

when an applicant for an operating permit issued by the Department must send a copy of the application to the Commission; clarifying when the Department must request the Commission to institute a hearing prior to issuing an operating permit; and generally relating to the authority of the Public Service Commission to issue certificates of public convenience and necessity and the authority of the Department of the Environment to issue permits to construct and issue operating permits for generating stations.

BY repealing and reenacting, with amendments,

Article - Environment

Section 2-402 and 2-405

Annotated Code of Maryland

(1996 Replacement Volume and 2000 Supplement)

BY repealing and reenacting, without amendments,

Article - Public Utility Companies

Section 7-205(a)

Annotated Code of Maryland

(1998 Volume and 2000 Supplement)

BY repealing and reenacting, with amendments,

Article - Public Utility Companies

Section ~~7-205(b)~~ 7-205, 7-206, and ~~7-208(a), (b), (c), and (h)~~ 7-208

Annotated Code of Maryland

(1998 Volume and 2000 Supplement)

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] A ANY PERSON THAT IS REQUIRED TO OBTAIN A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY UNDER TITLE 7, SUBTITLE 2 §§ 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;