

(e) Within 90 days after the conclusion of the hearing on an application under this section, the Commission shall:

(1) (i) grant a certificate of public convenience and necessity unconditionally;

(ii) grant the certificate, subject to conditions the Commission determines to be appropriate; or

(iii) deny the certificate; and

(2) notify all interested parties of its decision.

(f) (1) The Commission shall include in each certificate it issues under subsection (e) of this section:

(i) the requirements of the federal and State environmental laws and standards that are identified by the Department of the Environment; and

(ii) the methods and conditions that the Commission determines are appropriate to comply with those environmental laws and standards.

(2) The Commission may not adopt any method or condition under paragraph (1)(ii) of this subsection that the Department of the Environment determines is inconsistent with federal and State environmental laws and standards.

(g) (1) A decision of the Commission regarding the issuance of a certificate requires the vote of a majority of the members of the Commission.

(2) If a majority of the members of the Commission fails to reach agreement on the conditions to be attached to a conditional certificate, the certificate shall be denied.

(h) The grant of a certificate by the Commission to [an electric company] ~~A~~ ANY PERSON under subsection (e) of this section constitutes:

(1) authority for the ~~company~~ PERSON to dredge and construct bulkheads in the waters or private wetlands of the State and to appropriate or use the waters; and

(2) registration ~~OF AND A PERMIT TO CONSTRUCT for the construction of any facility necessary to control emissions into the air resulting from the operation of the generating station,~~ as required under Title 2, Subtitle 4 of the Environment Article.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect ~~October~~ July 1, 2001.

May 17, 2001

The Honorable Casper R. Taylor, Jr.
Speaker of the House