

2. LOCATED IN A TAXING JURISDICTION THAT HAS ELECTED TO PARTICIPATE IN THE BROWNFIELDS REVITALIZATION INCENTIVE PROGRAM IN ACCORDANCE WITH § ~~9-109~~ 9-229 OF THE TAX - PROPERTY ARTICLE.

(2) "BROWNFIELDS SITE" DOES NOT INCLUDE PROPERTY THAT IS OWNED OR OPERATED BY A RESPONSIBLE PERSON OR A PERSON RESPONSIBLE FOR THE DISCHARGE.

(C) "PERSON RESPONSIBLE FOR THE DISCHARGE" HAS THE MEANING STATED IN § 4-401 OF THE ENVIRONMENT ARTICLE.

~~(C)~~ (D) "QUALIFIED BROWNFIELDS SITE" MEANS A BROWNFIELDS SITE THAT HAS BEEN DETERMINED BY THE DEPARTMENT OF BUSINESS AND ECONOMIC DEVELOPMENT TO BE ELIGIBLE FOR FINANCIAL INCENTIVES UNDER § 3-903 OF THIS SUBTITLE.

~~(D)~~ (E) "RESPONSIBLE PERSON" HAS THE MEANING STATED IN § 7-201 OF THE ENVIRONMENT ARTICLE.

3-902. BROWNFIELDS REVITALIZATION INCENTIVE PROGRAM.

(A) THERE IS A BROWNFIELDS REVITALIZATION INCENTIVE PROGRAM IN THE DEPARTMENT.

(B) THE PURPOSE OF THE BROWNFIELDS REVITALIZATION INCENTIVE PROGRAM IS TO:

(1) PROVIDE FINANCIAL INCENTIVES FOR REDEVELOPMENT OF PROPERTIES PREVIOUSLY USED FOR COMMERCIAL OR INDUSTRIAL PURPOSES;

(2) PROVIDE FINANCIAL INCENTIVES FOR REDEVELOPMENT OF PROPERTIES WITHIN LOCALLY DESIGNATED GROWTH AREAS;

(3) PREVENT URBAN SPRAWL;

(4) ENCOURAGE ECONOMIC REVITALIZATION;

(5) EXPAND EMPLOYMENT OPPORTUNITIES; AND

(6) PROVIDE FINANCIAL INCENTIVES FOR ~~LISTED~~ QUALIFIED BROWNFIELDS SITES.

3-903. DETERMINATION OF ELIGIBILITY AS BROWNFIELDS SITE.

(A) (1) AT THE TIME A PERSON APPLIES TO PARTICIPATE IN THE VOLUNTARY CLEANUP PROGRAM UNDER TITLE 7, SUBTITLE 5 OF THE ENVIRONMENT ARTICLE OR RECEIVES APPROVAL FROM THE DEPARTMENT OF THE ENVIRONMENT FOR THE IMPLEMENTATION OF A CORRECTIVE ACTION PLAN UNDER TITLE 4 OF THE ENVIRONMENT ARTICLE THE PERSON MAY SUBMIT A REQUEST TO THE DEPARTMENT OF BUSINESS AND ECONOMIC DEVELOPMENT TO DETERMINE WHETHER THE PERSON QUALIFIES FOR FINANCIAL INCENTIVES FOR THE POTENTIAL REDEVELOPMENT OF A BROWNFIELDS SITE.