
By: **Delegate Hubbard**

Introduced and read first time: January 18, 2002

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Public Service Companies - Cooperation with Municipal Corporations -**
3 **Proposed Capital Projects**

4 FOR the purpose of requiring each public service company to submit certain reports
5 to certain municipal corporations relating to projects proposed for certain time
6 periods; requiring municipal corporations to review the reports and determine if
7 a project will conflict with roadway construction plans published by the
8 municipal corporation; authorizing a municipal corporation to require a public
9 service company to revise its proposed project plan to meet the requirements of
10 the municipal corporation; and generally relating to cooperation between public
11 service companies and municipal corporations.

12 BY adding to

13 Article - Public Utility Companies

14 Section 5-501 to be under the new subtitle "Subtitle 5. Municipal Planning
15 Cooperation"

16 Annotated Code of Maryland

17 (1998 Volume and 2001 Supplement)

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

20 **Article - Public Utility Companies**

21 **SUBTITLE 5. MUNICIPAL PLANNING COOPERATION.**

22 5-501.

23 (A) (1) ON OR BEFORE DECEMBER 1, 2002, EACH PUBLIC SERVICE COMPANY
24 SHALL SUBMIT A REPORT TO THE GOVERNING BODY OF EACH MUNICIPAL
25 CORPORATION IN WHICH IT PROVIDES SERVICE THAT INCLUDES, FOR EACH CAPITAL
26 PROJECT PROPOSED FOR AN AREA ON OR NEAR A ROADWAY LOCATED IN THE
27 MUNICIPAL CORPORATION:

1 (I) THE SCOPE, PURPOSE, AND LOCATION OF EACH PROPOSED
2 PROJECT;

3 (II) THE PROJECTED CONSTRUCTION SCHEDULE OF EACH
4 PROPOSED PROJECT; AND

5 (III) THE RELATIONSHIP OF EACH PROPOSED PROJECT TO
6 ROADWAY CONSTRUCTION PLANS PUBLISHED BY THE MUNICIPAL CORPORATION.

7 (2) THE REPORT SHALL INCLUDE ONLY PROJECTS TO BE IN PROGRESS
8 AT ANY TIME BETWEEN JANUARY 1, 2003 AND DECEMBER 31, 2005.

9 (B) (1) ON OR BEFORE JUNE 1, 2005 AND EVERY SUCCEEDING 3 YEARS, EACH
10 PUBLIC SERVICE COMPANY SHALL SUBMIT A REPORT TO THE GOVERNING BODY OF
11 EACH MUNICIPAL CORPORATION IN WHICH IT PROVIDES SERVICE THAT INCLUDES,
12 FOR EACH CAPITAL PROJECT PROPOSED FOR AN AREA ON OR NEAR A ROADWAY
13 LOCATED IN THE MUNICIPAL CORPORATION, THE PROPOSED PROJECT'S:

14 (I) SCOPE, PURPOSE, AND LOCATION;

15 (II) PROJECTED CONSTRUCTION SCHEDULE; AND

16 (III) RELATIONSHIP TO ROADWAY CONSTRUCTION PLANS
17 PUBLISHED BY THE MUNICIPAL CORPORATION.

18 (2) EACH REPORT SHALL INCLUDE PROJECTS TO BE IN PROGRESS
19 BETWEEN JANUARY 1 OF THE NEXT YEAR AND DECEMBER 31 OF THE THIRD YEAR
20 AFTER THE REPORT IS SUBMITTED.

21 (C) EACH MUNICIPAL CORPORATION SHALL:

22 (1) REVIEW THE REPORT SUBMITTED BY EACH PUBLIC SERVICE
23 COMPANY; AND

24 (2) DETERMINE IF ANY OF THE PROPOSED PROJECTS CONFLICTS WITH
25 THE ROADWAY CONSTRUCTION PLANS PUBLISHED BY THE MUNICIPAL
26 CORPORATION.

27 (D) IF A MUNICIPAL CORPORATION DETERMINES THAT A PROPOSED PROJECT
28 REPORTED UNDER SUBSECTION (B) OF THIS SECTION CONFLICTS WITH THE
29 ROADWAY CONSTRUCTION PLANS OF THE MUNICIPAL CORPORATION, THE
30 MUNICIPAL CORPORATION MAY REQUIRE THE PUBLIC SERVICE COMPANY TO REVISE
31 ITS PROPOSED PROJECT PLAN TO MEET THE REQUIREMENTS OF THE MUNICIPAL
32 CORPORATION.

33 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
34 effect July 1, 2002.