

Chapter 160

(House Bill 1212)

AN ACT concerning

St. Mary's County Metropolitan Commission

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

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

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

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

Article 19 – St. Mary's County

113-1.

C. The Commission shall elect one (1) of its members as Chairman and one (1) of its members as Vice Chairman, who shall serve in the absence or disability of the Chairman. The Commission shall appoint, discharge at pleasure and fix the compensation of a Director, a Secretary, a Treasurer, a Chief Engineer and engineering, legal, clerical and other personnel and help which the Commission deems necessary to carry out the provisions of this chapter. [The creation of any new position

by the Commission is subject to the prior approval of the Board of County Commissioners of St. Mary's County.] **THE COMMISSION MAY APPOINT, DISCHARGE AT PLEASURE AND FIX THE COMPENSATION OF A GENERAL COUNSEL. THE DIRECTOR MAY NOT SERVE CONCURRENTLY AS THE DIRECTOR AND AS GENERAL COUNSEL TO THE COMMISSION.**

113-30.

NOTWITHSTANDING ANY PROVISION OF THIS CHAPTER:

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

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

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

Approved by the Governor, April 12, 2011.