

HOUSE BILL 233

R2

6lr1358
CF SB 72

By: **Delegate Carey**

Introduced and read first time: January 25, 2016

Assigned to: Environment and Transportation

Committee Report: Favorable

House action: Adopted

Read second time: March 1, 2016

CHAPTER _____

1 AN ACT concerning

2 **Citizens Committee for the Enhancement of Communities Surrounding**
3 **Baltimore–Washington International Thurgood Marshall Airport – Membership**

4 FOR the purpose of altering the designation of a certain certified noise zone that is used in
5 determining the membership of the Citizens Committee for the Enhancement of
6 Communities Surrounding Baltimore–Washington International Thurgood
7 Marshall Airport; and generally relating to the Citizens Committee for the
8 Enhancement of Communities Surrounding Baltimore–Washington International
9 Thurgood Marshall Airport.

10 BY repealing and reenacting, without amendments,
11 Article – Transportation
12 Section 5–414(a) and 5–806
13 Annotated Code of Maryland
14 (2015 Replacement Volume and 2015 Supplement)

15 BY repealing and reenacting, with amendments,
16 Article – Transportation
17 Section 5–414(b)
18 Annotated Code of Maryland
19 (2015 Replacement Volume and 2015 Supplement)

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

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.



Article – Transportation

1
2 5–414.

3 (a) There is a Citizens Committee for the Enhancement of Communities
4 Surrounding Baltimore–Washington International Thurgood Marshall Airport.

5 (b) (1) The Citizens Committee consists of 11 members who are appointed by
6 the Secretary after recommendation by the members of the legislative delegation from
7 legislative districts 12, 13, and 32 as follows:

8 (i) Two members of the Citizens Committee shall be recommended
9 by each of the delegates representing district 32;

10 (ii) One member of the Citizens Committee shall be recommended
11 by the delegates representing district 12;

12 (iii) One member of the Citizens Committee shall be recommended
13 by the delegates representing district 13; and

14 (iv) Three members of the Citizens Committee shall be recommended
15 by the senator representing district 32.

16 (2) The members shall be representatives of community associations that
17 are either wholly or partially situated:

18 (i) In the [most recent] certified noise zone[,] **THAT WAS** adopted
19 under § 5–806 of this title **AND EFFECTIVE MARCH 23, 1998**, for Baltimore–Washington
20 International Thurgood Marshall Airport; or

21 (ii) In a border extending 2 miles outside of the certified noise zone.

22 5–806.

23 (a) (1) As to each noise abatement plan the Executive Director approves, the
24 airport operator shall:

25 (i) Begin to carry out the plan within 6 months of its approval; and

26 (ii) Except as provided in paragraph (2) of this subsection, fully carry
27 out the plan within 18 months of its approval.

28 (2) The Executive Director may grant a delay of up to 2 years to carry out
29 the plan fully if the Executive Director finds that, despite the good faith efforts of the
30 operator, the operator cannot comply with the schedule required by this subsection.

1 (b) After notice and a public hearing, the Executive Director shall certify and
2 publish, as a noise zone for purposes of Parts III and IV of this subtitle, any noise zone that
3 results from an approved assessment or an approved plan.

4 (c) On application by the airport operator or an affected political subdivision, the
5 Executive Director shall consider any adjustment to an approved plan or noise zone that is
6 needed to reflect potential operational changes, changes in adjoining land uses, or other
7 factors. Adjustments may be made only by recertification of the noise zone by the Executive
8 Director, after notice and a public hearing.

9 (d) Before any hearing under this section, the Executive Director shall give the
10 chief executive officer and zoning board of any affected political subdivision an opportunity
11 to comment. After certification of a noise zone, the Administration shall notify them of the
12 certified noise zone.

13 (e) The Executive Director may adopt rules and regulations for monitoring
14 compliance with approved plans.

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
16 October 1, 2016.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.