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Synopsis of Senate Committee Amendments

(This synopsis does not address amendments that may have been adopted on the Senate Floor.)

H.B. 364 of the 134th General Assembly

Senate Energy and Public Utilities

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Hazardous waste incinerators

Creates two limited exceptions to the moratorium against modifications to hazardous waste incinerator installation and operation permits when certain conditions apply.

Public water system asset management program

Eliminates the requirement that a transient noncommunity water system demonstrate the technical, managerial, and financial capability to comply with the Safe Drinking Water Law through implementation of an asset management program.

Prohibits the Director of Environmental Protection from adopting or enforcing any rules requiring a transient noncommunity system to implement, prepare, or complete an asset management program.

Eliminates the requirement that the operator of a transient noncommunity water system include information regarding the system's asset management program when applying to install a new water well.

Residential PACE lien priority

Specifies that the priority for a residential PACE lien is:

- Always subordinate to a first mortgage, regardless of when that mortgage is recorded with the county recorder;
- Subordinate to all other liens recorded prior to the recordation of the residential PACE lien;
- Superior to all other liens recorded after the recordation of the residential PACE lien.

Specifies that a residential PACE lien is a lien for a residential PACE (property assessed clean energy) loan, which is a loan to pay for the installation of cost effective energy improvements on a homeowner's qualifying residential real property and is repayable by the homeowner through a special assessment.