

# HOUSE BILL 727

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By: **Delegates McMillan, Beidle, Carey, Chang, Frush, S. Howard, Kipke, Pena-Melnyk, Saab, Simonaire, Sophocleus, and Vitale**

Introduced and read first time: February 13, 2015

Assigned to: Ways and Means

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## A BILL ENTITLED

1 AN ACT concerning

2 **Anne Arundel County Board of Education – Wireless Telecommunications**  
3 **Towers – Moratorium and Report**

4 FOR the purpose of prohibiting a person from constructing a wireless telecommunications  
5 tower on the grounds of a public school in Anne Arundel County during a certain  
6 time period unless certain permits have been issued before a certain date; requiring  
7 the Anne Arundel County Board of Education to submit a certain report on the use  
8 of public school property for wireless telecommunications towers to the members of  
9 the Anne Arundel County delegation to the General Assembly on or before a certain  
10 date; requiring the Anne Arundel County Board of Education to publish a certain list  
11 and certain information on or before a certain date; specifying the purpose of this  
12 Act; providing for the application of this Act; providing for the termination of this  
13 Act; and generally relating to wireless telecommunications towers and the use of  
14 public school property in Anne Arundel County.

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
16 That:

17 (a) The purpose of this Act is to ensure the appropriate use of property granted,  
18 conveyed, devised, or bequeathed for the use of the Anne Arundel County public school  
19 system.

20 (b) Unless all necessary permits for construction have been issued before the  
21 effective date of this Act, a person may not construct a wireless telecommunications tower  
22 on the grounds of a public school in Anne Arundel County from the effective date of this Act  
23 to June 30, 2016, both inclusive.

24 (c) On or before December 31, 2015, the Anne Arundel County Board of Education  
25 shall submit a report to the members of the Anne Arundel County delegation to the General

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Assembly, in accordance with § 2–1246 of the State Government Article, on the use of public  
2 school property as sites for wireless telecommunications towers, including:

3 (1) how the board chooses vendors and contractors for the construction of  
4 wireless telecommunications towers on the grounds of public schools;

5 (2) how the board evaluates and chooses the locations on the grounds of  
6 public schools to be used for the construction of wireless telecommunications towers;

7 (3) whether the revenue received in connection with the construction of  
8 wireless telecommunications towers will be allocated for use at the school where the  
9 wireless telecommunications tower is located or paid into the school system fund; and

10 (4) a list of all potential locations on the grounds of public schools in Anne  
11 Arundel County that satisfy the zoning and other regulatory criteria applicable to the  
12 construction of wireless telecommunications towers, including the following information for  
13 each school:

14 (i) the name and address of the school;

15 (ii) the enrollment by grade, race, and ethnicity; and

16 (iii) the number of students eligible for free or reduced-price meals.

17 (d) On or before December 31, 2015, the Anne Arundel County Board of Education  
18 shall publish the list of potential locations and information specified in subsection (c)(4) of  
19 this section on the Web site of the Anne Arundel County public school system.

20 SECTION 2. AND BE IT FURTHER ENACTED, That a presently existing obligation  
21 or contract right may not be impaired in any way by this Act.

22 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect June  
23 1, 2015. It shall remain effective for a period of 1 year and 1 month and, at the end of June  
24 30, 2016, with no further action required by the General Assembly, this Act shall be  
25 abrogated and of no further force and effect.