

SENATE BILL 317

M3

3lr1164
CF 3lr1165

By: **Senator Brinkley**

Introduced and read first time: January 23, 2013

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Frederick County – Stormwater Management – Watershed Protection and**
3 **Restoration Program – Exemption**

4 FOR the purpose of exempting a certain county from a certain requirement to adopt a
5 certain watershed protection and restoration program; and generally relating to
6 stormwater management in the State.

7 BY repealing and reenacting, with amendments,
8 Article – Environment
9 Section 4–202.1(a)
10 Annotated Code of Maryland
11 (2007 Replacement Volume and 2012 Supplement)

12 BY repealing and reenacting, without amendments,
13 Article – Environment
14 Section 4–202.1(b) and (c)
15 Annotated Code of Maryland
16 (2007 Replacement Volume and 2012 Supplement)

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

19 **Article – Environment**

20 4–202.1.

21 (a) (1) Except as provided in paragraph (2) of this subsection, this section
22 applies to a county or municipality that is subject to a national pollutant discharge
23 elimination system Phase I municipal separate storm sewer system permit.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (2) This section does not apply to [a]:

2 **(I)** A county or municipality that, on or before July 1, 2012, has
3 enacted and implemented a system of charges under § 4–204 of this subtitle for the
4 purpose of funding a watershed protection and restoration program, or similar
5 program, in a manner consistent with the requirements of this section; **OR**

6 **(II)** **FREDERICK COUNTY.**

7 (b) On or before July 1, 2013, a county or municipality shall adopt and
8 implement local laws or ordinances necessary to establish a watershed protection and
9 restoration program.

10 (c) A watershed protection and restoration program established under this
11 section shall include:

12 (1) A stormwater remediation fee; and

13 (2) A local watershed protection and restoration fund.

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 July 1, 2013.