

SENATE BILL 105

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6lr0023

(PRE-FILED)

By: **Chair, Education, Health, and Environmental Affairs Committee (By Request
– Departmental – NE Maryland Waste Disposal Authority)**

Requested: October 5, 2015

Introduced and read first time: January 13, 2016

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Northeast Maryland Waste Disposal Authority – Name and Authority**

3 FOR the purpose of changing the name of the Northeast Maryland Waste Disposal
4 Authority to be the Maryland Regional Resource Management Authority;
5 authorizing the Authority to acquire, construct, reconstruct, rehabilitate, improve,
6 maintain, equip, lease, repair, and operate a resource recovery park; requiring the
7 publishers of the Annotated Code of Maryland, in consultation with the Department
8 of Legislative Services, to replace references in the Code to the term “Northeast
9 Maryland Waste Disposal Authority” with the term “Maryland Regional Resource
10 Management Authority”; declaring the intent of the General Assembly; altering a
11 certain definition; defining a certain term; and generally relating to the name and
12 authority of the Northeast Maryland Waste Disposal Authority.

13 BY renumbering

14 Article – Natural Resources
15 Section 3–904(h) through (j), respectively
16 to be Section 3–904(i) through (k), respectively
17 Annotated Code of Maryland
18 (2012 Replacement Volume and 2015 Supplement)

19 BY repealing and reenacting, with amendments,

20 Article – Natural Resources
21 Section 3–901 and 3–903(a)(1) to be under the amended subtitle “Subtitle 9.
22 Maryland Regional Resource Management Authority”
23 Annotated Code of Maryland
24 (2012 Replacement Volume and 2015 Supplement)

25 BY adding to

26 Article – Natural Resources

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Section 3–904(f)(3) and (h)
2 Annotated Code of Maryland
3 (2012 Replacement Volume and 2015 Supplement)

4 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
5 That Section(s) 3–904(h) through (j), respectively, of Article – Natural Resources of the
6 Annotated Code of Maryland be renumbered to be Section(s) 3–904(i) through (k),
7 respectively.

8 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read
9 as follows:

10 **Article – Natural Resources**

11 Subtitle 9. [Northeast Maryland Waste Disposal] **MARYLAND REGIONAL RESOURCE**
12 **MANAGEMENT** Authority.

13 3–901.

14 This subtitle shall be known as the [“Northeast Maryland Waste Disposal Authority
15 Act”] **“MARYLAND REGIONAL RESOURCE MANAGEMENT AUTHORITY”**.

16 3–903.

17 (a) (1) There is hereby created a body politic and corporate to be known as the
18 [“Northeast Maryland Waste Disposal Authority”] **“MARYLAND REGIONAL RESOURCE**
19 **MANAGEMENT AUTHORITY”**, which is constituted a public instrumentality of the State
20 of Maryland. The exercise by the Authority of the powers conferred by this subtitle shall be
21 deemed to be the performance of an essential public function.

22 3–904.

23 (f) (3) **THE TERM “PROJECT” INCLUDES A RESOURCE RECOVERY PARK.**

24 (H) **“RESOURCE RECOVERY PARK” MEANS A FACILITY OR PROPERTY USED**
25 **OR USEFUL OR HAVING PRESENT CAPACITY FOR FUTURE USE IN CONNECTION WITH:**

26 (1) **THE PROCESSING, UPGRADING, REMANUFACTURING, CLEANING,**
27 **SORTING, OR CONVERSION OF RECYCLED OR RECOVERED MATERIALS INTO**
28 **PRODUCTS OR USEFUL MATERIALS, INCLUDING HIGHER QUALITY MATERIALS;**

29 (2) **THE EXCHANGE, CONVERSION, OR REPURPOSING OF WASTE OR**
30 **RECYCLABLE OR RECOVERED MATERIALS INTO USEFUL MATERIALS OR**
31 **COMMODITIES;**

1 **(3) THE COLLECTION, PROCESSING, OR REDISTRIBUTION OF HUMAN**
2 **OR ANIMAL FOOD, INCLUDING FOOD BANKS AND DROP-OFF FACILITIES;**

3 **(4) THE WHOLESALE OR RETAIL SALES OF RECYCLED OR RECOVERED**
4 **MATERIALS, PRODUCTS DERIVED FROM RECYCLED OR RECOVERED MATERIALS, OR**
5 **USED GOODS;**

6 **(5) THE GENERATION, STORAGE, OR DISTRIBUTION OF SOLAR OR**
7 **OTHER RENEWABLE ENERGY IF ALL OR PART OF THE SOLAR OR OTHER RENEWABLE**
8 **ENERGY WILL BE SOLD OR OTHERWISE PROVIDED TO:**

9 **(I) A RESOURCE RECOVERY PARK OR ANOTHER PROJECT;**

10 **(II) A GOVERNMENT-OWNED OR GOVERNMENT-CONTROLLED**
11 **FACILITY OR PROPERTY; OR**

12 **(III) OTHER FACILITIES, PROPERTIES, OR PURCHASERS**
13 **APPROVED BY THE COUNTY IN WHICH THE RESOURCE RECOVERY PARK IS LOCATED;**

14 **(6) THE EDUCATION OF THE PUBLIC ABOUT:**

15 **(I) RESOURCE MANAGEMENT PRACTICES AND THE EFFECT OF**
16 **THOSE PRACTICES ON THE ENVIRONMENT; AND**

17 **(II) RECOVERY OR RECYCLING BUSINESS OPPORTUNITIES OR**
18 **CAREERS;**

19 **(7) THE ACCEPTANCE OF CARPET, WHITE GOODS, ELECTRONICS,**
20 **BATTERIES, MATTRESSES AND BULKY ITEMS, OR OTHER HARD-TO-RECYCLE ITEMS;**

21 **(8) THE BLENDING OF RECYCLABLE, RECYCLED, OR RECOVERED**
22 **MATERIALS WITH SOILS;**

23 **(9) THE STORAGE, PROCESSING, OR USE OF GREENHOUSE GASES;**

24 **(10) THE INCUBATION OF BUSINESSES THAT UTILIZE WASTE OR**
25 **RECYCLABLE, RECYCLED, OR RECOVERED MATERIALS IN THE PROCESSING,**
26 **PRODUCTION, OR DISTRIBUTION OF FINISHED PRODUCTS OR USEFUL MATERIALS;**

27 **(11) THE SALVAGING OF WOOD OR OTHER MATERIALS FROM**
28 **CONSTRUCTION DEBRIS OR OTHER WASTE STREAMS;**

1 **(12) THE RECLAMATION OF GLASS AND PROCESSING, SORTING, OR**
2 **CONVERSION OF GLASS INTO COMMODITIES, PRODUCTS, OR HIGHER GRADE GLASS;**

3 **(13) THE RECOVERY OF METALS OR OTHER MATERIALS FROM WASTE**
4 **STREAMS OR THE PROCESSING OR CONVERSION OF RECOVERED METALS OR**
5 **MATERIALS INTO HIGHER GRADE METALS OR MATERIALS, COMMODITIES, OR**
6 **PRODUCTS;**

7 **(14) THE ACCEPTANCE, PROCESSING, REFINING, DISTRIBUTION,**
8 **REUSE, OR SALE OF USED PETROLEUM-BASED PRODUCTS;**

9 **(15) THE COMPOSTING OR ANAEROBIC DIGESTION OF ORGANIC**
10 **MATERIALS AND DELIVERY, TRANSFER, OR SALES OF PRODUCTS SUCH AS COMPOST,**
11 **SOIL AMENDMENTS, OR BY-PRODUCTS;**

12 **(16) THE GENERATION OF FUELS AND OTHER PRODUCTS FROM**
13 **BIOMASS AND THE STORAGE, DISTRIBUTION, OR USE OF BIOMASS-DERIVED**
14 **PRODUCTS; OR**

15 **(17) ANY COMBINATION OF THE ACTIVITIES LISTED UNDER THIS**
16 **SUBSECTION, WHETHER OR NOT THE FACILITIES ARE LOCATED ON A SINGLE SITE.**

17 SECTION 3. AND BE IT FURTHER ENACTED, That, with no further action
18 required by the General Assembly, the publishers of the Annotated Code of Maryland, in
19 consultation with and subject to the approval of the Department of Legislative Services,
20 shall replace throughout the Code, in a manner consistent with the changes made in
21 Section 2 of this Act, any use of the term “Northeast Maryland Waste Disposal Authority”
22 with the term “Maryland Regional Resource Management Authority”.

23 SECTION 4. AND BE IT FURTHER ENACTED, That it is the intent of the General
24 Assembly that the change in the name of the “Northeast Maryland Waste Disposal
25 Authority” to the “Maryland Regional Resource Management Authority” does not affect the
26 existence or powers of the Authority, its status under the Employees’ Retirement System
27 of the State of Maryland or the Employees’ Pension System of the State of Maryland, or its
28 meaning in State and local laws, or any contracts, bonds or other legal obligations, or any
29 deeds, easements, leases or other real property instruments, or in any Resolution of
30 participation.

31 SECTION 5. AND BE IT FURTHER ENACTED, That this Act shall take effect
32 October 1, 2016.