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By: **Prince George's County Delegation and Montgomery County Delegation**

Introduced and read first time: February 6, 2002  
Assigned to: Commerce and Government Matters

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Committee Report: Favorable  
House action: Adopted  
Read second time: March 21, 2002

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Maryland-National Capital Park and Planning Commission - Part-Time**  
3 **Planning Board Members - Salaries**  
4 **PG/MC 108-02**

5 FOR the purpose of altering the manner of establishing salaries for part-time  
6 members of the Montgomery County planning board and the Prince George's  
7 County planning board; authorizing the Montgomery County Council and the  
8 Prince George's County Council to establish the salaries for certain members of  
9 the planning boards serving in their respective counties subject to certain  
10 procedures and limitations; providing that this Act does not apply to the salary  
11 or compensation of the incumbent part-time members of the Montgomery  
12 County planning board and the Prince George's County planning board; and  
13 generally relating to the compensation of part-time planning board members in  
14 Montgomery County and in Prince George's County.

15 BY repealing and reenacting, without amendments,  
16 Article 28 - Maryland-National Capital Park and Planning Commission  
17 Section 2-104  
18 Annotated Code of Maryland  
19 (1997 Replacement Volume and 2001 Supplement)

20 BY repealing and reenacting, with amendments,  
21 Article 28 - Maryland-National Capital Park and Planning Commission  
22 Section 7-111(g)  
23 Annotated Code of Maryland

1 (1997 Replacement Volume and 2001 Supplement)

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

4 **Article 28 - Maryland-National Capital Park and Planning Commission**

5 2-104.

6 (a) Each member of the Commission shall receive an annual salary of \$5,600  
7 and the chairman shall receive \$6,100. In addition they shall be entitled to an annual  
8 expense allowance of up to \$2,400, according to rules and regulations adopted by the  
9 Commission, provided a voucher is submitted showing the expenses. All salaries are  
10 to be payable monthly from the administrative tax collected by the Commission.

11 (b) In the discretion of the County Executive of Prince George's County,  
12 subject to approval by the County Council by a vote of the majority of the full Council,  
13 a member of the Commission from that county may be designated to serve on a  
14 full-time basis, and this member may be either the chairman or the vice-chairman of  
15 the Commission. The Montgomery County Council may designate a member of the  
16 Commission from that county to serve on a full-time basis provided that person has  
17 been designated by that county under the provisions of § 2-101 of this article to serve  
18 as chairman or vice-chairman of the Commission. For any member designated by  
19 Prince George's County to serve on a full-time basis, the County Council of that  
20 county, upon recommendation from the County Executive, may authorize whatever  
21 supplementary salary as may be deemed appropriate. For any member designated by  
22 Montgomery County to serve on a full-time basis, the County Council, with approval  
23 of the County Executive, may authorize whatever supplementary salary as may be  
24 appropriate. In the event the County Executive fails to approve a supplementary  
25 salary authorization by the Council within 30 days, the Council, by an affirmative  
26 vote of 6 of its members, may authorize the supplementary salary notwithstanding  
27 the lack of approval of the County Executive. Any supplementary salary authorized in  
28 this title shall be payable also from the administrative tax collected by the  
29 Commission.

30 7-111.

31 (g) (1) Notwithstanding other provisions of this article, funds may be  
32 included in the Commission's annual budget and appropriated by the respective  
33 county governing bodies to provide an annual salary [of \$12,900] for each planning  
34 board member, other than a full-time member, as compensation for the planning  
35 board member's services.

36 (2) THE MONTGOMERY COUNTY COUNCIL AND THE PRINCE GEORGE'S  
37 COUNTY COUNCIL MAY EACH ESTABLISH THE SALARY FOR A PLANNING BOARD  
38 MEMBER FROM THAT COUNTY, OTHER THAN A FULL-TIME MEMBER, BY COUNTY LAW  
39 SEPARATE FROM BUDGET ACTION, AFTER NOTICE AND PUBLIC HEARING.

1 SECTION 2. AND BE IT FURTHER ENACTED, That, pursuant to Article III,  
2 Section 35 of the Constitution of Maryland, this Act may not be construed to extend or  
3 apply to the salary or compensation of the part-time members of the Montgomery  
4 County planning board or the Prince George's County planning board in office on the  
5 effective date of this Act, but the provisions of this Act concerning the salary or  
6 compensation of the part-time members of the Montgomery County planning board  
7 or the Prince George's County planning board shall take effect at the beginning of the  
8 next following term of office.

9 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
10 June 1, 2002.