
By: Prince George's County and Montgomery County Delegations

Introduced and read first time: February 1, 1996

Assigned to: Commerce and Government Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Washington Suburban Sanitary Commission - Regulations - Approval by County**
3 **Councils**
4 **PG/MC 48-96**

5 FOR the purpose of requiring the approval of the Montgomery County Council and the
6 Prince George's County Council before a regulation proposed by the Washington
7 Suburban Sanitary Commission may be adopted; providing for the application of
8 this Act; and generally relating to the authority of the Washington Suburban
9 Sanitary Commission to adopt regulations.

10 BY repealing and reenacting, with amendments,
11 Article 29 - Washington Suburban Sanitary District
12 Section 9-101
13 Annotated Code of Maryland
14 (1993 Replacement Volume and 1995 Supplement)

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

17 **Article 29 - Washington Suburban Sanitary District**

18 9-101.

19 (a) (1) Except as otherwise provided by this article, AND SUBJECT TO
20 SUBSECTION (B) OF THIS SECTION, the WSSC may adopt rules and regulations to carry
21 out the provisions of this article and any other laws the enforcement and administration
22 of which is vested in the WSSC.

23 (2) The WSSC may:

24 (i) Limit or regulate the use and supply of water service and sanitary
25 sewer service on a temporary basis in any area or to any premises served by the WSSC's
26 facilities, as the needs of the occasion and the protection of the WSSC's systems require;

27 (ii) Adopt rules and regulations not inconsistent with law that the
28 WSSC considers necessary for the public safety, health, comfort, or convenience in the
29 construction, operation, maintenance, expansion, relocation, replacement, renovation,
30 and repair of the WSSC's water system and sanitary sewer system; and

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1 (iii) Fix the forms of permits and specify the nature, type, and amount
2 of information, detail, and engineering data that a person must submit to the WSSC for
3 any permit authorized or required by this article.

4 (B) (1) BEFORE THE WSSC MAY ADOPT A REGULATION, THE WSSC SHALL
5 SUBMIT THE PROPOSED REGULATION TO EACH COUNTY COUNCIL FOR APPROVAL.

6 (2) WITHIN 30 DAYS OF RECEIVING THE PROPOSED REGULATION, EACH
7 COUNTY COUNCIL SHALL APPROVE OR DISAPPROVE THE PROPOSED REGULATION.

8 (3) IF EITHER COUNTY COUNCIL DISAPPROVES THE PROPOSED
9 REGULATION, THE WSSC MAY NOT ADOPT THE REGULATION.

10 [(b)] (C) Except for the immediate preservation of the public health and safety or
11 for emergency provisions required to protect the WSSC's systems, the WSSC shall publish
12 separate notices of any new [rules and regulations which are] REGULATION THAT IS
13 authorized by this section at least 30 days before [their] ITS effective date in at least 1
14 newspaper published in each county.

15 [(c)] (D) Any rule or regulation adopted by the WSSC under this section has the
16 force and authority of law.

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed
18 only prospectively and may not be applied or interpreted to have any effect on or
19 application to any regulations adopted by the WSSC before the effective date of this Act.

20 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
21 October 1, 1996.