

HOUSE BILL 79

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HB 423/98 - ENV

1999 Regular Session
9r0941

By: **Delegates T. Murphy and McHale**
Introduced and read first time: January 20, 1999
Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Environmental Permits - Conveyance - Public Hearing**

3 FOR the purpose of requiring the Maryland Department of the Environment to
4 conduct certain procedures regarding public notice and comment for the
5 conveyance of certain permits issued by the Department; requiring the
6 Department to make certain applications for certain permits available for
7 inspection and copying; requiring the Department to publish certain
8 information regarding certain permits; and generally relating to permits issued
9 by the Department of the Environment.

10 BY repealing and reenacting, with amendments,
11 Article - Environment
12 Section 1-603
13 Annotated Code of Maryland
14 (1996 Replacement Volume and 1998 Supplement)

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

17 **Article - Environment**

18 1-603.

19 (a) The Department shall cause to be published notice of applications for
20 permits AND NOTICE OF APPLICATIONS FOR CONVEYANCE OF PERMITS.

21 (b) The Department shall assure that applications for permits AND
22 APPLICATIONS FOR CONVEYANCE OF PERMITS shall be available to the public for
23 inspection and copying.

24 (c) (1) Upon written request made within 10 working days after publication
25 of a notice of application, OR A NOTICE OF APPLICATION FOR CONVEYANCE, or in its
26 own discretion, the Department shall provide an opportunity for an informational
27 meeting with respect to the application FOR A PERMIT OR THE APPLICATION FOR THE
28 CONVEYANCE OF A PERMIT.

1 (2) The informational meeting may be canceled if all persons who made
2 timely written requests withdraw the requests prior to the meeting.

3 (3) Unless the notice of application OR THE NOTICE OF APPLICATION
4 FOR CONVEYANCE contained a notice of the informational meeting, the Department
5 shall publish notice of the informational meeting.

6 (d) (1) The Department may require the applicant to attend an
7 informational meeting or public or contested case hearing and present information
8 concerning the application FOR A PERMIT OR THE APPLICATION FOR THE
9 CONVEYANCE OF A PERMIT.

10 (2) If the applicant fails to appear and present information after a
11 request from the Department, the application FOR A PERMIT OR THE APPLICATION
12 FOR THE CONVEYANCE OF A PERMIT may be denied.

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
14 October 1, 1999.