

# SENATE BILL 911

C8

2lr1703

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By: **Senator Corderman**

Introduced and read first time: February 11, 2022

Assigned to: Rules

Re-referred to: Finance, February 21, 2022

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Committee Report: Favorable

Senate action: Adopted

Read second time: March 7, 2022

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

1 AN ACT concerning

2 **Maryland Stadium Authority – Hagerstown Multi-Use Sports and Events**  
3 **Facility – Alterations**

4 FOR the purpose of altering the entity with which the Maryland Stadium Authority must  
5 enter into a written operating agreement before issuing bonds to finance the  
6 Hagerstown Multi-Use Sports and Events Facility from the  
7 Hagerstown-Washington County Industrial Foundation to The Hagerstown  
8 Multi-Use Sports and Events Facility, Inc.; and generally relating to the  
9 Hagerstown Multi-Use Sports and Events Facility.

10 BY repealing and reenacting, without amendments,  
11 Article – Economic Development  
12 Section 10-646.2(a)  
13 Annotated Code of Maryland  
14 (2018 Replacement Volume and 2021 Supplement)

15 BY repealing and reenacting, with amendments,  
16 Article – Economic Development  
17 Section 10-646.2(e), (f), and (g)  
18 Annotated Code of Maryland  
19 (2018 Replacement Volume and 2021 Supplement)

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

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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 **Article – Economic Development**

2 10–646.2.

3 (a) Except as authorized by § 10–639 of this subtitle, to finance site acquisition,  
4 design, and construction of any segment of the Hagerstown Multi–Use Sports and Events  
5 Facility, the Authority shall comply with this section.

6 (e) The Authority may not issue bonds to finance the Hagerstown Multi–Use  
7 Sports and Events Facility until the Authority and [the Hagerstown–Washington County  
8 Industrial Foundation] **THE HAGERSTOWN MULTI–USE SPORTS AND EVENTS  
9 FACILITY, INC.**, secure a written operating agreement.

10 (f) The Authority shall secure a written agreement to transfer ownership of the  
11 Hagerstown Multi–Use Sports and Events Facility from the Authority to [the  
12 Hagerstown–Washington County Industrial Foundation] **THE HAGERSTOWN  
13 MULTI–USE SPORTS AND EVENTS FACILITY, INC.**, as approved by the Board of Public  
14 Works:

15 (1) in which [the Hagerstown–Washington County Industrial Foundation]  
16 **THE HAGERSTOWN MULTI–USE SPORTS AND EVENTS FACILITY, INC.**, agrees to:

17 (i) own, market, promote, and operate or contract for the marketing,  
18 promotion, and operation of the Hagerstown Multi–Use Sports and Events Facility in a  
19 manner that maximizes the Facility’s economic return; and

20 (ii) to maintain and repair or contract for the maintenance and  
21 repair of the Hagerstown Multi–Use Sports and Events Facility so as to keep the  
22 Hagerstown Multi–Use Sports and Events Facility in first–class operating condition;

23 (2) that includes provisions:

24 (i) protecting the investments of the Authority and [the  
25 Hagerstown–Washington County Industrial Foundation] **THE HAGERSTOWN  
26 MULTI–USE SPORTS AND EVENTS FACILITY, INC.**, in the Hagerstown Multi–Use  
27 Sports and Events Facility;

28 (ii) requiring [the Hagerstown–Washington County Industrial  
29 Foundation] **THE HAGERSTOWN MULTI–USE SPORTS AND EVENTS FACILITY, INC.**,  
30 to contribute to a capital improvement reserve fund an amount sufficient to keep the  
31 Hagerstown Multi–Use Sports and Events Facility in first–class operating condition;

32 (iii) requiring [the Hagerstown–Washington County Industrial  
33 Foundation] **THE HAGERSTOWN MULTI–USE SPORTS AND EVENTS FACILITY, INC.**,  
34 to be solely responsible for all expenditures relating to the operation of the Hagerstown

1 Multi-Use Sports and Events Facility that may be incurred, including operating deficits;  
2 and

3 (iv) allowing [the Hagerstown-Washington County Industrial  
4 Foundation] **THE HAGERSTOWN MULTI-USE SPORTS AND EVENTS FACILITY, INC.**,  
5 to keep all operating profits resulting from the operation of the Hagerstown Multi-Use  
6 Sports and Events Facility each year; and

7 (3) to be solely responsible for all expenditures relating to the operation,  
8 maintenance, and repair of the Hagerstown Multi-Use Sports and Events Facility that may  
9 be incurred, including the amount by which expenditures exceed revenues.

10 (g) On or before December 31 each year, [the Hagerstown-Washington County  
11 Industrial Foundation] **THE HAGERSTOWN MULTI-USE SPORTS AND EVENTS  
12 FACILITY, INC.**, shall report to the Senate Budget and Taxation Committee and the House  
13 Appropriations Committee, in accordance with § 2-1257 of the State Government Article,  
14 on the Facility’s assessment of the maintenance and repair needed to keep the Hagerstown  
15 Multi-Use Sports and Events Facility in operating order.

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
17 October 1, 2022.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.