

SENATE BILL 975

C8

11r3095
CF HB 1343

By: **Senator Edwards**

Introduced and read first time: March 7, 2011

Assigned to: Rules

Re-referred to: Finance, March 14, 2011

Committee Report: Favorable

Senate action: Adopted with floor amendments

Read second time: March 24, 2011

CHAPTER _____

1 AN ACT concerning

2 **Economic Development – Tri-County Council for Western Maryland –**
3 **Membership and Leadership**

4 FOR the purpose of altering the membership of the Tri-County Council for Western
5 Maryland; establishing an Executive Committee for the Council and providing
6 for the Executive Committee's officers and terms of office; defining a certain
7 term; providing for the initial membership of the Executive Committee; and
8 generally relating to the membership and leadership of the Tri-County Council
9 for Western Maryland.

10 BY repealing and reenacting, with amendments,
11 Article – Economic Development
12 Section 13-701 and 13-703
13 Annotated Code of Maryland
14 (2008 Volume and 2010 Supplement)

15 BY repealing
16 Article – Economic Development
17 Section 13-704
18 Annotated Code of Maryland
19 (2008 Volume and 2010 Supplement)

20 BY adding to
21 Article – Economic Development

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 Section 13–704
2 Annotated Code of Maryland
3 (2008 Volume and 2010 Supplement)

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

6 **Article – Economic Development**

7 13–701.

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

9 (b) “Commissioners” means the Board of County Commissioners of Allegany
10 County, Garrett County, or Washington County, respectively.

11 (c) “Council” means the Tri–County Council for Western Maryland.

12 (d) “Executive Director” means the Executive Director of the Council.

13 **(E) “MEMBER COUNTY” MEANS EACH COUNTY IN THE REGION THAT**
14 **PAYS ANNUAL DUES THAT THE COUNCIL SETS.**

15 **[(e)] (F)** “Plan” means a regional plan that the Council prepares for the
16 region.

17 **[(f)] (G)** “Region” means Allegany, Garrett, and Washington counties.

18 13–703.

19 (a) The Council consists of the following **[23] 26** members:

20 **[(1)]** from Allegany, Garrett, and Washington counties:

21 (i) nine representatives of the county governments, three from
22 each county, appointed by their respective commissioners; and

23 (ii) three municipal elected officials, one from each county,
24 appointed by their respective commissioners;

25 (2) from the members of the House of Delegates, the chair, or the
26 designee of the chair, of the Allegany County Delegation, the Garrett County
27 Delegation, and the Washington County Delegation, each of whom shall reside,
28 respectively, in Allegany County, Garrett County, and Washington County;

1 (3) the two members of the Senate of Maryland representing the
2 region and residing in Allegany County, Garrett County, or Washington County; and

3 (4) six private citizens, two each from Allegany County, Garrett
4 County, and Washington County, respectively, that are:

5 (i) appointed by their respective commissioners;

6 (ii) not listed under paragraphs (1), (2), and (3) of this
7 subsection; and

8 (iii) neither elected officials nor employees of a unit of local
9 government.]

10 (1) TWO COMMISSIONERS FROM EACH MEMBER COUNTY;

11 (2) THE DIRECTOR OF ECONOMIC DEVELOPMENT FROM EACH
12 MEMBER COUNTY;

13 (3) TWO MAYORS FROM EACH MEMBER COUNTY OR THEIR
14 REPRESENTATIVES, APPOINTED BY THE RESPECTIVE CHAPTERS OF THE
15 MARYLAND MUNICIPAL LEAGUE FOR EACH MEMBER COUNTY;

16 (4) THE CHAIR OF EACH MEMBER COUNTY'S LEGISLATIVE
17 DELEGATION TO THE HOUSE OF DELEGATES, OR THE CHAIR'S DESIGNEE;

18 (5) THE TWO MEMBERS OF THE SENATE OF MARYLAND
19 REPRESENTING THE MEMBER COUNTIES IN DISTRICTS 1 AND 2;

20 (6) SIX PRIVATE CITIZENS, TWO FROM EACH MEMBER COUNTY,
21 WHO ARE:

22 (I) APPOINTED BY THEIR RESPECTIVE COMMISSIONERS;

23 (II) NOT LISTED UNDER PARAGRAPH (1), (2), (3), (4), OR (5)
24 OF THIS SUBSECTION; AND

25 (III) NEITHER ELECTED OFFICIALS NOR EMPLOYEES OF A
26 UNIT OF LOCAL GOVERNMENT.

27 (b) (1) A member who qualifies because of the member's elected or
28 appointed position is a member of the Council only during the member's term of office
29 in the elected or appointed position.

30 (2) A member appointed:

1 **(I) UNDER SUBSECTION (A)(3) OF THIS SECTION, SERVES**
 2 **AT THE PLEASURE OF THE COMMISSIONERS FOR THE COUNTY THAT THE**
 3 **MEMBER REPRESENTS;**

4 **(II) UNDER SUBSECTION (A)(4) OF THIS SECTION, SHALL**
 5 **RESIDE IN THE MEMBER COUNTY THAT THE MEMBER REPRESENTS; AND**

6 **(III) under subsection [(a)(4)] (A)(6) of this section:**

7 **[(i)] 1.** serves at the pleasure of the commissioners who
 8 appointed the member; and

9 **[(ii)] 2.** has the same term as the commissioners who
 10 appointed the member.

11 **(3)** At the end of a term, a member continues to serve until a successor
 12 is appointed and qualifies.

13 **(4)** Except for an ex officio member, a member who is appointed after a
 14 term has begun serves only for the rest of the term and until a successor is appointed
 15 and qualifies.

16 [13-704.

17 The Council shall elect a chair from among its members.]

18 **13-704.**

19 **(A) THERE IS AN EXECUTIVE COMMITTEE OF THE COUNCIL.**

20 **(B) THE EXECUTIVE COMMITTEE CONSISTS OF THE CHAIR,**
 21 **VICE-CHAIR, AND SECRETARY/TREASURER OF THE COUNCIL.**

22 **(C) (1) ON A ROTATING BASIS, A COMMISSIONER MEMBER OF THE**
 23 **COUNCIL FROM EACH MEMBER COUNTY SHALL SERVE AS THE CHAIR,**
 24 **VICE-CHAIR, AND SECRETARY/TREASURER, RESPECTIVELY.**

25 **(2) THE TERM OF EACH OFFICER IS 1 YEAR.**

26 SECTION 2. AND BE IT FURTHER ENACTED, That the membership of the
 27 Executive Committee of the Tri-County Council for Western Maryland as of October 1,
 28 2011, under § 13-704 of the Economic Development Article, as enacted by this Act,
 29 shall be as follows:

1 (1) A commissioner member from Washington County shall serve as
2 Chair;

3 (2) A commissioner member from Allegany County shall serve as
4 Vice-Chair; and

5 (3) A commissioner member from Garrett County shall serve as
6 Secretary/Treasurer.

7 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
8 October 1, 2011.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.