
By: **Senators Middleton and Dyson**
Introduced and read first time: January 31, 2003
Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Natural Resources - Land Preservation and Recreation Plan**

3 FOR the purpose of altering the criteria to be used for the joint approval of a local
4 land preservation and recreation plan by the Department of Natural Resources
5 and the Department of Planning; altering the frequency by which a local
6 governing body revises its local land preservation and recreation plan; requiring
7 the local land preservation and recreation plan to be submitted for joint
8 approval by the Departments a certain length of time before the revision of the
9 Maryland Land Preservation and Recreation Plan; altering the frequency by
10 which the Departments prepare and revise the Maryland Land Preservation
11 and Recreation Plan; requiring certain plans to be submitted, prepared, and
12 revised according to guidelines prepared by the Department of Planning by
13 certain dates; and generally relating to land preservation and recreation plans.

14 BY repealing and reenacting, with amendments,
15 Article - Natural Resources
16 Section 5-905(b)(2) and 5-906(b)
17 Annotated Code of Maryland
18 (2000 Replacement Volume and 2002 Supplement)

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

21 **Article - Natural Resources**

22 5-905.

23 (b) (2) A local governing body shall prepare a local land preservation and
24 recreation plan with acquisition goals based upon the most current population data
25 available from the Department of Planning and submit it to the Department and to
26 the Department of Planning for joint approval according to the criteria and goals set
27 forth in [the Maryland Land Preservation and Recreation Plan and any revisions
28 thereof] GUIDELINES PREPARED BY THE DEPARTMENT OF PLANNING. A local
29 governing body shall revise its local land preservation and recreation plan at least
30 every [five] SIX years [concurrently with the revision of the Maryland Land

1 Preservation and Recreation Plan] and submit the revised local plan to the
2 Department and to the Department of Planning for joint approval ONE YEAR PRIOR
3 TO THE REVISION OF THE MARYLAND LAND PRESERVATION AND RECREATION PLAN.
4 Prior to approval of a revised local plan, the Department shall provide the legislators
5 from the district within which any part of the local jurisdiction is located the
6 opportunity to review and comment on the revised local plan.

7 5-906.

8 (b) Every acquisition and development project funded by the State in whole or
9 in part shall meet needs identified in the Maryland Land Preservation and
10 Recreation Plan prepared and revised every [5] 6 YEARS [years, beginning in 1993,]
11 by the Department of Planning in cooperation with the Department. The document
12 shall identify and recommend for State acquisition efforts those resource areas facing
13 the most intense or immediate development pressure. These resource areas shall be
14 designated as targeted areas. The document and any changes to it shall be distributed
15 to every local governing body.

16 SECTION 2. AND BE IT FURTHER ENACTED, That:

17 (a) A local land preservation and recreation plan shall be submitted to the
18 Department of Natural Resources and the Department of Planning by July 1, 2005.

19 (b) The Maryland Land Preservation and Recreation Plan shall be prepared
20 and revised by the Department of Planning by July 1, 2006.

21 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
22 October 1, 2003.