

HOUSE BILL 656

F3

11r0431

By: **Montgomery County Delegation**

Introduced and read first time: February 9, 2011

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Montgomery County – School Buildings – Exclusive Authority to Issue**
3 **Permits and Enforce Regulations and Codes**

4 **MC 11–11**

5 FOR the purpose of granting the Montgomery County government exclusive authority
6 to issue permits and enforce regulations and codes associated with the
7 construction, remodeling, and placement of certain school buildings; defining a
8 certain term; and generally relating to the authority of the Montgomery County
9 government to issue permits and enforce regulations and codes associated with
10 school buildings.

11 BY repealing and reenacting, with amendments,
12 Article – Education
13 Section 4–117
14 Annotated Code of Maryland
15 (2008 Replacement Volume and 2010 Supplement)

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

18 **Article – Education**

19 4–117.

20 (a) On the recommendation of the county superintendent, a county board
21 may employ architects to assist in preparing plans and specifications for constructing
22 or remodeling a building.

23 (b) The construction or remodeling of a building shall conform to all
24 applicable State and county building, electrical, fire, and plumbing regulations and

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 codes. A fee may not be charged for any permit required pursuant to these regulations
2 or codes for construction or remodeling, but a fee may be charged for water or sewer
3 permits, or for connection and service charges for water and sewerage.

4 **(C) (1) IN THIS SUBSECTION, "MONTGOMERY COUNTY**
5 **GOVERNMENT" INCLUDES THE MONTGOMERY COUNTY PLANNING**
6 **DEPARTMENT AT THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING**
7 **COMMISSION.**

8 **(2) IN MONTGOMERY COUNTY, THE MONTGOMERY COUNTY**
9 **GOVERNMENT SHALL HAVE EXCLUSIVE AUTHORITY TO ISSUE PERMITS AND**
10 **ENFORCE REGULATIONS AND CODES ASSOCIATED WITH THE CONSTRUCTION OR**
11 **REMODELING OF SCHOOL BUILDINGS OR THE PLACEMENT OF RELOCATABLE**
12 **CLASSROOM BUILDINGS.**

13 **(3) THE EXCLUSIVE AUTHORITY GRANTED UNDER PARAGRAPH**
14 **(2) OF THIS SUBSECTION APPLIES TO ALL PERMITS, REGULATIONS, AND CODES,**
15 **INCLUDING BUILDING, ELECTRICAL, FIRE, PLUMBING, STORMWATER**
16 **MANAGEMENT, AND FOREST CONSERVATION PERMITS, REGULATIONS, AND**
17 **CODES.**

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
19 October 1, 2011.