

HOUSE BILL 323

Unofficial Copy  
L2  
HB 262/97 - CGM

2000 Regular Session  
0lr1075  
CF 0lr3025

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By: **Delegates Marriott, Fulton, V. Jones, Kirk, McIntosh, Paige, Rawlings,  
and Rosenberg**

Introduced and read first time: January 31, 2000  
Assigned to: Commerce and Government Matters

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Committee Report: Favorable with amendments  
House action: Adopted  
Read second time: March 8, 2000

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Baltimore City - Community Benefits District – Elimination of Sunset Date**  
3 **and State's Authority Districts - Review by Mayor and City Council**

4 FOR the purpose of altering certain provisions of law concerning the authority of the  
5 Mayor and City Council of Baltimore to establish certain community benefits  
6 district management authorities to include a certain community benefits  
7 district; repealing the authority of the General Assembly to review and  
8 determine the desirability of continuing certain community benefits districts  
9 under certain circumstances; authorizing the Mayor and City Council to review  
10 and determine the desirability of continuing certain community benefits  
11 districts under certain circumstances; repealing the termination date of certain  
12 provisions of law relating to the authority of the Mayor and City Council to  
13 establish community benefits districts in Baltimore City; eliminating the State's  
14 authority to review and determine the desirability of continuing certain  
15 community benefits districts; and generally relating to community benefits  
16 districts in Baltimore City.

17 BY repealing and reenacting, with amendments,  
18 The Charter of Baltimore City  
19 Article II - General Powers  
20 Section (63)(a)(1) and (h)  
21 (1996 Edition, as amended)  
22 (As enacted by Chapter 732 of the Acts of the General Assembly of 1994, as  
23 amended by Chapter 655 of the Acts of the General Assembly of 1997)

24 ~~BY repealing~~

1 ~~The Charter of Baltimore City~~  
 2 ~~Article II—General Powers~~  
 3 ~~Section (63)(h)~~  
 4 ~~(1996 Edition, as amended)~~  
 5 ~~(As enacted by Chapter 732 of the Acts of the General Assembly of 1994, as~~  
 6 ~~amended by Chapter 655 of the Acts of the General Assembly of 1997)~~

7 BY repealing and reenacting, with amendments,  
 8 Chapter 732 of the Acts of the General Assembly of 1994, as amended by  
 9 Chapter 655 of the Acts of the General Assembly of 1997  
 10 Section 3

11 ~~BY renumbering~~

12 ~~The Charter of Baltimore City~~  
 13 ~~Article II—General Powers~~  
 14 ~~Section (63)(i), (j), and (k), respectively~~  
 15 ~~to be Section (63)(h), (i), and (j), respectively~~  
 16 ~~(1996 Edition, as amended)~~  
 17 ~~(As enacted by Chapter 732 of the Acts of the General Assembly of 1994, as~~  
 18 ~~amended by Chapter 655 of the Acts of the General Assembly of 1997)~~

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

21 **The Charter of Baltimore City**

22 Article II - General Powers

23 The Mayor and City Council of Baltimore shall have full power and authority to  
 24 exercise all of the powers heretofore or hereafter granted to it by the Constitution of  
 25 Maryland or by any Public General or Public Local Laws of the State of Maryland;  
 26 and in particular, without limitation upon the foregoing, shall have power by  
 27 ordinance, or such other method as may be provided for in its Charter, subject to the  
 28 provisions of said Constitution and Public General Laws:

29 (63) (a) (1) To establish, by ordinance, not more than six community  
 30 benefits district management authorities, including the Charles Village Community  
 31 Benefits District AND THE MIDTOWN COMMUNITY BENEFITS DISTRICT, within the  
 32 City to provide services consistent with paragraph (2) of this subsection to the  
 33 business interests and residents of the proposed district.

34 ~~{(h) (1) The General Assembly~~ MAYOR AND CITY COUNCIL shall review  
 35 and determine the desirability of continuing the existence of each community benefits  
 36 district established under this section every 4 years ~~beginning with the regular~~  
 37 ~~legislative session of 2000;~~

1 (I) BEGINNING WITH THE FIRST MEETING OF THE MAYOR AND  
 2 CITY COUNCIL IN DECEMBER, 2002 FOR THE CHARLES VILLAGE COMMUNITY  
 3 BENEFITS DISTRICT;

4 (II) BEGINNING WITH THE FIRST MEETING OF THE MAYOR AND  
 5 CITY COUNCIL IN DECEMBER, 2003 FOR THE MIDTOWN COMMUNITY BENEFITS  
 6 DISTRICT; AND

7 (III) BEGINNING 4 YEARS AFTER THE DATE OF THE  
 8 ESTABLISHMENT OF ANY OTHER COMMUNITY BENEFITS DISTRICT CREATED UNDER  
 9 THIS SECTION.

10 (2) If the continuing existence of a community benefits district is  
 11 not approved:

12 (i) The district shall cease to exist at the end of the city's  
 13 fiscal year in which approval was not granted; and

14 (ii) The District Management Authority shall continue its  
 15 existence only as long as necessary to terminate operations in a reasonable manner  
 16 and to arrange for the disposition of all funds not needed to satisfy outstanding  
 17 obligations and reserves for uncertain obligations and liabilities.}

18 **Chapter 732 of the Acts of 1994, as amended by Chapter 655 of the Acts of**  
 19 **1997**

20 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
 21 June 1, 1994. [It shall remain effective for a period of 6 years and, at the end of May  
 22 31, 2000, with no further action required by the General Assembly, this Act shall be  
 23 abrogated and of no further force and effect.]

24 ~~SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) (63)(i), (j), and~~  
 25 ~~(k), respectively, of Article II of the Charter of Baltimore City be renumbered to be~~  
 26 ~~Section(s) (63)(h), (i), and (j), respectively.~~

27 ~~SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect~~  
 28 ~~June 1, 2000.~~