

# SENATE BILL 229

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8lr2148

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By: **Senator Zirkin**

Introduced and read first time: January 19, 2018

Assigned to: Education, Health, and Environmental Affairs

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## A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore County – Program Open Space – Local Funds – Acquisition and**  
3 **Development of Land for Educational Purposes**

4 FOR the purpose of authorizing Baltimore County to use certain local Program Open Space  
5 funds to acquire and develop land for educational purposes; and generally relating  
6 to Program Open Space.

7 BY repealing and reenacting, with amendments,  
8 Article – Natural Resources  
9 Section 5–903(b)  
10 Annotated Code of Maryland  
11 (2012 Replacement Volume and 2017 Supplement)

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

14 **Article – Natural Resources**

15 5–903.

16 (b) (1) [The] **EXCEPT AS PROVIDED IN PARAGRAPH (4) OF THIS**  
17 **SUBSECTION, THE** General Assembly shall appropriate the remaining funds not  
18 appropriated under subsection (a) of this section to assist local governing bodies in  
19 acquisition and development of land for recreation and open space purposes, including the  
20 provision of public access to the land.

21 (2) Except as provided in paragraph (3) of this subsection, funds  
22 appropriated under paragraph (1) of this subsection for development of land for recreation  
23 and open space purposes may be used for indoor or outdoor recreation and open space  
24 purposes, including the construction of indoor or outdoor recreational facilities such as

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 aquatic, golf, community, and nature centers.

2 (3) An indoor recreational facility funded under paragraph (1) of this  
3 subsection shall:

4 (i) If the facility is 7,500 square feet or greater, meet or exceed the  
5 current version of the U.S. Green Building Council's LEED Green Building Rating System  
6 Silver rating, however, the facility is not required to be certified through the LEED  
7 certification process; and

8 (ii) Incorporate, to the maximum extent practicable, the  
9 nonstructural site design practices in the Maryland Stormwater Design Manual,  
10 incorporated by reference in COMAR 26.17.02.

11 (4) (I) **THIS PARAGRAPH APPLIES ONLY IN BALTIMORE COUNTY.**

12 (II) **NOTWITHSTANDING ANY OTHER PROVISION OF LAW, FUNDS**  
13 **APPROPRIATED UNDER PARAGRAPH (1) OF THIS SUBSECTION MAY BE USED TO**  
14 **ASSIST THE COUNTY IN ACQUISITION AND DEVELOPMENT OF LAND FOR**  
15 **EDUCATIONAL PURPOSES.**

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
17 October 1, 2018.