

HOUSE BILL 1286

C8, P2

8lr2645
CF SB 614

By: **Delegates Glenn, Ali, Anderson, Branch, Brooks, Clippinger, Conaway, Frush, Gibson, Hayes, R. Lewis, Lierman, Lisanti, McCray, McIntosh, Mosby, Rosenberg, Stein, Turner, ~~and M. Washington~~ M. Washington, Angel, Hill, Kipke, Morales, and Pena-Melnyk**

Introduced and read first time: February 9, 2018

Assigned to: Health and Government Operations and Appropriations

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 13, 2018

CHAPTER _____

1 AN ACT concerning

2 **State Center – Redevelopment – Requirements, Participation, and Process**

3 FOR the purpose of prohibiting the State or its reporting agency from entering into certain
4 contracts or plans related to the redevelopment of a certain project at State Center
5 unless certain criteria are met; requiring certain criteria to be included, to the extent
6 possible, in any new or modified plans for the redevelopment of a certain project;
7 requiring the participation of community associations in the process for a certain
8 redevelopment project; providing for the application of this Act; making the
9 provisions of this Act severable; and generally relating to new or modified
10 development plans of a certain project at State Center.

11 BY adding to

12 Article – State Finance and Procurement

13 Section 10A–403

14 Annotated Code of Maryland

15 (2015 Replacement Volume and 2017 Supplement)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

17 That the Laws of Maryland read as follows:

18 **Article – State Finance and Procurement**

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 **10A-403.**

2 (A) THIS SECTION APPLIES TO THE PROJECT DEVELOPMENT OF THE
3 28-ACRE STATE-OWNED PROPERTY IN BALTIMORE CITY BORDERED BY DOLPHIN
4 STREET, NORTH HOWARD STREET, MARTIN LUTHER KING BOULEVARD, AND
5 MADISON AVENUE, COMMONLY KNOWN AS STATE CENTER.

6 (B) NOTWITHSTANDING ANY OTHER PROVISION OF THIS TITLE, THE STATE
7 OR ITS REPORTING AGENCY MAY NOT ENTER INTO A NEW OR MODIFIED CONTRACT
8 OR PLAN FOR THE DEVELOPMENT OF STATE CENTER UNLESS THE NEW OR
9 MODIFIED CONTRACT OR PLAN INCLUDES PROVISIONS THAT REQUIRE:

10 (1) AN ENFORCEABLE COMMUNITY BENEFITS AGREEMENT BETWEEN
11 THE DEVELOPER AND THE STATE CENTER NEIGHBORHOOD ALLIANCE, INC. TO
12 PROVIDE FOR A CONCERTED AND COORDINATED EFFORT BY THE DEVELOPER AND
13 THE COMMUNITY THROUGHOUT THE ENTIRE PLANNING, DEVELOPMENT, AND
14 CONSTRUCTION PHASES OF THE PROJECT;

15 (2) A COMPREHENSIVE LOCAL HIRING PLAN FOR THE PROJECT THAT
16 INCLUDES GOALS FOR SHORT-TERM CONSTRUCTION JOBS, LONG-TERM
17 EMPLOYMENT OPPORTUNITIES, AND JOB TRAINING; AND

18 (3) AN ECONOMIC IMPROVEMENT PLAN FOR THE PROJECT THAT
19 INCLUDES GOALS FOR THE USE OF MINORITY- AND WOMEN-OWNED AND LOCALLY
20 OWNED BUSINESSES.

21 (C) ANY NEW OR MODIFIED DEVELOPMENT CONTRACT OR PLAN SHALL, TO
22 THE EXTENT POSSIBLE, INCLUDE:

23 (1) STATE AGENCIES AS THE MAJOR ANCHOR TENANT;

24 (2) SPACE FOR RETAIL, HOUSING, OFFICES, RESTAURANTS, AND
25 OTHER PRIVATE BUSINESSES;

26 (3) A HIGH-QUALITY FULL-SERVICE GROCERY STORE;

27 (4) PARKING FACILITIES DESIGNED TO REDUCE PARKING IMPACTS
28 ON THE SURROUNDING COMMUNITIES;

29 (5) ELEMENTS DESIGNED TO INCREASE THE CONNECTION OF STATE
30 CENTER TO THE SURROUNDING COMMUNITIES; AND

31 (6) GREEN SPACE.

1 (D) THE STATE OR ITS REPORTING AGENCY SHALL INCLUDE THE STATE
2 CENTER NEIGHBORHOOD ALLIANCE, INC., AND ANY OTHER INTERESTED
3 COMMUNITY ASSOCIATION IN:

4 (1) ANY SELECTION PROCESS FOR A NEW DEVELOPMENT
5 CONTRACTOR; AND

6 (2) THE DEVELOPMENT OF ANY NEW PLANS FOR THE STATE CENTER
7 PROJECT OR ANY PROPOSED MODIFICATIONS TO EXISTING DEVELOPMENT
8 CONTRACTS FOR THE PROJECT.

9 (E) A DEVELOPER WHO IS A PARTY TO A NEW CONTRACT OR PLAN FOR THE
10 DEVELOPMENT OF STATE CENTER SHALL USE BEST PRACTICAL EFFORTS TO BEGIN
11 CONSTRUCTION WITHIN 18 MONTHS AFTER EXECUTION OF THE NEW CONTRACT AND
12 ANY ASSOCIATED PLANS.

13 SECTION 2. AND BE IT FURTHER ENACTED, That:

14 (a) Except as provided in subsection (b) of this section, this Act shall be construed
15 to apply only prospectively and may not be applied or interpreted to have any effect on or
16 application to any contract existing before the effective date of this Act.

17 (b) To the extent possible, this Act may be construed to apply to a modification
18 made to a contract existing before the effective date of this Act.

19 SECTION 3. AND BE IT FURTHER ENACTED, That, if any provision of this Act or
20 the application thereof to any person or circumstance is held invalid for any reason in a
21 court of competent jurisdiction, the invalidity does not affect other provisions or any other
22 application of this Act that can be given effect without the invalid provision or application,
23 and for this purpose the provisions of this Act are declared severable.

24 SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect
25 October 1, 2018.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.