

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

Article - Environment

2-402.

The Department may not require a permit or registration for:

(1) Any machinery or equipment that normally is used in a mobile manner;

(2) Any boiler used exclusively to operate steam engines for farm and domestic use;

(3) The construction of a generating station constructed by [an electric company] ANY PERSON REQUIRED TO OBTAIN A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY UNDER TITLE 2, SUBTITLE 7 §§ 7-207 AND 7-208 OF THE PUBLIC UTILITY COMPANIES ARTICLE AND REGULATIONS ADOPTED BY THE PUBLIC SERVICE COMMISSION;

(4) Actual construction of buildings, apart from any possible emission producing machinery housed in the buildings;

(5) Any parking garage; or

(6) Any parking lot.

2-405.

(a) (1) Whenever the Public Service Commission notifies the Secretary of an application for a certificate of public convenience and necessity under § 7-207 of the Public Utility Companies Article, the Secretary shall prepare a recommendation in connection with the permit or registration required by this subtitle. The recommendation shall be presented at the hearing required by § 7-207 of the Public Utility Companies Article.

(2) The recommendation shall identify the requirements of all applicable federal and State environmental laws and standards and shall recommend and evaluate various methods and conditions for compliance.

(3) If [an electric company] A PERSON files an application for an operating permit UNDER THIS SUBTITLE simultaneously with an application for a certificate, the Department shall consolidate its procedures for the issuance of the operating permit with the Public Service Commission's proceedings for issuance of the certificate and shall issue the operating permit simultaneously with the certificate unless consolidation would be inconsistent with the procedures set forth in the federal Clean Air Act.

(4) The Department shall incorporate into the initial operating permit the conditions of the certificate which relate to air quality control.

(b) Subject to judicial review as provided under Title 3, Subtitle 2 of the Public Utility Companies Article, the decision of the Public Service Commission in