

Environmental Protection Agency and this State shall be the responsibility of the local subdivision.

9-329.1.

(a) This section does not apply to:

(1) A publicly or privately owned sewage treatment plant; or

(2) The discharge of any chlorine or chlorine products that are present due to their occurrence as a natural constituent of saline water.

(b) A person who has a discharge permit may not discharge chlorine or chlorine products into the Chesapeake Bay or its tributaries during April and May of any year at a level that is greater than the chlorine discharge level that is applicable to a publicly or privately owned sewage treatment plant under § 9-329 of this subtitle.

9-329.2.

(A) EXCEPT AS PROVIDED IN THIS SECTION AND NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE, ON OR AFTER JULY 1, 1988 A PERSON MAY NOT DISCHARGE ANY CHLORINE OR CHLORINE PRODUCTS INTO THE CHESAPEAKE BAY OR ITS TRIBUTARIES IN EXCESS OF A CONCENTRATION THAT THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE, IN CONSULTATION WITH THE DEPARTMENT OF NATURAL RESOURCES, DETERMINES TO BE THE LOWEST PRACTICABLY ATTAINABLE CONCENTRATION.

(B) TO DETERMINE THE ALLOWABLE CONCENTRATIONS OF CHLORINE OR CHLORINE PRODUCTS UNDER THIS SECTION, THE SECRETARY OF HEALTH AND MENTAL HYGIENE, IN CONSULTATION WITH THE SECRETARY OF NATURAL RESOURCES, SHALL ADOPT REGULATIONS THAT:

(1) USE THE BEST PRACTICABLE MANAGEMENT TECHNOLOGIES;
AND

(2) SET FORTH APPROVED MONITORING TECHNOLOGIES.

(C) (1) A PERSON MAY APPLY TO THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE FOR AN EXCEPTION UNDER SUBSECTION (A) OF THIS SECTION.

(2) THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE, IN CONSULTATION WITH THE DEPARTMENT OF NATURAL RESOURCES, MAY GRANT AN EXCEPTION UNDER SUBSECTION (A) OF THIS SECTION TO AN APPLICANT IF THE APPLICATION SETS FORTH COMPLIANCE SCHEDULES ACCEPTABLE TO THE DEPARTMENT.

(D) AN OWNER OF A VESSEL THAT IS EQUIPPED WITH A MARINE SANITATION DEVICE THAT MEETS THE REQUIREMENTS OF 33 CFR 159 SHALL AUTOMATICALLY BE EXCEPTED FROM THE PROVISIONS OF SUBSECTION (A) OF THIS SECTION.