

SENATE BILL 553

M3

(7lr1253)

ENROLLED BILL

— *Education, Health, and Environmental Affairs / Environmental Matters* —

Introduced by **Senators Pipkin, Miller, Britt, and Brochin**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **Environment - Landfills - Termination Date**

3 FOR the purpose of expanding a certain prohibition against issuing a certain permit to
4 construct or operate a landfill within a certain distance of certain areas;
5 ~~repealing a prohibition against issuing a certain permit to construct or operate a~~
6 ~~landfill within a certain distance of certain tributaries in Prince George's~~
7 ~~County;~~ repealing the termination date of certain provisions of law relating to
8 landfills in the State; *requiring the Department to report to the General*
9 *Assembly on or before a certain date;* and generally relating to landfills.

10 BY repealing and reenacting, with amendments,

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber / conference committee amendments.



1 Article – Environment
 2 Section 9–204(m)
 3 Annotated Code of Maryland
 4 (1996 Replacement Volume and 2006 Supplement)

5 BY repealing and reenacting, with amendments,
 6 Chapter 228 of the Acts of the General Assembly of 2006
 7 Section 2

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

10 **Article – Environment**

11 9–204.

12 (m) The Secretary may not issue any permit under this section to construct or
 13 operate a [rubble] landfill within 4 miles of Unicorn Lake in Queen Anne’s County, ~~OR~~
 14 within 1 mile of the Piscataway Creek, a Piscataway Creek tributary, or the
 15 Mattawoman Creek, ~~or within 1 mile of any other tributary in Prince George’s County~~
 16 ~~that flows directly or indirectly into the Potomac River~~ **IN PRINCE GEORGE’S**
 17 **COUNTY**, or within 1 mile of any other tributary in Prince George’s County that flows
 18 directly or indirectly into the Potomac River.

19 **Chapter 228 of the Acts of 2006**

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency
 21 measure, is necessary for the immediate preservation of the public health or safety,
 22 has been passed by a yea and nay vote supported by three-fifths of all the members
 23 elected to each of the two Houses of the General Assembly, and shall take effect from
 24 the date it is enacted. [It shall remain effective through June 1, 2009, and, at the end
 25 of June 1, 2009, with no further action required by the General Assembly, this Act
 26 shall be abrogated and of no further force and effect.]

27 SECTION 2. AND BE IT FURTHER ENACTED, That, on or before January 1,
 28 2008, the Department of the Environment shall report to the General Assembly, in
 29 accordance with § 2–1246 of the State Government Article, on appropriate methods to
 30 authorize a county to remove a proposed landfill from a county plan, including any
 31 information on methods or practices utilized by other states.

32 SECTION ~~2~~ 3. AND BE IT FURTHER ENACTED, That this Act shall take
 33 effect October 1, 2007.