

# HOUSE BILL 1470

P2, M3

2lr3283

---

By: **Delegates Fraser–Hidalgo, Arentz, Barve, Charkoudian, Jacobs, Lehman, Moon, Otto, Pena–Melnik, Ruth, Shetty, Smith, Solomon, Stewart, Terrasa, and P. Young**

Introduced and read first time: February 26, 2022

Assigned to: Rules and Executive Nominations

---

## A BILL ENTITLED

1 AN ACT concerning

2 **State Finance and Procurement – Chesapeake Bay Watershed States – Expenses**  
3 **and Contracts**  
4 **(Quit Polluting My Bay Act of 2022)**

5 FOR the purpose of requiring the Standard State Travel Regulations adopted under certain  
6 provisions of law to prohibit the reimbursement for travel expenses related to travel  
7 to a certain state for which the U.S. Environmental Protection Agency has identified  
8 certain pollution source sectors at a certain level of oversight; prohibiting a certain  
9 public body from awarding a certain procurement contract for goods or services to a  
10 certain business from a certain state for which the U.S. Environmental Protection  
11 Agency has identified certain pollution source sectors at a certain level of oversight;  
12 and generally relating to sources of pollution to the Chesapeake Bay and prohibited  
13 activities under the Standard State Travel Regulations and State procurement law.

14 BY repealing and reenacting, with amendments,  
15 Article – State Finance and Procurement  
16 Section 10–203  
17 Annotated Code of Maryland  
18 (2021 Replacement Volume)

19 BY adding to  
20 Article – State Finance and Procurement  
21 Section 17–901 and 17–902 to be under the new subtitle “Subtitle 9. Chesapeake Bay  
22 Watershed States”  
23 Annotated Code of Maryland  
24 (2021 Replacement Volume)

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

---

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.





1                   **SUBTITLE 9. CHESAPEAKE BAY WATERSHED STATES.**

2   **17-901.**

3           **(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS**  
4 **INDICATED.**

5           **(B) “BACKSTOP ACTIONS LEVEL” MEANS A LEVEL OF OVERSIGHT FOR A**  
6 **POLLUTION SOURCE SECTOR IN A STATE IDENTIFIED BY THE U.S. ENVIRONMENTAL**  
7 **PROTECTION AGENCY AFTER IDENTIFYING SUBSTANTIAL CONCERNS WITH A**  
8 **STATE’S STRATEGY TO IMPLEMENT GOALS UNDER THE BAY TMDL.**

9           **(C) (1) “BAY TMDL” MEANS THE TOTAL MAXIMUM DAILY LOAD (TMDL)**  
10 **FOR THE CHESAPEAKE BAY ESTABLISHED UNDER THE FEDERAL CLEAN WATER**  
11 **ACT BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY ON DECEMBER 29, 2010.**

12           **(2) “BAY TMDL” INCLUDES ANY MODIFICATION TO THE BAY TMDL**  
13 **MADE BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY.**

14           **(D) “PUBLIC BODY” HAS THE MEANING STATED IN § 17-701 OF THIS TITLE.**

15   **17-902.**

16           **A PUBLIC BODY MAY NOT AWARD A PROCUREMENT CONTRACT FOR GOODS OR**  
17 **SERVICES TO A BUSINESS FROM A STATE FOR WHICH THE U.S. ENVIRONMENTAL**  
18 **PROTECTION AGENCY, IN ITS MOST RECENT OVERSIGHT OF WATERSHED**  
19 **IMPLEMENTATION PLANS AND MILESTONES IN THE CHESAPEAKE BAY WATERSHED,**  
20 **HAS IDENTIFIED TWO OR MORE POLLUTION SOURCE SECTORS AT A BACKSTOP**  
21 **ACTIONS LEVEL OF OVERSIGHT, IF THE BUSINESS:**

22           **(1) HAS ITS PRINCIPAL PLACE OF BUSINESS IN THAT STATE;**

23           **(2) HAS AT LEAST 51% OF ITS EMPLOYEES LOCATED IN THAT STATE;**

24           **(3) IS INCORPORATED IN THAT STATE; OR**

25           **(4) REPORTED ITS PRIMARY TAX LIABILITY IN THAT STATE.**

26           **SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect**  
27 **October 1, 2022.**