

HOUSE BILL 830

D3

8lr0904

By: **Montgomery County Delegation**

Introduced and read first time: February 6, 2008

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Montgomery County – Local Government Tort Claims Act – Inclusion of**
3 **Montgomery County Revenue Authority**

4 **MC 813–08**

5 FOR the purpose of altering the definition of a “local government” under the Local
6 Government Tort Claims Act to include the Montgomery County Revenue
7 Authority; and generally relating to the inclusion of the Montgomery County
8 Revenue Authority under the Local Government Tort Claims Act.

9 BY repealing and reenacting, without amendments,
10 Article – Courts and Judicial Proceedings
11 Section 5–301(a)
12 Annotated Code of Maryland
13 (2006 Replacement Volume and 2007 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article – Courts and Judicial Proceedings
16 Section 5–301(d)
17 Annotated Code of Maryland
18 (2006 Replacement Volume and 2007 Supplement)

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

21 **Article – Courts and Judicial Proceedings**

22 5–301.

23 (a) In this subtitle the following words have the meanings indicated.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (d) "Local government" means:

2 (1) A chartered county established under Article 25A of the Code;

3 (2) A code county established under Article 25B of the Code;

4 (3) A board of county commissioners established or operating under
5 Article 25 of the Code;

6 (4) Baltimore City;

7 (5) A municipal corporation established or operating under Article 23A
8 of the Code;

9 (6) The Maryland–National Capital Park and Planning Commission;

10 (7) The Washington Suburban Sanitary Commission;

11 (8) The Northeast Maryland Waste Disposal Authority;

12 (9) A community college or board of trustees for a community college
13 established or operating under Title 16 of the Education Article, not including
14 Baltimore City Community College;

15 (10) A county public library or board of trustees of a county public
16 library established or operating under Title 23, Subtitle 4 of the Education Article;

17 (11) The Enoch Pratt Free Library or Board of Trustees of the Enoch
18 Pratt Free Library;

19 (12) The Washington County Free Library or the Board of Trustees of
20 the Washington County Free Library;

21 (13) A special taxing district;

22 (14) A nonprofit community service corporation incorporated under
23 State law that is authorized to collect charges or assessments;

24 (15) Housing authorities created under Division II of the Housing and
25 Community Development Article;

26 (16) A sanitary district, sanitary commission, metropolitan commission,
27 or other sewer or water authority established or operating under public local law or
28 public general law;

29 (17) The Baltimore Metropolitan Council;

30 (18) The Howard County Economic Development Authority;

- 1 (19) The Howard County Mental Health Authority;
- 2 (20) A commercial district management authority established by a
3 county or municipal corporation if provided under local law;
- 4 (21) The Baltimore City Police Department;
- 5 (22) A regional library resource center or a cooperative library
6 corporation established under Title 23, Subtitle 2 of the Education Article;
- 7 (23) Lexington Market, Inc., in Baltimore City;
- 8 (24) The Baltimore Public Markets Corporation, in Baltimore City;
- 9 (25) The nonprofit corporation serving as the local public transportation
10 authority for Carroll County pursuant to a contract or memorandum of understanding
11 with Carroll County (Carroll County Senior Overland Service, Inc., t/a Carroll Area
12 Transit System);
- 13 (26) The nonprofit corporation serving as the animal control and
14 licensing authority for Carroll County pursuant to a contract or memorandum of
15 understanding with Carroll County (the Humane Society of Carroll County, Inc.);
- 16 (27) Garrett County Municipalities, Inc., in Garrett County; [and]
- 17 (28) The nonprofit corporation serving as the local public transportation
18 authority for Garrett County pursuant to a contract or memorandum of understanding
19 with Garrett County (Garrett County Community Action Committee, Inc.); **AND**
- 20 **(29) THE MONTGOMERY COUNTY REVENUE AUTHORITY.**

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
22 July 1, 2008.