
By: **Chairman, Finance Committee (Departmental - Public Service Commission)**

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Assigned to: Rules

Re-referred to: Finance, January 28, 2002

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 26, 2002

CHAPTER _____

1 AN ACT concerning

2 **Public Service Commission - Generation and Emissions Studies**

3 FOR the purpose of requiring electric companies in Maryland to conduct certain
4 environmental studies; and requiring the studies to be submitted by certain
5 dates.

6 BY repealing and reenacting, with amendments,
7 Article - Public Utility Companies
8 Section 7-516(d)
9 Annotated Code of Maryland
10 (1998 Volume and 2001 Supplement)

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

13 **Article - Public Utility Companies**

14 7-516.

15 (d) (1) (i) In recognition of the potential environmental impacts of
16 restructuring the electric industry, it is the intent of the General Assembly to
17 minimize the effects of electric restructuring on the environment.

18 (ii) Electric companies in Maryland shall conduct a study that
19 tracks shifts in generation and emissions as a result of restructuring the electric
20 industry.

1 (iii) The study shall be submitted to the Department of the
2 Environment and the Commission one year after the initial date of implementation of
3 customer choice.

4 (IV) ELECTRIC COMPANIES IN MARYLAND SHALL UPDATE ~~THIS~~ THE
5 STUDY TWICE AND SUBMIT EACH UPDATED STUDY TO THE DEPARTMENT OF THE
6 ENVIRONMENT AND THE COMMISSION ON OR BEFORE DECEMBER 31, ~~2002~~ 2003 AND
7 ON OR BEFORE DECEMBER 31, ~~2004~~ 2005.

8 (2) If, after review of the study required under paragraph (1) of this
9 subsection, the Department of the Environment determines that the emissions levels
10 impose a higher emission burden in Maryland, the Department of the Environment,
11 in consultation with the Commission, shall study the appropriateness,
12 constitutionality, and feasibility of establishing an air quality surcharge or other
13 mechanism to protect Maryland's environment in connection with the
14 implementation of customer choice of electricity suppliers.

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