

HOUSE BILL 122

M3, N1
HB 149/22 – ENT

(PRE-FILED)

3lr0879

By: **Delegate Bagnall**

Requested: November 17, 2022

Introduced and read first time: January 11, 2023

Assigned to: Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **Wetlands and Waterways – Riparian Rights – Voluntary Registry and Notice**

3 FOR the purpose of requiring the Department of the Environment to establish and
4 maintain a voluntary registry on the Department's website for property owners who
5 have registered a claim of riparian rights with the Department; requiring the holder
6 of a covenant for riparian rights to be provided notice of a certain proposed project
7 at a certain time; and generally relating to riparian rights.

8 BY adding to

9 Article – Environment

10 Section 16–201.1

11 Annotated Code of Maryland

12 (2014 Replacement Volume and 2022 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

14 That the Laws of Maryland read as follows:

15 **Article – Environment**

16 **16–201.1.**

17 **(A) (1) THE DEPARTMENT SHALL ESTABLISH AND MAINTAIN A PUBLICLY**
18 **ACCESSIBLE VOLUNTARY REGISTRY ON THE DEPARTMENT'S WEBSITE OF PROPERTY**
19 **OWNERS WHO HAVE REGISTERED A CLAIM OF RIPARIAN RIGHTS WITH THE**
20 **DEPARTMENT.**

21 **(2) THE DEPARTMENT SHALL DETERMINE THE INFORMATION THAT A**
22 **PROPERTY OWNER IS REQUIRED TO SUBMIT TO BE INCLUDED IN THE REGISTRY**
23 **UNDER PARAGRAPH (1) OF THIS SUBSECTION.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(3) THE GOVERNOR SHALL APPROPRIATE FUNDS TO THE**
2 **DEPARTMENT TO COVER THE COST OF ESTABLISHING AND MAINTAINING THE**
3 **REGISTRY.**

4 **(B) THE HOLDER OF A COVENANT FOR RIPARIAN RIGHTS, INCLUDING A**
5 **COMMUNITY ASSOCIATION, SHALL BE PROVIDED NOTICE OF A PROPOSED PROJECT**
6 **IN THE IMMEDIATE AREA OF THE PROPERTY SUBJECT TO THE COVENANT AT THE**
7 **BEGINNING OF THE STATE OR LOCAL PERMITTING OR OTHER APPROVAL PROCESS**
8 **FOR THE PROPOSED PROJECT.**

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
10 October 1, 2023.