

HOUSE BILL 1212

L2

11r2109

By: **St. Mary's County Delegation**

Introduced and read first time: February 18, 2011

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **St. Mary's County Metropolitan Commission**

3 FOR the purpose of repealing a certain requirement that a new position with the St.
4 Mary's County Metropolitan Commission be subject to prior approval of the
5 County Commissioners of St. Mary's County; authorizing the Commission to
6 appoint, discharge at pleasure, and fix the compensation of a General Counsel;
7 prohibiting the Director from serving concurrently as the Director and as
8 General Counsel to the Commission; requiring the Commission to adopt or
9 approve, with the prior approval of the County Commissioners certain plans
10 and a certain capital budget; requiring the County Commissioners to amend
11 annually the St. Mary's County water and sewer plan by incorporating into it a
12 certain capital improvement plan of the Commission; and generally relating to
13 the St. Mary's County Metropolitan Commission.

14 BY repealing and reenacting, with amendments,
15 The Public Local Laws of St. Mary's County
16 Section 113-1C
17 Article 19 – Public Local Laws of Maryland
18 (2007 Edition and June 2010 Supplement, as amended)

19 BY adding to
20 The Public Local Laws of St. Mary's County
21 Section 113-30
22 Article 19 – Public Local Laws of Maryland
23 (2007 Edition and June 2010 Supplement, as amended)

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

26 **Article 19 – St. Mary's County**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 113-1.

2 C. The Commission shall elect one (1) of its members as Chairman and one
3 (1) of its members as Vice Chairman, who shall serve in the absence or disability of the
4 Chairman. The Commission shall appoint, discharge at pleasure and fix the
5 compensation of a Director, a Secretary, a Treasurer, a Chief Engineer and
6 engineering, legal, clerical and other personnel and help which the Commission deems
7 necessary to carry out the provisions of this chapter. [The creation of any new position
8 by the Commission is subject to the prior approval of the Board of County
9 Commissioners of St. Mary's County.] **THE COMMISSION MAY APPOINT,
10 DISCHARGE AT PLEASURE AND FIX THE COMPENSATION OF A GENERAL
11 COUNSEL. THE DIRECTOR MAY NOT SERVE CONCURRENTLY AS THE DIRECTOR
12 AND AS GENERAL COUNSEL TO THE COMMISSION.**

13 **113-30.**

14 **NOTWITHSTANDING ANY PROVISION OF THIS CHAPTER:**

15 **A. THE COMMISSION SHALL ADOPT OR APPROVE, WITH THE PRIOR
16 APPROVAL OF THE COUNTY COMMISSIONERS, FACILITIES PLANS, A 5-YEAR
17 CAPITAL IMPROVEMENT PLAN, AND AN ANNUAL CAPITAL BUDGET; AND**

18 **B. THE COUNTY COMMISSIONERS SHALL AMEND ANNUALLY THE ST.
19 MARY'S COUNTY WATER AND SEWER PLAN BY INCORPORATING INTO IT THE
20 COMMISSION'S 5-YEAR CAPITAL IMPROVEMENT PLAN.**

21 **SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
22 October 1, 2011.**