
By: **Delegates Bohanan and O'Donnell**

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Assigned to: Rules and Executive Nominations

Re-referred to: Economic Matters, March 13, 2006

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 21, 2006

CHAPTER _____

1 AN ACT concerning

2 **Maryland Military Installation Council**

3 FOR the purpose of altering the name of the Maryland Military Installation Strategic
4 Planning Council to be the Maryland Military Installation Council; providing for
5 the codification of certain provisions relating to the Maryland Military
6 Installation Council; altering the membership, purposes, and termination date
7 of the Council; requiring the Council to submit a certain annual report to the
8 Governor and the General Assembly; making a certain conforming change;
9 providing for the termination of certain provisions of this Act; and generally
10 relating to the Maryland Military Installation Council.

11 BY repealing and reenacting, with amendments,
12 Article 83A - Department of Business and Economic Development
13 Section 5-1701(e)
14 Annotated Code of Maryland
15 (2003 Replacement Volume and 2005 Supplement)

16 BY adding to
17 Article 83A - Department of Business and Economic Development
18 Section 5-1710.1
19 Annotated Code of Maryland
20 (2003 Replacement Volume and 2005 Supplement)

21 BY repealing
22 Chapter 335 of the Acts of the General Assembly of 2003, as amended by
23 Chapter 275 of the Acts of the General Assembly of 2005

1 Section 1

2 BY repealing and reenacting, with amendments,
3 Chapter 335 of the Acts of the General Assembly of 2003, as amended by
4 Chapter 275 of the Acts of the General Assembly of 2005
5 Section 2

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

8 **Article 83A - Department of Business and Economic Development**

9 5-1701.

10 (e) "Council" means the Maryland Military Installation [Strategic Planning]
11 Council.

12 5-1710.1.

13 (A) IN THIS SECTION, "COUNCIL" MEANS THE MARYLAND MILITARY
14 INSTALLATION COUNCIL.

15 (B) THERE IS A MARYLAND MILITARY INSTALLATION COUNCIL.

16 (C) THE COUNCIL CONSISTS OF THE FOLLOWING MEMBERS:

17 (1) THREE MEMBERS SELECTED BY THE PRESIDENT OF THE SENATE TO
18 REPRESENT COMMUNITY INTERESTS, OF WHICH:

19 (I) ONE SHALL BE A MEMBER OF THE SENATE; AND

20 (II) TWO SHALL BE CITIZENS REPRESENTING COMMUNITIES
21 ADJACENT TO MILITARY INSTALLATIONS;

22 (2) THREE MEMBERS SELECTED BY THE SPEAKER OF THE HOUSE OF
23 DELEGATES TO REPRESENT COMMUNITY INTERESTS, OF WHICH:

24 (I) ONE SHALL BE A MEMBER OF THE HOUSE OF DELEGATES; AND

25 (II) TWO SHALL BE CITIZENS REPRESENTING COMMUNITIES
26 ADJACENT TO MILITARY INSTALLATIONS;

27 (3) THE SECRETARY OF BUSINESS AND ECONOMIC DEVELOPMENT, OR
28 THE SECRETARY'S DESIGNEE;

29 (4) THE SECRETARY OF TRANSPORTATION, OR THE SECRETARY'S
30 DESIGNEE;

31 (5) THE SECRETARY OF THE ENVIRONMENT, OR THE SECRETARY'S
32 DESIGNEE;

1 (6) THE SECRETARY OF PLANNING, OR THE SECRETARY'S DESIGNEE;

2 (7) THE PRESIDENT OF THE SOUTHERN MARYLAND NAVY ALLIANCE;

3 (8) THE PRESIDENT OF THE ARMY ALLIANCE;

4 (9) THE PRESIDENT OF THE NAVAL ENERGETICS ALLIANCE;

5 (10) THE PRESIDENT OF THE MARITIME ALLIANCE;

6 (11) THE PRESIDENT OF THE FORT DETRICK ALLIANCE; ~~AND~~

7 (12) THE PRESIDENT OF THE FORT MEADE ALLIANCE;

8 (13) THE PRESIDENT OF THE ANDREWS BUSINESS AND COMMUNITY

9 ALLIANCE; AND

10 ~~(12)~~ (14) FIVE MEMBERS SELECTED BY THE GOVERNOR.

11 (D) (1) THE GOVERNOR SHALL DESIGNATE THE CHAIR OF THE COUNCIL.

12 (2) THE CHAIR MAY:

13 (I) APPOINT ADDITIONAL MEMBERS WHO ARE PRESIDENTS OF
14 OTHER MILITARY BASE ADVOCACY GROUPS THAT ARE NONPROFIT ORGANIZATIONS
15 AND RECOGNIZED BY THE DEPARTMENT OF BUSINESS AND ECONOMIC
16 DEVELOPMENT; AND

17 (II) APPOINT EX OFFICIO MEMBERS AS NECESSARY TO ADDRESS
18 SPECIFIC ISSUES, INCLUDING A REPRESENTATIVE OF THE MARYLAND NATIONAL
19 GUARD.

20 (E) (1) EACH MEMBER OF THE COUNCIL APPOINTED BY THE PRESIDENT OF
21 THE SENATE OR THE SPEAKER OF THE HOUSE OF DELEGATES SHALL SERVE FROM
22 JUNE 1, 2003, TO JUNE 30, 2009.

23 (2) THE PRESIDENT OF THE SENATE OR THE SPEAKER OF THE HOUSE
24 OF DELEGATES SHALL EACH APPOINT THREE NEW MEMBERS OF THE COUNCIL TO
25 REPRESENT COMMUNITY INTERESTS, IN ACCORDANCE WITH THE PROVISIONS OF
26 THIS SECTION, TO SERVE AS MEMBERS OF THE COUNCIL FROM JULY 1, 2009, TO
27 DECEMBER 31, 2011.

28 (F) THE DEPARTMENT OF BUSINESS AND ECONOMIC DEVELOPMENT SHALL
29 PROVIDE STAFF SUPPORT TO THE COUNCIL.

30 (G) A MEMBER OF THE COUNCIL MAY NOT RECEIVE COMPENSATION FOR
31 SERVING ON THE COUNCIL BUT IS ENTITLED TO REIMBURSEMENT FOR EXPENSES
32 UNDER THE STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE
33 BUDGET.

34 (H) THE COUNCIL SHALL MAKE REASONABLE EFFORTS, AS FUNDS ALLOW, TO:

1 (1) IDENTIFY THE PUBLIC INFRASTRUCTURE AND OTHER COMMUNITY
2 SUPPORT NECESSARY TO IMPROVE THE MISSION EFFICIENCIES AND FOR THE
3 DEVELOPMENT AND EXPANSION OF EXISTING MILITARY INSTALLATIONS IN THE
4 STATE;

5 (2) IDENTIFY THE EXISTING AND POTENTIAL IMPACTS OF
6 ENCROACHMENT ON MILITARY INSTALLATIONS IN THE STATE;

7 (3) IDENTIFY POTENTIAL STATE AND COMMUNITY ACTIONS THAT CAN
8 MINIMIZE THE IMPACTS OF ENCROACHMENT AND ENHANCE THE LONG-TERM
9 POTENTIAL OF MILITARY INSTALLATIONS;

10 (4) IDENTIFY OPPORTUNITIES FOR COLLABORATION AMONG MILITARY
11 CONTRACTORS, LOCAL GOVERNMENTS, THE STATE, ACADEMIC INSTITUTIONS, AND
12 MILITARY DEPARTMENTS TO ENHANCE THE ECONOMIC POTENTIAL OF MILITARY
13 INSTALLATIONS AND THE ECONOMIC BENEFITS OF MILITARY INSTALLATIONS TO
14 THE STATE;

15 (5) REVIEW STATE POLICIES, INCLUDING FUNDING AND LEGISLATION,
16 TO IDENTIFY ACTIONS NECESSARY TO PROVIDE STATE AND LOCAL GOVERNMENT
17 SUPPORT TO THE MISSION OF EACH MILITARY INSTALLATION LOCATED WITHIN THE
18 STATE; AND

19 (6) RESEARCH HOW OTHER JURISDICTIONS HAVE ADDRESSED THE
20 ISSUES REGARDING ENCROACHMENT AND PARTNERSHIP FORMATION, WITH AN
21 EMPHASIS ON THE MOST RECENT EDITION OF THE JOINT PUBLICATION OF THE
22 NATIONAL GOVERNORS ASSOCIATION CENTER FOR BEST PRACTICES AND THE U.S.
23 DEPARTMENT OF DEFENSE ENTITLED "PRACTICAL GUIDE TO COMPATIBLE CIVILIAN
24 DEVELOPMENT NEAR MILITARY INSTALLATIONS".

25 (I) (1) ON OR BEFORE DECEMBER 31 OF EACH YEAR, THE COUNCIL SHALL
26 REPORT ITS FINDINGS AND RECOMMENDATIONS TO THE GOVERNOR AND, SUBJECT
27 TO § 2-1246 OF THE STATE GOVERNMENT ARTICLE, TO THE GENERAL ASSEMBLY.

28 (2) ON OR BEFORE DECEMBER 1, 2011, THE COUNCIL SHALL ISSUE A
29 FINAL REPORT OF THE COUNCIL TO THE GOVERNOR AND, IN ACCORDANCE WITH §
30 2-1246 OF THE STATE GOVERNMENT ARTICLE, TO THE GENERAL ASSEMBLY.

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

33 **Chapter 335 of the Acts of 2003, as amended by Chapter 275 of the Acts of**
34 **2005**

35 [SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
36 MARYLAND, That:

37 (a) There is a Maryland Military Installation Strategic Planning Council.

38 (b) The Council consists of the following members:

1 (1) three members selected by the President of the Senate to represent
2 community interests, of which:

3 (i) one shall be a member of the Senate; and

4 (ii) two shall be citizens representing communities adjacent to
5 military installations;

6 (2) three members selected by the Speaker of the House of Delegates to
7 represent community interests, of which:

8 (i) one shall be a member of the House of Delegates; and

9 (ii) two shall be citizens representing communities adjacent to
10 military installations;

11 (3) the Secretary of Business and Economic Development, or the
12 Secretary's designee;

13 (4) the Secretary of Transportation, or the Secretary's designee;

14 (5) the Secretary of the Environment, or the Secretary's designee;

15 (6) the President of the Southern Maryland Navy Alliance;

16 (7) the President of the Army Alliance;

17 (8) the President of the Naval Energetics Alliance;

18 (9) the President of the Maritime Alliance;

19 (10) the President of the Fort Detrick Alliance; and

20 (11) five members selected by the Governor.

21 (c) (1) The Governor shall designate the chairman of the Council.

22 (2) The chairman may:

23 (i) appoint additional members who are presidents of other
24 military base advocacy groups that are nonprofit organizations and recognized by the
25 Department of Business and Economic Development; and

26 (ii) appoint ex officio members as necessary to address specific
27 issues, including a representative of the Maryland National Guard.

28 (d) The Department of Business and Economic Development shall provide
29 staff support to the Council.

1 (e) A member of the Council may not receive compensation for serving on the
2 Council but is entitled to reimbursement for expenses under the Standard State
3 Travel Regulations, as provided in the State budget.

4 (f) The Council shall make reasonable efforts, as funds allow, to:

5 (1) identify the public infrastructure and other community support
6 necessary to improve mission efficiencies and for the development and expansion of
7 existing military installations in the State;

8 (2) identify the existing and potential impacts of encroachment on
9 military installations in the State;

10 (3) identify potential State and community actions that can minimize
11 the impacts of encroachment and enhance the long term potential of military
12 installations;

13 (4) identify opportunities for collaboration among military contractors,
14 local governments, the State, academic institutions, and military departments to
15 enhance the economic potential of military installations and the economic benefits of
16 military installations to the State;

17 (5) review State policies, including funding and legislation, to identify
18 actions necessary to prepare for the United States Department of Defense Efficient
19 Facilities Initiative that will begin in 2005; and

20 (6) research how other jurisdictions have addressed the issues regarding
21 encroachment and partnership formation.

22 (g) (1) On or before December 31, 2003, the Council shall report its findings
23 and recommendations to the Governor, and, subject to § 2-1246 of the State
24 Government Article, to the General Assembly.

25 (2) On or before December 1, 2008, the Council shall issue a final report
26 of the Council to the Governor, and, in accordance with § 2-1246 of the State
27 Government Article, to the General Assembly.]

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
29 June 1, 2003. [It shall remain effective for a period of 5 years and 7 months and, at
30 the end of December 31, 2008, with no further action required by the General
31 Assembly, this Act shall be abrogated and of no further force and effect.]

32 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
33 June 1, 2006. Section 1 of this Act shall remain effective for a period of 5 years and 7
34 months and, at the end of December 31, 2011, with no further action required by the
35 General Assembly, Section 1 of this Act shall be abrogated and of no further force and
36 effect.

