

in style.

(F) "WELL" MEANS ANY EXCAVATION OR PENETRATION IN THE GROUND WHETHER DRILLED, BORED, CORED, OR DUG, FOR WATER, OR IN EXPLORATION FOR WATER.

REVISOR'S NOTE: This subsection presently appears as the second clause of Article 96A, section 48 of the Code. The word is also defined in the second clause of Article 96A, section 81 of the Code. Therefore, both definitions are combined by adding "or penetration in the ground" from section 81. The final sentence is proposed for deletion since it duplicates the language of section 8-609(c). The only other changes made are in style.

(G) "WELL DRILLER" MEANS A PERSON IN CHARGE OF THE ACTUAL DRILLING, BORING, CORING, DIGGING, CONSTRUCTING, ALTERING, OR REPAIRING OF ANY WELL.

REVISOR'S NOTE: This subsection presently appears as the third clause of Article 96A, section 48 of the Code. The only changes made are in style.

PART II - WELL DRILLING.

8-602. AUTHORITY OF DEPARTMENT TO MAKE RULES AND REGULATIONS; SCOPE AND APPLICATION.

(A) THE DEPARTMENT MAY ADOPT ANY NECESSARY RULE OR REGULATION TO FURTHER ITS GENERAL POWERS OF SUPERVISION OVER NATURAL RESOURCES OF THE STATE, AND FOR PROPER CONSERVATION FOR PUBLIC USE, ALLOCATION, AND DEVELOPMENT OF UNDERGROUND WATERS OF THE STATE. THE PROVISIONS OF PART II OF THIS SUBTITLE DO NOT DENY ANY STATE MUNICIPALITY, COUNTY, OR OTHER POLITICAL SUBDIVISION THE RIGHT TO ADOPT AND ENFORCE ANY ADDITIONAL RULE OR REGULATION NOT INCONSISTENT WITH THE PROVISIONS. ALSO, THE PROVISIONS OF PART II OF THIS SUBTITLE DO NOT LIMIT THE POWERS OF THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE OR ANY OTHER STATE UNIT HAVING JURISDICTION OF AND SUPERVISION OVER THE PUBLIC AND POTABLE WATER SUPPLIES OF THE STATE. THE RULES AND REGULATIONS ADOPTED MAY RECOGNIZE A VARIATION IN THE PRIMARY USE OF WELLS, AND IN THE MANNER OF CONSTRUCTION AND OF THE MATERIALS PENETRATED IN DIFFERENT LOCALITIES.