

SENATE BILL 746

M1, B5, L1

0lr2818
CF HB 357

By: **Senator Colburn**

Introduced and read first time: February 10, 2010

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 23, 2010

CHAPTER _____

1 AN ACT concerning

2 ~~Natural Resources – Land Acquisition – Notification and Approval~~
3 ~~Dorchester County – Land Acquisition – Approval Required~~

4 FOR the purpose of ~~requiring the Secretary of Natural Resources to provide certain~~
5 ~~information about certain proposed land purchases by the Department of~~
6 ~~Natural Resources to certain counties under certain circumstances;~~ prohibiting
7 the State from acquiring land for open space purposes in Dorchester County
8 unless the County Council of Dorchester County approves the purchase; and
9 generally relating to the acquisition of land by ~~the Department of Natural~~
10 ~~Resources and the State in Dorchester County.~~

11 BY repealing and reenacting, with amendments,
12 Article – Natural Resources
13 Section ~~1-104(k)~~ and 5-910
14 Annotated Code of Maryland
15 (2005 Replacement Volume and 2009 Supplement)

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

18 **Article – Natural Resources**

19 ~~1-104.~~

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 ~~(k) At least 45 days before the Department seeks approval by the Board of~~
 2 ~~Public Works of the purchase of any interest in land for which the State contribution~~
 3 ~~to the purchase exceeds \$2,000,000, the Secretary shall provide the Senate Budget and~~
 4 ~~Taxation Committee [and], the House Appropriations Committee, AND THE COUNTY~~
 5 ~~OR COUNTIES IN WHICH THE PROPERTY TO BE ACQUIRED IS LOCATED with:~~

6 ~~(1) A description of the proposed purchase;~~

7 ~~(2) A description of the interest the Department will hold in the~~
 8 ~~property; and~~

9 ~~(3) A listing of the proposed sources of money to be used for the~~
 10 ~~purchase.~~

11 5-910.

12 (A) The State may not acquire a tract of land in Allegany County **OR**
 13 **DORCHESTER COUNTY** of over 100 acres for preservation of open spaces unless:

14 (1) [the] **THE** County Commissioners of Allegany County approve the
 15 purchase, **FOR LAND TO BE ACQUIRED IN THAT COUNTY; OR**

16 (2) **THE COUNTY COUNCIL OF DORCHESTER COUNTY APPROVES**
 17 **THE PURCHASE, FOR LAND TO BE ACQUIRED IN THAT COUNTY.**

18 (B) This requirement does not apply to open space and outdoor recreation
 19 areas which have previously been authorized for acquisition by the legislature.

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
 21 October 1, 2010.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.