
By: **Delegate G. Clagett**

Introduced and read first time: February 10, 2006

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Electricity Generation - Certificate of Public Convenience and Necessity**

3 FOR the purpose of requiring the Public Service Commission to take final action on a
4 certain application for a certificate of public convenience and necessity within a
5 certain time period under certain circumstances; altering the requirement that
6 a person file an application with the Commission for a certificate of public
7 convenience and necessity at least a certain amount of time before construction
8 of the facility will commence under certain circumstances; altering a certain
9 time requirement that the Commission may waive under certain circumstances;
10 and generally relating to certificates of public convenience and necessity.

11 BY adding to

12 Article - Public Utility Companies
13 Section 7-207(h) and 7-208(i)
14 Annotated Code of Maryland
15 (1998 Volume and 2005 Supplement)

16 BY repealing and reenacting, with amendments,

17 Article - Public Utility Companies
18 Section 7-208(b)
19 Annotated Code of Maryland
20 (1998 Volume and 2005 Supplement)

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

23 **Article - Public Utility Companies**

24 7-207.

25 (H) THE COMMISSION SHALL TAKE FINAL ACTION ON AN APPLICATION FOR A
26 CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY UNDER THIS SECTION
27 WITHIN 200 DAYS AFTER THE APPLICATION IS FILED WITH THE COMMISSION.

1 7-208.

2 (b) (1) To obtain the certificate of public convenience and necessity required
3 under § 7-207 of this subtitle for construction under this section, a person shall file
4 an application with the Commission at least [2 years] 1 YEAR before construction of
5 the facility will commence.

6 (2) The Commission may waive the [2-year] 1-YEAR requirement on a
7 showing of good cause.

8 (I) THE COMMISSION SHALL TAKE FINAL ACTION ON AN APPLICATION FOR A
9 CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY UNDER THIS SECTION
10 WITHIN 200 DAYS AFTER THE APPLICATION IS FILED WITH THE COMMISSION.

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
12 October 1, 2006.