
By: **Prince George's County Delegation**

Introduced and read first time: February 9, 2006

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County - Liquefied Natural Gas Storage Facilities**
3 **PG 415-06**

4 FOR the purpose of prohibiting the granting of a special exception in Prince George's
5 County for a liquefied natural gas storage facility within a certain distance from
6 certain population centers and certain public transportation centers as
7 determined by the district council for the county; providing for the application of
8 this Act; making this Act an emergency measure; and generally relating to
9 locations for liquefied natural gas storage facilities.

10 BY repealing and reenacting, without amendments,
11 Article - Public Utility Companies
12 Section 11-101(a)
13 Annotated Code of Maryland
14 (1998 Volume and 2005 Supplement)

15 BY repealing and reenacting, with amendments,
16 Article - Public Utility Companies
17 Section 11-101(d), (e), (f), and (g)
18 Annotated Code of Maryland
19 (1998 Volume and 2005 Supplement)

20 BY adding to
21 Article - Public Utility Companies
22 Section 11-101(d)
23 Annotated Code of Maryland
24 (1998 Volume and 2005 Supplement)

25 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
26 MARYLAND, That the Laws of Maryland read as follows:

1

Article - Public Utility Companies

2 11-101.

3 (a) (1) In this section the following words have the meanings indicated.

4 (2) "Liquefied natural gas" means natural gas cooled to form a liquid at
5 approximately atmospheric pressure.6 (3) "Liquefied natural gas facility" means any facility used to produce,
7 store, or regasify liquefied natural gas.8 (D) IN PRINCE GEORGE'S COUNTY, THE DISTRICT COUNCIL FOR THE COUNTY
9 ESTABLISHED UNDER ARTICLE 28 OF THE CODE MAY NOT APPROVE A SPECIAL
10 EXCEPTION FOR PROPERTY TO BE USED AS A LIQUEFIED NATURAL GAS STORAGE
11 FACILITY IF THE DISTRICT COUNCIL DETERMINES THAT THE PROPOSED USE IS
12 UNREASONABLY CLOSE TO A HEAVILY POPULATED AREA OR A PUBLIC
13 TRANSPORTATION CENTER.14 [(d)] (E) The Commission may enforce [these] regulations ADOPTED UNDER
15 THIS SECTION by any method provided in § 2-117(a), § 13-201, or § 13-205 of this
16 article.17 [(e)] (F) The Commission may enter into agreements with federal units as
18 necessary to carry out this section.19 [(f)] (G) This section does not expand the definition of "public service
20 company" in § 1-101 of this article.21 [(g)] (H) A person who violates a regulation that the Commission adopts
22 under this section is guilty of a misdemeanor and on conviction is subject to a fine not
23 exceeding \$10,000 for each day the violation continues, and imprisonment not
24 exceeding 1 year.25 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be
26 construed to apply retroactively and shall be applied to and interpreted to affect any
27 application for or permit issued for a liquefied natural gas facility on or after January
28 1, 2005.29 SECTION 3. AND BE IT FURTHER ENACTED, That this Act is an emergency
30 measure, is necessary for the immediate preservation of the public health or safety,
31 has been passed by a ye and nay vote supported by three-fifths of all the members
32 elected to each of the two Houses of the General Assembly, and shall take effect from
33 the date it is enacted.