

UNOFFICIAL COPY OF SENATE BILL 102  
CONSTITUTIONAL AMENDMENT

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5lr1118

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By: **Senators Frosh, Dyson, Green, Astle, Britt, Brochin, Conway, Currie,  
DeGrange, Della, Exum, Forehand, Garagiola, Gladden, Grosfeld,  
Hogan, Hollinger, Hughes, Jimeno, Jones, Kasemeyer, Kelley,  
Klausmeier, Lawlah, McFadden, Miller, Pinsky, Ruben, Stone, and  
Teitelbaum**

Introduced and read first time: January 19, 2005

Assigned to: Education, Health, and Environmental Affairs and Budget and Taxation

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A BILL ENTITLED

1 AN ACT concerning

2 **Board of Public Works - Disposition of Park Lands - General Assembly**  
3 **Approval Required**

4 FOR the purpose of providing that the Board of Public Works may not approve the  
5 sale, lease, transfer, exchange, grant, or other disposition of certain outdoor  
6 recreation, open space, conservation, preservation, forest, or park land without  
7 the express approval of the General Assembly; and submitting this amendment  
8 to the qualified voters of the State of Maryland for their adoption or rejection.

9 BY proposing an amendment to the Maryland Constitution  
10 Article XII - Public Works  
11 Section 3

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
13 MARYLAND, (Three-fifths of all the members elected to each of the two Houses  
14 concurring), That it be proposed that the Maryland Constitution read as follows:

15 **Article XII - Public Works**

16 3.

17 (A) The Board of Public Works is hereby authorized, subject to such  
18 regulations and conditions as the General Assembly may from time to time prescribe,  
19 to sell the State's interest in all works of Internal Improvement, whether as a  
20 stockholder or a creditor, and also the State's interest in any banking corporation,  
21 receiving in payment the bonds and registered debt now owing by the State, equal in  
22 amount to the price obtained for the State's said interest.

23 (B) THE BOARD OF PUBLIC WORKS MAY NOT APPROVE THE SALE, LEASE,  
24 TRANSFER, EXCHANGE, GRANT, OR OTHER DISPOSITION OF ANY STATE-OWNED OR  
25 STATE-DESIGNATED OUTDOOR RECREATION, OPEN SPACE, CONSERVATION,

1 PRESERVATION, FOREST, OR PARK LAND WITHOUT THE EXPRESS APPROVAL OF THE  
2 GENERAL ASSEMBLY.

3 SECTION 2. AND BE IT FURTHER ENACTED, That the General Assembly  
4 determines that the amendment to the Maryland Constitution proposed by this Act  
5 affects multiple jurisdictions and that the provisions of Article XIV, § 1 of the  
6 Maryland Constitution concerning local approval of constitutional amendments do  
7 not apply.

8 SECTION 3. AND BE IT FURTHER ENACTED, That the foregoing section  
9 proposed as an amendment to the Maryland Constitution shall be submitted to the  
10 legal and qualified voters of this State at the next general election to be held in  
11 November, 2006 for their adoption or rejection in pursuance of directions contained in  
12 Article XIV of the Maryland Constitution. At that general election, the vote on this  
13 proposed amendment to the Constitution shall be by ballot, and upon each ballot  
14 there shall be printed the words "For the Constitutional Amendment" and "Against  
15 the Constitutional Amendment," as now provided by law. Immediately after the  
16 election, all returns shall be made to the Governor of the vote for and against the  
17 proposed amendment, as directed by Article XIV of the Maryland Constitution, and  
18 further proceedings had in accordance with Article XIV.