

3-304(2) OF THIS SUBTITLE AND HAS NOT STATED THAT EITHER SITE SHOULD BE CLASSIFIED AS UNSUITABLE; AND

(IV) THE UTILITY HAS NOT OBTAINED A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FROM THE PUBLIC SERVICE COMMISSION FOR THE CONSTRUCTION OF ELECTRIC GENERATING FACILITIES WHICH FULLY UTILIZE THE CAPABILITIES OF EITHER SITE.

(d) An electric company as defined in the Public Service Commission Law may request from the Secretary an appropriate site in his possession under the provisions of this subtitle, and the Secretary shall make the site available. The electric utility may purchase the site[, or lease it on a 99 year lease]. The purchase price shall be the fair market value of the site as determined by a committee of three independent qualified real estate appraisers, one of whom is chosen by the Secretary, one by the electric company making the application, and the third by the two appraisers first selected. Each party compensates its own appraiser and bears one-half the cost of the third appraiser. [The leasing charge shall be 5 percent annually of the purchase price. For the purposes of this subtitle, the leases are a proprietary interest subjecting the electric utility to local property taxes.] Receipts from the purchase [and leasing] transactions shall be deposited in the Fund.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1984.

Approved May 29, 1984.

CHAPTER 721

(House Bill 1719)

AN ACT concerning

Wetlands and Riparian Rights - ~~Civil Penalties~~
Misdemeanor - Injunctions

FOR the purpose of establishing that violation of the terms of a wetlands and riparian rights permit or license is punishable ~~in a civil action, establishing a certain civil penalty for violations of Title 9 of the Natural Resources Article or any regulation, permit, or order issued under that title, authorizing the Attorney General to bring an action for a civil penalty, authorizing the Circuit Court to adjudicate actions for a civil penalty and also to issue an injunction requiring cessation of the violation as a misdemeanor; authorizing the Attorney General to bring an action for an injunction; authorizing the Circuit Court to issue certain injunctions;~~ making stylistic changes; and generally