

SENATE BILL 61

M3

3lr0059

(PRE-FILED)

By: **Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Environment)**

Requested: October 11, 2012

Introduced and read first time: January 9, 2013

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Environment – Public Hearings – Notice Requirement**

3 FOR the purpose of authorizing the Department of the Environment to comply with a
4 certain requirement to publish notice of certain public hearings by publishing
5 the notice on its Web site instead of in a certain newspaper; and generally
6 relating to notice of public hearings by the Department of the Environment.

7 BY repealing and reenacting, with amendments,
8 Article – Environment
9 Section 2–303
10 Annotated Code of Maryland
11 (2007 Replacement Volume and 2012 Supplement)

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

14 **Article – Environment**

15 2–303.

16 (a) The Department may not adopt any rule or regulation under this title
17 unless the requirements of this section and the Administrative Procedure Act are met.

18 (b) Before adopting any rule or regulation under this title, the Department
19 shall announce and hold a public hearing on the subject.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (c) (1) At least 30 days before the public hearing, the Department shall
2 publish notice of the hearing in a newspaper of general circulation in the area
3 concerned **OR ON THE DEPARTMENT'S WEB SITE.**

4 (2) The notice shall state:

5 (i) The date, time, and place of the hearing; and

6 (ii) The purpose of the hearing.

7 (d) After the public hearing, the Department may adopt the rule or
8 regulation with or without modification.

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
10 October 1, 2013.