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

Introduced and read first time: February 9, 2001  
Assigned to: Judiciary

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Committee Report: Favorable  
House action: Adopted  
Read second time: March 16, 2001

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **WSSC Infraction - District Court Jurisdiction**  
3 **MC/PG 108-01**

4 FOR the purpose of clarifying the jurisdiction of the District Court of Maryland over  
5 certain WSSC infractions.

6 BY repealing and reenacting, with amendments,  
7 Article - Courts and Judicial Proceedings  
8 Section 4-401(10)(iv)  
9 Annotated Code of Maryland  
10 (1998 Replacement Volume and 2000 Supplement)

11 BY repealing and reenacting, without amendments,  
12 Article 29 - Washington Suburban Sanitary District  
13 Section 18-104.2(a) and (b)  
14 Annotated Code of Maryland  
15 (1997 Replacement Volume and 2000 Supplement)

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

1 **Article - Courts and Judicial Proceedings**

2 4-401.

3 Except as provided in § 4-402 of this subtitle, and subject to the venue  
4 provisions of Title 6 of this article, the District Court has exclusive original civil  
5 jurisdiction in:

6 (10) A proceeding for adjudication of:

7 (iv) A WSSC infraction as defined in Article 29, § 18-104.2 of the  
8 Code, concerning WSSC regulations governing:

9 1. Erosion and sediment control for utility construction;  
10 [and]

11 2. Plumbing, gas fitting, and sewer cleaning; AND

12 3. REQUIRED PERMITS FOR UTILITY CONSTRUCTION;

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

14 18-104.2.

15 (a) In this section the following words have the meanings indicated.

16 (1) "Enforcement official" means an employee of WSSC authorized by  
17 WSSC to issue a citation for a WSSC infraction under this section.

18 (2) "Regulations" means the regulations of the Washington Suburban  
19 Sanitary Commission governing:

20 (i) Erosion and sediment control for utility construction in Prince  
21 George's and Montgomery counties;

22 (ii) Plumbing, gas fitting, and sewer cleaning in the Washington  
23 Suburban Sanitary District; or

24 (iii) Required permits for public utility construction in the sanitary  
25 district.

26 (3) "Repeated infraction" means a recurring violation of the same  
27 provision of the regulations by the same person.

28 (4) "WSSC infraction" means a violation of the regulations.

29 (b) (1) The WSSC is authorized to adopt the regulations as follows:

30 (i) Regulations governing erosion and sediment control for utility  
31 construction, under authority of § 9-101 of this article and § 4-105 of the  
32 Environment Article, and after review and approval by the soil conservation districts

1 of Prince George's and Montgomery counties and the Department of Natural  
2 Resources;

3 (ii) Regulations governing sewer cleaning, under authority of §  
4 3-301 of this article;

5 (iii) Regulations governing plumbing, under authority of §§ 8-104,  
6 9-101, 14-102, and 15-104 of this article;

7 (iv) Regulations governing gas fitting, under authority of § 9-102 of  
8 this article; and

9 (v) Regulations governing required permits for public utility  
10 construction, under authority of §§ 10-104 and 10-105 of this article.

11 (2) The regulations shall be published as provided in § 9-101(b) of this  
12 article.

13 (3) The sworn certificate of any member of the WSSC of the publication  
14 under this section is prima facie evidence of publication.

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
16 October 1, 2001.