

SENATE BILL 91

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M3

1999 Regular Session  
9lr0738

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By: **Senator Della**

Introduced and read first time: January 18, 1999  
Assigned to: Economic and Environmental Affairs

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Committee Report: Favorable with amendments  
Senate action: Adopted with floor amendments  
Read second time: February 18, 1999

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Department of the Environment - Location of Meetings and Hearings**

3 FOR the purpose of requiring that certain meetings and hearings relating to certain  
4 permits issued by the Department of the Environment be located in a certain  
5 location; and generally relating to the location of meetings and hearings held by  
6 the Department of the Environment.

7 BY repealing and reenacting, with amendments,  
8 Article - Environment  
9 Section 1-601  
10 Annotated Code of Maryland  
11 (1996 Replacement Volume and 1998 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 1-601.

16 (a) Permits issued by the Department under the following sections shall be  
17 issued in accordance with this subtitle:

18 (1) Air quality control permits to construct subject to § 2-404 of this  
19 article;

1 (2) Permits to install, materially alter or materially extend landfill  
2 systems, incinerators for public use or rubble landfills subject to § 9-209 of this  
3 article;

4 (3) Permits to discharge pollutants to waters of the State issued  
5 pursuant to § 9-323 of this article;

6 (4) Permits to install, materially alter or materially extend a structure  
7 used for storage or distribution of any type of sewage sludge issued, renewed, or  
8 amended pursuant to § 9-234.1 or § 9-238 of this article;

9 (5) Permits to own, operate, establish or maintain a controlled  
10 hazardous substance facility issued pursuant to § 7-232 of this article;

11 (6) Permits to own, operate, or maintain a hazardous material facility  
12 issued pursuant to § 7-103 of this article; and

13 (7) Permits to own, operate, establish or maintain a low-level nuclear  
14 waste facility issued pursuant to § 7-233 of this article.

15 (b) Notwithstanding any other provision of law to the contrary, the  
16 Department is not required to provide an opportunity for a contested case hearing to  
17 any party other than the applicant in connection with any permit issued pursuant to  
18 this article except the permits listed in subsection (a) of this section.

19 (c) ~~{(1)~~ When this article requires more than one public informational  
20 meeting, public hearing, or contested case hearing, the Department may consolidate  
21 some or all of the meetings or hearings for the proposed facility with similar meetings  
22 or hearings.}

23 (2) ~~THE DEPARTMENT SHALL HOLD ALL PUBLIC INFORMATIONAL~~  
24 ~~MEETINGS, PUBLIC HEARINGS, AND CONTESTED CASE PUBLIC INFORMATIONAL~~  
25 ~~MEETINGS AND PUBLIC HEARINGS AT A CONVENIENT LOCATION IN THE POLITICAL~~  
26 ~~SUBDIVISION AND IN CLOSE PROXIMITY TO THE LOCATION WHERE THE INDIVIDUAL~~  
27 ~~PERMIT APPLIES.~~

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