

# HOUSE BILL 796

L5, L6

3lr0548

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By: **Montgomery County Delegation and Prince George's County Delegation**

Introduced and read first time: February 8, 2023

Assigned to: Environment and Transportation

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## A BILL ENTITLED

1 AN ACT concerning

2 **Montgomery County – Maryland–National Capital Park and Planning**  
3 **Commission Restructuring Task Force – Establishment**

4 **MC/PG 104–23**

5 FOR the purpose of establishing the Maryland–National Capital Park and Planning  
6 Commission Restructuring Task Force to study the feasibility of transferring  
7 Montgomery County–specific duties of the Maryland–National Capital Park and  
8 Planning Commission to the Montgomery County government; and generally  
9 relating to the Maryland–National Capital Park and Planning Commission  
10 Restructuring Task Force.

11 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
12 That:

13 (a) There is a Maryland–National Capital Park and Planning Commission  
14 Restructuring Task Force.

15 (b) (1) The Task Force consists of the following members:

16 (i) one member of the Senate of Maryland, appointed by the  
17 President of the Senate;

18 (ii) one member of the House of Delegates, appointed by the Speaker  
19 of the House;

20 (iii) the Chair of the Montgomery County Planning Board, or the  
21 Chair's designee;

22 (iv) the County Executive of Montgomery County, or the County  
23 Executive's designee;

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (v) the President of the Montgomery County Council, or the  
2 President's designee;

3 (vi) the Director of the Montgomery County Department of  
4 Permitting Services, or the Director's designee;

5 (vii) the Director of the Montgomery County Parks Department,  
6 Maryland–National Capital Park and Planning Commission, or the Director's designee;

7 (viii) the Director of the Montgomery County Planning Department,  
8 or the Director's designee;

9 (ix) the Director of Montgomery County Recreation, or the Director's  
10 designee;

11 (x) the Director of the Montgomery County Office of Management  
12 and Budget, or the Director's designee;

13 (xi) the President of UFCW Local 1994 MCGEO, or the President's  
14 designee;

15 (xii) the following members, appointed by the County Executive of  
16 Montgomery County:

17 1. two members of the public; and

18 2. one attorney who practices land use law primarily in  
19 Montgomery County;

20 (xiii) two members of the public, appointed by the President of the  
21 Montgomery County Council;

22 (xiv) one representative of the Maryland Building Industry  
23 Association, designated by the Association; and

24 (xv) one representative of the Apartment and Office Building  
25 Association of Metropolitan Washington, designated by the Association.

26 (2) The Office of the County Executive of Montgomery County may appoint  
27 representatives from additional county executive branch agencies to serve as advisory  
28 members of the Task Force.

29 (c) The members appointed by the President of the Senate and the Speaker of the  
30 House shall serve jointly as cochair of the Task Force.

31 (d) The Office of the County Executive of Montgomery County shall designate

1 staff for the Task Force.

2 (e) A member of the Task Force:

3 (1) may not receive compensation as a member of the Task Force; but

4 (2) is entitled to reimbursement for expenses under the Standard State  
5 Travel Regulations, as provided in the State budget.

6 (f) (1) The Task Force shall:

7 (i) study the feasibility of transferring duties of the Montgomery  
8 County Planning Board, the Planning Department, and the Parks Department of the  
9 Maryland–National Capital Park and Planning Commission to the Montgomery County  
10 government; and

11 (ii) make recommendations on restructuring the  
12 Maryland–National Capital Park and Planning Commission to no longer include  
13 Montgomery County.

14 (2) The Task Force may hire a consultant to assist the Task Force in  
15 performing the requirements of paragraph (1) of this subsection.

16 (g) (1) The Task Force shall hold at least two public hearings before  
17 submitting the report required under subsection (h) of this section.

18 (2) The time and location of the public hearings required under this  
19 subsection shall be at the discretion of the cochairs of the Task Force.

20 (h) On or before December 1, 2024, the Task Force shall submit a report of its  
21 findings and recommendations to the County Executive of Montgomery County, the County  
22 Council of Montgomery County, and, in accordance with § 2–1257 of the State Government  
23 Article, the members of the Montgomery County Delegation to the General Assembly.

24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
25 1, 2023. It shall remain effective for a period of 2 years and, at the end of June 30, 2025,  
26 this Act, with no further action required by the General Assembly, shall be abrogated and  
27 of no further force and effect.