

SB0414/873929/1

BY: Senator Gallion

AMENDMENTS TO SENATE BILL 414  
(First Reading File Bill)

AMENDMENT NO. 1

On page 4, in line 25, after “year;” insert “altering authorized uses of the Bay Restoration Fund regarding enhanced nutrient removal upgrades at certain wastewater facilities;”.

On page 7, in line 34, strike “9-1605.2(i)(2)(xii)” and substitute “9-1605.2(i)(2)(iv), (xii)”.

On page 8, in line 11, strike “9-1605.2(i)(2)(xi)” and substitute “9-1605.2(i)(2)(iv), (xi)”.

AMENDMENT NO. 2

On page 44, in line 26, after “FOR” insert “COST-EFFECTIVE”; in line 27, after “(2)” insert “(I)”; in the same line, strike “ELIGIBLE” and substitute “SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, ELIGIBLE”; and in line 30, after “AREAS” insert “.

**(II) NOT MORE THAN 5% OF EACH GRANT MAY BE USED FOR PERSONNEL COSTS**”.

On page 45, after line 8, insert:

**“(3) NOT MORE THAN 5% OF THE FUNDING TRANSFERRED TO THE PROGRAM UNDER § 9-1605.2(I)(11)(I) OF THE ENVIRONMENT ARTICLE MAY BE USED FOR ADMINISTRATIVE COSTS.”**

(Over)

On page 46, after line 2, insert:

“(iv) In fiscal years 2018 and thereafter, after payment of outstanding bonds and the allocation of funds to other required uses of the Bay Restoration Fund for funding in the following order of priority:

1. For funding the eligible costs to upgrade a wastewater facility to enhanced nutrient removal at wastewater facilities with a design capacity of 500,000 gallons or more per day;

2. For funding:

A. 100% OF the eligible costs of the most cost-effective enhanced nutrient removal upgrades at PUBLICLY OWNED wastewater facilities with a design capacity of less than 500,000 gallons per day; and

B. 50% OF THE ELIGIBLE COSTS OF THE MOST COST-EFFECTIVE ENHANCED NUTRIENT REMOVAL UPGRADES AT PRIVATELY OWNED WASTEWATER FACILITIES WITH A DESIGN CAPACITY OF LESS THAN 500,000 GALLONS PER DAY; AND

3. As determined by the Department and based on water quality, climate resiliency, flood control, and public health benefits, for the following:

A. For costs identified under item (ii) of this paragraph;

B. For costs identified under subsection (h)(2)(i)1 of this section; and

C. With respect to a local government that has enacted and implemented a system of charges to fully fund the implementation of a stormwater management program, for grants to the local government for a portion of the costs of the most cost-effective and efficient stormwater control measures, including stormwater measures relating to water quality, climate resiliency, or flood control, as determined and approved by the Department, from the restoration fees collected annually by the Comptroller from users of wastewater facilities under this section.”;

in line 13, strike “2022” and substitute “2023”; in line 15, strike “\$10,000,000” and substitute “\$5,000,000”; and in lines 18 and 23, in each instance, strike “\$2,500,000” and substitute “\$1,250,000”.

On page 47, in line 6, strike “\$1,000” and substitute “\$500”; and after line 23, insert:

“(iv) In fiscal years 2018 and thereafter, after payment of outstanding bonds and the allocation of funds to other required uses of the Bay Restoration Fund for funding in the following order of priority:

1. For funding the eligible costs to upgrade a wastewater facility to enhanced nutrient removal at wastewater facilities with a design capacity of 500,000 gallons or more per day;

2. For funding:

A. 100% OF the eligible costs of the most cost-effective enhanced nutrient removal upgrades at PUBLICLY OWNED wastewater facilities with a design capacity of less than 500,000 gallons per day; and

B. 50% OF THE ELIGIBLE COSTS OF THE MOST COST-EFFECTIVE ENHANCED NUTRIENT REMOVAL UPGRADES AT PRIVATELY OWNED WASTEWATER FACILITIES WITH A DESIGN CAPACITY OF LESS THAN 500,000 GALLONS PER DAY; AND

3. As determined by the Department and based on water quality, climate resiliency, flood control, and public health benefits, for the following:

A. For costs identified under item (ii) of this paragraph;

B. For costs identified under subsection (h)(2)(i)1 of this section; and

C. With respect to a local government that has enacted and implemented a system of charges to fully fund the implementation of a stormwater management program, for grants to the local government for a portion of the costs of

(Over)

the most cost-effective and efficient stormwater control measures, including stormwater measures relating to water quality, climate resiliency, or flood control, as determined and approved by the Department, from the restoration fees collected annually by the Comptroller from users of wastewater facilities under this section.”

On page 48, in line 1, strike “**2022**” and substitute “**2023**”; in line 3, strike “**\$10,000,000**” and substitute “**\$5,000,000**”; in lines 6 and 11, in each instance, strike “**\$2,500,000**” and substitute “**\$1,250,000**”; and in line 27, strike “**\$1,000**” and substitute “**\$500**”.