

UNOFFICIAL COPY OF SENATE BILL 102
CONSTITUTIONAL AMENDMENT

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5lr1118

By: **Senators Frosh, Dyson, Green, Astle, Britt, Brochin, Conway, Currie, DeGrange, Della, Exum, Forehand, Garagiola, Gladden, Grosfeld, Hogan, Hollinger, Hughes, Jimeno, Jones, Kasemeyer, Kelley, Klausmeier, Lawlah, McFadden, Miller, Pinsky, Ruben, Stone, and ~~Teitelbaum~~ Teitelbaum, Brinkley, Greenip, Hafer, Haines, Harris, Hooper, Jacobs, Kittleman, Mooney, Munson, Pipkin, Schrader, and Stoltzfus**

Introduced and read first time: January 19, 2005

Assigned to: Education, Health, and Environmental Affairs and Budget and Taxation

Committee Report: Favorable with amendments

Senate action: Adopted with floor amendments

Read second time: March 21, 2005

CHAPTER _____

1 AN ACT concerning

2 **Board of Public Works - Disposition of Park Lands - General Assembly**
3 **Approval Required**

4 FOR the purpose of providing that the Board of Public Works may not approve the
5 sale, ~~lease~~, transfer, exchange, grant, or other permanent disposition of certain
6 outdoor recreation, open space, conservation, preservation, forest, or park land
7 without the express approval of the General Assembly or of a committee
8 designated by the General Assembly in a certain manner; and submitting this
9 amendment to the qualified voters of the State of Maryland for their adoption or
10 rejection.

11 BY proposing an amendment to the Maryland Constitution
12 Article XII - Public Works
13 Section 3

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
15 MARYLAND, (Three-fifths of all the members elected to each of the two Houses
16 concurring), That it be proposed that the Maryland Constitution read as follows:

1

Article XII - Public Works

2 3.

3 (A) The Board of Public Works is hereby authorized, subject to such
4 regulations and conditions as the General Assembly may from time to time prescribe,
5 to sell the State's interest in all works of Internal Improvement, whether as a
6 stockholder or a creditor, and also the State's interest in any banking corporation,
7 receiving in payment the bonds and registered debt now owing by the State, equal in
8 amount to the price obtained for the State's said interest.

9 (B) ~~THE BOARD OF PUBLIC WORKS MAY NOT APPROVE THE SALE, LEASE,~~
10 ~~TRANSFER, EXCHANGE, GRANT, OR OTHER PERMANENT DISPOSITION OF ANY~~
11 ~~STATE-OWNED OR STATE-DESIGNATED OUTDOOR RECREATION, OPEN SPACE,~~
12 ~~CONSERVATION, PRESERVATION, FOREST, OR PARK LAND WITHOUT THE EXPRESS~~
13 ~~APPROVAL OF THE GENERAL ASSEMBLY OR OF A COMMITTEE THAT THE GENERAL~~
14 ~~ASSEMBLY DESIGNATES BY STATUTE, RESOLUTION, OR RULE.~~

15 SECTION 2. AND BE IT FURTHER ENACTED, That the General Assembly
16 determines that the amendment to the Maryland Constitution proposed by this Act
17 affects multiple jurisdictions and that the provisions of Article XIV, § 1 of the
18 Maryland Constitution concerning local approval of constitutional amendments do
19 not apply.

20 SECTION 3. AND BE IT FURTHER ENACTED, That the foregoing section
21 proposed as an amendment to the Maryland Constitution shall be submitted to the
22 legal and qualified voters of this State at the next general election to be held in
23 November, 2006 for their adoption or rejection in pursuance of directions contained in
24 Article XIV of the Maryland Constitution. At that general election, the vote on this
25 proposed amendment to the Constitution shall be by ballot, and upon each ballot
26 there shall be printed the words "For the Constitutional Amendment" and "Against
27 the Constitutional Amendment," as now provided by law. Immediately after the
28 election, all returns shall be made to the Governor of the vote for and against the
29 proposed amendment, as directed by Article XIV of the Maryland Constitution, and
30 further proceedings had in accordance with Article XIV.