

~~business of well-drilling construction of wells exclusively within the Department of Natural Resources and the Department of Health and Mental Hygiene; limiting the authority of the Department of Health and Mental Hygiene in this regard; continuing supervision of proposed well-drilling by the Department of Health and Mental Hygiene as to possible prejudice to health and for notification when determined to the Department of Natural Resources; providing for comment by the Maryland State Board of Well Drillers of all rules and regulations proposed for adoption by the Department of Health and Mental Hygiene Natural Resources; and clarifying and correcting language.~~

BY repealing and reenacting, with amendments,

Article - Natural Resources
Section 8-602 and 8-607(d)
Annotated Code of Maryland
(1974 Volume and 1977 Supplement)

~~BY repealing and reenacting, with amendments,~~

~~Article 43 - Health
Section 399
Annotated Code of Maryland
(1974 Replacement Volume and 1977 Supplement)~~

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows:

Article - Natural Resources

8-602.

(a) ~~[-The] EXCEPT AS OTHERWISE PROVIDED BY THIS SUBTITLE AND SUBJECT TO THE PROVISIONS OF § 1-104 (c) OF THIS ARTICLE, 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] ~~DOES NOT DENY~~ DENIES any State municipality, county, or other political subdivision the right to adopt and enforce any additional rule or regulation RELATING TO PUBLIC POTABLE WATER SUPPLIES ~~not inconsistent with [the] THESE provisions[.], EXCEPT THAT THE CONSTRUCTION OF WELLS, THE DEPARTMENT HAS THE EXCLUSIVE RIGHT TO ADOPT RULES AND REGULATIONS WITH RESPECT TO THE APPROPRIATION OF PUBLIC WATER, THE CONSTRUCTION OF WELLS OF NATURAL RESOURCES AND THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE SHALL JOINTLY ADOPT A SINGLE SET OF REGULATIONS ON THE CONSTRUCTION OF WELLS. THE REGULATIONS SHALL BE EFFECTIVE JANUARY 1, 1979, AND THE PREVENTION OF THEIR CONSTRUCTION IF THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE DETERMINES THAT~~