

# SENATE BILL 115

M1, P1, M3

8lr1119  
CF HB 219

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By: **Senator Edwards**

Introduced and read first time: January 11, 2018

Assigned to: Education, Health, and Environmental Affairs

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Committee Report: Favorable

Senate action: Adopted

Read second time: February 6, 2018

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Deep Creek Lake Policy and Review Board – Membership and Duties**

3 FOR the purpose of altering the membership of the Deep Creek Lake Policy and Review  
4 Board to include certain nonvoting ex officio members; requiring the Board to review  
5 and advise the Secretary of the Environment on certain matters; making conforming  
6 changes; and generally relating to the Deep Creek Lake Policy and Review Board.

7 BY repealing and reenacting, without amendments,

8 Article – Natural Resources

9 Section 5–101(a) and (k)

10 Annotated Code of Maryland

11 (2012 Replacement Volume and 2017 Supplement)

12 BY repealing and reenacting, with amendments,

13 Article – Natural Resources

14 Section 5–216

15 Annotated Code of Maryland

16 (2012 Replacement Volume and 2017 Supplement)

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

19 **Article – Natural Resources**

20 5–101.

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

2 (k) "Secretary" means Secretary of Natural Resources.

3 5-216.

4 (a) There is a Deep Creek Lake Policy and Review Board.

5 (b) (1) The Board consists of:

6 (i) Five members appointed by the Governor in accordance with  
7 paragraph (2) of this subsection;

8 (ii) The Senator of the Maryland General Assembly who represents  
9 legislative district 1 or the Senator's designee;

10 (iii) The Delegate of the Maryland General Assembly who represents  
11 delegate district 1A of legislative district 1 or the Delegate's designee;

12 (iv) A member of the Board of County Commissioners of Garrett  
13 County, selected by the Board of County Commissioners, or an alternative County  
14 Commissioner, serving as the member's designee;

15 (v) The president of the Deep Creek Lake property owner's  
16 association or the president's designee; [and]

17 (vi) The chairman of the Garrett County Chamber of Commerce or  
18 the chairman's designee; AND

19 (VII) **THE FOLLOWING NONVOTING EX OFFICIO MEMBERS:**

20 1. **THE SECRETARY, OR THE SECRETARY'S DESIGNEE;**  
21 **AND**

22 2. **THE SECRETARY OF THE ENVIRONMENT, OR THE**  
23 **SECRETARY OF THE ENVIRONMENT'S DESIGNEE.**

24 (2) Of the five members appointed under paragraph (1)(i) of this  
25 subsection:

26 (i) Two shall be residents of Garrett County;

27 (ii) One shall be a representative of the Maryland Bass Federation  
28 and a resident of Maryland; and

1 (iii) Two shall be members at large.

2 (3) (i) Each member of the Board appointed under paragraph (1)(i) of  
3 this subsection serves for a term concurrent with the term of the Board of County  
4 Commissioners of Garrett County.

5 (ii) At the end of a term, the member continues to serve until a  
6 successor is appointed.

7 (iii) A member who is appointed after a term has begun serves only  
8 for the rest of the term and until a successor is appointed.

9 (4) Each member of the Board or designee serving under paragraph (1)(ii)  
10 through [(vi)] **(VII)** of this subsection serves for a term concurrent with the member's office  
11 or position.

12 (c) From among the members appointed under subsection (b)(1)(i) of this section,  
13 the Governor shall name a chairman of the Board.

14 (d) (1) A majority of the **VOTING** members then serving on the Board is a  
15 quorum.

16 (2) A member of the Maryland General Assembly, or a designee of the  
17 member, shall abstain from voting on:

18 (i) A proposed fee under § 5–215(d) of this subtitle; or

19 (ii) Any other regulation submitted to the Board under §  
20 5–215.1(d)(2) of this subtitle.

21 (e) (1) The Board shall meet at least four times a year.

22 (2) The chairman shall determine the time and place of the meetings of the  
23 Board.

24 (3) Each meeting shall be conducted in Garrett County.

25 (f) (1) A member of the Board:

26 (i) May not receive compensation; but

27 (ii) Is entitled to reimbursement for expenses under the Standard  
28 State Travel Regulations, as provided in the State budget.

29 (2) Expenses shall be paid from the Deep Creek Lake Recreation  
30 Maintenance and Management Fund.

1 (g) (1) The Board shall review and advise the Secretary on matters that relate  
2 to the Deep Creek Lake Recreation Maintenance and Management Fund and the Deep  
3 Creek Lake management program.

4 (2) The Board may review and make recommendations to the Secretary on  
5 budgetary matters that concern the management and maintenance of the lake and buffer  
6 area.

7 (3) **THE BOARD SHALL REVIEW AND ADVISE THE SECRETARY OF THE**  
8 **ENVIRONMENT ON MATTERS THAT RELATE TO DEEP CREEK LAKE AND ARE WITHIN**  
9 **THE JURISDICTION OF THE SECRETARY OF THE ENVIRONMENT.**

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
11 1, 2018.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.