



AGENDA ITEM #1
March 9, 2009

OFFICE OF INTERGOVERNMENTAL RELATIONS

Isiah Leggett
County Executive

Melanie Wenger
Director

March 9, 2009

MEMORANDUM

TO: Montgomery County Council

FROM: Melanie L. Wenger, Director
Office of Intergovernmental Relations

SUBJECT: Fifth Winter Update

The purpose for this afternoon's meeting is to discuss:

- update on the 2009 Session;
- new bill affecting Montgomery County: House Bill 1517 – *Maryland-National Capital Park and Planning Commission – Transfer of Funds to Prince George's County MC/PG 127-09*, at circle 1;
- status of Local legislation at circle 3;
- House Bill 1309 – *Natural Resources – Hunting – Expansion of Safety Zone*, at circle 13; and
- anything else.

HOUSE BILL 1517

L5, L2

9lr3307

By: **Montgomery County Delegation and Prince George's County Delegation**
 Introduced and read first time: March 5, 2009
 Assigned to: Rules and Executive Nominations

A BILL ENTITLED

AN ACT concerning

Maryland-National Capital Park and Planning Commission – Transfer Disbursement of Funds to Prince George's County

MC/PG 127-09

~~FOR the purpose of requiring the Maryland National Capital Park and Planning Commission, on the request of the County Executive of Prince George's County and only for the period covering certain fiscal years, to transfer to Prince George's County a certain amount of money originating from certain taxes and that is located in certain funds; and generally relating to a transfer of funds from the Maryland-National Capital Park and Planning Commission to Prince George's County.~~

FOR the purpose of requiring the Maryland-National Capital Park and Planning Commission to disburse to Prince George's County on or before certain dates certain sums of money drawn from the balances of certain funds collected in Prince George's County under certain provisions of law; and generally relating to certain disbursements of certain sums of money by certain dates by the Maryland-National Capital Park and Planning Commission to prince George's County.

BY adding to

- _____ ~~Article 28 – Maryland National Capital Park and Planning Commission~~
- _____ ~~Section 6-112~~
- _____ ~~Annotated Code of Maryland~~
- _____ ~~(2003 Replacement Volume and 2008 Supplement)~~

~~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~~

~~6-112.~~

~~_____ NOTWITHSTANDING ANY OTHER LAW, FOR THE PERIOD COVERING FISCAL YEARS 2010 AND 2011 ONLY, ON THE REQUEST OF THE COUNTY~~

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law.

~~EXECUTIVE OF PRINCE GEORGE'S COUNTY, THE COMMISSIONER SHALL
TRANSFER TO PRINCE GEORGE'S COUNTY AN AMOUNT NOT TO EXCEED
76,000,000 FROM MONEY THAT ORIGINATES FROM TAXES LEVIED AGAINST
ASSESSABLE PROPERTY IN PRINCE GEORGE'S COUNTY AND THAT IS LOCATED
IN ONE OR MORE OF THE FOLLOWING COMMISSION FUNDS:~~

~~(1) THE ADMINISTRATION FUND;~~

~~(2) THE PARKS FUND; AND~~

~~(3) THE RECREATION FUND.~~

~~SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
June 1, 2009.~~

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

(a) The Maryland-National Capital Park and Planning Commission is
authorized and directed, subject to subsection (b) of this section , to disburse to Prince
George's County in two equal installments, the first being due on December 1, 2009 and
the second being due on March 1, 2010, the sum of \$30,000,000 drawn from the balance
of funds, then existing or reasonably estimated, collected in Prince George's County
under Article 28, §§ 6-106 (b), (c), and (e) and 6-107 of the Annotated Code of
Maryland.

(b) The amount of money disbursed under this section may not exceed
\$30,000, 000 in the aggregate and may not result in a projected deficit in any of the funds
specified in this section.

SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) The Maryland-National Capital Park and Planning Commission is
authorized and directed, subject to subsection (b) of this section , to disburse to Prince
George's County in two equal installments, the first being due on December 1, 2010 and
the second being due on March 1, 2011, the sum of \$30,000,000 drawn from the balance
of funds, then existing or reasonably estimated, collected in Prince George's County
under Article 28, §§ 6-106 (b), (c), and (e) and 6-107 of the Annotated Code of
Maryland.

(b) The amount of money disbursed under this section may not exceed
\$30,000,000 in the aggregate and may not result in a projected deficit in any of the funds
specified in this section.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
July 1, 2009."

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law.

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Local Bill Chart

Bill #	Author	Synopsis	CR/CC	History
MC 902-09 HB 821	Frick	MC – Al. Bev. – Corporate Training Center License <i>Creates a Corporate Training Center License in the County</i>	S/S	Hrg: 12/11 Assigned: County Affairs Work Session 1/22 Passed County Affairs 2/5 (8-0) Delegation FAV 2/6 (22-0) Senate Delegation 2/12 Favorable ECM hrg. 2/23
MC 906-09 HB 838	Carr, et al.	MC – Property Tax – Classes of Property and Special Rates <i>Authorizes MC to impose different property tax rates on different types of property</i>	NP/NP	Hrg: 12/11 Assigned: County Affairs Work Session 1/29 Special Ordered to 2/12 Unfavorable 2/12 (5-3) Delegation 2/13 – Unfavorable (17-6)
MC 907-09 HB 822	Carr, et al.	MC – Railroad Grade Crossings – Automated Enforcement Systems <i>Authorizing the use of cameras at railroad grade crossings</i>	S/Hold	Hrg: 12/11 Assigned: Land Use & Transportation Work Session 2/12 Favorable 2/12 (5-0) Delegation 2/13 Favorable (23-1) Senate hrg. 2/26 Hold 2/26

MC 908-09	Ali	MC – No So-Called Sexual Stimulant Pills for Kids Act <i>Prohibits the sale to minors of products labeled and marketed as sexual stimulant pills; requires retailers to modify product display; requires the DHMH Secretary Hygiene to adopt regulations, etc.</i>	NP/O	Hrg: 12/11 Assigned: County Affairs Work Session 1/29 Special Ordered to 2/12 <u>WITHDRAWN</u>
MC 909-09 HB 829	Gutierrez	MC – Law Enforcement Officer Issues Electronic Weapon – Provision of Automated External Defibrillator <i>Requires each officer with an electronic weapon to carry an AED</i>	NP/O	Hrg: 12/11 Assigned: County Affairs Work Session 1/22 Special Ordered 2/12 Special Ordered 2/19 <u>WITHDRAWN</u>
MC 912-09 HB 826	Ali, et al.	MC – Speed Camera Fairness Act <i>Prohibits a contractor's fee from being contingent on the number of citations issued or paid in certain situations</i>	O/Hold	Hrg: 12/11 Assigned: Land Use & Transportation Work Session 2/12 Unfavorable 2/12 (5-0) Delegation 2/13 <u>WITHDRAWN</u>

<p>MC 913-09 HB 825</p>	<p>Lee</p>	<p>MC – Regulation of Campaign Finance Disclosure <i>Authorizes the governing body of MC to enact laws to regulate campaign finance disclosure for certain officeholders in Montgomery County</i></p>	<p>S/S</p>	<p>Hrg: 12/11 Assigned: County Affairs Passed County Affairs w/A 2/5 (8-0) Delegation FAV (22-0) 2/6 Senate Delegation 2/12 Special Ordered Work & Voting Session 2/26 Favorable w/amendment County Affairs 3/5 Favorable w/amendment Delegation 3/6 Concur with Senate Amendments</p>
<p>MC 917-09 HB 823</p>	<p>Chair, on behalf of MC</p>	<p>MC Revenue Authority – Local Government Tort Claims Act <i>Clarifies that the Revenue Authority is covered by the Local Government Tort Claims Act</i></p>	<p>S/S</p>	<p>Hrg: 12/11 Assigned: County Affairs Work Session 1/22 Passed County Affairs 2/5 (7-1) Delegation FAV (16-7) 2/6 Senate Work & Voting Session 2/26 Favorable (5-1) Judiciary Hrg. 3/5</p>
<p>MC 918-09 HB 830</p>	<p>Mizeur</p>	<p>MC – Just Cause Eviction <i>Authorizes MC and municipal corporations in MC to recognize and declare that the eviction of tenants from residential rental units without just cause is unlawful., etc</i></p>	<p>NP/S</p>	<p>Hrg: 12/13 Assigned: County Affairs Work Session 1/29 Favorable 2/12 (5-3) Delegation 2/13 – Special Ordered <u>WITHDRAWN</u></p>



<p>MC 920-09 HB 827</p>	<p>Kaiser</p>	<p>MC – Solicitation by Adults of Money or Donations from Occupants of Vehicles – Adoption of a Permit Program <i>Authorizes the MC Council or the governing body of a municipal corporation in MC to enact a local law to require an adult or an adult representative of certain organizations to obtain a certain permit before standing in a roadway to solicit money or donations of any kind from the occupant of a vehicle.</i></p>	<p>O/O</p>	<p>Hrg: 12/11 Assigned: Land Use & Transportation Work Session 2/18 Unfavorable (6-0) Delegation UNF (21-0)</p>
<p>MC 921-09 HB 832</p>	<p>Feldman</p>	<p>MC – Income Tax – Biotechnology Investment Credit</p>	<p>S/S/a</p>	<p>Hrg: 12/11 Assigned: County Affairs Work Session 1/22 Passed County Affairs 2/5 (8-0) Delegation FAV (22-0) 2/6 Senate Delegation 2/12 Favorable Ways & Means hrg. 3/17</p>
<p>MC 922-09 HB 831</p>	<p>Feldman</p>	<p>MC – Steel Jaw Leghold or Body-Gripping Traps – Prohibition <i>Expands the application of the prohibition against the use, setting, placement, or maintenance of a steel jaw leghold or body-gripping trap in MC</i></p>	<p>NP/NP</p>	<p>Hrg: 12/11 Assigned: County Affairs Work Session 1/29 Work Session 1/19 Favorable 2/19 (7-1) Delegation S/O 2/20 Delegation S/O 2/27 Delegation FAV 3/6</p>



<p>MC 926-09 HB 824</p>	<p>Kaiser</p>	<p>MC – Recordation Tax – Indemnity Mortgages <i>Closes a loophole that allows a borrower to avoid recordation tax if the borrower is not the actual person that will be repaying the loan</i></p>	<p>NP/S</p>	<p>Hrg: 12/11 Assigned: County Affairs Work Session 1/29 Work Session 2/19 Special Ordered 2/19 Special Ordered 2/26 Unfavorable 3/5 (4-2) Delegation 3/6 UNF (18-4)</p>
<p>MC 927-09 HB 834</p>	<p>Raskin</p>	<p>MC – Solicitation of Money or Donations from Occupants of Vehicles – Prohibitions and Exceptions <i>Prohibits solicitation on MC roadways with certain exceptions; requires a safety plan; sets up a permitting system</i></p>	<p>O/O</p>	<p>Hrg: 12/11 Assigned: Land Use & Transportation Work Session 2/18 Unfavorable 6-0 Delegation UNF 21-0</p>
<p>MC 928-09 HB 833</p>	<p>King</p>	<p>MC – Winery Special Event Permits – MC Agricultural Fair <i>Creates a Comptroller permit for the MC Agricultural Fair</i></p>	<p>S/S</p>	<p>Hrg: 12/11 Assigned: County Affairs Work Session 1/22 Passed County Affairs 2/5 (8-0) Delegation FAV (23-0) 2/6 Senate Delegation 2/12 Favorable Economic Matters hrg. 2/23</p>



<p>MC 929-09 HB 837</p>	<p>Garagiola</p>	<p>MC – Speed Monitoring Systems – Use by Designated Agencies in Municipal Corporations <i>Alters a definition to authorize a municipal corporation in MC without a police department to establish or designate a person to enforce speed restrictions by using speed cameras.</i></p>	<p>O/O</p>	<p>Hrg: 12/11 Assigned: Land Use & Transportation Work Session 2/12 Unfavorable 2/12 (5-1) Delegation 2/13 Unfavorable (17-6)</p>
<p>MC 930-09 HB 841</p>	<p>Carr</p>	<p>MCPS – Funding Accountability and Transparency Act <i>Requires the Montgomery County Board of Education to develop and operate a website that includes information about certain payments</i></p>	<p>/S w/A</p>	<p>Hrg: 1/23 - Accepted as late filed. Hrg: 1/30 Work Session 2/5 FAV/a 2/12 (6-2) Delegation 2/13 Favorable (23-1) Senate Work & Voting Session 2/26 Hold 2/26</p>
<p>MC 931-09</p>	<p>Raskin</p>	<p>MC – Voting System – Requirement <i>Requires the State Board of Elections to select, certify, and acquire a voting system for use in Montgomery County that accommodates certain voting methods.</i></p>	<p>/O</p>	<p>Hrg: 1/23 - Accepted as late filed. Hrg: 1/30 WITHDRAWN</p>
<p>MC 932-09 HB 820</p>	<p>Kaiser (on behalf of County Executive)</p>	<p>MC Employees – Property, Recordation & Transfer Taxes</p>	<p>S/O</p>	<p>Redrafted MC 919-09 Assigned to County Affairs Work Session 2/19 Special Ordered 2/19 Special Ordered 2/26 Unfavorable 3/5 (6-0) Delegation 3/6 UNF (21-1)</p>



<p>MC 933-09 HB 836</p>	<p>Manno, <i>et al.</i></p>	<p>MC – Income Tax – Organic Agriculture Investment Credit <i>Authorizes the governing body of MC to grant a credit against the county income tax for organic agriculture investment</i></p>	<p>S/S</p>	<p>2/6 Late-filed hearing 2/6 Accepted as late-filed Hearing 2/13 Assigned to County Affairs Work Session 2/19 Favorable 2/26 (7-1) Delegation 2/27 FAV</p>
<p>MC 934-09 HB 835</p>	<p>Carr, <i>et al.</i></p>	<p>MC – Kensington – Expansion of Area for Alcoholic Beverages Licenses <i>Expands the area in which a special B-K license may be issued; also reduces restaurant seating capacity requirement from 40 to 20</i></p>	<p>S/S</p>	<p>2/6 Late-filed hearing 2/6 Accepted as late-filed Hearing 2/13 Assigned to County Affairs Work Session 2/19 Favorable 2/26 (7-1) Delegation 2/27 S/O County Affairs 3/5 Favorable w/amendment 3/5 (5-1) Delegation 3/6 FAV (21-2)</p>
<p>MC 936-09</p>	<p>Simmons</p>	<p>MC – Rockville Town Center – Beer & Light Wine Licenses – Supermarkets <i>Removes the prohibition against alcoholic beverages licenses in supermarkets for the Rockville Town Center</i></p>	<p>S/S</p>	<p>Late-filed hrg 2/20 2/20 Accepted as late-filed Hearing 2/27 Assigned to County Affairs Work Session 3/5</p>



Friday, March 06, 2009

Bi-County Bills

Status as of March 6, 2009

Montgomery County - WSSC - Financial Oversight Act

PG-MC 101-09 Del. Ali HB 1136		MoCo	PrGeo		MoCo House	PrGeo House	House	Senate				
	Ex:	Support			BCA	Deleg.	BC	Deleg.	Full	MoCo	PrGeo	Full
	CC:	Support			>>>	>>>	>>>					
	WSSC:	Hold			Last Action: Passed by PrGeo BiCounty Committee, 4-Mar-09							

This bill would require the WSSC to provide the Montgomery County Council with a copy of the WSSC's certified annual audit and current financial statements.

M-NCPPC - Workers' Compensation - Lyme Disease Presumption

PG-MC 103-09 Del. Reznik HB 1135		MoCo	PrGeo		MoCo House	PrGeo House	House	Senate				
	Ex:	Support			BCA	Deleg.	BC	Deleg.	Full	MoCo	PrGeo	Full
	CC:	Amend			>>>	>>>	>>>	>>>				
	M-NCPPC:	N/P			Last Action: Passes as amended MOCO & PrGeo delegations, 6-Mar-09							

This bill extends to all unionized M-NCPPC employees a presumption that they contracted Lyme disease while on the job. Currently, the presumption exists only for law enforcement. *Amendment extends presumption to all full-time M-NCPPC employees in an outdoor wooded environment.*

WSSC - System Development Charge - Exemptions

PG-MC 104-09 Prince George's County Council HB 1139		MoCo	PrGeo		PrGeo House	MoCo House	House	Senate				
	Ex:	N/P			BC	Deleg.	BCA	Deleg.	Full	PrGeo	MoCo	Full
	CC:	N/P	Support		>>>	>>>	II					
	WSSC:	Support			Last Action: Special ordered MoCo BiCounty Committee, 2-Mar-09							

This bill broadens a 2007 SDC exemption for an organization that exclusively serves youth to one that primarily serves youth and extends the sunset to 2012. *The amendment alters the change and extends the sunset date to July 1, 2010.*

WSSC - Budget Approval

PG-MC 105-09 Prince George's County Council HB 1137		MoCo	PrGeo		PrGeo House	MoCo House	House	Senate				
	Ex:	Oppose			BC	Deleg.	BCA	Deleg.	Full	PrGeo	MoCo	Full
	CC:	Oppose	Support		>>>	>>>	II					
	WSSC:	Oppose			Last Action: Special ordered MoCo BiCounty Committee, 2-Mar-09							

If the counties do not agree on the WSSC's capital budget, this bill caps the appropriation at the previous year's level instead of the Commission recommendation. This default applies to individual projects as well as the total capital budget. *Amendment applies change only to new projects.*

Maryland-Washington Regional District - Prince George's County - General Plan

PG-MC 106-09 Sen. Peters HB 1138		MoCo	PrGeo		PrGeo House	MoCo House	House	Senate				
	Ex:	N/P			BC	Deleg.	LUT	Deleg.	Full	MoCo	PrGeo	Full
	CC:	N/P			>>>	>>>	II					
	M-NCPPC:	Hold			Last Action: Special ordered by BiCounty Committee, 23-Feb-09							

This bill would require the M-NCPPC to initiate and adopt a general plan for the development of the Regional District in Prince George's County at least every seven years. *Unknown amendments.*

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M-NCPPC - Prince George's County District Council - Delegation of Powers

PG-MC 108-09 Sen. Peters HB 1143		MoCo	PrGeo	PrGeo House		MoCo House		House	Senate		
	Ex:	N/P		BC	Deleg.	LUT	Deleg.	Full	PrGeo	MoCo	Full
	CC:	N/P									
	M-NCPPC:	Oppose		Last Action: Unfavorable by PrGeo House Delegation, 20-Feb-09							

This bill would require Prince George's County municipalities to exercise specified planning and zoning functions that are currently the responsibility of the District Council.

M-NCPPC - Montgomery County - Planning Board Enforcement Powers

PG-MC 109-09 M-NCPPC HB 1140		MoCo	PrGeo	MoCo House		PrGeo House		House	Senate		
	Ex:	Support		LUT	Deleg.	BC	Deleg.	Full	PrGeo	MoCo	Full
	CC:	Support		>>>	>>>	>>>	>>>	>>>	>>>	>>>	>>>
	M-NCPPC:	Support		Last Action: Favorable by PrGeo House Delegation, 20-Feb-09							

This bill allows the Montgomery County District Council to authorize the Planning Board to appoint a hearing examiner with the ability to subpoena and swear witnesses, order discovery, and conduct hearings in enforcement cases. Passed House in 2008; passed Senate delegations.

M-NCPPC - Mo Co Municipal Corporations - Authority to Regulate Commercial Signs

PG-MC 111-09 Del. Carr et al. HB 1141		MoCo	PrGeo	MoCo House		PrGeo House		House	Senate		
	Ex:	Support		LUT	Deleg.	BC	Deleg.	Full	MoCo	PrGeo	Full
	CC:	Support		>>>	>>>	>>>	>>>	>>>	>>>	>>>	>>>
	M-NCPPC:	Oppose		Last Action: Favorable in PrGeo House Delegation, 20-Feb-09							

This bill would allow municipalities without planning and zoning authority to regulate commercial signs within their borders. Amendment changes effective date to June 1, 2009.

Bicycle and Pedestrian Advisory Committee - Membership

PG-MC 115-09 M-NCPPC HB 1144		MoCo	PrGeo	MoCo House		PrGeo House		House	Senate		
	Ex:	Oppose	Support	LUT	Deleg.	BC	Deleg.	Full	MoCo	PrGeo	Full
	CC:	Oppose		>>>	>>>	>>>	>>>	>>>	>>>	>>>	>>>
	WSSC:	Support		Last Action: Passed as amended by PrGeo Delegation, 6-Mar-09							

As amended, this bill would give the M-NCPPC a seat on the State's Bicycle and Pedestrian Advisory Committee.

Washington Suburban Transit District - Transit Facilities - Public School Transportation

PG-MC 116-09 Pr Geo. Exec. HB 1132		MoCo	PrGeo	PrGeo House		MoCo House		House	Senate		
	Ex:	Hold	Support	BC	Deleg.	LUT	Deleg.	Full	PrGeo	MoCo	Full
	CC:	Hold		II							
	WSTD:			Last Action: Accepted as late filed, 6-Feb-09							

This bill would add public school transportation in Prince George's County to the list of facilities and services that may be provided by the Washington Suburban Transit District.

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Washington Suburban Sanitary Commission - Membership

PG-MC 118-09 Del. Carr HB 1145	MoCo Ex: Oppose CC: Oppose WSSC:	PrGeo	MoCo House BCA Deleg.	PrGeo House BC Deleg.	House Full	Senate MoCo PrGeo Full
	Last Action: Withdrawn, 23-Feb-09					
	(checkmark)					

This bill would add a 7th member to the Washington Suburban Sanitary Commission appointed by the governing body of the municipality with the largest number of WSSC customers in each county. The appointment would alternate between each county. (Gaithersburg / College Park)

Washington Suburban Sanitary Commission - Comprehensive Whistleblower Protections

PG-MC 120-09 Sen. Raskin HB 1133	MoCo Ex: Support CC: Support Support WSSC:	PrGeo	MoCo House BCA Deleg.	PrGeo House BC Deleg.	House Full	Senate PrGeo MoCo Full
	Last Action: Special ordered MoCo BiCounty Committee, 2-Mar-09					
	(checkmark)					

This bill would require the Washington Suburban Sanitary Commission to adopt whistleblower protections for its employees that report waste, abuse, substantial or specific threats to public health or safety, and illegal activity. The protections must be similar to those for State employees.

Washington Suburban Sanitary Commission - Motions

PG-MC 121-09 Sen. Raskin HB 1142	MoCo Ex: Support CC: Support WSSC:	PrGeo	MoCo House BCA Deleg.	PrGeo House BC Deleg.	House Full	Senate PrGeo MoCo Full
	Last Action: Passed by BiCounty Agencies Committee, 23-Feb-09					
	(checkmark)					

This bill would require all motions of the Washington Suburban Sanitary Commission to be supported by at least one vote from a commissioner from each county to carry.

Washington Suburban Sanitary Commission - Audits and Financial Statements

PG-MC 122-09 Sen. Raskin HB 1134	MoCo Ex: Support CC: Support Amend WSSC:	PrGeo	MoCo House BCA Deleg.	PrGeo House BC Deleg.	House Full	Senate PrGeo MoCo Full
	Last Action: Passed by BiCounty Agencies Committee, 23-Feb-09					
	(checkmark)					

This bill would require the Washington Suburban Sanitary Commission to provide copies of audits and financial statements to the Montgomery County and Prince George's County delegations to the General Assembly.

M-NCPPC - Disbursement of Funds to Prince George's County

PG-MC 127-09 Del. Braveboy, et al	MoCo Ex: Support CC: Support M-NCPPC: Support	PrGeo Support	PrGeo House BC Deleg.	MoCo House BCA Deleg.	House Full	Senate PrGeo MoCo Full
	Last Action: Passed as amended by PrGeo House Delegation, 6-Mar-09					
	(checkmark)					

As amended, this bill requires the M-NCPPC to transfer \$30 million in FY10 and \$30 million in FY11 to the Prince George's County government.

HOUSE BILL 1309

M2

9lr3046

By: **Delegates Frush and Hubbard**
 Introduced and read first time: February 16, 2009
 Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Natural Resources - Hunting - Expansion of Safety Zone**

3 FOR the purpose of extending the hunter safety zone, within which certain persons
4 are prohibited from discharging a weapon or hunting or chasing birds or
5 mammals without certain permission, to a certain distance from certain
6 buildings; and generally relating to hunter safety zones.

7 BY repealing and reenacting, with amendments,
8 Article - Natural Resources
9 Section 10-410(g)
10 Annotated Code of Maryland
11 (2007 Replacement Volume and 2008 Supplement)

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

14 **Article - Natural Resources**

15 10-410.

16 (g) A person, other than the owner or occupant, while hunting for any wild
17 bird or mammal may not shoot or discharge any firearm or other deadly weapon
18 within [150] **300** yards, known as the "safety zone," of a dwelling house, residence,
19 church, or other building or camp occupied by human beings, or shoot at any wild bird
20 or mammal while it is within this area, without the specific advance permission of the
21 owner or occupant. During any open hunting season, a person, other than the owner or
22 occupant, may not hunt or chase willfully any wild bird or mammal within the safety
23 zone without the specific advance permission of the owner or occupant.

24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
25 October 1, 2009.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

