SENATE BILL 147

Unofficial Copy P1 SB 241/00 - EEA

By: Senator Della

Introduced and read first time: January 24, 2003 Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 3	Baltimore Development Corporation - Open Meetings Act and Public Access to Records							
4 F 5 6 7 8 9 10	to the Baltim public Baltim	requirem nore Deve inspection nore Deve opment C	ents of the elopment on of reco	e State's Corporat rds or ce Corporat	e Baltimore Development Corporation is subject Open Meetings Act; clarifying that the tion is subject to requirements of law relating to rtain other materials made or received by the tion; and generally relating to the Baltimore ate's Open Meetings Act, and access to public			
11 H 12 13 14 15	Article Sectio Annot	e - State (n 10-502 ated Cod	Governme (h) and 1(e of Mary	ent)-611(g) land	nendments, 2002 Supplement)			
16 17 N					BY THE GENERAL ASSEMBLY OF yland read as follows:			
18					Article - State Government			
19 1	0-502.							
20	(h)	(1)	"Public	"Public body" means an entity that:				
21			(i)	consis	ts of at least 2 individuals; and			
22			(ii)	is crea	ted by:			
23				1.	the Maryland Constitution;			
24				2.	a State statute;			
25				3.	a county charter;			

2		SENATE BILL 147				
1		4. an ordinance;				
2		5. a rule, resolution, or bylaw;				
3		6. an executive order of the Governor; or				
4 5 political subdivision	n of the Sta	7. an executive order of the chief executive authority of a ate.				
6 (2)	"Public	"Public body" includes:				
 7 (i) any multimember board, commission, or committee appointed 8 by the Governor or the chief executive authority of a political subdivision of the State, 9 if the entity includes in its membership at least 2 individuals not employed by the 10 State or a political subdivision of the State; [and] 						
11	(ii)	The Maryland School for the Blind; AND				
12	(III)	THE BALTIMORE DEVELOPMENT CORPORATION.				
13 (3)	"Public	"Public body" does not include:				
14	(i)	any single member entity;				
15	(ii)	any judicial nominating commission;				
16	(iii)	any grand jury;				
17	(iv)	any petit jury;				
18(v)the Appalachian States Low Level Radioactive Waste19Commission established in § 7-302 of the Environment Article;						
20 (vi) except when a court is exercising rulemaking power, any court 21 established in accordance with Article IV of the Maryland Constitution;						
 (vii) the Governor's cabinet, the Governor's Executive Council as provided in Title 8, Subtitle 1 of the State Government Article, or any committee of the Executive Council; 						
25 26 Executive Council,	(viii) or any co	a local government's counterpart to the Governor's cabinet, mmittee of the counterpart of the Executive Council;				
27 28 Health - General A	(ix) rticle; and	the governing body of a hospital as defined in § 19-301(g) of the				
29 30 Title 19, Subtitle 6 31 Article by:	(x) of the Inst	a self-insurance pool that is established in accordance with arance Article or § 9-404 of the Labor and Employment				

31 Article by:

SENATE BILL 147

1 2 Article; or	1.	a public entity, as defined in § 19-602 of the Insurance
34 the Labor and Employment Ar	2. rticle.	a county or municipal corporation, as defined in § 9-404 of
5 10-611.		
6 (g) (1) "Public 7 material that:	record"	means the original or any copy of any documentary
8 (i) 9 of a political subdivision or re- 10 the transaction of public busin	ceived by	e by a unit or instrumentality of the State government or y the unit or instrumentality in connection with d]
11 (ii) 12 CORPORATION IN CONNE		DE OR RECEIVED BY THE BALTIMORE DEVELOPMENT WITH THE TRANSACTION OF PUBLIC BUSINESS; AND
13 (III)	is in an	y form, including:
14	1.	a card;
15	2.	a computerized record;
16	3.	correspondence;
17	4.	a drawing;
18	5.	film or microfilm;
19	6.	a form;
20	7.	a map;
21	8.	a photograph or photostat;
22	9.	a recording; or
23	10.	a tape.
		includes a document that lists the salary of an of the State government or of a political

27 (3) "Public record" does not include a digital photographic image or
28 signature of an individual, or the actual stored data thereof, recorded by the Motor
29 Vehicle Administration.

30 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect 31 October 1, 2003.

3