

HOUSE BILL 725

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D3

2000 Regular Session  
0lr2566  
CF 0lr2565

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By: **Delegate Marriott (Baltimore City Administration)**

Introduced and read first time: February 10, 2000

Assigned to: Judiciary

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A BILL ENTITLED

1 AN ACT concerning

2                                   **Local Government Tort Claims Act - Nonprofit Corporations Operating**  
3                                   **Municipal Market Facilities**

4 FOR the purpose of providing that a nonprofit corporation authorized to operate a  
5 municipal market facility meets the definition of local government for the  
6 purposes of the Local Government Tort Claims Act; and generally relating to the  
7 Local Government Tort Claims Act and nonprofit corporations authorized to  
8 operate municipal market facilities.

9 BY repealing and reenacting, with amendments,  
10 Article - Courts and Judicial Proceedings  
11 Section 5-301(d)  
12 Annotated Code of Maryland  
13 (1998 Replacement Volume and 1999 Supplement)

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

16                                   **Article - Courts and Judicial Proceedings**

17 5-301.

18 (d) "Local government" means:

19 (1) A chartered county established under Article 25A of the Code;

20 (2) A code county established under Article 25B of the Code;

21 (3) A board of county commissioners established or operating under  
22 Article 25 of the Code;

23 (4) Baltimore City;

24 (5) A municipal corporation established or operating under Article 23A of  
25 the Code;

- 1 (6) The Maryland-National Capital Park and Planning Commission;
- 2 (7) The Washington Suburban Sanitary Commission;
- 3 (8) The Northeast Maryland Waste Disposal Authority;
- 4 (9) A community college or board of trustees for a community college  
5 established or operating under Title 16 of the Education Article, not including  
6 Baltimore City Community College;
- 7 (10) A county public library or board of trustees of a county public library  
8 established or operating under Title 23, Subtitle 4 of the Education Article;
- 9 (11) The Enoch Pratt Free Library or Board of Trustees of the Enoch Pratt  
10 Free Library;
- 11 (12) The Washington County Free Library or the Board of Trustees of the  
12 Washington County Free Library;
- 13 (13) A special taxing district;
- 14 (14) A nonprofit community service corporation incorporated under  
15 [Maryland] STATE law that is authorized to collect charges or assessments;
- 16 (15) Housing authorities created under Article 44A of the Code;
- 17 (16) A sanitary district, sanitary commission, metropolitan commission,  
18 or other sewer or water authority established or operating under public local law or  
19 public general law;
- 20 (17) The Baltimore Metropolitan Council;
- 21 (18) The Howard County Economic Development Authority;
- 22 (19) The Howard County Mental Health Authority;
- 23 (20) A commercial district management authority established by a county  
24 or municipal corporation if provided under local law;
- 25 (21) The Baltimore City Police Department; [and]
- 26 (22) A regional library resource center or a cooperative library corporation  
27 established under Title 23, Subtitle 2 of the Education Article; AND
- 28 (23) A NONPROFIT ENTITY INCORPORATED UNDER STATE LAW THAT IS  
29 AUTHORIZED TO MANAGE AND OPERATE A MUNICIPAL MARKET FACILITY.

30 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
31 October 1, 2000.