

*GOONS; NOR SHALL THIS SUBTITLE ACT AS A RESTRICTION UPON THE JURISDICTION OF THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE.*

SEC. 2. *And be it further enacted, That this Act shall take effect July 1, 1972.*

Approved May 26, 1972.

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CHAPTER 522

(House Bill 534)

AN ACT to add new Section 3(m) to Article 33B of the Annotated Code of Maryland (1971 Replacement Volume and 1971 Supplement), title "Environmental Service" to follow immediately after Section 3(1) thereof; and to repeal and re-enact, with amendments, Section 5(d) of Article 33B of the Annotated Code of Maryland (1971 Replacement Volume) defining the term "Facility" and providing that the Environmental Service consider the effects of public versus private ownership of water and wastewater facilities in formulating five-year plans.

SECTION 1. *Be it enacted by the General Assembly of Maryland, That new Section 3(m) be and it is hereby added to Article 33B of the Annotated Code of Maryland (1971 Replacement Volume and 1971 Supplement), title "Environmental Service" to follow immediately after Section 3(1) thereof and to read as follows:*

3.

*(m) The term "facility" means a physical structure or appurtenance built, constructed, installed or established to perform a function or service in connection with a water supply, wastewater purification or solid waste disposal project whether publicly or privately owned and whether existing or proposed.*

SEC. 2. *And be it further enacted, That Section 5(d) of Article 33B of the Annotated Code of Maryland (1971 Replacement Volume be and it is hereby repealed and re-enacted, with amendments, to read as follows:*

5.

*(d). As soon as possible after the designation of a service region, the Service shall cause surveys, plans, studies, and estimates to be made and shall, after consultation with the municipalities located within the service region, prepare a five-year plan for each service region for the most effective and economical means of providing waste water purification and solid waste disposal projects. In preparing a five-year plan the Service shall consider the effects of public versus private ownership of water and waste water facilities upon the provision of dependable, effective and efficient water and waste water services. The five-year plan shall give due consideration to the*