

SENATE BILL 775

Unofficial Copy
P1

2001 Regular Session
11r2309
CF 11r1879

By: Senators Miller, Blount, Madden, Bromwell, and Hoffman Hoffman,
Currie, Hogan, Kasemeyer, Lawlah, McFadden, Munson, Neall, Ruben,
and Stoltzfus

Introduced and read first time: February 9, 2001
Assigned to: Rules
Re-referred to: Finance and Budget and Taxation, February 14, 2001

Committee Report: Favorable with amendments
Senate action: Adopted
Read second time: March 22, 2001

CHAPTER _____

1 AN ACT concerning

2 **Chesapeake Regional Olympic Games Authority Act**

3 FOR the purpose of establishing, through a certain interstate compact with the
4 Commonwealth of Virginia, the District of Columbia, and the City of Baltimore,
5 the Chesapeake Regional Olympic Games Authority for the purpose of
6 overseeing the conduct of the 2012 Olympic Games under certain circumstances;
7 providing for the termination, composition, terms of the voting members,
8 meetings, and financial controls of the Regional Authority; requiring the
9 Regional Authority to comply with certain local laws; requiring the Organizing
10 Committee for the Olympic Games to fund the Regional Authority under certain
11 circumstances; granting certain oversight authority to the Regional Authority
12 over the Organizing Committee for the Olympic Games; providing for the
13 indemnification of the Regional Authority under certain circumstances;
14 imposing certain requirements on the signatories to a certain interstate
15 compact; requiring the Governor to execute a certain interstate compact;
16 defining certain terms; making this Act subject to a certain contingency; and
17 generally relating to the Chesapeake Regional Olympic Games Authority Act.

18 BY adding to
19 Article - State Government
20 Section 9-2301 through 9-2303, inclusive, to be under the new subtitle "Subtitle
21 23. Chesapeake Regional Olympic Games Authority Act"
22 Annotated Code of Maryland
23 (1999 Replacement Volume and 2000 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 SUBTITLE 23. CHESAPEAKE REGIONAL OLYMPIC GAMES AUTHORITY ACT.

5 9-2301.

6 (A) THE DEFINITIONS IN § 1-101 OF THIS ARTICLE DO NOT APPLY TO THE
7 INTERSTATE COMPACT SET FORTH IN § 9-2303 OF THIS SUBTITLE.

8 (B) IN THE INTERSTATE COMPACT SET FORTH IN § 9-2303 OF THIS SUBTITLE,
9 UNLESS THE CONTEXT CLEARLY REQUIRES OTHERWISE, "ARTICLE", "SECTION", AND
10 "SUBSECTION" MEAN AN ARTICLE, SECTION, AND SUBSECTION, RESPECTIVELY, OF
11 THE INTERSTATE COMPACT.

12 9-2302.

13 ON BEHALF OF THIS STATE, THE GOVERNOR SHALL EXECUTE, WITH THE CITY
14 OF BALTIMORE, THE COMMONWEALTH OF VIRGINIA, AND THE DISTRICT OF
15 COLUMBIA, AN INTERSTATE COMPACT SUBSTANTIALLY AS IT APPEARS IN § 9-2303 OF
16 THIS SUBTITLE.

17 9-2303.

18 THE COMMONWEALTH OF VIRGINIA, THE STATE OF MARYLAND, THE DISTRICT
19 OF COLUMBIA, AND THE CITY OF BALTIMORE, HEREINAFTER "SIGNATORIES,"
20 HEREBY ENTER INTO AN INTERSTATE COMPACT, AS SET FORTH BELOW, FOR THE
21 PURPOSE OF HOSTING THE 2012 OLYMPIC GAMES. THIS INTERSTATE COMPACT
22 SHALL BE KNOWN AND MAY BE CITED AS THE CHESAPEAKE REGIONAL OLYMPIC
23 GAMES AUTHORITY ACT.

24 ARTICLE I.

25 FINDINGS.

26 THE MARYLAND GENERAL ASSEMBLY FINDS THAT:

27 1. FOR SOME TIME NOW, THE STATE OF MARYLAND (INCLUDING THE CITY OF
28 BALTIMORE), THE DISTRICT OF COLUMBIA, AND THE COMMONWEALTH OF VIRGINIA,
29 THROUGH THE NONPROFIT ORGANIZATION KNOWN AS THE
30 WASHINGTON/BALTIMORE REGIONAL 2012 COALITION (WBRC 2012), HAVE BEEN
31 ACTIVELY ENGAGED IN NATIONAL COMPETITION TO WIN THE U.S. CANDIDATE CITY
32 DESIGNATION AND, SUBSEQUENTLY, THE HOST CITY DESIGNATION AND THE RIGHT
33 TO HOST THE 2012 OLYMPIC GAMES.

34 2. HOSTING THE OLYMPIC GAMES WILL PROVIDE SEVERAL MAJOR, LASTING,
35 AND UNIQUE BENEFITS FOR ALL OF THE CITIZENS OF THE CHESAPEAKE REGION,
36 INCLUDING:

- 1 (A) DIRECT, POSITIVE ECONOMIC IMPACT ON OUR REGIONAL ECONOMY;
2 (B) AN OPPORTUNITY TO SHOWCASE OUR REGION TO THE WORLD;
3 (C) A CATALYST FOR REGIONAL ACTION; AND
4 (D) A RENEWED SENSE OF PRIDE ALONG WITH A TANGIBLE LEGACY (E.G.
5 NEW AND IMPROVED VENUES AND ENHANCED TRANSPORTATION
6 INFRASTRUCTURE).

7 3. INDEPENDENT ECONOMIC STUDIES SHOW THAT PREPARING FOR AND
8 HOSTING THE OLYMPIC GAMES WILL HAVE A POSITIVE ECONOMIC IMPACT ON THE
9 REGION, INCLUDING:

- 10 (A) DIRECT AND INDIRECT SPENDING IN EXCESS OF \$5,000,000,000;
11 (B) THE CREATION OF APPROXIMATELY 70,000 JOBS;
12 (C) INCREASED TAX REVENUES RESULTING FROM OLYMPIC RELATED
13 ECONOMIC ACTIVITY IN EXCESS OF \$130,000,000, WITHOUT RAISING OR CREATING
14 ANY NEW TAXES; AND
15 (D) A LASTING IMPROVEMENT IN THE REGION'S COMPETITIVE POSITION
16 WITHIN THE TRAVEL/TOURISM INDUSTRY, AS WELL AS THE REGION'S ABILITY TO
17 ATTRACT NEW BUSINESSES.

18 4. THE CITIZENS OF THE REGION HAVE RESPONDED POSITIVELY TO WBRC
19 2012'S EFFORTS AND SOLIDLY EMBRACED THE CAUSE TO HOST THE OLYMPIC GAMES,
20 EXPRESSED IN PART BY THE ENDORSEMENT OF SCORES OF LOCAL BUSINESS, CIVIC,
21 GOVERNMENTAL, ACADEMIC, AND AMATEUR SPORTS ORGANIZATIONS, AND BY
22 SURVEY RESULTS THAT SHOW:

- 23 (A) 82% OF THE REGION'S RESIDENTS SUPPORT THE EFFORT TO BRING
24 THE 2012 OLYMPIC GAMES TO THIS AREA; AND
25 (B) 86% OF AREA RESIDENTS BELIEVE THAT THE OLYMPIC GAMES WILL
26 BRING SUBSTANTIAL ECONOMIC BENEFITS TO OUR REGION.

27 5. THROUGH THE SUBMISSION OF THE REGION'S OFFICIAL BID PROPOSAL TO
28 THE UNITED STATES OLYMPIC COMMITTEE (USOC) ON DECEMBER 15, 2000, WBRC
29 2012 REACHED A MILESTONE IN THE PROCESS OF CAPTURING THE OLYMPIC GAMES
30 BY PROVIDING A 631-PAGE LOGISTICAL, OPERATIONAL, AND FINANCIAL BLUEPRINT
31 FOR HOSTING THE 2012 GAMES.

32 6. THE BID PROPOSAL HIGHLIGHTS THE GREAT VENUES AND VISTAS FOUND
33 IN OUR REGION AND IS DEVELOPED AROUND KEY PRINCIPLES, INCLUDING:

- 34 (A) BUILDING LESS, NOT MORE;
35 (B) UTILIZING MASS TRANSIT; AND

1 (C) PROTECTING THE ENVIRONMENT.

2 7. IN ADDITION TO THE REGION'S BID PROPOSAL, THE USOC AND THE
3 INTERNATIONAL OLYMPIC COMMITTEE (IOC) REQUIRE CERTAIN GOVERNMENT
4 GUARANTEES AND COMMITMENTS IN CONJUNCTION WITH HOSTING THE 2012
5 OLYMPIC GAMES, SHOULD OUR REGION WIN THE U.S. CANDIDATE CITY
6 DESIGNATION.

7 8. OUR UNIQUE REGIONAL APPROACH TO WINNING THE RIGHT TO HOST THE
8 OLYMPIC GAMES CREATES THE ADDED COMPLICATION OF DETERMINING WHICH
9 ENTITIES WILL PROVIDE THE NECESSARY GUARANTEES.

10 9. IT IS INCUMBENT UPON WBRC 2012 AND GOVERNMENT LEADERS TO MOVE
11 FORWARD TOGETHER NOW TO CRAFT THE SOLUTION THAT BEST "LIVES
12 REGIONALISM" AND MAXIMIZES THE REGION'S CHANCES OF WINNING THE 2012
13 OLYMPIC GAMES, AND REAPING THE MANY BENEFITS THAT COME WITH THIS
14 HONOR.

15 10. GIVEN THAT ALL FOUR JURISDICTIONS - VIRGINIA, MARYLAND, THE
16 DISTRICT OF COLUMBIA, AND BALTIMORE - WILL HOST A SIGNIFICANT NUMBER OF
17 EVENTS AND REAP SUBSTANTIAL BENEFITS, THE MOST EFFECTIVE SOLUTION FOR
18 ALL FOUR JURISDICTIONS IS TO ENTER INTO A SINGLE AGREEMENT THAT GIVES THE
19 USOC (AND SUBSEQUENTLY THE IOC) A SINGLE FOCAL POINT AND A UNITED FRONT
20 THAT REFLECTS THE REGIONAL NATURE OF OUR BID.

21 ARTICLE II.

22 PURPOSE.

23 THE PURPOSE OF THIS ACT IS TO CREATE A REGIONAL AUTHORITY TO OVERSEE
24 THE CONDUCT OF THE 2012 OLYMPIC GAMES, COORDINATED AND MANAGED BY THE
25 LOCAL ORGANIZING COMMITTEE FOR THE OLYMPIC GAMES (OCOG), AND TO ASSURE
26 THAT THE REGION'S GUARANTEES AND COMMITMENTS ACCEPTED IN CONJUNCTION
27 WITH HOSTING THE OLYMPIC GAMES ARE FULFILLED.

28 ARTICLE III.

29 DEFINITIONS.

30 FOR THE PURPOSES OF THIS ACT, THE TERM:

31 (A) "BID PROPOSAL" SHALL MEAN THE BID FORMALLY SUBMITTED BY
32 WBRC 2012 TO THE USOC ON DECEMBER 15, 2000;

33 (B) "HOST CITY" SHALL MEAN THE ENTITY WHICH HAS BEEN SELECTED
34 BY THE INTERNATIONAL OLYMPIC COMMITTEE TO HOST THE 2012 OLYMPIC GAMES;

35 (C) "INTERNATIONAL OLYMPIC COMMITTEE" AND "IOC" SHALL MEAN
36 THE INTERNATIONAL OLYMPIC COMMITTEE, A BODY CORPORATE UNDER

1 INTERNATIONAL LAW CREATED BY THE CONGRESS OF PARIS OF 23RD JUNE, 1894,
2 AND HAVING PERPETUAL SUCCESSION;

3 (D) "OLYMPIC GAMES" SHALL MEAN ANY OLYMPIC GAMES SPONSORED
4 AND GOVERNED BY THE INTERNATIONAL OLYMPIC COMMITTEE AND ANY OTHER
5 EDUCATIONAL, CULTURAL, ATHLETIC, OR SPORTING EVENTS RELATED OR
6 PRELIMINARY THERETO;

7 (E) "ORGANIZING COMMITTEE FOR THE OLYMPIC GAMES," AND "OCOG"
8 SHALL MEAN THE COMMITTEE FORMED BY WBRC 2012 TO ORGANIZE AND CONDUCT
9 THE OLYMPIC GAMES, IF WBRC 2012 IS SELECTED BY THE IOC AS THE "HOST CITY" IN
10 2005;

11 (F) "REGIONAL AUTHORITY" SHALL MEAN THE CHESAPEAKE REGIONAL
12 OLYMPIC GAMES AUTHORITY;

13 (G) "SIGNATORIES" SHALL MEAN THE COMMONWEALTH OF VIRGINIA,
14 THE STATE OF MARYLAND, THE DISTRICT OF COLUMBIA, AND THE CITY OF
15 BALTIMORE;

16 (H) "UNITED STATES OLYMPIC COMMITTEE" AND "USOC" SHALL MEAN
17 THE UNITED STATES OLYMPIC COMMITTEE, INCORPORATED BY ACT OF CONGRESS
18 ON SEPTEMBER 21, 1950, AND HAVING PERPETUAL SUCCESSION;

19 (I) "U.S. CANDIDATE CITY" SHALL MEAN THE ENTITY WHICH HAS
20 RECEIVED THE UNITED STATES OLYMPIC COMMITTEE'S ENDORSEMENT TO SUBMIT
21 TO THE IOC THE SOLE BID FROM THE UNITED STATES FOR THE HOSTING OF THE 2012
22 OLYMPIC GAMES; AND

23 (J) "WBRC 2012" SHALL MEAN WASHINGTON/BALTIMORE REGIONAL 2012
24 COALITION, A NOT FOR PROFIT CORPORATION ORGANIZED UNDER THE LAWS OF THE
25 STATE OF MARYLAND, AND ITS SUCCESSORS.

26 ARTICLE IV.

27 CREATION OF THE REGIONAL AUTHORITY.

28 THE SIGNATORIES HEREBY PROVIDE THE MECHANISM FOR THE CREATION AND
29 TERMINATION OF THE "CHESAPEAKE REGIONAL OLYMPIC GAMES AUTHORITY,"
30 HEREINAFTER "REGIONAL AUTHORITY," WHICH SHALL BE AN INSTRUMENTALITY OF
31 THE DISTRICT OF COLUMBIA, THE COMMONWEALTH OF VIRGINIA, THE STATE OF
32 MARYLAND, AND THE CITY OF BALTIMORE, AND SHALL HAVE THE POWERS AND
33 DUTIES SET FORTH HEREIN, AND THOSE ADDITIONAL POWERS AND DUTIES
34 CONFERRED UPON IT BY SUBSEQUENT ACTIONS OF THE SIGNATORIES:

35 (A) THE REGIONAL AUTHORITY SHALL COME INTO EXISTENCE BY THE
36 FORCE OF THIS ACT WHEN AND IF, AND ONLY IF, THE IOC AWARDS THE 2012 OLYMPIC
37 GAMES IN YEAR 2005 TO WBRC 2012, AS THE U.S. CANDIDATE CITY AND THE OFFICIAL
38 REPRESENTATIVE OF THE MARYLAND, VIRGINIA, DISTRICT OF COLUMBIA, AND
39 BALTIMORE REGION; AND

1 (B) THE REGIONAL AUTHORITY SHALL, IF EVER BROUGHT INTO
2 EXISTENCE, CEASE TO EXIST BY THE FORCE OF THIS ACT ON JANUARY 1, 2014,
3 UNLESS EXTENDED BY SUBSTANTIALLY SIMILAR FUTURE LEGISLATION ~~PASSED~~
4 ENACTED BY EACH OF THE SIGNATORIES; AND

5 (C) UNTIL SUCH TIME AS THE REGIONAL AUTHORITY MAY BE
6 TRIGGERED INTO EXISTENCE, THE COMBINED SIGNATURES OF THE GOVERNORS OF
7 VIRGINIA AND MARYLAND, AND THE MAYORS OF THE DISTRICT OF COLUMBIA AND
8 THE CITY OF BALTIMORE, ON ANY AND ALL DOCUMENTS NECESSARY AND
9 APPROPRIATE TO THE PURSUIT OF THE 2012 OLYMPIC GAMES SHALL BE DEEMED
10 BINDING ON FUTURE ACTIONS OF THE REGIONAL AUTHORITY. FOR THE PURPOSES
11 OF THIS SUBSECTION:

12 (I) THE ABOVE REFERENCED SIGNATURES MAY BE ON THE SAME
13 DOCUMENT, ON SEPARATE BUT MATERIALLY AND SUBSTANTIALLY SIMILAR
14 DOCUMENTS, OR ANY COMBINATION THEREOF; AND

15 (II) NO INDIVIDUAL SIGNATURE SHALL BE DEEMED EFFECTIVE
16 UNTIL SUCH TIME AS ALL FOUR ABOVE REFERENCED SIGNATURES ARE OBTAINED.

17 ARTICLE V.

18 REGIONAL AUTHORITY COMPOSITION; TERMS OF SERVICE; ORDER OF BUSINESS;
19 ACCOUNTING.

20 1. (A) THE REGIONAL AUTHORITY SHALL BE COMPOSED OF 11 "VOTING
21 MEMBERS," AS FOLLOWS:

22 ~~(A)~~ (I) THE STATE OF MARYLAND SHALL BE ENTITLED TO THREE
23 VOTING MEMBERS, TO BE APPOINTED BY THE GOVERNOR;

24 ~~(B)~~ (II) THE COMMONWEALTH OF VIRGINIA SHALL BE ENTITLED TO
25 THREE VOTING MEMBERS, TO BE APPOINTED BY THE GOVERNOR;

26 ~~(C)~~ (III) THE DISTRICT OF COLUMBIA SHALL BE ENTITLED TO THREE
27 VOTING MEMBERS, TO BE APPOINTED BY THE MAYOR;

28 ~~(D)~~ (IV) THE CITY OF BALTIMORE SHALL BE ENTITLED TO ONE VOTING
29 MEMBER, TO BE APPOINTED BY THE MAYOR; AND

30 ~~(E)~~ (V) THE WASHINGTON/BALTIMORE REGIONAL 2012 COALITION, A
31 NOT FOR PROFIT CORPORATION CREATED FOR THE SOLE PURPOSE OF BRINGING
32 THE OLYMPIC GAMES TO THE REGION, OR THE OCOG, SHALL BE ENTITLED TO ONE
33 VOTING MEMBER, TO BE APPOINTED IN A MANNER CONSISTENT WITH ITS USUAL
34 PROCEDURE;

35 ~~(F)~~ (B) THE REGIONAL AUTHORITY SHALL CAUSE TO BE FORMED A
36 REGIONAL AUTHORITY ADVISORY COMMITTEE, WHICH SHALL BE COMPRISED OF
37 REPRESENTATIVES ("ADVISORY MEMBERS") FROM EACH OF THE LOCAL

1 JURISDICTIONS SUBSTANTIALLY IMPACTED BY HOSTING THE OLYMPIC GAMES IN
2 THE REGION, IN A MANNER TO BE DETERMINED BY THE REGIONAL AUTHORITY;

3 ~~(G)~~ (C) REASONABLE EFFORTS SHOULD BE MADE TO ENSURE THAT
4 APPOINTMENTS OF VOTING MEMBERS AND ADVISORY MEMBERS:

5 (I) ARE RESIDENTS OF THE REGIONAL COMMUNITY WITH
6 RELEVANT AND USEFUL EXPERIENCE, AND WITH SUFFICIENT TIME TO DEVOTE TO
7 THE DUTIES OF THE REGIONAL AUTHORITY, TO HELP FACILITATE THE SUCCESSFUL
8 HOSTING OF THE OLYMPIC GAMES;

9 (II) REFLECT THE GEOGRAPHICAL DIVERSITY INHERENT IN THE
10 REGIONAL NATURE OF WBRC 2012'S BID PROPOSAL; AND

11 (III) REFLECT THE CULTURAL, ETHNIC, AND RACIAL DIVERSITY
12 INHERENT IN THE CHESAPEAKE REGION; AND

13 ~~(H)~~ (D) VOTING MEMBERS SHALL NOT BE FINANCIALLY
14 COMPENSATED FOR THEIR SERVICE ON THE REGIONAL AUTHORITY; SUCH SERVICE
15 SHALL BE CONSIDERED VOLUNTARY. VOTING MEMBERS MAY BE REIMBURSED BY
16 THE REGIONAL AUTHORITY FOR NORMAL AND CUSTOMARY EXPENSES INCURRED IN
17 THE PERFORMANCE OF THEIR DUTIES.

18 2. THE TERMS OF THE VOTING MEMBERS OF THE REGIONAL AUTHORITY
19 SHALL BE AS FOLLOWS:

20 (A) THE INITIAL TERMS OF OFFICE OF THE VOTING MEMBERS SHALL BE
21 2 YEARS FROM THE DATE OF APPOINTMENT, AND ALL SUBSEQUENT TERMS OF
22 OFFICE OF THE VOTING MEMBERS SHALL BE FOR 2 YEARS. EACH VOTING MEMBER
23 SHALL HOLD OFFICE UNTIL HIS OR HER SUCCESSOR SHALL BE APPOINTED AND
24 DULY QUALIFIED. ANY VOTING MEMBER OF THE REGIONAL AUTHORITY MAY
25 SUCCEED HIMSELF OR HERSELF; AND

26 (B) ALL VACANCIES IN THE MEMBERSHIP OF THE VOTING MEMBERS OF
27 THE REGIONAL AUTHORITY, WHETHER CAUSED BY EXPIRATION OF TERM OF OFFICE,
28 DEATH, RESIGNATION, OR OTHERWISE, SHALL BE FILLED IN THE SAME MANNER AS
29 THAT MEMBERSHIP WAS ORIGINALLY FILLED. THE TERM OF ANY VOTING MEMBER,
30 APPOINTED TO FILL AN UNEXPIRED TERM, SHALL BE ~~THE TERM OF THE VOTING~~
31 ~~MEMBER HE OR SHE REPLACED; AND~~ FOR THE REMAINDER OF THE TERM.

32 ~~(E)~~ 3. THE REGIONAL AUTHORITY SHALL ELECT FROM ITS
33 MEMBERSHIP A CHAIRMAN, A VICE CHAIRMAN, A SECRETARY, AND A TREASURER.
34 SUCH OFFICERS SHALL SERVE FOR SUCH TERMS AS SHALL BE PRESCRIBED BY
35 RESOLUTION OF THE REGIONAL AUTHORITY OR UNTIL THEIR SUCCESSORS ARE
36 ELECTED AND QUALIFIED. NO VOTING MEMBER OF THE REGIONAL AUTHORITY
37 SHALL HOLD MORE THAN ONE OFFICE ON THE REGIONAL AUTHORITY.

38 3. 4. THE REGIONAL AUTHORITY SHALL HOLD MEETINGS IN
39 ACCORDANCE WITH THE FOLLOWING:

1 (A) REGULAR MEETINGS OF THE REGIONAL AUTHORITY SHALL BE HELD
2 ON SUCH DATES AND AT SUCH TIME AND PLACE AS SHALL BE FIXED BY RESOLUTION
3 OF THE REGIONAL AUTHORITY;

4 (B) SPECIAL MEETINGS OF THE REGIONAL AUTHORITY MAY BE CALLED
5 BY RESOLUTION OF THE AUTHORITY, BY THE CHAIRMAN OR VICE CHAIRMAN, OR
6 UPON THE WRITTEN REQUEST OF AT LEAST THREE VOTING MEMBERS OF THE
7 REGIONAL AUTHORITY;

8 (C) WRITTEN NOTICE OF ALL MEETINGS SHALL BE DELIVERED TO EACH
9 VOTING MEMBER, NOT LESS THAN 3 DAYS PRIOR TO THE DATE OF SUCH MEETING IN
10 THE CASE OF REGULAR MEETINGS AND NOT LESS THAN 24 HOURS IN THE CASE OF
11 SPECIAL MEETINGS;

12 (D) EACH VOTING MEMBER SHOULD MAKE ALL REASONABLE EFFORTS
13 TO BE IN ATTENDANCE AT MEETINGS CALLED BY THE REGIONAL AUTHORITY; AND

14 (E) A MAJORITY OF THE VOTING MEMBERS OF THE REGIONAL
15 AUTHORITY IN OFFICE SHALL CONSTITUTE A QUORUM. A MAJORITY OF THE
16 QUORUM IS EMPOWERED TO EXERCISE ALL THE RIGHTS AND PERFORM ALL THE
17 DUTIES OF THE REGIONAL AUTHORITY AND NO VACANCY ON THE REGIONAL
18 AUTHORITY SHALL IMPAIR THE RIGHT OF SUCH MAJORITY TO ACT. IF AT ANY
19 MEETING THERE IS LESS THAN A QUORUM PRESENT, A MAJORITY OF THOSE
20 PRESENT MAY ADJOURN THE MEETING TO A FIXED TIME AND PLACE, AND NOTICE
21 OF SUCH TIME AND PLACE SHALL BE GIVEN IN ACCORDANCE WITH SUBSECTION (C)
22 OF THIS SECTION, PROVIDED THAT IF THE NOTICE PERIOD UNDER SUBSECTION (C)
23 OF THIS SECTION CANNOT REASONABLY BE COMPLIED WITH, SUCH NOTICE, IF ANY,
24 OF SUCH ADJOURNED MEETING SHALL BE GIVEN AS IS REASONABLY ~~PRACTICAL~~;
25 AND PRACTICAL.

26 ~~(F)~~ 5. THE REGIONAL AUTHORITY SHALL ESTABLISH RULES AND
27 REGULATIONS FOR ITS OWN GOVERNANCE, NOT INCONSISTENT WITH THIS ACT.

28 ~~4.~~ 6. THE REGIONAL AUTHORITY SHALL:

29 (A) MAKE PROVISION FOR A SYSTEM OF FINANCIAL ACCOUNTING AND
30 CONTROLS, AUDITS, AND REPORTS. ALL ACCOUNTING SYSTEMS AND RECORDS,
31 AUDITING PROCEDURES AND STANDARDS, AND FINANCIAL REPORTING SHALL
32 CONFORM TO GENERALLY ACCEPTED PRINCIPLES OF GOVERNMENTAL
33 ACCOUNTING. ALL FINANCIAL RECORDS, REPORTS, AND DOCUMENTS OF THE
34 REGIONAL AUTHORITY SHALL BE PUBLIC RECORD AND OPEN TO PUBLIC
35 INSPECTION UNDER REASONABLE REGULATIONS PRESCRIBED BY THE REGIONAL
36 AUTHORITY; AND

37 (B) ADOPT A FISCAL YEAR, ESTABLISH A SYSTEM OF ACCOUNTING AND
38 FINANCIAL CONTROL, DESIGNATE THE NECESSARY FUNDS FOR COMPLETE
39 ACCOUNTABILITY, AND SPECIFY THE BASIS OF ACCOUNTING FOR EACH SUCH FUND.
40 THE REGIONAL AUTHORITY SHALL CAUSE TO BE PREPARED A FINANCIAL REPORT
41 ON ALL FUNDS AT LEAST QUARTERLY AND A COMPREHENSIVE REPORT ON THE
42 FISCAL OPERATIONS AND CONDITIONS OF THE REGIONAL AUTHORITY ANNUALLY.

1

ARTICLE VI.

2

COMPLIANCE WITH LOCAL LAW.

3

THE REGIONAL AUTHORITY SHALL MAKE EVERY EFFORT TO COMPLY WITH THE LOCAL LAWS OF EACH OF THE SIGNATORIES TO THIS ACT, REGARDING DISCLOSURE, APPOINTMENT, AND OPEN MEETINGS.

6

ARTICLE VII.

7

FUNDING OF THE REGIONAL AUTHORITY.

8

1. THE OCOG WILL PROVIDE REASONABLE FUNDS FOR THE OPERATION OF THE REGIONAL AUTHORITY AND THE CONDUCT OF ITS BUSINESS IN ACCORDANCE WITH THE PROVISIONS OF THIS ACT.

11

2. FOR THE PURPOSES OF THIS ARTICLE, PAYMENT OF ANY INSURANCE PREMIUMS INCURRED BY THE REGIONAL AUTHORITY UNDER THE AUTHORITY GRANTED TO IT BY ARTICLE VIII SHALL NOT BE CONSIDERED OPERATIONS FUNDS REFERRED TO IN SUBSECTION 1 OF THIS ARTICLE. THE OCOG SHALL PAY ONLY SUCH INSURANCE PREMIUMS AS ARE REASONABLE.

16

3. THE OCOG SHALL NOT BE RESPONSIBLE FOR ANY FINANCIAL LIABILITY THAT THE REGIONAL AUTHORITY MAY INCUR UNDER ARTICLE VIII OF THIS ACT.

18

4. THE REGIONAL AUTHORITY SHALL SUBMIT TO THE OCOG A PLANNED BUDGET FOR THE REGIONAL AUTHORITY'S NEXT FISCAL YEAR, ADOPTED CONSISTENT WITH ARTICLE ~~V 4 (B)~~ V 6 (B) OF THIS ACT, NO LESS THAN 90 DAYS BEFORE THE BEGINNING OF THE NEXT FISCAL YEAR.

22

ARTICLE VIII.

23

REGIONAL AUTHORITY OVERSIGHT OF THE ORGANIZING COMMITTEE FOR THE OLYMPIC GAMES; ADDITIONAL POWERS.

25

1. THE REGIONAL AUTHORITY, IN RECOGNITION OF ITS OVERSIGHT RESPONSIBILITY OVER THE OCOG, SHALL HAVE ACCESS TO:

27

(A) THE QUARTERLY FINANCIAL STATEMENTS OF THE OCOG;

28

(B) THE ANNUAL BUSINESS PLANS OF THE OCOG; AND

29

(C) ALL OTHER OCOG DOCUMENTS NECESSARY TO ACHIEVE ITS OVERSIGHT PURPOSE.

31

2. THE REGIONAL AUTHORITY SHALL HAVE THE POWER TO ENFORCE OCOG BUDGETARY AND PLANNING CHANGES WHEN:

32

1 (A) REVIEW BY THE REGIONAL AUTHORITY OF THE OCOG FINANCIAL
 2 STATEMENTS, ANNUAL BUSINESS PLANS, OR OTHER DOCUMENTS CONTEMPLATED
 3 IN ARTICLE VIII 1 OF THIS ACT SUGGESTS:

4 (I) ECONOMIC SHORTFALLS THAT WOULD POSSIBLY TRIGGER THE
 5 REGIONAL AUTHORITY'S LIABILITY OUTLINED IN ARTICLE VIII 3 OF THIS ACT; OR

6 (II) THE OCOG WILL FAIL TO HOST THE OLYMPIC GAMES IN A
 7 MANNER THAT WOULD SATISFY THE REQUIREMENTS OF THE USOC OR THE IOC; AND

8 (B) SUCH CHANGES ARE SUPPORTED BY A MAJORITY OF THE VOTING
 9 MEMBERS OF THE REGIONAL AUTHORITY, NOTWITHSTANDING THE QUORUM
 10 REQUIREMENTS OF ARTICLE ~~V 3 (E)~~ V 4 (E) OF THIS ACT.

11 3. THE REGIONAL AUTHORITY, IN RECOGNITION OF ITS DUTIES AS
 12 OVERSEER OF THE OCOG, SHALL:

13 (A) BE BOUND BY THE TERMS OF, CAUSE THE OCOG TO PERFORM, AND
 14 GUARANTY PERFORMANCE OF THE OCOG'S OBLIGATIONS UNDER ALL DOCUMENTS
 15 NECESSARY AND APPROPRIATE TO THE PURSUIT OF THE OLYMPIC GAMES;

16 (B) CERTIFY THE OCOG'S PERFORMANCE OF SUCH OBLIGATIONS AS
 17 REQUESTED BY THE USOC FROM TIME TO TIME;

18 (C) ACCEPT LIABILITY FOR THE OCOG, IF ANY, AS FAR AS REQUIRED BY
 19 ALL DOCUMENTS NECESSARY AND APPROPRIATE TO THE PURSUIT AND HOSTING OF
 20 THE OLYMPIC GAMES, PROVIDED, HOWEVER, THAT:

21 (I) WITH REGARD TO THIRD-PARTY TORT LIABILITIES, THE OCOG
 22 WILL BOTH INDEMNIFY THE STATE AGAINST ANY AND ALL SUCH CLAIMS AND
 23 PROVIDE THAT THE STATE BE NAMED AS AN ADDITIONAL INSURED ON ALL
 24 APPROPRIATE INSURANCE POLICIES, AND, IN ANY EVENT, NOTHING CONTAINED
 25 HEREIN SHALL IN ANY WAY MODIFY THE STATE'S EXISTING LIABILITY LIMITATION;
 26 ~~AND~~

27 (II) WITH REGARD TO ALL OTHER LIABILITIES ARISING OUT OF
 28 THIS SUBSECTION, THE OCOG AGREES TO HOLD THE STATE HARMLESS AND
 29 INDEMNIFY THE STATE FOR ANY SUCH LOSSES, ~~AND~~; AND

30 (III) SHOULD THE STATE INCUR ANY LIABILITIES, ~~THEY THE~~
 31 LIABILITIES SHALL COUNT AGAINST THE TOTAL LIMIT (OR CAP) ON THE STATE'S
 32 LIABILITIES AS NOTED IN SECTION (D) OF THIS ARTICLE AND ARTICLE ~~IX, 1,~~ IX 1
 33 BELOW; AND

34 (D) ACCEPT LIABILITY, IF ANY, WITH THE OCOG, FOR ANY FINANCIAL
 35 DEFICIT OF THE OCOG, OR THE OLYMPIC GAMES, AS FOLLOWS:

36 (I) THE OCOG SHALL BE RESPONSIBLE FOR ANY AMOUNT UP TO
 37 \$25 MILLION;

1 (II) THE REGIONAL AUTHORITY SHALL BE LIABLE FOR ANY
2 AMOUNT IN EXCESS OF \$25 MILLION, BUT NOT TO EXCEED AN ADDITIONAL \$175
3 MILLION; AND

4 (III) EXCEPT AS SET FORTH IN EXISTING APPLICABLE LAW, THE
5 OCOG AND THE REGIONAL AUTHORITY SHALL NOT BE LIMITED IN THEIR CHOICE OF
6 FUNDING SOURCES FOR COVERING POSSIBLE FINANCIAL LOSSES, INCLUDING BUT
7 NOT LIMITED TO THE PURCHASE OF INSURANCE, IF COMMERCIALY AVAILABLE AND
8 REASONABLY PRICED.

9 4. THE REGIONAL AUTHORITY, IN ITS FINANCIAL OVERSIGHT AND
10 SAFEGUARD ROLE, SHALL ENSURE THAT:

11 (A) NO LEGACY PROGRAMS, FUNDS, OR ACCOUNTS SHALL BE FUNDED
12 FROM ANY OF THE PROCEEDS OF THE 2012 OLYMPIC GAMES UNTIL ALL BUDGETARY
13 AND OPERATIONAL FINANCIAL OBLIGATIONS OF THE OCOG AND THE REGIONAL
14 AUTHORITY FOR HOSTING THE OLYMPIC GAMES ARE FIRST MET; AND

15 (B) NO LIABILITY FOR ANY FINANCIAL DEFICIT RESULTING FROM THE
16 2012 OLYMPIC GAMES SHALL ACCRUE TO THE REGIONAL AUTHORITY (OR THE
17 SIGNATORIES) UNTIL ALL BUDGETARY AND/OR OPERATIONAL FINANCIAL
18 SURPLUSES OF THE OCOG, IF ANY, ARE APPLIED TO ALL OUTSTANDING FINANCIAL
19 OBLIGATIONS OF THE OCOG AND THE REGIONAL AUTHORITY, IF ANY, ACCRUED
20 EXCLUSIVELY IN CONNECTION WITH HOSTING THE OLYMPIC GAMES.

21 5. THE REGIONAL AUTHORITY, IN ORDER TO FACILITATE ITS OVERSIGHT
22 RESPONSIBILITY OVER THE OCOG, SHALL HAVE THE ADDITIONAL POWERS:

23 (A) TO SUE AND BE SUED IN CONTRACT AND IN TORT;

24 (B) TO COMPLAIN AND DEFEND IN ALL COURTS;

25 (C) TO IMPEAD AND BE IMPEADED;

26 (D) TO ENTER INTO CONTRACTS;

27 (E) TO HIRE APPROPRIATE STAFF; AND

28 (F) ANY ADDITIONAL POWERS GRANTED TO IT BY SUBSEQUENT
29 LEGISLATION.

30 ARTICLE IX.

31 INDEMNIFICATION.

32 1. ANY LIABILITY INCURRED BY THE REGIONAL AUTHORITY, NOT COVERED
33 BY INSURANCE UNDER ARTICLE VIII 3 (D)(III), SHALL BE FURTHER INDEMNIFIED BY
34 THE SIGNATORIES OF THIS ACT, IN PROPORTION TO THE RELATIVE ECONOMIC
35 BENEFIT CURRENTLY EXPECTED TO ACCRUE TO EACH SIGNATORY FROM HOSTING
36 THE OLYMPIC GAMES, AS FOLLOWS:

1 (A) THE STATE OF MARYLAND, SUBJECT TO APPROPRIATION, SHALL BE
2 LIABLE FOR 53%;

3 (B) THE COMMONWEALTH OF VIRGINIA SHALL BE LIABLE FOR 19%; AND

4 (C) THE DISTRICT OF COLUMBIA SHALL BE LIABLE FOR 28%.

5 2. EACH OF THE SIGNATORIES TO THIS ACT MAY PROVIDE FOR ITS SHARE OF
6 ANY POSSIBLE LIABILITY IN ANY MANNER IT MAY CHOOSE, AS BEFITS EACH
7 SIGNATORY'S INDEPENDENT COMMITMENT.

8 ARTICLE X.

9 COMMITMENTS OF SIGNATORIES.

10 AS APPROPRIATE TO ITS INDIVIDUAL JURISDICTION AND SPECIFIC ROLE IN
11 HOSTING THE 2012 OLYMPIC GAMES, EACH SIGNATORY AGREES TO:

12 (A) ENSURE THAT NECESSARY FACILITIES ARE BUILT AND
13 TRANSPORTATION INFRASTRUCTURE IMPROVEMENTS TAKE PLACE, INCLUDING
14 GOVERNMENT FUNDING AS APPROPRIATE;

15 (B) PROVIDE ACCESS TO EXISTING STATE/CITY-CONTROLLED
16 FACILITIES AND OTHER IMPORTANT RESOURCES AS SPECIFIED IN WBRC 2012'S BID
17 PROPOSAL, IN ACCORDANCE WITH APPLICABLE LAW AND CONTRACTUAL
18 OBLIGATIONS; AND

19 (C) PROVIDE ADEQUATE SECURITY, FIRE PROTECTION, AND OTHER
20 GOVERNMENT RELATED SERVICES AT A REASONABLE COST TO ENSURE FOR THE
21 SAFE AND ORDERLY OPERATION OF THE OLYMPIC GAMES.

22 ARTICLE XI.

23 EFFECTIVE DATES.

24 NONE OF THE DUTIES OR RESPONSIBILITIES ENCOMPASSED IN THIS
25 LEGISLATION SHALL HAVE EFFECT UNTIL SUBSTANTIALLY SIMILAR LEGISLATION IS
26 ~~PASSED ENACTED~~ BY EACH OF THE SIGNATORIES, AT WHICH TIME THIS
27 LEGISLATION SHALL IMMEDIATELY BE EFFECTIVE.

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act may not take
29 effect until a similar Act is passed enacted by the Commonwealth of Virginia and the
30 District of Columbia; that the Commonwealth of Virginia and the District of Columbia
31 are requested to concur in this Act of the General Assembly of Maryland by the
32 passage enactment of a similar Act; that the Department of Legislative Services shall
33 notify the appropriate officials of the Commonwealth of Virginia; and the District of
34 Columbia; of the passage enactment of this Act; and that upon the concurrence in this
35 Act by the Commonwealth of Virginia and the District of Columbia, the Governor of
36 the State of Maryland shall issue a proclamation declaring this Act valid and effective

1 and shall forward a copy of the proclamation to the Executive Director of the
2 Department of Legislative Services.

3 SECTION 3. AND BE IT FURTHER ENACTED, That, subject to the provisions
4 of Section 2 of this Act, this Act shall take effect July 1, 2001.