

SENATE BILL 969

C5

7lr3469
CF 7lr2936

By: Senator Feldman

Introduced and read first time: February 3, 2017

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Electricity – Construction of Overhead Transmission Lines – Condemnation**
3 **Authority**

4 FOR the purpose of authorizing a person to which a certificate of public convenience and
5 necessity is issued for the construction of a certain overhead transmission line to
6 acquire certain property or rights by condemnation subject to approval by the Public
7 Service Commission; and generally relating to the construction of overhead
8 transmission lines.

9 BY repealing and reenacting, with amendments,
10 Article – Public Utilities
11 Section 7-207(b)(3)
12 Annotated Code of Maryland
13 (2010 Replacement Volume and 2016 Supplement)

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

16 **Article – Public Utilities**

17 7-207.

18 (b) (3) (i) Except as provided in paragraph (4) of this subsection, unless a
19 certificate of public convenience and necessity for the construction is first obtained from the
20 Commission, a person may not begin construction of an overhead transmission line that is
21 designed to carry a voltage in excess of 69,000 volts or exercise a right of condemnation
22 with the construction.

23 (ii) For construction related to an existing overhead transmission
24 line, the Commission may waive the requirement in subparagraph (i) of this paragraph for
25 good cause.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



5 1. is an electric company; or

9 (iv) The Commission may not issue a certificate of public convenience
10 and necessity for the construction of an overhead transmission line in the electric
11 distribution service territory of an electric company to an applicant other than an electric
12 company if:

(V) ON ISSUANCE OF A CERTIFICATE OF PUBLIC CONVENIENCE
FOR THE CONSTRUCTION OF AN OVERHEAD TRANSMISSION LINE, A
QUIRE BY CONDEMNATION, IN ACCORDANCE WITH TITLE 12 OF THE
ARTICLE AND SUBJECT TO APPROVAL BY THE COMMISSION, ANY
GHT NECESSARY FOR THE CONSTRUCTION OR MAINTENANCE OF
ON LINE.

23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
24 October 1, 2017.