
By: Montgomery County and Prince George's County Delegations

Introduced and read first time: January 31, 1997

Assigned to: Commerce and Government Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Washington Suburban Sanitary Commission - Charitable Institutions - Water and Sewer**

3 **Usage**

4 **MC/PG 10-97**

5 FOR the purpose of requiring the Washington Suburban Sanitary Commission (WSSC) to
6 supply water and sewer services in certain amounts without charge to certain
7 charitable institutions; and altering and adding certain definitions.

8 BY repealing and reenacting, with amendments,

9 Article 29 - Washington Suburban Sanitary District

10 Section 6-105

11 Annotated Code of Maryland

12 (1993 Replacement Volume and 1996 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF

14 MARYLAND, That the Laws of Maryland read as follows:

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

16 6-105.

17 (a) (1) (I) In this subsection[,] THE FOLLOWING WORDS HAVE THE
18 MEANINGS INDICATED.

19 (II) ["charitable"] "CHARITABLE institution" means an institution:

20 [(i)] 1. That is located in Montgomery County or Prince George's
21 County; [and]

22 [(ii)] 2. Whose purpose is primarily charitable; AND

23 3. THAT HAS OBTAINED NONPROFIT STATUS UNDER §
24 501(C)(3) OF THE INTERNAL REVENUE CODE.

25 (III) "DAY PROGRAM FACILITY" MEANS A FACILITY OF A
26 CHARITABLE INSTITUTION THAT:

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1 1. IS LICENSED OR WAIVED BY THE DEVELOPMENTAL
2 DISABILITIES ADMINISTRATION UNDER § 7-903 OF THE HEALTH - GENERAL
3 ARTICLE; AND

4 2. PROVIDES DAY HABILITATION SERVICES OR
5 VOCATIONAL SERVICES TO INDIVIDUALS WITH DEVELOPMENTAL DISABILITIES AT
6 THE FACILITY SITE.

7 (2) If a charitable institution does not discriminate against the entrance or
8 care of residents of Montgomery County or Prince George's County, the WSSC shall:

9 (i) 1. Supply without cost up to 100 gallons of water per day for
10 each inmate of the charitable institution; OR

11 2. IN THE CASE OF A DAY PROGRAM FACILITY, SUPPLY UP
12 TO 25 GALLONS OF WATER PER DAY FOR EACH CLIENT AT THE SITE OF THE DAY
13 PROGRAM FACILITY; and

14 (ii) Not make a sewer usage charge for or on the account of item (i) of
15 this paragraph.

16 (3) However, the WSSC may assess against the charitable institution a
17 charge:

18 (i) To cover the cost of reading the water meter, which the charitable
19 institution shall install and maintain at its own cost; and

20 (ii) For sewer usage and the current rate for water used in excess of
21 [100 gallons per day for each inmate of the charitable institution] THE AMOUNT OF
22 WATER SUPPLIED WITHOUT COST IN ACCORDANCE WITH PARAGRAPH (2)(I) OF THIS
23 SUBSECTION.

24 (b) (1) This subsection does not invalidate, without the consent of a
25 municipality located in the sanitary district, any contract between the WSSC and the
26 municipality.

27 (2) Except as provided in paragraph (3) of this subsection, the WSSC shall
28 charge and collect its usual water rate, including a ready to serve charge, for all water
29 used by this State, Montgomery County, Prince George's County, or any municipal
30 authority in Montgomery County or Prince George's County.

31 (3) Notwithstanding any law or ordinance to the contrary, a fire department
32 or rescue squad that is recognized by Montgomery County or Prince George's County or
33 that is maintained and operated by a municipal authority in Montgomery County or
34 Prince George's County is exempt from water rates, meter service charges, and sewer
35 usage charges.

36 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
37 October 1, 1997.