

SB0447/187078/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 447  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “penalties;” insert “requiring the Secretary of Health to consider certain factors in determining the amount of a certain penalty;”; and in line 11, after “terms;” insert “providing for a delayed effective date;”.

AMENDMENT NO. 2

On page 2, in line 24, strike “January” and substitute “**JUNE**”.

On page 4, in line 27, strike “A”; in the same line, strike “CHEMICAL” and substitute “**CHEMICALS**”; in line 29, after “SUBSECTION,” insert “**IF**”; in line 30, strike “THAT” and substitute “**WILLFULLY**”; and in the same line, strike “IS SUBJECT TO” and substitute “**, THE SECRETARY MAY ASSESS**”.

On page 5, strike beginning with “EVERY” in line 5 down through “SECTION” in line 10 and substitute “**IN DETERMINING THE AMOUNT OF A PENALTY UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE SECRETARY SHALL CONSIDER:**”

- (I) THE NATURE AND SEVERITY OF THE VIOLATION;**
- (II) THE GOOD FAITH OF THE PERSON;**
- (III) THE HISTORY OF VIOLATIONS BY THE PERSON; AND**
- (IV) THE EXTENT TO WHICH THE PERSON COOPERATED WITH ANY INVESTIGATION BY THE DEPARTMENT;**

(Over)

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in line 11, strike "**JANUARY**" and substitute "**JUNE**"; and in line 14, strike "October 1, 2020" and substitute "January 1, 2021".