

**HB1266/603624/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1266  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike in their entirety lines 2 and 3 and substitute “**Task Force to Study Land Use Issues in Prince George’s County – Establishment**”; and strike beginning with “providing” in line 5 down through “District” in line 23 and substitute “establishing the Task Force to Study Land Use Issues in Prince George’s County to study certain land use matters in Prince George’s County; and generally relating to the Task Force to Study Land Use Issues”.

On pages 1 and 2, strike in their entirety the lines beginning with line 24 on page 1 through line 15 on page 2, inclusive.

AMENDMENT NO. 2

On page 2, in line 17, strike “the Laws of Maryland read as follows”; and after line 17, insert:

“(a) There is a Task Force to Study Land Use Issues in Prince George’s County.

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

(1) the Chair of the Prince George’s County Senate Delegation, or the Chair’s designee;

(2) the Chair of the Prince George’s County House Delegation, or the Chair’s designee;

(3) the Chair of the Prince George’s County Council, or the Chair’s designee;

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(4) the Chair of the Prince George's County Planning Board, or the Chair's designee;

(5) the President of the Prince George's County Municipal Association, or the President's designee;

(6) one member of the Prince George's County Department of Permitting, Inspections and Enforcement, appointed by the Prince George's County Executive; and

(7) the following members, appointed jointly by the chairs of the Prince George's County Senate and House delegations:

(i) one member of a civic association in Prince George's County;

(ii) one member of the public;

(iii) one member of a nonprofit organization with expertise in housing issues in Prince George's County;

(iv) two members of the building industry, one of whom must be certified by Prince George's County as a minority business enterprise; and

(v) two nonvoting members with expertise in land use issues in the county, including zoning.

(c) The Task Force shall elect a chair from among its voting members.

(d) The Maryland Department of Planning shall provide staff for the Task Force.

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(e) A member of the Task Force:

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

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

(f) (1) (i) In this subsection the following words have the meanings indicated.

(ii) “Approval” includes:

1. an action by the Prince George’s County Planning Board, the district council, or the Prince George’s County Department of Permitting, Inspections and Enforcement on an application for a zoning special exception, a zoning variance, or a conditional zoning use;

2. a development or subdivision approval required to be obtained from the county planning board or district council, including a site plan approval, a development plan approval, or any other development or subdivision approval authorized or required by the Land Use Article or local law; or

3. any other approval by or agreement with the county planning board or district council that is associated with an application for development or subdivision approval.

(iii) “District council” has the meaning stated in § 14–101(f)(1) of the Land Use Article, with respect to the Prince George’s County Council.

(2) The Task Force shall:

(i) study:

(Over)

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1. the current role of the Prince George's County Planning Board in the exercise of its powers enumerated in § 20–202 of the Land Use Article;

2. to what extent, if any, the Prince George's County Planning Board should retain exclusive jurisdiction over the powers described in item 1 of this item and whether the district council should have jurisdiction to review and issue final decisions regarding any of those powers;

3. whether any changes should be made to the list of persons that have standing to:

A. seek judicial review of a final decision of the district council under § 22–407(a) of the Land Use Article; and

B. appeal to the Appellate Court of Maryland a final judgment of the circuit court under § 22–407(f) of the Land Use Article;

4. whether any changes should be made to the standing requirements to make a request to the district council for review of a decision of a zoning hearing examiner or the county planning board as described in § 25–212 of the Land Use Article;

5. the adequacy of the current procedures described in § 25–213 of the Land Use Article regarding what actions the district council may take when hearing a zoning matter that has been appealed from a decision of a zoning hearing examiner;

6. the expiration processes, if any, for approvals, as defined in paragraph (1) of this subsection, and whether any changes should be made to those processes; and

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7. whether the district council should or should not, for purposes of permitting the construction of multifamily residential dwellings, be able to amend the text or map of the zoning law or the zoning classification of property that is currently used as, or in its immediate former use was used as, an airport; and

(ii) make recommendations on whether any changes should be made, including legislatively, to address the issues studied under item (i) of this paragraph.

(3) In studying the issues described under paragraph (2)(i)1 and 2 of this subsection, the Task Force shall consider the Supreme Court of Maryland holding in County Council of Prince George's County v. Zimmer Development Company, 444 Md. 490 (2015) and its impact on Prince George's County.

(g) On or before December 1, 2026, the Task Force shall report its findings and recommendations to the Prince George's County Executive, the Prince George's County Council, and, in accordance with § 2-1257 of the State Government Article, the General Assembly and the members of the Prince George's County Delegation to the General Assembly."

On pages 2 through 8, strike in their entirety the lines beginning with line 18 on page 2 through line 2 on page 8, inclusive.

On page 8, in line 3, strike "5." and substitute "2."; in the same line, strike "July" and substitute "October"; and in line 4, after the period insert "It shall remain effective for a period of 1 year and 3 months and, at the end of December 31, 2026, this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.".