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By: **Delegate Kelley**

Introduced and read first time: February 24, 2005

Assigned to: Rules and Executive Nominations

Re-referred to: Environmental Matters, March 14, 2005

Re-referred to: Judiciary, March 17, 2005

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Committee Report: Favorable

House action: Adopted

Read second time: March 25, 2005

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Public Safety - National Capital Region Mutual Aid Agreements**

3 FOR the purpose of authorizing the State, certain governing bodies of counties and  
4 municipal corporations, and certain other governmental agencies within the  
5 National Capital Region to enter into certain mutual aid agreements in  
6 accordance with certain provisions of the Intelligence Reform and Terrorism  
7 Prevention Act of 2004; providing that certain statutes, laws, and ordinances are  
8 inapplicable to an agreement authorized by and entered into under this Act;  
9 defining certain terms; and generally relating to mutual aid agreements for  
10 public safety.

11 BY adding to

12 Article - Public Safety

13 Section 14-8A-01 through 14-8A-03, inclusive, to be under the new subtitle

14 "Subtitle 8A. National Capital Region Mutual Aid Agreements"

15 Annotated Code of Maryland

16 (2003 Volume and 2004 Supplement)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF

18 MARYLAND, That the Laws of Maryland read as follows:

1

Article - Public Safety

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SUBTITLE 8A. NATIONAL CAPITAL REGION MUTUAL AID AGREEMENTS.

3 14-8A-01.

4 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS  
5 INDICATED.

6 (B) "GOVERNING BODY" MEANS:

7 (1) THE COUNTY EXECUTIVE AND COUNTY COUNCIL OF A CHARTER  
8 COUNTY WITH A COUNTY EXECUTIVE;

9 (2) THE COUNTY COUNCIL OF A CHARTER COUNTY WITH NO COUNTY  
10 EXECUTIVE;

11 (3) THE BOARD OF COUNTY COMMISSIONERS OF A COUNTY; OR

12 (4) THE MAYOR AND COUNCIL, BY WHATEVER NAME KNOWN, OF A  
13 MUNICIPAL CORPORATION.

14 (C) "NATIONAL CAPITAL REGION" MEANS THE AREA DEFINED UNDER §  
15 2674(F)(2) OF TITLE 10 OF THE UNITED STATES CODE, INCLUDING THOSE COUNTIES  
16 WITH A BORDER ABUTTING THAT AREA AND ANY MUNICIPAL CORPORATIONS IN  
17 THOSE COUNTIES.

18 14-8A-02.

19 THE STATE, THE GOVERNING BODY OF A COUNTY OR MUNICIPAL  
20 CORPORATION, OR ANY OTHER GOVERNMENTAL AGENCY WITHIN THE NATIONAL  
21 CAPITAL REGION MAY ENTER INTO A RECIPROCAL AGREEMENT FOR THE PERIOD  
22 THAT IT CONSIDERS ADVISABLE WITH A FEDERAL AGENCY, THE COMMONWEALTH  
23 OF VIRGINIA, THE DISTRICT OF COLUMBIA, OR A COUNTY OR MUNICIPAL  
24 CORPORATION, WITHIN OR OUTSIDE THE STATE, AND ESTABLISH, TRAIN, AND  
25 IMPLEMENT PLANS TO REQUEST OR PROVIDE MUTUAL AID THROUGH THE USE OF  
26 ITS OFFICERS, EMPLOYEES, AND AGENTS, TOGETHER WITH ALL NECESSARY  
27 EQUIPMENT, IN ACCORDANCE WITH § 7302 OF THE INTELLIGENCE REFORM AND  
28 TERRORISM PREVENTION ACT OF 2004 (108 P.L. 458, 118 STAT. 3638).

29 14-8A-03.

30 ANY PROVISION OR PART OF A STATE, LOCAL, OR MUNICIPAL CORPORATION  
31 STATUTE, LAW, OR ORDINANCE THAT REQUIRES A MUTUAL AID AGREEMENT TO  
32 CONTAIN ADDITIONAL TERMS OR CONDITIONS IS INAPPLICABLE TO AN AGREEMENT  
33 AUTHORIZED BY AND ENTERED INTO UNDER THIS SUBTITLE.

34 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take  
35 effect June 1, 2005.

