Unofficial Copy D2

2001 Regular Session 1lr0400

By: Montgomery County Delegation and Prince George's County **Delegation**

Introduced and read first time: February 9, 2001

Assigned to: Judiciary

24

(iv) 25 Code, concerning WSSC regulations governing:

	A BILL ENTITLED					
1	AN ACT concerning					
2	WSSC Infraction - District Court Jurisdiction MC/PG 108-01					
4 5	FOR the purpose of clarifying the jurisdiction of the District Court of Maryland over certain WSSC infractions.					
6 7 8 9	Section 4-401(10)(iv) Annotated Code of Maryland					
11 12 13 14	Section 18-104.2(a) and (b) Annotated Code of Maryland					
16 17	SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:					
18	Article - Courts and Judicial Proceedings					
19	4-401.					
	Except as provided in § 4-402 of this subtitle, and subject to the venue provisions of Title 6 of this article, the District Court has exclusive original civil jurisdiction in:					
23	(10) A proceeding for adjudication of:					
24	(iv) A WSSC infraction as defined in Article 29, § 18-104.2 of the					

HOUSE BILL 846

1 2	[and]		1.	Erosion and sediment control for utility construction;		
3			2.	Plumbing, gas fitting, and sewer cleaning; AND		
4			3.	REQUIRED PERMITS FOR UTILITY CONSTRUCTION;		
5			Article	29 - Washington Suburban Sanitary District		
6	18-104.2.					
7	(a) In this se	ection the	e followi	ng words have the meanings indicated.		
8 9	(1) "Enforcement official" means an employee of WSSC authorized by WSSC to issue a citation for a WSSC infraction under this section.					
10 11	(2) "Regulations" means the regulations of the Washington Suburban Sanitary Commission governing:					
12 13	George's and Montgo	(i) Erosion and sediment control for utility construction in Prince ge's and Montgomery counties;				
14 15	(ii) Plumbing, gas fitting, and sewer cleaning in the Washington Suburban Sanitary District; or					
16 17	district.	(iii)	Require	d permits for public utility construction in the sanitary		
18 19	(3) provision of the regul	(3) "Repeated infraction" means a recurring violation of the same vision of the regulations by the same person.				
20	(4)	(4) "WSSC infraction" means a violation of the regulations.				
21	(b) (1)	The WS	SC is au	thorized to adopt the regulations as follows:		
24 25	(i) Regulations governing erosion and sediment control for utility construction, under authority of § 9-101 of this article and § 4-105 of the Environment Article, and after review and approval by the soil conservation districts of Prince George's and Montgomery counties and the Department of Natural Resources;					
27 28	3-301 of this article;	(ii)	Regulat	ions governing sewer cleaning, under authority of §		
29 30	9-101, 14-102, and 1:	(iii) 5-104 of		ions governing plumbing, under authority of §§ 8-104, le;		
31 32	this article; and	(iv)	Regulat	ions governing gas fitting, under authority of § 9-102 of		

- 1 (v) Regulations governing required permits for public utility 2 construction, under authority of §§ 10-104 and 10-105 of this article.
- 3 (2) The regulations shall be published as provided in \S 9-101(b) of this 4 article.
- 5 (3) The sworn certificate of any member of the WSSC of the publication 6 under this section is prima facie evidence of publication.
- 7 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect 8 October 1, 2001.