



SPONSOR: Rep. D. Short

HOUSE OF REPRESENTATIVES
149th GENERAL ASSEMBLY

HOUSE AMENDMENT NO. 1
TO
HOUSE BILL NO. 38

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

1 AMEND House Bill No. 38 on line 12 by deleting "a resident of" after "is" and before "a" therein and inserting in
2 lieu thereof "the owner of real property located in".

3 FURTHER AMEND House Bill No. 38 at the end of line 24 by deleting the phrase 'unless:' and inserting in lieu
4 thereof a period ".".

5 FURTHER AMEND House Bill No. 38 by deleting lines 25 through 30 in their entirety.

6 FURTHER AMEND House Bill No. 38 by inserting after line 42 the following and redesignating accordingly:

7 "(e) Issuance of a nonpotable water well permit pursuant to subsection (c) of this section shall not relieve the
8 permittee from the requirement for obtaining any applicable permits required by federal, state, county, or local
9 governments, and the permittee shall comply with any applicable federal, state, county, or local statutes, ordinances, zoning
10 procedures, orders, regulations, or rules as a condition of the issuance of a nonpotable water well permit."

SYNOPSIS

This amendment simplifies the bill to clarify that the issuance of a nonpotable water well permit does not relieve the applicant from complying with any applicable federal, state, county or local laws and procedures that are a condition of the issuance of a nonpotable water well permit.

Also, the bill clarifies that the applicant for a potable water well permit must be the owner of the real property located within a service territory instead of just being a resident.