

SB0174/104436/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 174
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Charter”; in lines 3 and 6, in each instance, after “charter” insert “or code”; in line 5, strike “a certain requirement” and substitute “the number of copies of a certain compilation”; in line 6, after “county” insert “must”; in the same line, strike “a copy of a certain compilation of laws”; strike beginning with the first “to” in line 7 down through “agencies” in line 11; in line 12, strike “of charter counties”; and after line 17, insert:

“BY repealing and reenacting, with amendments,
Article 25B - Home Rule for Code Counties
Section 12
Annotated Code of Maryland
(2005 Replacement Volume and 2009 Supplement)”.

AMENDMENT NO. 2

On page 2, in line 9, after “(I)” insert “1.”; in line 11, strike “(II)” and substitute “2.”; strike beginning with “to” in line 11 down through “and” in line 12; in line 12, after “county” insert “;AND”

(II) FURNISH COPIES TO THE STATE ARCHIVES AND THE STATE LAW LIBRARY”;

in line 13, strike “PARAGRAPH (2)(II)” and substitute “PARAGRAPHS (2)(I)2 AND (II)”; in line 17, strike “DIGITAL OR”; in line 31, strike the brackets; in the same line, strike the colon; and strike in their entirety lines 32 and 33.

(Over)

On page 3, in line 1, strike “**(II) COPIES**”; strike beginning with “**FAILS**” in line 3 down through “**INTERNET,**” in line 4; in line 29, strike the brackets; in the same line, strike the colon; and strike beginning with “**(1)**” in line 30 down through “**DEPOSIT**” in line 32.

AMENDMENT NO. 3

On page 3, after line 34, insert:

“Article 25B – Home Rule for Code Counties

12.

(a) At the end of each calendar or fiscal year, each code county shall furnish in a convenient and legible compilation a complete set of all local laws enacted, amended, or repealed by the code county during that year.

(b) (1) Copies of this compilation shall be [made]:

(i) MADE available for inspection at the office of the board of county commissioners during normal business hours; and

(ii) [copies shall be kept] KEPT on permanent record at the office of the board of county commissioners.

(2) [Copies also shall be furnished] EACH CODE COUNTY SHALL:

(i) 1. MAKE A DIGITAL COPY OF THE LAWS IN THE COMPILATION AVAILABLE TO THE PUBLIC ON THE INTERNET; OR

2. FURNISH COPIES [to the State Archives, to the State Law Library, and] to each member of the legislative delegation of the county; AND

(II) FURNISH COPIES TO THE STATE ARCHIVES AND THE STATE LAW LIBRARY.

(3) [The foregoing copies] COPIES UNDER PARAGRAPHS (2)(I)2 AND (II) OF THIS SUBSECTION shall be furnished without charge, and the county also may make other copies available at a reasonable cost to any person.

(c) Not later than March 1 of the next succeeding year, the code county, without charge, shall furnish [4 copies] A PRINTED COPY of this compilation to the State Department of Legislative Services.

(d) (1) [In addition to furnishing copies of the compilation to the State Department of Legislative Services, the] EACH code county shall provide TO the STATE Department OF LEGISLATIVE SERVICES a statement concerning any referendum on any proposed local law.

(2) The statement shall include information on the results of any referendum held during the year, and it shall include information as to any referendum pending actually or potentially, but not yet held, at the end of the year.

(e) (1) At the end of each calendar year the State Department of Legislative Services shall address an inquiry to each code county inquiring whether or not during that calendar year or its latest fiscal year it has enacted, amended or repealed any portion of its public local laws.

(2) The code county shall promptly answer the inquiry and shall verify that copies of all such enactments, amendments, or repeals have already been sent to the Department.

(f) (1) If the code county fails or refuses to supply copies of this compilation and of the results of any referenda thereon to the State Department of Legislative Services by March 1 of the next succeeding year, or fails or refuses to certify that there have been no such enactments, amendments, or repeals, or referenda, during the last calendar or fiscal year, the Department shall promptly certify that fact to the State Comptroller, who then may order the discontinuance of all funds, grants or State aid which the code county is entitled to receive under State law.

(2) This section refers specifically to all funds, grants or State aid which the code county is entitled to receive under applicable provisions of State law relating to the income tax, the tax on racing, the recordation tax, the admissions and amusement tax, and the license tax.

(g) (1) The State Department of Legislative Services shall receive the [several] compilations and statements [thus] delivered to it.

(2) The titles of the laws of the several code counties which amend their codes of public local laws shall be arranged in a logical and convenient order and shall be delivered to the State printer for inclusion in the Session Laws of the General Assembly for its regular session in that year.

(3) The titles of the laws of the code counties which amend their codes of public local laws shall be printed and identified as such, and they shall be indexed with or in a supplemental volume to the laws enacted by the General Assembly.

(h) Whenever a code county in this State publishes or issues in printed, mimeographed, or similar duplicated form a code or compilation containing all or a portion of the public local laws of the county, the code county shall deposit copies free of charge with the following State agencies: State Archives, 1 copy; State Law Library, 1 copy; State Department of Legislative Services, 5 copies.”