SB0003/403120/2

BY: Delegate Kach

<u>AMENDMENTS TO SENATE BILL 3</u>
(Third Reading File Bill)

<u>AMENDMENT NO. 1</u>

On page 1, in line 3, strike "<u>– Procedures and Compensation</u>"; and in line 4, after "of" insert "<u>limiting the condemnation of private property under certain circumstances; defining a certain term; making stylistic changes;</u>".

On page 2, strike beginning with "procedures" in line 22 down through "proceedings" in line 23 and substitute "<u>condemnation of real property</u>"; and in line 31, after "Section" insert "<u>12–101, 12–101.1,</u>".

On page 3, in line 2, after "<u>Section</u>" insert "<u>12–101,</u>".

<u>AMENDMENT NO. 2</u>

On page 3, after line 7, insert:

"<u>**12–101.**</u>

IN THIS TITLE, **"**PUBLIC USE**"** DOES NOT INCLUDE USE FOR ECONOMIC DEVELOPMENT PURPOSES, INCLUDING**:**

        (1)   U**RBAN RENEWAL;**

        (2)   C**OMMUNITY REVITALIZATION OR REDEVELOPMENT;**

        (3)   A**TTRACTING NEW BUSINESS OR ENCOURAGING THE EXPANSION OR RETENTION OF EXISTING BUSINESS;**

        (4)   J**OB CREATION; OR**

(5)   GENERATING TAX REVENUE.

12–101.1.

      NOTWITHSTANDING ANY OTHER LAW, THE STATE OR ANY OF ITS INSTRUMENTALITIES OR POLITICAL SUBDIVISIONS MAY NOT ACQUIRE PRIVATE PROPERTY BY CONDEMNATION UNLESS THE PRIVATE PROPERTY IS NECESSARY FOR A PUBLIC USE.

[12–101.] **12–101.2.**

      All proceedings for the acquisition of private property for public use by condemnation are governed by the provisions of this title and of Title 12, Chapter 200 of the Maryland Rules. Nothing in this title prevents this State or any of its instrumentalities or political subdivisions, acting under statute or ordinance passed pursuant to Article III of the Maryland Constitution, from taking private property for public use immediately on making the required payment and giving any required security. In addition, this title does not prevent the State Roads Commission from using the procedures set forth in Title 8, Subtitle 3 of the Transportation Article, or prevent Baltimore City from using the procedure set forth in the Charter of Baltimore City and §§ 21–12 through 21–22, inclusive, of the Public Local Laws of Baltimore City.".