

# HOUSE BILL 773

L6

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By: **Delegates Lafferty, Barkley, Barve, Beidle, Cane, V. Clagett, DeBoy, Glenn, Guzzone, Holmes, Hucker, Kach, Kullen, Lawton, Malone, McIntosh, Murphy, Niemann, Rosenberg, Schuler, Stein, and Stull**

Introduced and read first time: February 9, 2007

Assigned to: Environmental Matters

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A BILL ENTITLED

1 AN ACT concerning

2 **Task Force on the Future for Growth and Development – Membership and**  
3 **Charge**

4 FOR the purpose of altering the membership of the Task Force on the Future for  
5 Growth and Development; altering the requirements of the Task Force to  
6 include certain examinations, recommendations, and determinations concerning  
7 certain growth-related issues; requiring the Task Force to submit a certain  
8 preliminary report on or before a certain date; altering the date by which the  
9 Task Force must make a certain report; making certain stylistic changes; and  
10 generally relating to the Task Force on the Future for Growth and  
11 Development.

12 BY repealing and reenacting, with amendments,  
13 Chapter 381 of the Acts of the General Assembly of 2006  
14 Section 4

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

17 **Chapter 381 of the Acts of 2006**

18 SECTION 4. AND BE IT FURTHER ENACTED, That:

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (a) There is a Task Force on the Future for Growth and Development in  
2 Maryland.

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

4 (i) two members of the House Environmental Matters  
5 Committee, appointed by the Speaker of the House;

6 (ii) two members of the Senate Education, Health, and  
7 Environmental Affairs Committee, appointed by the President of the Senate;

8 (iii) the Secretary of Planning, or the Secretary's designee;

9 (iv) the Secretary of the Environment, or the Secretary's  
10 designee;

11 (v) **THE SECRETARY OF TRANSPORTATION, OR THE**  
12 **SECRETARY'S DESIGNEE;**

13 (vi) **THE SECRETARY OF HOUSING AND COMMUNITY**  
14 **DEVELOPMENT, OR THE SECRETARY'S DESIGNEE;**

15 (vii) **THE CHAIR OF THE BASE REALIGNMENT AND CLOSURE**  
16 **SUBCABINET, OR THE CHAIR'S DESIGNEE;**

17 [(v)] (viii) the Director OF the University of Maryland's National  
18 Center for Smart Growth, or the Director's designee;

19 [(vi)] (ix) four representatives of local government:

20 1. two designated by the Maryland Municipal League;

21 and

22 2. two designated by the Maryland Association of  
23 Counties; and

24 [(vii)] (x) the following members, appointed by the Governor:

25 1. one representative of the environmental community;

26 2. one representative of the State Builders Association;

27 [and]

1                    [(iii)] **3.**    one representative of the agricultural community;  
2 **AND**

3                    **4.    THREE    REPRESENTATIVES    OF    CITIZEN**  
4 **ORGANIZATIONS THAT ADDRESS AFFORDABLE HOUSING, TRANSPORTATION,**  
5 **AND SMART GROWTH.**

6                    (2)    If the Governor appoints a regulated lobbyist to serve as a member  
7 of the Task Force, the lobbyist:

8                    (i)    is not subject to § 15-504(d) of the State Government Article  
9 with respect to that service; and

10                    (ii)   is not subject to § 15-703(f)(3) of the State Government  
11 Article as a result of that service.

12                    (c)    From among its members, the Task Force shall elect a chair of the Task  
13 Force.

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

15                    (e)    A member of the Task Force:

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

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

19                    (f)    The Task Force shall:

20                    (1)    study current land use policies and their impact on growth in the  
21 State;

22                    (2)    study current trends and challenges for municipal corporations  
23 and counties as they relate to growth, including population and demographic changes;

24                    (3)    analyze the capabilities of municipal corporations and counties to  
25 plan for future growth and development;

26                    (4)    analyze the impacts of county development proximate to municipal  
27 corporate limits on municipal infrastructure, water resources, and sensitive areas;

1           (5) analyze the impacts of municipal growth and development on  
2 county infrastructure, water resources, and sensitive areas;

3           (6) identify regional growth and development issues;

4           (7) study mechanisms to facilitate joint planning to coordinate growth  
5 and development between municipal corporations and counties;

6           (8) examine the impact of § 1.03(e) and § 3.05(f) of Article 66B of the  
7 Code on a local government's ability to establish a floating zone on a property or grant  
8 piecemeal rezoning of a specific property; [and]

9           **(9) (I) EXAMINE ALL RELEVANT PLANNING LAWS OF THE**  
10 **STATE, INCLUDING THE PROVISIONS OF ARTICLE 25A, 28, AND 66B, TO**  
11 **IDENTIFY DUPLICATIVE AND INCONSISTENT LANGUAGE;**

12                   **(II) DETERMINE WHAT ELEMENTS ARE MISSING FROM THE**  
13 **STATE'S PLANNING LAWS; AND**

14                   **(III) MAKE RECOMMENDATIONS TO IMPLEMENT LAW OR**  
15 **REGULATIONS THAT ENSURE SOUND LAND USE PLANNING IN THE STATE;**

16           **(10) MAKE RECOMMENDATIONS ON USING STATE DOLLARS TO**  
17 **ENCOURAGE MORE REGIONAL COOPERATION AND PLANNING;**

18           **(11) DETERMINE METHODS TO ASSESS THE CUMULATIVE IMPACTS**  
19 **OF PROPOSED DEVELOPMENT ON INFRASTRUCTURE, INCLUDING WATER,**  
20 **SEWER, ROADS, AND UTILITIES, AND ON TRANSPORTATION, FIRE AND SAFETY**  
21 **RESOURCES, HEALTH SYSTEMS, EDUCATIONAL SYSTEMS, AND ENVIRONMENTAL**  
22 **RESOURCES ON A REGIONAL SCALE;**

23           **(12) (I) DETERMINE THE PARAMETERS FOR A STATE**  
24 **DEVELOPMENT PLAN, STATE TRANSPORTATION PLAN, STATE HOUSING PLAN;**  
25 **AND**

26                   **(II) DETERMINE HOW THESE PLANS WORK TOGETHER WITH**  
27 **LOCAL LAND USE PLANS; AND**

1           **(13) EXAMINE THE CAPABILITY OF STATE AGENCIES TO**  
2 **COLLABORATIVELY PLAN AND COORDINATE FOR FUTURE GROWTH; AND**

3           [(9)] **(14)** make recommendations to implement law or regulations  
4 that further best management practices as they relate to future growth and  
5 development in the State.

6           (g) **(1)** On or before December 1, 2007, the Task Force shall report its  
7 **PRELIMINARY** findings and recommendations **AND, ON OR BEFORE DECEMBER 1,**  
8 **2008, THE TASK FORCE SHALL REPORT ITS FINAL FINDINGS AND**  
9 **RECOMMENDATIONS.**

10           **(2) THE TASK FORCE SHALL REPORT BOTH ITS PRELIMINARY**  
11 **AND FINAL FINDINGS AND RECOMMENDATIONS** to the Speaker of the House, the  
12 President of the Senate, the House Environmental Matters Committee, the Senate  
13 Education, Health, and Environmental Affairs Committee, and the Governor, in  
14 accordance with § 2-1246 of the State Government Article.

15           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
16 July 1, 2007.