
By: **Delegates Bohanan and O'Donnell**

Introduced and read first time: March 6, 2006

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Military Installation Council**

3 FOR the purpose of altering the name of the Maryland Military Installation Strategic
4 Planning Council to be the Maryland Military Installation Council; providing for
5 the codification of certain provisions relating to the Maryland Military
6 Installation Council; altering the membership, purposes, and termination date
7 of the Council; requiring the Council to submit a certain annual report to the
8 Governor and the General Assembly; making a certain conforming change;
9 providing for the termination of certain provisions of this Act; and generally
10 relating to the Maryland Military Installation Council.

11 BY repealing and reenacting, with amendments,
12 Article 83A - Department of Business and Economic Development
13 Section 5-1701(e)
14 Annotated Code of Maryland
15 (2003 Replacement Volume and 2005 Supplement)

16 BY adding to
17 Article 83A - Department of Business and Economic Development
18 Section 5-1710.1
19 Annotated Code of Maryland
20 (2003 Replacement Volume and 2005 Supplement)

21 BY repealing
22 Chapter 335 of the Acts of the General Assembly of 2003, as amended by
23 Chapter 275 of the Acts of the General Assembly of 2005
24 Section 1

25 BY repealing and reenacting, with amendments,
26 Chapter 335 of the Acts of the General Assembly of 2003, as amended by
27 Chapter 275 of the Acts of the General Assembly of 2005
28 Section 2

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

3 **Article 83A - Department of Business and Economic Development**

4 5-1701.

5 (e) "Council" means the Maryland Military Installation [Strategic Planning]
6 Council.

7 5-1710.1.

8 (A) IN THIS SECTION, "COUNCIL" MEANS THE MARYLAND MILITARY
9 INSTALLATION COUNCIL.

10 (B) THERE IS A MARYLAND MILITARY INSTALLATION COUNCIL.

11 (C) THE COUNCIL CONSISTS OF THE FOLLOWING MEMBERS:

12 (1) THREE MEMBERS SELECTED BY THE PRESIDENT OF THE SENATE TO
13 REPRESENT COMMUNITY INTERESTS, OF WHICH:

14 (I) ONE SHALL BE A MEMBER OF THE SENATE; AND

15 (II) TWO SHALL BE CITIZENS REPRESENTING COMMUNITIES
16 ADJACENT TO MILITARY INSTALLATIONS;

17 (2) THREE MEMBERS SELECTED BY THE SPEAKER OF THE HOUSE OF
18 DELEGATES TO REPRESENT COMMUNITY INTERESTS, OF WHICH:

19 (I) ONE SHALL BE A MEMBER OF THE HOUSE OF DELEGATES; AND

20 (II) TWO SHALL BE CITIZENS REPRESENTING COMMUNITIES
21 ADJACENT TO MILITARY INSTALLATIONS;

22 (3) THE SECRETARY OF BUSINESS AND ECONOMIC DEVELOPMENT, OR
23 THE SECRETARY'S DESIGNEE;

24 (4) THE SECRETARY OF TRANSPORTATION, OR THE SECRETARY'S
25 DESIGNEE;

26 (5) THE SECRETARY OF THE ENVIRONMENT, OR THE SECRETARY'S
27 DESIGNEE;

28 (6) THE SECRETARY OF PLANNING, OR THE SECRETARY'S DESIGNEE;

29 (7) THE PRESIDENT OF THE SOUTHERN MARYLAND NAVY ALLIANCE;

30 (8) THE PRESIDENT OF THE ARMY ALLIANCE;

31 (9) THE PRESIDENT OF THE NAVAL ENERGETICS ALLIANCE;

1 (10) THE PRESIDENT OF THE MARITIME ALLIANCE;

2 (11) THE PRESIDENT OF THE FORT DETRICK ALLIANCE; AND

3 (12) FIVE MEMBERS SELECTED BY THE GOVERNOR.

4 (D) (1) THE GOVERNOR SHALL DESIGNATE THE CHAIR OF THE COUNCIL.

5 (2) THE CHAIR MAY:

6 (I) APPOINT ADDITIONAL MEMBERS WHO ARE PRESIDENTS OF
7 OTHER MILITARY BASE ADVOCACY GROUPS THAT ARE NONPROFIT ORGANIZATIONS
8 AND RECOGNIZED BY THE DEPARTMENT OF BUSINESS AND ECONOMIC
9 DEVELOPMENT; AND

10 (II) APPOINT EX OFFICIO MEMBERS AS NECESSARY TO ADDRESS
11 SPECIFIC ISSUES, INCLUDING A REPRESENTATIVE OF THE MARYLAND NATIONAL
12 GUARD.

13 (E) (1) EACH MEMBER OF THE COUNCIL APPOINTED BY THE PRESIDENT OF
14 THE SENATE OR THE SPEAKER OF THE HOUSE OF DELEGATES SHALL SERVE FROM
15 JUNE 1, 2003, TO JUNE 30, 2009.

16 (2) THE PRESIDENT OF THE SENATE OR THE SPEAKER OF THE HOUSE
17 OF DELEGATES SHALL EACH APPOINT THREE NEW MEMBERS OF THE COUNCIL TO
18 REPRESENT COMMUNITY INTERESTS, IN ACCORDANCE WITH THE PROVISIONS OF
19 THIS SECTION, TO SERVE AS MEMBERS OF THE COUNCIL FROM JULY 1, 2009, TO
20 DECEMBER 31, 2011.

21 (F) THE DEPARTMENT OF BUSINESS AND ECONOMIC DEVELOPMENT SHALL
22 PROVIDE STAFF SUPPORT TO THE COUNCIL.

23 (G) A MEMBER OF THE COUNCIL MAY NOT RECEIVE COMPENSATION FOR
24 SERVING ON THE COUNCIL BUT IS ENTITLED TO REIMBURSEMENT FOR EXPENSES
25 UNDER THE STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE
26 BUDGET.

27 (H) THE COUNCIL SHALL MAKE REASONABLE EFFORTS, AS FUNDS ALLOW, TO:

28 (1) IDENTIFY THE PUBLIC INFRASTRUCTURE AND OTHER COMMUNITY
29 SUPPORT NECESSARY TO IMPROVE THE MISSION EFFICIENCIES AND FOR THE
30 DEVELOPMENT AND EXPANSION OF EXISTING MILITARY INSTALLATIONS IN THE
31 STATE;

32 (2) IDENTIFY THE EXISTING AND POTENTIAL IMPACTS OF
33 ENCROACHMENT ON MILITARY INSTALLATIONS IN THE STATE;

34 (3) IDENTIFY POTENTIAL STATE AND COMMUNITY ACTIONS THAT CAN
35 MINIMIZE THE IMPACTS OF ENCROACHMENT AND ENHANCE THE LONG-TERM
36 POTENTIAL OF MILITARY INSTALLATIONS;

- 1 (i) one shall be a member of the House of Delegates; and
- 2 (ii) two shall be citizens representing communities adjacent to
3 military installations;
- 4 (3) the Secretary of Business and Economic Development, or the
5 Secretary's designee;
- 6 (4) the Secretary of Transportation, or the Secretary's designee;
- 7 (5) the Secretary of the Environment, or the Secretary's designee;
- 8 (6) the President of the Southern Maryland Navy Alliance;
- 9 (7) the President of the Army Alliance;
- 10 (8) the President of the Naval Energetics Alliance;
- 11 (9) the President of the Maritime Alliance;
- 12 (10) the President of the Fort Detrick Alliance; and
- 13 (11) five members selected by the Governor.
- 14 (c) (1) The Governor shall designate the chairman of the Council.
- 15 (2) The chairman may:
- 16 (i) appoint additional members who are presidents of other
17 military base advocacy groups that are nonprofit organizations and recognized by the
18 Department of Business and Economic Development; and
- 19 (ii) appoint ex officio members as necessary to address specific
20 issues, including a representative of the Maryland National Guard.
- 21 (d) The Department of Business and Economic Development shall provide
22 staff support to the Council.
- 23 (e) A member of the Council may not receive compensation for serving on the
24 Council but is entitled to reimbursement for expenses under the Standard State
25 Travel Regulations, as provided in the State budget.
- 26 (f) The Council shall make reasonable efforts, as funds allow, to:
- 27 (1) identify the public infrastructure and other community support
28 necessary to improve mission efficiencies and for the development and expansion of
29 existing military installations in the State;
- 30 (2) identify the existing and potential impacts of encroachment on
31 military installations in the State;

1 (3) identify potential State and community actions that can minimize
2 the impacts of encroachment and enhance the long term potential of military
3 installations;

4 (4) identify opportunities for collaboration among military contractors,
5 local governments, the State, academic institutions, and military departments to
6 enhance the economic potential of military installations and the economic benefits of
7 military installations to the State;

8 (5) review State policies, including funding and legislation, to identify
9 actions necessary to prepare for the United States Department of Defense Efficient
10 Facilities Initiative that will begin in 2005; and

11 (6) research how other jurisdictions have addressed the issues regarding
12 encroachment and partnership formation.

13 (g) (1) On or before December 31, 2003, the Council shall report its findings
14 and recommendations to the Governor, and, subject to § 2-1246 of the State
15 Government Article, to the General Assembly.

16 (2) On or before December 1, 2008, the Council shall issue a final report
17 of the Council to the Governor, and, in accordance with § 2-1246 of the State
18 Government Article, to the General Assembly.]

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
20 June 1, 2003. [It shall remain effective for a period of 5 years and 7 months and, at
21 the end of December 31, 2008, with no further action required by the General
22 Assembly, this Act shall be abrogated and of no further force and effect.]

23 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
24 June 1, 2006. Section 1 of this Act shall remain effective for a period of 5 years and 7
25 months and, at the end of December 31, 2011, with no further action required by the
26 General Assembly, Section 1 of this Act shall be abrogated and of no further force and
27 effect.