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By: **Chairman, Economic Matters Committee (By Request - Departmental - Environment)**

Introduced and read first time: January 20, 2006

Assigned to: Economic Matters

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A BILL ENTITLED

1 AN ACT concerning

2 **Electric Generating Stations - Approval Process for Modifications - Permits**  
3 **to Construct**

4 FOR the purpose of altering air quality permitting requirements under the authority  
5 of the Department of the Environment for modifications to certain electric  
6 generating stations; and generally relating to the authority of the Department of  
7 the Environment and electric generating stations.

8 BY repealing and reenacting, with amendments,  
9 Article - Environment  
10 Section 2-402  
11 Annotated Code of Maryland  
12 (1996 Replacement Volume and 2005 Supplement)

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

15 **Article - Environment**

16 2-402.

17 The Department may not require a permit or registration for:

18 (1) Any machinery or equipment that normally is used in a mobile  
19 manner;

20 (2) Any boiler used exclusively to operate steam engines for farm and  
21 domestic use;

22 (3) The construction OR MODIFICATION of a generating station  
23 constructed by a person that is required to obtain a certificate of public convenience  
24 and necessity [under §§ 7-207 and 7-208] IN ACCORDANCE WITH §§ 7-205, 7-207,  
25 AND 7-208 of the Public Utility Companies Article and regulations adopted by the  
26 Public Service Commission;

1           (4)     Actual construction of buildings, apart from any possible emission  
2 producing machinery housed in the buildings;

3           (5)     Any parking garage; or

4           (6)     Any parking lot.

5     SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take  
6 effect July 1, 2006.