

# SENATE BILL 62

M1, P1

(PRE-FILED)

4lr0891  
CF 4lr0968

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By: **Senator Astle**

Requested: November 12, 2013

Introduced and read first time: January 8, 2014

Assigned to: Education, Health, and Environmental Affairs

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## A BILL ENTITLED

1 AN ACT concerning

2 **Chesapeake Bay Trust – Powers and Duties – Member Terms**

3 FOR the purpose of specifying that a certain term limit for members of the Board of  
4 Trustees of the Chesapeake Bay Trust applies only to consecutive terms;  
5 repealing a certain limitation on the ability of the Chesapeake Bay Trust to  
6 solicit or accept a gift, bequest, or lease of real or personal property; and  
7 generally relating to the Chesapeake Bay Trust.

8 BY repealing and reenacting, with amendments,  
9 Article – Natural Resources  
10 Section 8–1904 and 8–1906  
11 Annotated Code of Maryland  
12 (2012 Replacement Volume and 2013 Supplement)

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

15 **Article – Natural Resources**

16 8–1904.

17 (a) The powers and duties of the Chesapeake Bay Trust shall rest in and be  
18 exercised by a board of 19 trustees.

19 (b) The Board of Trustees shall consist of:

20 (1) The President of the Senate, ex officio;

21 (2) The Speaker of the House, ex officio;

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           (3) The Secretaries of Agriculture, the Environment, and Natural  
2 Resources, ex officio, or their designees; and

3           (4) 14 individuals appointed by the Governor as follows:

4                   (i) 8 shall represent the interests of local government,  
5 education, environmental conservation, and the general public; and

6                   (ii) 6 shall represent the business community.

7           (c) The Governor shall consider geographical balance in making  
8 appointments to the Board of Trustees.

9           (d) Except for the ex officio members or their designees:

10                   (1) The term of a member is 4 years;

11                   (2) The terms of members are staggered as required by the terms  
12 provided for members of the Board on July 1, 1985;

13                   (3) At the end of a term, a member continues to serve until a successor  
14 is appointed and qualifies;

15                   (4) A member who is appointed after a term is begun serves for the  
16 rest of the term and until a successor is appointed and qualifies; and

17                   (5) A member may serve no more than 2 **CONSECUTIVE** terms.

18 8–1906.

19           **[(a)]** The Trust shall have the powers and duties to:

20                   (1) Solicit and accept any gift, grant, legacy, or endowment of money  
21 from the federal government, State government, local government, or any private  
22 source in furtherance of the Trust;

23                   (2) Provide grants to nonprofit organizations, community associations,  
24 civic groups, schools, or public agencies for citizen involvement projects;

25                   (3) Develop projects for sponsorship by corporate and business  
26 organizations or private individuals;

27                   (4) Develop criteria for citizen involvement projects or corporate  
28 sponsorship projects;

29                   (5) Make, execute, and enter into any contract or other legal  
30 instrument;

- 1                   (6)     Receive appropriations as provided in the State budget;
- 2                   (7)     Lease and maintain an office at a place within the State the Trust  
3 designates;
- 4                   (8)     Adopt bylaws for the regulation of its affairs and the conduct of its  
5 business;
- 6                   (9)     Take any other action necessary to carry out the purposes of the  
7 Trust;
- 8                   (10)    Sue and be sued, but only to enforce contractual or similar  
9 agreements with the Trust; and
- 10                  (11)    Report annually to the Governor and, subject to § 2-1246 of the  
11 State Government Article, to the General Assembly, its activities during the preceding  
12 year together with any recommendations or requests deemed appropriate to further  
13 the purposes of the Trust.

14                  [(b)    Except as otherwise provided in this subtitle, the Trust may not solicit or  
15 accept any gift, bequest, or lease of real or personal property.]

16                  SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
17 October 1, 2014.