

BY adding to

Article 41 - Governor - Executive and Administrative
Departments
Section 266B(g)
Annotated Code of Maryland
(1978 Replacement Volume and 1980 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows:

Article 41 - Governor - Executive and Administrative
Departments

266B.

(G) (1) BY RESOLUTION OR ORDINANCE OF ITS LEGISLATIVE BODY, ANY CHARTER COUNTY NOT A PARTY TO THE NORTHEAST MARYLAND WASTE DISPOSAL AUTHORITY PROVIDED FOR IN § 9-303 3-903 OF THE NATURAL RESOURCES ARTICLE MAY ~~IN CONNECTION WITH SOLID WASTE DISPOSAL FACILITIES, OTHER THAN A LANDFILL, FINANCED UNDER THIS ARTICLE,~~ ENTER INTO CONTRACTS WITH ANY INDUSTRIAL CONCERN FOR THE COLLECTION, STORAGE, TREATMENT, UTILIZATION, PROCESSING OR FINAL DISPOSITION OF SOLID WASTE OR FOR THE RECOVERY OF MATERIAL OR ENERGY THEREFROM, OR ANY COMBINATION THEREOF.

(2) THE CONTRACTS (I) SHALL BE ONLY IN CONNECTION WITH SOLID WASTE DISPOSAL FACILITIES FINANCED UNDER THIS ARTICLE LOCATED WITHIN THE CHARTER COUNTY OR ANOTHER PARTICIPATING COUNTY, AND (II) MAY NOT BE IN CONNECTION WITH A LANDFILL.

(3) THE CONTRACTS MAY BE FOR A PERIOD NOT TO EXCEED 30 YEARS.

~~(3)~~ (4) THE CONTRACTS MAY PROVIDE FOR MINIMUM AMOUNTS OF WASTE TO BE DELIVERED OR PROCESSED, AND PAYMENT BASED THEREON, WHETHER OR NOT THE WASTE IS ACTUALLY DELIVERED OR PROCESSED, AND MAY CONTAIN OTHER TERMS AND CONDITIONS AS THE PARTIES CONSIDER APPROPRIATE.

~~(4)~~ (5) ~~NO CONTRACTS MAY~~ ANY CONTRACT MAY NOT BE DEEMED A DEBT OF OR GIFT OF THE COUNTY WITHIN THE MEANING OF ANY PROVISION OF LAW OR CHARTER, BUT SHALL CONSTITUTE ONLY THE CONTRACTUAL LIABILITY PROVIDED BY ITS TERMS.

~~(5)~~ (6) THE COUNTY MAY AWARD OR NEGOTIATE CONTRACTS WHICH IT DEEMS TO BE IN ITS BEST INTEREST, ~~AND THE COUNTY NEED NOT COMPLY WITH THE REQUIREMENTS OF LAW OR CHARTER RELATING TO COMPETITIVE BIDDING AND PROCUREMENT PROCEDURES~~ IN THE MANNER PROVIDED WITH RESPECT TO STATE COMPETITIVE NEGOTIATIONS PURSUANT TO ARTICLE 21, § 3-203 OF THE CODE.