

UNOFFICIAL COPY OF SENATE BILL 983

C5, M5
SB 1025/24 - EEE

SENATE BILL 983

5lr0809
CF HB 827

By: **Senator Brooks**

Introduced and read first time: January 28, 2025

Assigned to: Education, Energy, and the Environment

A BILL ENTITLED

1 AN ACT concerning

2 **Solar Energy - Distributed Generation Certificate of Public Convenience and**
3 **Necessity, ~~Ground Mounted Solar, and Small Solar Siting Workgroup~~**

4 FOR the purpose of establishing a distributed generation certificate of public convenience
5 and necessity to authorize the construction and operation of a certain distributed
6 solar energy generating system; requiring the Power Plant Research Program, by a
7 certain date, to develop and submit to the Public Service Commission proposed siting
8 and design requirements and licensing conditions; prohibiting a person from
9 beginning construction of a distributed solar energy generating system unless a
10 distributed generation certificate of public convenience and necessity or certificate of
11 public convenience and necessity is first obtained from the Commission; ~~prohibiting~~
12 ~~a county from enacting zoning laws or adopting regulations restricting or prohibiting~~
13 ~~the construction or operation of certain ground-mounted solar systems and facilities;~~
14 ~~establishing a Small Solar Siting Workgroup to review, determine, and make~~
15 ~~recommendations regarding certain best practices and statewide model policies for~~
16 ~~certain solar energy generating systems;~~ and generally relating to solar energy.

17 BY repealing and reenacting, with amendments,
18 Article - Natural Resources
19 Section 3-306(a)(1)
20 Annotated Code of Maryland
21 (2023 Replacement Volume and 2024 Supplement)

22 BY repealing and reenacting, with amendments,
23 Article - Public Utilities
24 Section 7-207(b)(1)(i) and (ii) and (h) and 7-207.1(c)(1)
25 Annotated Code of Maryland
26 (2020 Replacement Volume and 2024 Supplement)

27 ~~BY repealing and reenacting, without amendments,~~
28 ~~Article - Public Utilities~~

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~~Section 7-207(h)~~
~~Annotated Code of Maryland~~
~~(2020 Replacement Volume and 2024 Supplement)~~

BY adding to
Article - Public Utilities
Section 7-207.4
Annotated Code of Maryland
(2020 Replacement Volume and 2024 Supplement)

Preamble

WHEREAS, The State has set aggressive minimum renewable energy requirements, recognizing that a shift toward sustainable energy sources is crucial for the health of our planet and the well-being of future generations; and

WHEREAS, The State has committed to reducing greenhouse gas emissions by 60% from 2006 levels, reflecting a proactive stance in the global effort to combat climate change; and

WHEREAS, Distributed solar energy generation is an essential component of meeting these aggressive policies, offering both economic opportunities and environmental benefits; and

WHEREAS, The General Assembly finds that an efficient permitting process for distributed solar energy generating stations with consistency across jurisdictions is necessary to meet the State's renewable energy and greenhouse gas reduction commitments and can be structured to preserve farmland and forests; now, therefore,

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

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.

Article - Public Utilities

7-207.

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(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.

(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;

(ii) a special exception approval; or

(iii) a floating zone approval.

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1 7-207.1.

2 (c) (1) The Commission shall require a person that is exempted from the
3 requirement to obtain a certificate of public convenience and necessity **UNDER §**
4 **7-207(B)(1)(II)1 OF THIS SUBTITLE** to obtain approval from the Commission under this
5 section before the person may construct a generating station described in subsection (b) of
6 this section.

7 **7-207.4.**

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

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

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

17 (I) WOULD BE REQUIRED TO OBTAIN A CERTIFICATE OF PUBLIC
18 CONVENIENCE AND NECESSITY UNDER § 7-207 OF THIS SUBTITLE IF THE SYSTEM
19 DOES NOT OBTAIN A DGCPCN UNDER THIS SECTION;

20 (II) HAS A CAPACITY TO PRODUCE MORE THAN 2 MEGAWATTS
21 BUT NOT MORE THAN 5 MEGAWATTS OF ALTERNATING CURRENT; AND

22 (III) IS NOT LOCATED WITHIN A MUNICIPAL CORPORATION.

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

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

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

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

6 (B) (1) ON OR BEFORE JULY 1, 2026, THE POWER PLANT RESEARCH
7 PROGRAM, AFTER GIVING NOTICE AND OPPORTUNITY FOR PUBLIC COMMENT,
8 SHALL DEVELOP AND SUBMIT TO THE COMMISSION PROPOSED STANDARD SITING
9 AND DESIGN REQUIREMENTS AND PROPOSED STANDARD LICENSING CONDITIONS
10 FOR THE ISSUANCE OF A DGCPN.

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

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

16 (II) REASONABLE SETBACKS AND LANDSCAPE SCREENING
17 REQUIREMENTS;

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

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

22 2. FACILITATE INTERCONNECTION INFRASTRUCTURE;
23 AND

24 3. ENSURE ADEQUATE SITE ACCESS;

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

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

28 ~~2. THE IMPACTS OF SOLAR PANELS ON SOIL DENSITY~~
29 ~~AND COMPACTION; AND~~

30 ~~3. THE IMPACTS OF SOLAR PANELS ON GROUND COVER~~
31 ~~UNDER THE PANELS;~~

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;

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1 (v) MINIMIZATION AND MITIGATION OF THE EFFECTS OF A
 2 DISTRIBUTED SOLAR ENERGY GENERATING SYSTEM ON HISTORIC SITES;

3 (vi) PUBLIC SAFETY;

4 (vii) INDUSTRY BEST PRACTICES; ~~AND~~

5 (viii) 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;

6 (ix) LICENSING CONDITIONS PREVIOUSLY ADOPTED BY THE
 7 COMMISSION FOR SOLAR ENERGY GENERATING SYSTEMS, INCLUDING
 8 REQUIREMENTS RELATED TO DECOMMISSIONING ; AND

9 (x) ANY OTHER REQUIREMENTS DETERMINED NECESSARY BY THE
POWER PLANT RESEARCH PROGRAM.

8 (c) (1) ON OR BEFORE JULY 1, 2027, THE COMMISSION SHALL ADOPT
 9 REGULATIONS TO:

10 (i) IMPLEMENT STANDARD SITING AND DESIGN
 11 REQUIREMENTS AND STANDARD LICENSING CONDITIONS FOR A DGCPN;

12 (ii) SPECIFY THE FORM OF THE APPLICATION FOR A
 13 DISTRIBUTED SOLAR ENERGY GENERATING SYSTEM TO RECEIVE A DGCPN AND
 14 ANY APPLICATION FEE; ~~AND~~

15 (iii) SPECIFY THE COMMISSION'S PROCEDURE FOR PROCESSING
 16 AN APPLICATION FOR A DGCPN ; AND

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

17 (2) THE COMMISSION SHALL CONSIDER THE PROPOSED STANDARD
 18 SITING AND DESIGN REQUIREMENTS AND THE PROPOSED STANDARD LICENSING
 19 CONDITIONS DEVELOPED BY THE POWER PLANT RESEARCH PROGRAM IN
 20 ADOPTING THE REGULATIONS UNDER THIS SUBSECTION.

21 (3) (i) THE COMMISSION, IN CONSULTATION WITH THE POWER
 22 PLANT RESEARCH PROGRAM, MAY PERIODICALLY SOLICIT PUBLIC COMMENTS
 23 REGARDING IMPROVEMENTS TO THE STANDARD SITING AND DESIGN
 24 REQUIREMENTS AND STANDARD LICENSING CONDITIONS FOR A DGCPN.

25 (ii) THE PROCESS FOR SOLICITING PUBLIC COMMENTS UNDER
 26 SUBPARAGRAPH (i) OF THIS PARAGRAPH SHALL BE THE SAME AS THE PROCESS FOR
 27 SOLICITING PUBLIC COMMENT REGARDING THE ADOPTION OF A REGULATION.

28 (4) (i) THE COMMISSION AND THE DEPARTMENT OF NATURAL RESOURCES MAY
 29 JOINTLY SET AN APPLICATION FEE FOR A
DGCPN APPLICATION AT AN AMOUNT THAT THE COMMISSION AND THE DEPARTMENT OF NATURAL RESOURCES
DETERMINES DETERMINE MAY
 30 OFFSET THE ADMINISTRATIVE COSTS OF THE DGCPN APPROVAL PROCESS THAT ARE INCURRED BY THE
COMMISSION
AND THE DEPARTMENT OF NATURAL RESOURCES.

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(II) THE ADMINISTRATIVE COSTS UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL BE BASED ON AN ESTIMATE OF THE NUMBER OF DGPCPN 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 DGPCPN 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:

~~(I) THE POWER PLANT RESEARCH PROGRAM; AND~~

~~(II) THE GOVERNING BODY OF THE COUNTY WHERE THE DISTRIBUTED SOLAR ENERGY GENERATING SYSTEM IS PROPOSED TO BE LOCATED.~~

(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) WITHIN 90 DAYS AFTER AFTER THE DATE 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 DGPCPN; AND

(II) NOTIFY THE COMMISSION IN WRITING AS TO THE DETERMINATION MADE UNDER ITEM (I) OF THIS PARAGRAPH, INCLUDING HOW AN

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1 APPLICATION THAT IS DETERMINED NOT TO SATISFY THE STANDARD SITING AND
2 DESIGN REQUIREMENTS CAN CURE THE DEFICIENCY.

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

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

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

14 (II) THE COMMISSION SHALL ISSUE A DGCPN TO AN
15 APPLICANT TO CONSTRUCT A PROPOSED DISTRIBUTED SOLAR ENERGY
16 GENERATING SYSTEM SUBJECT TO THE STANDARD LICENSING CONDITIONS IF THE
17 COMMISSION DETERMINES THAT THE PROPOSED DISTRIBUTED SOLAR ENERGY
18 GENERATING SYSTEM SATISFIES THE STANDARD SITING AND DESIGN
19 REQUIREMENTS.

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

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

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

31 (I) SITE PLAN APPROVAL;

32 (II) STORMWATER MANAGEMENT PLAN APPROVAL;

33 (III) EROSION AND SEDIMENT CONTROL PLAN APPROVAL;

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1 (IV) ALL APPLICABLE BUILDING AND ELECTRICAL PERMITS;
2 AND

3 (V) ANY ADDITIONAL LOCAL PERMIT REQUIRED BY THE
4 STANDARD LICENSING CONDITIONS.

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

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

11 ~~SECTION 2. AND BE IT FURTHER ENACTED, That a county may not enact zoning~~
12 ~~laws or adopt regulations that restrict or prohibit the construction or operation of energy~~
13 ~~generating systems or facilities that are ground-mounted solar with a capacity to produce~~
14 ~~up to 2 megawatts of alternating current.~~

15 ~~SECTION 3. AND BE IT FURTHER ENACTED, That:~~

16 ~~(a) There is a Small Solar Siting Workgroup.~~

17 ~~(b) The Workgroup consists of the following members:~~

18 ~~(1) one member of the Senate of Maryland, appointed by the President of~~
19 ~~the Senate;~~

20 ~~(2) one member of the House of Delegates, appointed by the Speaker of the~~
21 ~~House;~~

22 ~~(3) one representative of the Maryland Energy Administration, designated~~
23 ~~by the Director of the Administration;~~

24 ~~(4) one representative of the Department of Natural Resources, designated~~
25 ~~by the Secretary of Natural Resources;~~

26 ~~(5) one representative of the Department of the Environment, designated~~
27 ~~by the Secretary of the Environment;~~

28 ~~(6) one representative of the Department of Agriculture, designated by the~~
29 ~~Secretary of Agriculture;~~

30 ~~(7) one representative of the Department of Planning, designated by the~~
31 ~~Secretary of Planning;~~

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1 ~~(8) one representative of the Chesapeake Solar and Storage Solar~~
 2 ~~Association, designated by the President of the Association;~~

3 ~~(9) one representative of the Solar Energy Industries Association,~~
 4 ~~designated by the President of the Association;~~

5 ~~(10) one representative of the Coalition for Community Solar Access,~~
 6 ~~designated by the President of the Coalition;~~

7 ~~(11) one representative of the Maryland Association of Counties, designated~~
 8 ~~by the President of the Association;~~

9 ~~(12) one representative of the Maryland Farm Bureau, designated by the~~
 10 ~~President of the Bureau;~~

11 ~~(13) one representative of Forever Maryland, designated by the Executive~~
 12 ~~Director of Forever Maryland;~~

13 ~~(14) one representative of the League of Conservation Voters, designated by~~
 14 ~~the Chair of the Board of Directors of the League;~~

15 ~~(15) one representative of the Chesapeake Climate Action Network,~~
 16 ~~designated by the Executive Director of the Network; and~~

17 ~~(16) one representative of the Maryland Sierra Club, designated by the~~
 18 ~~Director of the Club.~~

19 ~~(e) The representative of the Maryland Energy Administration shall serve as~~
 20 ~~chair of the Workgroup.~~

21 ~~(d) The Maryland Energy Administration shall provide staff for the Workgroup.~~

22 ~~(e) A member of the Workgroup:~~

23 ~~(1) may not receive compensation as a member of the Workgroup; but~~

24 ~~(2) is entitled to reimbursement for expenses under the Standard State~~
 25 ~~Travel Regulations, as provided in the State budget.~~

26 ~~(f) The Workgroup shall review, determine, and make recommendations~~
 27 ~~regarding:~~

28 ~~(1) best practices for solar energy generating systems with capacities of up~~
 29 ~~to 2 megawatts of alternating current, including:~~

30 ~~(i) the possibility of statewide setback and screening requirements;~~

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1 ~~(ii) whether there should be additional State or local incentives for~~
 2 ~~the development of solar energy generating systems on brownfields, parking lots, and other~~
 3 ~~non agriculturally zoned land;~~

4 ~~(iii) whether there should be additional State or local incentives for~~
 5 ~~agrivoltaics development; and~~

6 ~~(iv) what other forms of standardization should apply to these solar~~
 7 ~~energy generating systems; and~~

8 ~~(2) the establishment of a statewide model policy for solar energy~~
 9 ~~generating systems with capacities of up to 2 megawatts of alternating current.~~

10 ~~(g) On or before December 1, 2025, the Workgroup shall submit an interim report~~
 11 ~~of its initial findings and recommendations to the Governor and, in accordance with §~~
 12 ~~2-1257 of the State Government Article, the General Assembly.~~

13 ~~(h) On or before December 1, 2026, the Workgroup shall submit a final report of~~
 14 ~~its findings and recommendations to the Governor and, in accordance with § 2-1257 of the~~
 15 ~~State Government Article, the General Assembly.~~

16 SECTION ~~4~~ 2. AND BE IT FURTHER ENACTED, That ~~Sections 1 and 2~~ Section 1 of this Act
 17 may not be applied or interpreted to have any effect on or application to the construction
 18 or modification of any solar energy generating system for which a certificate of public
 19 convenience and necessity or other required approval was obtained before the effective date
 20 of the regulations adopted by the Public Service Commission under § 7-207.4(c) of the
 21 Public Utilities Article, as enacted by Section 1 of this Act.

22 ~~SECTION 5. AND BE IT FURTHER ENACTED, That it is the intent of the General~~
 23 ~~Assembly that nothing in Section 2 or 3 of this Act be construed to abrogate, modify, or~~
 24 ~~limit the holding of the Supreme Court of Maryland in Board of County Commissioners of~~
 25 ~~Washington County, Maryland v. Perennial Solar, LLC, 464 Md. 610 (2019).~~

26 SECTION ~~6~~ 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July
 27 1, 2025. ~~Sections 2 and 3 of this Act shall remain effective for a period of 2 years and, at the~~
 28 ~~end of June 30, 2027, Sections 2 and 3 of this Act, with no further action required by the~~
 29 ~~General Assembly, shall be abrogated and of no further force and effect.~~