

SENATE BILL 1031

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7lr3421

By: **Senators Britt, Currie, Exum, Miller, Muse, Peters, Pinsky, and Rosapepe**
Constitutional Requirements Complied with for Introduction in the last 35 Days of
Session

Introduced and read first time: March 21, 2007

Rules suspended

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Environment – Landfills – Prohibition**

3 FOR the purpose of altering a prohibition against issuing a certain permit to construct
4 or operate a landfill to include any location in Prince George's County;
5 expanding a certain prohibition against issuing a certain permit to construct or
6 operate a landfill within a certain distance of certain areas in Queen Anne's
7 County; repealing the termination date of certain provisions of law relating to
8 landfills in the State; and generally relating to permits for landfills.

9 BY repealing and reenacting, without amendments,
10 Article – Environment
11 Section 9–204(a) and (d)
12 Annotated Code of Maryland
13 (1996 Replacement Volume and 2006 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article – Environment
16 Section 9–204(m)
17 Annotated Code of Maryland
18 (1996 Replacement Volume and 2006 Supplement)

19 BY repealing and reenacting, with amendments,
20 Chapter 228 of the Acts of the General Assembly of 2006

EXPLANATION: **CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.**

[Brackets] indicate matter deleted from existing law.



1 Section 2

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

4 **Article – Environment**

5 9–204.

6 (a) This section applies to any water supply system, sewerage system, refuse
7 disposal system that is for public use, or any refuse disposal system that is a solid
8 waste acceptance facility as defined in § 9–501(n) of this title if the solid waste
9 acceptance facility is installed, altered, or extended after July 1, 1988.

10 (d) A person shall have a permit issued by the Secretary under this section
11 before the person installs, materially alters, or materially extends a water supply
12 system, sewerage system, or refuse disposal system.

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

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 ye 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 this Act shall take effect
28 October 1, 2007.