

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

Article - Health---Environmental
State Finance and Procurement

SUBTITLE 9. HEATING SYSTEMS IN BUILDINGS OR FACILITIES

§§-209 18-901.

(A) IN THIS SECTION, "COAL PRODUCTS" INCLUDES COAL IN ITS SYNTHETIC AND CONVENTIONAL FORMS.

(B) THIS SECTION DOES NOT APPLY IF:

(1) THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE DETERMINES THAT THE USE OF COAL OR COAL PRODUCTS IN A SPECIFIC BUILDING OR FACILITY--:

{1} VIOLATES ANY PROVISION OF THIS THE HEALTH - ENVIRONMENTAL ARTICLE OR ANY REGULATION ADOPTED BY THE DEPARTMENT UNDER THIS THE HEALTH - ENVIRONMENTAL ARTICLE; OR

(2) THE DEPARTMENT OF GENERAL SERVICES OR THE APPROPRIATE STATE AGENCY DETERMINES THAT THE USE OF COAL OR COAL PRODUCTS IN A SPECIFIC BUILDING OR FACILITY WOULD NOT BE COST EFFECTIVE.

{e} {1} AFTER--JULY-1,--1986,--ANY--BUILDING--OR--FACILITY--THAT IS--CONSTRUCTED--WITH--AT--LEAST--50--PERCENT--OR--MORE--OF--FUNDING--FROM THE--STATE--SHALL--USE--COAL--OR--COAL--PRODUCTS--TO--FUEL--ITS--HEATING SYSTEM.

{d}--ANY {2}--THE--DESIGN--OF--A--HEATING--SYSTEM--IN--A BUILDING OR--FACILITY--THAT--IS--CONSTRUCTED--IN--ACCORDANCE--WITH--SUBSECTION--(c) OF--THIS--SECTION SHALL--USE--COAL--OR--COAL--PRODUCTS--MINED--IN--THIS STATE MAY--NOT--PRECLUDE--THE--USE--OF--MARYLAND--COAL.

(C) AFTER JULY 1, 1986, IN ANY BUILDING OR FACILITY THAT IS CONSTRUCTED WITH AT LEAST 50 PERCENT FUNDING FROM THE STATE AND FOR WHICH A DETERMINATION IS MADE THAT COAL OR COAL PRODUCTS WILL BE USED TO FUEL THE HEATING SYSTEM OF THE BUILDING OR FACILITY, THE DESIGN OF THE HEATING SYSTEM MAY NOT PRECLUDE THE USE OF MARYLAND COAL.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1986.

Approved May 27, 1986.
