

SENATE BILL 367

M3

EMERGENCY BILL

2lr1820
CF HB 716

By: **Senators Pinsky, Patterson, and Jackson**

Introduced and read first time: January 21, 2022

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 25, 2022

CHAPTER _____

1 AN ACT concerning

2 **Patuxent River Commission – Membership**

3 FOR the purpose of ~~adding the Patuxent Riverkeeper as a voting member~~ altering the
4 membership of the Patuxent River Commission; and generally relating to the
5 Patuxent River Commission.

6 BY repealing and reenacting, without amendments,
7 Article – State Finance and Procurement
8 Section 5–812
9 Annotated Code of Maryland
10 (2021 Replacement Volume)

11 BY repealing and reenacting, with amendments,
12 Article – State Finance and Procurement
13 Section 5–814
14 Annotated Code of Maryland
15 (2021 Replacement Volume)

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

18 **Article – State Finance and Procurement**

19 5–812.

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.



1 There is a Patuxent River Commission in the Department.

2 5–814.

3 (a) The Commission consists of the following [34] ~~35~~ 36 voting members
4 [appointed by the Governor]:

5 (1) 7 individuals, 1 from each of the following 7 counties, **APPOINTED BY**
6 **THE GOVERNOR** on the recommendation of the governing body of that county:

7 (i) Anne Arundel County;

8 (ii) Calvert County;

9 (iii) Charles County;

10 (iv) Howard County;

11 (v) Montgomery County;

12 (vi) Prince George’s County; and

13 (vii) St. Mary’s County;

14 (2) 1 individual representing the Washington Suburban Sanitary
15 Commission, **APPOINTED BY THE GOVERNOR**;

16 (3) 1 individual from each of the following regional planning agencies,
17 **APPOINTED BY THE GOVERNOR**:

18 (i) the Maryland–National Capital Park and Planning Commission,
19 Montgomery County;

20 (ii) the Maryland–National Capital Park and Planning Commission,
21 Prince George’s County; and

22 (iii) the Tri–County Council for Southern Maryland;

23 (4) 1 individual, representing a municipality in the watershed,
24 **APPOINTED BY THE GOVERNOR** on the recommendation of the corresponding governing
25 body of that municipality;

26 (5) 1 individual representing a large federal facility in the watershed,
27 **APPOINTED BY THE GOVERNOR**;

(6) as far as possible, the following individuals appointed by the Governor with the advice and consent of the Senate, shall be selected to represent broad geographic, economic, and social interests within the watershed:

- (i) 2 individuals representing farming interests;
- (ii) 1 individual representing business interests;
- (iii) 4 individuals representing environmental and citizen interests;
- (iv) 2 individuals representing developer interests;
- (v) ~~2 individuals~~ 1 INDIVIDUAL representing academic interests;
- (vi) 2 individuals, 1 each, representing 2 soil conservation districts;
- (vii) 1 individual representing the University of Maryland Cooperative Extension Service; ~~and~~
- (viii) 1 individual representing watermen interests; ~~and~~

(IX) 1 INDIVIDUAL REPRESENTING AN ORGANIZATION OR UNIT OF LOCAL GOVERNMENT ENGAGED IN WATERSHED MANAGEMENT AND RESTORATION;

(7) **THE PATUXENT RIVERKEEPER; AND**

(8) as ex officio members:

- (i) the Secretary of Agriculture or a designee;
- (ii) the Secretary of the Environment or a designee;
- (iii) the Secretary of Natural Resources or a designee;
- (iv) the Secretary of Planning or a designee;
- (v) the Secretary of Transportation or a designee; ~~and~~
- (vi) the Chief of the Planning Division, U.S. Army Corps of Engineers, Baltimore District or a designee; **AND**

(VII) THE PRESIDENT OF THE UNIVERSITY OF MARYLAND CENTER FOR ENVIRONMENTAL SCIENCE OR A DESIGNEE.

1 (b) (1) The term of a member appointed under subsection (a)(1) through (6) of
2 this section is 4 years.

3 (2) At the end of a term, a member appointed under subsection (a)(1)
4 through (6) of this section continues to serve until a successor is appointed and qualifies.

5 (3) A member who is appointed under subsection (a)(1) through (6) of this
6 section after a term has begun serves only for the rest of the term and until a successor is
7 appointed and qualifies.

8 (4) The terms of the members are staggered as required by the terms
9 provided for members of the Commission on October 1, 1995.

10 (c) (1) The Commission may establish and abolish nonvoting memberships.

11 (2) A nonvoting member shall be appointed by the Commission for a term
12 set by the Commission.

13 SECTION 2. AND BE IT FURTHER ENACTED, That the Patuxent Riverkeeper
14 shall become a full voting member of the Patuxent River Commission on June 1, 2022.

15 SECTION 3. AND BE IT FURTHER ENACTED, That this Act ~~shall take effect June~~
16 ~~1, 2022~~ is an emergency measure, is necessary for the immediate preservation of the public
17 health or safety, has been passed by a yea and nay vote supported by three-fifths of all the
18 members elected to each of the two Houses of the General Assembly, and shall take effect
19 from the date it is enacted.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.