

CHAPTER 161

(Senate Bill 553)

AN ACT concerning

Environment – Landfills – Termination Date

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

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

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

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

Article – Environment

9–204.

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

Chapter 228 of the Acts of 2006

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

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

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

Approved by the Governor, April 24, 2007.