



The Annapolis Observer

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What to Expect

This publication is designed to keep you informed about legislation impacting WSSC during the 2009 Maryland General Assembly Session. Previous issues of the *Observer* are available on the Intergovernmental Relations Office (IRO) webpage www.wsscwater.com/iro/website.

The Intergovernmental Relations Office is your eyes and ears in Annapolis. The *Observer* provides brief updates on major initiatives that could impact the Agency. If you have any questions or would like another bill included in this publication, please contact the WSSC IRO at 301-206-8228.

Dates of Interest*

- 2/12/2009 Hopper closes at 5:00 pm
- 2/13/2009 House bill introduction date
- 2/22/2009 Green bag appointments submitted by Governor

Complete list on <http://mlis.state.md.us/2009rs/misc/2009SessionDates.pdf>

Legislative Lingo

Committee Action

The members of each committee meet to consider the proposed legislation at a hearing. The legislature provides notice of the time and place of the committee hearings through the *Notice of Committee Meetings and Hearing Schedule*. Anyone who wants to testify on a bill may do so by signing a witness list just prior to the beginning of the hearing. Citizens are encouraged to present their views by personal and written testimony, telephone, correspondence, or e-mail.

At a later time, also noted in the *Hearing Schedule*, committees hold voting sessions at which the bills and any proposed amendments are considered and voted upon. The committee may vote favorable, favorable with amendments, or unfavorable on a bill. The committee may also refer the bill to interim study. Unfavorable committee action usually means that a bill is dead for the legislative session. Referring a bill to interim study terminates any further action on the bill during the session, and favorable committee action sends the bill to the floor for second reading and floor consideration.

Bills of Interest to WSSC

Keep in mind dates shown are a mix of calendar days and legislative days. Dates provided reflect those posted on the General Assembly website.

Bi-County Bills

PG/MC 101-09 Montgomery County – Washington Suburban Sanitary Commission – Financial Oversight Act - This bill amends the Sanitary District Laws to require the WSSC to file a certified copy of its annual audit and current financial statements each year with the Montgomery County Council AND it authorizes the County Council of Montgomery County to audit and examine the books and records of the Commission under certain circumstances as long as such an audit or examination is without cost to the WSSC. Current law contains these requirements for the Montgomery County Executive, Prince George’s County Executive and the Prince George’s County Council.

PG/MC 101-09 Positions	
WSSC	No Position at this time
Montgomery County Council	Support
Montgomery County Executive	Support
Prince George’s County Council	
Prince George’s County Executive	

PG/MC 101-09 Bill Status	
Montgomery County House Delegation	Referred to Bi County Subcommittee. Special ordered on 2/2/09.
Prince George’s County House Delegation	
Montgomery County Senate Delegation	
Prince George’s County Senate Delegation	
House	
Senate	

PG/MC 104-09 Washington Suburban Sanitary Commission – System Development Surcharge - Exemptions – This bill expands current law regarding the WSSC’s SDC exemptions from those community based organizations whose “exclusive” use of the property is to provide programs and services to youth to those community based organizations whose “primary” use of the property is to provide programs and services to youth. Additionally, this bill changes the current law’s sunset from 2009 to 2012.

PG/MC 104-09 Positions	
WSSC	Support
Montgomery County Council	No Position
Montgomery County Executive	No Position
Prince George’s County Council	Support
Prince George’s County Executive	

PG/MC 104-09 Bill Status

<i>Prince George's County House Delegation</i>	Referred to the WSSC Subcommittee.
<i>Montgomery County House Delegation</i>	
<i>Prince George's County Senate Delegation</i>	
<i>Montgomery County Senate Delegation</i>	
<i>House</i>	
<i>Senate</i>	

PG/MC 105-09 Washington Suburban Sanitary Commission – Budget Approval - This bill provides that if the county councils of Montgomery and Prince George’s Counties fail to concur on the WSSC capital budget or any provision within the capital budget by a certain time, the funding levels may not exceed the previous year’s funding levels. The bill includes language that allows a single line item to be rejected for any single capital budget project, similar to a line item veto. The WSSC believes this bill would have a negative impact on the Agency should it become law for several reasons. First, the construction industry may find it problematic to bid under such uncertainty. If projects were cancelled, vetoed, or financially constrained after awarded, it would be costly to the WSSC and the ratepayers. Additionally, projects including MBE and SLBE subcontractors could potentially be delayed, creating a detrimental impact on these businesses. Second, there could be a negative impact on facilities included in the 30 Year Infrastructure Plan to recapitalize the WSSC’s aging infrastructure. Third, the WSSC AAA Bond Rating would be in jeopardy given the importance rating agencies place on governance of public entities in their rating criteria. Finally, the WSSC could face IRS penalties if the Agency’s ability to spend bond money in a timely manner was hampered and arbitrage rules broken.

PG/MC 105-09 Positions

WSSC	Oppose
<i>Montgomery County Council</i>	Oppose
<i>Montgomery County Executive</i>	Oppose
<i>Prince George's County Council</i>	Support
<i>Prince George's County Executive</i>	

PG/MC 105-09 Bill Status

<i>Prince George's County House Delegation</i>	Referred to WSSC Subcommittee.
<i>Montgomery County House Delegation</i>	
<i>Prince George's County Senate Delegation</i>	
<i>Montgomery County Senate Delegation</i>	
<i>House</i>	
<i>Senate</i>	

PG/MC 118-09 Washington Suburban Sanitary Commission – Membership – (late filed bill) This bill alters the current WSSC Commission board by adding a 7th Commissioner whose appointment shall alternate between the governing bodies of the municipal corporations that contain the largest number of housing units served by the WSSC in Montgomery and Prince George’s Counties. Each municipal appointment shall be a registered voter. These new appointments do not require confirmation by the County Councils, as County Executive appointments do. The municipal appointment term will also be for 4 years beginning on June 1, 2009.

PG/MC 118-09 Positions

WSSC
Montgomery County Council
Montgomery County Executive
Prince George’s County Council
Prince George’s County Executive

PG/MC 118-09 Bill Status

Prince George’s County House Delegation	
Montgomery County House Delegation	2/6/09 Delegation accepted as late file. Hearing scheduled for 2/13/09.
Prince George’s County Senate Delegation	
Montgomery County Senate Delegation	
House	
Senate	



Maryland Bills To Watch

The following statewide bills are of interest to the WSSC.

For a complete listing of all bills introduced before the Maryland General Assembly, visit their website mlis.state.md.us.

HB 34 Environment - Impervious Surface - Statewide Database

Requiring the Department of the Environment, in consultation with the Department of Planning, to develop and maintain a database of impervious surface in the State; requiring a county to report the amount of impervious surface in the county to the Department of the Environment in a specified manner; and authorizing the Department of the Environment to adopt regulations.

HB 34 Bill Status

House 10/20/09 Pre-filed
 1/14/09 First Reading Environmental Matters
 1/23/09 Hearing 2/4 at 1:00 p.m.

Senate

HB 90 Department of the Environment - Bay Restoration Fund and Bay Restoration Fee

Curing a possible title defect in Chapter 666 of the Acts of the General Assembly of 2008, by reenacting, without amendments, provisions of law to provide that the Bay Restoration Fee may not be reduced as long as bonds are outstanding, money in the Bay Restoration Fund may not revert or be transferred to a special fund, a committee is required to make a recommendation about the Fee, and the Fund may be used for projects related to the removal of nitrogen from onsite sewage disposal systems and cover crop activities; etc.

HB 90 Bill Status

House 1/20/09 First Reading Environmental Matters
 1/23/09 Hearing 2/4 at 1:00 p.m.

Senate

HB 135 Environment - Sewage Sludge Utilization - Zoning and Land Use Requirements

Prohibiting the Department of the Environment from issuing a sewage sludge utilization permit for a site unless the site meets all county zoning and land use requirements or ordinances; and prohibiting the Department from issuing a sewage sludge utilization permit for a site that will be on land adjacent to a municipality.

HB 135 Bill Status

House 1/23/09 First Reading Environmental Matters
Hearing 2/4 at 1:00 p.m.

Senate

HB 176 Bay Restoration Act of 2009

Prohibiting the installation of an on-site sewage disposal system unless the system utilizes nitrogen removal technology; requiring the Department of the Environment to assist homeowners in paying for specified costs; and establishing a penalty for a specified violation.

HB 176 Bill Status

House 1/26/09 First Reading Environmental Matters
1/23/09 Hearing 2/4 at 1:00 p.m.

Senate

HB 259 Environmental Health Monitoring and Testing - Reimbursement of Costs

Authorizing the Department of the Environment to factor in costs incurred by a county in conducting specified environmental health monitoring or testing; requiring the Department to reimburse a county from the Maryland Clean Water Fund for specified costs; limiting reimbursement to specified circumstances and specified amounts; requiring the Department to use the Maryland Clean Water Fund for the reimbursement of counties for specified environmental health monitoring or testing costs; etc.

HB 259 Bill Status

House 1/29/09 First Reading Environmental Matters
1/30/09 Hearing 2/11 at 1:00 p.m.

Senate

HB 326 Procurement - Minority Business Enterprises - Retention of Certification and Status and Participation in the Minority Business Enterprise Program

Authorizing the certification agency for the minority business enterprise (MBE) program to allow, for a specified period of time, a minority business enterprise that graduates from the MBE program to retain its certification number and participate in the MBE program as if it were a certified minority business enterprise.

HB 326 Bill Status

House 1/30/09 First Reading Health and Government Operations
2/4/09 Hearing 2/18 at 1:00 p.m.

Senate

HB 389 Minority Business Enterprise Program - Prohibitions and Penalties for Contractors

Prohibiting contractors who are required to use a certified minority business enterprise from engaging in specified acts when submitting a bid or proposal or performing a contract under specified circumstances; requiring the Board of Public Works to impose penalties against contractors who engage in the prohibited acts; requiring the Board to consider specified factors when determining the penalty; etc.

HB 389 Bill Status

House 2/2/09 First Reading Health and Government Operations
 2/4/09 Hearing 2/18 at 1:00 p.m.

Senate

HB 410 Minority Business Enterprise Program - Eligibility

Altering the amount of the cap on the personal net worth requirement for certification as a minority business enterprise.

HB 410 Bill Status

House 2/2/09 First Reading Health and Government Operations
 2/4/09 Hearing 2/18 at 1:00 p.m.

Senate

HB 594 Minority Business Enterprise Certification - Personal Net Worth Requirement - Repeal

Repealing the requirement regarding personal net worth for certification as a minority business enterprise.

HB 594 Bill Status

House 2/6/09 First Reading Health and Government Operations

Senate

SB 4 Environment - Permitting Process - Environmental Justice Review

Requiring the Department of the Environment, in consultation with the Commission on Environmental Justice and Sustainable Communities and the Department of Planning, to develop maps that identify environmentally stressed communities in the State; requiring an Environmental Justice Review as a condition of issuing or renewing specified permits; requiring the owner of a liquefied natural gas facility to conduct a Review and submit information to the Department of the Environment under specified circumstances; etc.

SB 4 Bill Status

House

Senate 7/1/08 Pre-filed
 1/14/09 First Reading Education Health and Environmental Affairs
 Hearing 2/3 at 1:45 p.m.

SB 47 Environment - Permit Applications - Notice Requirements

Requiring notification by mail to specified record residential property owners of specified permit applications under specified circumstances; requiring the notice to contain specified information; requiring permit applicants to pay the cost of the notice; and authorizing the Department of the Environment to require the permit applicant to publish and send specified notices.

SB 47 Bill Status

House

Senate 11/13/08 Pre-filed
1/14/09 First Reading Education Health and Environmental Affairs
Hearing 2/3 at 1:45 p.m.

SB 120 Environment - Permit Process - Modifications

Requiring the Department of the Environment to provide an opportunity for a contested case hearing under specified circumstances; altering specified public hearing and notice requirements; establishing an Environmental Leadership Group; establishing the membership of the Group; requiring an applicant for a specified permit to prepare and submit an environmental impact statement to the Department; etc.

SB 120 Bill Status

House

Senate 1/16/09 First Reading Education Health and Environmental Affairs
1/21/09 Hearing 2/3 at 1:45 p.m.

SB 211 Minority Business Enterprise Program - Participation by Race or Gender

Authorizing a woman-owned business to participate in individual procurement contracts as either a woman-owned business or a business owned by a member of an ethnic or racial minority group for specified purposes within the Minority Business Enterprise Program; altering a provision relating to the Department of Transportation and the application of requirements for its procurement contracts; altering a definition under the Minority Business Enterprise Program; etc.

SB 211 Bill Status

House

Senate 1/23/09 First Reading Education Health and Environmental Affairs
1/28/09 Hearing 2/12 at 1:00 p.m.

SB 355 Minority Business Enterprise Certification - Personal Net Worth Requirement - Repeal
Repealing the requirement regarding personal net worth for certification as a minority business enterprise.

SB 355 Bill Status

House

Senate 1/29/09 First Reading Education Health and Environmental Affairs

SB 489 Minority Business Enterprise Certification - Cap on Personal Net Worth

Increasing the amount of the cap on the personal net worth requirement for certification as a minority business enterprise; requiring the certification agency to evaluate specified data in conjunction with the General Assembly and the Office of the Attorney General; requiring the certification agency to make a specified report; etc.

SB 489 Bill Status

House

Senate 2/4/09 First Reading Education Health and Environmental Affairs

SB 568 Minority Business Enterprise Program - Directory of Minority Business Enterprises

Requiring a specified minority business certification agency to include in its directory minority business enterprises that have become ineligible for the Minority Business Enterprise Program for specified reasons.

SB 568 Bill Status

House

Senate 2/6/09 First Reading Education Health and Environmental Affairs

SB 611 Minority Business Enterprise Program - Prohibitions and Penalties for Contractors

Prohibiting contractors who are required to use a certified minority business enterprise from engaging in specified acts when submitting a bid or proposal or performing a contract under specified circumstances; requiring the Board of Public Works to impose penalties against contractors who engage in the prohibited acts; requiring the Board to consider specified factors when determining the penalty; etc.

SB 611 Bill Status

House

Senate 2/6/09 First Reading Education Health and Environmental Affairs

SB 612 Procurement - Minority Business Enterprise Program - Contracting Modification

Authorizing a woman-owned business to participate in individual procurement contracts as either a woman-owned business or a business owned by a member of an ethnic or racial minority group for specified purposes within the Minority Business Enterprise Program; altering a provision relating to the Department of Transportation and the application of requirements for its procurement contracts; altering a definition under the Minority Business Enterprise Program; etc.

SB 612 Bill Status

House

Senate 2/6/09 First Reading Education Health and Environmental Affairs

The Week at a Glance*

WHO	WHERE	WHEN
Montgomery County House Delegation	Room 218 Lowe HOB	Fridays at 9:00 am
Montgomery County Bi-County Committee**	Room 170 Lowe HOB	Mondays at 7:00 pm
Prince George's County House Delegation	Room 150 Lowe HOB	Fridays at 9:00 am
Prince George's County WSSC Committee	Room 150 Lowe HOB	Wednesdays at 8:30 am
Montgomery County Senate Delegation	TBD	TBD
Prince George's County Senate Delegation	TBD	TBD

*Dates, times, location, and agenda subject to change anytime, at the discretion of the Chairs. Check delegation websites for schedules. Web addresses below.

**Montgomery County Bi County Committee will not meet Monday, 2/9/09.

County Information

Montgomery County Delegation

<http://www.montgomerycountydelegation.com/>

House Delegation

Delegate Brian Feldman, Chair
Delegate Susan Lee, Vice Chair
Phone: 301-858-3010

Senate Delegation

Senator Rich Madaleno, Chair
Senator Jamie Raskin, Vice Chair
Phone: 301-858-3137

Prince George's County Delegation

<http://www.princegeorgesghousedelegation.com>

House Delegation

Melony G. Griffith, Chair
Michael Vaughn, Vice Chair
Delegate Marvin E. Holmes, Jr., 2nd Vice Chair
Phone: 301-858-3074

Senate Delegation

Senator C. Anthony Muse, Chair
Phone: 301-858-3410

Montgomery County Bi-County Agency Committee Members

Del. Kathleen Dumais, Chair
Del. Luiz Simmons, Vice Chair
Del. Al Carr
Del. Bill Frick

Del. Tom Hucker
Del. Ben Kramer
Del. Krill Reznik
Del. Herman Taylor

Prince George's County Bi-County Committee Members

Del. Aisha Braveboy, Chair
Del. James Hubbard, Vice Chair
Del. Ben Barnes

Del. Tawanna Gaines
Del. Marvin Holmes
Del. Jay Walker

Annapolis Transportation & Parking



For many visitors the easiest option is to park at the Naval Academy Stadium and take the Annapolis Transit Trolley Shuttle. There are several public garages including Whitmore, Gotts, and the Gorman Street garages. They fill up fast. There is also limited metered parking, but they ticket often. Your best bet is to arrive early, and car-pool if possible.

About IRO

The IRO oversees the Commission's legislative agenda and represents WSSC before elected bodies. The office is responsible for researching, developing, analyzing, and lobbying for or against legislation impacting the Commission. We also serve as a liaison between the Commission and elected officials.

How To Reach US

Annapolis Office (during session)

68 State Circle, Suite 3
Annapolis, Maryland 21401
phone: 301.261.2789 fax: 410.268.9593

Laurel Office (year round)

14501 Sweitzer Lane, Suite 1226A
Laurel, Maryland 20707
phone: 301.206.8228 fax: 301.206.8229

On The Web

The WSSC IRO has its own webpage to keep you up to date and informed with our legislative activities. In addition to introductory information about the Office and Maryland General Assembly, you will find links to information about bills and our Annapolis Reports archive. www.wsscwater.com/iro/irowebiste

Who We Are

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