

3-305.

(a) The expertise of the electric utilities in the basic requirements, including environmental considerations, of a site for power generation and generator lead route is a needed element in site selection. Therefore, for the purposes of insuring adequate power on reasonable schedules while also protecting the quality of the State's environment, site acquisition and generator lead route designation may occur as follows:

(3) Notwithstanding any other provision of this subtitle, the Secretary may acquire a site for an electric company if the Public Service Commission requests the Secretary to purchase a site under [Article 78, § 54B(e) of the Code] § 7-202 OF THE PUBLIC UTILITY COMPANIES ARTICLE.

3-307.

Judicial review shall in all instances include the right to appeal to the circuit courts as set forth in [Article 78, §§ 89 through 98] TITLE 3, SUBTITLE 2 OF THE PUBLIC UTILITY COMPANIES ARTICLE.

3-919.

(b) The Authority shall not be deemed to be a public service company within the meaning of [Article 78 of this Code] THE PUBLIC UTILITY COMPANIES ARTICLE, and the jurisdiction and powers of the Public Service Commission shall not extend to the Authority.

5-409.

(c) Notwithstanding the provisions of this section, the following shall obtain the permission of an owner before engaging in any act specified in subsection (a) of this section, but are not required to obtain the permission in writing or to display the written permission as provided in subsection (b) of this section:

(1) A public service company, as defined in [Article 78, § 2(o) of the Code] § 1-101 OF THE PUBLIC UTILITY COMPANIES ARTICLE; and

5-1602.

(b) The provisions of this subtitle do not apply to:

(5) The cutting or clearing of public utility rights-of-way or land for electric generating stations licensed pursuant to [§§ 54A and 54B or § 54-I of Article 78 of the Code] § 7-204, § 7-205, § 7-207, OR § 7-208 OF THE PUBLIC UTILITY COMPANIES ARTICLE, provided that:

(i) Any required certificates of public convenience and necessity have been issued in accordance with § 5-1603(f) of this subtitle; and

(ii) The cutting or clearing of the forest is conducted so as to minimize the loss of forest;