

HOUSE BILL 823

D3
HB 830/08 – JUD

9lr0615

By: **Montgomery County Delegation**

Introduced and read first time: February 11, 2009

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

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

3 **MC 917-09**

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

8 BY repealing and reenacting, without amendments,
9 Article – Courts and Judicial Proceedings
10 Section 5-301(a)
11 Annotated Code of Maryland
12 (2006 Replacement Volume and 2008 Supplement)

13 BY repealing and reenacting, with amendments,
14 Article – Courts and Judicial Proceedings
15 Section 5-301(d)
16 Annotated Code of Maryland
17 (2006 Replacement Volume and 2008 Supplement)

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

20 **Article – Courts and Judicial Proceedings**

21 5-301.

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

23 (d) “Local government” means:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



- 1 (1) A chartered county established under Article 25A of the Code;
- 2 (2) A code county established under Article 25B of the Code;
- 3 (3) A board of county commissioners established or operating under
4 Article 25 of the Code;
- 5 (4) Baltimore City;
- 6 (5) A municipal corporation established or operating under Article 23A
7 of the Code;
- 8 (6) The Maryland–National Capital Park and Planning Commission;
- 9 (7) The Washington Suburban Sanitary Commission;
- 10 (8) The Northeast Maryland Waste Disposal Authority;
- 11 (9) A community college or board of trustees for a community college
12 established or operating under Title 16 of the Education Article, not including
13 Baltimore City Community College;
- 14 (10) A county public library or board of trustees of a county public
15 library established or operating under Title 23, Subtitle 4 of the Education Article;
- 16 (11) The Enoch Pratt Free Library or Board of Trustees of the Enoch
17 Pratt Free Library;
- 18 (12) The Washington County Free Library or the Board of Trustees of
19 the Washington County Free Library;
- 20 (13) A special taxing district;
- 21 (14) A nonprofit community service corporation incorporated under
22 State law that is authorized to collect charges or assessments;
- 23 (15) Housing authorities created under Division II of the Housing and
24 Community Development Article;
- 25 (16) A sanitary district, sanitary commission, metropolitan commission,
26 or other sewer or water authority established or operating under public local law or
27 public general law;
- 28 (17) The Baltimore Metropolitan Council;
- 29 (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, 2009.