

HOUSE BILL 256

Unofficial Copy
P1

1999 Regular Session
(9r0202)

ENROLLED BILL

-- Commerce and Government Matters/Economic and Environmental Affairs --

Introduced by **Chairman, Commerce and Government Matters Committee**
(Departmental - Planning)

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this
____ day of _____ at _____ o'clock, ____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **United States - Jurisdiction - Exclusive Jurisdiction**

3 FOR the purpose of granting the United States exclusive jurisdiction over certain
4 property owned by the United States within the Fort George G. Meade Military
5 Reservation and located in Anne Arundel County; providing a description of the
6 property; providing that the State retains the right to serve all civil and criminal
7 process of the courts of this State; providing for enforcement of certain
8 ~~environmental laws~~ State laws and regulations; providing for the effective date
9 of this Act; and generally relating to a grant of exclusive jurisdiction to the
10 United States.

11 BY repealing and reenacting, with amendments,
12 Article - State Government
13 Section 14-102
14 Annotated Code of Maryland
15 (1995 Replacement Volume and 1998 Supplement)

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

3 **Article - State Government**

4 14-102.

5 (a) With respect to land that the United States or any of its units leases or
6 otherwise holds in the State, the State reserves jurisdiction and authority over the
7 land and over persons, property, and transactions on the land to the fullest extent
8 that is permitted by the United States Constitution and that is not inconsistent with
9 the governmental purpose for which the land is held.

10 (b) This section does not affect the jurisdiction and authority of the State over
11 land or persons, property, and transactions on land that the United States or its unit
12 has acquired on or before May 31, 1943 to the extent that the State ceded jurisdiction
13 under:

14 (1) Chapter 193, §§ 3 and 4, of the Acts of the General Assembly of 1874;

15 (2) Chapter 395, §§ 13 and 14, of the Acts of the General Assembly of
16 1874;

17 (3) Chapter 67, § 21, of the Acts of the General Assembly of 1900;

18 (4) Chapter 743, §§ 2 and 3, of the Acts of the General Assembly of 1906;

19 (5) Chapter 194 of the Acts of the General Assembly of 1908; or

20 (6) any other act that gave consent for the acquisition of property and
21 ceded jurisdiction with respect to that property.

22 (c) Notwithstanding subsection (a) of this section, for the purpose of enforcing
23 the civil or criminal laws of the State, the Governor may enter into agreements with
24 the United States to establish full or partial concurrent jurisdiction by the State and
25 the United States over any lands in the State held by the United States.

26 (D) (1) EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION, AND
27 FOR AS LONG AS THE UNITED STATES SHALL OWN SUCH LAND, THE STATE CEDES
28 EXCLUSIVE JURISDICTION TO THE UNITED STATES OVER ALL THAT CERTAIN TRACT
29 OR PARCEL OF LAND SITUATE IN THE STATE OF MARYLAND, ANNE ARUNDEL
30 COUNTY, BEING A PORTION OF THE FORT GEORGE G. MEADE MILITARY
31 RESERVATION, LANDS OWNED BY THE UNITED STATES OF AMERICA AS DESIGNATED
32 BY TRACT NUMBERS 170-1, 171, 172 AND 174, COMPRISING APPROXIMATELY 265 ACRES
33 AND HEREINAFTER REFERRED TO BY THE TRACT NUMBER AND MORE
34 PARTICULARLY BOUNDED AND DESCRIBED AS FOLLOWS:

35 BEGINNING AT CONCRETE MONUMENT NUMBER 77 IN THE FORT GEORGE G.
36 MEADE MILITARY RESERVATION BOUNDARY LINE, BEING AN ORIGINAL CORNER OF
37 THE FORT GEORGE G. MEADE MILITARY RESERVATION BOUNDARY LINE, SAID

1 CORNER BEING COMMON TO TRACT NUMBER 170-1 AND THE ORIGINAL
2 RESERVATION, BOTH BEING LANDS OF SAID MILITARY RESERVATION OWNED BY THE
3 UNITED STATES OF AMERICA; THENCE CROSSING SAID MILITARY RESERVATION BY
4 RUNNING AND BINDING ALONG THE ORIGINAL MILITARY RESERVATION LINE, SAID
5 LINE COMMON TO THE EASTERLY LINE OF SAID TRACT NUMBER 170-1 THE
6 FOLLOWING SIXTEEN (16) COURSES:

- 7 (1) SOUTH 05 DEGREES 48 MINUTES 40 SECONDS WEST 665.51 FEET,
8 (2) SOUTH 21 DEGREES 08 MINUTES 19 SECONDS WEST 1,586.36 FEET,
9 (3) SOUTH 61 DEGREES 34 MINUTES 06 SECONDS WEST 784.82 FEET,
10 (4) SOUTH 61 DEGREES 45 MINUTES 24 SECONDS WEST 243.08 FEET,
11 (5) SOUTH 17 DEGREES 49 MINUTES 32 SECONDS EAST 377.50 FEET,
12 (6) SOUTH 72 DEGREES 10 MINUTES 13 SECONDS WEST, PASSING
13 CONCRETE MONUMENT NUMBER 65 AT 300.00 FEET, IN ALL 849.95 FEET TO CONCRETE
14 MONUMENT 64,
15 (7) SOUTH 18 DEGREES 03 MINUTES 44 SECONDS EAST 100.16 FEET, TO
16 CONCRETE MONUMENT NUMBER 63,
17 (8) SOUTH 73 DEGREES 03 MINUTES 24 SECONDS WEST 246.48 FEET,
18 (9) SOUTH 53 DEGREES 53 MINUTES 26 SECONDS EAST 108.71 FEET, TO
19 CONCRETE MONUMENT NUMBER 61,
20 (10) SOUTH 29 DEGREES 19 MINUTES 41 SECONDS WEST 198.24 FEET, TO
21 CONCRETE MONUMENT NUMBER 60,
22 (11) SOUTH 44 DEGREES 57 MINUTES 02 SECONDS WEST 1,201.77 FEET, TO
23 CONCRETE MONUMENT NUMBER 58,
24 (12) NORTH 61 DEGREES 38 MINUTES 35 SECONDS WEST 148.49 FEET, TO
25 CONCRETE MONUMENT NUMBER 57,
26 (13) SOUTH 42 DEGREES 41 MINUTES 45 SECONDS WEST 1,087.75 FEET,
27 (14) SOUTH 59 DEGREES 02 MINUTES 46 SECONDS WEST 619.72 FEET,
28 (15) SOUTH 36 DEGREES 20 MINUTES 02 SECONDS WEST 453.33 FEET, TO
29 CONCRETE MONUMENT NUMBER 54,
30 (16) SOUTH 46 DEGREES 48 MINUTES 10 SECONDS WEST 136.61 FEET, TO
31 AN IRON PIPE LOCATED IN THE NORTHERN RIGHT-OF-WAY LINE OF STATE ROUTE
32 32; THENCE LEAVING SAID ORIGINAL MILITARY RESERVATION LINE OF FORT
33 GEORGE G. MEADE AND RUNNING AND BINDING ALONG THE FORT GEORGE G.
34 MEADE MILITARY RESERVATION BOUNDARY LINE BEING THE SOUTHERLY LINE OF
35 SAID TRACT NUMBER 170-1, AND SAID NORTHERLY ROAD RIGHT-OF-WAY,

1 NORTH 24 DEGREES 40 MINUTES 07 SECONDS WEST 1,027.36 FEET, TO A CORNER
2 COMMON TO SAID NORTHERN ROAD RIGHT-OF-WAY LINE OF STATE ROUTE 32 AND
3 THE EASTERLY RIGHT-OF-WAY LINE OF COLONY SEVEN ROAD;

4 THENCE CONTINUING ALONG SAID MILITARY RESERVATION BOUNDARY LINE,
5 BEING A PORTION OF THE WESTERLY LINE OF SAID TRACT NUMBER 170-1, AND
6 LEAVING SAID STATE ROUTE 32 NORTHERN RIGHT-OF-WAY LINE AND RUNNING AND
7 BINDING ALONG SAID COLONY SEVEN ROAD EASTERLY RIGHT-OF-WAY LINE THE
8 FOLLOWING TWO (2) COURSES AND DISTANCES:

9 (1) NORTH 05 DEGREES 08 MINUTES 30 SECONDS EAST 93.49 FEET,

10 (2) NORTH 37 DEGREES 00 MINUTES 50 SECONDS EAST 408.54 FEET;
11 THENCE LEAVING SAID COLONY SEVEN ROAD EASTERLY RIGHT-OF-WAY LINE AND
12 CONTINUING RUNNING AND BINDING ALONG SAID MILITARY RESERVATION
13 BOUNDARY LINE AND SAID WESTERLY LINE OF TRACT NUMBER 170-1 THE
14 FOLLOWING TWO (2) COURSES AND DISTANCES:

15 (1) NORTH 15 DEGREES 08 MINUTES 34 SECONDS EAST 505.57 FEET,

16 (2) NORTH 49 DEGREES 50 MINUTES 53 SECONDS EAST 478.74 FEET TO A
17 POINT IN THE EASTERLY RIGHT-OF-WAY LINE OF STATE ROUTE 295, COMMONLY
18 KNOWN AS THE BALTIMORE-WASHINGTON PARKWAY, SAID POINT BEING A CORNER
19 COMMON TO TRACT NUMBER 170-1 AND TRACT NUMBER 174 OF SAID MILITARY
20 RESERVATION; THENCE CONTINUING RUNNING AND BINDING ALONG SAID MILITARY
21 RESERVATION BOUNDARY LINE BEING COMMON TO THE WESTERLY LINES OF SAID
22 TRACT NUMBERS 174 AND 170-1, AND SAID PARKWAY EASTERLY RIGHT-OF-WAY
23 LINE, THE FOLLOWING NINE (9) COURSES AND DISTANCES:

24 (1) NORTH 49 DEGREES 42 MINUTES 59 SECONDS EAST 311.11 FEET,

25 (2) NORTH 47 DEGREES 19 MINUTES 55 SECONDS EAST 1,441.09 FEET,

26 (3) NORTH 47 DEGREES 23 MINUTES 45 SECONDS EAST 290.05 FEET,

27 (4) NORTH 45 DEGREES 09 MINUTES 58 SECONDS EAST, CROSSING THE
28 CENTER LINE OF THE OLD SEVERN-ANNAPOLIS JUNCTION ROAD AT 27.00 FEET, IN
29 ALL 220.64 FEET,

30 (5) NORTH 36 DEGREES 46 MINUTES 58 SECONDS EAST 319.80 FEET,

31 (6) SOUTH 63 DEGREES 38 MINUTES 32 SECONDS EAST 200.28 FEET,

32 (7) NORTH 25 DEGREES 51 MINUTES 09 SECONDS EAST 997.62 FEET,

33 (8) NORTH 30 DEGREES 20 MINUTES 54 SECONDS EAST 1,542.06 FEET,

34 NORTH 29 DEGREES 35 MINUTES 54 SECONDS EAST 1,721.68 FEET; THENCE LEAVING
35 SAID PARKWAY EASTERLY RIGHT-OF-WAY LINE AND CONTINUING RUNNING AND
36 BINDING ALONG SAID MILITARY RESERVATION BOUNDARY LINE BEING COMMON TO

1 THE NORTHERLY AND EASTERLY LINES OF SAID TRACT NUMBER 170-1 THE
2 FOLLOWING SIX (6) COURSES AND DISTANCES:

- 3 (1) SOUTH 50 DEGREES 05 MINUTES 05 SECONDS EAST 87.89 FEET,
4 (2) NORTH 86 DEGREES 29 MINUTES 26 SECONDS EAST 123.40 FEET,
5 (3) SOUTH 04 DEGREES 51 MINUTES 50 SECONDS EAST 635.41 FEET,
6 (4) SOUTH 75 DEGREES 17 MINUTES 41 SECONDS EAST 86.63 FEET,
7 (5) SOUTH 02 DEGREES 22 MINUTES 05 SECONDS EAST 866.38 FEET,
8 (6) NORTH 88 DEGREES 17 MINUTES 30 SECONDS EAST 278.48 FEET TO
9 THE POINT OF BEGINNING, CONTAINING 265.45 ACRES, MORE OR LESS.

10 THE BEARINGS USED ARE REFERENCED TO THE MARYLAND STATE PLANE
11 COORDINATE SYSTEM, 1927 NORTH AMERICAN DATUM.

12 (2) IT IS THE INTENT OF THE DESCRIPTION IN PARAGRAPH (1) OF THIS
13 SUBSECTION, TO INCLUDE ALL THE SAME LANDS ACQUIRED BY THE UNITED STATES
14 OF AMERICA AND AS FILED AND RECORDED IN THE LAND RECORDS OF ANNE
15 ARUNDEL COUNTY, MARYLAND FOR THE FOLLOWING FOUR TRACTS:

16 (I) TRACTS 170-1 AND 170-2 - BY DECLARATION OF TAKING, CIVIL
17 NUMBER WN 87-2810, FILED OCTOBER 19, 1987.

18 (II) TRACT 171 - FROM JOHN CRONMILLER, ET AL., BY DEED DATED
19 AUGUST 22, 1988, DEED BOOK 4676, PAGE 779.

20 (III) TRACT 172 FROM NANCY V. ALLAN AND ALEXANDER V. ALLAN,
21 BY DEED DATED FEBRUARY 23, 1988, DEED BOOK 4555, PAGE 846.

22 (IV) TRACT 174 - FROM COLONY 7 MOTOR INN LIMITED
23 PARTNERSHIP, PARTY OF THE FIRST PART, AND ARTHUR C. GRANT, FRIEDA C. GRANT,
24 WILLIAM A. GRANT, HAROLD POLLIN, ELAINE KORN AND RICHARD POLLIN, TRUSTEES
25 AND NOMINEES OF COLONY 7 MOTOR INN LIMITED PARTNERSHIP I, BY DEED DATED
26 JULY 11, 1980, DEED BOOK 5129, PAGE 168.

27 (3) NOTWITHSTANDING THE GRANT OF EXCLUSIVE JURISDICTION
28 CEDED BY THE STATE IN PARAGRAPH (1) OF THIS SUBSECTION, THE STATE SHALL
29 RETAIN THE RIGHT TO:

30 (I) SERVE ALL CIVIL AND CRIMINAL PROCESS OF THE COURTS OF
31 THIS STATE; AND

32 (II) ENFORCE AND ENSURE COMPLIANCE WITH ALL APPLICABLE
33 ENVIRONMENTAL, ~~PUBLIC HEALTH AND SAFETY, AND PUBLIC SERVICE COMMISSION,~~
34 ~~AND OCCUPATIONAL SAFETY AND HEALTH~~ LAWS AND REGULATIONS.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
2 effect June 1, 1999.