

HB1069/630819/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1069

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “establishing” in line 3 down through “manner;” in line 17; and strike beginning with “requiring” in line 19 down through “terms” in line 29 and substitute “requiring an owner of residential rental property that is served by a private water supply well to notify a tenant under certain circumstances; requiring an owner of residential rental property that is served by a private water supply well to notify the Department of the Environment and the local health department about well contamination and address the contamination under certain circumstances and in a certain manner; providing for the application of certain provisions of this Act”.

On page 2, in line 3, strike “through 9-4A-16”; and strike in their entirety lines 7 through 21, inclusive.

AMENDMENT NO. 2

On pages 2 through 8, strike in their entirety the lines beginning with line 26 on page 2 through line 18, on page 8, inclusive.

On page 8, in line 19, strike “~~9-4A-16.~~” and substitute “9-4A-01.”; in line 20, before “~~AN~~” insert “(A)”; in line 22, strike “~~AND~~”; and in line 24, after “~~TESTING~~” insert “; AND”

(3) NOTIFY A TENANT:

(1) AFTER ANY WATER QUALITY TEST REQUIRED UNDER ITEM (1) OF THIS SUBSECTION IS COMPLETE; AND

(Over)

(II) OF THE MOST RECENT WATER QUALITY TEST WHEN THEY SIGN A LEASE.

(B) (1) THE REQUIREMENTS OF THIS SUBSECTION APPLY WHEN A PRIVATE WATER SUPPLY WELL IS CONTAMINATED BY A SUBSTANCE THAT EXCEEDS:

(I) THE MAXIMUM CONTAMINANT LEVEL FOR THAT SUBSTANCE THAT IS SET BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY FOR DRINKING WATER QUALITY; OR

(II) A HARMFUL LEVEL FOR THAT SUBSTANCE, AS DETERMINED BY THE DEPARTMENT.

(2) WHEN A WATER QUALITY TEST REVEALS A PRIVATE WATER SUPPLY WELL IS CONTAMINATED, THE OWNER OF A RESIDENTIAL RENTAL PROPERTY THAT IS SERVED BY THE WELL SHALL:

(I) NOTIFY THE DEPARTMENT AND THE LOCAL HEALTH DEPARTMENT ABOUT THE CONTAMINATION;

(II) PROVIDE AN APPROVED POTABLE WATER SUPPLY UNTIL THE CONTAMINATION IS PERMANENTLY REMEDIATED; AND

(III) WITHIN 60 DAYS OF THE DATE ON WHICH THE OWNER KNEW OF THE CONTAMINATION, RESOLVE THE CONTAMINATION”.

On pages 8 through 11, strike in their entirety the lines beginning with line 25 on page 8 through line 34 on page 11, inclusive.

**HB1069/630819/1 Environment and Transportation Committee
Amendments to HB 1069
Page 3 of 3**

On page 12, in line 1, strike “3.” and substitute “2”.