

**APPROVED**

**COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND**

Tuesday, June 19, 2018.

The County Council for Montgomery County, Maryland convened in the Council Hearing Room, Stella B. Werner Council Office Building, Rockville, Maryland, at 9:38 A.M. on Tuesday, June 19, 2018.

**PRESENT**

Councilmember Hans Riemer, President  
Councilmember Roger Berliner  
Councilmember Nancy Floreen  
Councilmember Sidney Katz

Councilmember Nancy Navarro, Vice President  
Councilmember Marc Elrich  
Councilmember Tom Hucker  
Councilmember George Leventhal  
Councilmember Craig Rice

The President in the Chair.

The invocation was given by Reverend Dr. Miguel Balderas, Millian Memorial United Methodist Church

**SUBJECT: Public Hearing on Expedited Bill 19-18, Technical Corrections**

**Reference:** Agenda Item 1

The public hearing was conducted and the record closed.



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**SUBJECT: Public Hearing on Expedited Bill 20-18, Special Capital Improvements Project - Bus Rapid Transit: US 29**

**Reference:** Agenda Item 2

The public hearing was conducted and the record closed.



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**SUBJECT: Public Hearing on Expedited Bill 22-18, Special Capital Improvements Project - Clarksburg Fire Station**

**Reference:** Agenda Item 4

The public hearing was conducted and the record closed.



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**SUBJECT: Public Hearing on Expedited Bill 21-18, Special Capital Improvements Project - Rockville Core**

**Reference:** Agenda Item 3

The public hearing was conducted and the record closed.



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**SUBJECT: Public Hearing/Action on a special appropriation to the FY18 Capital Budget and Amendment to the FY17-22 Capital Improvements Program (CIP), Montgomery County Public Schools (MCPS) - \$1,705,821 for Technology Modernization Project**

**Reference:** Agenda Item 5

The public hearing was held and the record closed.

Adopted **Resolution 18-1163**, approving the subject special appropriation to the FY18 Capital Budget and amendment to the FY17-22 CIP.

Mr. Rice made the motion, which carried unanimously.



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**SUBJECT: Proclamation recognizing the Wizards.exe team #9794, Maryland State Champs**

The proclamation was presented by Mr. Rice recognizing the Wizards.exe team #9794, Maryland State Champs.

**SUBJECT: Proclamation recognizing Wheaton High School College Ready/STEM Career Readiness**

The proclamation was presented by Mrs. Navarro recognizing Wheaton High School College Ready/STEM Career Readiness.

**SUBJECT: Proclamation recognizing the 50th Anniversary of Community Action Agency**

The proclamation was presented by Mr. Riemer recognizing the 50th Anniversary of Community Action Agency.

**SUBJECT: General Business**

**Reference:** Agenda Items 5.1 to 6

**Announcement and Agenda Changes**

Ms. Limarzi, Clerk of the Council, announced that the Council is seeking applicants for the Board of Appeals, and that this position can only be filled by a Republican, a voter who is unaffiliated with a party, or a voter who is a member of another party officially recognized by the Board of Elections. The deadline for applications is July 2, 2018, at 5:00 P.M. Noted an addendum to the agenda removing Items 7D and 7E from the consent calendar to be considered separately and a title change for Item 7E; and the addition of Item 7.1 - consideration of County Executive's veto of the line-item appropriation for Montgomery County's Clean Water and Permit Compliance Program projects P807359 (Misc. Stream Valley Improvements), P801300 (Stormwater Management Retrofit - Roads), and P808726 (Stormwater Management Retrofit Countywide).



[Press Release](#)

**Receipt of Petitions**

Acknowledged receipt of a petition from residents from various states supporting the passage of The Trust Act.



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**Approval of Minutes**

Approved the minutes of May 9, 10, 14, 15, 16, 17 and 22, 2018, and the closed session minutes of May 15, 2018, without objection.

**SUBJECT:** Consent Calendar  
**Reference:** Agenda Items 7A to 7C

Approved the following consent calendar items listed below:

**Introduced** a resolution to approve Declaration of No Further Need: Disposition of a portion of 100 Edison Park Drive, Gaithersburg, Maryland;



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Adopted **Resolution 18-1164**, amending Resolution 18-1136, technical correction; and



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Adopted **Resolution 18-1165**, to approve extension of the appointment of Acting Director, Department of Public Libraries: Anita Vassallo until January 15, 2019.



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Mr. Berliner made the motion, which carried unanimously.

**SUBJECT:** Introduction - Special appropriation to the County Government's FY19 Capital Budget and Amendment to the FY 19-24 CIP, Conservation of Natural Resources: Stormwater Management Design/Build/Maintain Contract

**Reference:** Agenda Item 7D

Mr. Riemer announced that Items 7D and 7E, implementing a compromise approach between the County Executive and the Council regarding the FY19-24 Stormwater management CIP, would be discussed together but voted on separately. Both items were sponsored by Mr. Riemer. Mr. Riemer provided a summary of the proposed compromise. Mr. Levchenko, Senior Legislative Analyst, provided an overview of the issues and draft resolutions for Items 7D and 7E, as contained in the analyst packet and addendum.

Mr. Berliner made the motion, and support for introduction of the subject special appropriation and amendment to the FY 19-24 CIP was unanimous. A public hearing is scheduled for July 10, 2018, at 1:30 P.M.



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[Addendum](#)

**SUBJECT:** Introduction - Amendments to the FY19-24 CIP and transfers from - Conservation of Natural Resources: Misc. Stream Valley Improvements, Stormwater Management Retrofit: Roads, and Stormwater Management Retrofit: Countywide to Stormwater Management Design/Build/Maintain Contract

**Reference:** Agenda Item 7E

Mr. Rice made the motion, and support for introduction of the subject amendments to the FY19-24 CIP and transfers was unanimous. A public hearing is scheduled for July 10, 2018, at 1:30 P.M.



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[Addendum](#)

**SUBJECT:** Consideration - County Executive's Veto of the line-item appropriation for Montgomery County's Clean Water and Permit Compliance Program projects P807359 (Misc. Stream Valley Improvements), P801300 (Stormwater Management Retrofit - Roads), and P808726 (Stormwater Management Retrofit Countywide)

**Reference:** Agenda Item 7.1

Participants in the discussion were Mr. Hansen, County Attorney; Ms. Hughes, Director, Office of Management and Budget (OMB); Ms. Mihill, Legislative Attorney, Ms. Michaelson, Executive Director, and Dr. Orlin, Deputy Director, County Council.

Ms. Mihill provided a summary of consideration of overriding the County Executive's veto of line items in the FY19 Capital Budget for stormwater management.

Discussed different interpretations of budgetary authority in the County Charter and the impact of a veto by the County Executive. Briefly discussed a possible Savings Plan for stormwater management funding but noted that the June 30, 2018, budget deadline makes it unfeasible.

Supported Mr. Berliner's motion to override the County Executive's veto. Mr. Leventhal and Ms. Floreen were opposed.

**SUBJECT:** **Action - Resolution to approve the Tax Supported Fiscal Plan Summary for FY19-24 Public Services Program**

**Reference:** Agenda Item 8

Ms. Navarro, Chair of the Government Operations and Fiscal Policy (GO) Committee, summarized the Committee recommendation, and Mr. Sesker, Senior Legislative Analyst, reviewed the analyst packet. Noted that the GO Committee plans to review the Reserve Policy and other post-employment benefits (OPEB)-related issues in the fall.

Adopted **Resolution 18-1166**, approving the Tax Supported Fiscal Plan Summary for the FY19-24 Public Services Program.

The GO Committee made the motion, which carried unanimously.



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**COUNTY COUNCIL  
FOR MONTGOMERY COUNTY, MARYLAND  
LEGISLATIVE SESSION - Day #14**

**Introduction of Bills**

**SUBJECT:** **Bill 23-18, Fire Safety - Carbon Monoxide Alarm**

**Reference:** Agenda Item 9A

Introduced draft #3 of the subject bill, sponsored by Councilmember Rice. Mr. Elrich requested to be added as a cosponsor. A public hearing is scheduled for July 10, 2018, at 1:30 P.M.



[Analyst Packet](#)

**SUBJECT:** **Expedited Bill 24-18, Forest Conservation - Amendments**

**Reference:** Agenda Item 9B

Introduced draft #1 of the subject expedited bill, sponsored by the Council President at the request of the Planning Board. A public hearing is scheduled for July 10, 2018, at 1:30 P.M.



[Analyst Packet](#)

**SUBJECT:** **Expedited Bill 25-18, Health and Sanitation - Special Needs Housing - Renaming**

**Reference:** Agenda Item 9C

Introduced draft #1 of the subject expedited bill, sponsored by the Council President at the request of the County Executive. A public hearing is scheduled for July 10, 2018, at 1:30 P.M.



[Analyst Packet](#)

### **Call of Bills for Final Reading**

**SUBJECT:** **Expedited Bill 17-18, Property Tax Credit - Elderly Individuals and Retired Military Services Members - Application**

**Reference:** Agenda Item 10A

Ms. Navarro provided a summary of the GO Committee recommendation, as contained in the analyst packet.

Enacted draft #2 of **Expedited Bill 17-18**, as contained at the end of these minutes.

The GO Committee made the motion and the expedited bill was enacted by a roll call vote:

YEAS: Elrich, Hucker, Rice, Berliner, Leventhal, Floreen, Katz, Navarro, Riemer.



[Analyst Packet](#)

**SUBJECT:** **Expedited Bill 18-18, Human Rights and Civil Liberties - Human Trafficking Prevention Committee - Amendments**

**Reference:** Agenda Item 10B

Enacted draft #4 of **Expedited Bill 18-18**, as introduced.

Mr. Berliner made the motion and the expedited bill was enacted by a roll call vote:

YEAS: Elrich, Hucker, Rice, Berliner, Leventhal, Floreen, Katz, Navarro, Riemer.



[Analyst Packet](#)

**SUBJECT:** **Expedited Bill 19-18, Technical Corrections**

**Reference:** Agenda Item 10C

Supported, without objection, Mr. Berliner's motion to accept the additional technical corrections recommended by Council staff.

Enacted draft #1 of **Expedited Bill 19-18**, as amended, and contained at the end of these minutes.

Mr. Berliner made the motion and the expedited bill was enacted by a roll call vote:

YEAS: Elrich, Hucker, Rice, Berliner, Leventhal, Floreen, Katz, Navarro, Riemer.



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**SUBJECT:** **Expedited Bill 20-18, Special Capital Improvements Project - Bus Rapid Transit: US 29**

**Reference:** Agenda Item 10D

Enacted draft #1 of **Expedited Bill 20-18**, as introduced.

The expedited bill was enacted by a roll call vote:

YEAS: Elrich, Hucker, Rice, Berliner, Leventhal, Floreen, Katz, Navarro, Riemer.



[Analyst Packet](#)

**SUBJECT:** **Expedited Bill 21-18, Special Capital Improvements Project - Rockville Core**

**Reference:** Agenda Item 10E

Enacted draft #1 of **Expedited Bill 21-18**, as introduced.

Ms. Floreen made the motion and the expedited bill was enacted by a roll call vote:

YEAS: Elrich, Hucker, Rice, Berliner, Leventhal, Floreen, Katz, Navarro, Riemer.



[Analyst Packet](#)



**SUBJECT:** **Expedited Bill 22-18, Special Capital Improvements Project - Clarksburg Fire Station**

**Reference:** Agenda Item 10F

Enacted draft #1 of **Expedited Bill 22-18**, as introduced.

Mr. Rice made the motion and the expedited bill was enacted by a roll call vote:

YEAS: Elrich, Hucker, Rice, Berliner, Leventhal, Floreen, Katz, Navarro, Riemer.



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**SUBJECT:** **Bill 15-18, Economic Development - Workforce Development - Green Jobs Apprenticeship Program**

**Reference:** Agenda Item 10G

Enacted draft #5 of **Bill 15-18**, as contained at the end of these minutes.

The Planning, Housing and Economic Development (PHED) Committee made the motion and the bill was enacted by a roll call vote:

YEAS: Elrich, Hucker, Rice, Berliner, Leventhal, Floreen, Katz, Navarro, Riemer.



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**COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND  
SITTING AS A DISTRICT COUNCIL FOR THAT PORTION  
OF THE MARYLAND-WASHINGTON REGIONAL DISTRICT  
WITHIN MONTGOMERY COUNTY**

**SUBJECT:** **Introduction - Zoning Text Amendment (ZTA) 18-06, Moderately Priced Dwelling Unit (MPDU) - Bonus Density**

**Reference:** Agenda Item 11A

Introduced draft #2 of the subject ZTA, sponsored by Councilmember Floreen.

A public hearing is scheduled for September 11, 2018, at 1:30 P.M.



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The meeting adjourned at 12:06 P.M.

This is a correct copy of Council action.

*Approved/Signed by the Clerk*

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Megan Davey Limarzi, Esq.  
Clerk of the Council

Expedited Bill No. 17-18  
 Concerning: Property tax credit —  
elderly individuals and retired  
military services members —  
application  
 Revised: 6/14/2018 Draft No. 2  
 Introduced: May 1, 2018  
 Enacted: June 19, 2018  
 Executive: \_\_\_\_\_  
 Effective: \_\_\_\_\_  
 Sunset Date: None  
 Ch. \_\_\_\_\_, Laws of Mont. Co. \_\_\_\_\_

**COUNTY COUNCIL  
 FOR MONTGOMERY COUNTY, MARYLAND**

Lead Sponsor: Councilmember Leventhal  
 Co-Sponsors: Councilmembers Rice, Katz, Floreen, Council Vice President Navarro, and  
 Councilmember Hucker

**AN EXPEDITED ACT** to:

- (1) change the application process for individuals to receive the property tax credit for elderly individuals and retired military services members; and
- (2) generally amend the property tax credit for elderly individuals and retired military services members.

By amending  
 Montgomery County Code  
 Chapter 52, Taxation  
 Section 52-110

<b>Boldface</b>	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

*The County Council for Montgomery County, Maryland approves the following Act:*

**Sec. 1. Section 52-110 is amended as follows[.]:**

**52-110. Property tax credit — elderly individuals and retired military services members.**

\* \* \*

- (d) Amount and duration of credit.
  - (1) The credit allowed under this Section is 20% of the County property tax imposed on the dwelling.
  - (2) The credit must be granted each year for 5 years if the individual remains eligible for the credit.
- (e) Application.
  - (1) A property owner must submit an application to the Director on or before April 1 before [each] the tax year that the individual [remains eligible for] first seeks to receive the credit. An annual application is not required for an individual to receive the credit.
  - (2) An application must:
    - (A) be on the form that the Director requires; and
    - (B) demonstrate that the taxpayer is entitled to the credit.

\* \* \*

**Sec. 2. Section 52-110 is amended as follows:**

\* \* \*

- (c) Eligibility. An individual is eligible to receive a property tax credit if:
  - (1) (A) the individual is at least 65 years old;
  - (B) the individual has lived in the same dwelling for at least the preceding 40 years; and
  - (C) the dwelling for which a property tax credit is sought has a maximum assessed value of \$650,000 at the time the individual first applied for the credit; ~~[[or]]~~
  - (2) (A) the individual is at least 65 years old;
  - (B) the individual is a retired member of the uniformed services of the United States as defined in 10 U.S.C. §101, the military reserves, or the national guard; and
  - (C) the dwelling for which a property tax credit is sought has a maximum assessed value of \$500,000 at the time the individual first applied for the credit~~[[.]]~~; or
  - (3) the individual is a surviving spouse of an individual described in paragraph (c)(2) if:
    - (A) the deceased individual would have qualified as an eligible individual under (c)(2) at the time of the deceased individual's death; and
    - (B) the surviving spouse has not remarried.

\* \* \*

**Sec. ~~[[2]]~~ 3. Expedited Effective Date; application date.**

The Council declares that this legislation is necessary for the immediate protection of the public interest~~[[.]]~~ and takes effect as follows:

- (a) [[This]] Section 1 of this Act takes effect on the date on which it becomes law and applies retroactively to March 31, 2018.

- (b) Section 2 of this Act takes effect on July 1, 2018. Notwithstanding Section 52-110(e), an individual that meets the eligibility criteria of Section 51-110(c)(3) must submit an application to the Director on or before September 1, 2018 if the individual seeks to receive the tax credit for Fiscal Year 2019.

Expedited Bill No. 19-18  
 Concerning: Technical Corrections  
 Revised: 6/19/2018 Draft No. 2  
 Introduced: May 15, 2018  
 Enacted: June 19, 2018  
 Executive: \_\_\_\_\_  
 Effective: July 1, 2018  
 Sunset Date: None  
 Ch. \_\_\_\_\_, Laws of Mont. Co. \_\_\_\_\_

**COUNTY COUNCIL  
 FOR MONTGOMERY COUNTY, MARYLAND**

Lead Sponsor: County Council

**AN EXPEDITED ACT** to correct technical, typographical, grammatical, reference, and codification errors in, and make stylistic, clarifying, and conforming amendments to, various provisions of County law.

By amending

Montgomery County Code  
 Chapter 5, Animal Control  
 Section 5-201

Chapter 16, Elections  
 Section 16-20

Chapter 22A, Forest Conservation – Trees  
 Sections 22A-3 and 22A-12

Chapter 26, Housing and Building Maintenance Standards  
 Section 26-2

Chapter 51A, Swimming Pools  
 Sections 51-1 and 51-10

Chapter 52, Taxation  
 Section 52-39

By renumbering

Chapter 30B  
 Sections 30B-1, 30B-2, 30B-3, 30B-4, 30B-5, 30B-6, 30B-7, 30B-8, 30B-9, 30B-10, 30B-11, 30B-12, 30B-13, and 30B-14

<b>Boldface</b>	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

*The County Council for Montgomery County, Maryland approves the following Act:*

Sec. 1. Sections 5-201, 16-20, 22A-3, 22A-12, 26-2, 51-1, 51-10, and 52-39 are amended and Chapter 30B (Sections 30B-1, 30B-2, 30B-3, 30B-4, 30B-5, 30B-6, 30B-7, 30B-8, 30B-9, 30B-10, 30B-11, 30B-12, 30B-13, and 30B-14) is renumbered as follows:  
5-201. Cruelty.

\* \* \*

(b)[(b)] *Regulations.* The County Executive may issue regulations, consistent with State law, to interpret and implement State anti-cruelty laws in the County.

**Chapter [30B] 15A. ECONOMIC DEVELOPMENT.**

**Article I. Economic Development Corporation.**

[30B-1] 15A-1. Policy objectives.

\* \* \*

[30B-2] 15A-2. Designation.

\* \* \*

[30B-3] 15A-3. Board of Directors.

\* \* \*

[30B-4] 15A-4. Status; incorporation; bylaws.

\* \* \*

[30B-5] 15A-5. Economic development program.

\* \* \*

[30B-6] 15A-6. Staff; support from County Government.

\* \* \*

[30B-7] 15A-7. Report.

\* \* \*

**Article II. Workforce Development.**

[30B-8] 15A-8. Policy objectives.

\* \* \*

[30B-9] 15A-9. Designation.

\* \* \*

[30B-10]. 15A-10 Board of Directors.

\* \* \*

[30B-11] 15A-11. Status; incorporation; bylaws.

\* \* \*

[30B-12] 15A-12. Workforce development program.

\* \* \*

[30B-13] 15A-13. Staff; support from County Government.

\* \* \*

[30B-14] 15A-14. Report.

\* \* \*

16-20. Collecting qualifying contributions.

\* \* \*

(d)[(d)] *Consumer Price Index adjustment.* The Chief Administrative Officer must adjust the contribution limit established in Subsection (b), effective July 1, 2018, and July 1 of each subsequent fourth year, by the annual average increase, if any, in the Consumer Price Index for the previous 4 calendar years. The Chief Administrative Officer must calculate the adjustment to the nearest multiple of 10

dollars, and must publish the amount of this adjustment not later than March 1 of each fourth year.

**22A-3. Definitions.**

\* \* \*

*Conditional use* means a use approved under Section ~~[[59-]]~~7.3.1 of Chapter 59.

\* \* \*

*Minor subdivision* means a plan for a proposed subdivision or resubdivision prepared and submitted for approval by the Planning Director under Division 50.7 of Chapter ~~[[59]]~~ 50.

\* \* \*

*Site plan* means a plan or an amendment to a site plan approved under Section 7.3.4 of Chapter 59 or referred to in ~~[[Division]]~~ Section 7.7.1.B of Chapter 59.

\* \* \*

*Special exception* means a use approved as a conditional use under Section 7.3.1 or Section 7.7.1.B of Chapter 59 or referred to in ~~[[Division]]~~ Section 7.7.1.B of Chapter 59.

\* \* \*

*Watershed* means any area delineated as a watershed in the Montgomery County Municipal Separate Storm Sewer System (MS4) Permit Implementation Program, or any smaller area within the watershed that is delineated by the State of Maryland as a 12-Digit watershed.~~[[.]]~~

\* \* \*

**22A-12. Retention, afforestation, and reforestation requirements.**

\* \* \*

(f) *Special provisions for minimum retention, reforestation and afforestation.*

\* \* \*

(2) *Retention, reforestation and afforestation.* Forest retention should be maximized where possible on each site listed in this subsection. At a minimum, on-site forest retention, and in some cases reforestation and afforestation, must be required as follows:

\* \* \*

(B) In a planned development or a site development using a cluster or other optional method of development in a one-family residential zone, on-site forest retention must equal the applicable conservation threshold in subsection (a). This requirement also applies to any site seeking a waiver or variance from base zone standards under Sections 59.4.4.5.D, 59.4.4.6.D, ~~[[59-4.4.7.C]]~~ 59.4.4.7.C, ~~[[59-4.4.8.C]]~~ 59.4.4.8.C, ~~[[59-4.4.8.C, 59-4.4.9.C]]~~ 59.4.4.9.C, ~~[[59-4.4.10.C]]~~ 59.4.4.10.C, ~~[[59-8.3.2]]~~ 59.8.3.2, ~~[[59-4.9.16.B]]~~ 59.4.9.16.B, and ~~[[59-5.2]]~~ 59.5.2 if as a condition of the waiver or variance the Planning Board or County Council must find that the resulting development is environmentally more desirable.

\* \* \*

**26-2. Definitions.**

\* \* \*

*Transient lodging facility:* ~~[[A]]~~ [hostel] [hotel], boardinghouse, tourist home, or rooming



house]] An Establishment defined and licensed under Chapter 54.

**51-1. Definitions.**

\* \* \*

[*Hostel*] Hotel has the same meaning as in Code § 54-1.

\* \* \*

**51-10. Safety standards; lifeguards and spa guards.**

\* \* \*

(d) [*Hostels*] Hotels. Except for on Saturday and Sunday between 11:00 a.m. and 7:00 p.m., paragraph (b) does not apply to a pool that has a water surface area less than 2,500 square feet located on the grounds of a [*hostel*] hotel for the exclusive use of its registered guests if:

- (1) the [*hostel*] hotel is properly licensed under Chapter 54;
- (2) the [*hostel*] hotel posts warning signs that meet the following:

\* \* \*

(B) a safety sign is posted in a permanent location adjacent to a [*hostel*] hotel in compliance with the American National Standard for Public Spas;

\* \* \*

(3) the pool area has a functional and visible emergency alert system approved by the Director of the Department of Health and Human Services that:

- (A) connects directly to 9-1-1; and
- (B) notifies an employee of the [*hostel*] hotel when activated; and

(4) the [*hostel*] hotel has an employee with a valid infant/child/adult cardiopulmonary resuscitation (CPR) certificate from the American Red Cross, the American Heart Association, the National Safety Council, or a comparable program approved by the state Department of Health and Mental Hygiene, on the premises of the [*hostel*] hotel when the pool is open for use and no lifeguard is on duty.

**52-39. Definitions.**

In this Article the following terms have the following meanings:

\* \* \*

*Residential* means the use of a building as a dwelling unit.

\* \* \*

(4) *Senior residential* means:

\* \* \*

(D) any household living unit constructed under Section 59.3.3.1 that is restricted by a covenant running with the land for housing persons who are 55 years of age or older.[[.]]

\* \* \*

**Sec. 2. Expedited Effective Date.**

The Council declares that this legislation is necessary for the immediate protection of the public interest. This Act takes effect on July 1, 2018.

Bill No. 15-18  
 Concerning: Economic Development –  
 Workforce Development – Green  
 Jobs Apprenticeship Program  
 Revised: June 12, 2018 Draft No. 5  
 \_\_\_\_\_  
 Introduced: April 17, 2018  
 Enacted: June 19, 2018  
 Executive: \_\_\_\_\_  
 Effective: \_\_\_\_\_  
 Sunset Date: None  
 Ch. \_\_\_\_\_, Laws of Mont. Co. \_\_\_\_\_

**COUNTY COUNCIL  
 FOR MONTGOMERY COUNTY, MARYLAND**

Lead Sponsor: Councilmember Hucker  
 Co-Sponsors: Councilmembers Leventhal, Elrich, Rice, Council Vice President Navarro and  
 Councilmembers Katz and Berliner

**AN ACT** to:

- (1) provide that the County’s Workforce Development Corporation ~~[[must]]~~ should administer a clean energy industry pre-apprenticeship job training program;
- (2) establish certain criteria for the operation of the pre-apprenticeship job training program; and
- (3) generally amend County law related to workforce development.

By amending

Montgomery County Code  
 Chapter 30B, Economic Development  
 Article II, Workforce Development  
 Section 30B-12

<b>Boldface</b>	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

*The County Council for Montgomery County, Maryland approves the following Act:*

**Sec. 1. Section 30B-12 is amended as follows:**

**ARTICLE II. WORKFORCE DEVELOPMENT.**

**30B-8. Policy objectives.**

- (a) The success of Montgomery County’s economic development goals is dependent upon a comprehensive and demand-driven system of workforce development that:
  - (1) meets the talent attraction, development, and retention needs of strategic industries;
  - (2) meets the needs of the underemployed and unemployed; and
  - (3) develops career pathways that lead to sustainable wage jobs to support a thriving economy.
- (b) To achieve these goals, the County Government may designate a nonprofit corporation as the County’s Workforce Development Corporation to implement the County’s workforce development policies established by the Workforce Development Board.

\* \* \*

**Sec. 30B-12. Workforce development program.**

- (a) The Workforce Development Corporation’s Board of Directors must recommend workforce development programs and associated performance measures to the Executive, Council, and Workforce Development Board each year to advance the policy objectives listed in Section 30B-8.
- (b) The Workforce Development Corporation’s workforce development programs may include a plan for sponsorship of private investment, marketing, and advocacy initiatives.
- (c) The Workforce Development [[Corporation’s]] Corporation should make every effort to include in its workforce development programs [[must include]] a pre-apprenticeship job training program that:
  - (1) is designed to prepare individuals to enter and succeed in an apprenticeship program registered by the Maryland Apprenticeship and Training Council; and
  - (2) includes:
    - (A) training and curriculum that prepares participants with the skills and competencies to enter one or more of the Maryland-registered apprenticeship programs that prepare workers for careers in the clean energy and environment industry, including jobs related to:
      - (i) renewable energy;
      - (ii) energy efficiency;
      - (iii) energy storage;
      - (iv) resource conservation;
      - (v) environmental protection; and
      - (vi) advanced transportation;
    - (B) a documented strategy for increasing apprenticeship opportunities for underemployed and unemployed individuals; and
    - (C) rigorous performance and evaluation methods to ensure program efficacy and continuous improvement.

- (d) The Workforce Development Corporation's Board and staff must meet with the Executive, the Council, and the Workforce Development Board at least annually regarding the Workforce Development Corporation's activities and finances.