

Chapter 162

(House Bill 219)

AN ACT concerning

Deep Creek Lake Policy and Review Board – Membership and Duties

FOR the purpose of altering the membership of the Deep Creek Lake Policy and Review Board to include certain nonvoting ex officio members; requiring the Board to review and advise the Secretary of the Environment on certain matters; making conforming changes; and generally relating to the Deep Creek Lake Policy and Review Board.

BY repealing and reenacting, without amendments,

Article – Natural Resources
Section 5–101(a) and (k)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,

Article – Natural Resources
Section 5–216
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

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

Article – Natural Resources

5–101.

- (a) In this title the following words have the meanings indicated.
- (k) “Secretary” means Secretary of Natural Resources.

5–216.

- (a) There is a Deep Creek Lake Policy and Review Board.
- (b) (1) The Board consists of:
 - (i) Five members appointed by the Governor in accordance with paragraph (2) of this subsection;
 - (ii) The Senator of the Maryland General Assembly who represents legislative district 1 or the Senator’s designee;

(iii) The Delegate of the Maryland General Assembly who represents delegate district 1A of legislative district 1 or the Delegate's designee;

(iv) A member of the Board of County Commissioners of Garrett County, selected by the Board of County Commissioners, or an alternative County Commissioner, serving as the member's designee;

(v) The president of the Deep Creek Lake property owner's association or the president's designee; [and]

(vi) The chairman of the Garrett County Chamber of Commerce or the chairman's designee; **AND**

(VII) THE FOLLOWING NONVOTING EX OFFICIO MEMBERS:

1. THE SECRETARY, OR THE SECRETARY'S DESIGNEE;

AND

2. THE SECRETARY OF THE ENVIRONMENT, OR THE SECRETARY OF THE ENVIRONMENT'S DESIGNEE.

(2) Of the five members appointed under paragraph (1)(i) of this subsection:

(i) Two shall be residents of Garrett County;

(ii) One shall be a representative of the Maryland Bass Federation and a resident of Maryland; and

(iii) Two shall be members at large.

(3) (i) Each member of the Board appointed under paragraph (1)(i) of this subsection serves for a term concurrent with the term of the Board of County Commissioners of Garrett County.

(ii) At the end of a term, the member continues to serve until a successor is appointed.

(iii) A member who is appointed after a term has begun serves only for the rest of the term and until a successor is appointed.

(4) Each member of the Board or designee serving under paragraph (1)(ii) through [(vi)] **(VII)** of this subsection serves for a term concurrent with the member's office or position.

(c) From among the members appointed under subsection (b)(1)(i) of this section, the Governor shall name a chairman of the Board.

(d) (1) A majority of the VOTING members then serving on the Board is a quorum.

(2) A member of the Maryland General Assembly, or a designee of the member, shall abstain from voting on:

(i) A proposed fee under § 5–215(d) of this subtitle; or

(ii) Any other regulation submitted to the Board under § 5–215.1(d)(2) of this subtitle.

(e) (1) The Board shall meet at least four times a year.

(2) The chairman shall determine the time and place of the meetings of the Board.

(3) Each meeting shall be conducted in Garrett County.

(f) (1) A member of the Board:

(i) May not receive compensation; but

(ii) Is entitled to reimbursement for expenses under the Standard State Travel Regulations, as provided in the State budget.

(2) Expenses shall be paid from the Deep Creek Lake Recreation Maintenance and Management Fund.

(g) (1) The Board shall review and advise the Secretary on matters that relate to the Deep Creek Lake Recreation Maintenance and Management Fund and the Deep Creek Lake management program.

(2) The Board may review and make recommendations to the Secretary on budgetary matters that concern the management and maintenance of the lake and buffer area.

(3) THE BOARD SHALL REVIEW AND ADVISE THE SECRETARY OF THE ENVIRONMENT ON MATTERS THAT RELATE TO DEEP CREEK LAKE AND ARE WITHIN THE JURISDICTION OF THE SECRETARY OF THE ENVIRONMENT.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2018.

Approved by the Governor, April 24, 2018.