
By: **Delegates Minnick, Arnick, and Weir**
Introduced and read first time: March 2, 2006
Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Liquefied Natural Gas Facilities - Approval for Construction or Operation -**
3 **Baltimore County**

4 FOR the purpose of prohibiting the construction or operation of a liquefied natural
5 gas facility without the approval of the Public Service Commission; prohibiting
6 the Public Service Commission from granting regulatory approval for the
7 construction or operation of a liquefied natural gas facility in Baltimore County
8 that is located within a certain distance of a residence; and generally relating to
9 liquefied natural gas facilities.

10 BY repealing and reenacting, with amendments,
11 Article - Public Utility Companies
12 Section 11-101
13 Annotated Code of Maryland
14 (1998 Volume and 2005 Supplement)

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

17 **Article - Public Utility Companies**

18 11-101.

19 (a) (1) In this section the following words have the meanings indicated.

20 (2) "Liquefied natural gas" means natural gas cooled to form a liquid at
21 approximately atmospheric pressure.

22 (3) "Liquefied natural gas facility" means any facility used to produce,
23 store, or regasify liquefied natural gas.

24 (b) The Commission shall adopt regulations to ensure to the greatest extent
25 practicable the operational safety of liquefied natural gas facilities.

1 (c) (1) The Commission shall inspect periodically each liquefied natural gas
2 facility to ensure compliance with the regulations adopted under subsection (b) of this
3 section.

4 (2) Inspections shall be conducted at intervals the Commission
5 determines necessary.

6 (d) The Commission may enforce [these] THE regulations by any method
7 provided in § 2-117(a), § 13-201, or § 13-205 of this article.

8 (E) (1) A LIQUEFIED NATURAL GAS FACILITY MAY NOT BE CONSTRUCTED
9 OR OPERATED WITHOUT THE APPROVAL OF THE COMMISSION.

10 (2) THE COMMISSION MAY NOT GRANT ANY APPROVAL FOR THE
11 CONSTRUCTION OR OPERATION OF A LIQUEFIED NATURAL GAS FACILITY IF THE
12 FACILITY IS TO BE LOCATED:

13 (I) IN BALTIMORE COUNTY; AND

14 (II) WITHIN 2 MILES OF ANY RESIDENCE.

15 [(e)] (F) The Commission may enter into agreements with federal units as
16 necessary to carry out this section.

17 [(f)] (G) This section does not expand the definition of "public service
18 company" in § 1-101 of this article.

19 [(g)] (H) A person who violates a regulation that the Commission adopts
20 under this section is guilty of a misdemeanor and on conviction is subject to a fine not
21 exceeding \$10,000 for each day the violation continues, and imprisonment not
22 exceeding 1 year.

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