

SENATE BILL 658

N1, L6

9lr2346
CF 9lr2427

By: **Senators Peters, Currie, and Garagiola**
Introduced and read first time: February 6, 2009
Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **Political Subdivisions – Government Imposed Restrictions on Income**
3 **Producing Real Property – Fiscal Impact Study**

4 FOR the purpose of requiring a local government to request a certain study from the
5 Governor before enacting an ordinance or adopting a regulation that imposes
6 rent restrictions or affordability requirements on certain residential property;
7 requiring the Governor to direct a certain State entity to perform a certain
8 study; requiring the Governor to make certain appropriations for the study;
9 requiring the findings of the study to be submitted to the Governor and certain
10 committees of the General Assembly; and generally relating to political
11 subdivision rent restrictions or affordability requirements.

12 BY adding to
13 Article 24 – Political Subdivisions – Miscellaneous Provisions
14 Section 19–105
15 Annotated Code of Maryland
16 (2005 Replacement Volume and 2008 Supplement)

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

19 **Article 24 – Political Subdivisions – Miscellaneous Provisions**

20 **19–105.**

21 (A) **BEFORE A LOCAL GOVERNMENT ENACTS AN ORDINANCE OR ADOPTS**
22 **A REGULATION THAT IMPOSES RENT RESTRICTIONS OR AFFORDABILITY**
23 **REQUIREMENTS ON RESIDENTIAL PROPERTY THAT IS RENTED OR LEASED, THE**
24 **GOVERNING BODY SHALL REQUEST A STUDY FROM THE GOVERNOR ON THE**
25 **PROJECTED FISCAL IMPACT OF THE PROPOSED ORDINANCE OR REGULATION.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law.



1 **(B) THE GOVERNOR SHALL DIRECT A STUDY UNDER SUBSECTION (A) OF**
2 **THIS SECTION TO BE PERFORMED BY:**

3 **(1) AN APPROPRIATE STATE AGENCY; OR**

4 **(2) A UNIVERSITY SYSTEM OF MARYLAND INSTITUTION THAT:**

5 **(I) HAS APPROPRIATE EXPERTISE; AND**

6 **(II) IS NOT LOCATED GEOGRAPHICALLY WITHIN THE LOCAL**
7 **GOVERNMENT REQUESTING THE STUDY.**

8 **(C) THE GOVERNOR SHALL INCLUDE THE REASONABLE COSTS**
9 **INCURRED FOR THE STUDY IN THE NEXT FISCAL YEAR BUDGET REQUEST FOR**
10 **THE AGENCY OR UNIVERSITY SYSTEM OF MARYLAND INSTITUTION DIRECTED**
11 **TO PERFORM THE STUDY UNDER SUBSECTION (B) OF THIS SECTION.**

12 **(D) THE AGENCY OR UNIVERSITY SYSTEM OF MARYLAND INSTITUTION**
13 **DIRECTED TO PERFORM THE STUDY UNDER SUBSECTION (B) OF THIS SECTION**
14 **SHALL SUBMIT A REPORT, IN ACCORDANCE WITH § 2-1246 OF THE STATE**
15 **GOVERNMENT ARTICLE, ON THE STUDY FINDINGS TO THE:**

16 **(1) GOVERNOR;**

17 **(2) SENATE BUDGET AND TAXATION COMMITTEE;**

18 **(3) HOUSE WAYS AND MEANS COMMITTEE; AND**

19 **(4) GOVERNING BODY OF THE LOCAL GOVERNMENT REQUESTING**
20 **THE STUDY.**

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
22 October 1, 2009.