)” insert “**THE DAM SAFETY PERMIT FEE:**

(1) SHALL BE BASED ON THE ESTIMATED PROJECT CONSTRUCTION COST; AND

(2) MAY NOT EXCEED 3% OF THE ESTIMATED PROJECT CONSTRUCTION COST.

(F)”.

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On pages 19 through 24, strike in their entirety the lines beginning with line 12 on page 19 through line 5 on page 24, inclusive.

On page 24, strike beginning with “HAS” in line 7 down through “SUBTITLE” in line 8 and substitute “MEANS THE OWNER OR PERSON HAVING CONTROL OF THE NORMAL OPERATION OR MAINTENANCE OF A DAM”; in line 9, after “(B)” insert “(1)
THIS SECTION APPLIES TO A DAM THAT IS:

(I) INCLUDED IN THE MARYLAND DAM INVENTORY; AND

(II) NOT OWNED BY THE FEDERAL GOVERNMENT.

(2);

strike beginning with “DAM” in line 9 down through “GOVERNMENT” in line 10 and substitute “RESERVOIR, DAM, WATERWAY OBSTRUCTION, OR SMALL POND THAT IS EXEMPT FROM PERMIT REQUIREMENTS UNDER § 5-503(B) OF THIS SUBTITLE”; in line 13, strike “TO” and substitute “BEGINNING JANUARY 1, 2027, TO”; in line 17, strike “DEPARTMENT” and substitute “REGISTRATION FEE”; in the same line, after “SHALL” insert “BE”; in line 18, strike “ESTABLISH THE REGISTRATION FEE BY REGULATION” and substitute “FOR A LOW HAZARD CLASS DAM, \$200”; in the same line, strike “AND”; strike beginning with “BASE” in line 19 down through “CLASSIFICATION” in line 20 and substitute “FOR A SIGNIFICANT HAZARD CLASS DAM, \$500; AND

(3) FOR A HIGH HAZARD CLASS DAM, \$1,000;

and after line 23, insert:

(Over)

“(G) THE DEPARTMENT SHALL ESTABLISH CRITERIA TO FULLY OR PARTIALLY WAIVE THE REGISTRATION FEE UNDER THIS SECTION DUE TO FINANCIAL HARDSHIP.”.

On page 29, in line 24, strike “, AS DEFINED IN § 5–509 OF THIS SUBTITLE,”.

On pages 29 through 32, strike in their entirety the lines beginning with line 26 on page 29 through line 25 on page 32, inclusive.

On pages 36 through 41, strike in their entirety the lines beginning with line 14 on page 36 through line 10 on page 41, inclusive.

On page 41, strike in their entirety lines 30 through 32, inclusive.

On page 42, in lines 1 and 4, strike “4.” and “5.”, respectively, and substitute “3.” and “4.”, respectively; after line 5, insert:

“SECTION 5. AND BE IT FURTHER ENACTED, That the Department of the Environment shall notify the owner of a dam included in the Maryland Dam Inventory of the registration fee required under § 5–509.1 of the Environment Article, as enacted by Section 2 of this Act, as follows:

(1) on or before October 1, 2025; and

(2) on or before October 1, 2026.”;

and in line 7, strike “5” and substitute “4”.