

SENATE BILL 197

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HB 716/01 - APP

2002 Regular Session
2lr0984
CF 2lr0985

By: **Chairman, Judicial Proceedings Committee (Maryland Judicial Conference)**

Introduced and read first time: January 18, 2002
Assigned to: Judicial Proceedings and Budget and Taxation

Committee Report: Favorable with amendments
Senate action: Adopted
Read second time: March 19, 2002

CHAPTER _____

1 AN ACT concerning

2 **Circuit Courts - Rental of Space for Clerks of Court**

3 FOR the purpose of requiring each State budget to include a certain appropriation to
4 the Department of General Services to pay rent to counties, including Baltimore
5 City, for certain space occupied by clerks of the circuit courts; establishing the
6 amount of the rent; prohibiting reimbursement of certain costs; prohibiting a
7 county from decreasing the square footage allocated to the clerk of the circuit
8 court below a certain amount, unless the county and the Administrative Office
9 of the Courts agree otherwise; requiring counties to use the savings resulting
10 from this Act for the circuit courts or related public safety purposes; requiring
11 certain reports on certain expenditures; providing for the construction of this
12 Act; providing for a delayed effective date; and generally relating to rental of
13 space for clerks of the circuit courts.

14 BY adding to
15 Article - Courts and Judicial Proceedings
16 Section 1-504
17 Annotated Code of Maryland
18 (1998 Replacement Volume and 2001 Supplement)

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

1 **Article - Courts and Judicial Proceedings**

2 1-504.

3 (A) THERE SHALL BE INCLUDED IN EACH STATE BUDGET AN APPROPRIATION
4 TO THE DEPARTMENT OF GENERAL SERVICES IN THE TOTAL AMOUNT NECESSARY
5 TO PAY RENT DIRECTLY TO COUNTIES FOR SPACE OCCUPIED IN COUNTY FACILITIES
6 BY CLERKS OF THE CIRCUIT COURTS, AS PROVIDED IN THIS SECTION.

7 (B) THE RENT SHALL BE \$10 PER NET USABLE SQUARE FOOT, WITH NO
8 ADDITIONAL REIMBURSEMENT OF MAINTENANCE AND UTILITY COSTS.

9 (C) UNLESS THE ADMINISTRATIVE OFFICE OF THE COURTS AND A COUNTY
10 AGREE OTHERWISE, THE COUNTY MAY NOT DECREASE THE NET USABLE SQUARE
11 FOOTAGE ALLOCATED TO THE CLERK OF THE CIRCUIT COURT FOR THE COUNTY
12 BELOW THE NET USABLE SQUARE FOOTAGE ALLOTTED FOR FISCAL YEAR 2002.

13 SECTION 2. AND BE IT FURTHER ENACTED, That, except as expressly
14 provided in this Act, this Act does not modify any existing duty, liability, or
15 responsibility of the State, a county, or Baltimore City.

16 SECTION 3. AND BE IT FURTHER ENACTED, That:

17 (1) Beginning in fiscal year ~~2003~~ 2004 and each fiscal year thereafter, each
18 county and Baltimore City shall use the savings resulting from this Act solely to
19 increase local expenditures for the circuit courts or related public safety purposes;

20 (2) In fiscal years ~~2003~~ 2004 through ~~2010~~ 2011, each county and Baltimore
21 City shall report to the Department of Budget and Management on or before
22 November 1 on circuit court or related public safety expenditures to which the savings
23 resulting from this Act have been applied. The Department of Budget and
24 Management shall report these expenditures to the Chief Judge of the Court of
25 Appeals and, subject to § 2-1246 of the State Government Article, to the General
26 Assembly; and

27 (3) Circuit court or related public safety expenditures required under this
28 section shall be used to supplement and may not supplant existing local expenditures
29 for the same purpose.

30 SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect
31 July 1, ~~2002~~ 2003.

