

CHAPTER 626

(House Bill 773)

AN ACT concerning

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

FOR the purpose of altering the membership of the Task Force on the Future for Growth and Development; requiring the Governor to designate the chair of the Task Force; altering the requirements of the Task Force to ~~include certain examinations, recommendations, and determinations concerning~~ address certain growth-related issues and to serve as an advisory board to the Governor's Smart Growth Subcabinet; ~~requiring the Task Force to submit a certain preliminary report on or before a certain date~~; altering the date by which the Task Force must make a certain report; making certain stylistic changes; and generally relating to the Task Force on the Future for Growth and Development.

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

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

Chapter 381 of the Acts of 2006

SECTION 4. AND BE IT FURTHER ENACTED, That:

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

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

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

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

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

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

~~(v) THE SECRETARY OF TRANSPORTATION, OR THE SECRETARY'S DESIGNEE;~~

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

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

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

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

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

(viii) THE EXECUTIVE DIRECTOR OF THE RURAL MARYLAND COUNCIL, OR THE EXECUTIVE DIRECTOR'S DESIGNEE;

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

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

1. two designated by the Maryland Municipal League, WITH ONE REPRESENTING A RURAL COUNTY; and

2. two designated by the Maryland Association of Counties, WITH ONE REPRESENTING A RURAL COUNTY; ~~and~~ AND

~~(vii) TWO LOCAL GOVERNMENT ADMINISTRATORS OR PUBLIC WORKS DIRECTORS;~~

~~1. ONE DESIGNATED BY THE MARYLAND MUNICIPAL LEAGUE; AND~~

~~2. ONE DESIGNATED BY THE MARYLAND ASSOCIATION OF COUNTIES; AND~~

[(vii)] ~~(x)~~ ~~(viii)~~ (xi) the following members, appointed by the Governor:

- 1. one representative of the environmental community;
- 2. one representative of the State Builders Association;

~~[and]~~

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

~~AND; AND~~

4. THREE REPRESENTATIVES OF CITIZENS ORGANIZATIONS THAT ADDRESS AFFORDABLE HOUSING, TRANSPORTATION, AND SMART GROWTH

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

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

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

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

(c) ~~From among its members, the Task Force shall elect a~~ **THE GOVERNOR SHALL DESIGNATE THE** chair of the Task Force.

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

(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) The Task Force shall:

- (1) study current land use policies and their impact on growth in the State;
- (2) study current trends and challenges for municipal corporations and counties as they relate to growth, including population and demographic changes;
- (3) analyze the capabilities of municipal corporations and counties to plan for future growth and development;
- (4) analyze the impacts of county development proximate to municipal corporate limits on municipal infrastructure, water resources, and sensitive areas;
- (5) analyze the impacts of municipal growth and development on county infrastructure, water resources, and sensitive areas;
- (6) identify regional growth and development issues;
- (7) study mechanisms to facilitate joint planning to coordinate growth and development between municipal corporations and counties;
- (8) examine the impact of § 1.03(e) and § 3.05(f) of Article 66B of the Code on a local government's ability to establish a floating zone on a property or grant piecemeal rezoning of a specific property; [and]

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

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

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

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

~~(11)~~ (9) DETERMINE METHODS TO ASSESS THE CUMULATIVE IMPACTS OF PROPOSED DEVELOPMENT ON INFRASTRUCTURE, INCLUDING WATER, SEWER, ROADS, AND UTILITIES, AND ON TRANSPORTATION, FIRE AND SAFETY RESOURCES, HEALTH SYSTEMS, EDUCATIONAL SYSTEMS, AND ENVIRONMENTAL RESOURCES ON A REGIONAL SCALE;

~~(12) (I) DETERMINE THE PARAMETERS FOR A STATE DEVELOPMENT PLAN, STATE TRANSPORTATION PLAN, STATE HOUSING PLAN; AND~~

~~(II) DETERMINE HOW THESE PLANS WORK TOGETHER WITH LOCAL LAND USE PLANS; AND~~

(10) (I) DETERMINE THE PARAMETERS FOR A STATE DEVELOPMENT PLAN, STATE TRANSPORTATION PLAN, STATE HOUSING PLAN; AND

(II) DETERMINE HOW THESE PLANS WORK TOGETHER WITH LOCAL LAND USE PLANS;

~~(10)~~ (11) IDENTIFY INFRASTRUCTURE NEEDED FOR SMART GROWTH DEVELOPMENT CONSISTENT WITH POPULATION GROWTH;

~~(11)~~ (12) ASSESS MECHANISMS TO FUND THE CONSTRUCTION AND MAINTENANCE OF SMART GROWTH INFRASTRUCTURE; AND

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

[(9)] ~~(14)~~ ~~(12)~~ (13) make recommendations to implement law or regulations that further best management practices as they relate to future growth and development in the State; AND

(14) SERVE AS AN ADVISORY BOARD TO THE GOVERNOR'S SMART GROWTH SUBCABINET, PROVIDING ADVICE AND GUIDANCE AT LEAST TWICE ANNUALLY THROUGH DECEMBER 31, 2010.

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

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

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

Approved by the Governor, May 17, 2007.