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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/06/2009	.	
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The Committee on Community Affairs (Altman) recommended the following:

1   **Senate Amendment**

2

3   Delete lines 494 - 523

4 and insert:

5   (a) For ~~a~~ drinking water ~~contamination~~ violation<u>s</u>, the

6 department shall assess<u>:</u>

7   <u>1.</u> A penalty of $2,000 for a maximum <u>contaminant</u>

8 ~~containment~~ level ~~(MCL)~~ violation; plus $1,000 if the violation

9 is for a primary inorganic, organic, or radiological maximum

10 contaminant level or ~~it is~~ a fecal coliform bacteria violation;

11 plus $1,000 if the violation occurs at a community water system;

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12 and plus $1,000 if any maximum contaminant level is exceeded by
13 more than 100 percent.
14   2. A penalty of $3,000 for failure to obtain a clearance
15 letter before ~~prior to~~ placing a drinking water system into
16 service if ~~when~~ the system would not have been eligible for
17 clearance~~, the department shall assess a penalty of $3,000~~. All
18 other failures to obtain a clearance letter before placing a
19 drinking water system into service shall result in a penalty of
20 $1,500.
21   3. A penalty of $2,000 for failure to properly complete a
22 required public notice of violations, exceedances, or failures
23 that may pose an acute risk to human health, plus $2,000 if the
24 violation occurs at a community water system. All other failures
25 to properly complete a required public notice relating to
26 maximum contaminant level violations shall result in a penalty
27 of $1,000, plus $1,000 if the violation occurs at a community
28 water system.
29   4. A penalty of $1,000 for failure to submit a consumer
30 confidence report.
31   5. A penalty of $1,000 for failure to provide or meet
32 licensed operator or staffing requirements at a drinking water
33 facility, plus $1,000 if the violation occurs at a community
34 water system.
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