SENATE BILL 438

By: Senator Rosapepe
Introduced and read first time: February 4, 2011
Assigned to: Education, Health, and Environmental Affairs
Committee Report: Favorable with amendments
Senate action: Adopted
Read second time: March 28, 2011

CHAPTER ______

AN ACT concerning

Maryland–Washington Metropolitan District and Regional District – Boundaries – City of Laurel

FOR the purpose of altering a certain provision of law to provide that the boundaries of the Maryland–Washington Metropolitan District do not include the City of Laurel as its boundaries are defined as of a certain date; certain property annexed by the City of Laurel during a certain time period; altering a certain provision of law to provide that the boundaries of the Maryland–Washington Regional District include all of Prince George’s County except the City of Laurel as its boundaries are defined as of a certain date and certain property annexed by the City of Laurel during a certain time period; and generally relating to the boundaries of the Maryland–Washington Metropolitan District and the Maryland–Washington Regional District.

BY repealing and reenacting, with amendments,
Article 28 – Maryland–National Capital Park and Planning Commission
Section 3–102(b) and 7–103
Annotated Code of Maryland
(2010 Replacement Volume)

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

Article 28 – Maryland–National Capital Park and Planning Commission

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law.
Underlining indicates amendments to bill.
Strikeout indicates matter stricken from the bill by amendment or deleted from the law by amendment.
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(b) (1) The metropolitan district shall include all of Prince George’s County except for those areas excluded under this subsection.

(2) The metropolitan district does not include the following municipal corporations, as the municipal corporations’ boundaries were defined as of July 1, 1995:

   (i) District Heights; and

   (ii) Greenbelt.

(3) The metropolitan district does not include the City of Laurel as its municipal corporate boundaries existed on July 1, [1997] 2011, AND ANY SINGLE–FAMILY REAL PROPERTY ANNEXED BY THE CITY OF LAUREL FROM JULY 2, 1997, TO JULY 1, 2011, BOTH INCLUSIVE.

(4) The metropolitan district does not include the following election districts, as the election districts’ boundaries were defined as of July 1, 1966:

   (i) Election District No. 4; and

   (ii) Election District No. 8.

7–103.

(a) The entire area of Montgomery County is within the regional district, subject to the provisions of § 7–105 of this title.

(b) The entire area of Prince George’s County is within the regional district, with the exception of the City of Laurel, as its corporate boundaries are defined as of July 1, [2008] 2011, AND ANY SINGLE–FAMILY REAL PROPERTY ANNEXED BY THE CITY OF LAUREL FROM JULY 2, 1997, TO JULY 1, 2011, BOTH INCLUSIVE. A municipal corporation within the areas added by this subsection to the Maryland–Washington Regional District is not authorized, by means of an amendment to its charter or otherwise, to exercise any of the powers relating to planning, subdivision control, or zoning granted by the Maryland–National Capital Park and Planning Commission or the County Council of Prince George’s County. If this subsection for any reason is held by any court of competent jurisdiction to be invalid, it is declared to be the intention of the General Assembly that this subsection is severable and that the remaining portions of this subsection would have been enacted without the invalid portions.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2011.