

SB0931/163720/1

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 931
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “necessity;” insert “establishing a distributed generation certificate of public convenience and necessity to authorize the construction and operation of a certain distributed solar energy generating system; requiring the Power Plant Research Program, by a certain date, to develop and submit to the Commission proposed siting and design requirements and licensing conditions;”; strike beginning with “requiring” in line 14 down through the semicolon in line 16; and strike in their entirety lines 20 through 24, inclusive, and substitute:

“BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 3–306(a)(1)

Annotated Code of Maryland

(2023 Replacement Volume and 2024 Supplement)”.

On page 2, strike line 3 in its entirety and substitute “Section 7–207(b)(1)(i) and (ii), (e), and (h), 7–207.1(c)(1), and 7–306.2(a), (c), and (d)(7)”; after line 5, insert:

“BY repealing and reenacting, without amendments,

Article – Public Utilities

Section 7–207(d)

Annotated Code of Maryland

(2020 Replacement Volume and 2024 Supplement)”;

and in line 8, after “Section” insert “7–207.4,”.

AMENDMENT NO. 2

On page 2, after line 17, insert:

“Article – Natural Resources

3–306.

(a) (1) Notwithstanding anything to the contrary in this article or the Public Utilities Article, on application to the Public Service Commission for a certificate of public convenience and necessity associated with power plant construction IN ACCORDANCE WITH § 7–207 OF THE PUBLIC UTILITIES ARTICLE, the Commission shall notify immediately the Department [of Natural Resources] and the Department of the Environment of the application.”;

and after line 19, insert:

“(b) (1) (i) [Unless] EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, UNLESS a certificate of public convenience and necessity for the construction is first obtained from the Commission, a person may not begin construction in the State of:

1. a generating station; or
2. a qualified generator lead line.

(ii) [If a person obtains Commission approval for construction under § 7–207.1 of this subtitle, the Commission shall exempt a person from the requirement to obtain a certificate of public convenience and necessity under this section] A PERSON IS NOT REQUIRED TO OBTAIN A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY UNDER THIS SECTION IF THE PERSON OBTAINS:

1. COMMISSION APPROVAL FOR CONSTRUCTION

UNDER § 7-207.1 OF THIS SUBTITLE; OR

2. A DISTRIBUTED GENERATION CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY UNDER § 7-207.4 OF THIS SUBTITLE.”.

On page 4, after line 29, insert:

“(h) (1) A county or municipal corporation has the authority to approve or deny any local permit required under a certificate of public convenience and necessity issued under this section OR A DISTRIBUTED GENERATION CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY ISSUED UNDER § 7-207.4 OF THIS SUBTITLE.

(2) A county or municipal corporation shall approve or deny any local permits required under a certificate of public convenience and necessity issued under this section OR A DISTRIBUTED GENERATION CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY ISSUED UNDER § 7-207.4 OF THIS SUBTITLE:

(i) within a reasonable time; and

(ii) to the extent local laws are not preempted by State law, in accordance with local laws.

(3) A county or municipal corporation may not condition the approval of a local permit required under a certificate of public convenience and necessity issued under this section OR A DISTRIBUTED GENERATION CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY ISSUED UNDER § 7-207.4 OF THIS SUBTITLE on receipt of any of the following approvals for any aspect of a generating station, an overhead transmission line, or a qualified lead line proposed to be constructed under the certificate:

(i) a conditional use approval;

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- (ii) a special exception approval; or
- (iii) a floating zone approval.

7-207.1.

(c) (1) The Commission shall require a person that is exempted from the requirement to obtain a certificate of public convenience and necessity UNDER § 7-207(B)(1)(II)1 OF THIS SUBTITLE to obtain approval from the Commission under this section before the person may construct a generating station described in subsection (b) of this section.

7-207.4.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) “DISTRIBUTED GENERATION CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY” OR “DGCPCN” MEANS A CERTIFICATE ISSUED BY THE COMMISSION UNDER THIS SECTION THAT AUTHORIZES THE CONSTRUCTION AND OPERATION OF A DISTRIBUTED SOLAR ENERGY GENERATING SYSTEM.

(3) “DISTRIBUTED SOLAR ENERGY GENERATING SYSTEM” MEANS A COMMUNITY SOLAR ENERGY GENERATING SYSTEM, AS DEFINED IN § 7-306.2 OF THIS TITLE, THAT:

(I) WOULD BE REQUIRED TO OBTAIN A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY UNDER § 7-207 OF THIS SUBTITLE IF THE

SYSTEM DOES NOT OBTAIN A DGCPN UNDER THIS SECTION;

(II) HAS A CAPACITY TO PRODUCE MORE THAN 2 MEGAWATTS BUT NOT MORE THAN 5 MEGAWATTS OF ALTERNATING CURRENT AS MEASURED BY THE ALTERNATING CURRENT RATING OF THE SYSTEM'S INVERTER; AND

(III) IS NOT LOCATED WITHIN A MUNICIPAL CORPORATION.

(4) "FOREST" HAS THE MEANING STATED IN § 5-1601 OF THE NATURAL RESOURCES ARTICLE.

(5) "POWER PLANT RESEARCH PROGRAM" MEANS THE PROGRAM WITHIN THE DEPARTMENT OF NATURAL RESOURCES UNDER TITLE 3, SUBTITLE 3 OF THE NATURAL RESOURCES ARTICLE.

(6) "STANDARD LICENSING CONDITIONS" MEANS THE PREDETERMINED LICENSING CONDITIONS ADOPTED BY THE COMMISSION UNDER THIS SECTION FOR THE CONSTRUCTION AND OPERATION OF A DISTRIBUTED SOLAR ENERGY GENERATING SYSTEM THAT HAS BEEN ISSUED A DGCPN UNDER THIS SECTION.

(7) "STANDARD SITING AND DESIGN REQUIREMENTS" MEANS THE PREDETERMINED OBJECTIVE REQUIREMENTS ADOPTED BY THE COMMISSION UNDER THIS SECTION FOR THE SITING AND DESIGN OF A DISTRIBUTED SOLAR ENERGY GENERATING SYSTEM THAT HAS BEEN ISSUED A DGCPN UNDER THIS SECTION.

(B) (1) ON OR BEFORE JULY 1, 2026, THE POWER PLANT RESEARCH PROGRAM, AFTER GIVING NOTICE AND OPPORTUNITY FOR PUBLIC COMMENT,

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SHALL DEVELOP AND SUBMIT TO THE COMMISSION PROPOSED STANDARD SITING AND DESIGN REQUIREMENTS AND PROPOSED STANDARD LICENSING CONDITIONS FOR THE ISSUANCE OF A DGCPCN.

(2) IN DEVELOPING THE PROPOSED STANDARD SITING AND DESIGN REQUIREMENTS AND THE PROPOSED STANDARD LICENSING CONDITIONS, THE POWER PLANT RESEARCH PROGRAM SHALL:

(I) CONSIDER ACHIEVEMENT OF THE STATE'S CLIMATE AND RENEWABLE ENERGY COMMITMENTS;

(II) CONSIDER REASONABLE SETBACKS AND LANDSCAPE SCREENING REQUIREMENTS;

(III) CONSIDER ENVIRONMENTAL PRESERVATION, INCLUDING PROHIBITIONS ON FOREST CLEARANCE EXCEPT WHERE NECESSARY TO:

1. REDUCE SOLAR PANEL SHADING NEAR THE PERIMETER OF THE PROJECT SITE;

2. FACILITATE INTERCONNECTION INFRASTRUCTURE; AND

3. ENSURE ADEQUATE SITE ACCESS;

(IV) CONSIDER STORMWATER MANAGEMENT, EROSION AND SEDIMENT CONTROL, AND SITE STABILIZATION, ACCOUNTING FOR:

1. THE EFFECTS ON RUNOFF FROM SOLAR PANELS AND ASSOCIATED EQUIPMENT;

2. THE EFFECTS OF SOIL CHARACTERISTICS AND COMPACTION ON RUNOFF; AND

3. THE EFFECTS OF THE GROUND COVER UNDER AND BETWEEN THE SOLAR PANELS ON RUNOFF;

(V) CONSIDER MINIMIZATION AND MITIGATION OF THE EFFECTS OF A DISTRIBUTED SOLAR ENERGY GENERATING SYSTEM ON HISTORIC SITES;

(VI) CONSIDER PUBLIC SAFETY;

(VII) CONSIDER INDUSTRY BEST PRACTICES;

(VIII) CONSIDER ENSURING THE STABILITY AND RELIABILITY OF THE ELECTRIC SYSTEM BY REQUIRING THE APPLICANT TO SUBMIT A SIGNED INTERCONNECTION AGREEMENT WITH THE ELECTRIC COMPANY BEFORE THE START OF CONSTRUCTION;

(IX) CONSIDER LICENSING CONDITIONS PREVIOUSLY ADOPTED BY THE COMMISSION FOR SOLAR ENERGY GENERATING SYSTEMS, INCLUDING REQUIREMENTS RELATED TO DECOMMISSIONING;

(X) ENSURE THE STANDARD SITING AND DESIGN REQUIREMENTS ARE CONSISTENT WITH § 7-218 OF THIS SUBTITLE; AND

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(XI) CONSIDER ANY OTHER REQUIREMENTS DETERMINED NECESSARY BY THE POWER PLANT RESEARCH PROGRAM.

(C) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, ON OR BEFORE JULY 1, 2027, THE COMMISSION SHALL ADOPT REGULATIONS TO:

(I) IMPLEMENT STANDARD SITING AND DESIGN REQUIREMENTS AND STANDARD LICENSING CONDITIONS FOR A DGPCPN;

(II) SPECIFY THE FORM OF THE APPLICATION FOR A DISTRIBUTED SOLAR ENERGY GENERATING SYSTEM TO RECEIVE A DGPCPN AND ANY APPLICATION FEE;

(III) SPECIFY THE COMMISSION'S PROCEDURE FOR PROCESSING AN APPLICATION FOR A DGPCPN; AND

(IV) ESTABLISH THE TIME PERIOD WITHIN WHICH THE POWER PLANT RESEARCH PROGRAM MUST MAKE THE DETERMINATION UNDER SUBSECTION (F) OF THIS SECTION.

(2) THE COMMISSION SHALL:

(I) CONSIDER THE PROPOSED STANDARD SITING AND DESIGN REQUIREMENTS AND THE PROPOSED STANDARD LICENSING CONDITIONS DEVELOPED BY THE POWER PLANT RESEARCH PROGRAM IN ADOPTING THE REGULATIONS UNDER THIS SUBSECTION; AND

(II) ENSURE REGULATIONS ADOPTED TO IMPLEMENT STANDARD SITING AND DESIGN REQUIREMENTS ARE CONSISTENT WITH § 7-218

OF THIS SUBTITLE.

(3) (I) THE COMMISSION, IN CONSULTATION WITH THE POWER PLANT RESEARCH PROGRAM, MAY PERIODICALLY SOLICIT PUBLIC COMMENTS REGARDING IMPROVEMENTS TO THE STANDARD SITING AND DESIGN REQUIREMENTS AND STANDARD LICENSING CONDITIONS FOR A DGPCN.

(II) THE PROCESS FOR SOLICITING PUBLIC COMMENTS UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL BE THE SAME AS THE PROCESS FOR SOLICITING PUBLIC COMMENT REGARDING THE ADOPTION OF A REGULATION.

(4) (I) THE COMMISSION AND THE DEPARTMENT OF NATURAL RESOURCES MAY JOINTLY SET AN APPLICATION FEE FOR A DGPCN APPLICATION AT AN AMOUNT THAT THE COMMISSION AND THE DEPARTMENT OF NATURAL RESOURCES DETERMINE MAY OFFSET THE ADMINISTRATIVE COSTS OF THE DGPCN APPROVAL PROCESS THAT ARE INCURRED BY THE COMMISSION AND THE DEPARTMENT OF NATURAL RESOURCES.

(II) THE ADMINISTRATIVE COSTS UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL BE BASED ON AN ESTIMATE OF THE NUMBER OF DGPCN APPLICATIONS THAT WILL BE FILED WITH THE COMMISSION EACH YEAR.

(D) (1) A PERSON MAY NOT BEGIN CONSTRUCTION OF A DISTRIBUTED SOLAR ENERGY GENERATING SYSTEM UNLESS:

(I) A DGPCN IS FIRST OBTAINED FROM THE COMMISSION IN ACCORDANCE WITH THIS SECTION; OR

(II) A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY IS FIRST OBTAINED FROM THE COMMISSION IN ACCORDANCE WITH § 7-207 OF THIS SUBTITLE.

(2) AT LEAST 30 DAYS BEFORE SUBMITTING AN APPLICATION FOR A DGPCPN TO THE COMMISSION, THE APPLICANT SHALL SUBMIT A COPY OF THE APPLICATION TO THE GOVERNING BODY OF THE COUNTY IN WHICH THE DISTRIBUTED SOLAR ENERGY GENERATING SYSTEM IS PROPOSED TO BE LOCATED.

(3) WHEN A PERSON SUBMITS AN APPLICATION FOR A DGPCPN TO THE COMMISSION, THE PERSON SHALL SUBMIT A COPY OF THE APPLICATION TO THE POWER PLANT RESEARCH PROGRAM.

(E) (1) AFTER RECEIVING AN APPLICATION FOR A DGPCPN BUT BEFORE A DETERMINATION IS MADE UNDER SUBSECTION (F) OF THIS SECTION, THE COMMISSION SHALL PROVIDE AN OPPORTUNITY FOR PUBLIC COMMENT AND HOLD A PUBLIC HEARING ON AN APPLICATION FOR A DGPCPN IN EACH COUNTY IN WHICH ANY PORTION OF THE CONSTRUCTION OF THE DISTRIBUTED SOLAR ENERGY GENERATING SYSTEM IS PROPOSED TO BE LOCATED.

(2) THE COMMISSION MAY HOLD THE PUBLIC HEARING VIRTUALLY RATHER THAN IN PERSON IF THE COMMISSION PROVIDES A COMPARABLE OPPORTUNITY FOR PUBLIC COMMENT AND PARTICIPATION IN THE HEARING.

(F) (1) AFTER AN APPLICATION FOR A DGPCPN IS FILED WITH THE COMMISSION AND WITHIN THE TIME PERIOD SET BY THE COMMISSION UNDER

SUBSECTION (C)(1)(IV) OF THIS SECTION, THE POWER PLANT RESEARCH PROGRAM SHALL:

(I) DETERMINE WHETHER THE DISTRIBUTED SOLAR ENERGY GENERATING SYSTEM SATISFIES THE STANDARD SITING AND DESIGN REQUIREMENTS FOR THE DGCPN; AND

(II) NOTIFY THE COMMISSION IN WRITING AS TO THE DETERMINATION MADE UNDER ITEM (I) OF THIS PARAGRAPH, INCLUDING HOW AN APPLICATION THAT IS DETERMINED NOT TO SATISFY THE STANDARD SITING AND DESIGN REQUIREMENTS CAN CURE THE DEFICIENCY.

(2) IN MAKING A DETERMINATION UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE POWER PLANT RESEARCH PROGRAM SHALL CONSIDER PUBLIC COMMENTS RECEIVED BY THE COMMISSION.

(G) (1) WITHIN 60 DAYS AFTER THE POWER PLANT RESEARCH PROGRAM MAKES ITS DETERMINATION UNDER SUBSECTION (F)(1) OF THIS SECTION, THE COMMISSION SHALL SCHEDULE A HEARING TO CONSIDER THE APPLICATION FOR A DGCPN.

(2) (I) AT THE HEARING UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE COMMISSION SHALL DETERMINE WHETHER THE PROPOSED DISTRIBUTED SOLAR ENERGY GENERATING SYSTEM SATISFIES THE STANDARD SITING AND DESIGN REQUIREMENTS.

(II) THE COMMISSION SHALL ISSUE A DGCPN TO AN APPLICANT TO CONSTRUCT A PROPOSED DISTRIBUTED SOLAR ENERGY GENERATING SYSTEM SUBJECT TO THE STANDARD LICENSING CONDITIONS IF

THE COMMISSION DETERMINES THAT THE PROPOSED DISTRIBUTED SOLAR ENERGY GENERATING SYSTEM SATISFIES THE STANDARD SITING AND DESIGN REQUIREMENTS.

(III) THE COMMISSION MAY NOT ISSUE A DGCPCN TO AN APPLICANT IF THE PROPOSED DISTRIBUTED SOLAR ENERGY GENERATING SYSTEM DOES NOT SATISFY EACH OF THE STANDARD SITING AND DESIGN REQUIREMENTS.

(3) IN MAKING A DETERMINATION UNDER THIS SUBSECTION, THE COMMISSION SHALL CONSIDER PUBLIC COMMENTS RECEIVED BY THE COMMISSION UNDER SUBSECTION (E) OF THIS SECTION.

(H) (1) A DGCPCN ISSUED BY THE COMMISSION UNDER THIS SECTION SHALL REQUIRE THE PERSON CONSTRUCTING THE DISTRIBUTED SOLAR ENERGY GENERATING SYSTEM TO OBTAIN THE FOLLOWING PERMITS AND APPROVALS FROM THE COUNTY, MUNICIPAL CORPORATION, OR SOIL CONSERVATION DISTRICT IN WHICH THE SYSTEM IS TO BE CONSTRUCTED:

(I) SITE PLAN APPROVAL;

(II) STORMWATER MANAGEMENT PLAN APPROVAL;

(III) EROSION AND SEDIMENT CONTROL PLAN APPROVAL;

(IV) ALL APPLICABLE BUILDING AND ELECTRICAL PERMITS;

AND

(V) ANY ADDITIONAL LOCAL PERMIT REQUIRED BY THE

STANDARD LICENSING CONDITIONS.

(2) THE PROVISIONS OF § 7-207(H) OF THIS SUBTITLE SHALL APPLY TO ANY PERMITS AND APPROVALS REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION.

(I) A DGCPCN ISSUED BY THE COMMISSION UNDER THIS SECTION HAS THE SAME FORCE AND EFFECT AS A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY ISSUED UNDER § 7-207 OF THIS SUBTITLE.”.

On page 5, after line 2, insert:

“(2) “AGRIVOLTAICS” HAS THE MEANING STATED IN § 7-306.2 OF THIS TITLE.”;

and in lines 3, 5, 7, and 9, strike “(2)”, “(3)”, “(4)”, and “(5)”, respectively, and substitute “(3)”, “(4)”, “(5)”, and “(6)”, respectively.

On page 6, in line 8, strike “OR”; in line 9, after “(II)” insert “A DISTRIBUTED GENERATION CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY HAS BEEN ISSUED IN ACCORDANCE WITH § 7-207.4 OF THIS SUBTITLE; OR

(III)”;

in line 32, strike “OR” and substitute a comma; and in the same line, after “7-207.1” insert “, OR § 7-207.4”.

On page 8, in line 1, after “(1)” insert “THIS SUBSECTION DOES NOT APPLY TO AGRIVOLTAICS.

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(2)”;

in the same line, strike “**(9)**” and substitute “**(10)**”; and in line 25, strike “**(3)**” and substitute “**(4)**”.

On page 9, in line 3, after “**2.**” insert “**A. FOR A SOLAR ENERGY GENERATING STATION THAT HAS THE CAPACITY TO PRODUCE MORE THAN 2 MEGAWATTS OF ELECTRICITY AS MEASURED BY THE ALTERNATING CURRENT OF THE STATION’S INVERTER, SHALL INCLUDE IN THE APPLICATION SUBMITTED UNDER SUBSECTION (C)(2) OF THIS SECTION A VIEWSHED ANALYSIS FOR ANY AREA, STRUCTURE, OR SITE SPECIFIED IN ITEM 1 OF THIS ITEM; AND**

B. FOR A SOLAR ENERGY GENERATING STATION THAT HAS THE CAPACITY TO PRODUCE NOT MORE THAN 2 MEGAWATTS OF ELECTRICITY AS MEASURED BY THE ALTERNATING CURRENT OF THE STATION’S INVERTER.”;

in lines 11 and 13, strike “**(2)**” and “**(3)**”, respectively, and substitute “**(3)**” and “**(4)**”, respectively; and in line 14, strike “**(1)(IV)**” and substitute “**(2)(IV)**”.

On page 10, in line 28, strike “**SYSTEM**” and substitute “**STATION**”.

On page 11, in lines 1 and 21, strike “**(4)**” and “**(5)**”, respectively, and substitute “**(5)**” and “**(6)**”, respectively; in line 15, strike “**AND NOXIOUS**”; and in line 23, strike “**(4)(VI)**” and substitute “**(5)(VI)**”.

On pages 11 and 12, strike in their entirety the lines beginning with line 32 on page 11 through line 5 on page 12, inclusive.

On page 12, in line 13, strike “**ARE**” and substitute “**IS**”.

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On page 15, strike beginning with “THIS” in line 2 down through “(J)” in line 6.

On page 18, in line 12, strike “AND” and substitute “OR”; and strike beginning with “UNDER” in line 27 down through “IS” in line 28.

On page 19, strike in their entirety lines 7 through 14, inclusive; and in lines 15 and 22, strike “(4)” and “(5)”, respectively, and substitute “(3)” and “(4)”, respectively.

On page 20, in lines 12, 20, and 22, strike “(6)”, “(7)”, and “(8)”, respectively; and in the same lines, in each instance, strike the brackets.

On page 21, in lines 2, 8, 10, 12, 15, 17, 22, and 28, strike “(9)”, “(10)”, “(11)”, “(12)”, “(13)”, “(14)”, “(15)”, and “(16)”, respectively; in the same lines, in each instance, strike the brackets; in line 28, strike “(I)”; and in line 29, strike “1.” and substitute “(I)”.

On page 22, in line 1, strike “2.” and substitute “(II)”; strike in their entirety lines 3 and 4; in line 5, strike “(17)” and substitute “(16)”; in lines 7, 16, 18, and 20, strike “(18)”, “(19)”, “(20)”, and “(21)”, respectively; and in the same lines, in each instance, strike the brackets.

On page 29, after line 2, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That:

(a) The Public Service Commission shall conduct a study on the feasibility of and technical barriers to establishing within the Commission a community solar automatic enrollment program for local jurisdictions.

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(b) In conducting the study under subsection (a) of this section, the Commission shall consider:

(1) how low-to-moderate income subscribers would be subscribed under the program;

(2) whether subscribers automatically enrolled in the program should receive a bill credit;

(3) how to ensure that local jurisdictions comply with all parameters of the program; and

(4) any necessary notification requirements and consumer protections that the program should have.

(c) On or before July 1, 2026, the Public Service Commission shall report to the Governor and, in accordance with § 2-1257 of the State Government Article, the General Assembly on the results of the study.

SECTION 5. AND BE IT FURTHER ENACTED, That Section 1 of this Act may not be applied or interpreted to have any effect on or application to the construction or modification of a solar energy generating system that was submitted for a certificate of public convenience and necessity from the Public Service Commission or a required permit from a local government before July 1, 2025.

SECTION 6. AND BE IT FURTHER ENACTED, That the meeting and notification requirements that a proposed solar energy generating system must satisfy under Section 1 of this Act shall be deemed to be satisfied for a proposed solar energy generating system whose owner, operator, or other person responsible for the system has, on or before June 30, 2025, and in accordance with an existing entitlement process, sent notifications to or held meetings in the overburdened community or underserved community in which the system is proposed to be located.

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SECTION 7. AND BE IT FURTHER ENACTED, That provisions relating to § 7–207.4 of the Public Utilities Article in Section 1 of this Act may not be applied or interpreted to have any effect on or application to the construction or modification of any solar energy generating system for which a certificate of public convenience and necessity or other required approval was obtained before the effective date of the regulations adopted by the Public Service Commission under § 7–207.4(c) of the Public Utilities Article, as enacted by Section 1 of this Act.”;

in line 3, strike “4.” and substitute “8.”; and in line 4, strike “October” and substitute “July”.