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By: **Delegate Edwards**

Introduced and read first time: February 1, 2001

Assigned to: Appropriations

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A BILL ENTITLED

1 AN ACT concerning

2                                   **Program Open Space - Attainment of Acquisition Goals - Increase in**  
3                                   **Development Allocation**

4 FOR the purpose of increasing the amount a local government can spend on  
5 development projects after it has attained its acquisition goals under Program  
6 Open Space; and generally relating to apportionment of local government funds  
7 for Program Open Space after the acquisition goals have been obtained.

8 BY repealing and reenacting, with amendments,  
9 Article - Natural Resources  
10 Section 5-905(c)(1)  
11 Annotated Code of Maryland  
12 (2000 Replacement Volume)

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

15                                   **Article - Natural Resources**

16 5-905.

17 (c) (1) (i) One half of any local governing body's annual apportionment  
18 shall be used for acquisition or development projects provided that up to 20 percent of  
19 the funds authorized for acquisition or development projects under this subparagraph  
20 may be used for capital renewal as defined in § 5-901 of this subtitle.

21 (ii) If the Department and the Department of Planning certify that  
22 acquisition goals set forth in the current, approved local land preservation and  
23 recreation plan have been met and that such acreage attainment equals or exceeds  
24 the minimum recommended acreage goals developed for that jurisdiction under the  
25 Maryland Land Preservation and Recreation Plan, a local governing body may use up  
26 to [75] 100 percent of its future annual apportionment for development projects for a  
27 period of 5 years after attainment, provided that up to 20 percent of the funds  
28 authorized for use for development projects under this subparagraph may be used for  
29 capital renewal.

1 (iii) If a county determines that it qualifies for the additional funds  
2 for development and capital renewal projects under subparagraph (ii) of this  
3 paragraph, before the due date for all local governing bodies to submit revised local  
4 land preservation and recreation plans, that county may submit an interim local land  
5 preservation and recreation plan:

6 1. Prior to the submission under subsection (b)(2) of this  
7 section; and

8 2. In addition to the submission required under subsection  
9 (b)(2).

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
11 October 1, 2001.