

# HOUSE BILL 652

L5

5lr0419

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By: **Montgomery County Delegation and Prince George's County Delegation**

Introduced and read first time: February 12, 2015

Assigned to: Environment and Transportation

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 20, 2015

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Maryland–National Capital Park and Planning Commission – Montgomery**  
3 **County – Commissioner Terms**

4 **MC/PG 105–15**

5 FOR the purpose of authorizing a commissioner appointed from Montgomery County ~~who~~  
6 ~~is designated as chair or vice chair of the Commission to be reappointed for two~~  
7 ~~additional consecutive full terms as long as that commissioner continues to serve as~~  
8 ~~chair or vice chair of the Commission; making a stylistic change~~ to be appointed for  
9 a certain number of full terms as a member of the Maryland–National Capital Park  
10 and Planning Commission if the commissioner is designated as chair of the  
11 Montgomery County Planning Board during a certain term in office; providing for  
12 the application of this Act; and generally relating to the terms of the commissioners  
13 of the Maryland–National Capital Park and Planning Commission appointed from  
14 Montgomery County.

15 BY repealing and reenacting, with amendments,  
16 Article – Land Use  
17 Section 15–102  
18 Annotated Code of Maryland  
19 (2012 Volume and 2014 Supplement)

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

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



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## Article – Land Use

2 15–102.

3 (a) (1) The Commission consists of 10 members.

4 (2) Of the 10 members of the Commission:

5 (i) five shall be residents and registered voters of Montgomery  
6 County; and7 (ii) five shall be residents and registered voters of Prince George's  
8 County.9 (3) (i) Subject to the approval of the County Executive, the County  
10 Council shall appoint each commissioner from Montgomery County.11 (ii) Subject to the approval of the County Council, the County  
12 Executive shall appoint each commissioner from Prince George's County.

13 (b) Each commissioner shall be an individual of ability, experience, and integrity.

14 (c) (1) Of the commissioners from each county, not more than three shall be  
15 members of the same political party.16 (2) A commissioner may not be selected as representing or supporting any  
17 special interest.

18 (d) (1) The term of a commissioner is 4 years and begins on June 15.

19 (2) The terms of commissioners are staggered as required by the terms  
20 provided for commissioners on October 1, 2012.21 (3) At the end of a term, a commissioner continues to serve until a successor  
22 is appointed and qualifies.23 (4) A commissioner who is appointed after a term has begun serves only for  
24 the rest of the term and until a successor is appointed and qualifies.25 (5) A commissioner who is appointed to fill a vacancy for an unexpired term  
26 shall be a member of the same political party as the commissioner who vacated the office.27 (6) (I) [A] EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS  
28 PARAGRAPH, A commissioner appointed from Montgomery County may not be appointed  
29 for ~~three~~ MORE THAN TWO consecutive full terms.

1                   (ii) A COMMISSIONER APPOINTED FROM MONTGOMERY  
 2 COUNTY ~~WHO IS DESIGNATED TO THE POSITION OF CHAIR OR VICE CHAIR OF THE~~  
 3 ~~COMMISSION UNDER § 15-106 OF THIS SUBTITLE MAY BE REAPPOINTED FOR TWO~~  
 4 ~~ADDITIONAL CONSECUTIVE FULL TERMS AS LONG AS THAT COMMISSIONER~~  
 5 ~~CONTINUES TO SERVE AS CHAIR OR VICE CHAIR OF THE COMMISSION~~ MAY BE  
 6 APPOINTED FOR A MAXIMUM OF THREE CONSECUTIVE FULL TERMS AS A MEMBER  
 7 OF THE COMMISSION IF THE COMMISSIONER IS DESIGNATED AS CHAIR OF THE  
 8 MONTGOMERY COUNTY PLANNING BOARD DURING THE COMMISSIONER’S SECOND  
 9 TERM IN OFFICE.

10           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed to  
 11 apply retroactively and shall be applied to and interpreted to affect any commissioner  
 12 appointed to the Maryland–National Capital Park and Planning Commission from  
 13 Montgomery County on or after June 15, 2014.

14           SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
 15 1, 2015.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.