

**HB0225/223525/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 225  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, after “**Planning**”) insert “**and Delegates Allen, Lehman, and J. Long**”; in line 2, strike “**Smart**” and substitute “**Sustainable**”; in the same line, strike “- **Membership and Duties**” and substitute “**and Repeal of the Office of Smart Growth**”; in line 3, after the first “of” insert “**repealing the Office of Smart Growth; repealing the position of Special Secretary of Smart Growth; renaming the Smart Growth Subcabinet to be the Sustainable Growth Subcabinet;**”; in the same line, strike “Smart Growth”; in line 4, strike “Smart” and substitute “**Sustainable**”; in the same line, after “Subcabinet” insert “**and the repeal of the Office of Smart Growth**”; in line 5, strike “without” and substitute “**with**”; in line 7, after “9-1401” insert “**, 9-1402, 9-1405, and 9-1406 to be under the amended subtitle “Subtitle 14. Sustainable Growth Subcabinet”**”; in line 10, strike “and reenacting, with amendments,”; and in line 12, strike “9-1406” and substitute “**9-1403 and 9-1404**”.

AMENDMENT NO. 2

On page 1, after line 17, insert:

“**Subtitle 14. [Office of Smart Growth] SUSTAINABLE GROWTH SUBCABINET.**”.

On pages 1 and 2, strike beginning with ““Office”” in line 20 on page 1 down through “(d)” in line 1 on page 2.

On page 2, in lines 1 and 3, in each instance, strike “Smart” and substitute “**SUSTAINABLE**”; after line 1, insert:

“(C) “SUSTAINABLE GROWTH POLICY” MEANS THE STATE ECONOMIC GROWTH, RESOURCE PROTECTION, AND PLANNING POLICY SET FORTH IN § 5-7A-01 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

9-1402.

(a) The General Assembly finds that the State is committed to addressing the high financial, social, and environmental costs of sprawl development through effective [smart] SUSTAINABLE growth policy.

(b) The purpose of this subtitle is to establish a centralized office in the State in a manner such that the policy of [smart] SUSTAINABLE growth can be better articulated, coordinated, and implemented in order to better serve the residents of the State.

[9-1403.

There is an Office of Smart Growth, established as part of the Executive Department.]

[9-1404.

(a) The head of the Office is the Special Secretary of Smart Growth, who shall be appointed by the Governor.

(b) (1) The Special Secretary serves at the pleasure of the Governor and is responsible directly to the Governor.

(2) The Special Secretary shall advise the Governor on all matters assigned to the Office and is responsible for carrying out the Governor’s policies on smart growth.

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(c) (1) The Special Secretary is responsible for the operation of the Office and shall establish guidelines and procedures to promote the orderly and efficient administration of the Office.

(2) Subject to the provisions of this subtitle, the Special Secretary may establish, reorganize, or abolish areas of responsibility in the Office as necessary to fulfill the duties assigned to the Special Secretary.

(3) The Special Secretary may adopt regulations necessary to carry out the provisions of this subtitle.

(d) The Special Secretary is entitled to the salary provided in the State budget.]

9-1405.

(a) In addition to any other powers and duties imposed by law, the [Office] SUBCABINET has the powers and duties set forth in this section.

(b) The [Office] SUBCABINET shall:

(1) review State assistance programs related to [smart] SUSTAINABLE growth to determine their applicability, if any, to projects that are consistent with the State's [smart] SUSTAINABLE growth policy;

(2) promote interagency consensus and cooperation on projects that are consistent with the State's [smart] SUSTAINABLE growth policy and resolve conflicting agency positions on projects in an expedited manner;

(3) provide advisory and technical assistance to local jurisdictions and

(Over)

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to the public in preparing, financing, and developing [smart] SUSTAINABLE growth and neighborhood [conservation] VITALITY projects;

(4) gather and disseminate information to the public, including local jurisdictions, nonprofit organizations, and developers on how to develop projects that are consistent with the State's [smart] SUSTAINABLE growth policy;

(5) provide a single point of access for members of the public, including local jurisdictions, nonprofit organizations, developers, and community and homeowners' associations who need assistance or guidance in navigating the processes and regulations of State agencies on projects that are consistent with the State's [smart] SUSTAINABLE growth policy;

(6) work with local governments in expediting review of projects that both the local government and the State agree are consistent with the State's [smart] SUSTAINABLE growth policy;

(7) provide effective public information on [smart] SUSTAINABLE growth programs and educational activities, including relationships with the National Center for Smart Growth Education and Research at the University of Maryland, College Park Campus, and coordination of [smart] SUSTAINABLE growth outreach efforts to local governments, the general public, and other interest groups;

(8) coordinate the efforts of the Executive Branch to provide input to the General Assembly on legislation that concerns [smart] SUSTAINABLE growth and neighborhood [conservation] VITALITY; and

(9) [in coordination with the Subcabinet,] recommend to the Governor changes to State law and regulations necessary to advance the policy of [smart] SUSTAINABLE growth.”;

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and in line 2, strike “9-1406.” and substitute “9-1403.”.

On page 3, in line 6, strike “Office” and substitute “DEPARTMENT OF PLANNING”; in the same line, after “Subcabinet” insert “AND SERVE AS ITS PRIMARY OFFICE”; in line 14, strike “EQUITY, RESILIENCY,”; in lines 15 and 22, in each instance, strike “conservation” and substitute “VITALITY”; and in line 22, strike “smart” and substitute “EQUITABLE AND RESILIENT”.

On page 3 in line 17, and on page 4 in lines 4, 17, and 19, in each instance, strike “smart” and substitute “SUSTAINABLE”.

On page 4, after line 21, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the publisher of the Annotated Code of Maryland, in consultation with and subject to the approval of the Department of Legislative Services, shall correct, with no further action required by the General Assembly, cross–references and terminology rendered incorrect by this Act. The publisher shall adequately describe any correction that is made in an editor’s note following the section affected.”;

and in line 22, strike “2.” and substitute “3.”.