

SENATE BILL 971

N1

71r0071

By: **Chair, Judicial Proceedings Committee (By Request – Departmental – Transportation)**

Introduced and read first time: March 1, 2007

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Relocation Assistance Program – Reestablishment Expenses**

3 FOR the purpose of altering the maximum amount of reestablishment expenses for
4 certain persons displaced by a State agency; and generally relating to
5 reestablishment expenses for displaced persons under the relocation assistance
6 program.

7 BY repealing and reenacting, with amendments,
8 Article – Real Property
9 Section 12–205
10 Annotated Code of Maryland
11 (2003 Replacement Volume and 2006 Supplement)

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

14 **Article – Real Property**

15 12–205.

16 (a) Whenever a program or project undertaken by a displacing agency will
17 result in the displacement of any person, the displacing agency shall make a payment
18 to the displaced person, on proper application as approved by the displacing agency
19 for:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (1) Actual reasonable expenses in moving himself, his family,
2 business, farm operation, or other personal property;

3 (2) Actual direct loss of tangible personal property as a result of
4 moving or discontinuing a business or farm operation, but not exceeding an amount
5 equal to the reasonable expenses that would have been required to relocate the
6 personal property, as determined by the agency;

7 (3) Actual reasonable expenses in searching for a replacement
8 business or farm; and

9 (4) Actual reasonable expenses necessary to reestablish a displaced
10 farm, nonprofit organization, or small business at its new site as determined by the
11 displacing agency, but not to exceed [~~\$10,000~~] **\$50,000**.

12 (b) Any displaced person eligible for payments under subsection (a) of this
13 section, who is displaced from a dwelling and who elects to accept the payments
14 authorized by this subsection in lieu of the payments authorized by subsection (a) of
15 this section, may receive a moving expense allowance, determined according to a
16 schedule established by the lead agency.

17 (c) (1) Any displaced person eligible for payments under subsection (a) of
18 this section who is displaced from the person's place of business or farm operation and
19 who is eligible under criteria established by the lead agency may elect to accept the
20 payment authorized by this subsection in lieu of the payment authorized by subsection
21 (a) of this section.

22 (2) Such payment shall consist of a fixed payment in an amount to be
23 determined according to criteria established by the lead agency, except that such
24 payment may not be less than \$1,000 nor more than [~~\$20,000~~] **\$50,000** or the amount
25 provided under the federal Uniform Relocation Assistance Act, whichever is greater.

26 (3) A person whose sole business at the displacement dwelling is the
27 rental of such property to others shall not qualify for a payment under this subsection.

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
29 October 1, 2007.