

SENATE BILL 1253

M1, L5

8lr4060

By: **Senator Peters**

Introduced and read first time: March 5, 2018

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Program Open Space – Definition of Local Governing Body – Alteration**

3 FOR the purpose of altering the definition of “local governing body” as it relates to Program
4 Open Space to include the Maryland–National Capital Park and Planning
5 Commission only in Montgomery County; and generally relating to local governing
6 bodies under Program Open Space.

7 BY repealing and reenacting, without amendments,
8 Article – Natural Resources
9 Section 5–901(a) and 5–902(a) and (b)
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 5–901(g)
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 5–901.

21 (a) In this subtitle the following terms have the meanings indicated.

22 (g) “Local governing body” means [the Maryland–National Capital Park and
23 Planning Commission and] the governing body of any county or Baltimore City **AND, IN**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **MONTGOMERY COUNTY, THE MARYLAND-NATIONAL CAPITAL PARK AND**
2 **PLANNING COMMISSION.**

3 5-902.

4 (a) The General Assembly declares that there is need for a program to make funds
5 available to State agencies and any subdivision to:

6 (1) Expedite acquisition of outdoor recreation and open space areas before
7 escalating cost of land prevents its purchase for public use and before potential areas are
8 devoted to some other use; and

9 (2) Accelerate development and capital renewal of needed outdoor
10 recreation facilities, including the provision of public access to the facilities.

11 (b) This program is known as Program Open Space and carries out the
12 recommendations of the 1968 Legislative Council committee on recreational areas. By
13 enacting this program, the General Assembly intends to provide funds to the State and its
14 subdivisions to enable them to acquire land for outdoor public recreation and open space
15 use and develop and provide public access to the land for public recreation.

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
17 October 1, 2018.