
By: **Senator Dyson**

Introduced and read first time: January 19, 2005

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Environment - Bay Restoration Fee - Nonpublic Schools**

3 FOR the purpose of altering a certain definition to exempt nonpublic schools from
4 having to pay a Bay restoration fee; and generally relating to exemptions from
5 the Bay restoration fee.

6 BY repealing and reenacting, with amendments,
7 Article - Environment
8 Section 9-1601(cc)
9 Annotated Code of Maryland
10 (1996 Replacement Volume and 2004 Supplement)

11 BY repealing and reenacting, without amendments,
12 Article - Environment
13 Section 9-1601(ff) and 9-1605.2(b)(1)
14 Annotated Code of Maryland
15 (1996 Replacement Volume and 2004 Supplement)

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

18 **Article - Environment**

19 9-1601.

20 (cc) (1) "Person" means an individual, corporation, partnership, association,
21 the State, any unit of the State, commission, special taxing district, or the federal
22 government.

23 (2) "Person" does not include a county, municipal corporation, bi-county
24 or multi-county agency under Article 28 or 29 of the Code, housing authority under
25 Article 44A of the Code, school board, NONPUBLIC SCHOOL, community college, or any
26 other unit of a county or municipal corporation.

27 (ff) (1) "User" means any person discharging wastewater to:

1 (i) A wastewater facility that has a State discharge permit or
2 national pollutant discharge elimination system discharge permit;

3 (ii) An onsite sewage disposal system; or

4 (iii) A sewage holding tank.

5 (2) "User" does not include a person whose sole discharge is stormwater
6 under a stormwater permit.

7 9-1605.2.

8 (b) (1) The Bay restoration fee is:

9 (i) Beginning January 1, 2005, for each residential dwelling that
10 receives an individual sewer bill and each user of an onsite sewage disposal system or
11 a holding tank that receives a water bill, \$2.50 per month;

12 (ii) Beginning October 1, 2005, for each user of an onsite sewage
13 disposal system that does not receive a water bill, \$30 per year;

14 (iii) Beginning October 1, 2005, for each user of a sewage holding
15 tank that does not receive a water bill, \$30 per year; and

16 (iv) Beginning January 1, 2005, for a building or group of buildings
17 under single ownership or management that receives a sewer bill and that contains
18 multiple residential dwellings that do not receive an individual sewer bill or for a
19 nonresidential user:

20 1. For each equivalent dwelling unit not exceeding 3,000
21 equivalent dwelling units, \$2.50 per month;

22 2. For each equivalent dwelling unit exceeding 3,000
23 equivalent dwelling units and not exceeding 5,000 equivalent dwelling units, \$1.25
24 per month; and

25 3. For each equivalent dwelling unit exceeding 5,000
26 equivalent dwelling units, zero.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
28 October 1, 2005.