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

Introduced and read first time: February 9, 2006

Assigned to: Environmental Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 22, 2006

CHAPTER _____

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 District Council for Prince George's County from
5 granting of a special exception in Prince George's County for a liquefied natural
6 gas storage facility ~~within a certain distance from certain population centers~~
7 ~~and certain public transportation centers as determined by~~ without a
8 three-fourths majority vote of the district council for the county; providing for
9 the application of this Act; making this Act an emergency measure; and
10 generally relating to locations for liquefied natural gas storage facilities.

11 BY repealing and reenacting, without amendments,
12 Article - Public Utility Companies
13 Section 11-101(a)
14 Annotated Code of Maryland
15 (1998 Volume and 2005 Supplement)

16 BY repealing and reenacting, with amendments,
17 Article - Public Utility Companies
18 Section 11-101(d), (e), (f), and (g)
19 Annotated Code of Maryland
20 (1998 Volume and 2005 Supplement)

21 BY adding to
22 Article - Public Utility Companies

1 Section 11-101(d)
2 Annotated Code of Maryland
3 (1998 Volume and 2005 Supplement)

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

6 **Article - Public Utility Companies**

7 11-101.

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

9 (2) "Liquefied natural gas" means natural gas cooled to form a liquid at
10 approximately atmospheric pressure.

11 (3) "Liquefied natural gas facility" means any facility used to produce,
12 store, or regasify liquefied natural gas.

13 (D) IN PRINCE GEORGE'S COUNTY, THE DISTRICT COUNCIL FOR THE COUNTY
14 ESTABLISHED UNDER ARTICLE 28 OF THE CODE MAY NOT APPROVE A SPECIAL
15 EXCEPTION FOR PROPERTY TO BE USED AS A LIQUEFIED NATURAL GAS STORAGE
16 FACILITY ~~IF THE DISTRICT COUNCIL DETERMINES THAT THE PROPOSED USE IS~~
17 ~~UNREASONABLY CLOSE TO A HEAVILY POPULATED AREA OR A PUBLIC~~
18 ~~TRANSPORTATION CENTER WITHOUT A THREE-FOURTHS MAJORITY VOTE OF THE~~
19 DISTRICT COUNCIL.

20 [(d)] (E) The Commission may enforce [these] regulations ADOPTED UNDER
21 THIS SECTION by any method provided in § 2-117(a), § 13-201, or § 13-205 of this
22 article.

23 [(e)] (F) The Commission may enter into agreements with federal units as
24 necessary to carry out this section.

25 [(f)] (G) This section does not expand the definition of "public service
26 company" in § 1-101 of this article.

27 [(g)] (H) A person who violates a regulation that the Commission adopts
28 under this section is guilty of a misdemeanor and on conviction is subject to a fine not
29 exceeding \$10,000 for each day the violation continues, and imprisonment not
30 exceeding 1 year.

31 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be
32 construed to apply retroactively and shall be applied to and interpreted to affect any
33 application for or permit issued for a liquefied natural gas facility on or after January
34 1, 2005.

35 SECTION 3. AND BE IT FURTHER ENACTED, That this Act is an emergency
36 measure, is necessary for the immediate preservation of the public health or safety,
37 has been passed by a ye and nay vote supported by three-fifths of all the members

- 1 elected to each of the two Houses of the General Assembly, and shall take effect from
- 2 the date it is enacted.