

---

**By: Prince George's County and Montgomery County Delegations**

Introduced and read first time: February 1, 1996

Assigned to: Commerce and Government Matters

---

A BILL ENTITLED

1 AN ACT concerning

2 **Maryland-National Capital Park and Planning Commission - Montgomery County**  
3 **Planning Board - Personnel**  
4 **PG/MC 23-96**

5 FOR the purpose of providing that director positions under the Montgomery County  
6 Planning Board are excluded from the merit system and are held at the pleasure of  
7 the Planning Board; and exempting an individual that may have held an affected  
8 position as of a specified date.

9 BY repealing and reenacting, with amendments,  
10 Article 28 - Maryland-National Capital Park and Planning Commission  
11 Section 2-112(a) and 7-111(c)  
12 Annotated Code of Maryland  
13 (1993 Replacement Volume and 1995 Supplement)

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

16 **Article 28 - Maryland-National Capital Park and Planning Commission**

17 2-112.

18 (a) The Commission shall put into effect a merit system adopted pursuant to this  
19 section. In it shall be included all employees of the Commission, except:

20 (1) The commissioners;

21 (2) All appointed officials as provided in § 2-106 of this title; [and]

22 (3) In Prince George's County:

23 (i) The deputy chief of park police as provided in § 5-114(b) of this  
24 article; and

25 (ii) Any director as provided in § 7-111(c) of this article; AND

26 (4) IN MONTGOMERY COUNTY, ANY POSITION EXCLUDED UNDER §  
27 7-111(C) OF THIS ARTICLE.

2

1 7-111.

2 (c) (1) Each planning board shall have administrative control and jurisdiction  
3 over personnel performing the duties and functions assigned in this section to the  
4 respective planning boards.

5 (2) (i) In Prince George's County, a director of a department shall have  
6 education or professional experience in a field relevant to the responsibilities of that  
7 department.

8 (ii) A director shall receive the compensation established in the  
9 budget for the Prince George's County planning board.

10 (iii) 1. Except as provided in item 2 of this subparagraph, a director  
11 serves at the pleasure of the Prince George's County planning board.

12 2. In Prince George's County, a person who, on June 30, 1991,  
13 is a director of planning or a director of Parks and Recreation may elect to remain in the  
14 merit system established under § 2-112 of this article.

15 (3) (I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, IN  
16 MONTGOMERY COUNTY, A DIRECTOR SERVES AT THE PLEASURE OF THE  
17 MONTGOMERY COUNTY PLANNING BOARD.

18 (II) ANY INDIVIDUAL WHO, ON JULY 1, 1995, HELD A POSITION  
19 AFFECTED BY THIS PARAGRAPH MAY ELECT TO REMAIN IN THE MERIT SYSTEM  
20 ESTABLISHED UNDER § 2-112 OF THIS ARTICLE.

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
22 July 1, 1996.